

CANADA
PROVINCE OF QUEBEC
DISTRICT OF MONTREAL
COURT. No.: 500-11-047563-149
OFFICE No.: 934614-1000000

SUPERIOR COURT
Commercial Division

**IN THE MATTER OF THE PROPOSED PLAN
OF ARRANGEMENT OF:**

GRADEK ENERGY INC., a legal person, duly constituted under the *Canada Business Corporations Act*, having its principal place of business at 162 Brunswick Blvd., Pointe-Claire, Quebec, H9R 5P9

- and -

GRADEK ENERGY CANADA INC., a legal person, duly constituted under the *Canada Business Corporations Act*, having its principal place of business at 162 Brunswick Blvd., Pointe-Claire, Quebec, H9R 5P9

Petitioners

- and -

R H S T DEVELOPMENT INC., a legal person, duly constituted under the *Canada Business Corporations Act*, having its principal place of business at 366 de la Roseaie Street, Rosemère, Quebec, J7A 4N2

- and -

THOMAS GRADEK, domiciled and residing at 366 de la Roseaie Street, Rosemère, Quebec, J7A 4N2

Mis en cause

SAMSON BÉLAIR/DELOITTE & TOUCHE INC.
(Jean-François Nadon, CPA, CA, CIRP, designated person in charge), having a place of business at 1 Place Ville Marie, Suite 3000, Montreal, Quebec, H3B 4T9

Monitor

NOTICE TO CREDITORS
Procedure relating to the claims process and
the Claims Bar Date set at 5:00 p.m. (Montreal time) on March 16, 2015

On October 15, 2014, the Petitioners (collectively the “**Debtors**”) commenced court-supervised proceedings before the Superior Court of Québec (the “**Court**”) and obtained protection from their creditors under the *Companies’ Creditors Arrangement Act*, L.R.C. 1985, c. C-36, as amended (the “**CCAA**”). Samson Bélair/Deloitte & Touche Inc. was appointed monitor (the “**Monitor**”).

.../2

On February 5, 2015, the Debtors obtained an order for the processing of claims against the Debtors, against the Mis en cause and against the Debtors' directors and officers (the "**Claims Procedure Order**") (a copy of which is attached to this notice) authorizing, *inter alia*, a process through which creditors can file (a) a claim ("**Claim**", as defined in the Claims Procedure Order), that is to say, *inter alia*, any right of any Person in connection with any indebtedness, liability or obligation of any kind of Debtors owed to such person, whether liquidated or unliquidated, determined or contingent, mature or unmatured, disputed or undisputed, legal or equitable, secured or unsecured, present or future, known or unknown, including any interest accrued thereon or costs payable in respect thereof up to October 15, 2014; (b) a claim against the Debtors, against the Mis en cause RHST Development Inc. and Thomas Gradek, for such Claims that RHST Development Inc. and Thomas Gradek are or could be liable for, in whole or in part, in their capacity as guarantor of the Debtors or otherwise (but, for greater clarity, excluding any claim of any Creditor against the related parties for any obligations not related to a Claim) ("**Claim against the Mis en cause**"); (c) a claim against the directors and officers of the Debtors in respect of the obligations of the Debtors ("**Claim against the Directors and Officers**"), and (d) a claim related to the restructuring of the Debtors ("**Restructuring Claim**", as defined in the Claims Procedure Order), that is to say, *inter alia*, any right of any Person against the Debtors in connection with any indebtedness, liability or obligation of any kind owed to such Person arising out of the restructuring of the Debtors, resiliation, repudiation or termination of any contract, lease, employment agreement or other agreement, whether written or oral, on or after October 15, 2014, including any claim of any Person who receives a notice of resiliation, repudiation or termination from the Debtors.

Any person who believes that they hold a Claim or a Restructuring Claim against the Debtors should file a Proof of Claim with the Monitor. Proofs of Claim for Claims, Claims against the Mis en cause and Claims against the Directors and Officers must be received by the Monitor at the coordinates below by no later than **5:00 p.m. (Montreal time) on March 16, 2015** or, for Restructuring Claims, at the latest of i) **5:00 p.m. (Montreal time) on March 27, 2015** or ii) **thirty (30) days** after the date of receipt by the Creditor of a notice from the Debtors giving rise to the Restructuring Claim (the "**Claims, Claims against the Directors and Officers, and Claims against the Mis en cause Bar Date**"). The Proof of Claim must, among other things, specify if the Claim also encompasses RHST Development Inc., Thomas Gradek and/or the directors and officers of the Debtors.

CLAIMS WHICH ARE NOT RECEIVED BY THE CLAIMS, CLAIMS AGAINST THE DIRECTORS AND OFFICERS, AND CLAIMS AGAINST THE MIS EN CAUSE BAR DATE WILL FOREVER BE BARRED AND EXTINGUISHED.

You will find attached hereto a Proof Claim form and a guide on how to complete the Proof of Claim form. The Proof of Claim form as well as all the information regarding the CCAA proceedings and the claims process is available on the Monitor's website at:

<http://www.insolvencies.deloitte.ca/en-ca/Pages/Gradek-Energy-Inc.aspx>

Creditors who have questions or are unable to download a Proof of Claim form from the Monitor's website should contact the Monitor at the coordinates below:

Samson Bélair/Deloitte & Touche Inc.
In its capacity of Monitor of
Gradek Energy Inc and Gradek Energy Canada Inc.
Mrs Adina Bochis
1 Place Ville Marie, Suite 3000
Montreal, Quebec
H3B 4T9
Tel.: 514-393-5282
Fax: 514-390-4103
E-mail: abochis@deloitte.ca

DATED AT MONTREAL, this 13th day of February, 2015. SAMSON BÉLAIR/DELOITTE & TOUCHE INC.
In its capacity as Court-appointed Monitor