

Clerk's Stamp

COURT FILE NUMBER 2001- 05482

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

IN THE MATTER OF THE *COMPANIES' CREDITOR
ARRANGEMENT ACT*, RSC 1985, c C-36, as amended

AND IN THE MATTER OF THE COMPROMISE OR
ARRANGEMENT OF JMB CRUSHING SYSTEMS INC. and
2161889 ALBERTA LTD.

APPLICANT JMB CRUSHING SYSTEMS INC. and 2161889 ALBERTA
LTD.

DOCUMENT **SEALING ORDER**

ADDRESS FOR
SERVICE AND
CONTACT
INFORMATION
OF PARTY
FILING THIS
DOCUMENT

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File No.: A163514

DATE ON WHICH ORDER WAS PRONOUNCED: October 1, 2020

LOCATION OF HEARING OR TRIAL: Calgary Court House

NAME OF JUDGE WHO MADE THIS ORDER: Madam Justice K.M. Eidsvik

UPON THE APPLICATION of the Applicants JMB Crushing Systems Inc. and 2161889 Alberta Ltd.; **AND UPON** having read the Affidavit of Byron Levkulich sworn September 30, 2020 (the "**Levkulich Affidavit**") and the Affidavit of Ingrid Fitzner sworn September 30, 2020

(the “**Fitzner Affidavit**”); **AND UPON** hearing from counsel for the Applicants and from the parties present; **IT IS HEREBY ORDERED THAT:**

SERVICE AND DEFINITIONS

1. The time for service of the notice of application for this Order (the "**Order**") is hereby abridged and deemed good and sufficient.
2. The capitalized terms used in this Order and not otherwise defined shall have the meanings ascribed to them in the Levkulich Affidavit.

SEALING

3. Until further order of this Honourable Court, the Confidential Exhibits A through H inclusive attached to the Fitzner Affidavit shall be sealed on the Court file, kept confidential and not form part of the public record, notwithstanding Division 4 of Part 6 of the *Alberta Rules of Court*.
4. The Clerk of the Court shall file the Confidential Affidavit in a sealed envelope attached with a notice that sets out the style of cause in these proceedings and states that:

THIS ENVELOPE CONTAINS CONFIDENTIAL MATERIALS FILED IN COURT FILE NO. 2001-05482. THE CONFIDENTIAL MATERIALS ARE SEALED PURSUANT TO THE SEALING ORDER ISSUED BY THE HONOURABLE MADAM JUSTICE K.M. EIDSVIK ON OCTOBER 1, 2020.

5. Leave is hereby granted to any person, entity or party affected by this Order to apply to this Honourable Court for a further Order vacating, substituting, modifying or varying the terms of this Order, with such application to be brought on notice to the Applicants, the Monitor and any other affected party in accordance with the *Alberta Rules of Court*.

J.C.C.Q.B.A