

COURT FILE NUMBER B301-135903
COURT COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY



IN THE MATTER OF THE NOTICE OF INTENTION
TO MAKE A PROPOSAL OF ERIKSON NATIONAL
ENERGY INC.

DOCUMENT **ORDER: RESTRICTED COURT ACCESS**
APPLICANT KSV RESTRUCTURING INC. IN ITS CAPACITY AS
THE PROPOSAL TRUSTEE

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
Fasken Martineau DuMoulin LLP
Barristers and Solicitors
3400 First Canadian Centre
350 – 7th Avenue SW
Calgary, Alberta T2P 3N9

Attention: Robyn Gurofsky / Jessica Cameron
Phone: (403) 261-9469 / (403) 261-9468
Email: rgurofsky@fasken.com / jcameron@fasken.com

File Number: 267908.00025

DATE ON WHICH ORDER WAS PRONOUNCED: December 9, 2024
LOCATION OF HEARING: Calgary Courts Centre
NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Justice G.A. Campbell

UPON the Application of the Applicant, KSV Restructuring Inc. in its capacity as the Proposal Trustee (the “**Proposal Trustee**”) of Erikson National Energy Inc. (“**Erikson**”), seeking an order sealing Confidential Appendix “1” to the Third Report of the Proposal Trustee, dated December 6, 2024 (the “**Third Report**”); **AND UPON** having read the Application, the Third Report, and the other pleadings and materials previously filed in the within proceedings; **AND UPON** hearing counsel for the Proposal Trustee, counsel for Erikson, and other counsel in attendance at the hearing;

IT IS HEREBY ORDERED AND DECLARED THAT

SERVICE

1. Service of notice of this Application and materials in support of this Order is hereby declared good and sufficient, and the time for service of this Application and supporting materials is hereby abridged to the time actually given and this Application is properly returnable today.

RESTRICTED COURT ACCESS

2. Confidential Appendix “1” to the Third Report shall immediately be sealed by the Clerk of the Court, kept confidential and shall not form part of the public record, and not be available for public inspection until the earlier of: i) closing of a transaction or transactions for substantially all of the assets of Erikson as part of any type of insolvency proceedings; ii) December 9, 2026; or, iii) unless otherwise ordered by this Court.
3. Confidential Appendix “1” to the Third Report shall be sealed and filed in an envelope containing the following statement thereon:

THIS ENVELOPE CONTAINS CONFIDENTIAL APPENDIX “1” TO THE THIRD REPORT OF THE PROPOSAL TRUSTEE, DATED DECEMBER 6, 2024, WHICH SHALL BE SEALED ON THE COURT RECORD AND IS NOT TO BE PLACED ON THE PUBLIC RECORD OR MADE PUBLICLY ACCESSIBLE UNTIL THE EARLIER OF: I) THE CLOSING OF A TRANSACTION OR TRANSACTIONS FOR SUBSTANTIALLY ALL OF THE ASSETS OF ERIKSON NATIONAL ENERGY INC. AS PART OF ANY TYPE OF INSOLVENCY PROCEEDINGS; II) DECEMBER 9, 2026; OR III) UNTIL FURTHER ORDER OF THIS COURT.

4. The Proposal Trustee may share Confidential Appendix “1” to the Third Report with any party who enters into a confidentiality agreement with the Proposal Trustee in a form satisfactory to the Proposal Trustee in its sole discretion.

5. In the event an interested party wishes to unseal the contents of Confidential Appendix “1” to the Third Report, such interested party may bring an application to Court in the within proceedings on no less than 7 days’ notice to the Proposal Trustee, Erikson, and Sayer.
6. Service of this Order shall be deemed good and sufficient by serving the same on:
 - a. the persons listed on the service list created in these proceedings;
 - b. any other person served with notice of the Application for this Order;
 - c. any other parties attending or represented at the Application for this Order; and
 - d. posting a copy of this Order on the Proposal Trustee’s website at: <https://www.ksvadvisory.com/experience/case/erikson>,

and service on any other person is hereby dispensed with.

7. Service of this Order may be effected by facsimile, electronic mail, personal delivery, or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.


Justice of the Court of King’s Bench of Alberta