

COURT FILE NUMBER 1601-11552

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFF NATIONAL BANK OF CANADA IN ITS CAPACITY AS ADMINISTRATIVE AGENT UNDER THAT CERTAIN AMENDED AND RESTATED CREDIT AGREEMENT DATED JANUARY 15, 2016, AS AMENDED

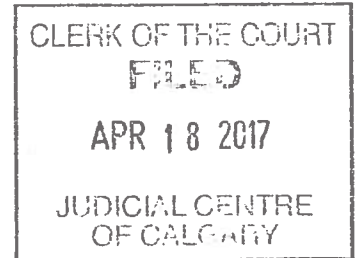
DEFENDANT TWIN BUTTE ENERGY LTD.

IN THE MATTER OF THE RECEIVERSHIP OF TWIN BUTTE ENERGY LTD.

APPLICANT FTI CONSULTING CANADA INC. in its capacity as Court-appointed Receiver of the current and future assets, undertakings and properties of TWIN BUTTE ENERGY LTD.

DOCUMENT **APPLICATION (Claims Procedure)**

Clerk's Stamp



ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

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File No.: 01020497-0005

NOTICE TO THE RESPONDENTS

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

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

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

Date: April 27, 2017
Time: 2:00 p.m.
Where: Calgary Courts Centre
Before Whom: The Honourable Justice K. M. Horner

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 Court-appointed Receiver (the **Receiver**) of the current and future assets, undertakings and properties of Twin Butte Energy Inc. (**Twin Butte**) seeks the following relief:
 - a. Abridging, if necessary, the time for service of this Application and supporting materials, and declaring service of same to be good and sufficient.
 - b. Establishing a claims process in accordance with the draft Claims Procedure Order that is attached hereto as **Schedule "A"**.

Grounds for making this application:

Claims Process

2. On September 1, 2016, FTI Consulting Canada Inc. was appointed as Receiver over the current and future assets, undertakings and properties of Twin Butte pursuant to a Receivership Order granted by the Honourable Madam Justice B.E.C. Romaine (**Receivership Order**).
3. The Receiver has determined that the claims process reflected in the attached Schedule "A" is in the best interests of Twin Butte's creditors. The proposed claims process is just, appropriate, and in the best interests of the administration of the receivership estate.
4. Such further and other grounds as counsel may advise and this Honourable Court may permit.

Material or Evidence to be relied on:

5. The Receivership Order;
6. The Sixth Report of the Receiver;
7. Such further and other materials as counsel may advise and this Honourable Court may permit.

Applicable Rules:

8. Rules 6.3(1), 6.9(1), and 6.28 - 6.36 of the Alberta *Rules of Court*.
9. Such further and other Rules as counsel may advise and this Honourable Court may permit.

Applicable Acts and regulations:

10. The Alberta *Rules of Court*.
11. 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:

12. There are no irregularities complained of or objections relied on.

How the application is proposed to be heard or considered:

13. Oral submissions by counsel.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) 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 give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is heard or considered.