

# COUNSEL SLIP

COURT FILE NO CV-12-20192-C

DATE Nov 23, 2012

NO ON LIST (1)

TITLE OF PROCEEDING

DUMBLE OIL AND GAS LIMITED

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~~S.F. Dow P.H. J.~~

I am satisfied with all aspects of the relief being sought based on the evidence before me, the lack of opposition and the advice of the Monitor as reflected in its reports save and except my reservations as expressed

in court re satisfaction of the "fit and proper" criteria of s. 11.3 of the CCAA. The evidence in that department appears perfunctory to me and requires some supplementing. The matter will be

adjourned to June 11<sup>th</sup> at 9:30

(45 mins - confirmed)

to consider that further evidence.

I am satisfied with the Monitor's proposal as regards notifying lessors of the adjournment and how to review the new evidence. I note as well the Company indicates that s. 11.3 will not be applied to the sole objecting party's agreements (Mr Whittle) as the Company believes no consent to assignment is required.

Si D