

COURT FILE NUMBER 1701-03460

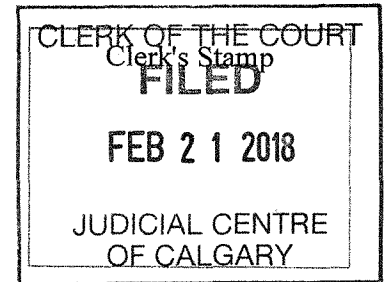
COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFF ALBERTA ENERGY REGULATOR

DEFENDANT LEXIN RESOURCES LTD., 1051393 B.C. LTD., 0989 RESOURCE PARTNERSHIP, LR PROCESSING LTD. and LR PROCESSING PARTNERSHIP

DOCUMENT **ORDER**
(Sealing Affidavit of Samuel Morrow and related materials)



ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

Burnet, Duckworth & Palmer LLP
2400, 525 – 8 Avenue SW
Calgary, Alberta T2P 1G1
Douglas A. McGillivray/David LeGeyt/David A. de Groot
Phone Number: (403) 260-0349/0210/0167
Fax Number: (403) 260-0332
dam@bdplaw.com/dlegyt@bdplaw.com/ddegroot@bdplaw.com
File No. 55825-3/MJD

DATE ON WHICH ORDER WAS PRONOUNCED: December 14, 2017

LOCATION ORDER WAS PRONOUNCED: Calgary, Alberta

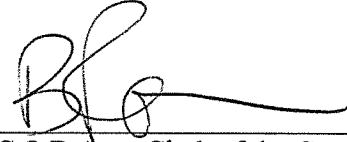
NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Justice B.E.C. Romaine

UPON THE APPLICATION of MFC Energy Finance Inc. (the "**Applicant**") for an Order sealing the Affidavit of Samuel Morrow sworn December 11, 2017, (the "**Affidavit**"), the Brief of the Receiver filed November 28, 2017 (the "**Receiver's Brief**"), and the Supplemental Brief of Argument of the Applicant (the "**Supplemental Brief**"), AND UPON being referred to the Order (Sealing Affidavit of Samuel Morrow and related materials) granted in these proceedings on December 4, 2017; UPON hearing submissions from counsel for the Applicant and counsel for Grant Thornton Limited in its capacity as court appointed receiver (the "**Receiver**") of Lexin Resources Ltd., 1051393 B.C. Ltd., 0989 Resource Partnership, LR Processing Ltd. and LR Processing Partnership (collectively the "**Lexin Group**");

IT IS HEREBY ORDERED AND DECLARED THAT:

1. Service of notice of this Application is good and sufficient
2. Part 6, Division 4 of the *Alberta Rules of Court* does not apply to this Application.
3. The Applicant shall serve the Affidavit and the Supplemental Brief on the service list established in these proceedings, and the recipients of the Affidavit and the Supplemental Brief shall keep them confidential, subject to further Order of this Honourable Court.
4. The Receiver shall serve the Receiver's Brief on the service list established in these proceedings, and the recipients of the Receiver's Brief shall keep it confidential, subject to further Order of this Honourable Court.
5. Grant Thornton Limited is directed (i) to remove the Affidavit, Supplemental Brief, and the Receiver's Brief (collectively, the "**Confidential Materials**") from the website it has established in respect of these proceedings (the "**Website**"), and (ii) to refrain from posting the Confidential Materials on the Website.
6. Until further Order of this Honourable Court, the Confidential Materials shall be sealed and remain sealed by the Clerk of the Court, kept confidential and not form part of the public record, and not be available for public inspection until otherwise ordered by this Court, upon seven days' notice to all interested parties.
7. Any person who is not on the service list who requests access to the Confidential Materials, either from the Applicant, the Receiver or the Court, must file and serve an Application requesting access to the Confidential Materials upon seven days' notice to the service list setting out the basis for the request for access, or soon shorter period as may be ordered by the Court. The Confidential Materials may not be disclosed to any person who is not on the service list unless otherwise ordered by the Court or consented to in writing by the Applicant.
8. The Clerk of the Court is hereby directed to place the sealed Confidential Materials separate and apart from all other contents of the Court file in a sealed envelope attached to a notice that sets out the title to these proceedings, the aforementioned description of the documents contained therein, and a statement that the contents of the envelope are sealed pursuant to this Order.

9. The Applicant shall serve, by courier, facsimile transmission, e-mail transmission, or ordinary post, a copy of this Order on all parties present at this Application and on all parties who received notice of this Application or who are presently on the service list established in these proceedings, and service on any or all other parties is hereby dispensed with. Service affected as aforesaid shall be good and sufficient service.



J.C.Q.B.A. or Clerk of the Court