



COURT FILE NUMBER

24-3301173

COURT

COURT OF KING'S BENCH OF ALBERTA IN BANKRUP

JUDICIAL CENTRE

EDMONTON

IN THE MATTER OF THE BANKRUPTCY AND
INSOLVENCY ACT, RSC 1985 c. B-3 AS AMENDED AND

IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE
A PROPOSAL OF MORNING GLORY DAYCARE LTD.

APPLICANT

G. CHAN & ASSOCIATES INC. in its capacity as Trustee
under a Notice of Intention to Make a Proposal of
MORNING GLORY DAYCARE LTD.

DOCUMENT

**CHARGING ORDER
(SECTION 64.2 OF THE ACT)**

ADDRESS FOR SERVICE
AND CONTACT

Sharek Logan & van Leenen LLP, Barristers & Solicitors
2100, 10060 Jasper Avenue, Edmonton, AB T5J 3R8

INFORMATION OF PARTY
FILING THIS DOCUMENT

Attention: David Archibald Phone: (780) 413-3100
File: 24434/DA

DATE ON WHICH ORDER WAS PROOUNOUNCED:

December 4, 2025

NAME OF REGISTRAR/JUSTICE WHO GRANTED THE ORDER:

Justice Lema

LOCATION WHERE THIS ORDER WAS GRANTED:

Edmonton, Alberta

UPON the Application of G. CHAN & ASSOCIATES INC. (the “**Trustee**”) for an Order pursuant to section 64.2(1) of the *Bankruptcy and Insolvency Act* (Canada) (the “**BIA**”); AND UPON reviewing the Trustee’s First Report, filed; AND UPON notice of the Application for this Order being served on the secured creditors so effected; AND UPON reference to s.64.2 of the BIA;

IT IS HEREBY ORDERED AND DECLARED AS FOLLOWS:

1. Service of notice of this Application and supporting materials is hereby declared to be good and sufficient, no other person is required to have been served with notice of this Application, and the Application is properly returnable today.
2. It is declared and ordered that as security for the professional fees and disbursements incurred both before and after the granting of this Order of the Trustee, counsel to the Trustee, counsel for the Debtor and any financial or other experts engaged by the Trustee, in the performance of the Trustee’s duties, shall be entitled to the benefits of and are hereby granted a charge (the “**Administration Charge**”) on all of MORNING GLORY DAYCARE LTD.’s current and future

assets, undertakings and properties of every nature and kind whatsoever, and wherever situate including all proceeds thereof (the “**Property**”), which charge shall not exceed an aggregate amount of \$50,000.00, as security for their professional fees and disbursements incurred at the normal rates and charges of the Trustee and such counsel, financial and other experts so engaged by the Trustee, both before and after the making of this Order in respect of these proceedings. The Administration Charge shall have the priority set out in paragraph 4 hereof.

3. The filing, registration or perfection of the Administration Charge shall not be required, and the Administration Charge shall be valid and enforceable for all purposes, including as against any right, title or interest filed, registered, recorded or perfected subsequent to the Administration Charge coming into existence, notwithstanding any such failure to file, register, record or perfect.
4. The Administration Charge, shall constitute a charge on the Property and such Administration Charge shall rank in priority to all other security interests, trusts, liens, charges and encumbrances, and claims of secured creditors, statutory or otherwise (collectively, “**Encumbrances**”) in favour of any individual, firm, corporation, governmental body or agency, or any other entities (all of the foregoing, collectively being “**Persons**” and each being a “**Person**”).
5. Except as otherwise expressly provided for herein, or as may be approved by this Court, no charges or any encumbrances shall be granted over any Property that rank in priority to, or *pari passu* with, any of the Administration Charge, unless the Applicant also obtains the prior written consent of the beneficiaries of the Administration Charge, or further order of this Court.
6. Any interested Person may apply to this Court on notice to any other party likely to be affected for an order to allocate the Administration Charge, amongst the various assets comprising the Property.
7. The Administration Charge shall not be rendered invalid, unenforceable, or otherwise be deemed to be limited in any way by: a) MORNING GLORY DAYCARE LTD.’s assignment into bankruptcy, whether voluntary, involuntarily or by operation of law; b) any provision(s) in any federal or provincial statute(s); and c) any negative covenant in any existing contract, agreement, or instrument of any kind whatsoever entered into by MORNING GLORY DAYCARE LTD. and any third-party.
8. The granting of this Administration Charge does not constitute a fraudulent conveyance, fraudulent preference, transfer at undervalue, oppressive conduct, or any other reviewable or voidable transaction.
9. Service of this Order shall be deemed good and sufficient by serving the same on:
 - a. the persons listed on the service list created in these proceedings;
 - b. any other person served with notice of the application for this Order;
 - c. any other parties attending or represented at the application for this Order;

d. Posting a copy of this Order on the Trustee's website at:
<https://www.gcalit.ca/engagements>,
and service on any other person is hereby dispensed with.

10. Service of this Order may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.



Justice in Chambers, Court of King's Bench
of Alberta, in Bankruptcy and Insolvency