# Clerk's stamp:

COURT FILE NUMBER:

1401-02489

COURT

COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE:

**CALGARY** 

PLAINTIFF:

NATIONAL BANK OF CANADA

**DEFENDANTS:** 

COAST RESOURCES LTD., 101033165

SASKATCHEWAN LTD., VIEWFIELD OIL & GAS LTD.

and COAST SERVICES INC.

APPLICANT:

FTI CONSULTING CANADA INC., in its capacity as

Court-appointed Receiver and Manager of the assets, undertakings and property of COAST RESOURCES LTD., 101033165 SASKATCHEWAN LTD., VIEWFIELD OIL &

GAS LTD, and COAST SERVICES INC.

DOCUMENT:

ORDER FOR FINAL DISTRIBUTION, APPROVAL

OF RECEIVER'S FEES AND DISBURSEMENTS, APPROVAL OF RECEIVER'S ACTIVITIES AND

DISCHARGE OF RECEIVER

ADDRESS FOR SERVICE

AND CONTACT

McDougall Gauley LLP

INFORMATION FOR

1500 - 1881 Scarth Street Regina, Saskatchewan S4P 4K9

Solicitor: Mr. Michael W. Milani, Q.C.

PARTY FILING THIS

Telephone: (306) 565-5117

DOCUMENT

Facsimile: (306) 359-0785

Email: mmilani@mcdougallgauley.com

File Number: 542259-1

Lawyers for FTI Consulting Canada Inc.

DATE ON WHICH ORDER WAS PRONOUNCED:

June 27, 2018

NAME OF JUDGE WHO MADE THIS ORDER:

The Honourable Madam Justice G.A. Campbell

4693287 7

#### LOCATION OF HEARING:

Calgary, Alberta

UPON THE APPLICATION of FTI Consulting Canada Inc. in its capacity as the Court-appointed receiver (the Receiver) of the undertaking, property and assets of Coast Resources Ltd. (Coast Resources), 101033165 Saskatchewan Ltd. (1010), Viewfield Oil & Gas Ltd. (Viewfield) and Coast Services Inc. (Coast Services, and together with Coast Services, 1010 and Viewfield, collectively, the Debtor) for an Order for the final distribution of proceeds, approval of the Receiver's fees and disbursements, approval of the Receiver's activities and discharge of the Receiver AND UPON hearing read the Receiver's Third Report dated June 15, 2018 (the Receiver's Report); AND UPON hearing counsel for the Receiver and any other interested parties in attendance on the court record; AND UPON being satisfied that it is appropriate to do so, IT IS ORDERED THAT:

- 1. Service of notice of this application and supporting materials is hereby declared to be good and sufficient, 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.
- 2. The Receiver's accounts for fees and disbursements, as set out in the Receiver's Third Report are hereby approved without the necessity of a formal passing of its accounts.
- 3. The accounts of the Receiver's legal counsel, McDougall Gauley LLP, for its fees and disbursements, as set out in the Receiver's Report are hereby approved without the necessity of a formal assessment of its accounts.
- 4. The Receiver's activities as set out in the Receiver's Third Report and in all of its other reports filed herein, and the Statement of Receipts and Disbursements as attached to the Receiver's Third Report, are hereby ratified and approved.
- 5. The Receiver is authorized and directed to make the following distributions of the Final Distribution described in paragraph 29 of the Receiver's Third Report, along with the distribution of any surplus funds, to National Bank of Canada, subject only to satisfaction on any charges created by the Receivership Order granted on March 6, 2014.
- 6. The Receiver is authorized to destroy the Debtor's corporate books and records if

not claimed by the former directors within 30 days of being discharged.

- 7. On the evidence before the Court, the Receiver has satisfied its obligations under and pursuant to the terms of the Orders granted in the within proceedings up to and including the date hereof, and the Receiver shall not be liable for any act or omission on its part including, without limitation, any act or omission pertaining to the discharge of its duties in the within proceedings, save and except for any liability arising out of any in fraud, gross negligence or willful misconduct on the part of the Receiver, or with leave of the Court. Subject to the foregoing any claims against the Receiver in connection with the performance of its duties are hereby stayed, extinguished and forever barred.
- 8. No action or other proceedings shall be commenced against the Receiver in any way arising from or related to its capacity or conduct as Receiver, except with prior leave of this Court on Notice to the Receiver, and upon such terms as this Court may direct.
- 9. Upon the Receiver filing of the Receiver's Certificate attached hereto as Schedule "A" that, among other things, confirms that all matters set out in paragraph 5 of this Order have been completed and that the Receiver has satisfied its obligations under and pursuant to the terms of the Orders granted in the within proceedings, then the Receiver shall be discharged as Receiver of the Debtor, provided however, that notwithstanding its discharge herein (a) the Receiver shall remain Receiver for the performance of such incidental duties as may be required to complete the administration of the receivership herein, and (b) the Receiver shall continue to have the benefit of the provisions of all Orders made in this proceeding, including all approvals, protections and stays of proceedings in favour of the Receiver in its capacity as Receiver.
- 10. This Order must be served only upon those interested parties attending or represented at the within application and service may be effected by Facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following the transmission or delivery of such documents.

11. Service of this Order on any party not attending this application is hereby dispensed with.

Justice of the Court of Queen's Bench of Alberta

## SCHEDULE "A"

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**DEFENDANTS:** 

COAST RESOURCES LTD., 101033165

SASKATCHEWAN LTD., VIEWFIELD OIL & GAS LTD.

and COAST SERVICES INC.

APPLICANT:

FTI CONSULTING CANADA INC., in its capacity as Court-appointed Receiver and Manager of the assets,

undertakings and property of COAST RESOURCES LTD., 101033165 SASKATCHEWAN LTD., VIEWFIELD OIL &

GAS LTD. and COAST SERVICES INC.

DOCUMENT:

RECEIVER'S CERTIFICATE

ADDRESS FOR SERVICE

McDougall Gauley LLP

AND CONTACT

1500 - 1881 Scarth Street

INFORMATION FOR

Regina, Saskatchewan S4P 4K9

PARTY FILING THIS

Solicitor: Mr. Michael W. Milani, Q.C.

**DOCUMENT** 

Telephone: (306) 565-5117 Facsimile: (306) 359-0785

Email: mmilani@mcdougallgauley.com

File Number: 542259-1

Lawyers for FTI Consulting Canada Inc.

### **RECITALS**

A. This Receiver's Certificate is the certificate referred to in paragraph 9 of the Order of the Honourable Madam Justice G.A. Campbell of the Court of Queen's Bench of Alberta, Judicial District of Calgary, dated June 27, 2018, a copy of which is attached hereto.

B. Capitalized terms not otherwise defined herein are as defined in the Third Report of the Receiver dated June 15, 2018 (the **Third Report**).

### CERTIFICATION

FTI Consulting Canada Inc., solely in its capacity as Court-appointed receiver (the **Receiver**) of Coast Resources Ltd. 101033165 Saskatchewan Ltd., Viewfield Oil & Gas Ltd. and Coast Services Inc., and not in its personal capacity, hereby certifies that:

- All funds in the receivership were received and distributed as described in accordance with paragraph 5 of the Order for Final Distribution attached as
  Schedule "A" to the Application returnable June 27, 2018, and attached hereto;
- 2. The Receiver has satisfied its obligations under and pursuant to the terms of the Orders granted in the within proceedings up to and including the date hereof; and
- 3. The administration of the receivership proceedings as described in the Receiver's reports to the Court has been completed.

This Certificate was delivered by the Receiver on		, 2018.
	Receiver of the und assets of Coast Rese	ada Inc. in its capacity as ertaking, property and ources Ltd. 101033165 Viewfield Oil & Gas Ltd Inc., and not in its
	Per:Name:	