

NO. S-1510120  
VANCOUVER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,  
R.S.C. 1985, c. C-36, AS AMENDED

AND

IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*,  
S.B.C. 2002, c. 57, AS AMENDED

AND

IN THE MATTER OF THE PLAN OF COMPROMISE AND ARRANGEMENT OF NEW WALTER  
ENERGY CANADA HOLDINGS, INC., NEW WALTER CANADIAN COAL CORP., NEW BRULE COAL  
CORP., NEW WILLOW CREEK COAL CORP., NEW WOLVERINE COAL CORP. AND CAMBRIAN  
ENERGYBUILD HOLDINGS ULC

PETITIONERS

**ORDER MADE AFTER APPLICATION  
(Stay Extension)**

BEFORE THE HONOURABLE )  
MADAM JUSTICE FITZPATRICK ) TUESDAY, THE 27TH DAY OF  
 ) FEBRUARY, 2018

ON THE APPLICATION of the Petitioners coming on for hearing at Vancouver, British Columbia, on the 27th day of February, 2018; AND ON HEARING Marc Wasserman and Patrick Riesterer, counsel for the Petitioners, Peter Reardon, counsel for KPMG Inc. and those other counsel listed on **Schedule "A"** hereto; AND UPON READING the material filed, including the 18<sup>th</sup> Affidavit of William E. Aziz sworn February 21, 2018, and the Sixteenth Report of KPMG Inc. in its capacity as Monitor dated February 23, 2018;

THIS COURT ORDERS AND DECLARES THAT:

**SERVICE AND DEFINITIONS**

1. The time for service of the notice of application for this order is hereby abridged and deemed good and sufficient and this application is properly returnable today.
2. All capitalized terms not otherwise defined in this Order shall have the meanings ascribed to them in the Initial Order in these proceedings dated December 7, 2015 (the "**Initial Order**").

**CORRECTION TO DECEMBER 13, 2017 ORDER**

- 3. The phrase "Energybuild Ltd." in paragraph 3 of the Order of this Court dated December 13, 2017 is hereby deleted in its entirety and replaced with "Energybuild Holdings Limited", which shall be effective *nunc pro tunc* as of the date of such Order.

**STAY EXTENSION**

- 5. The Stay Period, as defined in paragraph 18 of the Initial Order, is hereby further extended up to and including April 16, 2018.

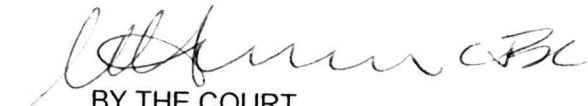
**GENERAL**


- 6. Endorsement of this Order by counsel appearing, other than counsel for the Monitor, is hereby dispensed with.

THIS COURT REQUESTS the aid and recognition of other Canadian and foreign Courts, tribunals, regulatory or administrative bodies, including any Court or administrative tribunal of any Federal or State Court or administrative body in the United States of America, to act in aid of and to be complementary to this Court in carrying out the terms of this Order where required. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Petitioners and to the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Monitor in any foreign proceeding, or to assist the Petitioners and the Monitor and their respective agents in carrying out the terms of this Order.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

  
 \_\_\_\_\_  
 Peter J. Reardon  
 Counsel for the Monitor

S. Fitzpatrick J  
  
 BY THE COURT

  
 \_\_\_\_\_  
 REGISTRAR

## SCHEDULE "A"

<b>COUNSEL LIST</b>	
<b>NAME</b>	<b>PARTY REPRESENTED</b>
Marc Wasserman and Patrick Riesterer	Petitioners
Peter Reardon	KPMG Inc., Monitor
Kieran Siddall	Specialty Carbons Limited
Matthew Nied	Warrior Met Coal, Inc.
Tevia Jeffries	United Mine Workers of America 1974 Pension Plan and Trust
Jeff Sanders	United Steelworkers Local 1-424

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ARRANGEMENT OF NEW WALTER ENERGY CANADA  
HOLDINGS, INC., NEW WALTER CANADIAN COAL CORP.,  
NEW BRULE COAL CORP., NEW WILLOW CREEK COAL  
CORP., NEW WOLVERINE COAL CORP. AND CAMBRIAN  
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Client Matter No. 1164807