

**Affidavit of Robb Thompson  
Sworn July 28, 2009**

Action No. 0901-02873

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

**IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,  
R.S.C. 1985, c. C-36, as amended**

**AND IN THE MATTER OF CANADIAN SUPERIOR ENERGY INC.**

**AND IN THE MATTER OF SEEKER PETROLEUM LTD.**

**AND IN THE MATTER OF CANADIAN SUPERIOR TRINIDAD AND TOBAGO  
LIMITED**

**AFFIDAVIT  
(Late Claims)**

I, **Robb Thompson**, Chartered Accountant, of the City of Calgary, in the Province of Alberta, MAKE OATH AND SAY AS FOLLOWS:

**Background**

1. I am the Chief Financial Officer of Canadian Superior Energy Inc. ("CSEI") and, as such, I have personal knowledge of the facts hereinafter deposed to save to the extent that such facts are based on information and belief, in which case I believe the same to be true and correct.
2. On March 5, 2009, the Honourable Justice S.J. LoVecchio granted an Order (the "Initial Order") declaring CSEI, Seeker Petroleum Inc. ("SPL"), and Canadian Superior Trinidad and Tobago Limited ("CSTT") (CSEI, SPL, and CSTT shall collectively be referred to herein as "Canadian Superior") to be corporations to which the *Companies' Creditors Arrangement Act* (the "CCAA") applies, granting various other relief and appointing Hardie & Kelly Inc. as Monitor (the "Monitor") of Canadian Superior in the CCAA

proceedings. Under the terms of the Initial Order, a Stay Period (as defined in the Initial Order) ending March 25, 2009 was established.

3. On May 22, 2009 the Honourable Justice S.J. LoVecchio granted a Claims Procedure Order which created a Claims Procedure (unless otherwise defined, all capitalized terms herein shall take the meaning ascribed to them in the Claims Procedure Order). The Claims Procedure Order provided for a Claims Bar Date of June 23, 2009.

### **Late Claims**

4. Since the Claims Bar Date, Canadian Superior has received approximately 25 claims from creditors (the "Late Claims") totalling approximately \$700,000.
5. To date, only two creditors, Apex Oilfield Services (2000) Inc. ("Apex") and Nabors Canada ULC ("Nabors") have filed motions to have their Late Claims accepted in the Claims Procedure. Nabors has withdrawn its motion.
6. Canadian Superior has reviewed the Late Claim of Apex, has determined that it is valid, and does not believe that its acceptance will prejudice Canadian Superior or its restructuring efforts and, as far as I am aware, it did not arise intentionally or for any ulterior motive. Accordingly, Canadian Superior is prepared to accept the Late Claim of Apex.
7. With respect to the remaining Late Claims, Canadian Superior seeks the permission of this Honourable Court to accept, either in whole or in part, Late Claims where Canadian Superior, with the consent of the Monitor, determines that such Late Claims are valid claims.
8. Given that Canadian Superior is very close to finalizing its Plan of Arrangement and seeking permission of the Court to circulate it to its creditors, Canadian Superior wishes to have the remaining Late Claims that it does not accept resolved by this Honourable Court in a timely fashion. Accordingly, Canadian Superior is proposing that any claimant who submitted a Late Claim that is not wholly accepted by Canadian Superior shall file a Notice of Motion on or before August 11, 2009 returnable before Justice S.J.

LoVecchio on August 14, 2009 at 10:00 in the forenoon to have its Late Claim determined and that any creditor who has filed a Late Claim that is not wholly accepted by Canadian Superior, or adjudicated upon, by August 14, 2009, will be excluded from voting on Canadian Superior's Plan of Arrangement.

9. The Monitor has been consulted with respect to the above proposal to deal with Late Claims and supports the proposal.

10. I make this Affidavit in support of an application for advice and directions respecting the treatment of other Late Claims received by Canadian Superior and the resolution of any disputes in relation to the Late Claims.

SWORN BEFORE ME at the City of )  
Calgary, in the Province of Alberta, this )  
28<sup>th</sup> day of July, 2009. )

\_\_\_\_\_)  
A Commissioner for Oaths in and for the )  
Province of Alberta )

**TRAVIS LYSAK**  
**BARRISTER & SOLICITOR**

  
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**ROBB THOMPSON**

Action No.: **0901-02873**

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ALBERTA

JUDICIAL DISTRICT OF CALGARY

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BETWEEN:

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CREDITORS' ARRANGEMENT ACT,  
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**AFFIDAVIT OF ROBB THOMPSON  
SWORN JULY 28, 2009  
(Late Claims)**

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