

COURT FILE NUMBER	2101-05682
COURT	COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE	CALGARY
PLAINTIFF	ATB FINANCIAL
DEFENDANTS	W.A. GRAIN HOLDINGS INC., 1309497 ALBERTA LTD. (o/a W.A. GRAIN & PULSE SOLUTIONS), NEW LEAF ESSENTIALS (WEST) LTD., NEW LEAF ESSENTIALS (EAST) LTD., and 1887612 ALBERTA LTD.
APPLICANT	BDO CANADA LIMITED, in its capacity as receiver and manager of W.A. GRAIN HOLDINGS INC., 1309497 ALBERTA LTD. (o/a W.A. GRAIN & PULSE SOLUTIONS), NEW LEAF ESSENTIALS (WEST) LTD., NEW LEAF ESSENTIALS (EAST) LTD., and 1887612 ALBERTA LTD.
DOCUMENT	<b>SEALING ORDER – Saskatchewan Facilities</b>
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	MLT AIKINS LLP Barristers and Solicitors 2100, 222 3rd Avenue S.W. Calgary, Alberta T2P 0B4 Phone: 403.693.5420 Fax: 403.508.4349 Attention: Ryan Zahara File: 0128056.00003




---

**DATE ON WHICH THIS ORDER WAS PRONOUNCED: SEPTEMBER 23, 2021**

**LOCATION AT WHICH ORDER WAS MADE: CALGARY, ALBERTA**

**NAME OF THE JUDGE WHO MADE THIS ORDER: HONOURABLE JUSTICE DARIO**

---

**UPON THE APPLICATION** (the "**Application**") of BDO Canada Limited, in its capacity as the Court-appointed receiver (the "**Receiver**") of all of the current and future assets, undertakings,

and properties of every nature and kind whatsoever, and wherever situate, including all proceeds thereof, of W.A. Grain Holdings Inc., 1309497 Alberta Ltd., o/a W.A. Grain & Pulse Solutions (“**130 Alberta**”), 1887612 Alberta Ltd., New Leaf Essentials (West) Ltd. and New Leaf Essentials (East) Ltd. (collectively, the “**Debtors**”), for an Order sealing certain confidential information and an Order approving the sale transaction contemplated by an agreement of purchase and sale between the Receiver and GP Acres Grain Inc. respecting all of 130 Alberta’s assets associated with its grain processing facilities located in Ponteix, Saskatchewan; Pambrun, Saskatchewan; and Vanguard, Saskatchewan (collectively, the “**Saskatchewan Facilities**”);

**AND UPON HAVING READ** the Application, the Receivership Order granted by Justice Mah on April 26, 2021 (the “**Receivership Order**”), the Second Report of the Receiver dated September 10, 2021 (the “**Second Report**”), the Confidential Appendices to the Receiver’s Second Report dated September 10, 2021 (the “**Confidential Appendices**”), the Receiver’s Brief of Law filed September 15, 2021 and the Affidavit of Service of Joy Mutuku filed September 22, 2021; **AND UPON IT** appearing that all interested and affected parties have been served with notice of the Application; **AND UPON HEARING** the submissions of counsel for the Receiver and all other interested parties present;

**IT IS HEREBY ORDERED THAT:**

1. The clerk of the Court is hereby directed to seal the Confidential Appendices on the Court file until the earlier of:
  - i) an Order of this Court directs that the Confidential Appendices be filed in this Action;
  - ii) a Sale of the Saskatchewan Facilities by the Receiver has closed, and the Receiver files a receiver’s certificate respecting the Saskatchewan Facilities with the Clerk of the Court confirming a sale of the Saskatchewan Facilities has closed; or
  - iii) December 31, 2021.
2. The Clerk of the Court is hereby directed to seal the Confidential Supplement in an envelope setting out the style of cause in the within proceedings and labelled:

THIS ENVELOPE CONTAINS CONFIDENTIAL DOCUMENTS. THESE CONFIDENTIAL DOCUMENTS ARE SEALED ON COURT FILE 2101-05682 PURSUANT TO THE ORDER ISSUED BY JUSTICE DARIO ON SEPTEMBER 23, 2021. THESE CONFIDENTIAL DOCUMENTS ARE NOT TO BE ACCESSED BY ANY PERSON UNTIL EARLIER OF AN ORDER OF THE COURT DIRECTING THAT THESE CONFIDENTIAL DOCUMENTS BE FILED, AFTER THE FILING OF A RECEIVER'S CERTIFICATE FROM BDO CANADA LIMITED, IN ITS CAPACITY AS RECEIVER OF THE DEBTORS, CONFIRMING THAT THE ~~CONFIDENTIAL DOCUMENTS MAY BE FILED~~, OR c) ~~BEFORE~~ DECEMBER 31, 2021. \ SALE OF THE SASKATCHEWAN FACILITIES HAS CLOSED



---

The Honourable Justice Dario  
Justice Of The Court Of Queen's Bench Of Alberta