

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

THE HONOURABLE	)	WEDNESDAY, THE 14th
	)	
JUSTICE DIETRICH	)	DAY OF OCTOBER, 2020

IN THE MATTER OF THE PROPOSAL OF HEALTHCHAIN  
INC. OF THE CITY OF TORONTO IN THE PROVINCE OF  
ONTARIO

Applicant

**ORDER**  
(Approving Proposal)

**THIS MOTION**, made by Dodick Landau Inc., the trustee (in such capacity, the “**Proposal Trustee**”) in the proposal (the “**Proposal**”) of Healthchain Inc. (“**Healthchain**”) pursuant to the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3 (the “**BIA**”) was heard this day by video conference due to the COVID-19 crisis.

**ON READING** the Report on the Proposal of the Proposal Trustee dated October 1, 2020 (the “**Report**”), including the Exhibits thereto, and on hearing the submissions of counsel for the Proposal Trustee, counsel for Healthchain, and counsel for those other parties listed on the Counsel Slip, no one appearing for any other person on the Service List, although properly served as appears from the Affidavit of Service of Monty Dhaliwal, sworn October 8, 2020, filed,

## **SERVICE**

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record of the Trustee is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.

## **APPROVAL OF PROPOSAL**

2. **THIS COURT ORDERS** that defined terms not otherwise defined herein shall have the meanings attributed to them in the Proposal.

3. **THIS COURT ORDERS AND DECLARES** that the Proposal, as set out at **Tab 3** to the Motion Record of the Trustee and **Appendix "A"** to the Report and Annexed hereto as **Schedule "A"**, is hereby approved.

4. **THIS COURT ORDERS AND DECLARES** that, pursuant to paragraph 43 of the Proposal, on the Maturity Date, each and every present and former officer and director of Healthchain shall be released from claims against them that arose before the Date of Filing and that relate to the obligations of Healthchain where such persons are by law liable in the capacity as directors for the payment of such obligations, provided that nothing herein shall release or discharge any director or officer of Healthchain from any claims coming within the exceptions set out in s.50(14) of the BIA and set out in the Proposal.

5. **THIS COURT ORDERS AND DECLARES** that Sections 95 to 101 of the BIA shall not apply to any dealings by Healthchain at any time prior to the Date of Filing. The Releases contemplated by the Proposal included releases from all claims, actions and remedies available under sections 95-101 of the BIA, providing that directors of Healthchain shall not be released from any claims coming within the exceptions set out in s.50(14) of the BIA.

## **APPROVAL OF REPORT ON PROPOSAL**

6. **THIS COURT ORDERS** that the Report, and the conduct and activities of the Proposal Trustee as set out therein, be and are hereby approved.

## DISCHARGE OF ENHANCED POWERS OF TRUSTEE AND CHARGES

7. **THIS COURT ORDERS** that upon the filing of the Certificate of Full Completion of Proposal on the Maturity Date, the Proposal Trustee shall be discharged from all of the enhanced powers granted to the Proposal Trustee by the Order of Koehnen, J. dated March 5, 2020 (the “**Enhanced Powers Order**”), and that the Administration Charge granted under the Enhanced Powers Order and the DIP Lenders Charge granted by the Order of Koehnen, J. dated May 7, 2020 will also be discharged from the Property of Healthchain on the same date.

*Dietrich J.*

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