

BL-6

BOUCHER, BERNARD

From: Rigaud, Sylvain <sylvain.rigaud@nortonrosefulbright.com>
Sent: Friday, January 15, 2016 3:38 PM
To: Stephen Hamilton (jocelyne.latour@judex.qc.ca); Stephen Hamilton (stephen.hamilton@judex.qc.ca)
Cc: Tadlaoui, Ouassim; BOUCHER, BERNARD; WEISZ, STEVEN; CHOW, MILLY; philippe.jordan@ca.pwc.com; 'nigel.meakin@fticonsulting.com' (nigel.meakin@fticonsulting.com) (nigel.meakin@fticonsulting.com); Ashby, Chrystal
Subject: In the matter of the Plan of Compromise or Arrangement of: Bloom Lake General Partner Limited et al (CCAA) [OR-EDRMS.FID6772167]
Attachments: In the matter of the Plan of Compromise or Arrangement of: Bloom Lake General Partner Limited et al (CCAA)

Mr Justice Hamilton,

We have received yesterday with great disbelief, together with all the parties on the Service List, a stamped copy of the motion for a bankruptcy order, which was apparently presented secretly and on an *ex parte* basis before the Registrar who approved on January 13, 2016 its filing and the opening of a bankruptcy file, even before you heard the Motion seeking the temporary lift of the stay for that very same purpose.

We consider that in doing so Groupe Unnu-EBC s.e.n.c. and EBC Inc. (**UNNU/EBC**) clearly acted in violation of the stay of proceedings in the present matter.

We have requested clarifications from counsel for UNNU/EBC and strongly advised them to agree to a Consent Order to annul and quash the filing of their Motion for a bankruptcy order and the opening of a bankruptcy file. You will find below our exchanges. UNNU/EBC has since served an Amended Motion for the purpose of seeking leave to lift the stay on a *nunc pro tunc* basis.

We understand that counsel for the CCAA Parties will bring a Motion to quash this decision of the Registrar, to annul the opening of a bankruptcy against The Bloom Lake Iron Ore Mine Limited Partnership and any other appropriate remedy in the circumstances against UNNU/EBC and their counsel.

Yours very truly,

Sylvain Rigaud
Partner

Norton Rose Fulbright Canada S.E.N.C.R.L., s.r.l. / LLP
1, Place Ville Marie, bureau 2500, Montréal, QC H3B 1R1, Canada
T : +1 514.847.4702 | F : +1 514.286.5474
sylvain.rigaud@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Norton Rose Fulbright Canada S.E.N.C.R.L., s.r.l. / LLP
1, Place Ville Marie, bureau 2500, Montréal, QC H3B 1R1, Canada
T : +1 514.847.4702 | F : +1 514.286.5474
sylvain.rigaud@nortonrosefulbright.com