

JUDGE HERB ROSS (Recalled)

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF ALASKA
605 West 4th Avenue, Room 138, Anchorage, AK 99501-2253 — (Website: www.akb.uscourts.gov)
Clerk's Office: 907-271-2655 (1-800-859-8059 In-State) — Judge's Fax: 907-271-2692

<p>In re TERCON INVESTMENTS LTD., Debtor in a Foreign Proceeding.</p>	<p>Case No. A13-00015-HAR In Chapter 15 [Lead Case of Jointly Administered Cases A13-00015-HAR though A13-00025-HAR] ORDER AUTHORIZING JOINT ADMINISTRATION OF CASES</p>
<p>In re: Tercon A.C. Ltd. In re: Tercon Equipment Ltd. In re: Tercon Construction Ltd. In re: Tercon Mining Ltd. In re: Tercon Enterprises Ltd. In re: Tercon MRC Ltd. In re: FNP Ventures Inc. In re: Tercon Mining PV Ltd. In re: Tercon Equipment Alaska Partnership In re: Tercon Alaska Ltd. Debtors in a Foreign Proceeding.</p>	<p>Case No. A13-00016 HAR Case No. A13-00017 HAR Case No. A13-00018 HAR Case No. A13-00019 HAR Case No. A13-00020 HAR Case No. A13-00021 HAR Case No. A13-00022 HAR Case No. A13-00023 HAR Case No. A13-00024 HAR Case No. A13-00025 HAR</p>

Substantially similar *Chapter 15 Petitions for Recognition of a Foreign Main Proceeding* were filed in the eleven cases on January 11, 2013, A13-00015-HAR through A13-00025-HAR.¹ Three identical exhibits were attached to each of the eleven petitions: (a) a certified *Order Made After Application* by the Supreme Court of British Columbia in Registry No. S 128887, Dumas Holdings Inc., Petitioner and Tercon Investments Ltd., et al, Repondents, dated December 14, 2012; (b) an original mailing matrix; and (c) a *Verification of Creditor Matrix*.

¹ ECF No. 1 in each case.

1 The certified order relates to an insolvency proceeding application pursuant to Sec. 243(1)
2 of the Bankruptcy and Insolvency Act, R.S.C. 1985, c. B-3, as amended, and Section 39 of the Law
3 and Equity Act, R.S.B.C. 1996 C. 253, as amended. The Supreme Court of British Columbia
4 appoint FTI Consulting Canada, Inc., as Receiver with respect to eleven respondents, who are the
5 named debtors in the eleven Chapter 15 proceedings commenced in the United States Bankruptcy
6 Court for the District of Alaska on January 11, 2013. The eleven debtors appear to be proceeding
7 in one matter before the Supreme Court of British Columbia..

8 In the eleven Chapter 15 proceedings, the petitioner has moved they be jointly
9 administered (but not substantively consolidated) pursuant to FRBP 1015(b).² The motion is well
10 taken and should be granted. Therefore,

11 IT IS ORDERED that,

12 1. **JOINT ADMINISTRATION**- The eleven Chapter 15 cases shall be jointly administered
13 for procedural purposes only. A copy of this order shall be docketed in all eleven cases.

14 2. **CAPTION**- The caption of the jointly administered cases shall be substantially as
15 follows:

16 **UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF ALASKA**

17 In re 18 TERCON INVESTMENTS LTD., 19 Debtors in a Foreign Proceeding.	Case No. A13-00015-HAR In Chapter 15 [Lead Case of Jointly Administered Cases A13-00015-HAR though A13-00025-HAR]
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20 3. **DOCKET ENTRY IN ALL CASES**- A docket entry shall be made in each of the eleven
21 cases, substantially as follows:

22 An order was entered in this case directing the joint administration of the
23 following eleven cases: Case No. A13-00015-HAR, In re Tercon Investments
24 Ltd.; Case No. A13-00016 HAR, In re Tercon A.C. Ltd.; Case No. A13-
25 00017 HAR, In re Tercon Equipment Ltd.; Case No. A13-00018 HAR, In re
Tercon Construction Ltd.; Case No. A13-00019 HAR, In re Tercon Mining

26 ² ECF No. 4 in A13-00015-HAR, filed January 14, 2013.

1 Ltd.; Case No. A13-00020-HAR, In re Tercon Enterprises Ltd.; Case No.
2 A13-00021 HAR, In re Tercon MRC Ltd.; Case No. A13-00022 HAR, In re
3 FNP Ventures Inc.; Case No. A13-00023 HAR, In re Tercon Mining PV
4 Ltd.; Case No. A13-00024 HAR, In re Tercon Equipment Alaska
5 Partnership; Case No. A13-00025 HAR, In re Tercon Alaska Ltd. **THE**
6 **LEAD CASE, IN WHICH ALL FUTURE PAPERS WILL BE FILED, IS CASE**
7 **NO. A13-00015 HAR, IN RE TERCON INVESTMENTS LTD.**

8 **4. SINGLE CASE DOCKET FOR FUTURE FILINGS**- After entry of this order, all
9 docketing in the eleven cases will be in the Case No. A13-00015 HAR, In re Tercon Investments
10 Ltd. case.

11 **5. CM/ECF SHALL REFLECT JOINT ADMINISTRATION**- The Clerk will reflect the joint
12 administration in CM/ECF according to the protocol for joint administration of cases.

13 **6. COMMON MAILING MATRIX**- Upon entry of this order, the Clerk shall promptly
14 confer with attorneys for the petitioner to develop a common matrix without duplication of
15 addressees. It shall be the obligation of **Cabot Christianson, Esq.**, to present the Clerk with a
16 revised, amended matrix concurred to by all other attorneys of record as soon as possible. Deputy
17 Clerk, Janet Stafford, shall coordinate the development of the common matrix.

18 **7. SERVICE OF THIS ORDER**- Upon entry of this order and development of the common
19 mailing matrix, the petitioner shall promptly serve a copy of this order on the matrix.

20 DATED: January 15, 2013

21 _____
22 /s/ Herb Ross
23 HERB ROSS
24 U.S. Bankruptcy Judge

25 Serve:
26 Cabot Christianson, Esq.
27 William L. Courshon, Attorney for the U.S. Trustee
28 Case Manager [docket a copy in each of the eleven cases]

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