

**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**

**NOTICE OF MOTION**

**TAKE NOTICE THAT** an application will be made on behalf of Canadian Superior Energy Inc. ("CSEI"), Seeker Petroleum Ltd. ("SPL"), and Canadian Superior Trinidad and Tobago Limited ("CSTT") (CSEI, SPL and CSTT are referred to herein collectively as "Canadian Superior") before Mr Justice S.J. LoVecchio, in Chambers, at the Court House, in the City of Calgary, in the Province of Alberta, on Friday, the 22<sup>nd</sup> day of May, 2009 at 1:00 p.m. in the afternoon, or so soon thereafter as Counsel may be heard for an Order:

1. Establishing a claims procedure for identifying and quantifying claims against Canadian Superior and creating a claims bar date for claims not proven in accordance with that procedure;
2. Authorizing Canadian Superior to pay to its legal counsel, Borden Ladner Gervais LLP ("BLG"), a retainer in the amount of \$150,000 in relation to these proceedings and in relation to the Interim Receivership Proceedings (as defined in the Initial Order granted in this Action on March 5, 2009 (the "Initial Order"));
3. Abridging time for service of this application;
4. Such further and other relief as the nature of the case may require and this Honourable Court may deem just.

**AND FURTHER TAKE NOTICE** that the grounds upon which Canadian Superior relies in support of this application include the following:

1. By the Initial Order, Canadian Superior was afforded protection under the *Companies' Creditors Arrangement Act* ;
2. Pursuant to the terms of the Initial Order, Hardie & Kelly Inc. (the "Monitor") was appointed as an officer of this Court to monitor the business and affairs of Canadian Superior with the powers and obligations set out in the Initial Order;
3. Canadian Superior is working towards a proposed plan of arrangement which will maximize benefits to all of its stakeholders;
4. Identifying and quantifying the claims of the creditors of Canadian Superior is a prerequisite to proceeding with a plan of arrangement;
5. As new legal counsel to Canadian Superior, it is reasonable that BLG be paid a retainer for its services; and
6. The Monitor supports this application.

**AND FURTHER TAKE NOTICE** that, in support of this application will be read the Affidavit of Leif Snethun sworn May 20, 2009, the pleadings and materials filed herein, and such further and other material as counsel may advise.

**DATED** at the City of Calgary, in the Province of Alberta, this 20<sup>th</sup> day of May, 2009.

BORDEN LADNER GERVAIS LLP

Per: 

**PATRICK T. MCCARTHY**  
Solicitors for Canadian Superior  
Energy Inc., Seeker Petroleum Ltd.,  
and Canadian Superior Trinidad and  
Tobago Limited

TO: The Clerk of the Court  
AND TO: See List attached as Schedule "A"

**SCHEDULE "A"**  
**In the Matter of Canadian Superior Energy Inc. et al**  
**SERVICE LIST**

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Action No.: 0901-02873

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IN THE COURT OF QUEEN'S BENCH  
OF ALBERTA

JUDICIAL DISTRICT OF CALGARY

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BETWEEN:

**IN THE MATTER OF THE *COMPANIES*  
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**Notice of Motion**

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