

UNDERTAKING OF PIPELINE FOODS, ULC

TO: THE CANADIAN GRAIN COMMISSION
303 Main Street, Winnipeg, Manitoba R3C 3G8

AND TO: THE DEPARTMENT OF JUSTICE, CANADA
Prairie Region
National Litigation Sector
300, 10423 – 101 Street NW
Edmonton, Alberta T5H 0E7

WHEREAS:

- A. PIPELINE FOODS, ULC ("Pipeline") is the holder of a grain dealer licence and elevator licences for facilities located at Gull Lake and Wapella, Saskatchewan (collectively the "Licence") issued by the Canadian Grain Commission (the "Commission");
- B. Pipeline is a subsidiary of Pipeline Foods LLC;
- C. Both Pipeline Foods LLC and Pipeline are the subject of Orders made by the Bankruptcy Court of the State of Delaware pursuant to Chapter 11 of the United States Bankruptcy Code;
- D. The Commission is reviewing the licences issued to Pipeline as a result of the comprehensive claim process, and Pipeline has been afforded an opportunity to be heard, pursuant to subsection 93(2) of the *Canada Grain Act* (CGA).
- E. Pipeline has made no purchases of grain from any producer from and after July 9, 2021;
- F. Pipeline has proposed that in lieu of any modified or new conditions to its Licences that it will give, and agree to be bound by, the following undertaking:

NOW THEREFORE in consideration of the Commission's decision following the right to be heard meeting not to modify any existing conditions of the Licences issued to Pipeline, i.e. licence numbers GD004086, PE015796, and PE015797, nor impose any new conditions thereto:

Pipeline does hereby undertake and promise to the Commission that it will not receive grain from producers, purchase grain from producers, contract with producers or otherwise incur liabilities to grain producers.

Pipeline acknowledges that any change to this undertaking, including any intention to accept delivery of grain cannot occur without first consulting and obtaining the approval of the Commission, acting reasonably.

Pipeline acknowledges that the Commission's authority under section 93 of the CGA also applies to this undertaking.

PIPELINE FOOD, ULC

Per:

