



No. S1510120
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

BEFORE) THE HONOURABLE)
) MADAM JUSTICE FITZPATRICK) February 25, 2020
))
))

ON THE APPLICATION of KPMG Inc., in its capacity as Monitor of the Petitioners (the "**Monitor**"), dated February 19, 2020, coming on for hearing at Vancouver, British Columbia on February 25, 2020, AND ON HEARING Vicki Tickle, counsel for the Monitor, and Marc Wasserman and Mary Paterson, counsel for the Petitioners, and those other counsel listed in Schedule "A" hereto; AND UPON READING the material filed, including the Twenty-Fifth Report of the Monitor dated February 19, 2020;

THIS COURT ORDERS that:

1. The time for service of the Notice of Application and supporting materials is hereby abridged such that the Notice of Application is properly returnable today and service thereof upon any interested party other than those parties on the service list maintained by the Monitor in this proceeding is hereby dispensed with.
2. The activities of the Monitor as described in the Twentieth Report of the Monitor dated November 2, 2018, the Twenty-First Report of the Monitor dated February 20, 2019, the Twenty-Second Report of the Monitor dated April 26, 2019, the Twenty-third Report of the Monitor dated August

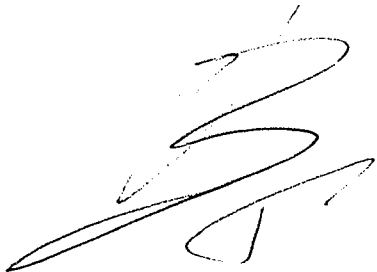
8, 2019, the Twenty-Fourth report of the Monitor dated November 14, 2019, and the Twenty-Fifth Report of the Monitor dated February 19, 2020 are hereby approved; provided, however, that only the Monitor, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

3. The Monitor's fees in the amount of \$829,049.00 and disbursements in the amount of \$19,473.53, plus applicable taxes, for the period from May 1, 2018 to and including January 31, 2020 (the "**Fee Approval Period**") are hereby approved.
4. The estimated further fees and disbursements of the Monitor for the period from February 1, 2020 to the completion of this matter, of approximately \$70,000.00 (inclusive of taxes), are hereby approved.
5. The fees of the Monitor's legal counsel, McMillan LLP ("**McMillan**"), in the amount of \$330,253.50 and the disbursements of McMillan in the amount of \$4,891.32, plus applicable taxes, for the Fee Approval Period are hereby approved.
6. The estimated further fees and disbursements of McMillan for the period from February 1, 2020 to the completion of this matter, of approximately \$40,000.00 (inclusive of taxes), are hereby approved;
7. The estimated fees and disbursements of the Monitor and McMillan of approximately \$25,000.00 (inclusive of taxes) in relation to the Monitor performing certain duties following its discharge, are hereby approved;
8. Endorsement of this Order by counsel appearing on this application, other than counsel for the Monitor, is hereby dispensed with.

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:



Signature of Vicki Tickle
Lawyer for KPMG Inc. in its capacity as Monitor of the Petitioners



By the Court.

Registrar



SCHEDULE "A"

List of Counsel

Name of Counsel	Party
Jeff Sanders	USW ("Steelworkers")

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29th

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Matter No. 236073