# COURT FILE NUMBER

24-2473449

COURT

IN THE COURT OF QUEEN'S BENCH OF ALBERTA IN BANKRUPTCY AND INSOLVENCY JUDICIAL DISTRICT OF EDMONTON

IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF B.W. RIG SUPPLY INC.

#### DOCUMENT

# APPLICATION

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY PREPARING THIS DOCUMENT OGILVIE LLP Kentigern A. Rowan, Q.C. Ogilvie LLP 1400, 10303 – Jasper Avenue Edmonton, AB T5J 3N6 Telephone: (780) 429-6236 Facsimile: (780) 701-5936

File Number: 66145.1/KAR

Service will be accepted by delivery or fax. No other form of service will be accepted.

#### NOTICE TO RESPONDENTS

This application is made against you. You are a respondent.

You have the right to state your side of this matter before the master/judge.

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

Date	March 7, 2019
Time	10:00 a.m.
Where	Law Courts, Edmonton, Alberta
Before Whom	The Honourable Mr. Justice K.G. Nielsen

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. An Order abridging time for service of notice of this Application and supporting materials as may be required.
- 2. An Order extending the time for filing of a Proposal in these proceedings to April 24, 2019, being forty-five (45) days from March 10, 2019.
- 3. An Order granting the Proposal Trustee, Deloitte Restructuring Inc. (the "Proposal Trustee") and Ogilvie LLP, counsel to B.W. Rig Supply Inc. ("BW Rig") an administrative charge over the assets of BW Rig as security for fees and disbursements.



4. An Order authorizing BW Rig to serve by email all future materials in the within action only on those unsecured creditors of BW Rig who have unsecured claims in excess of \$20,000.00 and who provide to counsel for BW Rig, within twenty-one (21) days of service of this Order an email address for service of future documents. For those unsecured creditors with claims over \$20,000.00 who do not provide an email address as required, or those unsecured creditors with claims of less than \$20,000.00, BW Rig seeks an Order deeming service of all future materials effective by posting on Deloitte Restructuring Inc.'s website.

# Grounds for making this application:

- 5. On February 8, 2019, BW Rig filed a Notice of Intention to Make a Proposal to its creditors (the "NOI").
- 6. Since the filing of the NOI, BW Rig has diligently proceeded to formulate a Proposal to its creditors, but has not yet completed all the tasks needed in order to formulate and present a Proposal to its creditors.
- 7. BW Rig requires an extension of the time to file a Proposal to its creditors to complete the preparation of its Proposal and presentation thereof to its creditors.

### Material or evidence to be relied on:

- 8. The Affidavit of Patrick Ross, sworn February 26, 2019 and filed in support of this Application.
- 9. The First Report of the Proposal Trustee.

### Applicable rules:

10. N/A.

### Applicable Acts and regulations:

11. Bankruptcy and Insolvency Act, R.S.C. 1985, c.B-7, including, but not limited to, s. 50.4 thereof.

### Any irregularity complained of or objection relied on:

12. None.

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

13. In person before the Honourable Mr. Justice K.G. Nielsen on the Commercial List at the time, date and place referenced above.

### 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.

{00086142:1}