

COURT FILE NUMBER 24-3389146
24-3389147
24-3389148

COURT COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE EDMONTON

IN THE MATTER OF THE *BANKRUPTCY
AND INSOLVENCY ACT*, R.S.C. 1985, C.
B-3, AS AMENDED

AND IN THE MATTER OF THE NOTICE OF
INTENTION TO MAKE A PROPOSAL OF
ONSITE3D LTD., ONSITE3D INDUSTRIAL
SERVICES LTD., and ONSITE3D DIGITAL
SOLUTIONS LTD.

Clerk's Stamp

DOCUMENT **APPLICATION**

ADDRESS FOR SERVICE AND
CONTACT INFORMATION OF
PARTY FILING THIS
DOCUMENT

OGILVIE LLP
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File No.: 74349.1

NOTICE TO RESPONDENTS

This application is made against you. You are a respondent

You have the right to state your side of this matter before the Applications Judge.

To do so, you must be in Court when this application is heard as shown below:

Date: July 9, 2026

Time: 3:00 P.M.

Where: Edmonton Courts via WebEx, Virtual Courtroom 86
<https://albertacourts.webex.com/meet/virtual.courtroom86>

Before whom: The Honourable Justice M.A. Marion

Remedy claimed or sought:

1. The Applicants, ONSITE3D Ltd. ("**Onsite3D**"), ONSITE3D Industrial Services Ltd. ("**Onsite3D Industrial**"), and ONSITE3D Digital Solutions Ltd. ("**Onsite Digital**") (each a "**Company**" and collectively, the "**Companies**"), seek an order, pursuant to sections 50.4(9) and 64.2(1) of the *Bankruptcy and Insolvency Act*, RSC 1985, c B-3 (the "**BIA**"), substantially in the form of the draft First Extension Order (the "**First Extension Order**") attached as **Schedule "A"** hereto:
 - (a) abridging time for service of this Application and deeming service good and sufficient, if necessary;
 - (b) validating service of this Application;
 - (c) providing for the consolidation and joint administration of the NOI proceedings of the Companies, for administrative purposes;
 - (d) authorizing service of any order resulting from this application by ordinary mail to creditors at their last known addresses, with notice of the Proposal Trustee's website where documents will be posted, and permitting service by website posting for parties who do not provide alternate service methods in these proceedings (the "**Proposal Proceedings**");
 - (e) extending the 30-day period, expiring June 22, 2026, within which the Companies are required under section 50.4(8) of the *BIA* to file a proposal, by an additional forty-five (45) days to 11:59 p.m. (Mountain Time) on September 5, 2026, pursuant to section 50.4(9) of the *BIA* (the "**Stay Period**");
 - (f) declaring that the Companies' legal counsel, Ogilvie LLP, G. Chan & Associates Inc. in its capacity as proposal trustee (the "**Proposal Trustee**"), and the Proposal Trustee's legal counsel, Sharek Logan & Van Leenen LLP (collectively, the "**Administrative Professionals**"), shall have the benefit of a security and charge (the "**Administration Charge**") on all of the Companies' present and after-acquired property (the "**Property**") as security for their reasonable professional fees and disbursements incurred both before and after the granting of the requested Order, which Administration Charge shall not exceed \$250,000, and authorizing payment to the Administrative Professionals of their reasonable fees and disbursements in connection with the Proposal Proceedings; and
 - (g) such further and other relief as this Honourable Court may deem appropriate or necessary.

Grounds for making this application:

Background

2. The Companies are an Indigenous-owned group of companies that are pioneers in providing advanced industrial manufacturing and digital engineering technology services in Alberta. The Companies are incorporated pursuant to the laws of the Province of Alberta.

3. On June 22, 2026, the Companies each filed a Notice of Intention to Make a Proposal (the “**NOIs**”) pursuant to section 50.4 of the *BIA*. G. Chan & Associates Inc. was appointed as the proposal trustee (the “**Proposal Trustee**”) of the Companies at the time of filing the NOIs.

Stay Extension

4. Pursuant to the *BIA* section 50.4(8), the Companies are required to put forward a proposal within 30 days from the filing of the NOIs, unless granted an extension by this Honourable Court.
5. This Honourable Court has the discretionary authority pursuant to section 50.4(9) of the *BIA* to extend the time, by a period not exceeding 45 days, in which an insolvent debtor that has filed a NOI is required to put forward a proposal to its creditors. If such extension is not granted, the Companies will, immediately and automatically following June 22, 2026, be deemed to have made an assignment into bankruptcy pursuant to section 50.4(8) of the *BIA* to the detriment of all its creditors, employees, and other stakeholders.
6. The Companies likely to be able to put forward a viable proposal prior to the expiry of the aggregate 5-month maximum extension period set out in section 50.4(9) of the *BIA*. Additionally, none of the Companies’ creditors or other stakeholders are likely to be materially prejudiced by the granting of an extension. Resultantly, the Applicants submit that the grant of an initial 45-day extension pursuant to section 50.4(9) of the *BIA* is justified.
7. Since filing the NOIs, the Companies have been diligently working toward formulating a proposal to its creditors but require additional time to complete this process. In particular, the Companies have: (a) worked cooperatively with the Proposal Trustee to manage cashflow; (b) worked diligently with the Proposal Trustee and its legal counsel to identify and quantify creditor claims; and (c) acted and are continuing to act in good faith and with due diligence in completing the preliminary work and preparation with efforts to make a proposal to its creditors.

Administration Charge

8. Section 64.2(1) of the *BIA* provides the Court with the discretionary authority to grant a Court ordered security interest or charge, ranking ahead of pre-existing security interests or charges, in the assets of a debtor who has filed an NOI to secure the fees and disbursements of the professionals retained to assist the debtor in *BIA* proceedings.
9. The continuing engagement of the Proposal Trustee and the Companies’ counsel is critical to the Companies’ chances of success in putting forward a viable proposal in these proceedings. There are a number of financial and operating issues for which the Company will require the expertise of the Proposal Trustee during the NOI proceedings. Thus, it is submitted that a grant of the Administration Charge proposed by the Companies is justified, appropriate, reasonable and necessary.

Administrative Consolidation

10. The Applicants seeks the administrative consolidation of the three NOI proceedings to allow for a single, Court-supervised process.

11. Administrative consolidation is appropriate in the circumstances as:
- (a) The Companies are related entities under common control. Onsite3D Industrial and Onsite3D Digital are wholly-owned subsidiaries of Onsite3D. Wade Tyler Eno serves as a director of all three Companies;
 - (b) Consolidation will promote efficiency and reduce professional costs by avoiding duplication of Court applications, reporting, and administrative processes;
 - (c) no creditor of any of the Companies will be prejudiced by consolidation, as each estate will maintain its own separate creditor pool and any proceeds from an eventual SISP will be allocated appropriately between the estates; and
 - (d) the Proposal Trustee supports administrative consolidation and is prepared to administer the three estates on a consolidated basis.

Material or evidence to be relied on:

- 12. First Affidavit of Wade Tyler Eno, sworn July 6, 2026;
- 13. First Report of the Proposal Trustee;
- 14. Bench Brief of the Applicants; and
- 15. Such further and other material as counsel may advise.

Applicable rules:

- 16. Rules 6.3(1) and 6.9(1) of the *Alberta Rules of Court*, Alta Reg. 124/2010.

Applicable Acts and regulations:

- 17. *Bankruptcy and Insolvency Act*, RSC 1985, c. B-3.

Any irregularity complained of or objection relied of:

- 18. Not applicable to this Application.

How the application is proposed to be heard or considered:

- 19. Via WebEx, in Virtual Courtroom 86, before the Honourable Justice M.A. Marion.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to rely on an affidavit or other evidence when the application is heard or considered, you must reply by giving reasonable notice of the material to the applicant.

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COURT Court of King's Bench of Alberta

JUDICIAL CENTRE EDMONTON

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DOCUMENT **ORDER**

ADDRESS FOR SERVICE AND
CONTACT INFORMATION OF
PARTY FILING THIS DOCUMENT **OGILVIE LLP**
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Email: Strace@ogilvIELaw.com

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File No.: 74349.1

DATE ON WHICH ORDER WAS PRONOUNCED: July 9, 2026

LOCATION WHERE ORDER WAS PRONOUNCED: Edmonton, Alberta

NAME OF JUDGE WHO MADE THIS ORDER: Justice M.A. Marion

UPON THE APPLICATION of the Applicants, ONSITE3D Ltd., ONSITE3D Industrial Services Ltd., and ONSITE3D Digital Solutions Ltd. (each a "**Company**" and collectively, the "**Companies**"); **AND UPON** reading the filed Application and the First Affidavit of Wade Tyler Eno, sworn July 3, 2026 and the Affidavit of Service, filed; **AND UPON** hearing from counsel for the Companies; **AND UPON** hearing from G. Chan & Associates Inc. (the "**Proposal Trustee**") and any other parties present:

IT IS HEREBY ORDERED THAT:

Service

1. Service of the Application and supporting materials is hereby deemed to be good, timely and sufficient.
2. Service of this order may be effected by ordinary mail to creditors and other interested parties at their last known addresses.
3. Notice shall include posting the materials in support of this Application on the Proposal Trustee's website at <https://www.gcalit.ca/onsite3d-ltd>.
4. Any person who does not provide counsel for the Companies or the Proposal Trustee a method of alternate service within 10 days of receiving notice of this Order may be served future documents by posting on the Proposal Trustee's website, which posting shall constitute valid and effective service.

Extension of time to file proposal

5. Pursuant to section 50.4(9) of the *Bankruptcy and Insolvency Act*, RSC 1985, c B-3 ("**BIA**"), the period within which the Companies may file a proposal shall be and is hereby extended to 11:59 p.m. (Mountain Time) on September 5, 2026.
6. The general stay of proceedings against the Companies imposed by section 69 of the *BIA* is extended to 11:59 p.m. (Mountain Time) on September 5, 2026.

Administrative Consolidation

7. The NOI Proceedings of Onsite3D Ltd., Onsite3D Industrial Services Ltd., and Onsite3D Digital Solutions Ltd. are hereby administratively consolidated for procedural purposes only, without prejudice to the separate legal existence of each entity and without consolidating the assets and liabilities of the Applicants.
8. All future materials in either NOI Proceeding may be filed under file number 24-3389146, and all future applications may be brought jointly by the Applicants unless otherwise required.
9. The Proposal Trustee is authorized to administer all three NOI Proceedings on a consolidated basis.

Administration Charge

10. The Companies shall pay the reasonable fees and disbursements of the Companies' legal counsel, Ogilvie LLP, G. Chan & Associates Inc. in its capacity as proposal trustee (the "**Proposal Trustee**"), and the Proposal Trustee's legal counsel, Sharek Logan & van Leenen LLP (collectively, the "**Administrative Professionals**"), which are directly related to these proceedings, whether incurred before or after the granting of this Order (collectively, the "**Professional Fees**").

11. Pursuant to section 64.2(1) of the *BIA*, the Administrative Professionals shall be entitled to the benefits of and are hereby granted a charge (the "**Administration Charge**") on the Companies' current and future assets, undertakings, and real or personal property of every kind whatsoever, wheresoever situate, and against all proceeds thereof (collectively the "**Property**").
12. The Administration Charge shall not exceed an aggregate amount of \$250,000.00, as security for the payment of the Professional Fees, unless otherwise ordered by this Court.
13. If the Administrative Professionals sharing in the benefit of the Administration Charge have claims that, in the aggregate, exceed the maximum authorized amount of the Administration Charge, the Administrative Professionals shall share in the benefit of the Administration Charge (as between themselves) on a pro rata basis to the maximum aggregate authorized amount of the Administration Charge.

Aid and Recognition

14. This Court hereby requests the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States to give effect to this Order and to assist the Companies, Proposal Trustee and their agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders as to provide such assistance to the Companies and the Proposal Trustee, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Companies, the Proposal Trustee and their agents in carrying out the terms of this Order.
15. This Order is declared to have full force and effect in all provinces and territories in Canada.

General

16. The Companies and the Proposal Trustee may, from time to time apply, to this Court to amend this Order, to seek the advice and direction of this Court, or to seek this Court's approval of transactions.

J.C.K.B.A.