

Clerk's Stamp

COURT FILE NUMBER 2001- 05482

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

APPLICANTS 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.

DOCUMENT **ORDER (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: February 24, 2021

LOCATION OF HEARING OR TRIAL: Calgary Court House

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

UPON THE APPLICATION (the “**Application**”) of JMB Crushing Systems Inc. and 2161889 Alberta Ltd. (collectively, the “**Applicants**”); **AND UPON** reading the Affidavit of Blake M. Elyea, sworn February 19, 2021, and the Confidential Affidavit of Blake M. Elyea, sworn February 19, 2021 (the “**Confidential Affidavit**”); **AND UPON** reading the reading the Thirteenth Report of the Monitor, dated February ●, 2021, filed; **AND UPON** reading the Affidavit of Service

of ●, to be filed; **AND UPON** hearing from counsel for the Applicants and for any other parties who may be present;

IT IS HEREBY ORDERED AND DECLARED THAT:

1. Part 6, Division 4 of the *Alberta Rules of Court* does not apply to the Application and the Clerk of the Court is hereby directed to seal the Confidential Affidavit, on the Court file, until the filing of the Monitor's Certificate, to be filed upon the completion and closing of the transactions contemplated under the Confidential Affidavit, attached as Exhibits "A" to D to the Confidential Affidavit. The Confidential Affidavit shall be sealed and filed in an envelope containing the following endorsement thereon:

**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 FEBRUARY 24, 2021.**

2. Any person may apply, on reasonable notice to the Monitor, the Applicants, and any other persons likely to be affected, to vary or amend the terms of paragraph 1 of this Order.
3. The Confidential Affidavit shall also be uploaded to the online filesite established by the Monitor (the "**CaseLines Filesite**"), in connection with the within proceedings, in a case file that may only be accessed by the presiding Justices of the Court of Queen's Bench and any parties who are subsequently authorized to access materials under and pursuant to this sealing order.
4. Service of this Order shall be deemed good and sufficient by:
 - (a) Serving same on:
 - (i) the persons listed on the Service List created in these proceedings;
 - (ii) any other person served with notice of the Application for this Order;
 - (iii) any other parties attending or represented at the Application for this Order;and,

(b) Posting a copy of this Order on the Monitor's Website at:
<http://cfcanada.fticonsulting.com/jmb/default.htm>

and service on any other person is hereby dispensed with.

5. Service of this Order shall be deemed good and sufficient by serving the same in accordance with the procedures in the CaseLines Service Order granted on May 29, 2020.

J.C.C.Q.B.A