

William E Ireland, QC
Douglas R Johnson+
Allison R Kuchta+
James L Carpick+
Michael P Vaughan
Heather E Maconachie
Michael F Robson+
Ramneek S Padda
James W Zaitsoff

D Barry Kirkham, QC+
James D Burns+
Susan E Lloyd+
Christopher P Weafer+
Gregory J Tucker+
Terence W Yu+
James H McBeath+
Zachary J Ansley
Pamela E Sheppard

Robin C Macfarlane+
Duncan J Manson+
Daniel W Burnett+
Paul J Brown+
Karen S Thompson+
Harley J Harris+
Paul A Brackstone+
Susan C Gilchrist

J David Dunn+
Alan A Frydenlund+*
Harvey S Delaney+
Patrick J Haberl+
Gary M Yaffe+
Jonathan L Williams+
Scott H Stephens
Edith A Ryan

OWEN • BIRD

LAW CORPORATION

PO Box 49130
Three Bentall Centre
2900-595 Burrard Street
Vancouver, BC
Canada V7X 1J5

Telephone 604 688-0401
Fax 604 688-2827
Website www.owenbird.com

Direct Line: 604 691-7511
Direct Fax: 604 632-4486
E-mail: afrydenlund@owenbird.com
Our File: 30200/0006

Carl J Pines, Associate Counsel+
R Keith Thompson, Associate Counsel+
Rose-Mary L Basham, QC, Associate Counsel+

Hon Walter S Owen, QC, QC, LLD (1981)
John I Bird, QC (2005)

+ Law Corporation
* Also of the Yukon Bar

December 15, 2010

VIA EMAIL (MIREILLE.YOGA@ALBERTACOURTS.CA.)

Calgary Courts Centre
601, 5 Street S.W.
Calgary, AB T2P 5P7

Attention: Madam Justice C.A. Kent

Re: Shire International et al: Action No. 0901-11866

Romspen Investment Corporation (“Romspen”) writes to report in respect of the above noted matter pursuant to the Order of this Honourable Court entered June 30, 2010.

Romspen confirms that:

1. the sale of the Minaki Lodge/Winn River property located in Kenora, Ontario to Robert Banman for \$1,200,000.00, completed on October 5, 2010; and, Kody Stokes has paid out the net sale proceeds;
2. Kody Stokes now holds a 5% interest in the DIP Facility, in accordance with the Order of Madame Justice C.A. Kent for this Honourable Court, pronounced September 23, 2010;
3. the agreement dated April 29, 2010, for the “Skaha” property located at 712 Cedar St., Okanagan Falls, B.C. for \$900,000, with the Regional District, remains conditional. However, it is anticipated that subjects will be removed and approval of the Court sought;
4. it completed the sale, by way of court order, of 923 Ash Street & 5110 – 10th Avenue, Okanagan Falls, BC, Lots 7-12 and Lots 13-20 of Plan 4, to 0886922 BC Ltd. for \$558,000.00, on October 19, 2010, and is attending to application of the net sale proceeds in accordance with the Order of Madame Justice C.A. Kent for this Honourable Court, entered October 13, 2010;
5. with respect to the “Fort McMoney II” property located at 10109 -10919 Manning Avenue, Fort McMurray, Alberta, it remains listed at \$10 million. Romspen had entered into a conditional agreement dated January 30, 2010 for \$9,600,000, however that sale did not complete. At this time, there are no offers for the property; however, negotiations with the same potential purchaser continue;

6. as permitted by the June 30, 2010 Order, Romspen brought a petition in the B.C. Supreme Court for the cancellation of the statutory right of way over the Chemainus, B.C., Waterfront Lease Lands property. The petition was heard December 8 and 9, 2010, and a continuation has been scheduled for January 17, 2010, at which point in time it is anticipated that Madame Justice Fitzpatrick will either pronounce judgment or reserve;
7. Romspen has entered into a multiple listing agreement for the property located at Sorrento, B.C. (which Romspen received conduct of sale of, as per the Order). The initial list price was \$1.2 million. It is currently listed at \$1,069,000.00. One offer of \$500,000.00 has been received. Romspen will continue to market the property.
8. there is an unconditional offer on the Bearspaw property. Its terms are not yet known to Romspen but this information is expected presently. Provided the terms are acceptable, Romspen will seek Court approval for the sale.

Romspen would be pleased to provide any further information desired by this Honourable Court.

Yours truly,

OWEN BIRD LAW CORPORATION

For: 

Alan A. Frydenlund

cc Shire Service List