



PRACTICE DIRECTION

Re: *Companies' Creditors Arrangement Act* Model Initial Order

Commencing December 1, 2006 the Court will adopt a standard form of order for initial orders made pursuant to the *Companies' Creditors Arrangement Act* ("CCAA").

After December 1, 2006 a party seeking an initial order pursuant to the CCAA must use the attached Model Initial Order unless the relief sought differs from that provided for in the Model Initial Order. In that event, the applicant must identify in what respects the relief sought differs and must explain to the Court the basis upon which it should grant relief in terms different from those provided for in the Model Initial Order.

The Model Initial Order was developed by the British Columbia Model Insolvency Order Committee whose membership included Judges of the Supreme Court of British Columbia, representatives of the British Columbia insolvency bar, and representatives of the trustee community. The purpose of the Model Initial Order is to help the parties focus on the particular issues in dispute and to enable the Court to deal with applications for initial orders under the CCAA in an efficient and effective manner. The Model Initial Order includes a number of explanatory notes designed to assist counsel in using the Model Initial Order and to alert counsel to the fact that all of the provisions of the Model Initial Order may not be appropriate in every case.

November 9, 2006

"Donald I. Brenner, CJSC"