

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE MR.)
JUSTICE MORAWETZ)
FRIDAY, THE 27TH
DAY OF JANUARY, 2012

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
R.S.C. 1985, c. C-36, AS AMENDED
AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
TIMMINCO LIMITED AND BÉCANCOUR SILICON INC.

Applicants

O R D E R
(Re Stay Extension and Approval of the Monitor's Reports)

THIS MOTION, made by Timminco Limited ("**Timminco**") and Bécancour Silicon Inc. ("**BSI**" and, together with Timminco, the "**Timminco Entities**"), for an order, *inter alia*, (a) extending the Stay Period (as defined below) until April 30, 2012; (b) approving the First Report, the Confidential Supplement, and the Second Report (as these terms are defined below), was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the affidavit of Peter A.M. Kalins sworn January 20, 2012 and the Exhibits attached thereto (the "**January 20 Affidavit**"), the First Report, the Confidential Supplement, the Second Report, and the Third Report of FTI Consulting Canada Inc. in its capacity as the Court-appointed Monitor of the Timminco Entities

(the “**Monitor**”), and on being advised that those parties disclosed on the Service List attached to the Notice of Motion as Schedule “A”, including, Investissement Québec (“**IQ**”) and Bank of America, N.A., and (b) the members of the pension plan committees for Bécancour Non-Union Pension Plan and the Bécancour Union Pension Plan (as these terms are defined in the January 20 Affidavit), La Section Locale 184 De Syndicat Canadien des Communications, de l’Energie et du Papier (“**CEP**”), the United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union (“**USW**”), the Financial Services Commission of Ontario (“**FSCO**”), and the Régie Des Rentes Du Québec were served with the Notice of Motion and Motion Record, and on hearing the submissions of counsel for the Timminco Entities, the Monitor, IQ, CEP, USW, FSCO, Dow Corning Canada, and QSI Partners Ltd., no one appearing for any other person on the service list, although duly served as appears from the affidavits of service of Maria Konyukhova sworn January 23, 2012 and Kathryn Esaw sworn January 20, 2012, filed,

SERVICE

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.

STAY EXTENSION

2. **THIS COURT ORDERS** that the Stay Period (as defined in paragraph 18 of the Initial Order of the Honourable Mr. Justice Morawetz dated January 3, 2012) is hereby extended until and including April 30, 2012.

APPROVAL OF THE MONITOR’S REPORTS

3. **THIS COURT ORDERS** that the First Report of the Monitor dated January 6, 2012 (the “**First Report**”), the Confidential Supplement to the First Report (the

“Confidential Supplement”), and the Second Report of the Monitor dated January 11, 2012 (the “Second Report”) and the activities of the Monitor described therein are hereby approved.

A handwritten signature in black ink, appearing to read "A. H. ...", is written over a horizontal line.

ENTERED AT / INSCRIT A TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

FEB -4 2012

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**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

Proceeding commenced at Toronto

**ORDER
(Re Stay Extension and Approval of the
Monitor's Reports)**

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