



COURT FILE NUMBER 1803-22289
COURT COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE EDMONTON
PLAINTIFF ATB FINANCIAL
DEFENDANT D.L.M. OILFIELD ENTERPRISES LTD.
APPLICANT ERNST & YOUNG INC. in its capacity as the Court-Appointed
Receiver of D.L.M. OILFIELD ENTERPRISES LTD.
RESPONDENT BANK OF MONTREAL
DOCUMENT **ORDER**

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Attention: Dana M. Nowak / Catrina J. Webster
File: 7230-35
Counsel for the Receiver, Ernst & Young Inc.

DATE ON WHICH ORDER WAS PRONOUNCED: JUNE 27, 2019
LOCATION OF HEARING OR TRIAL: EDMONTON, ALBERTA
NAME OF JUDGE WHO MADE THIS ORDER: MADAM JUSTICE J.H. GOSS

UPON THE APPLICATION of Ernst & Young Inc. in its capacity as the Court-appointed Receiver (the "Receiver") of the undertakings, property and assets of D.L.M. Oilfield Enterprises Ltd. ("DLM" or the "Debtor"), for an order directing that a 2014 Peterbilt 567 Truck having Serial No. 1XPCDP0XXED250349 and all accessories thereto (the "Truck") to be sold at the Receiver's proposed auction sale, filed June 14, 2019;

AND UPON HAVING READ the Receivership Order granted by the Honourable Mr. Justice K.P. Feehan on February 8, 2019 (the "**Receivership Order**"), the Receiver's First Report dated June 14, 2019 (the "**Receiver's First Report**"), the Confidential Supplement to the Receiver's First Report (the "**First Confidential Supplement**"), and the Affidavit of Service of Ameena Quazi ("**Affidavit of Service**"); **AND UPON HEARING** the submissions of counsel for the Receiver; **AND UPON NOTING** the consent of counsel for Bank of Montreal;

IT IS HEREBY ORDERED AND DECLARED THAT:

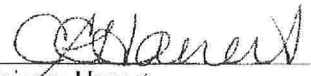
1. The Receiver shall release the Truck to the Bank of Montreal (the "**Release**") on the following conditions:
 - a. the Bank of Montreal shall liquidate the Truck in a commercially reasonable time and in a commercially reasonable manner;
 - b. the proceeds from the liquidation of the Truck shall be held by the office of Gowling WLG (Canada) LLP in trust (the "**Proceeds**"), not to be released except by agreement between the Bank of Montreal and the Receiver or by further order of this Court;
 - c. the Release is without prejudice to the Receiver and the Bank of Montreal to subsequently dispute, settle, or otherwise address the Receiver's entitlement to any equity in the Truck and any allocation of the Receiver's fees to the Proceeds.
2. No costs shall be ordered in respect of this Order.



The Honourable Justice J.H. Goss,
Justice of the Court of Queen's Bench of Alberta

CONSENTED TO this June 26, 2019

Legal Counsel for
Bank of Montreal



Caireen Hanert,
Gowling WLG (Canada) LLP

CONSENTED TO this June 26, 2019

Legal Counsel for
Ernst & Young Inc., in its capacity as the
Court-Appointed Receiver of
D.L.M. Oilfield Enterprises Ltd.



Dana M. Nowak,
MLT Aikins LLP