



COURT FILE NUMBER

2101-05019

COURT

COURT OF QUEEN'S BENCH OF ALBERTA

\$50
COM
June 16, 2021
Justice Romaine

JUDICIAL CENTRE

CALGARY

IN THE MATTER OF THE COMPANIES'
CREDITORS ARRANGEMENT ACT, R.S.C.
1985, c. C-36, AS AMENDED

AND IN THE MATTER OF THE COMPROMISE
OR ARRANGEMENT OF COALSPUR MINES
(OPERATIONS) LTD.

DOCUMENT

**APPLICATION FOR CASELINE SERVICE
ORDER**

ADDRESS FOR SERVICE AND
CONTACT INFORMATION OF
PARTY FILING THIS DOCUMENT

BLAKE, CASSELS & GRAYDON LLP
3500, 855 – 2nd Street SW
Calgary, AB T2P 4J8

Attention: Kelly Bourassa / James Reid
Email: kelly.bourassa@blakes.com /
james.reid@blakes.com
Telephone: 403-260-9697 / 403-260-9731
Facsimile: 403-260-9700
File: 79294/15

NOTICE TO RESPONDENTS

This application is made against you. You are a respondent.

You have the right to state your side of this matter before the judge.

To do so, you must be in Court when the application is heard as shown below:

Date: June 16, 2021
Time: 2:00 P.M.
Where: Calgary Courts Centre
601 5th Street S.W., Calgary, Alberta
Before Whom: The Honourable Madam Justice B.E. Romaine

Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought:

1. FTI Consulting Canada, Inc., in its capacity as Monitor (the "**Monitor**") of Coalspur Mines (Operations) Ltd. ("**Coalspur**") seeks an order substantially in the form attached hereto as Schedule "**A**":
 - (a) declaring that the within Application is properly returnable on June 16, 2021, and that service of this Notice of Application on the parties named in the service list maintained by the Monitor in these proceedings attached as Schedule "**B**", and updated from time to time (the "**Service List**"), is validated and deemed good and sufficient;
 - (b) declaring that all documents uploaded to the online filesite established by the Monitor for managing the pleadings and other relevant documents in this Action and hosted on the canada.caselines.com website (the "**CaseLines Filesite**") shall be deemed as having been properly served on all parties named on the Service List, as of the date and time that such documents were uploaded to the CaseLines Filesite;
 - (c) declaring that the Monitor is authorized to pay all costs associated with establishing and maintaining the CaseLines Filesite in this Action for the duration of these proceedings or until further order of this Court; and
 - (d) such further and other relief as this Honourable Court may deem just and convenient.

Grounds for making this Application

2. The Monitor, following consultation with Coalspur, is proposing that CaseLines be used to serve and manage all documents in these proceedings going forward.
3. CaseLines is a functional case management software that acts as a repository for Court documents in these proceedings Action and allows for real time viewing of documents online.
4. The Monitor has established the CaseLines Filesite for this Action, to which documents can be uploaded at the following link: <https://canada.caselines.com/Section/BulkLoad?casekey=55ee057dc22548a099858a4bdd1b5c0c§ionKey=5aa34b18ba0541d8b0851ece343cfa8d>.
5. The Monitor has provided all parties on the Service List with an invitation, via weblink, to create their own CaseLines account free of charge, allowing them to access the CaseLines Filesite.

The Monitor will continue to provide such invitation with respect to any new parties who request to be added to the Service List.

6. There is no cost to the parties to this Action to utilize the CaseLines software, to upload documents to the CaseLines Filesite or to access documents thereon.
7. The Monitor shall be responsible for maintaining and paying all fees associated with the CaseLines Filesite.
8. The Monitor will continue to maintain its website in this Action in addition to maintaining and utilizing the CaseLines Filesite.
9. The CaseLines Filesite will allow parties to upload and access pleadings in real time.

Material or evidence to be relied on:

10. Second Report of the Receiver dated June 11, 2021; and
11. Such further or other material or evidence as counsel may advise and this Honourable Court may permit.

Applicable rules:

12. Rules 1.4, 11.20 and 11.21 of the *Alberta Rules of Court*; and
13. Such further and other rules as counsel may advise and this Honourable Court may permit.

Applicable Acts and Regulations:

14. *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended; and
15. Such further and other Acts and Regulations as counsel may advise and this Honourable Court may permit.

Any irregularity complained of or objection relied on:

16. None.

How the application is proposed to be heard or considered:

17. Oral submission at an application to be heard via Webex before the Honourable Madam Justice B.E. Romaine at 2:00 p.m. on June 16, 2021.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to rely on an affidavit or other evidence when the application is heard or considered, you must reply by giving reasonable notice of the material to the applicant.

SCHEDULE "A"

PROPOSED CASELINES SERVICE ORDER

CLERK'S STAMP

COURT FILE NUMBER 2101-05019

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

IN THE MATTER OF THE *COMPANIES'*
CREDITORS ARRANGEMENT ACT, R.S.C.
 1985, c. C-36, AS AMENDED

AND IN THE MATTER OF THE COMPROMISE
 OR ARRANGEMENT OF COALSPUR MINES
 (OPERATIONS) LTD.

DOCUMENT

CASELINES SERVICE ORDER

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 james.reid@blakes.com
 Telephone: 403-260-9697 / 403-260-9731
 Facsimile: 403-260-9700
 File: 79294/15

DATE ON WHICH ORDER WAS PRONOUNCED: June 16, 2021

LOCATION WHERE ORDER WAS PRONOUNCED: Calgary Courts Centre

NAME OF JUSTICE WHO MADE THIS ORDER: Justice B.E. Romaine

UPON THE APPLICATION of FTI Consulting Canada, Inc., in its capacity as Monitor (the "**Monitor**") of Coalspur Mines (Operations) Ltd. ("**Coalspur**");

AND UPON HAVING READ the application and Second Report of the Monitor dated June 11, 2021;

AND UPON HEARING the submissions of counsel for Monitor, counsel for Coalspur and counsel for other interested parties;

IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

1. Service of notice of the application for this Order and supporting materials is hereby declared to be good and sufficient on the parties named in the service list maintained by the Monitor in these proceedings, and updated from time to time (the "**Service List**"), and no other person is required to have been served with notice of this application, and time for service of this application is abridged to that actually given.

APPROVAL OF CASELINES

2. It is hereby declared that all documents uploaded to the online filesite established by the Monitor for managing the pleadings and other relevant documents in this Action and hosted on the canada.caselines.com website (the "**CaseLines Filesite**") shall be deemed as having been properly served on all parties named on the Service List, as of the date and time that such documents were uploaded to the CaseLines Filesite.
3. The Monitor is hereby authorized to pay all costs associated with establishing and maintaining the CaseLines Filesite in this Action for the duration of these CCAA proceedings or until further order of this Court.
4. Notwithstanding this Order, the Monitor shall continue to maintain its website in this Action for public access to pleadings and relevant documents.

J.C.Q.B.A.

SCHEDULE "B"

SERVICE LIST

COURT FILE NUMBER: 2101-05019

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

IN THE MATTER OF THE *COMPANIES' CREDITORS*
ARRANGEMENT ACT, R.S.C. 1985, c C-36, AS AMENDED

AND IN THE MATTER OF THE COMPROMISE OR
ARRANGEMENT OF COALSPUR MINES (OPERATIONS) LTD.

DOCUMENT: **SERVICE LIST – JUNE 10, 2021**

Party	Service Method:	Counsel
<p>OSLER, HOSKIN & HARCOURT LLP Suite 2700, Brookfield Place 225 – 6th Avenue S.W. Calgary, Alberta, Canada T2P 1N2</p> <p>Attention: Randal Van de Mosselaer, Emily Paplawski and Kathryn Esaw</p>	<p>RVandemosselaer@osler.com</p> <p>EPaplawski@osler.com</p> <p>Kesaw@osler.com</p>	<p>Counsel to Coalspur Mines (Operations) Ltd.</p>
<p>STIKEMAN ELLIOTT LLP 4300 Bankers Hall West 888 - 3rd Street S.W. Calgary, Alberta T2P 5C5</p> <p>Attention: Karen Fellowes</p>	<p>kfellowes@stikeman.com</p>	<p>Counsel to Trafigura Lte. Ltd.</p>
<p>NORTON ROSE FULBRIGHT CANADA LLP 400 3rd Avenue SW, Suite 3700 Calgary, Alberta T2P 4H2</p> <p>Attention: Gunnar Benediktsson, Matthew Longstaff and Joyce Chang</p>	<p>gunnar.benediktsson@nortonrosefulbright.com</p> <p>matthew.longstaff@nortonrosefulbright.com</p> <p>joyce.chang@nortonrosefulbright.com</p>	<p>Counsel to Cline Trust Company LLC</p>

Party	Service Method:	Counsel
KOMATSU INTERNATIONAL (CANADA) INC. Attention: Corey Kovarik and Kent Van Zanten	CKovarik@komatsuna.com KVanZanten@komatsuna.com	Komatsu International (Canada) Inc
CATERPILLAR FINANCIAL SERVICES LIMITED Attention: Jeff Norton and Brian Nerstad	Brian.Nerstad@cat.com Jeffery.Norton@cat.com	Caterpillar Financial Services Limited
BENNETT JONES LLP 4500 Bankers Hall East 855 – 2 nd Street SW Calgary, AB T2P 4K7 Attention: David Gruber (Vancouver Office) and Keely Cameron	Gruberd@bennettjones.com cameronk@bennettjones.com EndersbyA@bennettjones.com HendryD@bennettjones.com	Counsel to Ridley Terminals Inc.
BLAKE, CASSELS & GRAYDON LLP 855 – 2 nd Street SW Suite 3500 Bankers Hall East Tower Calgary, AB T2P 4K1 Attention: Kelly Bourassa, James Reid and Jules Monteyne	kelly.bourassa@blakes.com james.reid@blakes.com jules.monteyne@blakes.com	Counsel to the Monitor
FTI CONSULTING CANADA INC. Suite 1610, 520 - 5th Avenue SW Calgary AB T2P 3R7 Attention: Deryck Helkaa, Dustin Olver, Lindsay Shierman and Robert Kleebaum	dustin.olver@fticonsulting.com Deryck.Helkaa@fticonsulting.com Lindsay.Shierman@fticonsulting.com Robert.kleebaum@fticonsulting.com	Monitor

Party	Service Method:	Counsel
ALBERTA ENERGY REGULATOR Attention: Maria Lavelle, Bola Talabi, Martin Foy and Scott Poitras	Maria.lavelle@ aer.ca insolvency@ aer.ca Bola.Talabi@ aer.ca Martin.Foy@ aer.ca Scott.Poitras@ aer.ca	Counsel to AER
DENTONS CANADA LLP 2500 Stantec Tower 10220 – 103 Avenue NW Edmonton, AB T5J 0K4 Attention: Dean A. Hitesman and Kurtis Letwin	Dean.hitesman@ dentons.com kurtis.letwin@ dentons.com	Counsel to Finning International Inc. and Counsel to Royal Bank of Canada
MCCARTHY TETRAULT LLP 421 7 th Avenue SW, Suite 4000 Calgary, AB T2P 4K9 Attention: Pantelis Kyriakakis	pkyriakakis@ mccarthy.ca	Counsel to Komatsu International (Canada) Inc and Caterpillar Financial Services Ltd.
MCCARTHY TETRAULT LLP Bureau 2500 100, rue De La Gauchetiere Ouest Montreal, QV H3B 0A2 Attention: Gabriel Faure, Véronique Wattiez Larose and Walker W. MacLeod	GFAURE@ mccarthy.ca vularose@ MCCARTHY.CA wmacleod@ mccarthy.ca	Counsel to Canadian National Railway Company
BISHOP & MCKENZIE LLP Suite 2300, 10180 – 101 Street Edmonton, AB T5J 1V3 Attention: Jose Delgado	JDelgado@ bmlp.ca	Counsel to SMS Equipment Inc.
JENSEN SHAWA SOLOMON DUGUID HAWKES LLP 800, 304 – 8 Avenue SW Calgary, AB T2P 1C2 Attention: Christa Nicholson	nicholsonc@ jssbarristers.ca	Counsel to AESO

Party	Service Method:	Counsel
BRYAN & COMPANY LLP 2900 Manulife Place 10180 – 101 Street Edmonton, AB T5J 3Y2 Attention: Soheel S. Hussein	sshussein@bryanco.com	Counsel to Dave Morin Contracting Ltd.
DLA PIPER (CANADA) LLP Livingston Place West Suite 1000, 250 2nd St SW Calgary, AB T2P 0C1 Attention: G. Brian Davison, Q.C.	brian.davison@dlapiper.com	Counsel to Stillwater Supply Corp
SMS EQUIPMENT INC. 3320 50 Ave SE Calgary, AB T2B 3J4 Attention: Joe Noonan	jnoonan@smsequip.com	Vendor
STIKEMAN ELLIOTT LLP 4300 Bankers Hall West 888 - 3rd Street S.W. Calgary, Alberta T2P 5C5 Attention: Sanja Sopic	ssopic@stikeman.com	Counsel to Orica Canada
CN TRANSPORT Attention: Muhammed Cetin	Muhammed.Cetin@cn.ca	Transportation
CONSOLIDATED Tanager LTD. Attention: Carolyn Watson	cwatsonca@rogers.com	Transportation
TOURMALINE OIL CORP. Attention: Andrew Evans	Andrew.Evans@tourmalineoil.com	Transportation
WELLS FARGO RAIL CORPORATION Attention: Kurt Schulz and Susan Barrie	Kurt.Schulz@wellsfargo.com susan.barrie@wellsfargo.com	Transportation

Party	Service Method:	Counsel
TRINITYRAIL CANADA INC. Attention: Donnie Peake Jr.	Donnie.Peake@trin.net	Transportation
WESTSHORE Attention: Glenn Dudar	gududar@westshore.com	Transportation
TIDEWATER Attention: Peter Dykstra and Tina Primorac	pdykstra@tidewatermidstream.com tprimorac@tidewatermidstream.com	Vendor
MMD MINERAL SIZING Attention: Wayne Burton	wayne.burton@mmdcanada.ca	Vendor
FIELD LAW LLP 2500 - 10175 101 ST NW Edmonton AB T5J 0H3 Attention: Lindsey Miller	lmiller@fieldlaw.com	Counsel to Omega Trestle, LLC, and Construction e-Link, Inc.
BURNET, DUCKWORTH & PALMER LLP 2400, 525 – 8 th Avenue SW Calgary, AB T2P 1G1 Attention: David LeGeyt and Ryan Algar	dlegeyt@bdplaw.com ralgar@bdplaw.com	Counsel to Greenbrier Companies, Inc.
ANDRITZ (USA) INC. 5405 Windward Parkway, Suite 100W Alpharetta, GA 30004 Attention: Deborah B. Zink	Deborah.Zink@andritz.com	Internal Legal Counsel to Andritz Automation Ltd.
GOWLING WLG (CANADA) LLP Suite 1600, 421 7th Avenue SW Calgary AB T2P 4K9 Attention: Tom Cumming and Caireen Hanert	Tom.Cumming@gowlingwlg.com Caireen.Hanert@gowlingwlg.com	Counsel for TrinityRail Canada Inc.

Party	Service Method:	Counsel
CANADIAN NATURAL RESOURCES LIMITED 2100, 855 0 2 Street SW Calgary, AB T2P 4J8 Attention: Jelena Molnar	Jelena.Molnar@cnrl.com	Creditor
GREENBRIER COMPANIES, INC One Centerpointe Drive, Suite 200 Lake Oswego, OR 97035 Attention: Alex M. Duarte	alex.duarte@gbrx.com	Senior Compliance Counsel
LAWSON LUNDELL LLP 1600 – 925 West Georgia Street Vancouver, BC V6C 3L2 Attention: William L. Roberts	wroberts@lawsonlundell.com	Counsel for Westshore Terminals
BENNETT JONES LLP 4500 Bankers Hall East 855 – 2 nd Street SW Calgary, AB T2P 4K7 Attention: Luke Morrison	MorrisonL@bennettjones.com	Counsel for Tourmaline
EULER HERMES CANADA 1155, boul. René-Lévesque West suite 2810 Montréal, QC H3B 2L2 Attention: Sam Gullotti	sam.gullotti@eulerhermes.com EHCA.ClaimsService@eulerhermes.com	Unsecured Creditor