

ENTERED

902938

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 **AFFIDAVIT OF SERVICE**

ADDRESS FOR
SERVICE AND
CONTACT MLT Aikins LLP
2100, 222 – 3rd Ave. SW
Calgary, AB T2P 0B4
INFORMATION OF
PARTY FILING THIS
DOCUMENT Attention: Ryan Zahara
Telephone: 403-693-5420
Email: rzahara@mltaikins.com



COM
Sept. 23, 2021
Justice Dario

AFFIDAVIT OF JOY MUTUKU
Sworn September 22, 2021

I, Joy Mutuku, of the City of Calgary, in the Province of Alberta, MAKE OATH AND SAY THAT:

1. I am a Legal Assistant with the law firm of MLT Aikins LLP, counsel for 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. (collectively, the "Defendants"). Accordingly, I have personal knowledge of the facts and matters deposed to herein, unless those facts and matters are stated to be based upon my information and belief, and, in which case, I believe those facts and matters to be true.

UNFILED APPLICATION MATERIALS

2. On September 13, 2021, I caused to be served upon the Defendants, ATB Financial, BDO Canada Limited, Chris Chivilo, AVRIO Subordinated Debt Limited Partnership II, Farm Credit Canada, Prince Edward Island Century 2000 Fund Inc., the Guarantee Company of North America, Department of Justice Canada, Canadian Grain Commission/Government of Canada, Intact Insurance Company, 2371394 Alberta Ltd., Global Food and Ingredients Inc., and GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd. (collectively, the "**Service List – Email Recipients**") with unfiled copies of the following Application Materials by email. Attached hereto and marked as **Exhibit "A"** to this Affidavit is a copy of our service letter and email correspondence dated September 13, 2021.
 - a) Application for Sale Approval and Vesting Orders;
 - b) Second Report of the Receiver (excluding confidential appendices) dated September 10, 2021; and
 - c) WebEx Login information and Notice to Participants (collectively, "**the Application Materials**").
3. On September 13, 2021, I caused to be served upon Meridian Onecap Credit Corp. unfiled copies of the Application Materials by courier. Attached hereto and marked as **Exhibit "B"** to this Affidavit is a copy of the courier confirmation to Meridian Onecap Credit Corp.
4. On September 13, 2021, I caused to be served upon Canada Revenue Agency unfiled copies of the Application Materials by courier. Attached hereto and marked as **Exhibit "C"** to this Affidavit is a copy of the courier confirmation to Canada Revenue Agency.
5. On September 14, 2021, I caused to be served upon CWB National Leasing Inc. unfiled copies of the Application Materials by courier. Attached hereto and marked as **Exhibit "D"** to this Affidavit is a copy of the courier confirmation to CWB National Leasing Inc.

FILED APPLICATION MATERIALS

6. On September 14, 2021, I caused to be served upon the Service List – Email Recipients with filed copies of the Application Materials (“**Proof of Filing**”) by email. Attached hereto and marked as **Exhibit "E"** to this Affidavit is a copy of our service letter and email correspondence dated September 14, 2021.
7. On September 15, 2021, I caused to be served upon Chris Chivilo, additional copies of the filed Application Materials by email. Attached hereto and marked as **Exhibit "F"** to this Affidavit is a copy of our email correspondence dated September 15, 2021.

UNFILED BRIEF OF THE RECEIVER

8. On September 15, 2021, I caused to be served upon the Service List – Email Recipients with unfiled copies of the Brief of the Receiver and Appendix of Authorities (collectively, “**Brief of the Receiver**”) by email. Attached hereto and marked as **Exhibit "G"** to this Affidavit is a copy of our service letter and email correspondence dated September 15, 2021.

FILED BRIEF OF THE RECEIVER

9. On September 16, 2021, I caused to be served upon the Service List – Email Recipients with a filed copy of the Brief of the Receiver (“**Proof of Filing of Brief of the Receiver**”) by email. Attached hereto and marked as **Exhibit "H"** to this Affidavit is a copy of our service letter and email correspondence dated September 16, 2021.
10. On September 16, 2021, I caused to be served upon CWB National Leasing Inc. the following materials by registered mail. Attached hereto and marked as **Exhibit "I"** to this Affidavit is a copy of the Canada Post tracking confirmation.
 - a) Brief of the Receiver filed on September 15, 2021; and
 - b) Proof of Filing of the Application Materials.

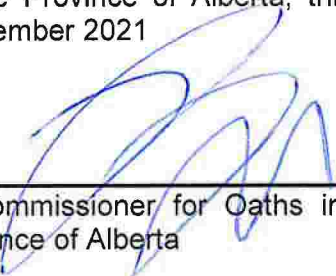
(collectively, the “**Filed Application Materials and Brief of the Receiver**”).

11. On September 16, 2021, I caused to be sent to Meridian Onecap Credit Corp. the filed Application Materials and Brief of the Receiver by registered mail. Attached hereto and marked as **Exhibit "J"** to this Affidavit is a copy of the Canada Post tracking information.

NOTICE TO THE MEDIA

12. On September 13, 2021, I submitted an e-notice of restricted access to the media. Attached hereto and marked as **Exhibit "K"** to this Affidavit is a copy of our Notice to Media of Application to restrict access.

SWORN BEFORE ME at the City of Calgary,)
in the Province of Alberta, this 22nd day of)
September 2021)



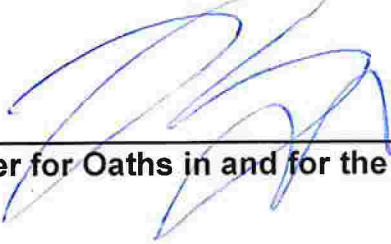
A Commissioner for Oaths in and for the)
Province of Alberta)



JOY MUTUKU)

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023

**THIS IS EXHIBIT "A" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**




A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023

Joy Mutuku

From: Joy Mutuku <jmutuku@mltaikins.com>
Sent: September 13, 2021 12:26 PM
To: makelly@bdo.ca; akoroneos@bdo.ca; Ryan Zahara; Kaitlin Ward; Joy Mutuku; Nishaljeet Khangura; chris.chilivo@wagrain.ca; danh@mhrlaw.ca; corporate@mhrlaw.ca; dwalby@atb.com; tlysak@fasken.com; mtomos@fasken.com; wmacleod@mccarthy.ca; jay.penner@fcc-fac.ca; ntaylorsmith@millerthomson.com; jdoyle@gov.pe.ca; jaaiken@gov.pe.ca; jill.medhurst@justice.gc.ca; alb.fc@justice.gc.ca; gdemeulenaere@stewartmckelvey.com; lorena.morales@grainscanada.gc.ca; jay.rampersad@intact.net; c.ouellette@mckercher.ca; carmela.morrone@intact.net; rolinda.mack@justice.gc.ca; daniel@songlaw.ca; kourney.rylands@mcmillan.ca; dtchorzewski@mcdougallgauley.com; commercialcoordinator.qbcalgary@albertacourts.ca
Subject: In the matter of the Receivership of W.A. Grain Holdings Inc., 1309497 Alberta Ltd., New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd.; Action No. 2101-05682

 External Sender

Please find attached our correspondence.

Thanks

Files attached to this message

Filename	Size	Checksum (SHA256)
Letter to the Service List (September 13, 2021).PDF	372 KB	824c62a73c172ce8370799fdb6552548c37c76e1b83ac2b1a1387d6a6f8550a
Application - Sale Approval and Vesting Order (September 23, 2021).pdf	660 KB	17cd166db8f7ae578796b2fad37fdd18c280955127afd25e0397ed98cd347cf9
Second Report of the Receiver (Excluding Confidential Appendices), September 10, 2021.PDF	8.44 MB	ec5b771faf7229c126d5c9a41fc163218d3766516d8599fb16385b54c7823691
Web Ex Confirmation - W.A. Grain - September 23, 2021 hearing.PDF	147 KB	8af581fd3cd2e122fb0d738c9f74841ac432a61bf7878e2eaa5c7ba2a8a2d8f6

Please click on the following link to download the attachments:

<https://FILE.MLTAIKINS.COM/message/DGi09KUEnykzREc9PDeu3L>

You will need to authenticate to view this Secure Message. If you don't have an account on FILE.MLTAIKINS.COM, you will receive a separate email with a unique **Access Pass** that you can use to authenticate yourself. If you have recently received a **Access Pass** from a previous message, you can re-use the Access Pass to authenticate to this message.

This email or download link can not be forwarded to anyone else.

The attachments are available until: **Saturday, 18 September.**

Message ID: DGi09KUEnykzREc9PDeu3L

Download Files

Reply to this Secure Message

Joy Mutuku
Legal Assistant
+1 (403) 693-5403 | jmutuku@mtaikins.com | Calgary

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 WA 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

SERVICE LIST

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT:

MLT AIKINS LLP
 Barristers & Solicitors
 2100, 222 3rd Avenue S.W.
 Calgary, Alberta T2P 0B4
 Phone: 403.693.5420
 Facsimile: 403.508.4349
 Attention: Ryan Zahara
 File: 128056.00003

Updated September 13, 2021

PARTY	ROLE	SERVICE VIA
<p>BDO CANADA LIMITED 620, 903 8th Avenue SW Calgary, AB T2P 0-7</p> <p>Marc Kelly makelly@bdo.ca</p> <p>Anna Koroneos akoroneos@bdo.ca</p>	<p><i>Counsel for Receiver</i></p> <p>MLT AIKINS LLP 2100 Livingston Place 222 3 Ave SW Calgary, AB T2P 0B4</p> <p>Ryan Zahara rzahara@mltaikins.com</p> <p>Kaitlin Ward kward@mltaikins.com</p>	<p>Email</p>

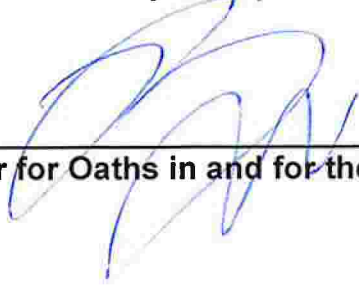
<p>W.A. GRAIN HOLDINGS INC., 1309497 ALBERTA LTD. (O/A WA GRAIN & PULSE SOLUTIONS), NEW LEAF ESSENTIALS (WEST) LTD., NEW LEAF ESSENTIALS (EAST) LTD., 1887612 ALBERTA LTD.</p> <p>Chris Chivilo Chris.Chivilo@wagrain.ca</p>	<p><i>Counsel for W.A. Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., 1887612 Alberta Ltd.</i></p> <p>MHR Law 1, 5401-49 Avenue Olds, AB T4H 1G3</p> <p>Dan Harder danh@mhrlaw.ca corporate@mhrlaw.ca</p>	<p>Email</p>
<p>NEW LEAF ESSENTIALS (EAST) LTD. 4 Slemon Park Dr. Slemon Park, Prince Edward Island C0B 2A0</p> <p>Chris Chivilo Chris.Chivilo@wagrain.ca</p>		<p>Email</p>
<p>ATB FINANCIAL 600, 585 8th Avenue SW Calgary, AB T2P 1G1</p> <p>Dawn Walby dwalby@atb.com</p>	<p><i>Counsel for ATB Financial</i></p> <p>FASKEN MARTINEAU DUMOULIN LLP 3400, 350 7th Avenue SW Calgary, AB T2P 3N9</p> <p>Travis Lysak tlysak@fasken.com</p> <p>Mihai Tomos mtomos@fasken.com</p>	<p>Email</p>
<p>AVRIO SUBORDINATED DEBT LIMITED PARTNERSHIP II</p>	<p><i>Counsel for Avrio Subordinated Debt Limited Partnership III</i></p> <p>MCCARTHY TETRAULT LLP 4000, 421 7th Avenue SW Calgary, AB T2P 4K7</p> <p>Walter Macleod wmacleod@mccarthy.ca</p>	<p>Email</p>

<p>CWB NATIONAL LEASING INC. 1525 Buffalo Place Winnipeg, MB R3T 1L9</p> <p>Fax: 204-954-9099</p>		<p>Mail</p>
<p>FARM CREDIT CANADA 2nd Floor, 12040 – 149 Street NW Edmonton, AB T5V 1P2 Fax: 780-495-5665</p> <p>Attention: Jay Penner Jay.Penner@fcc-fac.ca</p>	<p><i>Counsel for Farm Credit Canada</i></p> <p>MILLER THOMSON LLP 3000, 700-9th Avenue SW Calgary, AB T2P 3V4</p> <p>Nicole T. Taylor-Smith ntaylorsmith@millerthomson.com</p>	<p>Email</p>
<p>MERIDIAN ONECAP CREDIT CORP. Suite 1500, 4710 Kingsway Burnaby, BC V5H 4M2</p>		<p>Mail</p>
<p>PRINCE EDWARD ISLAND CENTURY 2000 FUND INC. 94 Euston Street PO Box 1176 Charlottetown PEI C1A 7M8</p> <p>Attention: Jamie Aitkin jdoyle@gov.pe.ca</p> <p>Attention: Jason Doyle jaaiken@gov.pe.ca</p>	<p><i>Counsel for Prince Edward Island Century 2000 Fund Inc.</i></p> <p>Stewart McKelvey LLP 65 Grafton St Charlottetown, PE C1A 1K8 Attention: Gary G. Demeulenaere, Q.C gdemeulenaere@stewartmckelvey.com</p>	<p>Email</p>
<p>THE GUARANTEE COMPANY OF NORTH AMERICA 402-260 Hearst Way Kanata, ON K2L 3H1</p>	<p><i>Counsel for the Guarantee Company of North America</i></p> <p>McKercher LLP 374 Third Avenue South Saskatoon, SK S7K 1M5</p> <p>Attention: Colin Ouellette c.ouellette@mckercher.ca</p>	<p>Email</p>

<p>CANADA REVENUE AGENCY 220 4th Avenue SE Calgary, Alberta T2G 0L1 Fax: 403-264-5843</p>		<p>Mail</p>
<p>DEPARTMENT OF JUSTICE CANADA 300 Epcor Tower, 10423 – 101 St NW Edmonton AB T5H 0E7 Email: alb.fc@justice.gc.ca</p> <p>Jill Medhurst Jill.Medhurst@justice.gc.ca</p>		<p>Email</p>
<p>CANADIAN GRAIN COMMISSION / GOVERNMENT OF CANADA Head, Licensing, Industry Services</p> <p>Attention: Lorena Morales lorena.morales@grainscanada.gc.ca</p>	<p><i>Counsel for Canadian Grain Commission</i></p> <p>Department of Justice of Canada Prairie Region – National Litigation Sector 300, 10423 – 101 Street NW Edmonton, AB T5H 0E7</p> <p>Rolinda Mack Rolinda.Mack@justice.gc.ca</p>	<p>Email</p>
<p>INTACT INSURANCE COMPANY 1200 St. Laurent Blvd., Unit 004A P.O. Box 22 Ottawa, Ontario K1K 3B8</p> <p>Jay Rampersad jay.rampersad@intact.net</p> <p>Carmela Morrone carmela.morrone@intact.net</p>	<p><i>Counsel for Intact Insurance Company</i></p> <p>McKercher LLP 374 Third Avenue South Saskatoon, SK S7K 1M5</p> <p>Colin Ouellette c.ouellette@mckercher.ca</p>	<p>Email</p>

<p>2371394 Alberta Ltd.</p>	<p><i>Counsel for 2371392 Alberta Ltd.</i></p> <p>Song Law Office Suite 203, 301-14 Street NW Calgary, AB T2N 2A1</p> <p>Daniel Song daniel@songlaw.ca</p>	<p>Email</p>
<p>Global Food and Ingredients Inc.</p>	<p><i>Counsel for Global Food and Ingredients Inc.</i></p> <p>McMillan LLP 1700-421 7th Avenue SW Calgary, AB T2P 4K9</p> <p>Kourtney Rylands Kourney.Rylands@mcmillan.ca</p>	<p>Email</p>
<p>GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd.</p>	<p><i>Counsel for GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd.</i></p> <p>McDougall Gauley LLP 1500-1881 Scarth Street Regina, SK S4P 4K9</p> <p>Dion E. Tchorzewski dtchorzewski@mcdougallgauley.com</p>	<p>Email</p>

**THIS IS EXHIBIT "B" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023

View Shipment Details

**Shipment Date**

2021-09-13

To

Meridian Onecap Credit Corp.
4710 KINGSWAY
Suite 1500
BURNABY, British Columbia
Canada, V5H4M2

Created

2021-09-13 04:32 PM

From

MLT Aikins
222 3 Avenue SW
Suite 2100
CALGARY, Alberta
Canada, T2P 0B4
1-(403)693-4300

PIN	333128953671	Adjusted Weight	1.00 lb
Ship Type	Regular	Transit Time (days)	1
Package Type	Express Envelope	Cost	\$18.76
Number of pieces	1	Tax	\$0.94
Premium Service	Purolator Express Envelope	Total	\$19.70
Hold For Pickup (receiver will pick up shipment)	No		
Declared Value	\$0.00		
Bill To	Sender		
Dangerous Goods	No		
Special Handling	No		
Chain Of Signature	No		
Signature on Delivery	Required		

Weight restrictions/limits/limitations and service availability are subject to Purolator's Terms and Conditions.



Avoid missed deliveries.
Track your package with SMS notifications.

Get started

333128953671

Created	Picked Up	In Transit	Delivered
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Delivery Date

Tue. Sept. 14, 2021 8:44 a.m.

Last updated

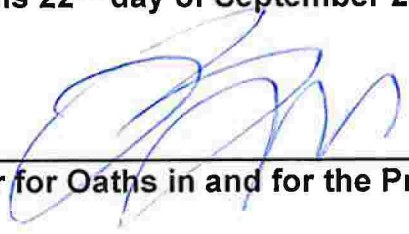
Tue. Sept. 14, 2021

Origin	CALGARY, AB	Service	Purolator Express Envelope
Destination	BURNABY, BC	Est. Weight	1 lb
References	128056.00003nkk	Shipment Date	Mon. Sept. 13, 2021

History

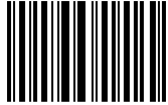
Date	City	Description
Tue. Sept. 14, 2021 - 8:44 a.m.	BURNABY, BC	Shipment delivered to RAMONA at: RECEPTION
Date	City	Description
Tue. Sept. 14, 2021 - 8:44 a.m.	BURNABY, BC	On vehicle for delivery
Tue. Sept. 14, 2021 - 7:30 a.m.	BURNABY, BC	Arrived at sort facility
Tue. Sept. 14, 2021 - 7:27 a.m.	BURNABY, BC	Arrived at sort facility
Mon. Sept. 13, 2021 - 7:23 p.m.	CALGARY, AB	Arrived at sort facility
Mon. Sept. 13, 2021 - 3:24 p.m.	CALGARY, AB	Picked up by Purolator at CALGARY AB

**THIS IS EXHIBIT "C" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023



12819617

#12819617

Status	Invoiced
Location	Delivered
Your Name & Phone	Toni
Call In	09-13 15:14PM
Due by	09-13 15:46PM
Delivered	09-13 15:24PM
Service Minutes	30
Proof of Delivery	tran
Signature	Trip Delivered
No Live Tracking Available	

From	MLT AIKINS
From Address	2100 Email Client On Del Exception,222 3 Ave,SW, Calgary, AB, Ca
To	CANADA REVENUE AGENCY
To Address	220 4 Ave,SE, Calgary, AB,Ca
Pieces	1
Weight	1 lbs
Service Type	C
Instructions	
Third party Tracking	

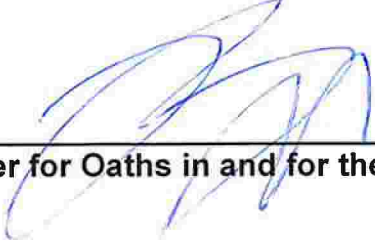
Created	Accepted	Picked Up	Delivered
09-13 15:15	by driver 869 @ 09-13 15:15	by driver 869 @ 09-13 15:18	signed by "tran" @ 09-13 15:24

No attached images

PH: (403)-264-6666 - csr@directitgroup.ca

TrackingNo TR3875612819617 [Copy into Clipboard](#)
<https://ship.directx.ca/#/TrackNo/TR3875612819617> 7:30am-7pm M-F

**THIS IS EXHIBIT "D" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 20²³

View Shipment Details

**Shipment Date**

2021-09-13

To

CWB National Leasing Inc.
1525 BUFFALO PL
WINNIPEG, Manitoba
Canada, R3T1L9

Created

2021-09-13 04:30 PM

From

MLT Aikins
222 3 Avenue SW
Suite 2100
CALGARY, Alberta
Canada, T2P 0B4
1-(403)693-4300

PIN	333128946378	Adjusted Weight	1.00 lb
Ship Type	Regular	Transit Time (days)	1
Package Type	Express Envelope	Cost	\$18.76
Number of pieces	1	Tax	\$0.94
Premium Service	Purolator Express Envelope	Total	\$19.70
Hold For Pickup (receiver will pick up shipment)	No		
Declared Value	\$0.00		
Bill To	Sender		
Dangerous Goods	No		
Special Handling	No		
Chain Of Signature	No		
Signature on Delivery	Required		

Weight restrictions/limits/limitations and service availability are subject to Purolator's Terms and Conditions.



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Track your package with SMS notifications.

Get started

333128946378

Created	Picked Up	In Transit	Delivered
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Delivery Date

Tue. Sept. 14, 2021 10:48 a.m.

Last updated

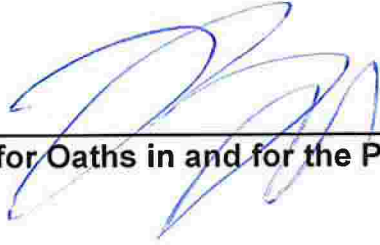
Tue. Sept. 14, 2021

Origin	CALGARY, AB	Service	Purolator Express Envelope
Destination	WINNIPEG, MB	Est. Weight	1 lb
References	128056.00003nkk	Shipment Date	Mon. Sept. 13, 2021

History

Date	City	Description
Tue. Sept. 14, 2021 - 10:48 a.m.	WINNIPEG, MB	Shipment delivered to RHONDA at: RECEPTION
Tue. Sept. 14, 2021 - 10:48 a.m.	WINNIPEG, MB	On vehicle for delivery
Tue. Sept. 14, 2021 - 6:22 a.m.	WINNIPEG, MB	Arrived at sort facility
Tue. Sept. 14, 2021 - 6:21 a.m.	WINNIPEG, MB	Arrived at sort facility
Tue. Sept. 14, 2021 - 6:03 a.m.	WINNIPEG, MB	Arrived at sort facility
Tue. Sept. 14, 2021 - 4:41 a.m.	WINNIPEG, MB	Arrived at sort facility
Mon. Sept. 13, 2021 - 7:22 p.m.	CALGARY, AB	Arrived at sort facility
Mon. Sept. 13, 2021 - 3:24 p.m.	CALGARY, AB	Picked up by Purolator at CALGARY AB

**THIS IS EXHIBIT "E" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023

Joy Mutuku

From: Joy Mutuku
Sent: September 14, 2021 3:46 PM
To: makelly@bdo.ca; akoroneos@bdo.ca; Ryan Zahara; Kaitlin Ward; Joy Mutuku; Nishaljeet Khangura; chris.chilivo@wagrain.ca; danh@mhrllaw.ca; corporate@mhrllaw.ca; dwalby@atb.com; tlysak@fasken.com; mtomos@fasken.com; wmacleod@mccarthy.ca; jay.penner@fcc-fac.ca; ntaylor-smith@millerthomson.com; jdoyle@gov.pe.ca; jaaiken@gov.pe.ca; jill.medhurst@justice.gc.ca; alb.fc@justice.gc.ca; gdemeulenaere@stewartmckelvey.com; lorena.morales@grainscanada.gc.ca; jay.rampersad@intact.net; c.ouellette@mckercher.ca; carmela.morrone@intact.net; rolinda.mack@justice.gc.ca; daniel@songlaw.ca; kourney.rylands@mcmillan.ca; dtchorzewski@mcdougallgauley.com; commercialcoordinator.qbcalgary@albertacourts.ca
Subject: In the matter of the Receivership of W.A. Grain Holdings Inc., 1309497 Alberta Ltd., New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd.; Action No. 2101-05682
Attachments: Letter to Service List encl Filed Application Materials - September 14, 2021.PDF; Application - Sale Approval and Vesting Order - Stamped Page (Filed September 13, 2021).PDF; Second Report of the Receiver (Excl. Confidential Appendices) - Stamped Page (Filed September 13, 2021).PDF

Please find attached our correspondence.

Thanks

Joy Mutuku
Legal Assistant
P: +1 (403) 693-5403 | **E:** jmutuku@mltaikins.com

The firm is closed on September 30th in honour of the National Day for Truth and Reconciliation.

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MLT AIKINS

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September 14, 2021

Kaitlin Ward
Direct Line: (403) 693-4311
E-mail: kward@mltaikins.com

TO THE SERVICE LIST

Joy Mutuku
Legal Assistant
Direct Line: (403) 693-5403
E-mail: jmutuku@mltaikins.com

Re: ATB Financial v. W.A. Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd. on behalf of BDO Canada Ltd., in its capacity as the Court-appointed Receiver and Manager of WA Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd.; Court of Queen's Bench of Alberta Action No. 2101-05682 (the "Action")

Further to our correspondence dated September 13, 2021 please find enclosed, for service upon you, stamped copies of the first pages of our Application materials for the Application scheduled for hearing before Honorable Madam Justice C. Dario on September 23, 2021 at 2:00 p.m.:

1. Application to Appoint a Receiver (Filed on September 13, 2021); and
2. Second Report of the Receiver (excl. Confidential Appendices) (Filed on September 13, 2021).

Yours truly,

MLT AIKINS LLP



Kaitlin Ward

c: Ryan Zahara, MLT Aikins LLP (via email)

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 WA 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

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 Facsimile: 403.508.4349
 Attention: Ryan Zahara
 File: 128056.00003

Updated September 13, 2021

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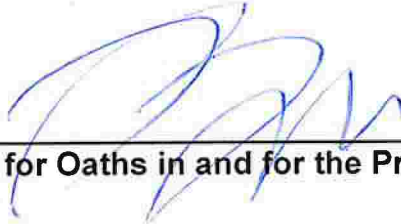
<p>W.A. GRAIN HOLDINGS INC., 1309497 ALBERTA LTD. (O/A WA GRAIN & PULSE SOLUTIONS), NEW LEAF ESSENTIALS (WEST) LTD., NEW LEAF ESSENTIALS (EAST) LTD., 1887612 ALBERTA LTD.</p> <p>Chris Chivilo Chris.Chivilo@wagrain.ca</p>	<p><i>Counsel for W.A. Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., 1887612 Alberta Ltd.</i></p> <p>MHR Law 1, 5401-49 Avenue Olds, AB T4H 1G3</p> <p>Dan Harder danh@mhrllaw.ca corporate@mhrllaw.ca</p>	<p>Email</p>
<p>NEW LEAF ESSENTIALS (EAST) LTD. 4 Slemon Park Dr. Slemon Park, Prince Edward Island C0B 2A0</p> <p>Chris Chivilo Chris.Chivilo@wagrain.ca</p>		<p>Email</p>
<p>ATB FINANCIAL 600, 585 8th Avenue SW Calgary, AB T2P 1G1</p> <p>Dawn Walby dwalby@atb.com</p>	<p><i>Counsel for ATB Financial</i></p> <p>FASKEN MARTINEAU DUMOULIN LLP 3400, 350 7th Avenue SW Calgary, AB T2P 3N9</p> <p>Travis Lysak tlysak@fasken.com</p> <p>Mihai Tomos mtomos@fasken.com</p>	<p>Email</p>
<p>AVRIO SUBORDINATED DEBT LIMITED PARTNERSHIP II</p>	<p><i>Counsel for Avrio Subordinated Debt Limited Partnership III</i></p> <p>MCCARTHY TETRAULT LLP 4000, 421 7th Avenue SW Calgary, AB T2P 4K7</p> <p>Walter Macleod wmacleod@mccarthy.ca</p>	<p>Email</p>

<p>CWB NATIONAL LEASING INC. 1525 Buffalo Place Winnipeg, MB R3T 1L9</p> <p>Fax: 204-954-9099</p>		Mail
<p>FARM CREDIT CANADA 2nd Floor, 12040 – 149 Street NW Edmonton, AB T5V 1P2 Fax: 780-495-5665</p> <p>Attention: Jay Penner Jay.Penner@fcc-fac.ca</p>	<p><i>Counsel for Farm Credit Canada</i></p> <p>MILLER THOMSON LLP 3000, 700-9th Avenue SW Calgary, AB T2P 3V4</p> <p>Nicole T. Taylor-Smith ntaylorsmith@millerthomson.com</p>	Email
<p>MERIDIAN ONECAP CREDIT CORP. Suite 1500, 4710 Kingsway Burnaby, BC V5H 4M2</p>		Mail
<p>PRINCE EDWARD ISLAND CENTURY 2000 FUND INC. 94 Euston Street PO Box 1176 Charlottetown PEI C1A 7M8</p> <p>Attention: Jamie Aitkin jdoyle@gov.pe.ca</p> <p>Attention: Jason Doyle jaaiken@gov.pe.ca</p>	<p><i>Counsel for Prince Edward Island Century 2000 Fund Inc.</i></p> <p>Stewart McKelvey LLP 65 Grafton St Charlottetown, PE C1A 1K8 Attention: Gary G. Demeulenaere, Q.C gdemeulenaere@stewartmckelvey.com</p>	Email
<p>THE GUARANTEE COMPANY OF NORTH AMERICA 402-260 Hearst Way Kanata, ON K2L 3H1</p>	<p><i>Counsel for the Guarantee Company of North America</i></p> <p>McKercher LLP 374 Third Avenue South Saskatoon, SK S7K 1M5</p> <p>Attention: Colin Ouellette c.ouellette@mckercher.ca</p>	Email

<p>CANADA REVENUE AGENCY 220 4th Avenue SE Calgary, Alberta T2G 0L1 Fax: 403-264-5843</p>		<p>Mail</p>
<p>DEPARTMENT OF JUSTICE CANADA 300 Epcor Tower, 10423 – 101 St NW Edmonton AB T5H 0E7 Email: alb.fc@justice.gc.ca</p> <p>Jill Medhurst Jill.Medhurst@justice.gc.ca</p>		<p>Email</p>
<p>CANADIAN GRAIN COMMISSION / GOVERNMENT OF CANADA Head, Licensing, Industry Services</p> <p>Attention: Lorena Morales lorena.morales@grainscanada.gc.ca</p>	<p><i>Counsel for Canadian Grain Commission</i></p> <p>Department of Justice of Canada Prairie Region – National Litigation Sector 300, 10423 – 101 Street NW Edmonton, AB T5H 0E7</p> <p>Rolinda Mack Rolinda.Mack@justice.gc.ca</p>	<p>Email</p>
<p>INTACT INSURANCE COMPANY 1200 St. Laurent Blvd., Unit 004A P.O. Box 22 Ottawa, Ontario K1K 3B8</p> <p>Jay Rampersad jay.rampersad@intact.net</p> <p>Carmela Morrone carmela.morrone@intact.net</p>	<p><i>Counsel for Intact Insurance Company</i></p> <p>McKercher LLP 374 Third Avenue South Saskatoon, SK S7K 1M5</p> <p>Colin Ouellette c.ouellette@mckercher.ca</p>	<p>Email</p>

<p>2371394 Alberta Ltd.</p>	<p><i>Counsel for 2371392 Alberta Ltd.</i></p> <p>Song Law Office Suite 203, 301-14 Street NW Calgary, AB T2N 2A1</p> <p>Daniel Song daniel@songlaw.ca</p>	<p>Email</p>
<p>Global Food and Ingredients Inc.</p>	<p><i>Counsel for Global Food and Ingredients Inc.</i></p> <p>McMillan LLP 1700-421 7th Avenue SW Calgary, AB T2P 4K9</p> <p>Kourtney Rylands Kourney.Rylands@mcmillan.ca</p>	<p>Email</p>
<p>GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd.</p>	<p><i>Counsel for GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd.</i></p> <p>McDougall Gauley LLP 1500-1881 Scarth Street Regina, SK S4P 4K9</p> <p>Dion E. Tchorzewski dtchorzewski@mcdougallgauley.com</p>	<p>Email</p>

**THIS IS EXHIBIT "F" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023

Joy Mutuku

From: Joy Mutuku
Sent: September 15, 2021 3:44 PM
To: chrischivilo28@gmail.com
Cc: Ryan Zahara; Kaitlin Ward
Subject: In the matter of the Receivership of W.A. Grain Holdings Inc., 1309497 Alberta Ltd., New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd.; Action No. 2101-05682
Attachments: Application - Sale Approval and Vesting Order (Filed September 13, 2021).PDF; Second Report of the Receiver (Excl. Confidential Appendices) (Filed September 13, 2021).PDF

Good afternoon Chris,

Please find attached filed copies of our Application and Second Report of the Receiver filed on the Action on September 13, 2021.

Thank you

Joy Mutuku
Legal Assistant
P: +1 (403) 693-5403 | **E:** jmutuku@mltaikins.com

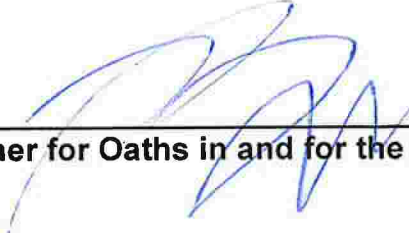
The firm is closed on September 30th in honour of the National Day for Truth and Reconciliation.

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**THIS IS EXHIBIT "G" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023

Joy Mutuku

From: Joy Mutuku
Sent: September 15, 2021 2:47 PM
To: makelly@bdo.ca; akoroneos@bdo.ca; Ryan Zahara; Kaitlin Ward; Joy Mutuku; Nishaljeet Khangura; chrischivilo28@gmail.com; danh@mhrllaw.ca; corporate@mhrllaw.ca; dwalby@atb.com; tlysak@fasken.com; mtomos@fasken.com; wmacleod@mccarthy.ca; Jay.Penner@fcc-fac.ca; ntaylor-smith@millert-homson.com; jdoyle@gov.pe.ca; jaaiken@gov.pe.ca; gdemeulenaere@stewartmckelvey.com; lorena.morales@grainscanada.gc.ca; jay.rampersad@intact.net; c.ouellette@mckercher.ca; carmela.morrone@intact.net; Rolinda.Mack@justice.gc.ca; daniel@songlaw.ca; kourtney.rylands@mcmillan.ca; dtchorzewski@mcdougallgauley.com
Subject: In the matter of the Receivership of W.A. Grain Holdings Inc., 1309497 Alberta Ltd., New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd.; Action No. 2101-05682
Attachments: Letter to the Service List encl. Unfiled Brief and Appendix of Authorities (September 15, 2021).PDF; Brief of the Receiver re Application for Sale and Vesting Orders (Dated September 15, 2021).PDF; Appendix - List of Authorities to the Brief.PDF

Please find attached our correspondence.

Thanks

Joy Mutuku
Legal Assistant

P: +1 (403) 693-5403 | **E:** jmutuku@mltaikins.com

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September 15, 2021

Kaitlin Ward
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E-mail: kward@mltaikins.com

TO THE SERVICE LIST

Joy Mutuku
Legal Assistant
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E-mail: jmutuku@mltaikins.com

Re: ATB Financial v. W.A. Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd. on behalf of BDO Canada Ltd., in its capacity as the Court-appointed Receiver and Manager of WA Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd.; Court of Queen's Bench of Alberta Action No. 2101-05682 (the "Action")

Further to the above-noted Action, please find enclosed, for service upon you, an unfiled copy of BDO Canada Limited's Brief and Appendix of Authorities.

We have submitted the attached materials for filing and will provide proof of filing upon receipt.

Yours truly,

MLT AIKINS LLP



For: Ryan Zahara

c: Kaitlin Ward, MLT Aikins LLP (via email)

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 WA 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.

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 File: 128056.00003

Updated September 15, 2021

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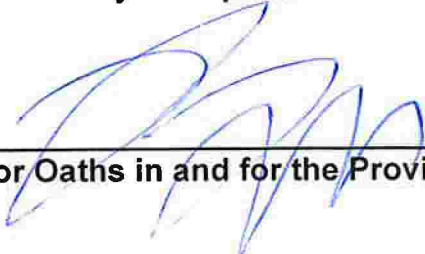
<p>W.A. GRAIN HOLDINGS INC., 1309497 ALBERTA LTD. (O/A WA GRAIN & PULSE SOLUTIONS), NEW LEAF ESSENTIALS (WEST) LTD., NEW LEAF ESSENTIALS (EAST) LTD., 1887612 ALBERTA LTD.</p> <p>Chris Chivilo chrischivilo28@gmail.com</p>	<p><i>Counsel for W.A. Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., 1887612 Alberta Ltd.</i></p> <p>MHR Law 1, 5401-49 Avenue Olds, AB T4H 1G3</p> <p>Dan Harder danh@mhrllaw.ca corporate@mhrllaw.ca</p>	<p>Email</p>
<p>NEW LEAF ESSENTIALS (EAST) LTD. 4 Slemon Park Dr. Slemon Park, Prince Edward Island C0B 2A0</p> <p>Chris Chivilo chrischivilo28@gmail.com</p>		<p>Email</p>
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<p>AVRIO SUBORDINATED DEBT LIMITED PARTNERSHIP II</p>	<p><i>Counsel for Avrio Subordinated Debt Limited Partnership III</i></p> <p>MCCARTHY TETRAULT LLP 4000, 421 7th Avenue SW Calgary, AB T2P 4K7</p> <p>Walter Macleod wmacleod@mccarthy.ca</p>	<p>Email</p>

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<p>FARM CREDIT CANADA 2nd Floor, 12040 – 149 Street NW Edmonton, AB T5V 1P2 Fax: 780-495-5665</p> <p>Attention: Jay Penner Jay.Penner@fcc-fac.ca</p>	<p><i>Counsel for Farm Credit Canada</i></p> <p>MILLER THOMSON LLP 3000, 700-9th Avenue SW Calgary, AB T2P 3V4</p> <p>Nicole T. Taylor-Smith ntaylorsmith@millerthomson.com</p>	Email
<p>MERIDIAN ONECAP CREDIT CORP. Suite 1500, 4710 Kingsway Burnaby, BC V5H 4M2</p>		Mail
<p>PRINCE EDWARD ISLAND CENTURY 2000 FUND INC. 94 Euston Street PO Box 1176 Charlottetown PEI C1A 7M8</p> <p>Attention: Jamie Aitkin jdoyle@gov.pe.ca</p> <p>Attention: Jason Doyle jaaiken@gov.pe.ca</p>	<p><i>Counsel for Prince Edward Island Century 2000 Fund Inc.</i></p> <p>Stewart McKelvey LLP 65 Grafton St Charlottetown, PE C1A 1K8 Attention: Gary G. Demeulenaere, Q.C gdemeulenaere@stewartmckelvey.com</p>	Email
<p>THE GUARANTEE COMPANY OF NORTH AMERICA 402-260 Hearst Way Kanata, ON K2L 3H1</p>	<p><i>Counsel for the Guarantee Company of North America</i></p> <p>McKercher LLP 374 Third Avenue South Saskatoon, SK S7K 1M5</p> <p>Attention: Colin Ouellette c.ouellette@mckercher.ca</p>	Email


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<p>CANADIAN GRAIN COMMISSION / GOVERNMENT OF CANADA Head, Licensing, Industry Services Attention: Lorena Morales lorena.morales@grainscanada.gc.ca</p>	<p><i>Counsel for Canadian Grain Commission</i> Department of Justice of Canada Prairie Region – National Litigation Sector 300, 10423 – 101 Street NW Edmonton, AB T5H 0E7 Rolinda Mack Rolinda.Mack@justice.gc.ca</p>	<p>Email</p>
<p>INTACT INSURANCE COMPANY 1200 St. Laurent Blvd., Unit 004A P.O. Box 22 Ottawa, Ontario K1K 3B8 Jay Rampersad jay.rampersad@intact.net Carmela Morrone carmela.morrone@intact.net</p>	<p><i>Counsel for Intact Insurance Company</i> McKercher LLP 374 Third Avenue South Saskatoon, SK S7K 1M5 Colin Ouellette c.ouellette@mckercher.ca</p>	<p>Email</p>
<p>2371394 Alberta Ltd.</p>	<p><i>Counsel for 2371392 Alberta Ltd.</i> Song Law Office Suite 203, 301-14 Street NW Calgary, AB T2N 2A1 Daniel Song daniel@songlaw.ca</p>	<p>Email</p>

<p>Global Food and Ingredients Inc.</p>	<p><i>Counsel for Global Food and Ingredients Inc.</i></p> <p>McMillan LLP 1700-421 7th Avenue SW Calgary, AB T2P 4K9</p> <p>Kourtney Rylands kourtney.rylands@mcmillan.ca</p>	<p>Email</p>
<p>GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd.</p>	<p><i>Counsel for GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd.</i></p> <p>McDougall Gauley LLP 1500-1881 Scarth Street Regina, SK S4P 4K9</p> <p>Dion E. Tchorzewski dtchorzewski@mcdougallgauley.com</p>	<p>Email</p>

**THIS IS EXHIBIT "H" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023 

Joy Mutuku

From: Joy Mutuku
Sent: September 16, 2021 12:51 PM
To: makelly@bdo.ca; akoroneos@bdo.ca; Ryan Zahara; Kaitlin Ward; Joy Mutuku; Nishaljeet Khangura; chrischivilo28@gmail.com; danh@mhrllaw.ca; corporate@mhrllaw.ca; dwalby@atb.com; tlysak@fasken.com; mtomos@fasken.com; wmacleod@mccarthy.ca; Jay.Penner@fcc-fac.ca; ntaylorsmith@millerthomson.com; jdoyle@gov.pe.ca; jaaiken@gov.pe.ca; gdemeulenaere@stewartmckelvey.com; lorena.morales@grainscanada.gc.ca; jay.rampersad@intact.net; c.ouellette@mckercher.ca; carmela.morrone@intact.net; Rolinda.Mack@justice.gc.ca; daniel@songllaw.ca; kourtney.rylands@mcmillan.ca; dtchorzewski@mcdougallgauley.com
Subject: In the matter of the Receivership of W.A. Grain Holdings Inc., 1309497 Alberta Ltd., New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd.; Action No. 2101-05682
Attachments: Letter to Service List encl Filed Brief of the Receiver - September 16, 2021.PDF; Brief of the Receiver in support of Application for Sale and Vesting Orders (Filed September 15, 2021).PDF

Please find attached our correspondence.

Thanks

Joy Mutuku
Legal Assistant

P: +1 (403) 693-5403 | **E:** jmutuku@mltaikins.com

The firm is closed on September 30th in honour of the National Day for Truth and Reconciliation.

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September 16, 2021

Ryan Zahara
Partner

Direct Line: (403) 693-5420
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TO THE SERVICE LIST

Joy Mutuku

Legal Assistant

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Re: ATB Financial v. W.A. Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd. on behalf of BDO Canada Ltd., in its capacity as the Court-appointed Receiver and Manager of WA Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., and 1887612 Alberta Ltd.; Court of Queen's Bench of Alberta Action No. 2101-05682 (the "Action")

Further to our correspondence dated September 15, 2021 please find enclosed, for service upon you, a copy of BDO Canada Limited's Brief in support the Application scheduled for hearing on September 23, 2021.

Yours truly,

MLT AIKINS LLP

Ryan Zahara

c: Kaitlin Ward, MLT Aikins LLP (via email)

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 WA 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

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT:

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 Phone: 403.693.5420
 Facsimile: 403.508.4349
 Attention: Ryan Zahara
 File: 128056.00003

Updated September 16, 2021

PARTY	ROLE	SERVICE VIA
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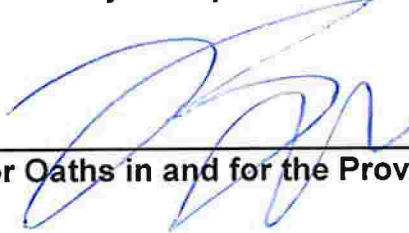
<p>W.A. GRAIN HOLDINGS INC., 1309497 ALBERTA LTD. (O/A WA GRAIN & PULSE SOLUTIONS), NEW LEAF ESSENTIALS (WEST) LTD., NEW LEAF ESSENTIALS (EAST) LTD., 1887612 ALBERTA LTD.</p> <p>Chris Chivilo chrischivilo28@gmail.com</p>	<p><i>Counsel for W.A. Grain Holdings Inc., 1309497 Alberta Ltd. (o/a WA Grain & Pulse Solutions), New Leaf Essentials (West) Ltd., New Leaf Essentials (East) Ltd., 1887612 Alberta Ltd.</i></p> <p>MHR Law 1, 5401-49 Avenue Olds, AB T4H 1G3</p> <p>Dan Harder danh@mhrllaw.ca corporate@mhrllaw.ca</p>	<p>Email</p>
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<p>CANADIAN GRAIN COMMISSION / GOVERNMENT OF CANADA Head, Licensing, Industry Services</p> <p>Attention: Lorena Morales lorena.morales@grainscanada.gc.ca</p>	<p><i>Counsel for Canadian Grain Commission</i></p> <p>Department of Justice of Canada Prairie Region – National Litigation Sector 300, 10423 – 101 Street NW Edmonton, AB T5H 0E7</p> <p>Rolinda Mack Rolinda.Mack@justice.gc.ca</p>	<p>Email</p>
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GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd.	<i>Counsel for GP Acres Grain Inc. c/o Adroit Overseas Enterprises Ltd.</i> McDougall Gauley LLP 1500-1881 Scarth Street Regina, SK S4P 4K9 Dion E. Tchorzewski dtchorzewski@mcdougallgauley.com	Email
---	---	-------

**THIS IS EXHIBIT "I" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Bablinsky
A Commissioner for Oaths
In and for the Province of Alberta
My Commission Expires Feb. 22, 2023

CWB NATIONAL LEASING INC.
1525 Buffalo Place
Winnipeg, MB R3T 1L9

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U CLIENT



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Declared Value / Valeur déclarée

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CPD Tracking Number / Numéro de repérage de la SCP

RN 409 484 960 CA

0128056.0003

RJZ/jm



Tracking number

RN409484960CA

Delivered

Shipping service: Registered Mail

Delivery standard: Sept. 22


Delivery progress

Date	Time	Location	Progress	Post office
Sept. 20		WINNIPEG, MB	Delivered	
Sept. 20			Signature available	
Sept. 20	8:26 am	WINNIPEG, MB	Out for delivery	
Sept. 20	4:05 am	WINNIPEG, MB	Item processed	
Sept. 19	6:26 pm	WINNIPEG, MB	Item processed	
Sept. 17	7:04 pm	CALGARY, AB	Item processed	
Sept. 16	3:43 pm	CALGARY, AB	Item accepted at the Post Office	

Features and options

Signature Required

**THIS IS EXHIBIT "J" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 2023

MERIDIAN ONECAP CREDIT CORP.
Suite 1500, 4710 Kingsway
Burnaby, BC V5H 4M2

COMMANDE
IME INTÉRIEUR
CLIENT



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Valeur déclarée: \$ 14.69

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Numero de repêrage de la BCP
RN 409 484 987 CA

0128056.0000 3
RJR/jm



Tracking number

RN409484987CA

Available for pickup until: Thursday, Oct. 7

Shipping service: Registered Mail

Delivery standard: Sept. 22

Delivery progress

Date	Time	Location	Progress	Post office
Sept. 21	7:26 pm	BURNABY, BC	Item available for pickup at Post Office	METROTOWN PO
Sept. 21	3:05 pm	BURNABY, BC	Item in transit to Post Office	
Sept. 21	10:58 am	Burnaby, BC	Notice card left indicating where and when to pick up item	
Sept. 21	10:32 am	Burnaby, BC	Item out for delivery	
Sept. 21	4:29 am	Burnaby, BC	Item processed	
Sept. 20	8:36 am	RICHMOND, BC	Item processed	
Sept. 17	7:05 pm	CALGARY, AB	Item processed	
Sept. 16	3:43 pm	CALGARY, AB	Item accepted at the Post Office	

Features and options

Signature Required

**THIS IS EXHIBIT "K" TO THE
AFFIDAVIT OF JOY MUTUKU
SWORN BEFORE ME AT Calgary, Alberta,
This 22nd day of September 2021**



A Commissioner for Oaths in and for the Province of Alberta

Valentina Babinsky
A Commissioner for Oaths
in and for the Province of Alberta
My Commission Expires Feb. 22, 20





COURT OF QUEEN'S BENCH
OF ALBERTA

SUCCESS

YOUR SUBMISSION OF NOTICE TO MEDIA OF APPLICATION TO RESTRICT ACCESS HAS BEEN SUCCESSFULLY SUBMITTED

- You will receive a copy of the notice within 24 hrs of submission as distribution is not automatic.
- As proof that you have given the required notice, you are required to present a print copy of the e-mail to the Clerk.

Joy Mutuku

From: Tony Blais <Tony.Blais@albertacourts.ca>
Sent: September 13, 2021 9:39 AM
To: Joy Mutuku
Subject: Fwd: Notice to Media - Application to Restrict Access

FilingDate: 13-Sep-21 9:41:00 AM

⚠ External Sender

>>> "Court of Queen's Bench of Alberta"

<RestrictedAccessApplications.QB@albertacourts.ca> Sep 13 2021 09:38 AM >>>

Notice:

The Applicant intends to apply for an order restricting publication of or public access to Court proceedings or records. You have the right to state your side of this matter before the judge. To do so, you must be present in Court when the application is heard on the date and at the time and place indicated in the Details of Hearing, below.

Details of hearing

Details of hearing

Court File Number 2101-05682
Plaintiff Name(s) ATB Financial (formerly Alberta Treasury Branches)
Name (s) of Accused(s), Defendant(s), Respondent(s) W.A. Grain Holdings Inc., 1309497 Alberta Ltd. et al
Court Location Calgary
Court Date and Time September 23, 2021 at 2 p.m.

Details of Application

Applicant Type Other
Applicant's Name BDO Canada Limited in its capacity as Receiver of W.A. Grain Holdings et al
Applicant's Lawyer MLT Aikins LLP - Ryan Zahara
Email Address jmutuku@mltaikins.com

Details of restriction applied for

Certain materials and reports in the matter are confidential and subject to a sealing Order. The Confidential materials contain confidential information with respect to Purchase Agreements, proposed purchase price for other orders made for the debtors property by other interested purchasers, as well as information with respect to the Appraisal obtained regarding the appraised value of the Respondent's property. The Confidential materials thus contain commercially sensitive information and documentation. There will be a negative impact and significant potential prejudice to stakeholders in the event such confidential information and documentation were disclosed to the public and the transaction

contemplated by the Purchase Agreement were to not close and the sales process regarding the sale of the Respondent's property were resumed.

Please do not reply to this e-mail. For further information, please contact the email address provided in Details of Application, above.

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