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**IN THE MATTER OF** the Pension Benefits Act, R.S.O. 1990,  
c. P.8, as amended (the “ *PBA* ” );

**AND IN THE MATTER OF** a Proposal of the Superintendent of  
Financial Services to make an Order under section 69 of the *PBA*,  
respecting **The Retirement Pension Plan for the Hourly  
Employees of Ascendia Brands (Canada) Ltd.** Registration  
Number **567941**

**TO:** Sharon Carew  
Director  
PricewaterhouseCoopers Inc.  
Mississauga Executive Centre  
One Robert Speck Parkway, Suite 1100  
Mississauga ON L4Z 3M3

Administrator

**AND TO:** Allan Dryden  
Controller  
Ascendia Brands (Canada) Ltd.  
275 Finchdene Square  
Scarborough ON M1X 1C7

Employer

**AND TO:** Juergen Manski  
Senior Administrator  
BDO Dunwoody Limited  
123 Front Street West, Suite 1200  
Toronto ON M5J 2M2

Trustee in Bankruptcy

**AND TO:** Fernando Santos  
Union Representative  
Teamsters Local Union 847  
305-5468 Dundas Street West  
Toronto ON M9B 6E3

Union Representative

## NOTICE OF PROPOSAL

**I PROPOSE TO MAKE AN ORDER** under section 69 of the *PBA* that **The Retirement Pension Plan for the Hourly Employees of Ascendia Brands (Canada) Ltd.** (the “Plan”) be wound up effective **November 7, 2008**.

### **REASONS:**

**The employer is bankrupt within the meaning of the Bankruptcy and Insolvency Act (Canada).**

**Such further and other reasons as may come to my attention.**

**YOU ARE ENTITLED TO A HEARING** by the Financial Services Tribunal (the “Tribunal”) pursuant to section 89(6) of the *PBA*. **To request a hearing, you must deliver to the Tribunal a written notice that you require a hearing, within thirty (30) days after this Notice of Proposal is served on you.**<sup>1</sup>

**YOUR WRITTEN NOTICE** must be delivered to:

Financial Services Tribunal  
5160 Yonge Street  
14th Floor  
Toronto, Ontario  
M2N 6L9

Attention: The Registrar

**FOR FURTHER INFORMATION** on a Form for the written notice, please see the Tribunal website at [www.fstontario.ca](http://www.fstontario.ca) **or** contact the Registrar of the Tribunal by phone at 416- 590-7294, toll free at 1-800-668-0128, ext. 7294, or by fax at 416-226-7750.

**IF YOU FAIL TO REQUEST A HEARING WITHIN THIRTY (30) DAYS, I MAY CARRY OUT THE PROPOSAL AS DESCRIBED IN THIS NOTICE.**

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<sup>1</sup>

NOTE - Pursuant to section 112 of the *PBA* any Notice, Order or other document is sufficiently given, served or delivered if delivered personally or sent by regular mail and any document sent by regular mail shall be deemed to be given, served or delivered on the seventh day after the date of mailing.

DATED at Toronto, Ontario, this 22<sup>nd</sup> day of April, 2009

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K. David Gordon  
Deputy Superintendent, Pensions