



NO. S088739  
VANCOUVER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

**IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,  
R.S.C. 1985, c. C-36, AS AMENDED**

**AND**

**IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*, S.B.C. 2002, c. 57**

**AND**

**IN THE MATTER OF OKANAGAN HILLS DEVELOPMENT CORPORATION,  
VINEYARD HOMES AT THE RISE LTD., THE GOLF CLUB AT THE RISE LTD. and  
Y-K PROJECTS LTD.**

PETITIONERS

**ORDER**

BEFORE THE HONOURABLE  
MADAM JUSTICE DICKSON

THURSDAY, THE 24<sup>TH</sup> DAY OF  
SEPTEMBER, 2009

THIS APPLICATION coming on for hearing at Vancouver, British Columbia, on September 24, 2009, AND UPON hearing Christopher J. Ramsay, counsel for the Petitioners; and those counsel listed in **Schedule "A"** hereto; AND ON READING the pleadings and other materials filed herein; AND pursuant to the *Companies' Creditors Arrangement Act*, R.S.C., 1985 c. C-36, as amended (the "CCAA"), and Rules 3, 10, 12, 13(1), 13(6), 14 and 44 of the Rules of Court and the equitable and inherent jurisdiction of this Honourable Court:

THIS COURT ORDERS AND DECLARES that:

1. the stay of proceedings and the relief granted to the Petitioners in the Initial Order pronounced by this Court on December 15, 2008 (the "Initial Order") and confirmed

by Orders made on January 13, 2009, February 4, 2009, June 1, 2009, June 18, 2009, July 16, 2009 and August 24, 2009 is confirmed and extended to 6:00 p.m. on November 2, 2009 or such later date as this Court may subsequently order;

2. Horizon Electric Inc. be and hereby is permitted to file a Certificate of Pending Litigation against Lot 6, Section 31 Township 9 ODYD Plan KAP78317, PID 026-470-527;
3. Horizon Electric Inc. be and hereby is permitted to commence an action against the Petitioners for the sole purpose of enforcing its claim of lien, in the manner and within the time permitted by the *Builders Lien Act, S.B.C. 1997, c.45*, provided that following the commencement of the action, no further steps shall be taken by Horizon Electric Inc. without consent of the Petitioners or leave of this Court; and
4. endorsement of this Order by counsel appearing on this application, other than counsel for the Petitioners, is hereby dispensed with.

BY THE COURT

  
DEPUTY DISTRICT REGISTRAR

APPROVED AS TO FORM:

  
Counsel for the Petitioners

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**ORDER**

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