

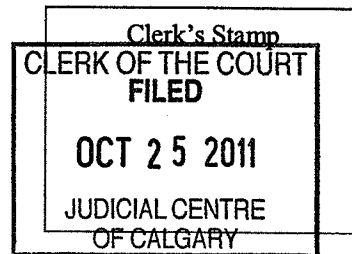
COURT FILE NUMBER           **1101-02781**

COURT                            **COURT OF QUEEN'S BENCH OF  
ALBERTA**

JUDICIAL CENTRE             **Calgary**

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

**AND IN THE MATTER OF FORTRESS  
ENERGY INC.**



DOCUMENT                    **APPLICATION**

**(Extension of Stay to November 30, 2011)**

ADDRESS FOR SERVICE AND  
CONTACT INFORMATION OF  
PARTY FILING THIS  
DOCUMENT                    **Josef G.A. Kruger, Q.C.  
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File No. 556409-000002**



**NOTICE TO RESPONDENT(S)**

This application by Fortress Energy Inc. (the "Applicant") is made against you. You are a respondent.

You have the right to state your side of this matter before the Judge.

To do so, you must be in Court when the application is heard as shown below:

Date                            **October 28, 2011**  
Time                            **10:00 o'clock a.m.**  
Where                          **Calgary Courts Centre, 601 – 5<sup>th</sup> Street S.W., Calgary, Alberta**  
Before Whom                 **Justice J. Streckf**

Go to the end of this document to see what else you can do and when you must do it.

**Remedy claimed or sought:**

1. That the time for service of this application is abridged, such that this application is properly returnable on October 28, 2011;
2. an Order extending the Stay Period as defined in paragraph 13 of the Initial Order granted in these proceedings on March 2, 2011, up to and including November 30, 2011;

**Grounds for making this application:**

3. the Applicant has acted, and is continuing to act, in good faith and with due diligence in these proceedings;
4. it is appropriate that the Stay Period be extended to November 30, 2011 in order that the Applicant can exit from the present proceedings in an orderly fashion;

**Material or evidence to be relied on:**

5. the pleadings in this action;
6. the Affidavit of J. Cameron Bailey, sworn October 25, 2011, filed;
7. the Monitor's Fifth Report to be filed in these proceedings; and
8. such further and other material or evidence as counsel may advise and this Honourable Court permit;

**Applicable Acts and regulations:**

9. the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36; and
10. the *Alberta Rules of Court*, Alta. Reg. 124/2010.

**How the application is proposed to be heard or considered:**

11. In person, on Affidavit evidence, before the Honourable Justice J. Strekaf at the Calgary Courts Center, 601 – 5 Street S.W., Calgary, AB, on October 28, 2011 at 10:00 am or soon thereafter as counsel may be heard.

**AFFIDAVIT EVIDENCE REQUIRED IF YOU WISH TO OBJECT.**

**WARNING**

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to rely on an affidavit or other evidence when the application is heard or considered, you must reply by giving reasonable notice of the material to the applicant.

DATED at Calgary, Alberta, on October 25, 2011.

**BORDEN LADNER GERVAIS LLP**

PER:   
**JOSEF G.A. KRÜGER, Q.C.**  
Counsel for ~~Fortress Energy Inc.~~

To: The Clerk of the Court

And To: The Service List

COURT FILE NUMBER 1101-02781

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

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

**AND IN THE MATTER OF FORTRESS ENERGY INC.**

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