

This is the 2<sup>nd</sup> affidavit  
of Harvey Sauer in this case and  
was made on August 30 2022

Estate No. 11-2831082  
Court No. B220235  
Vancouver Registry

*In the Supreme Court of British Columbia*

IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF THE *BANKRUPTCY AND INSOLVENCY ACT*,  
R.S.C. 1985, C. B-3, AS AMENDED

AND

IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF DRAKE  
TOWING (2018) LTD.

**AFFIDAVIT**

I, Harvey Sauer, businessperson, with an address for delivery in these proceedings of 700 595 Burrard Street, Vancouver, British Columbia V7X 1S8, SWEAR THAT:

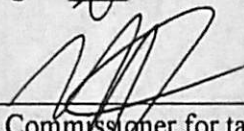
1. I have been a share holder of Drake Towing (2018) Ltd. ("Drake") since May 29, 2018 and, as such, am authorized to swear this Affidavit on behalf of Drake.
2. I am authorized to make this Affidavit on behalf of Drake.
3. Since my Affidavit #1 filed in the within proceedings, Drake has continued its operations and accomplished the following:
  - (a) numerous discussions with the current lender, Bank of Montreal, as well as a number of other potential lenders in an effort to secure financing to support the operations and fund a proposal;
  - (b) paid down the corporate credit card to maintain good relations with the current lender, and to avoid high interest rates;

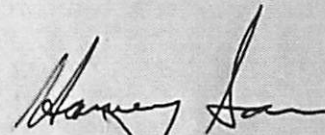
- (c) dealt with numerous operational issues including employment issues, tow truck repair issues, sales of towed vehicles etc.
- (d) met with several parties to determine if there is any interest in investing or purchasing the business of Drake; and
- (e) continued to monitor cashflows and projections to determine if a successful proposal is possible.

4. After normalizing the financial recording and planning at Drake, I was able to see the full financial picture of the company. Together with my wife, Colleen Sauer, and the assistance of the Proposal Trustee, we determined that we wouldn't be able to meet the financial requirements for a successful proposal on our own and that a successful SISP would increase the likelihood that our creditors would realize the best possible result for all stakeholders.

5. I have reviewed the proposed sales process prepared by the Proposal Trustee, and I believe that it is fair and will generate the best potential result for Drake's stakeholders.

SWORN BEFORE ME at the <sup>CITY</sup> of BURNABY  
in the Province of British Columbia on  
August 30, 2022

  
\_\_\_\_\_  
A Commissioner for taking Affidavits for  
British Columbia

  
\_\_\_\_\_  
Harvey Sauer

MARTIN C. SENNOTT  
*Barrister & Solicitor*  
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