## **COURT OF APPEAL FOR BRITISH COLUMBIA**

## FORM 4

## NOTICE OF APPLICATION (RULES 13(a), 20(3) and (4), 54(a), 58(1), 59(1), 60(2), 61(2), 63(2) )

VANCOUVER	Court of Appeal File No.	49302
COURT OF APPEAL REGISTRY		The file number can be found on the upper right corner of the Notice of Appeal.
PARTIES TO THE APPEAL		
<b>Appellant(s)</b> List the name(s) of the appellant(s) named on Form 1: Notice of Appeal.	Global Crossing Airlines Group Inc. fo	rmerly known as Canada Jetlines Ltd.
<b>Respondent(s)</b> List the name(s) of the respondent(s) named on Form 1: Notice of Appeal.	Executive Director of the British Columbia Securities Commission; British Columbia Securities Commission; and Mark Morabito	
This application is in the jurisdiction of:	□ The Court (3 Justices)   ⊠ A Cha	mbers Justice 🛛 The Registrar
To the person(s) filing the application (the <i>applicant</i> ):		
If your application is before a chambers justice, check the <u>available chambers dates</u> on the court website and the timelines for bringing your application under the rules.		
If your application is before the court or the registrar, contact the appropriate scheduler before completing this form.		
Communicate with the other person(s) to ensure they are available on the requested date. Chambers applications are to be no more than 30 minutes.		

are relying on for your application         E.g., If you are applying for leave to         appeal, enter "Section 31 of the Court         33 of the Court of Appeal Act."         Rules 15 and 20(4), Court of Appeal Rules, B.C. Reg. 120/2022         The appellant seeks the following orders:         1. This application for leave to appeal is heard at the same time as the application for leave to appeal the same decision filed by Mark Morabito on September 20, 2023 in CA file No. 49296.         2. Leave to appeal from the order of the panel of the British Columbia Securities Commission pronounced August 17, 2023.		Global Crossing Airlines Group Inc. formerly known as Canada Jetlines Ltd.	
Name(s) of responding person(s) to be served with the application       British Columbia Securities Commission; and Mark Morabito         Location where the application will be heard       800 Hornby St.         Date the application will be heard       12/10/2023         Chembers application will be heard       12/10/2023         Date the application will be heard       12/10/2023         Chembers applications begin at 9:30 a.m.       DD/MM/YYYY         Enter the section(s) or rule(s) that you are are relying on for your applications Equin you are applying for eaver to appeel after: "I you are applying for eaver to appeel after: "I you are applying for eaver to a stay of proceedings, enter "section group and the Court of Appeel Act." I you are applying for eaver to a stay of proceedings, enter "section group and the Court of Appeel Act." Section 53 of the Court of Appeel Act."         The appellant seeks the following orders:       1         The appellant seeks the following orders:       1         The appellant seeks the following orders:       1         This application for leave to appeal is heard at the same time as the application for leave to appeal the same decision filed by Mark Morabito on September 20, 2023 in CA file No. 49296.         Docod and any group time to file on appeal to may to application for leave to appeal the same decision filed by Mark Morabito on September 20, 2023 in CA file No. 49296.         David application for leave to appeal the same decision filed by Mark Morabito on September 20, 2023 in CA file No. 49296.         Deaver to may the ma			
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 $\begin{array}{c} \text{Court of appeal for british columbia}\\ 51406402.1 \end{array}$ 

disposition of this appeal or until further Order of this Court.

<b>Is an application book required?</b> See Rule 13 for leave applications and Division 2 of Part 9 of the Rules for other applications.	⊠ Yes □ No
	n/a
If you are not required to file an application book, list the affidavit(s) in support of this application Enter the name of each person whose affidavit is being filed and the date each affidavit was sworn.	
The applicant anticipates that this application will be Check only one.	⊠ Contested □ Uncontested
Email address(es) for service of applicant(s) If you provide an email address, you consent to have documents served on you by email.	sean.boyle@blakes.com / jenna.green@blakes.com
Date form completed	21-09-2023 Name of lawyer or applicant authorizing filing of this form
	DD/MM/YYYY