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Our File: 50432-60

September 12, 2022

**VIA EMAIL**

**TO THE ATTACHED SERVICE LIST**

**Re: In the Matter of the Bankruptcy of 3MK Energy Services Ltd., CLL Capital Corp. and Last Chance Trucking (1995) Ltd. - Estate No. 24-2823737**

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In connection with the above noted matter, attached for service upon you, please find a filed copy of the Order granted September 7, 2022.

Sincerely,

FIELD LLP

A handwritten signature in blue ink that reads "T Batty".

Trevor Batty  
Partner



COURT FILE NUMBER 24-2823737  
COURT COURT OF QUEEN'S BENCH OF ALBERTA  
JUDICIAL CENTRE CALGARY

IN THE MATTER OF THE BANKRUPTCY OF 3MK ENERGY SERVICES LTD., CLL CAPITAL CORP. AND LAST CHANCE TRUCKING (1995) LTD.

DOCUMENT **ORDER FOR DISTRIBUTION OF ASSET SALE PROCEEDS**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT  
Field LLP  
400, 444 – 7 Avenue SW  
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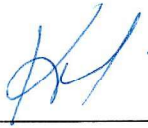
**DATE ON WHICH ORDER WAS PRONOUNCED:** September 7, 2022  
**NAME OF JUSTICE WHO MADE THIS ORDER:** The Honourable Associate Chief Justice Nielsen  
**LOCATION OF HEARING:** Edmonton, Alberta

**ORDER**

UPON THE APPLICATION of MNP Ltd. ("**MNP**" or the "**Agent**"), in its capacity as former Proposal Trustee of CLL Capital Corp., 3MK Energy Services Ltd. and Last Chance Trucking (1995) Ltd. (collectively, the "**Companies**") and current security agent appointed by Canadian Western Bank ("**CWB**"), for an Order for the distribution of proceeds from the sale of certain assets of the Companies; AND UPON having read the two Approval and Vestin Orders approving the sale of the Companies' assets, both dated May 26, 2022; AND UPON having read the Agent's Report, dated August 30, 2022 (the "**Agent's Report**"); AND UPON hearing counsel for MNP, and counsel for any other interested parties; 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. MNP, in its capacity as security agent for CWB, is authorized and directed to make the following “Distribution” as defined and set out in the Agent’s Report (the “**Distribution**”).
3. Notwithstanding paragraph 2 of this Order, the maximum amount of the Distribution payable to DLA Piper at paragraph 27 a. i. of the Agent’s Report shall be reduced to \$39,116.10.
4. Notwithstanding paragraphs 2 and 3 of this Order, the distribution of the amounts pursuant to the Admin Charge (as defined in the Agent’s Report) is subject to agreement between CWB and the beneficiaries of the Admin Charge as to the amounts. If the parties cannot agree as to the amounts, they may bring a further application and seek a further order of the Court.
5. For additional clarity, MNP is authorized and directed to remit any balance of the holdback remaining after the payments contemplated by paragraph 27 d. of the Agent’s Report, to CWB in accordance with paragraph 27 e. of the Agent’s Report.
6. The Distribution shall not be subject to the Superintendent’s levy, as provided for in s. 147 of the *Bankruptcy and Insolvency Act (Canada)*, and MNP is under no obligation to retain any portion of the funds designated for the Distribution in respect of same.
7. In respect of the Distribution, MNP shall not be liable for any act or omission on its part, save and except for any liability arising out of any in fraud, gross negligence or wilful misconduct on the part of MNP, or with leave of the Court.
8. This Order shall be served on the service list attached as Schedule “B” to the Application filed on August 31, 2022 in these proceedings 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.

  
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J.C.C.Q.B.A  
JCCQA  
SEPTEMBER 9, 2022