

IN THE COURT OF QUEEN'S BENCH FOR SASKATCHEWAN  
IN BANKRUPTCY AND INSOLVENCY  
JUDICIAL CENTRE OF REGINA

IN THE MATTER OF THE APPOINTMENT OF AN INTERIM RECEIVER  
UNDER SECTION 47  
OF THE *BANKRUPTCY AND INSOLVENCY ACT*, R.S.C. 1985, c. B-3

BETWEEN:

**WIRELESS AGE COMMUNICATIONS LTD. and  
WIRELESS SOURCE DISTRIBUTION LTD.,**

APPLICANTS (RESPONDENTS)

- and -

**SASKATCHEWAN TELECOMMUNICATIONS,**

RESPONDENT (APPLICANT)

**NOTICE OF MOTION**

TAKE NOTICE that an application will be made to the presiding Judge in Chambers at the Court House, 2425 Victoria Avenue, Regina, Saskatchewan, on Tuesday, the 20<sup>th</sup> day of January, 2009 at 10:00 o'clock in the forenoon or so soon thereafter as counsel can be heard on behalf of the Applicants for an Order:

- (a) abridging the time between service of this motion and the hearing of the application; and
- (b) pursuant to Rule 441(3) of the *Queen's Bench Rules of Saskatchewan* setting aside the *ex parte* Order made in this matter on the 9<sup>th</sup> day of January, 2009.

AND FURTHER TAKE NOTICE that the application is made on the following grounds:

- (a) the Order was obtained without notice to the Applicants and without full disclosure of all material facts;
- (b) the Applicants were not in breach of the obligations owed to the Respondent at the time the Order was obtained;
- (c) the appointment of an interim receiver was unnecessary for the protection of the debtor's estate or protection of the interests of the Respondent, or of the creditors generally; and
- (d) the Applicants were not insolvent.

AND FURTHER TAKE NOTICE that in support of this application will be read the following, all filed:

- (a) this Notice of Motion with proof of service thereof;
- (b) the Affidavit of Gary Hokkanen;
- (c) Such other material as counsel may advise and this Honourable Court may allow.

DATED at the City of Saskatoon, in the Province of Saskatchewan, this 15 day of January, 2009.

**McKERCHER LLP**

Per: \_\_\_\_\_

Solicitors for the Applicants,  
Wireless Age Communications Ltd. and  
Wireless Source Distribution Ltd.

This Notice of Motion was delivered by:  
McKercher LLP  
Barristers and Solicitors  
374 - 3<sup>rd</sup> Avenue South  
Saskatoon, Saskatchewan  
S7K 1M5  
and the address for service is same as above.  
Lawyer in charge of file: Joel A. Hesje, Q.C.  
Telephone: (306) 653-2000  
File No.: 104022.1