2025 01G 4683
IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR
IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF the *Companies Creditors Arrangement Act* R.S.C., 1985 c. C- 36 as Amended (the "**CCAA**")

AND IN THE MATTER OF an application by Ocean View Farms Limited (the "**Applicant**") for relief under s. 11 of the CCAA.

NOTICE OF MOTION

O'KEEFE & SULLIVAN

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TO: **Supreme Court of Newfoundland & Labrador**
General Division (In Bankruptcy)
P.O. Box 937
309 Duckworth Street
St. John's, NL A1C 5M3
Attention: Justice MacDonald

AND TO: The Service List attached as **Schedule "A"**

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Motion

1. The Applicant in this proceeding is applying to a judge for an Order pursuant to the *Companies' Creditors Arrangement Act,* R.S.C. 1985, c. C-36, as amended (the **"CCAA"),** which, *inter alia*:

   (a) abridges the time for service of the motion and the materials filed in support thereof, and dispensing with further service thereof; and

   (b) extends the stay of proceedings granted under the Initial Order (the "**Stay Period**") until 12 December 2026.

2. Since the Initial Order, the Applicant has coordinated with the Monitor in developing a plan to stabilize their operations and proceed in a manner which will ensure maximum results under the CCAA.

3. The Applicant has been actively developing a proposed SISP accords with subsections 36(1) and (3) of the CCAA, the *Soundair* test, and it is in the best interest of all stakeholders. This will be confirmed by the Monitor. The Applicant is not in a position to formally seek approval of the SISP at this time, although it has been provided in draft to the Bank of Nova Scotia and is enclosed for review of the Court.

4. The Applicant has acted in good faith and with due diligence during the period since

the Initial Order was granted.

5. The extension of the Stay Period will allow the Applicant to continue to operate in the ordinary course while a SISP is finalized for approval and for implementation in early January 2026. This commencement date along with the other milestones as currently drafted remain consistent with the timeline that the Applicant's counsel discussed with the Court at prior hearings and had intended to propose for approval had the SISP been tendered for Court approval at the 14 November 2025 hearing.

6. It is in the best interests of the Applicant's stakeholders that the stay be maintained pending a further hearing regarding approval of the proposed SISP.

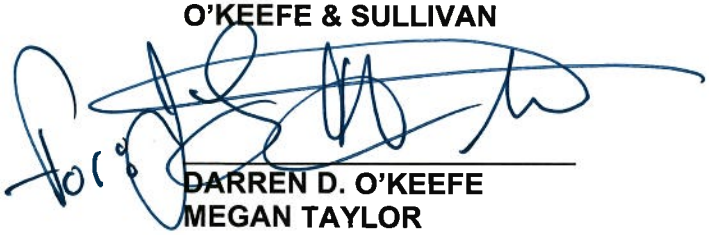
References

7. The Applicant relies on the following legislation:
   (a) The provisions of the CCAA generally, including ss. 11 and 36(1) and (3) thereof; and
   (b) Such further and other grounds as counsel may advise and this Honourable Court may permit.

Evidence

8. The evidence in support of this motion is as follows:
   (a) Monitor's Second Report, to be filed.
   (b) Such further and other evidence as counsel may advise and this Honorable Court may permit.

O'KEEFE & SULLIVAN



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SCHEDULE "A"

SERVICE LIST

Ocean View Farms Limited (the "**Applicant**" or "**OVFL**")

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