CANADA
PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

No.:

500-11-034815-080

SUPERIOR COURT (Commercial Division) The Companies' Creditors Arrangement Act

Montreal, June 11, 2012

Present: The Honourable Robert Mongeon, j.c.s.

IN THE MATTER OF THE PLAN OF ARRANGEMENT OF:

KOMUNIK CORPORATION, KOMUNIK DATAMARK INC. KOMUNIK INTRAMEDIA INC.

**Debtors** 

and

**RSM RICHTER INC.** 

Monitor/Petitioner

## **DISCHARGE ORDER**

**CONSIDERING** the Petitioner's "*Motion to discharge the Monitor*" (the **Motion**) and its supporting affidavit and exhibit;

CONSIDERING the representations made by counsel;

GIVEN the absence of contestation; and

GIVEN the provisions of the Companies' Creditors Arrangement Act,

## WHEREFORE THE COURT:

- GRANTS the Motion:
- DECLARES that the Motion was validly served and filed:
- APPROVES the fees, receipts and disbursements as represented in the Final Monitor's Statement of Receipts and Disbursements dated March 27, 2012 (Exhibit R-1);
- 4. ORDERS that the Petitioner RSM Richter Inc. be discharged and relieved from any obligations, responsibilities and duties in its capacity as Monitor pursuant to the Initial Order or any other orders rendered in the context of these proceedings, for all legal purposes, provided however that notwithstanding its discharge herein, the Petitioner shall continue to have benefit of the provisions of all Orders made in these CCAA proceedings, including all approvals, protection and stays of proceeding in its favour;

- ORDERS that the Petitioner RSM Richter Inc. be discharged from any obligation it may have with respect to the D&O Charge created pursuant to paragraph 29 of the Initial Order;
- 6. **AUTHORIZES** the Petitioner RSM Richter Inc. to declare to any party that it no longer has any interest in the books and records of the Debtors Komunik Corporation, Komunik Datamark Inc. and Komunik Intramedia Inc.:
- 7. **ORDERS** that no claim or proceedings may be instituted against the Petitioner RSM Richter Inc. on matters relating, directly or indirectly, to its activities and obligations in its capacity as Monitor, except by leave of the Court;
- 8. **REQUESTS** the aid and recognition of any Court, tribunal, regulatory or administrative body having jurisdiction in Canada, the United States of America or elsewhere to give effect to the present order;

THE WHOLE without costs.

Montreal, June 11, 2012

Robert Mongeon, j.c.s