

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**  
**(COMMERCIAL LIST)**  
**(IN BANKRUPTCY AND INSOLVENCY)**

THE HONOURABLE  
JUSTICE *McEWEN*

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)  
)

TUESDAY, THE 28<sup>th</sup>  
DAY OF JANUARY, 2020

**IN THE MATTER OF THE PROPOSAL OF WISP INTERNET SERVICES INC., OF  
THE TOWNSHIP OF SCUGOG, IN THE PROVINCE OF ONTARIO**

**ORDER**

**THIS MOTION**, made by WISP Internet Services Inc. (“WISP”), for an Order, among other things:

- a) extending the interim and interlocutory relief granted to WISP pursuant to the Order of the Honourable Mr. Justice Pattillo dated December 6, 2019, a copy of which is attached hereto as Schedule “A” (the “**DCI Interim Order**”), from the date of the Approval Motion (as defined in the DCI Interim Order), being January 28, 2020, to the date on which WISP’s court-approved proposal becomes effective in accordance with its terms (the “**Effective Date**”); and
- b) extending the interim and interlocutory relief granted to WISP pursuant to the Order of the Honourable Madam Justice Conway dated January 6, 2020, a copy of which is attached hereto as Schedule “B” (the “**Stonedge Interim Order**”), from the date of the Approval Motion (as defined in the Stonedge Interim Order), being January 28, 2020, to the Effective Date,

was heard this day at 330 University Avenue, Toronto, Ontario;

**ON READING** the Notice of Motion dated January 20, 2020, and the Second Report of the Proposal Trustee dated January 17, 2020, and on hearing the submissions of counsel for WISP and counsel for Dodick Landau Inc., in its capacity as Proposal Trustee, no other party appearing although duly served as appears from the affidavit of service of Amanda Campbell sworn January 21, 2020, filed;

1. **THIS COURT ORDERS** that the timing and method of service of the Notice of Motion is hereby abridged and validated and this Motion is properly returnable today.
2. **THIS COURT ORDERS** that the interim and interlocutory relief granted to WISP in paragraphs 1, 2 and 3 of the DCI Interim Order is hereby extended from the date of the Approval Motion to the Effective Date.
3. **THIS COURT ORDERS** that the interim and interlocutory relief granted to WISP in paragraphs 2, 3 and 4 of the Stonedge Interim Order is hereby extended from the date of the Approval Motion to the Effective Date.
4. **THIS COURT ORDERS** that paragraphs 2 and 3 of this Order are subject to provisional execution under section 195 of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended.



A handwritten signature in black ink, appearing to be 'M. J. G.', is written above a horizontal line.

SCHEDULE "A"

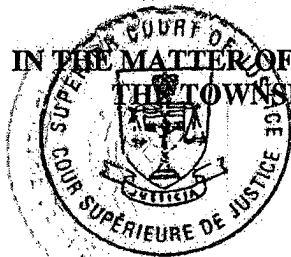
Court File No.: 31-2551574  
Estate File No.: 31-2551574

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**  
**(COMMERCIAL LIST)**  
**(IN BANKRUPTCY AND INSOLVENCY)**

THE HONOURABLE )  
JUSTICE PATTILLO )

FRIDAY, THE 6<sup>th</sup>  
DAY OF DECEMBER, 2019

**IN THE MATTER OF THE PROPOSAL OF WISP INTERNET SERVICES INC., OF  
THE TOWNSHIP OF SCUGOG, IN THE PROVINCE OF ONTARIO**



**ORDER**

**THIS MOTION**, made by WISP Internet Services Inc. ("WISP"), for an Order directing Dogs Camp Inc., in care of Glen Kowarsky ("DCI") to provide WISP with access and the exclusive right to use the DCI Tower (as defined below) on an interim and interlocutory basis was heard this day at 330 University Avenue, Toronto, Ontario;

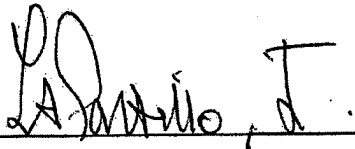
**ON READING** the Notice of Motion dated December 5, 2019, the Affidavit of Christopher Doyle sworn December 5, 2019, together with the exhibits thereto; and

**ON HEARING** the submissions of counsel for WISP Internet Services Inc. and on being advised that DCI was provided with notice of this proceeding and served with copies of the above-noted materials by means of email communication at 4:27 p.m. on December 5, 2019;

1. **THIS COURT ORDERS** that DCI immediately provide for and allow WISP and its employees safe passage over the property located at 20850 Marsh Hill Road, Uxbridge,

Ontario, in order to allow WISP to thereby access, service and maintain the transmission tower sited at or about 44° 8'32.96"N 79° 3'37.09"W (the "DCI Tower") pending the return of a motion, on a date to be scheduled, for court approval of the plan approved by WISP's creditors on December 3, 2019 (the "Approval Motion");

2. **THIS COURT ORDERS AND DECLARES** that, pending the return of the Approval Motion, WISP holds the sole and exclusive right to use the DCI Tower together with the related shed and equipment. For greater certainty, DIC shall not permit any person or entity, other than WISP and its employees, to access or use the DCI Tower prior to the return of the Approval Motion.
  
3. **THIS COURT ORDERS AND DECLARES** that this Order is subject to provisional execution under section 195 of the *Bankruptcy and Insolvency Act*, R.S.C., c. B-3, as amended.

  
\_\_\_\_\_  
P. Antonio, J.

Court File No.: 31-2551574  
Estate File No.: 31-2551574

**IN THE MATTER OF THE PROPOSAL OF WISP INTERNET SERVICES INC., OF THE TOWNSHIP OF SCUGOG, IN THE PROVINCE OF ONTARIO**

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)  
(IN BANKRUPTCY & INSOLVENCY)**

**PROCEEDING COMMENCED AT TORONTO**

**ORDER**

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*Lawyers for WISP Internet Services Inc.*

SCHEDULE "B"

Court File No.: 31-2551574  
Estate File No.: 31-2551574

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)  
(IN BANKRUPTCY AND INSOLVENCY)**

THE HONOURABLE ) MONDAY, THE 6<sup>th</sup>  
 )  
JUSTICE *Conway* ) DAY OF JANUARY, 2020

**IN THE MATTER OF THE PROPOSAL OF WISP INTERNET SERVICES INC., OF  
THE TOWNSHIP OF SCUGOG, IN THE PROVINCE OF ONTARIO**



**ORDER**

~~THIS MOTION~~, made by WISP Internet Services Inc. ("WISP"), for an Order directing Stonedge Farms Ltd. ("Stonedge") to provide WISP with access and the exclusive right to use the Stonedge Tower (as defined below) on an interim and interlocutory basis was heard this day at 330 University Avenue, Toronto, Ontario;

ON READING the Notice of Motion dated January 2, 2020, the Affidavit of Christopher Doyle sworn January 2, 2020, together with the exhibits thereto; and

*for Stonedge*  
*Mr. Scott Stunk, self*

ON HEARING the submissions of counsel for WISP, ~~counsel for Dodick Landau Inc.,~~  
~~in its capacity as proposal trustee, and on being advised that counsel for Stonedge was provided~~

~~with notice of this proceeding and served with copies of the above noted materials by means of~~  
~~email communication at 3:11pm on January 2, 2020, and via overnight courier, no other party~~  
appearing although duly served as appears from the affidavit of service of Amanda Campbell  
sworn January 2, 2020, filed;

1. **THIS COURT ORDERS** that the timing and method of service of the Notice of Motion and Motion Record be and is hereby abridged and validated and this Motion is properly returnable today.
2. **THIS COURT ORDERS** that Stonedge immediately provide for and allow WISP and its employees safe passage over the property located at 1475 Saintfield Rd, Sunderland, ON L0C 1H0, in order to allow WISP to thereby access, service and maintain the transmission tower sited at or about 44°11'44.36"N 79° 0'49.00"W (the "Stonedge Tower") pending the January 28, 2020 return of a motion for court approval of the plan approved by WISP's creditors on December 3, 2019 (the "Approval Motion").
3. **THIS COURT ORDERS AND DECLARES** that, pending the return of the Approval Motion, WISP holds the sole and exclusive right to use the Stonedge Tower together with the related shed and equipment. For greater certainty, Stonedge shall not permit any person or entity, other than WISP and its employees, to access or use the Stonedge Tower prior to the return of the Approval Motion.
4. **THIS COURT ORDERS AND DECLARES** that paragraphs 2 and 3 of this Order are subject to provisional execution under section 195 of the *Bankruptcy and Insolvency Act*, R.S.C., c. B-3, as amended.
5. ~~**THIS COURT ORDERS** that Stonedge shall forthwith reimburse WISP in the amount of \$12,850.00 for costs WISP had to incur plus \$23,000.00 for lost services.~~

6: ~~THIS COURT ORDERS~~ that Stonedge shall pay costs of this motion fixed in the  
amount of \$ \_\_\_\_\_

*Conroy J.*

INSCRIT À TORONTO  
REGISTRE NO:

JAN 06 2020

PER/PAR: *cr*



Court File No.: 31-2551574  
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PROVINCE OF ONTARIO**

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*Lawyers for WISP Internet Services Inc.*

**IN THE MATTER OF THE PROPOSAL OF WISP INTERNET SERVICES INC., OF THE TOWNSHIP OF SCUGOG, IN THE PROVINCE OF ONTARIO**

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