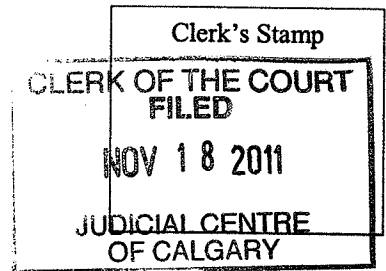


COURT FILE NUMBER 0801-08487  
COURT COURT OF QUEEN'S BENCH OF ALBERTA  
JUDICIAL CENTRE CALGARY  
PLAINTIFF(S) ALBERTA TREASURY BRANCHES  
DEFENDANT(S) APEX ENERGY (CANADA) INC.  
DOCUMENT **ORDER DISCHARGING COURT-  
APPOINTED RECEIVER and  
MANAGER**



ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT R.J. DANIEL GILBORN  
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Facsimile: (403) 266-1395  
Email: [dgilborn@blg.com](mailto:dgilborn@blg.com)  
File No. 406200-000003



NAME OF THE JUDGE GRANTING THIS ORDER: The Honourable Madam B. Romaine

DATE THIS ORDER WAS PRONOUNCED: November 18, 2011

PLACE WHERE THIS ORDER WAS GRANTED: Calgary, Alberta

## ORDER

**UPON THE APPLICATION** of Deloitte & Touche Inc. in its capacity as the Court-appointed Receiver-Manager (the "Receiver") of APEX ENERGY (CANADA) INC. ("Apex") and certain interests of WORKMAN ENERGY LTD. ("Workman") (collectively, the "Received Assets and Entities"); **UPON HAVING READ** the Reports of the Receiver to the Court (the "Receiver's Reports"), including the 4<sup>th</sup> Report of the Receiver (the "Fourth Report") dated November 10, 2010, filed; **UPON HAVING READ** the Affidavit(s) proving service; **UPON HEARING** from counsel for the Receiver and from any other party or counsel present; **AND UPON** it being determined that the Receiver has completed and complied with all its duties and responsibilities with respect to the Received Assets and Entities;

**IT IS HEREBY ORDERED, ADJUDGED AND DECLARED, AS FOLLOWS, THAT:**

1. There has been good and sufficient service of the Application and materials in support thereof, the period for service of the same is abridged to the time given (as necessary), this application is properly returnable on November 18, 2011 at 10:00 AM and any further service of the Application and materials in support or notice of this application upon any other interested party or in any other manner other than those set out in the Affidavit(s) of Service is hereby dispensed with.
2. The activities of the Receiver in respect of the administration of the within receivership proceedings as set out in the Receiver' Reports to this Honourable Court are hereby approved.
3. The Receiver's Statement of Receipts and Disbursements for the period from October 7, 2008 to November 7, 2011 (as set out in Schedule 1 to the Fourth Report) is approved.
4. The assignment by the Receiver of any further rental receivable proceeds collected by Joint Venture Management Inc. ("JVMI") to Alberta Treasury Branches ("ATB"), as further detailed in the Fourth Report, is approved.
5. The passage of the Receiver's accounts which include the fees and disbursements of Receiver, as set forth in Schedule 2 of the Fourth Report, are hereby approved.
6. The passage of the accounts of Borden Ladner Gervais, LLP, which include the fees and disbursements of legal counsel to the Receiver, as set forth in Schedule 2 of the Fourth Report, are hereby approved.
7. The Receiver is authorized and directed to contact (in any manner that appears reasonable to the Receiver) the former directors of Apex regarding the Records (as that term is defined in the Fourth Report) (the "Notice"), and in particular:
  - (a) In the Notice, the Receiver will inform the former directors of Apex, and each of them, that unless one or more of them objects or requests the return of the Records within 30 days of the issuance of the Notice, the Receiver intends to destroy the Records;
  - (b) In the event that none of the former directors of Apex requests return of the Records or objects to their destruction within the period set out in subparagraph (a) above, the Receiver is hereby authorized and directed to destroy the Records.

8. Upon completion of the foregoing provisions of the within Order, Deloitte & Touche Inc. shall be discharged as Receiver.

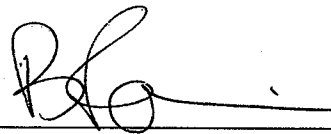
9. All claims against the Receiver arising out of or in any way connected with its administration of the Received Assets and Entities are hereby barred, except for claims arising from the wilful misconduct or gross negligence of the Receiver.

10. This Court hereby requests the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada to give effect to this Order and to assist the Receiver and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Receiver, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Receiver and its agents in carrying out the terms of this Order.

11. This Order shall be sufficiently served by serving the same on the Service List, in the same manner as the Application was served (as disclosed in the Affidavit(s) of Service) and by posting a copy of the same on the Receiver's website at:

<[http://www.deloitte.com/view/en\\_CA/ca/specialsections/insolvencyandstructuringproceedings/apexenergycanadainc/index.htm](http://www.deloitte.com/view/en_CA/ca/specialsections/insolvencyandstructuringproceedings/apexenergycanadainc/index.htm)>

12. Service of this Order on any other interested person in any other manner than set out above is hereby dispensed with.



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Justice of the Court of Queen's Bench of Alberta