

IN THE COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL DISTRICT OF CALGARY

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

**AND IN THE MATTER OF
FAIRMONT RESORT PROPERTIES LTD., LAKE OKANAGAN RESORT
VACATION (2001) LTD., LAKE OKANAGAN RESORT (2001) LTD., AND
LL DEVELOPMENTS LTD.**

**NOTICE OF MOTION
(Sixth Stay Extension)**

TAKE NOTICE that an application will be made on behalf of Fairmont Resort Properties Ltd., Lake Okanagan Resort Vacation (2001) Ltd., Lake Okanagan Resort (2001) Ltd. and LL Developments Ltd. (collectively "Fairmont") before the Honourable Madam Justice B.E.C. Romaine in Chambers at the Court House, in the City of Calgary, in the Province of Alberta, on Thursday, the 15th day of April, 2010, at 9:00 o'clock in the morning, or so soon thereafter as counsel may be heard, for the following relief:

- (a) abridging time for service, if necessary, of this Notice of Motion and deeming service to be good and sufficient;
- (b) further extending the Stay Period (as that term is defined in paragraph 13 of the March 30, 2009 Order ("the Initial Order") of Madam Justice B.E.C. Romaine in the within proceedings) until and including April 30, 2010 or such other date as directed by this Honourable Court; and
- (c) such further and other relief as this Honourable Court may deem appropriate.

AND TAKE NOTICE that the grounds upon which this application will be made include the following:

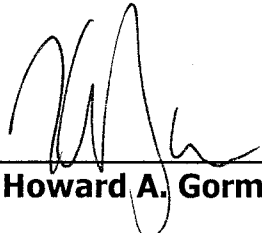
- (a) Fairmont has been acting in good faith and has implemented various measures to reduce its monthly expenses;

- (b) Fairmont requires the extension of the Stay Period in order to continue the potential sale of assets and the implementation of a program to increase revenues;
- (c) Fairmont is currently pursuing a number of alternatives with a view to developing a plan of compromise or arrangement and requires the extension of the Stay Period to formulate such a plan;
- (d) the Monitor supports the proposed Stay Extension; and
- (e) the relief requested herein is just, appropriate and in the best interests of the within CCAA proceedings.

AND FURTHER TAKE NOTICE that in support of this application will be read the pleadings and proceedings filed herein, the Affidavit of Murray Moore, Chief Restructuring Officer of Fairmont, sworn April 12, 2010, the Eighth Report of the Monitor to be filed herein, and such further and other material as counsel may advise and this Honourable Court may permit.

DATED at Calgary, Alberta, this 12th day of April, 2010.

MACLEOD DIXON LLP

Per: 

 : **Howard A. Gorman**

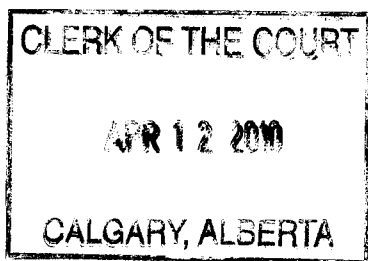
To: Service List
And To: Clerk of the Court

Action No. 0901-04199

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