

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL COURT**

THE HONOURABLE MR.

FRIDAY, THE 18TH

JUSTICE MORAWETZ

DAY OF DECEMBER, 2009

BETWEEN:

IN THE MATTER OF THE *COMPANIES' CREDITORS
ARRANGEMENT ACT*, R.S.C. 1985, c. C-36, AS AMENDED

AND IN THE MATTER OF A PLAN OF COMPROMISE OR
ARRANGEMENT OF BRUCE R. SMITH LIMITED

Applicant



ORDER

THIS MOTION, made by the Applicant for an Order extending the stay of proceedings provided for in the Amended and Restated Initial Order of this Court, dated October 16, 2009 (the "Amended Initial Order") and other relief, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Affidavit of John H. Smith, sworn December 15, 2009, and the exhibits attached thereto and the Third Report of the Monitor, The Fuller Landau Group Inc., and on hearing the submissions of counsel for the Applicant, the Monitor, Royal Bank of Canada, G.E. Canada Equipment Finance G.F, CIT Financial Ltd., and RoyNat Inc., and such other counsel as may appear,

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and Motion Record herein shall be and is hereby abridged so that the motion is properly returnable today, and further, that any requirement for service of the Notice of Motion and the Motion Record upon any party not served is hereby dispensed with.

2. **THIS COURT ORDERS** that the stay of proceedings as defined in paragraph 13 of the Amended Initial Order be and is hereby extended to February 18, 2010.


3. **THIS COURT ORDERS** that the Second Report of the Monitor, dated November 17, 2009 and the conduct and activities of the Monitor and its agents as detailed in the Second Report are approved.



Christina Irwin
Registrar, Superior Court of Justice

ENTERED AT / INSCRIT A TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

DEC 18 2009

PER / PAR: 

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT
OF BRUCE R. SMITH LIMITED
APPLICANTS**

Court File No. 09-8339-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL COURT**

**PROCEEDING COMMENCED AT
TORONTO**

ORDER

SCARFONE HAWKINS LLP
Barristers & Solicitors
One James Street South
14th Floor
P.O. Box 926, Depot 1
Hamilton, Ontario, L8N 3P9

Michael J. Valente (LSUC # 23925R)
mvalente@shlaw.ca
Tel : 905-523-1333
Fax: 905-523-5878

Lawyers for the Applicant