



No. S092767

Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

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

AND

IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*, R.S.B.C 2002 c. 57

AND

**IN THE MATTER OF EVERGREEN GAMING CORPORATION AND WASHINGTON
GAMING, INC. AND THEIR SUBSIDIARIES**

FIRST REPORT OF DELOITTE & TOUCHE INC., MONITOR

MAY 14, 2009

Deloitte.

Evergreen Gaming
Corporation and
Washington Gaming,
Inc.,
and their subsidiaries
First Report of
Deloitte & Touche
Inc., Monitor

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1. Introduction

1.1 Initiation of CCAA proceedings

On April 15, 2009, Evergreen Gaming Corporation and Washington Gaming, Inc. and their subsidiaries (collectively, the “Company” or the “Petitioners”) filed a Petition in the Vancouver Registry of the Supreme Court of British Columbia (the “Court”), Action Number S092767 (the “CCAA Proceedings”) and obtained protection from their creditors under the *Companies’ Creditors Arrangement Act* (“CCAA”) pursuant to the Order of this Honourable Court (the “Initial Order”). A list of the Company’s subsidiaries is attached as **Appendix A** and the Company’s organizational chart is attached as **Appendix B**. Pursuant to paragraph 31 of the Initial Order, Deloitte & Touche Inc. was appointed as CCAA Monitor of the Petitioners (the “Monitor”). A copy of the Initial Order is attached as **Appendix C**.

As directed under paragraph 37 of the Initial Order, the Monitor has made information available on its website at www.deloitte.com/dtt/section_home/0,1041,sid%253D4191,00.html. Subsequent to the Initial Order being issued, the Monitor has made available another website address, www.deloitte.com/ca/evergreen (the “Website”). Information can be accessed through both Website addresses.

1.2 Role of the Monitor

Pursuant to the Initial Order, the Monitor’s powers and duties include the following:

- i. Monitor the Petitioners’ receipts and disbursements;
- ii. Report to the Court and the creditors at such times and intervals as the Monitor may deem appropriate with respect to matters relating to the Property, the Business, the Restructuring and such other matters as may be relevant to the proceedings herein;
- iii. Advise the Petitioners as to the preparation of the Petitioners’ cash flow statements and reporting and such financial and other information as required by the Lender;
- iv. Advise the Petitioners as to the development of any Plan authorized to be presented to the creditors, and any amendments to the Plan;
- v. Have full and complete access to the property, books, records and management, employees and advisors of the Petitioners, to the extent required to perform its duties arising under this Order;
- vi. Be at liberty to engage independent legal counsel or such other persons as the Monitor deems necessary or advisable respecting the exercise of its powers and performance of its obligations under this Order;
- vii. Perform such other duties as are required by this Order or by this Court from time to time;
- viii. Ensure that the Petitioners’ make payment of all required amounts from its bank accounts or otherwise in the manner directed in this Order; and
- ix. Provide assistance to the Petitioners’ with respect to the Restructuring and downsizing.

2. Purpose, qualifications and restrictions of this report

This report is the Monitor's first report (the "First Report") to this Honourable Court. The purpose of this First Report is to provide information in respect of the following:

- i. Legal proceedings subsequent to the Initial Order;
- ii. The completion of the notice requirements pursuant to paragraph 45(a) of the Initial Order;
- iii. The status of the Company's operations, current financial position and restructuring initiatives;
- iv. The Company's post-filing cash flow and liquidity;
- v. The activities of the Monitor since April 15, 2009; and
- vi. The Petitioners' request for an extension of these proceedings.

The information contained in this First Report has been obtained from the records of the Company and is based on discussions with, and representations made by, management of the Company and other professional advisors retained in this matter.

The financial information of the Company has not been audited, reviewed or otherwise verified by the Monitor as to its accuracy or completeness, nor has it necessarily been prepared in accordance with generally accepted accounting principles and the reader is cautioned that this report may not disclose all significant matters about the Company. Additionally, none of our procedures were intended to disclose defalcations or other irregularities. Were we to perform additional procedures or to undertake an audit examination of the financial statements in accordance with generally accepted auditing standards, additional matters may have come to our attention. Accordingly, the Monitor does not express an opinion or provide any other form of assurance on the financial or other information presented herein. The Monitor may refine or alter its observations as further information is obtained or brought to its attention after the date of this report.

The financial projections attached to this report, were prepared by management (except where noted). Although we have reviewed the assumptions underlying the projections for reasonableness, financial projections, by their nature, are dependent upon future events, which are not susceptible to verification. Actual results will vary from the information presented and the variations may be material. We have not prepared a compilation as contemplated by Section 4250 of the Canadian Institute of Chartered Accountants Handbook.

The Monitor assumes no responsibility or liability for any loss or damage occasioned by any party as a result of the circulation, publication, reproduction or use of this report. Any use which any party makes of this report, or any reliance or decisions to be made based on this report, is the sole responsibility of such party.

All dollar amounts identified in this report are expressed in US dollars, unless otherwise specified.

3. Background

3.1 Description of the organization and its corporate structure

Evergreen Gaming Corporation (“Evergreen”) is a company incorporated under the laws of British Columbia and is publicly listed on the TSX Venture Exchange (TSX-TNA.V).

The Company is headquartered in Richmond, British Columbia and operates ten casinos in the Seattle-Puget Sound area of Washington State and a 100,000 square foot casino in Calgary, Alberta, the Frank Sisson Silver Dollar Casino (“Silver Dollar Casino”). EGC Properties Ltd., a wholly owned subsidiary of EGC Holdings Ltd., which is wholly owned by Evergreen, owns three blocks of land in Calgary on which the Silver Dollar Casino is located.

Mr. Norman Osatuik, the President of Evergreen and Mr. Cory Coyle, the President of Washington Gaming, Inc. manage the day to day operations of the Company.

Prior to the Initial Order the Company had been meeting its current operating obligations at each of its casinos and had been keeping its payables current. However, the Company failed to meet its obligations under the Credit Facility Agreement (the “Credit Facility”) with Fortress Credit Corp. (“Fortress”) by not making monthly payments from November 2008 to the date of this First Report. On April 1, 2009 Fortress made demand in the amount of approximately \$30 million and served Notices of Intention to Enforce Security on the Company, necessitating the filing for protection under the CCAA proceedings.

3.2 Historical operating results

The table below provides a summary of the historical consolidated operating results of the Company for the fiscal years ended December 31, 2005 to 2007 and for the nine months ended September 30, 2008:

(000s)	31-Dec 2005	31-Dec 2006	31-Dec 2007	Nine Months Ended 30- Sep 2008
Income Statement				
Revenue	50,950	45,282	50,846	41,305
Gross Profit	4,885	3,721	3,291	1,114
Net Income (Loss)	2,379	2,625	360	(1,836)
Gross profit margin	10%	8%	6%	3%
Balance Sheet				
Cash	6,790	7,727	6,543	4,860
Property & Equipment	9,723	11,295	26,699	25,624
Current Liabilities	7,313	8,757	6,573	6,502
Long Term Liabilities	12,623	9,661	36,898	36,010

The last financial statements issued publicly by the Company were to September 30, 2008. Given the Company is a publicly traded entity on the TSX Venture Exchange, it is subject to strict regulations governing disclosure of financial information. To date, the Company has not finalized and released publicly its financial statements for the year ended December 31, 2008.

The results above show significant deterioration of net income from 2006 to 2007 and at September 30, 2008 the Company had experienced an operating loss of approximately \$1.8 million for the 9 month period. On October 2, 2007 the Company entered into an agreement with Fortress for long term debt funding of \$28,250,000. This long term debt has been a contributing factor to the Company's financial difficulties due to the monthly debt service costs of approximately \$280,000.

4. Legal proceedings subsequent to the Initial Order

On April 15, 2009 this Honourable Court granted the Initial Order and on April 16, 2009 the Monitor filed Chapter 15 petitions under the United States Bankruptcy Code on behalf of the Company in the United States Bankruptcy court for the Western District of Washington ("US Court"). Copies of the following orders with respect to the CCAA and Chapter 15 proceedings are attached as **Appendix C to J**.

Canadian Orders	
Date	Order
15-Apr	CCAA Initial Order
US Orders	
Date	Order
16-Apr	Order Directing Joint Administration of Chapter 15 Cases
16-Apr	Order Shortening Time and Limiting Notice on Motions for Interim Relief and for Joint Administration
16-Apr	(Proposed Order to be heard May 20, 2009) Order Recognizing Foreign Proceeding Pursuant to Chapter 15
17-Apr	Interim Order Granting Foreign Representative's Emergency Request for Relief Under 11 U.S.C. §§ 1519, 105 and 362(a)
22-Apr	Stipulated Order Extending Interim Order Granting Foreign Representative's Emergency Request for Relief Under 11 U.S.C §§ 1519, 105, and 362(a)
27-Apr	Stipulated Order Extending Interim Order Granting Foreign Representative's Emergency Request for Relief Under 11 U.S.C §§ 1519, 105, and 362(a)
4-May	Stipulated Final Order Granting Foreign Representative's Emergency Request for Interim Relief under 11 U.S.C §§ 1519, 105 and 362(a)

The May 4 order issued by the US Court stays all creditors through to May 20, 2009, the date the US Court is currently scheduled to hear the Application for Recognition of Foreign Main Proceeding. The parties have agreed to the extension of the US Court's current stay order, with modifications to the Petitioner's reporting obligations as needed so as to be consistent with the Company's reporting obligations in the CCAA Proceeding, to June 24, 2009, and to reschedule the hearing on the Application for Recognition of Foreign Main Proceeding to that same date.

5. Notice requirements

5.1 Notice to creditors, paragraph 45 of the Initial Order

5.1.1 Paragraph 45(a) of the Initial Order required the Company to mail various documents to the creditors by April 22, 2009. These mailings were completed as follows:

- i. On April 21, 2009 the Monitor's US counsel, Perkins Coie LLP ("US Counsel"), at the request of the Company's counsel mailed to the US trade creditors the following documents:
 - the Initial Order;
 - the Notice of Hearing of Petition;
 - the Affidavit #1 of Norman Osatuik; and
 - The Petition to the Court was not mailed to the US based creditors; however the document is available on the Monitor's website.
- ii. On April 30, 2009 the Monitor informed the Company that they had not completed their mailing under paragraph 45(a) of the Initial Order to various Canadian based creditors. On May 1, 2009 the Monitor mailed to Canadian based creditors the following documents:
 - a letter from the Company;
 - the Initial Order;
 - the Notice of Hearing of Petition;
 - the Petition to the Court; and
 - Affidavit #1 of Norman Osatuik.

5.1.2 Paragraph 45(b) of the Initial Order required notice through advertisement to occur and this was completed as follows:

- On Friday April 24, 2009 and Wednesday April 22, 2009 a notice was placed in both *The Globe and Mail* and *Calgary Herald* on respectively; and
- copies of these notices are attached as **Appendix K**.

5.1.3 Paragraph 45(c) of the Initial Order required the Monitor arrange for the requisite documents to be posted to its website which was completed as follows:

- on April 17, 2009 the requisite documents were posted on the Monitor's website under the address http://www.deloitte.com/dtt/section_home/0,1041,sid%253D4191,00.html;
- subsequent to the Initial Order being issued the Monitor has made available another website address www.deloitte.com/ca/evergreen; and
- Information can be accessed through both Website addresses.

6. Operations, financial results and restructuring

6.1 Operations since the Initial Order

Since granting of the Initial Order, there have been no changes to the Company's operations or relationship with key stakeholders, including the following:

- i. Casino operations have continued in the normal course and post filing obligations are being paid;
- ii. Management has informed the Monitor that the Company's relationships with all stakeholders, including customers and suppliers, have continued in a satisfactory manner;
- iii. Management has advised that employees remain engaged and there have been no significant loss of employees as a result of the CCAA filing;
- iv. Regulatory agencies in both Alberta and Washington have been notified of the current proceedings and they have indicated that they do not intend to make any changes to the casinos' operating terms;
- v. The regulatory agencies have advised that any concerns with the Company's operations will be communicated to the Monitor; and
- vi. Fortress has generally remained supportive of the Company through the restructuring proceedings.

6.2 Financial results

	April 30, 2009 (Unaudited) (000's)
Assets	
Cash	\$ 2,936
Restricted Cash Held In Trust for Jackpots	1,267
Accounts Receivable	815
Income Tax Receivable	259
Assets Held for Sale	500
Prepaid Expenses	647
Inventory	237
Total Current Assets	<u>6,661</u>
Property and Equipment	16,175
Notes Receivable	4,580
Deposits	385
Goodwill	19,004
Other Assets	622
Deferred Tax Asset	647
Total Assets	<u>\$ 48,074</u>
Liabilities	
Accounts Payable and Accrued Liabilities	\$ 3,287
Accrued Interest Payable and Current Portion of Notes Payable, Fortress	2,797
Chips Outstanding	83
Jackpots and Prize Liabilities	895
Notes Payable	536
Capital Leases	55
Total Current Liabilities	<u>7,653</u>
Income Tax Liability	1,228
Notes Payable	438
Notes Payables, Fortress	26,985
Notes Payable to Related Parties	1,176
Total Liabilities	<u>\$ 37,480</u>
Shareholder's Equity	
Common Stock and Paid in Capital	\$ 15,636
Accumulated comprehensive loss	(2,638)
Accumulated deficit	(2,404)
Total Shareholder's Equity	<u>\$ 10,594</u>
Total Liabilities and Shareholder's Equity	<u>\$ 48,074</u>

6.3 Assets

The following is a description of the Company's assets as prepared by the Company:

- i. Cash - Cash relates to balances held in company bank accounts as well as cash at the casinos, including Par amounts and cash in the ATM's;
- ii. Accounts Receivable - Accounts receivable are amounts owed from facility rentals at the Silver Dollar Casino in Calgary, NSF cheque amounts and \$481,000 receivable from Mike McCarthy who owns a 50% interest in Shoreline Gaming, Inc. which operates the Golden Nugget Casino in Shoreline, Washington;
- iii. Income Tax Receivable - Income tax receivable relates to tax refunds expected from tax returns recently filed;
- iv. Assets held for sale - Assets held for sale include memorabilia located in the Hollywood Casino;
- v. Prepaid Expenses - Prepaid expenses relate to supplier and distribution services that the Company has paid in advance;
- vi. Inventory -The majority of inventory consists of food and beverages sold at the restaurants in the casinos;
- vii. Property and Equipment - Property and equipment includes furniture, leasehold improvements, buildings, equipment used in the casinos, equipment on capital lease, as well as land and construction in progress;
- viii. Notes Receivable - The note receivable consists primarily of an intercompany advances with the Riverside Casino in the amount of \$4.4 million;
- ix. Deposits - Deposits relate to a license agreement with the Alberta Gaming and Liquor Commission and some work that was done on a sidewalk on behalf of the City of Calgary. These are amounts that the Company is expecting to receive in full;
- x. Goodwill - Goodwill relates to excess purchase price paid on acquired properties;
- xi. Other Assets - Included in other assets is three non-compete agreements, and license agreements allowing Evergreen to use, in perpetuity, various house-banked card games; and
- xii. Deferred Tax Asset - Deferred tax assets are amounts recognized for the estimated future tax effects attributable to differences between tax expense for GAAP purposes compared to book purposes. Deferred tax assets will reduce future income tax to be paid to taxable authorities relative to the GAAP tax expense recognized.

6.4 Liabilities

The following is a description of the Company's liabilities as prepared by the Company:

- i. Secured claims - The Company has a note payable with Fortress which, at April 30, 2009 the total balance owing is approximately \$29.8 million, which includes a note payable of approximately \$27.0 million and accrued interest and current portion on the note payable of approximately \$2.8 million. This note payable was secured by all assets of Evergreen and its subsidiaries listed in Appendix A.

The Company is the co-borrower of two notes payable to arms-length individuals totaling \$1.5 million. The notes payable are secured by a charge against the land and building of an unrelated company that leases land to one of the Company's casinos;

- ii. Priority claims - The Company utilizes a payroll service company and all statutory employment withholdings are current in the United States however it is in arrears in Canada by an amount totaling approximately \$100,000. The Company has arranged or will be arranging for payment of its Provincial Sales Tax and Goods and Services Tax which was collected prior to the Initial Order but which only became due after the Initial Order, as permitted under paragraph 7(b) of the Initial Order; and
- iii. Unsecured creditors - The Monitor has been notified of all payments which have been made by the Company and the Company has advised that all post filing obligations are being paid in the normal course. As at April 30, 2009 the Company had the following unsecured liabilities:

	April 30, 2009 (000's)	
Chips Outstanding	\$	83
Jackpots and Prize Liabilities		895
		<u>978</u>
Accounts Payable and Accrued Liabilities		3,287
Notes Payable		974
Capital lease obligation		55
Income Tax Liability		1,228
Notes Payable to Related Parties		1,176
Total	\$	<u>7,698</u>

- Chips Outstanding - Chips outstanding relates to the chips used by the casinos which customers have yet to cash in;
- Jackpots and Prize Liabilities - Jackpots and prize liabilities relates to amounts owed by the Company as a result of its casino operations;
- Accounts Payable and Accrued Liabilities - Accounts payable and accrued liabilities relates to amounts owed by the Company to suppliers and distributors for the provision of goods and services which are necessary for the operating of the casinos. On May 4, 2009, the Monitor received a listing of the Company's payables as at April 15, 2009, a copy of which is attached as **Appendix L**;
- Notes Payable – Notes payable relates to debt owed by Washington Gaming, Inc. and consists primarily of legal settlements that are being paid out over time; and
- Notes Payable to Related Parties - Notes payable to related parties is for indebtedness to a related party Ms. Laura Jean Sutherland by way of an unsecured note payable.

6.5 Restructuring

Since the granting of the Initial Order, the Company has been actively focusing on its restructuring efforts in order that they can present a Plan of Arrangement or Compromise (the "Plan") to the creditors. The Company activities include the following:

- i. the Company is actively seeking alternative financing options and sale opportunities for segments of its operations;
- ii. the Company continues to be in discussions with a financial institution with respect to obtaining alternative financing; and
- iii. the Company is currently engaged in negotiating the sale of Silver Dollar Casino in Calgary, by way of a sale of assets or the sale of shares of EGC Holdings Ltd, with a third party.

7. Cash flow and liquidity

The Company's cash flow results for the month of April 2009 as prepared by the Company are presented below with a comparison to the Company's original forecast. The Company's original cash flow for the period of April to December, 2009 is attached as **Appendix M**.

	(000's)			-----Revised-----		
	Actual April	Forecast April	Variance	Forecast May	Forecast June	Forecast July
Opening cash balance	\$ 2,980	\$ 2,980	\$ -	\$ 2,936	\$ 2,992	\$ 2,827
Receipts						
Table Revenue	2,482	2,869	(387)	3,019	2,821	2,786
Slots and VLT Revenue	216	267	(51)	294	285	294
Poker Revenue	415	372	43	398	401	421
Pull Tab Revenue	87	88	(1)	92	89	92
Food & Beverage Revenue	716	715	1	740	717	735
Other Revenue	201	172	29	159	122	86
Total Receipts	4,117	4,483	(366)	4,702	4,435	4,414
Promotional Allowances	(315)	(276)	(39)	(289)	(271)	(267)
Net Receipts	3,802	4,207	(405)	4,413	4,164	4,147
Disbursements						
Labor Expenses (Note 1)	(2,051)	(2,058)	7	(1,942)	(1,898)	(2,105)
Operating Expenses	(519)	(511)	(8)	(521)	(512)	(519)
Administrative Expenses	(433)	(552)	119	(551)	(555)	(556)
Business & Gaming Taxes and Licenses (Note 2)	(1,072)	(1,356)	284	(419)	(671)	(416)
Marketing	(86)	(105)	19	(107)	(106)	(106)
Total Disbursements	(4,161)	(4,582)	421	(3,540)	(3,742)	(3,702)
Net Cash from Operations (Note 3)	\$ (359)	\$ (375)	\$ 16	\$ 873	\$ 422	\$ 445
Capital Lease Obligations	(43)	-	(43)	-	-	-
Capital Expenditures	(14)	(43)	29	(43)	(43)	(43)
Income Tax (Payments)/Refunds (Note 4)	331	(246)	577	(246)	(271)	-
Foreign Exchange Impact on Cash	220	-	220	-	-	-
	494	(289)	783	(289)	(314)	(43)
CCAA Restructuring Costs (Note 5)						
Legal Fees	(117)	(25)	(92)	(100)	(100)	(100)
Monitor Fees	(62)	(25)	(37)	(200)	(100)	(75)
	(179)	(50)	(129)	(300)	(200)	(175)
Other Restructuring Costs						
Refinancing Costs (Note 6)	-	-	-	(100)	-	(200)
Audit Fees (Note 6)	-	-	-	(70)	-	-
Calgary Appraisal (Note 6)	-	-	-	(10)	-	-
Contract Labor (Note 7)	-	-	-	(48)	(73)	(73)
	-	-	-	(228)	(73)	(273)
Net Change In Cash	\$ (44)	\$ (714)	\$ 670	\$ 56	\$ (165)	\$ (46)
Ending Cash Balance (Note 8)	\$ 2,936	\$ 2,266	\$ 670	\$ 2,992	\$ 2,827	\$ 2,781

7.1 Revised forecasted results for May to July 2009

The May to July 2009 forecast has been revised by the Company from the projected results that were previously submitted to this Honourable Court. Significant changes include the following:

- Business and gaming taxes originally forecasted to be paid on a quarterly basis have been revised to be paid on a monthly basis; and
- Other restructuring costs of approximately \$228,000 not originally forecasted have been reflected in the revised forecasted results for May to July 2009. In addition CCAA restructuring costs have been revised to reflect the actual time involved in this restructuring.

7.2 Notes to Cash Flow Statements

The following notes to the cash flow statements have been prepared by Management:

1. Labour expenditures in July include a payment for payroll remittances for the prior quarter of approximately \$130,500.
2. Business and gaming taxes and licenses were approximately \$284,000 lower than forecasted for April. This is a result of the following;
 - approximately \$161,000 of the variance is from timing differences. Specifically excise taxes were shown in the forecast as being paid in April for the 1st quarter; however these taxes are paid on a monthly basis;
 - all excise taxes that are due have been paid;
 - approximately \$84,000 of the variance is an amounts owing for taxes that were shown in the forecast as being paid in April are due at the end of June; and
 - approximately \$39,000 of the variance is actual expenses were lower than budgeted.
3. Management anticipates actual net cash from operations for May to be closer to \$500,000 given the actual results for May to date.
4. Amounts forecast to be paid for income taxes were not paid during April.
5. Amounts owing for income taxes will be paid in May.
6. An income tax refund was received during April.
7. Amounts shown in May and June are estimates of amounts payable by Washington Gaming, Inc.
8. Actual costs incurred are higher than forecast due to the increased level of reporting and analysis and include retainers paid pursuant to the Initial Order.
9. Amounts represent costs required by potential lenders to complete required due diligence.
10. Contract labour represents additional accounting staff necessary to meet daily operational requirements and the increased requirements under the CCAA proceedings.
11. At April 15, 2009, the Company had approximately \$2.1 million in cash. At April 30, 2009, the Company had approximately \$2.9 million in cash.

8. Monitors activities

As part of its role as Monitor, Deloitte & Touche Inc. has met with management of the Company to review, discuss and formulate the Company's Plan. Some of the specific actions of the Monitor since its appointment include:

- i. Preparing and distributing information packages to known Canadian creditors, at the request of the Company and its Counsel, to assist the Company in complying with its duty under the Initial Order;
- ii. Attending each of the Washington casino locations and the US operations and accounting office on April 17, 2009 and April 18, 2009;
- iii. Attending at the Calgary casino on April 21, 2009;
- iv. Attending at the Company's head office in Richmond, BC on May 4, 2009;
- v. During the site attendances we met with and interviewed a number of members of management and key staff to gain a high level understanding of the systems, processes and controls in place around purchasing, payroll, intercompany transfers, and handling and reporting of cash;
- vi. Implementing additional controls, around cash, purchases and intercompany cross border transfers, to provide the Monitor with sufficient information to allow it to monitor the Company and its operations on an ongoing basis;
- vii. Reviewing the Company's ongoing cash flow and making enquiries with respect to same;
- viii. Assisting the Company in determining what their business and/or asset sales strategy should be and ways to approach the market;
- ix. Numerous telephone conferences, discussions and meetings with Fortress, their legal counsel and business advisors;
- x. Coordinating financial and other information to be forwarded to Fortress and their business advisors as requested by them;
- xi. Meeting and discussing the CCAA filing with the Alberta Gaming and Liquor Commission at their request;
- xii. Reviewing and executing documents required for recognition of the Monitor as the foreign representative under the Chapter 15 proceedings in the US; and
- xiii. Providing financial information to Fortress pursuant to paragraphs 12 to 14 and 16 of the May 4, 2009 US Order which includes the following:
 - Provide copies of all reports with respect to the CCAA proceeding and to make a reasonable effort to provide additional information as requested;
 - Accounting of balances in controlled accounts as of the CCAA filing date;
 - Accounting of cash on hand at the Company's casino locations as of the CCAA filing date;
 - Reporting of daily cash balances;
 - Accounting of food and beverage inventory balances as of CCAA filing date;
 - Verification of payment of monthly property lease payments; and
 - Weekly and monthly cash disbursements reports.

9. The Petitioners request for an extension of these proceedings

The stay period provided by the Initial Order expires on May 15, 2009. In order to allow the Petitioners sufficient time to finalize its Plan which includes seeking alternative financing arrangements and selling parts of its business, the Petitioners are requesting a stay period of thirty-five days, to June 19, 2009.

The Monitor supports the extension requested on the basis that:

- i. The Petitioners are currently engaged in negotiating alternate financing with a financial institution to replace the existing Credit Facility;
- ii. There are other interested parties who have submitted term sheets and/or are considering alternative refinancing or acquisition proposals. The Company requires additional time to review and assess these proposals as it focuses on securing the best possible restructuring package;
- iii. The Petitioners are currently engaged in negotiating the sale of the Silver Dollar Casino in Calgary, by way of a sale of assets or the sale of shares of EGC Holdings Ltd, with a third party;
- iv. The Petitioners have provided the Monitor with a cash flow statement to July 31, 2009. The cash flow statement indicates the Petitioners will have sufficient funds to operate during the period provided, while it continues its restructuring efforts;
- v. The process the Company has followed to date and its efforts to maximize recovery for its creditors and stakeholders will be significantly better than a liquidation, receivership or bankruptcy sale of its assets;
- vi. The Monitor is satisfied the Company has acted and is acting in good faith with due diligence; and
- vii. While the Petitioners are seeking a thirty-five day extension, should they be able to put forward a Plan prior to this date, the Monitor has been advised they will proceed sooner.

The Monitor respectfully recommends that this Honourable Court grant the Petitioners the requested extension of thirty-five days as the Petitioners are acting, in good faith and with due diligence.

All of which is respectfully submitted this 14th day of May, 2009.

Deloitte & Touche Inc.

In its capacity as Court Appointed Monitor of Evergreen Gaming Corporation and Washington Gaming, Inc., and their subsidiaries and not in its personal capacity.



Jervis Rodrigues, CA-CIRP
Senior Vice-President

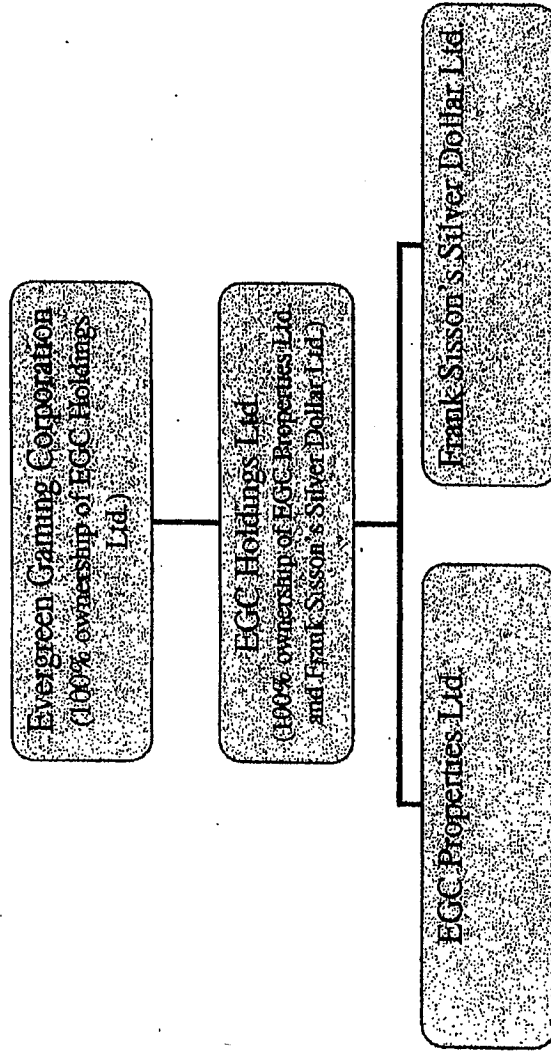
Appendix A – List of Companies under the CCAA and Chapter 15 Proceedings

List of Companies under the CCAA and Chapter 15 Proceedings

EGC Holdings Ltd.,
EGC Properties Ltd.,
Frank Sisson's Silver Dollar Ltd.,
Big Nevada, Inc.,
Little Nevada II, Inc.,
Little Nevada III, Inc.,
Silver Dollar Mill Creek, Inc.,
Golden Nugget Tukwila, Inc.,
Shoreline Gaming, Inc.,
Little Nevada, Inc.,
Snohomish Gaming Inc.,
Hollydrift Gaming, Inc.,
Royal Casino Holdings, Inc.,
Gameco, Inc.,
Gaming Management Inc.,
Gaming Consultants, Inc.,
Shoreline Holdings Inc., and
Mill Creek Gaming, Inc.

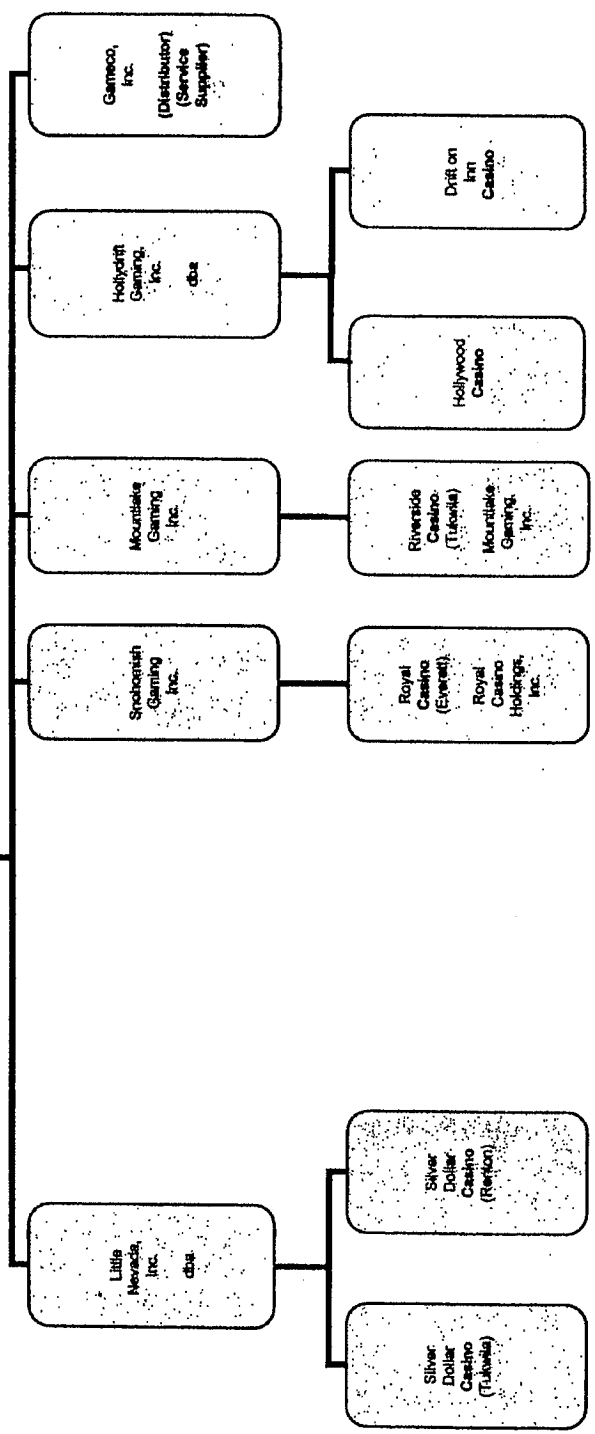
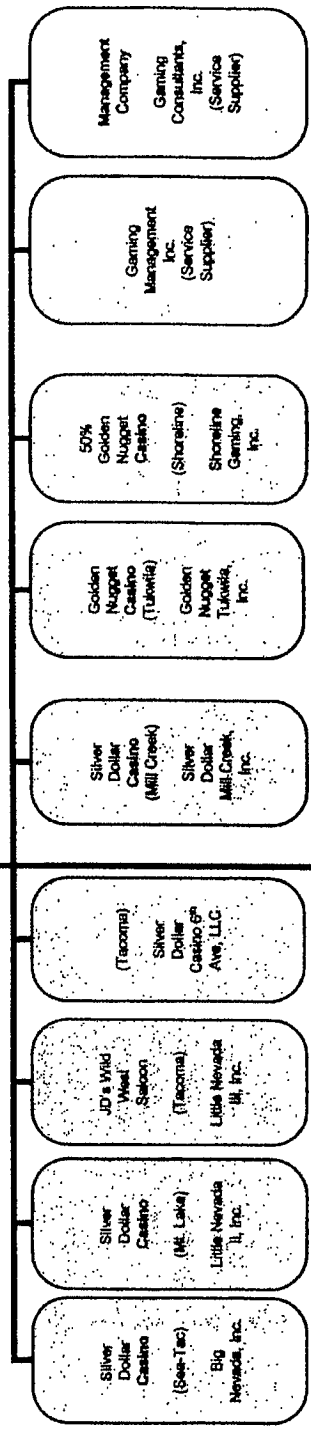
Appendix B – Corporate organization chart

Evergreen Gaming Corporation
Canadian Legal Organizational Chart

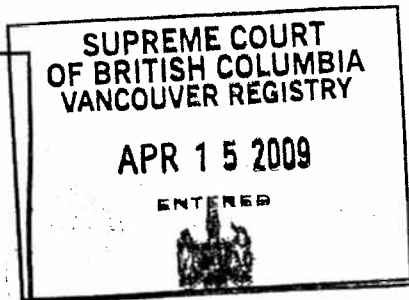
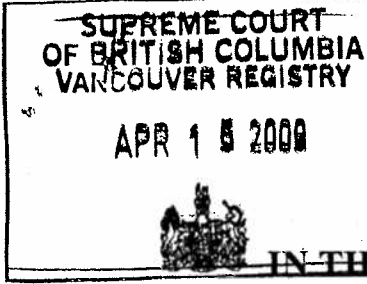


Evergreen Gaming Corp.

Washington Gaming, Inc.



Appendix C – CCAA Initial Order – April 15, 2009



S-092767
NO. _____
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

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

AND

IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*, S.B.C. 2002, c. 57

AND

IN THE MATTER OF EVERGREEN GAMING CORPORATION AND WASHINGTON
GAMING, INC., AND THEIR SUBSIDIARIES LISTED ON SCHEDULE "A"

PETITIONERS

INITIAL ORDER

BEFORE THE HONOURABLE) WEDNESDAY, THE 15TH DAY
THE CHIEF JUSTICE) OF APRIL, 2009

THE APPLICATION of the Petitioners coming on for hearing *ex parte* at Vancouver, British Columbia, on the 15TH day of April, 2009 (the "Filing Date"); AND ON HEARING John R. Sandrelli, counsel for the Petitioners; AND UPON READING the material filed, including the Affidavit #1 of Norman Osatuik sworn April 15, 2009; AND pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985 c. C-36 (the "CCAA"), Rules 3, 10, 12, 13(1), 13(6), 14 and 44 of the Rules of Court and the inherent jurisdiction of this Honourable Court:

JURISDICTION

1. THIS COURT ORDERS AND DECLARES that the Petitioners are companies to which the CCAA applies.

PETITION HEARING

2. THIS COURT ORDERS that the hearing of the Petition in this proceeding be held at the Courthouse at 800 Smithe Street, Vancouver, British Columbia at 10:00 A.m. on Friday, the 15th day of May, 2009, provided that the service referred to in paragraph 45 of this Order occur no later than April 22, 2009.

3. THIS COURT ORDERS that all of the relief provided for in the subsequent paragraphs of this Order is granted to the Petitioners on an interim basis only, and that the relief made in the subsequent paragraphs will expire at 11:59 p.m. (local Vancouver time) on May 15, 2009, unless extended by this Court at the hearing of the Petition which will occur on that date.

POSSESSION OF PROPERTY AND OPERATIONS

4. THIS COURT ORDERS that, subject to this Order and any further Order of this Court, the Petitioners shall remain in possession and control of their current and future assets, undertakings and properties of every nature and kind whatsoever, and wherever situate including all proceeds thereof (the "Property"), and continue to carry on their business in the ordinary course and in a manner consistent with the preservation of their business (the "Business") and Property. The Petitioners shall be authorized and empowered to continue to retain and employ the employees, consultants, agents, experts, accountants, counsel and such other persons (collectively "Assistants") currently retained or employed by them, with liberty to retain such further Assistants as it deems reasonably necessary or desirable in the ordinary course of business or for carrying out the terms of this Order.

5. THIS COURT ORDERS that the Petitioners shall be entitled, but not required, to pay the following expenses which may have been incurred prior to the Filing Date:

- (a) all outstanding wages, salaries, employee and pension benefits (including long and short term disability payments), vacation pay, bonuses and expenses (but

excluding severance pay) payable before or after the Filing Date, in each case incurred in the ordinary course of business and consistent with the relevant compensation policies and arrangements existing at the time incurred (collectively “Wages”); and

(b) the fees and disbursements of any Assistants retained or employed by the Petitioners in respect of these proceedings, at their standard rates and charges, including payment of the fees and disbursements of legal counsel retained by the Petitioners, whenever and wherever incurred, in respect of:

(i) these proceedings or any other similar proceedings in other jurisdictions in which the Petitioners or any subsidiaries or affiliated companies of the Petitioners are domiciled;

(ii) any litigation in which any of the Petitioners are named as a party, whether commenced before or after the Filing Date; and

(iii) any related corporate matters;

necessary to assist in the restructuring of the Petitioners.

6. THIS COURT ORDERS that, except as otherwise provided herein, the Petitioners shall be entitled to pay all expenses reasonably incurred by the Petitioners in carrying on the Business in the ordinary course following the Filing Date, and in carrying out the provisions of this Order, which expenses shall include, without limitation:

(a) all expenses reasonably incurred for the preservation of the Property or the Business including, without limitation, payments on account of insurance (including directors’ and officers’ insurance), maintenance and security services;

(b) all capital expenditures reasonably incurred for the preservation of the Property or the Business as approved by the Monitor, as defined in paragraph 30 herein;

- (c) all obligations incurred by the Petitioners after the Filing Date, including without limitation, with respect to goods and services actually supplied to the Petitioners following the date of this Order (including those under purchase orders outstanding at the Filing Date but excluding any interest on the Petitioners' obligations incurred prior to the Filing Date);
- (d) amounts outstanding to creditors for goods and services provided prior to the Filing Date where expressly authorized by this Order or any further Order of this Court; and
- (e) fees and disbursements of the kind referred to in paragraph 5(b) which may be incurred after the Filing Date.

7. THIS COURT ORDERS that the Petitioners is authorized to remit, in accordance with legal requirements, or pay:

- (a) any statutory deemed trust amounts in favour of the Crown in right of Canada or of any Province thereof or any other taxation authority which are required to be deducted from Wages, including, without limitation, amounts in respect of (i) employment insurance, (ii) Canada Pension Plan, (iii) Quebec Pension Plan, and (iv) income taxes or any such claims which are to be paid pursuant to Section 18.2 of the CCAA;
- (b) all goods and services or other applicable sales taxes (collectively, "Sales Taxes") required to be remitted by the Petitioners in connection with the sale of goods and services by the Petitioners, but only where such Sales Taxes are accrued or collected after the date of this Order, or where such Sales Taxes were accrued or collected prior to the date of this Order but not required to be remitted until on or after the date of this Order; and

- (c) any amount payable to the Crown in right of Canada or of any Province thereof or any political subdivision thereof or any other taxation authority in respect of municipal property taxes, municipal business taxes or other taxes, assessments or levies of any nature or kind which may at law be payable in priority to claims of secured creditors and which are attributable to or in respect of the carrying on of the Business by the Petitioners.

8. THIS COURT ORDERS that until such time as the Petitioners repudiate a real property lease in accordance with paragraph 12(b)(iv) of this Order, the Petitioners may pay all amounts constituting rent or payable as rent under real property leases (including, for greater certainty, common area maintenance charges, utilities and realty taxes and any other amounts payable as rent to the landlord under the lease) based on the terms of existing lease arrangements or as otherwise may be negotiated by the Petitioners from time to time, for the period commencing from and including the date of this Order (“Rent”), but shall not pay any rent in arrears.

9. THIS COURT ORDERS that until such time as the Petitioners repudiates any equipment lease in accordance with paragraph 12(b)(v) of this Order, and provided that the equipment lease is a true lease and not a financing lease creating a security interest, the Petitioners may pay all amounts or payable under such leases based on the terms of existing lease arrangements or as otherwise may be negotiated by the Petitioners from time to time, for the period commencing from and including the date of this Order, but shall not pay any amount with respect to pre-Filing Date arrears.

10. THIS COURT ORDERS that, except as specifically permitted herein, the Petitioners are hereby directed, until further Order of this Court:

- (a) to make no payments of principal, interest or otherwise on account of amounts owing by the Petitioners to any of their creditors as of the Filing Date except as authorized by this Order;
- (b) to grant no security interests, trust, mortgages, liens, charges or encumbrances upon or in respect of any of their Property, nor become a guarantor or surety, nor

otherwise become liable in any manner with respect to any other person or entity except as authorized by this Order; and

- (c) to grant credit only to the customers of its business and then only for goods and services actually supplied to those customers and on payment terms ordinarily granted by the Petitioners in the usual course of their business, and in that event there is no right of set-off in respect of amounts owing for such goods and services against any debt owing by the Petitioners to such customers as of the Filing Date.

RESTRUCTURING

11. THIS COURT ORDERS that, subject to the terms of this Order, the Petitioners shall remain in possession of their Property and Business, provided that:

- (a) they shall not sell or otherwise dispose of any of their Property or Business outside of the ordinary course of business except pursuant to this paragraph or as may be authorized by an Order of the Court; and
- (b) they shall have the right, subject to the consent of the Monitor, to proceed with an orderly downsizing of the Business and operations, including without limitation, the right to:
 - (i) permanently or temporarily cease, downsize or shut down any of their Business or operations, and to dispose of redundant or non-material assets not exceeding a value of \$100,000 in any one transaction or \$500,000 in the aggregate;
 - (ii) terminate the employment of such of their employees or temporarily lay off such of their employees as they deem appropriate on such terms as may be agreed upon between the Petitioners and such employee, or failing such agreement, to deal with the consequences thereof in the Plan;

- (iii) terminate such of their supplier arrangements as they deem appropriate;
- (iv) in accordance with paragraphs 13 and 14 of this Order, vacate, abandon or quit any leased premises and/or repudiate any real property lease and any ancillary agreements relating to any leased premises, on such terms as may be agreed upon between the Petitioners and such landlord, or failing such agreement, to deal with the consequences thereof in the Plan;
- (v) repudiate such leases of equipment as they deem to be unnecessary for their business, on such terms as may be agreed upon between the Petitioners and the lessor of such equipment, or failing such agreement, to deal with the consequences thereof in the Plan;
- (vi) terminate or repudiate such of their arrangements or agreements of any nature whatsoever as the Petitioners deems appropriate, on such terms as may be agreed upon between the Petitioners and such counter-parties, or failing such agreement, to deal with the consequences thereof in the Plan;
and
- (vii) pursue all sources of refinancing and offers for material parts of their Business or Property, in whole or part, subject to prior approval of this Court being obtained before any material refinancing or any sale, except as permitted by subparagraph (b)(i), above;

all of the foregoing to permit the Petitioners to proceed with an orderly restructuring of the Business (the "Restructuring").

12. THIS COURT ORDERS that the Petitioners shall provide each of the relevant landlords with notice of the Petitioners' intention to remove any fixtures from any leased premises at least seven (7) days prior to the date of the intended removal. The relevant landlord shall be entitled to have a representative present on the leased premises to observe such removal

and, if the landlord disputes the Petitioners' entitlement to remove any such fixture under the provisions of the lease, such fixture shall remain on the premises and shall be dealt with as agreed between any secured creditors who claim a security interest in the fixtures, such landlord and the Petitioners, or by further Order of this Court upon application by the Petitioners on at least two (2) clear days' notice to such landlord and any such secured creditors. If the Petitioners repudiates the lease governing such leased premises in accordance with paragraph 12(b)(iv) of this Order, they shall not be required to pay Rent under such lease pending resolution of any such dispute with respect to the fixtures, and the repudiation of the lease shall be without prejudice to the Petitioners' claim to the fixtures in dispute.

13. THIS COURT ORDERS that if a lease is repudiated by the Petitioners in accordance with paragraph 12(b)(iv) of this Order, then at the effective time of the repudiation, the relevant landlord shall be entitled to take possession of any such leased premises without waiver of or prejudice to any claims or rights such landlord may have against the Petitioners in respect of such lease or leased premises and such landlord shall be entitled to notify the Petitioners of the basis on which it is taking possession and to gain possession of and re-lease such leased premises to any third party or parties on such terms as such landlord considers advisable, provided that nothing herein shall relieve such landlord of its obligation to mitigate any damages claimed in connection therewith.

14. THIS COURT ORDERS that, subject to the other provisions of this Order (including the payment of Rent as herein provided) and any further Order of this Court, the Petitioners shall be permitted to dispose of any or all of the Property located (or formerly located) on such leased premises without any interference of any kind from the landlord (notwithstanding the terms of any leases) and, for greater certainty, the Petitioners shall have the right to realize upon the Property in such manner and at such leased locations, including at such leased premises, as it deems suitable or desirable for the purpose of maximizing the proceeds and recovery therefrom.

15. THIS COURT DECLARES that, pursuant to Section 7(3)(c) of the *Personal Information Protection and Electronics Documents Act*, S.C. 2000, c. 5 and Section 18(1)(o) of the *Personal Information Protection Act*, S.B.C. 2003, c. 63, and any regulations promulgated under authority of either Act, as applicable (the "Relevant Enactment"), the Petitioners is permitted, in the course of these proceedings, to disclose personal information of identifiable individuals in their possession or control to stakeholders, their advisors, prospective investors, financiers, buyers or strategic partners (collectively, "Third Parties"), but only to the extent

desirable or required to negotiate and complete the Restructuring or to prepare and implement the Plan or transactions for that purpose; provided that the Third Parties to whom such personal information is disclosed enter into confidentiality agreements with the Petitioners binding them in the same manner and to the same extent with respect to the collection, use and disclosure of that information as if they were an organization as defined under the Relevant Enactment, and limiting the use of such information to the extent desirable or required to negotiate and complete the Restructuring or to prepare and implement the Plan or transactions for that purpose, and attorning to the jurisdiction of this Court for the purposes of that agreement. Upon the completion of the use of personal information for the limited purposes set out herein, the Third Parties shall return the personal information to the Petitioners or destroy it. If the Third Parties acquire personal information as part of the Restructuring or the preparation and implementation of the Plan or transactions in furtherance thereof, such Third Parties may, subject to this paragraph and any Relevant Enactment, continue to use the personal information in a manner which is in all respects identical to the prior use thereof by the Petitioners.

NO PROCEEDINGS AGAINST THE PETITIONERS OR MONITOR

16. THIS COURT ORDERS that until and including May 15, 2009, or such later date as this Court may order (the "Stay Period"), no action, suit or proceeding in any court or tribunal (each, a "Proceeding") shall be commenced or continued against or in respect of the Petitioners, or affecting the Business or the Property, except with the written consent of the Petitioners or with leave of this Court, and any and all Proceedings currently under way against or in respect of the Petitioners or affecting the Business or the Property are hereby stayed and suspended during the Stay Period pending further Order of this Court.

17. THIS COURT ORDERS that during the Stay Period, no Proceeding shall be commenced against or in respect of the Monitor, in its capacity as Monitor, except with the written consent of the Monitor or with leave of this Court.

18. THIS COURT ORDERS that, without limiting the provisions contained in paragraph 16 hereof, no Securities Commission shall suspend trading in the shares or secured notes of the Petitioners and the TSX Venture Exchange (the "TSXV") shall not issue an order to suspend trading or to delist the shares or secured notes of the Petitioners from trading, shall not refuse to accept for filing any notice given to the TSXV by the Petitioners of the requirements of the TSXV, shall not require shareholder approval of any notice or transaction occurring either with respect to any plan proposed by the Petitioners or where such plan is approved by this Court

and shall not refuse to accept the issuance of any securities without restriction on sale or transfer in the Petitioners, the issuance of which occurs as a result of the approval by this Court of the Plan, as a result of the insolvency of the Petitioners these proceedings or any other matter arising after the date of the Initial Order, including any failure to comply with the requirements of National Instrument 51-102 (“NC 51-102”) regarding the filing of annual financial statements, managements’ discussion and analysis or the filing of any annual information form.

NO EXERCISE OF RIGHTS OR REMEDIES

19. THIS COURT ORDERS that during the Stay Period, all rights and remedies of any individual, firm, corporation, governmental body or agency, or any other persons or entities having notice of this Order (all of the foregoing, collectively being “Persons” and each being a “Person”) against or in respect of the Petitioners or the Monitor, or affecting the Business or the Property, are hereby stayed and suspended except with the written consent of the Petitioners or leave of this Court, provided however that the written consent of the Monitor shall also be required if a right or remedy is being asserted against it, and further provided that nothing in this paragraph shall (i) empower the Petitioners to carry on any business which the Petitioners is not lawfully entitled to carry on, (ii) affect the rights and remedies of a regulatory body with respect to any investigation in respect of the Petitioners, Property or the Business or Proceeding taken or to be taken by a regulatory body against the Petitioners or with respect to the Property or Business, except when it is seeking, directly or indirectly, to enforce any of its rights as a secured creditor or an unsecured creditor, (iii) prevent the filing of any registration to preserve or perfect a mortgage, charge or security interest (subject to the provisions of Section 18.5 of the CCAA relating to the priority of statutory Crown securities) or (iv) prevent the registration or filing of a lien or claim for lien or the commencement of a Proceeding to protect lien or other rights that might otherwise be barred or extinguished by the effluxion of time, provided that no further step shall be taken in respect of such lien, claim for lien or Proceeding except for service of the initiating documentation on the Petitioners.

20. THIS COURT ORDERS that the rights and remedies hereby stayed shall include all rights or remedies relating to mortgages, charges, trusts, security interests, securities, instruments, debentures, notes or bonds issued by or on behalf of the Petitioners.

NO INTERFERENCE WITH RIGHTS

21. THIS COURT ORDERS that during the Stay Period, no Person shall discontinue, fail to honour, alter, interfere with, repudiate, terminate or cease to perform any right, renewal right, contract, agreement, licence or permit in favour of or held by the Petitioners, except with the written consent of the Petitioners or leave of this Court.

22. Without limiting the generality of the foregoing, Her Majesty the Queen in Right of Alberta as represented by the Alberta Gaming and Liquor Commission ("AGLC") shall not cancel, suspend, impose new conditions or vary existing conditions of, the registration of, agreements or licence in relation to, Evergreen Gaming Corporation, Frank Sisson's Silver Dollar Ltd. and Frank Sisson Silver Dollar Casino under the *Gaming and Liquor Act*, R.S.A. 2000, C. G-1, or the *Alberta Gaming and Liquor Regulation*, Reg 143/96 nor shall the AGLC make any orders to freeze any of the Property of the Petitioners, unless otherwise agreed in writing by the Petitioners and the Monitor or unless leave of this Honourable Court is first obtained.

CONTINUATION OF SERVICES

23. THIS COURT ORDERS that during the Stay Period, all Persons having agreements with the Petitioners or mandates under an enactment for the supply of goods and/or services, including without limitation all computer software, communication and other data services, centralized banking services, payroll services, insurance, transportation, services, utility or other services to the Business or the Petitioners, are hereby restrained until further Order of this Court from discontinuing, altering, interfering with, breaching or terminating any such agreement for the supply of such goods or services as may be required by the Petitioners, and that the Petitioners shall be entitled to the continued use of their current premises, telephone numbers, facsimile numbers, internet addresses and domain names, provided in each case that the normal prices or charges (excluding amounts outstanding as at the Filing Date) for all such goods or services received by the Petitioners after the date of this Order are paid by the Petitioners in accordance with normal payment practices of the Petitioners or such other arrangements as may be agreed upon by the supplier or service provider and the Petitioners, or as may be ordered by this Court.

24. THIS COURT ORDERS that during the Stay Period and subject to the other provisions of this Order, no creditor of or other person who has dealt or may deal with the

Petitioners shall be under any obligation after the date of this Order to enter into new or renewed arrangements with the Petitioners except that:

- (a) any person who has provided policies of insurance or indemnity at the request of the Petitioners shall be required to continue or to renew such policies of insurance or indemnities following the date of this Order provided that the Petitioners makes payment of the premiums (other than premiums outstanding as at the Filing Date) on the usual commercial terms (as if these proceedings had not been commenced) and otherwise complies with the provisions of such policies; and
- (b) any person who has supplied goods and/or services to the Petitioners essential to the operations of the Petitioners shall be required to continue or to renew any contracts or agreements or otherwise continue the arrangement for the provision of such supply or service, provided that the Petitioners pays the prices or charges under the agreements for such goods or services (excluding amounts outstanding as at the Filing Date) incurred after the Filing Date concurrently with such supply, or alternatively when the same become due in accordance with the payment terms negotiated between the Petitioners and such person subsequent to the Filing Date, and provided that such terms shall be the usual or common commercial terms charged by such person to others for the same or similar supplies and services and, in any event, such terms to be no more onerous than those which applied to the Petitioners before these proceedings had been commenced for such supplies and services.

25. THIS COURT ORDERS that, notwithstanding any provision in this Order, no creditor of the Petitioners shall be under any obligation after the making of this Order to advance or re-advance any monies or otherwise extend any credit to the Petitioners.

26. The Petitioners may, by written advice from their counsel of record herein and with the written consent of the Monitor, agree to waive any of the protections provided to them herein.

PROCEEDINGS AGAINST DIRECTORS AND OFFICERS

27. THIS COURT ORDERS that during the Stay Period, and except as permitted by subsection 11.5(2) of the CCAA, no Proceeding may be commenced or continued against any of the current or future directors and officers of the Petitioners with respect to any claim against the directors and officers that arose before the date hereof and that relates to any obligations of the Petitioners whereby the directors and officers are alleged under any law to be liable in their capacity as directors and officers for the payment or performance of such obligations.

DIRECTORS AND OFFICERS INDEMNIFICATION AND CHARGE

28. THIS COURT ORDERS that the Petitioners is permitted to indemnify their present and future directors and officers and each of them from all claims, costs, charges and expenses relating to the failure of the Petitioners, after the date hereof, to make payments of such obligations which they sustain or incur by reason of or in relation to their respective capacities as directors and officers of the Petitioners (and irrespective of whether such obligations of the Petitioners arose before or after the Filing Date), provided that such indemnity shall apply only to the extent that the directors and officers have acted honestly and in good faith with a view to the best interests of the Petitioners, have not committed wilful misconduct or gross negligence, have not breached their related fiduciary duties, and have not authorized actions or conduct inconsistent with the terms of this Order or any other order subsequently pronounced in these proceedings.

29. THIS COURT ORDERS that the directors and officers of the Petitioners shall be entitled to the benefit of and are hereby granted a charge (the "Directors' Charge") on the Property, which charge shall not exceed an aggregate amount of \$150,000, as security for the indemnity provided in paragraph 29 of this Order. The Directors' Charge shall have the priority set out in paragraphs 40 and 42 herein.

30. THIS COURT ORDERS that, notwithstanding any language in any applicable insurance policy to the contrary, (a) no insurer shall be entitled to be subrogated to or claim the benefit of the Directors' Charge, and (b) the Petitioners' directors and officers shall only be entitled to the benefit of the Directors' Charge to the extent that they do not have coverage under any directors' and officers' insurance policy, or to the extent that such coverage is insufficient to pay amounts indemnified in accordance with paragraph 28 of this Order. The Petitioners shall

not allow such directors and officers insurance, if any, to lapse, or reduce coverage under or fail to renew such insurance, save with the consent of the Monitor.

APPOINTMENT OF MONITOR

31. THIS COURT ORDERS that Deloitte & Touche Inc. is hereby appointed pursuant to the CCAA as the monitor (the "Monitor"), an officer of this Court, to monitor the Property and the Petitioners' conduct of the Business with the powers and obligations set out in the CCAA or set forth herein, and that the Petitioners and their shareholders, officers, directors, and Assistants shall cooperate fully with the Monitor in the exercise of its powers and rights and discharge of its obligations.

32. THIS COURT ORDERS that the Monitor, in addition to its rights and obligations specifically set out in the CCAA, is hereby directed and empowered to:

- (a) monitor the Petitioners' receipts and disbursements;
- (b) report to this Court and the creditors at such times and intervals as the Monitor may deem appropriate with respect to matters relating to the Property, the Business, the Restructuring and such other matters as may be relevant to the proceedings herein;
- (c) advise the Petitioners as to the preparation of the Petitioners' cash flow statements and reporting and such financial and other information as required by the Lender;
- (d) advise the Petitioners as to the development of any Plan authorized to be presented to the creditors, and any amendments to the Plan;
- (e) have full and complete access to the Property, books, records and management, employees and advisors of the Petitioners, to the extent required to perform its duties arising under this Order;

- (f) be at liberty to engage independent legal counsel or such other persons as the Monitor deems necessary or advisable respecting the exercise of its powers and performance of its obligations under this Order;
- (g) perform such other duties as are required by this Order or by this Court from time to time;
- (h) ensure that the Petitioners makes payment of all required amounts from its bank accounts or otherwise in the manner directed in this Order; and
- (i) provide assistance to the Petitioners with respect to the Restructuring and the downsizing.

33. THIS COURT ORDERS that the Monitor shall not take possession of the Property and shall take no part whatsoever in the management or supervision of the management of the Business and shall not, by fulfilling its obligations hereunder, or by inadvertence in relation to the due exercise of powers or performance of duties under this Order, be deemed to have taken or maintained possession or control of the Business or Property, or any part thereof, and nothing in this Order shall be construed as resulting in the Monitor being an employer or a successor employer, within the meaning of any statute, regulation or rule of law or equity, for any purpose whatsoever.

34. THIS COURT ORDERS that the Monitor shall provide the Lender and any other creditor of the Petitioners with information provided by the Petitioners in response to reasonable requests for information made in writing by the Lender or such creditor addressed to the Monitor. The Monitor shall not have any responsibility or liability with respect to the information provided by it pursuant to this paragraph. In the case of information that the Monitor has been advised by the Petitioners is confidential, the Monitor shall not provide such information to the Lender or the creditors unless otherwise directed by this Court or on such terms as the Monitor and the Petitioners may agree.

35. THIS COURT ORDERS that, in addition to the rights and protections specifically afforded to the Monitor under the CCAA or which the Monitor possesses as an officer of this Court, the Monitor shall incur no liability or obligation as a result of its appointment or the

carrying out of the provisions of this Order, save and except for any gross negligence or wilful misconduct on its part. Nothing in this Order shall derogate from the rights and protections given to the Monitor by any applicable legislation.

36. THIS COURT ORDERS that the Monitor need not file security with this Court for the due and proper exercise and performance of its powers and duties as Monitor.

37. THIS COURT ORDERS that the Monitor shall be at liberty to post any report relating to the subject matter of this proceeding on the Monitor's web site at http://www.deloitte.com/dtt/section_home/0,1041,sid%253D4191,00.html in lieu of mailing such reports to creditors of the Petitioners or to any other interested parties.

ADMINISTRATION CHARGE

38. THIS COURT ORDERS that the Monitor, counsel to the Monitor, if any, and counsel to the Petitioners shall be paid their reasonable fees and disbursements, in each case at their standard rates and charges, by the Petitioners as part of the cost of these proceedings. The Petitioners are hereby authorized and directed to pay the accounts of the Monitor, counsel to the Monitor and counsel to the Petitioners on a periodic basis and, in addition, the Petitioners are hereby authorized to pay to the Monitor, counsel to the Monitor, and counsel to the Petitioners, retainers in the amounts of \$75,000 respectively to be held by them as security for payment of their respective fees and disbursements outstanding from time to time.

39. THIS COURT ORDERS that the Monitor, counsel to the Monitor, if any, and counsel to the Petitioners shall be entitled to the benefits of, and are hereby granted, a charge (the "Administration Charge") on the Property, which charge shall not exceed an aggregate amount of \$500,000, as security for payment of their respective fees and disbursements incurred at the standard rates and charges of the Monitor and such counsel, both before and after the making of this Order in respect of these proceedings. The Administration Charge shall have the priority set out in paragraphs 40 and 42 hereof.

VALIDITY AND PRIORITY OF CHARGES CREATED BY THIS ORDER

40. THIS COURT ORDERS that the priorities of the Administration Charge and the Directors' Charge, as between them, shall be as follows:

First – Administration Charge (to the maximum amount of \$500,000);

Second – Directors' Charge (to the maximum amount of \$150,000).

41. THIS COURT ORDERS that the filing, recording, registration or perfection of the Administration Charge and the Directors' Charge (collectively, the "Charges") shall not be required, and the Charges shall, notwithstanding any lack of filing, recording, registering or perfection, be valid and enforceable for all purposes, including as against any right, title or interest filed, recorded, registered or perfected before or after the Charges come into existence.

42. THIS COURT ORDERS that each of the Administration Charge and the Directors' Charge (as constituted and defined herein) shall constitute a charge on the Property and such Charges shall rank in priority to all other security interests, trusts, liens, mortgages, charges and encumbrances, statutory or otherwise (collectively, "Encumbrances"), in favour of any Person.

43. THIS COURT ORDERS that except as otherwise expressly provided herein, or as may be approved by this Court, the Petitioners shall not grant any Encumbrances over any Property that rank in priority to, or pari passu with the Charges, unless the Petitioners obtain the prior written consent of the Monitor and the beneficiaries of the Charges (collectively, the "Chargees").

44. THIS COURT ORDERS that the Charges shall not be rendered invalid or unenforceable and the rights and remedies of the Chargees shall not otherwise be limited or impaired in any way by (a) the pendency of these proceedings and the declarations of insolvency made herein; (b) any application(s) for bankruptcy order(s) issued pursuant to *Bankruptcy and Insolvency Act* ("BIA"), or any bankruptcy order made pursuant to such applications; (c) the filing of any assignments for the general benefit of creditors made pursuant to the BIA; or (d) any negative covenants, prohibitions or other similar provisions or lack of consent with respect to borrowings, incurring debt or the creation of Encumbrances, contained in any existing loan document, lease, mortgage, security agreement, debenture, sublease, offer to lease or other

agreement (collectively, an "Agreement") which binds the Petitioners; and notwithstanding any provision to the contrary in any Agreement:

- (a) neither the creation of the Charges nor the execution, delivery, perfection, registration or performance of any documents relating thereto shall create or be deemed to constitute a breach by the Petitioners of any Agreement to which it is a party; and
- (b) none of the Chargees shall have any liability to any Person whatsoever as a result of any breach of any Agreement caused by or resulting from the creation of the Charges.

SERVICE AND NOTICE

45. THIS COURT ORDERS that the Petitioners be at liberty to serve this Order, the Petition, the Notice of Hearing of Petition, the Affidavit #1 of Norman Osatuik and any other pleadings in this proceeding on any creditor or shareholder of the Petitioners, or any other interested party, other than employees and creditors to which the Petitioners owes less than \$250.00:

- (a) by delivering a copy of same to the last address known to the Petitioners, if any, communicated by such creditor, shareholder or party to the Petitioners; and
- (b) by causing an advertisement to be placed in one edition of each of the The Globe and Mail and the Calgary Herald describing these proceedings; and
- (c) by posting a copy of the pleadings on the Monitor's website.

The Monitor is relieved of its obligation under Section 11(5) of the CCAA to provide similar notice, other than to supervise this process.

46. THIS COURT ORDERS that counsel of record who provide an email address in an Appearance filed in these proceedings shall be deemed to have consented to delivery of

documents by any party by email unless objection is made before or at the time of the hearing of the Petition.

47. THIS COURT ORDERS that the Petitioners and the Monitor be at liberty to serve the documents referred to in paragraph 45 of this Order, any other materials and orders in these proceedings, any notices or other correspondence, by forwarding true copies thereof by prepaid ordinary mail, courier, personal delivery or fax transmission to the Petitioners' creditors at their respective addresses as last shown on the records of the Petitioners, and any such service or notice by courier, personal delivery or fax transmission shall be deemed to be received on the next business day following the date of forwarding thereof, or if sent by ordinary mail, on the third business day after mailing.

48. THIS COURT ORDERS that notwithstanding paragraphs 45 and 47 of this Order, service of the Petition, the Notice of Hearing, the Affidavit #1 of Norman Osatuik, this Order and any other pleadings in this proceeding, shall be made on the federal and British Columbia Crowns in accordance with the *Crown Liability and Proceedings Act*, R.S.C. 1985, c. C-50, and regulations thereto, in respect of the federal Crown, and the *Crown Proceeding Act*, R.S.B.C. 1996, c. 89, in respect of the British Columbia Crown.

GENERAL

49. THIS COURT ORDERS that the Petitioners or the Monitor may from time to time apply to this Court for advice and directions in the discharge of their respective powers, duties and obligations hereunder.

50. THIS COURT ORDERS that nothing in this Order shall prevent the Monitor from acting as an interim receiver, a receiver, a receiver and manager, or a trustee in bankruptcy of the Petitioners, the Business or the Property.

51. THIS COURT ORDERS that this Order and any other orders in these proceedings shall have full force and effect in all provinces and territories of Canada and shall be binding on all creditors of the Petitioners, wherever situate. This Court seeks and requests the aid and recognition of other Canadian and foreign Courts and administrative bodies including any Court or administrative tribunal of any Federal or State Court or administrative body in the United States of America, to act in aid of and to be complementary to this Court in carrying out the terms of this Order where required.

52. THIS COURT ORDERS that each of the Petitioners and the Monitor be at liberty and is hereby authorized and empowered to apply to any court, tribunal, regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order. In particular, the Monitor shall be authorized as a foreign representative of the Petitioners to apply to the United States Bankruptcy Court for relief pursuant to Chapter 15 of the *United States Bankruptcy Code*, 11 U.S.C. §§ 101-1330, as amended, if required.

53. THIS COURT FURTHER ORDERS that the Petitioners may (subject to the provisions of the CCAA and the BIA) at any time file a voluntary assignment in bankruptcy or a proposal pursuant to the commercial reorganization provisions of the BIA if and when the Petitioners determine that such a filing is appropriate.

54. THIS COURT FURTHER ORDERS that the Petitioners are hereby at liberty to apply for such further interim or interlocutory relief as to them may be advisable within the time for the filing of an Appearance by the creditors of the Petitioners in this proceeding.

55. THIS COURT FURTHER ORDERS that any interested person or creditor of the Petitioners may file an Appearance in this proceeding and the time limited for filing such an Appearance for such person or creditor of the Petitioners outside of British Columbia shall be 14 days from the date of service upon such person or creditor.

56. THIS COURT FURTHER ORDERS that liberty is reserved to any interested person or party to apply to this Court on two (2) clear days' notice to the Petitioners and such persons who have filed Appearances for such further Order of this Court or for variation of this Order or otherwise as may be advised.

57. THIS COURT FURTHER ORDERS that short leave is hereby granted to allow the hearing of an application on two (2) clear days' notice after delivery of the Notice of Motion, affidavits in support and Notice of Hearing, subject to the Court in its discretion further abridging or extending the time for service. Outlines, Responses and Chambers Records shall not be required to be exchanged by counsel or filed in this proceeding.

58. THIS COURT FURTHER ORDERS that endorsement of this Order by counsel appearing on this application is hereby dispensed with.

59. THIS COURT ORDERS that this Order and all of its provisions are effective as of 12:01 a.m. local Vancouver time, the date of this Order.

BY THE COURT


DISTRICT REGISTRAR



APPROVED AS TO FORM:


Counsel for the Petitioners

Schedule "A"

EGC Holdings Ltd.,
EGC Properties Ltd.,
Frank Sisson's Silver Dollar Ltd.,
Big Nevada, Inc.,
Little Nevada II, Inc.,
Little Nevada III, Inc.,
Silver Dollar Mill Creek, Inc.,
Golden Nugget Tukwila, Inc.,
Shoreline Gaming, Inc.,
Little Nevada, Inc.,
Snohomish Gaming Inc.,
Hollydrift Gaming, Inc.,
Royal Casino Holdings, Inc.,
Gameco, Inc.,
Gaming Management Inc.,
Gaming Consultants, Inc.,
Shoreline Holdings Inc., and
Mill Creek Gaming, Inc.

Appendix D – Order Directing Joint Administration of Chapter 15 Cases – April 16, 2009

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THE HONORABLE SAMUEL J. STEINER
Chapter 15
HEARING DATE: April 16, 2009
HEARING TIME: 1:30 p.m.
RESPONSE DEADLINE: At Hearing

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re
DELOITTE & TOUCHE, INC.
as Foreign Representative of
EVERGREEN GAMING CORP.,
Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13567 (SJS)
ORDER DIRECTING JOINT
ADMINISTRATION OF
CHAPTER 15 CASES

WASHINGTON GAMING, INC.,
Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13568 (SJS)

BIG NEVADA, INC.,
Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13569 (SJS)

LITTLE NEVADA II, INC.
Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13570 (SJS)

LITTLE NEVADA III, INC.
Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13572 (SJS)

SILVER DOLLAR MILL CREEK, INC.,
Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13573 (SJS)

ORDER DIRECTING JOINT
ADMINISTRATION OF CHAPTER 15
CASES - 1

70919-0001/LEGAL15893814.1

Perkins Coie LLP
1201 Third Avenue, Suite 4800
Seattle, WA 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

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GOLDEN NUGGET TUKWILA, INC., Debtor in a Foreign Proceeding,
SHORELINE GAMING, INC., Debtor in a Foreign Proceeding,
LITTLE NEVADA, INC., Debtor in a Foreign Proceeding,
SNOHOMISH GAMING, INC., Debtor in a Foreign Proceeding,
HOLLYDRIFT GAMING, INC., Debtor in a Foreign Proceeding,
ROYAL CASINO HOLDINGS, INC., Debtor in a Foreign Proceeding,
GAMECO, INC., Debtor in a Foreign Proceeding,
GAMING MANAGEMENT, INC., Debtor in a Foreign Proceeding,
GAMING CONSULTANTS, INC., Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13574 (SJS)

Chapter 15
Case No. 09-13576 (SJS)

Chapter 15
Case No. 09-13577 (SJS)

Chapter 15
Case No. 09-13578 (SJS)

Chapter 15
Case No. 09-13579 (SJS)

Chapter 15
Case No. 09-13580 (SJS)

Chapter 15
Case No. 09-13581 (SJS)

Chapter 15
Case No. 09-13583 (SJS)

Chapter 15
Case No. 09-13584 (SJS)

SHORELINE HOLDINGS, INC.,
Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13585 (SJS)

MILL CREEK GAMING, INC.,
Debtor in a Foreign Proceeding,

Chapter 15
Case No. 09-13586 (SJS)

THIS MATTER comes before the Court on the motion of Deloitte & Touche, Inc., as Monitor, by and through its designated representative, Jervis Rodrigues, for entry of an order pursuant to Federal Bankruptcy Rule 1015(b) for joint administration of the above cases. Deloitte & Touche, Inc. is the court-appointed Monitor for each of the above referenced Debtors in the CCAA Proceeding pending in British Columbia, Canada, and Supreme Court. This Court has considered the Motion, the Declarations of Jervis Rodrigues and Cory Coyle in Support of Application for Recognition of Foreign Proceeding and the Declaration of John R. Sandrelli Regarding Canadian Law, and arguments of counsel with respect to the relief requested therein; and the Court has determined that no other or further notice needs to be given under the circumstances.

BASED ON THE FOREGOING, the Court hereby orders as follows:

1. The Motion is granted;
2. Pursuant to Bankruptcy Rule 1015(b), the above entitled Chapter 15 Cases shall be jointly administered by the Court for procedural purposes only;
3. The caption of the jointly administered cases should be read as follows:

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ORDER DIRECTING JOINT
ADMINISTRATION OF CHAPTER 15
CASES - 3

70919-0001/LEGAL15893814.1

Perkins Coie LLP
1201 Third Avenue, Suite 4800
Seattle, WA 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

1
2 In re

Chapter 15

3
4 Evergreen Gaming Corp., et al.

Case No. 09-13567

5
6 Debtors in a Foreign Proceeding.

(Jointly Administered)

7
8 4. A docket entry shall be made in each of the above-referenced Chapter 15

9
10 Cases substantially as follows:

11
12 An order (the "Joint Administration Order") has been entered in this case
13 directing the joint administration of the Chapter 15 Cases related to each
14 of the Debtors listed below. The docket in case no. 09-13567 should be
15 consulted for all matters affecting this case.

16
17 Debtors:

18
19 Evergreen Gaming Corporation
20 Washington Gaming, Inc.
21 Big Nevada, Inc.
22 Little Nevada II, Inc.
23 Little Nevada III, Inc.
24 Silver Dollar Mill Creek, Inc.
25 Golden Nugget Tukwila, Inc.
26 Shoreline Gaming, Inc.
27 Little Nevada, Inc.
28 Snohomish Gaming Inc.
29 Hollydrift Gaming, Inc.
30 Royal Casino Holdings, Inc.
31 Gameco, Inc.
32 Gaming Management Inc.
33 Gaming Consultants, Inc.
34 Shoreline Holdings Inc.
35 Mill Creek Gaming, Inc.
36

37
38 DATED this 16th day of April, 2009.



39
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43 Honorable _____,
44 United States Bankruptcy Court Judge
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47

ORDER DIRECTING JOINT
ADMINISTRATION OF CHAPTER 15
CASES - 4

70919-0001/LEGAL15893814.1

Perkins Coie LLP
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Presented by:

Perkins Coie LLP

By: /s/ Bruce G. MacIntyre

Bruce G. MacIntyre, WSBA No. 18984

Attorney for Foreign Representative Deloitte & Touche, Inc.

Appendix E – Order Shortening Time and Limiting Notice on Motions for Interim Relief and for Joint Administration – April 16, 2009

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HON. SAMUEL J. STEINER
Chapter 15

Hearing Date: April 16, 2009
Hearing Time: 1:30 p.m.
Hearing Location: Seattle
Response Date: At hearing

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re

DELOITTE & TOUCHE, INC.
as Foreign Representative of

EVERGREEN GAMING CORP.,
Debtor in a Foreign Proceeding.

Chapter 15

Case No. 09-13567 (SJS)

ORDER SHORTENING TIME AND
LIMITING NOTICE ON MOTIONS FOR
INTERIM RELIEF AND FOR JOINT
ADMINISTRATION

THIS MATTER comes before the Court on the Motion for Order Shortening Time and Limiting Notice on Motions for Interim Relief and for Joint Administration (the “Motion”) filed on behalf of Deloitte & Touche, Inc., by and through its designated representative, Jervis Rodrigues (the “Monitor”), as foreign representative of the Evergreen Group. The Monitor has been appointed in insolvency proceedings in the Supreme Court of British Columbia pursuant to an Order entered April 15, 2009, a copy of which has been filed with the Court. The Court has considered the Motion and the statements of counsel in support of the Motion, and the pleadings on file with the Court.

ORDER SHORTENING TIME FOR
HEARING AND LIMITING NOTICE ON
EMERGENCY MOTIONS – 1

70919-0001/LEGAL15889766.1

Perkins Coie LLP
1201 Third Avenue, Suite 4800
Seattle, WA 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

1 BASED ON THE FOREGOING, the Court hereby orders as follows:
2

3 A. The Motion is granted.
4

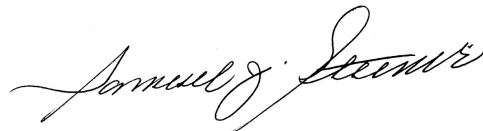
5 B. The time for hearing on the Monitor's Emergency Motion for Interim Relief
6 and Motion for Joint Administration of Cases Under Bankruptcy Rule 1015(b) is shortened
7 to [1:30] p.m. on [Thursday], April [16], 2009, with the response deadline at the time of hearing.
8

9 C. The Monitor shall give notice of the Motion for Interim Relief and the
10 Motion for Joint Administration to (a) the principal parties in the case, including the Debtors
11 and their professionals, Fortress Credit Corp. and its counsel, if known; (b) the United States
12 Attorney's Office; (c) the State of Washington, Bankruptcy and Collections Unit and the
13 Washington State Gambling Commission; and (d) the Office of the U.S. Trustee. No further
14 notice is required or necessary under the circumstances.
15

16 D. The Monitor shall mail a notice of these proceedings in the form attached,
17 along with a copy of the order granting Interim Relief to all parties-in-interest in the Chapter
18 15 Cases filed by the Evergreen Group. To the extent that any party in interest objects to the
19 Court's orders on the Motion for Interim Relief herein, they may raise those objections at
20 the hearing on the Application for Recognition, or sooner by filing a motion on shortened
21 notice.
22

23 DATED this 16th day of April, 2009.
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Honorable Samuel J. Steiner
United States Bankruptcy Judge

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Presented by:

Perkins Coie LLP

By: /s/ Bruce G. MacIntyre

Bruce G. MacIntyre, WSBA No. 18984

Attorney for Foreign Representative Deloitte & Touche, Inc.

Appendix F

(Proposed Order to be heard May 20, 2009)

Order Recognizing Foreign Proceeding Pursuant
to Chapter 15 – April 16, 2009

HON. SAMUEL J. STEINER
Chapter 15
HEARING DATE: April 16, 2009
HEARING TIME: 1:30 pm
RESPONSE DEADLINE: At Hearing

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re
DELOITTE & TOUCHE, INC.
as Foreign Representative of
EVERGREEN GAMING CORP.,
Debtor in a Foreign Proceeding.

Case No. 09-13567 (SJS)
ORDER RECOGNIZING FOREIGN
PROCEEDING PURSUANT TO
CHAPTER 15

THIS MATTER having come before the Court upon the application of Deloitte & Touche as the Monitor appointed in the Evergreen Group CCAA Proceeding¹ now pending in the Supreme Court of British Columbia, by and through their counsel of record, Bruce MacIntyre and Perkins Coie LLP, for entry of an order, pursuant to 11 U.S.C. § § 105(a), 1504, 1507, 1515, 1517, 1519, 1520 and 1521, recognizing the CCAA Proceeding as a foreign main proceeding (the "Application"); the Court having considered the Declarations of Cory Coyle, Jervis Rodrigues and John Sandrelli filed in support of the Application and the Chapter 15 Petition, as well as the pleadings and other materials on file in this case; and

¹ Capitalized terms not defined herein shall have the same meaning as in the Application for Recognition of Foreign Main Proceeding and Memorandum of Law In Support Thereof (the "Application") on file in this case.

ORDER RECOGNIZING FOREIGN PROCEEDING
PURSUANT TO CHAPTER 15 – 1

Perkins Coie LLP
1201 Third Avenue, Suite 4800
Seattle, WA 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

1 the Court finding that the CCAA Proceeding pending in Vancouver, British Columbia,
2
3 Canada under the Canadian Companies' Creditors Arrangement Act which was commenced
4
5 by the Debtors on April 15, 2009 and remains pending before the Supreme Court of British
6
7 Columbia (Canada) as In the Matter of Evergreen Gaming Corporation and Washington
8
9 Gaming, Inc., and Their Subsidiaries, S- _____; the Court makes the following
10
11 findings of fact and conclusions of law:

12
13 A. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §§157
14
15 and 1334;

16
17 B. This is a core proceeding pursuant to 28 U.S.C. §157(b)(2)(P);

18
19 C. Venue is properly located in this District pursuant to 28 U.S.C. §1440;

20
21 D. These Chapter 15 cases were properly commenced pursuant to §§1504 and
22
23 1515 of the United States Bankruptcy Code (the "Code") and the petitions on file in these
24
25 cases meet all requirements of §1515 of the Code;

26
27 E. The CCAA Proceeding now pending before the Supreme Court of British
28
29 Columbia is a "foreign proceeding" within the meaning of §101(23) of the Code;

30
31 F. The Monitor is a duly appointed "foreign representative" within the meaning
32
33 of §101(24) of the Code;

34
35 G. Notwithstanding the fact that some members of the Evergreen Group are
36
37 Washington Corporations, the center of main interest of the Evergreen Group is in British
38
39 Columbia, Canada, and the CCAA Proceeding is properly designated a "foreign main
40
41 proceeding" within the meaning of §§1502(4) and 1517(b)(1) of the Code with respect to
42
43 each of the Debtors;

1 H. The relief requested by the Monitor herein is necessary and appropriate and
2 in the interest of international comity and the purposes of chapter 15 as provided in §1501 of
3 the Code;
4

5
6
7 I. As the duly appointed foreign representative of a foreign main proceeding,
8 the Monitor is entitled to all of the relief provided under §1520 of the Code;
9

10
11 J. The relief sought by the Monitor pursuant to §1521 of the Code is necessary
12 and appropriate to effectuate the purposes of chapter 15 and to protect the assets of the
13 Evergreen Group in the United States and to protect the interests of all creditors of the
14 Debtors; and.
15

16
17
18 K. Notice of these proceeds has been sufficient and proper under the
19 circumstances and no further notice is required or necessary.
20

21
22 NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:
23

24
25 1. The Application is granted;
26

27 2. This Court recognizes the Evergreen Group CCAA Proceeding as a foreign
28 main proceeding pursuant to Chapter 15 as to each of the Debtors in the Evergreen Group;
29

30 2. Pursuant to §1520 of the Code,
31

32 a. §§361 and 362 are applicable to the proceedings and to the Evergreen
33 Group and all property of the Evergreen group within the territorial
34 jurisdiction of the United States to the same extent that the sections would
35 apply to property of an estate; and
36

37 b. The Monitor and the Debtors may operate the Debtors' Business and
38 exercise the rights and powers of a trustee under as provided in the
39 CCAA Order and to the full extent provided by §§363 and 552.
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1 3. Pursuant to §§1521(a)(6) of the Code, the provisions of this Court's Interim
2 Order Granting Emergency Relief in this Case prohibiting the termination of executory
3 contracts with the Debtors shall remain in place and shall be to the same extent as provided
4 in the CCAA Order. Any party wishing to terminate, modify, alter, or interfere with any
5 executory contract with a Debtor in the United States, for any reason, must bring an action
6 or proceeding for such relief in the CCAA Proceeding prior to taking any action with respect
7 to such contract(s);
8

9 4. The Monitor and Debtors are hereby authorized to continue using cash
10 collateral in the exercise of their powers and subject to the terms of the CCAA Order.
11 Pursuant to Bankruptcy Code Section 361, as adequate protection for the use of their
12 collateral by the Debtors and to secure any diminution of value occurring in their collateral
13 as a result of the Debtors' use of such cash collateral, all creditors claiming a perfected
14 security interest in Debtors' cash, including but not limited to Fortress Credit Corporation,
15 as agent for the Lenders, are hereby granted a replacement lien in the Evergreen Group's
16 Assets, of the same kind, type and nature, and in the same order of priority, as existed on the
17 date of the commencement of the CCAA Proceeding;
18

19 5. The Monitor shall have the same powers in the United States with respect to
20 performance of its duties under the CCAA Order as the Monitor has in the CCAA
21 Proceeding, including but not limited to the right to access to the Property, books, records
22 and employees of the Debtors; the authority to compel production of Debtors' books and
23 records and the examination of any person pursuant to Bankruptcy Rule 2004; to monitor
24 the Debtors' receipts and expenses, and to perform such other duties as required by the
25 Court in the CCAA Proceeding; and
26

1 5. The Debtors shall cooperate fully with the Monitor with respect to the rights
2
3 and duties of the Monitor under this Order and as the recognized foreign representative with
4
5 respect to the CCAA Proceeding recognized by this Court as a foreign main proceeding.
6

7 DONE IN OPEN COURT this ____ day of _____, 2009.
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United States Bankruptcy Court Judge

Presented by:

Perkins Coie LLP

By: /s/ Bruce G. MacIntyre

Bruce G. MacIntyre, WSBA No. 18984

Attorney for Foreign Representative Deloitte & Touche, Inc.

Appendix G –
Interim Order Granting Foreign
Representative’s Emergency Request for Relief
Under 11 U.S.C §§ 1519, 105(a) and 362(a) –
April 16, 2009

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THE HONORABLE SAMUEL J. STEINER
Chapter 15
HEARING DATE: April 16, 2009
HEARING TIME: 1:30 p.m.
RESPONSE DEADLINE: At Hearing

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re
DELOITTE & TOUCHE, INC.
as Foreign Representative of
EVERGREEN GAMING CORP., et al.
Debtors in a Foreign Proceeding,

Chapter 15
Case No. 09-13567 (SJS)
INTERIM ORDER GRANTING FOREIGN
REPRESENTATIVE’S EMERGENCY
REQUEST FOR RELIEF UNDER 11 U.S.C.
§§ 1519, 105 AND 362(a)

THIS MATTER having come before the Court upon the Emergency Motion of the Foreign Representative for Interim Relief Under 11 U.S.C. §§1519, 105(a), 361, and 362 (the “Emergency Motion”) of Deloitte & Touche, Inc., the court-appointed Monitor in the CCAA Proceeding¹ that the Debtors commenced in British Columbia, Canada on April 15, 2009 under the Canadian Companies’ Creditors Arrangement Act, R.S. C. 1985, c.C-36, as amended, (the “CCAA”) and the Business Corporations Act, S.B.C. 2002, c.57 in British Columbia, Canada, and the Chapter 15 petition and Application for Recognition of Foreign Main Proceeding, seeks entry of an emergency order granting interim relief under

¹ Capitalized Terms not defined herein shall have the same meaning as in the Emergency Motion.

1 11 U.S.C. §§ 105, 362 and 1519 staying actions of creditors affecting the Debtors' assets
2 located in the United States; the Court having considered the Declarations of Jervis
3
4 Rodrigues, Cory Coyle and John Sandrelli, as well as the pleadings and other materials on
5
6 file in this case; and the Court finding that relief is urgently needed to protect the assets of
7
8 the Debtors and the interests of the Debtors' creditors and to maintain the status quo pending
9
10 the Court's consideration of the pending Application for entry of an order of recognition of
11
12 the CCAA Proceeding as a foreign main proceeding; now, therefore, IT IS HEREBY
13
14 ORDERED AS FOLLOWS:
15

- 16 1. The relief requested under 11 U.S.C. §1519 is granted and the full extent of
17 11 U.S.C. §§ 361 and 362(a) shall apply to stay the actions of all creditors
18 against any of the Debtors and any of their property located within the
19 territorial limitations of the United States, including but not limited to any
20 effort to take control of Debtors' bank accounts;
21
- 22 2. The foregoing stay pursuant to §362 shall also prohibit the termination of
23 contracts between the Debtors and third parties within the United States
24 including, but not limited to, the leases of real or personal property and other
25 executory contracts;
26
- 27 3. The foregoing stay further prohibits creditors in the United States from
28 obtaining or perfecting liens against assets of the Debtors in the United
29 States;
30
- 31 4. The stay granted herein shall continue until such time as this Court enters an
32 order on the Application seeking recognition of the Foreign Main Proceeding,
33 provided however that the provisions of this order as they apply to the rights
34 of the secured lender, Fortress Credit Corp. as agent for certain Lenders
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1 (“Fortress”), are granted on an interim basis so as to allow the parties to reach
2 agreement on the form of an agreed order providing adequate protection to
3 the lenders’ rights in its collateral. The stay as to Fortress shall expire at 5:00
4 p.m. Pacific Daylight Time on April, 21, 2009 unless extended by further
5 order of the Court;
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10 5. The Monitor and Debtors are hereby authorized to use cash collateral in the
11 ordinary course of business in the exercise of their powers, subject to the
12 terms of the CCAA Order. Pursuant to Bankruptcy Code Section 361, as
13 adequate protection for the use of their collateral by the Debtors and to secure
14 any diminution of value occurring in their cash and non-cash collateral as a
15 result of the Debtors’ use of such collateral, all creditors claiming a perfected
16 security interest in Debtors’ cash, including but not limited to Fortress, are
17 hereby granted (i) a replacement lien in the Evergreen Group’s Assets, of the
18 same kind, type and nature, and in the same order of priority, as existed on
19 the date of the commencement of the CCAA Proceeding; and (ii) a first
20 priority administrative expense claim under §§ 503(b)(1)(A) and 507 of the
21 Bankruptcy Code; and (iii) the Debtors shall continue to deposit all cash
22 proceeds derived from the Debtor’s respective business operations into the
23 Debtor’s existing deposit control accounts established to retain the creditors’
24 collateral to the extent that such accounts exist and such deposits shall be
25 subject to the creditors prepetition security interest without the need for any
26 further perfection or documentation;
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44 6. Within three business days of the entry of this order, U. S. Counsel for the
45 Monitor, Perkins Coie LLP, shall provide notice of this Interim Order, by
46
47

1 regular first class mail, to all affected creditors in the United States known to
2 the Monitor or the Debtors.

3
4
5 7. The relief granted in this Order is granted on an interim basis. A final
6 hearing on the Motion seeking a stay of creditors actions shall be held before
7 the undersigned Bankruptcy Judge on May 4, 2009 at 9:30 a.m.
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12
13 DONE IN OPEN COURT this 17th day of April, 2009.
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19
20 Honorable Samuel J. Steiner
21 United States Bankruptcy Court Judge
22

23 Approved as to form.
24

25
26 Perkins Coie LLP
27

28 By: /s/ Bruce G. MacIntyre
29 Bruce G. MacIntyre, WSBA No. 18984
30 Attorneys for Foreign Representative Deloitte & Touche, Inc.
31

32
33 CAIRNCROSS & HEMPELMANN, P.S.
34

35
36 By: s/s John R. Rizzardi
37 John R. Rizzardi, WSBA No. 9388
38 Attorneys for Debtors, Evergreen Gaming Corporation, et al.
39

40
41 K & L GATES LLP
42

43
44 By: /s/ Michael J. Gearin
45 Michael J. Gearin, WSBA No.20982
46 Attorneys for Fortress Credit Corporation
47

INTERIM ORDER GRANTING
EMERGENCY RELIEF – 4

70919-0001/LEGAL15893870.2

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Appendix H –
Stipulated Order Extending Interim Order
Granting Foreign Representative’s Emergency
Request for Relief Under 11 U.S.C §§ 1519,
105, and 362(a) – April 22, 2009

THE HONORABLE SAMUEL J. STEINER

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UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re
DELOITTE & TOUCHE, INC.
as Foreign Representative of
EVERGREEN GAMING CORP., et al.
Debtors in a Foreign Proceeding,

Chapter 15
Case No. 09-13567 (SJS)
STIPULATED ORDER EXTENDING
INTERIM ORDER GRANTING FOREIGN
REPRESENTATIVE’S EMERGENCY
REQUEST FOR RELIEF UNDER 11 U.S.C.
§§ 1519, 105 AND 362(a)

THIS MATTER came before the Court upon the Emergency Motion of the Foreign Representative for Interim Relief Under 11 U.S.C. §§1519, 105(a), 361, and 362 (the “Emergency Motion”) of Deloitte & Touche, Inc., the court-appointed Monitor in the CCAA Proceeding¹ that the Debtors commenced in British Columbia, Canada on April 15, 2009 under the Canadian Companies’ Creditors Arrangement Act, R.S. C. 1985, c.C-36, as amended, (the “CCAA”) and the Business Corporations Act, S.B.C. 2002, c.57, and the Chapter 15 petition and Application for Recognition of Foreign Main Proceeding, seeking

¹ Capitalized Terms not defined herein shall have the same meaning as in the Emergency Motion.

STIPULATED ORDER EXTENDING
EMERGENCY RELIEF – 1

70919-0001/LEGAL15949775.1

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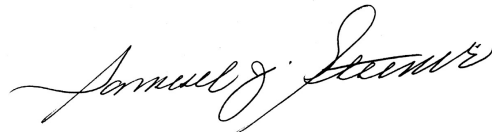
1 entry of an emergency order granting interim relief under 11 U.S.C. §§ 105, 362 and 1519
2 staying actions of creditors affecting the Debtors' assets located in the United States.
3

4
5 A hearing was held on April 16, 2009 and appearances were made and noted on the
6 record, and on April 17, the Court entered an interim order (the "First Interim Order")
7 granting the relief requested but providing that, as to Fortress only, the automatic stay would
8 expire at 5:00 p.m. Pacific Daylight Time on April 21, 2009 unless extended by further
9 order of the Court. Fortress, the Debtors and the Monitor HEREBY STIPULATE AS
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15 FOLLOWS:

- 16 1. Except as expressly modified herein, the relief granted and the adequate
17 protection provisions established under the First Interim Order shall continue
18 in full force and effect as provided therein;
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- 20 2. The relief granted in the First Interim Order with respect to Fortress is hereby
21 extended until April 24, 2009 at 5:00 p.m.
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27 SO ORDERED this 22nd day of April, 2009.
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Honorable Samuel J. Steiner
United States Bankruptcy Court Judge

STIPULATED ORDER EXTENDING
EMERGENCY RELIEF – 2

70919-0001/LEGAL15949775.1

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1 Stipulated and Approved as to form.
2

3
4 Perkins Coie LLP

5
6 By: /s/ Bruce G. MacIntyre
7 Bruce G. MacIntyre, WSBA No. 18984
8 Attorneys for Foreign Representative Deloitte & Touche, Inc.
9

10
11 CAIRNCROSS & HEMPELMANN, P.S.

12
13 By: s/s John R. Rizzardi
14 John R. Rizzardi, WSBA No. 9388
15 Attorneys for Debtors, Evergreen Gaming Corporation, et al.
16
17

18
19 K & L GATES LLP

20
21 By: /s/ Michael J. Gearin
22 Michael J. Gearin, WSBA No.20982
23 Attorneys for Fortress Credit Corporation
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STIPULATED ORDER EXTENDING
EMERGENCY RELIEF – 3

70919-0001/LEGAL15949775.1

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Appendix I –
Stipulated Order Extending Interim Order
Granting Foreign Representative’s Emergency
Request for Relief Under 11 U.S.C §§ 1519,
105, and 362(a) – April 27, 2009

THE HONORABLE SAMUEL J. STEINER

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UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re
DELOITTE & TOUCHE, INC.
as Foreign Representative of
EVERGREEN GAMING CORP., et al.
Debtors in a Foreign Proceeding,

Chapter 15
Case No. 09-13567 (SJS)
STIPULATED ORDER EXTENDING
INTERIM ORDER GRANTING FOREIGN
REPRESENTATIVE’S EMERGENCY
REQUEST FOR RELIEF UNDER 11 U.S.C.
§§ 1519, 105 AND 362(a)

THIS MATTER came before the Court upon the Emergency Motion of the Foreign Representative for Interim Relief Under 11 U.S.C. §§1519, 105(a), 361, and 362 (the “Emergency Motion”) of Deloitte & Touche, Inc., the court-appointed Monitor in the CCAA Proceeding¹ that the Debtors commenced in British Columbia, Canada on April 15, 2009 under the Canadian Companies’ Creditors Arrangement Act, R.S. C. 1985, c.C-36, as amended, (the “CCAA”) and the Business Corporations Act, S.B.C. 2002, c.57, and the Chapter 15 petition and Application for Recognition of Foreign Main Proceeding, seeking

¹ Capitalized Terms not defined herein shall have the same meaning as in the Emergency Motion.

STIPULATED ORDER EXTENDING
EMERGENCY RELIEF – 1

70919-0001/LEGAL15949775.1

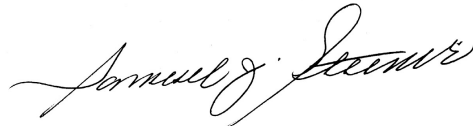
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1 entry of an emergency order granting interim relief under 11 U.S.C. §§ 105, 362 and 1519
2 staying actions of creditors affecting the Debtors' assets located in the United States.
3

4 A hearing was held on April 16, 2009 and appearances were made and noted on the
5 record, and on April 17, the Court entered an interim order (the "First Interim Order")
6 granting the relief requested but providing that, as to Fortress only, the automatic stay would
7 expire at 5:00 p.m. Pacific Daylight Time on April 21, 2009 unless extended by further
8 order of the Court. On April 21, the parties stipulated to the extension of the First Interim
9 Order through April 24, 2009 at 5:00 p.m. Fortress, the Debtors and the Monitor now
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HEREBY STIPULATE FURTHER AS FOLLOWS:

1. Except as expressly modified herein, the relief granted and the adequate protection provisions established under the First Interim Order shall continue in full force and effect as provided therein;
2. The relief granted in the First Interim Order with respect to Fortress is hereby extended until Monday, April 27, 2009 at 5:00 p.m.

SO ORDERED this 27th day of April, 2009.



Honorable Samuel J. Steiner
United States Bankruptcy Court Judge

1 Stipulated and Approved as to form.
2
3

4 Perkins Coie LLP
5

6 By: /s/ Bruce G. MacIntyre
7 Bruce G. MacIntyre, WSBA No. 18984
8 Attorneys for Foreign Representative Deloitte & Touche, Inc.
9

10
11 CAIRNCROSS & HEMPELMANN, P.S.
12

13 By: s/s John R. Rizzardi
14 John R. Rizzardi, WSBA No. 9388
15 Attorneys for Debtors, Evergreen Gaming Corporation, et al.
16
17

18
19 K & L GATES LLP
20

21 By: /s/ Michael J. Gearin
22 Michael J. Gearin, WSBA No.20982
23 Attorneys for Fortress Credit Corporation
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STIPULATED ORDER EXTENDING
EMERGENCY RELIEF – 3

70919-0001/LEGAL15949775.1

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Appendix J –
Stipulated Final Order Granting Foreign
Representative’s Emergency Request for Interim
Relief under 11 U.S.C §§ 1519, 105 and 362(a)
– May 4, 2009

THE HONORABLE SAMUEL J. STEINER

FILED
Western District of Washington
at Seattle

MAY - 4 2009

U.S. Bankruptcy Court

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UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re
DELOITTE & TOUCHE, INC.
as Foreign Representative of
EVERGREEN GAMING CORP., et al.
Debtors in a Foreign Proceeding,

Chapter 15
Case No. 09-13567 (SJS)
STIPULATED FINAL ORDER GRANTING
FOREIGN REPRESENTATIVE'S
EMERGENCY REQUEST FOR INTERIM
RELIEF UNDER 11 U.S.C. §§ 1519, 105
AND 362(a)

THIS MATTER having come before the Court upon the Emergency Motion of the Foreign Representative for Interim Relief Under 11 U.S.C. §§1519, 105(a), 361, and 362 (the "Emergency Motion") of Deloitte & Touche, Inc., the court-appointed Monitor in the CCAA Proceeding¹ commenced by the Debtors in British Columbia, Canada on April 15,

¹ Capitalized Terms not defined herein shall have the same meaning as in the Emergency Motion. The terms "Debtors" or "Chapter 15 Debtors" as used herein are intended to mean only those entities filing chapter 15 petitions herein: Evergreen Gaming Corporation, Washington Gaming Inc., Big Nevada, Inc., Little Nevada II, Inc., Little Nevada III, Inc., Silver Dollar Mill Creek, Inc., Golden Nugget Tukwila, Inc., Shoreline Gaming, Inc., Little Nevada, Inc., Snohomish Gaming, Inc., Hollydrift Gaming, Inc., Royal Casino Holdings, Inc., Gameco, Inc., Gaming Management, Inc., Gaming Consultants, Inc., Shoreline Holdings, Inc., and Mill Creek Gaming, Inc. and does not include the Canadian Subsidiaries.

FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF - 1

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{01014257 DOC.1}
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1 2009 (the "Petition Date") under the Canadian Companies' Creditors Arrangement Act, R.S.
2
3 C. 1985, c.C-36, as amended, (the "CCAA") and the Business Corporations Act, S.B.C.
4
5 2002, c.57, and the Chapter 15 petition and Application for Recognition of Foreign Main
6
7 Proceeding, seeking entry of an emergency order applying the automatic bankruptcy stay to
8
9 all actions of creditors affecting the Debtors' assets located in the United States.

10 The Court having considered the Declarations of Constantine Dakolias, Jervis
11
12 Rodrigues, Cory Coyle and John Sandrelli, the Emergency Motion, the Response of Fortress
13
14 Credit to the Emergency Motion, as well as the pleadings and other materials on file in this
15
16 case; and the Court now being fully advised that the primary secured creditors of the above-
17
18 captioned Debtors, through their agent Fortress Credit Corp., have stipulated and agreed to
19
20 the terms of this Order, and the Court finding that relief is urgently needed to protect the
21
22 assets of the Debtors and the interests of the Debtors' creditors and to maintain the status
23
24 quo pending the Court's consideration of the Monitor's Application for Recognition, the
25
26 Court hereby finds, based upon the record before the Court and the agreement of the
27
28 Monitor, the Debtors and Fortress Credit Corp. that:
29

30
31 1. Fortress Credit Corp. ("Fortress") is the agent for the financial and banking
32
33 institutions that are the lenders ("Lenders") to Evergreen Gaming Corporation
34
35 ("Evergreen") under that certain credit agreement dated as of October 2, 2007, (as amended,
36
37 the "Credit Agreement" and together with the documents executed in connection with the
38
39 Credit Agreement, the "Loan Documents").

40
41 2. Concurrently and in connection with the execution of the Credit Agreement,
42
43 certain United States subsidiaries of Evergreen, Washington Gaming Inc., Big Nevada, Inc.,
44
45 Little Nevada II, Inc., Little Nevada III, Inc., Silver Dollar Mill Creek, Inc., Golden Nugget
46
47 Tukwila, Inc., Shoreline Gaming, Inc., Little Nevada, Inc., Snohomish Gaming, Inc.,

FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF - 2

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1 Hollydrift Gaming, Inc., Royal Casino Holdings, Inc., Gameco, Inc., Gaming Management,
2 Inc., Gaming Consultants, Inc., Shoreline Holdings, Inc., and Mill Creek Gaming, Inc.
3
4 (collectively, the "United States Guarantors" or "United States Evergreen Subsidiaries"),
5
6 together with the Canadian subsidiaries of Evergreen, EGC Properties Ltd. (formerly named
7
8 Forty-Second Avenue Holdings Ltd.), EGC Holdings Ltd. (formerly named FSSD Holdings
9
10 Ltd.) and Frank Sisson's Silver Dollar Ltd. (collectively, the "Canadian Subsidiaries")
11
12 executed and delivered that certain Guaranty, dated as of October 2, 2007, (the "Guaranty")
13
14 in favor of Fortress.
15

16
17 3. To secure the Obligations, on October 2, 2007, each of the United States
18
19 Evergreen Subsidiaries entered into and executed a Pledge and Security Agreement in favor
20
21 of Lenders (the "Security Agreement") pledging and assigning a security interest in
22
23 substantially all of their assets, as more fully described therein. Each United States
24
25 Evergreen Subsidiary is a party to a Deposit Account Control Agreement ("Deposit Account
26
27 Control Agreement" and the accounts referenced therein, the "Deposit Accounts"), by and
28
29 between Lenders, the United States Evergreen Subsidiaries, and Banner Bank. Pursuant to
30
31 the Deposit Account Control Agreement and the Credit Agreement, Fortress claims, absent a
32
33 stay order precluding the exercise of such rights, the current right to exercise sole control
34
35 over the Deposit Accounts upon notice to Banner Bank, at any time on or after the
36
37 occurrence of a default thereunder that is continuing. Pursuant to the Deposit Account
38
39 Control Agreement, Lenders also claim an interest in the cash assets of the United States
40
41 Evergreen Subsidiaries on deposit in the Deposit Accounts as cash collateral within the
42
43 meaning of Section 363 of the Bankruptcy Code. Lenders also claim a security interest in
44
45 any cash that represents proceeds of food and beverage inventory owned by the Debtors
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47 (collectively with funds on deposit in the Deposit Accounts, the "Cash Collateral"). Lenders

FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF - 3

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1 also claim an interest in non-cash assets of the Chapter 15 Debtors, including an interest in
2 the non-residential leasehold interests and the equity securities of each Chapter 15 Debtor
3 (the "Non-Cash Collateral" and together with the Cash Collateral, the "Collateral").
4
5 Hereafter, all Collateral subject to the Lender's claimed interest as of the Petition Date shall
6
7 be referenced as the "Prepetition Collateral" and liens claimed to encumber such Prepetition
8
9 Collateral, the "Prepetition Liens."
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11

12 4. A hearing was held on April 16, 2009 and appearances were made and noted
13 on the record, and on April 17, the Court entered an interim order (the "First Interim Order")
14 granting the relief requested but providing that, as to Fortress only, the automatic stay would
15 expire at 5:00 p.m. Pacific Daylight Time on April 21, 2009 unless extended by further
16 order of the Court. By stipulated Order filed on April 21, 2009 and entered April 22, 2009,
17 the terms of the First Interim Order were extended as to Fortress until 5:00 p.m. April 24,
18 2009. The terms of the First Interim Order were subsequently extended by consent through
19 5:00 p.m. April 29, 2009.
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28 5. Fortress has agreed not to oppose the Monitor's request for imposition of the
29 automatic stay of 11 U.S.C. §362 pending the Court's consideration of the Application for
30 Recognition, and has consented to the Evergreen Subsidiaries' use of Cash Collateral in the
31 ordinary course of business on an interim basis, but only pursuant to the terms and
32 conditions of this Order, and the budget (the "Budget") attached hereto as Exhibit A and
33 incorporated herein by this reference.
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40 6. Fortress has requested, and the Debtors have agreed to provide, adequate
41 protection of the Lenders' interests in the Collateral on the terms set forth herein. This Order
42 is without prejudice to the Lenders' right to later assert that their interest in the Collateral is
43 not adequately protected.
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FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF - 4

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1 Fortress, the Debtors and the Monitor having stipulated to the entry of this Order, IT
2
3 IS HEREBY ORDERED AS FOLLOWS:

- 4 7. Except as expressly modified herein, the relief granted and the adequate
5 protection provisions established under the First Interim Order shall continue
6 in full force and effect as provided therein;
7
8 8. The Chapter 15 Debtors shall continue to use the same Deposit Accounts as
9 were in use prior to the Petition Date and shall open no new bank accounts;
10
11 9. Pending recognition of the CCAA Proceeding as a foreign proceeding, the
12 provisions of 11 U.S.C. § 363 shall apply to the use of cash collateral and a
13 transfer of any interest of the debtor in property that is within the territorial
14 jurisdiction of the United States to the same extent that those sections would
15 apply to property of the bankruptcy estate. The Chapter 15 Debtors shall
16 regularly deposit all proceeds of normal business operations in the Deposit
17 Accounts, subject to use of cash to meet daily operational needs as provided
18 for in the Budget;
19
20 10. The Chapter 15 Debtors shall be permitted to transfer funds from normal
21 business operations in Washington State to Evergreen Gaming Corporation in
22 Canada as need to pay Debtors' ordinary course business expense in Canada,
23 *provided however*, that (i) no funds shall be transferred to Canada without the
24 prior consent and approval of the Monitor; (ii) Debtors shall give Fortress
25 and the Monitor not less than three (3) business days notice of the intent to
26 transfer any funds from Washington operations to Canada, which notice shall
27 state the specific destination, timing and the intended uses for such funds;
28 (iii) all such funds transferred to Evergreen in Canada shall be deposited only
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FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF - 5

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in the Deposit Accounts, or other controlled bank accounts previously approved by Fortress, such approval not to be unreasonably withheld; and (iv) transferred funds shall be used only for expenses as previously approved by the Monitor and reflected in the Budget.

- 11. With respect to any proposed transfer of funds pursuant to the foregoing paragraph, Fortress may object and seek relief in this Court to prevent such transfer on two (2) business days notice and no funds shall be transferred to Canada pending this Court's ruling on any such Fortress objection.
- 12. The Monitor shall provide copies of all reports issued with respect to the CCAA Proceeding to Fortress, and shall make reasonable efforts to provide additional information and reports as Fortress may reasonably request, *provided*, that the Monitor's obligations and responsibilities pursuant to the CCAA Order shall take priority over any such additional requests;
- 13. Subject to the provisions of paragraph 5, above, the Monitor shall prepare an accounting of the balances in the Controlled Accounts as of the Petition Date and provide a copy of such accounting to Fortress prior to the expiration of this Second Interim Order;
- 14. Subject to the provisions of paragraph 5, above, the Monitor shall prepare an accounting of the cash on hand in the Chapter 15 Debtors' business locations and not in Controlled Accounts (the "Undeposited Cash") as of the Petition Date and provide a copy of such accounting to Fortress prior to the expiration of this Second Interim Order;
- 15. Subject to the provisions of paragraph 5, above, the Monitor shall prepare and implement an appropriate reporting system to track the Chapter 15

FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF – 6

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Fax: 206.359.9000

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- Debtors' daily cash balances, both in the Controlled Accounts and the Undeposited Cash, and shall make such daily reports available to Fortress;
16. Subject to the provisions of paragraph 5, above, the Monitor shall prepare an accounting of the Chapter 15 Debtors' food and beverage inventories as of the Petition Date and provide a copy of such accounting to Fortress prior to the expiration of this Second Interim Order;
17. The Chapter 15 Debtors shall make timely payment of all monthly rent due for leases of non-residential property used in the operation of their businesses, *provided however*, that nothing in this order shall obligate Debtors to make lease payments on rental property that they no longer use or intend to use for business purposes. The Debtors shall, within five days of entry of this order, and by the fifth day of each month hereafter, provide to Fortress written verification of the payment of rents for each property used in the operation of their businesses;
18. All creditors holding a perfected security interest in Debtors' cash, including but not limited to Fortress shall retain their security interests and liens on their collateral. As further adequate protection for the use of their collateral by the Debtors and to secure any diminution of value occurring in their cash and non-cash collateral as a result of the Debtors' use of such collateral, all creditors claiming a security interest in Debtors' cash, including but not limited to Fortress, are hereby granted liens (the "Replacement Liens") on (i) all proceeds from the disposition of their Prepetition Collateral, and (ii) all assets of the Debtors of the same kind, type and nature as the Prepetition Collateral in which they held an interest on the Petition Date which is

FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF - 7

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acquired after the Petition Date (the "PostPetition Collateral"). As further adequate protection of the Debtor's use of Fortress' collateral and to protect against any diminution of value occurring in its cash and non-cash collateral, Fortress is granted a security interest in all Undeposited Cash, which lien shall be deemed perfected by this Order without further action by Fortress, *provided, however,* that the any secured creditors' lien on Undeposited Cash shall be subordinate to the Debtors' obligations to individual customers in the ordinary course of business for payment of legitimate gambling winnings or redemption payments for chips. As further adequate protection of Fortress's interests in cash collateral, if and to the extent that the other adequate protection measures of this Order prove insufficient to fully protect Fortress's interests in its collateral, the Fortress is hereby granted first priority administrative expenses rights of recovery from the proceeds of any unencumbered assets² of the Debtors' estates in the amount of any unsatisfied collateral deficiency. The Chapter 15 Debtors, the Monitor and Fortress hereby stipulate to the entry of an order in the Canadian CCAA proceedings affording such administrative priority to Fortress so as to avoid any inconsistency between Orders of the Courts;

19. Upon written request, the Chapter 15 Debtors are directed to deliver to Fortress evidence, satisfactory to the Fortress, that the Prepetition Collateral and Postpetition Collateral is insured for the full replacement value thereof, and that all insurance policies required by the Loan Documents, or obtained in connection therewith are maintained in full force and effect.

² This provision is intended to afford Fortress rights comparable to § 507(b) of the Bankruptcy Code.

FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF – 8

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20. Fortress shall be permitted to discuss the Evergreen Subsidiaries' affairs, finances and business with the Monitor or the Evergreen Subsidiaries' officers, at such reasonable times during normal business hours and as often as may be reasonably requested. The Chapter 15 Debtors are further directed to cooperate with Grant Thornton, LLP ("Grant Thornton"), accountants for the Lenders, in providing it with such financial and other information concerning the business and affairs of the Credit Parties as Grant Thornton shall reasonably request. The Chapter 15 Debtors shall permit Fortress and any authorized representatives designated by Fortress (including, without limitation, its auditors, appraisers, and financial advisors) to visit and inspect any of the properties of the Evergreen Subsidiaries that are Credit Parties in the Loan Documents, including their respective financial and accounting records, and to make copies and take extracts therefrom, *provided however*, that all such information, records, copies and extracts created or obtained by Fortress or its representatives shall be held in strictest confidence and used solely for purposes of monitoring the Debtors' compliance with the Loan Documents and this Order or any extension or replacement hereof. Nothing herein shall require the sharing of any information that may, in any way, compromise the Chapter 15 Debtors' or the Monitor's attorney-client privilege. The parties affected by this paragraph shall cooperate in seeking appropriate protections from this court for information that they desire to be protected under seal of this Court.

21. The Chapter 15 Debtors shall deliver a cash collateral usage report to Fortress on the first Monday of each week for the prior week, which prior week shall

FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF – 9

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end on Wednesday for such reporting purposes. Such report shall categorize expenditures under the major categories of rent, payroll, gambling taxes and other expenses, and shall provide a listing of expenditures under each category. In addition to the weekly cash collateral usage report, by the seventh day of each month, the Chapter 15 Debtors shall deliver a monthly cash collateral usage report containing a variance analysis and reconciliation of actual results to the Budget and the budget projections. To the extent that other reporting is provided by the Debtors to the Monitor, the Monitor shall provide to Fortress copies of weekly cash expenditure reports. The Monitor and the Debtors shall, as soon as possible, provide to Fortress with information regarding any known or anticipated material deviation from the Budget and budget projections and any known or anticipated material adverse change in the Debtors' financial circumstances.

- 22. The stay granted herein and the provisions of this Second Interim Order shall continue until 5:00 p.m. Pacific Daylight Time on May 20, 2009 unless extended by further order of the Court; *provided, however*, that in the event of a breach of this Order by the Debtors, Fortress may move for relief from the automatic stay on five (5) business days notice;
- 23. The objection filed by the landlord for Hollydrift Gaming, Inc. ("Hollydrift"), Old 99 Property Group, LLC ("Old 99") is hereby overruled, contingent upon (i) the Monitor providing counsel for Old 99 with copies of all reports filed by the Monitor in the CCAA Proceeding, and (ii) Hollydrift providing counsel for Old 99 with such information about the assets, liabilities and business operations of Hollydrift as Old 99 may reasonably request. Should

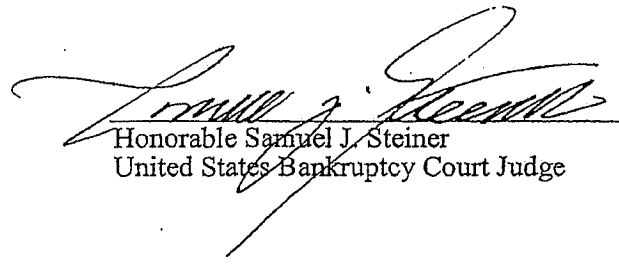
FINAL ORDER GRANTING
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Hollydrift default in the payment of rent or other charges due under any lease of real property from Old 99, Old 99 shall be entitled to move for relief from the stay ordered by this court.

DATED this 4 day of ~~April~~^{March}, 2009. *S.J.S.*


Honorable Samuel J. Steiner
United States Bankruptcy Court Judge

Stipulated and approved for entry.

PERKINS COIE LLP

By: /s/ Bruce G. MacIntyre
Bruce G. MacIntyre, WSBA No. 18984
Attorneys for Foreign Representative Deloitte & Touche, Inc.


CAIRNCROSS & HEMPELMANN, P.S.

By: s/s John R. Rizzardi
John R. Rizzardi, WSBA No. 9388
Attorneys for Debtors, Evergreen Gaming Corporation, et al.

K & L GATES LLP

By: /s/ Michael J. Gearin
Michael J. Gearin, WSBA No. 20982
Attorneys for Fortress Credit Corporation

RONALD G. BROWN

/s/ 
Ronald G. Brown, WSBA # 8816
Attorney for Old 99 Property Group LLC

FINAL ORDER GRANTING
EMERGENCY INTERIM RELIEF - 11

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Appendix K – Advertisements of CCAA proceeding

The Wall Street Journal

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MANUFACTURING

Steel makers gird for lower prices

With demand 'virtually non-existent,' consolidation could drive the industry through 2009

BY ROBERT GUY MATTHEWS

Weak demand is likely to lead to increased losses in the world steel industry this quarter, which could prompt consolidation, the shakeout of marginal players and lower prices, much of the industry now predicts.

"The demand for steel is virtually non-existent," says Dan Dilicco, CEO of steel maker Nucor Corp., which reported a \$189.6-million (U.S.) loss and said it expected to lose more in the second quarter.

Steel makers were hoping the first quarter would be its worst, in terms of losses, for 2009. Early signs that the housing market would pick up, that stimulus spending for projects such as bridges would boost consumption, and that an auto bailout would force up a key steel customer were taken as clues that the steel market was headed for a turn-

around. Moreover, other commodities, including copper, have begun showing signs of life after nearly five months of plummeting demand. Freeport McMoran Copper and Gold Inc., the largest copper producer in the U.S., said it expects copper prices to rise compared to the first three months of this year due in part to lower world inventories.

Prices of nickel, used in appliances and stainless steel, and lead used in electrodes and machinery also appear to be firming. These commodities are showing improvement mostly because supply and demand are beginning to match. To be sure, the price of all these commodities is much lower, often in the range of 50 per cent, when compared to this time last year.

"As we have progressed from September, 2008, to March, 2009, we have seen business



As we have progressed from September, 2008, to March, 2009, we have seen business and market conditions worsen each succeeding month.
Nucor Corp.

and market conditions worsen each succeeding month," Charlotte, N.C.-based Nucor said in a statement. "Entering the second quarter of 2009, both the U.S. economy and steel market conditions have continued to deteriorate."

Global crude-steel production fell in March in every ma-

jet market, including China, which had increased production earlier in the year. The biggest drop was in North America, where production fell 52 per cent, while Europe production fell 44 per cent.

Nucor, every major Chinese steel maker has predicted losses for April, said Zhang Xiaogang, vice-chairman of the China Iron and Steel Association. Those losses are expected to continue, he said Tuesday.

The problem is that steel makers ramped up production in anticipation of higher demand from new construction and investment through the Chinese stimulus package. But those projects take a while to get going, leaving the industry with too much, too soon.

If demand doesn't pick up soon, the industry will have to consolidate. "We see steel players being bought out or closing. Mr. Zhang indicated such consolidation is critical if

the steel industry wants to obtain pricing power with their suppliers, mainly iron-ore producers.

Across Europe, steel makers don't see an upturn any time soon, Europe's steel association, Eurofer, said yesterday. "Orders intakes at EU steel mills are expected to be at unprecedented low levels for the time being," Eurofer said. Steel consumption in the first half of this year is expected to fall 40 per cent to 45 per cent compared with last year.

In the U.S., the deepening woes of the auto makers translate into far fewer orders for steel.

General Motors Corp. is expected to idle more of its plants this summer for two months — one of the longest hiatuses ever. That means big steel suppliers AK Steel Holding Corp., U.S. Steel Corp. and ArcelorMittal likely will see further erosion in steel

sales.

This week, AK Steel said it believed the worst was behind it. James Wainwright, chairman, president and CEO, said its first quarter 500-million loss would be narrowed to \$50-million in the second quarter and that the West Chester, Ohio-based integrated steel maker could swing to a profit by year end.

He further noted that orders had begun edging up slightly in March, even from the most troubled sectors, automotive and construction.

Nucor's Mr. Dilicco said that the steel business is so weak that more price cuts are possible because of building inventory and weak demand.

He also said Nucor's pessimistic outlook, which is more so than other steelmakers, is more realistic. "We haven't hit a bottom yet," he said. "This is a very realistic view of the world ahead of us."

ECONOMY

U.K. debt load fuels alarm for bond investors

BY NEIL SHAR LONDON

A day after laying out its most dismal budget plan in decades, the U.K. government became the focus of fresh investor concerns about its ability to handle a costly financial and economic bailout.

Prices of U.K. government bonds fell for the second day yesterday as investors digested the country's plans to borrow an added £600-billion (\$892-billion) over the next four years and worried that even the government's own gloomy budget forecast — which sees it running large deficits through the year 2037 — may be too optimistic. Complicating the picture: The government itself must face re-election by June of next year, casting doubt on its promises to ultimately get its finances under control.

"They're looking through rose-tinted glasses," said Scott Thiele, a London-based bond portfolio manager for investment firm BlackRock Inc. "You can go to a very dark

place with this budget."

On Wednesday, U.K. Treasury chief Alistair Darling said that the cost of the country's economic stimulus and banking bailout plans, together with falling tax revenues, would force the government to run its largest peacetime budget deficit on record — about 12 per cent of gross domestic product in both of the next two years. Even if, as the government predicts, its economic returns quickly to growth after shrinking by 3.5 per cent in 2009, Mr. Darling said the deficit would remain at more than 5 per cent of GDP in 2013. That would push the government's debts up to more than 75 per cent of GDP, from about 45 per cent now.

Many economists, though, see the government's economic forecasts as too optimistic. For one thing, Mr. Darling estimates the cost of the U.K.'s bank bailout efforts at as much as £50-billion, less than half what the International Monetary Fund expects. Economists are also skeptical that



It's going to be a long, hard slog to get the public finances back on strong footing.
Jamie Dannhauser, economist
Lombard Street Research.

a new 50-per-cent income tax rate for top earners, planned for 2010, will bring in much added revenue.

"That has raised worries that the U.K. will face even larger budget gaps, forcing the central bank to cover the shortfall by printing fresh money to buy government bonds — an approach that in other countries has led to sharp currency devaluations and runaway inflation. On Wednesday, credit rating firm Moody's Investors Service said the U.K. remains a triple-A borrower, but that the Treasury's forecasts for public

borrowing "are a cause for concern." Some economists have gone so far as to suggest that in a worst-case scenario, the U.K. might want to consider turning to the IMF for financial support.

To be sure, the U.K.'s deficit spending echoes policies recommended by the IMF, a stance that IMF managing director Dominique Strauss-Kahn reiterated yesterday, praising G-20 nations' efforts to stimulate their economies. Also, the U.K.'s debts are largely in line with those of other large developed nations. The IMF expects U.S. government debt, for example, to reach 97 per cent of GDP by 2012. Japan's government debt is currently 237 per cent of GDP.

Still, investor jitters were evident in the market yesterday for U.K. government debt. Bond prices fell to levels last seen in early March, before the Bank of England announced plans to stimulate the economy by buying bonds with freshly printed money.

The yield on the benchmark 10-year U.K. government bond, known as gilts, rose to 3.52 per cent from around 3.44 per cent on Wednesday and 3.34 per cent on Tuesday. The British pound, though, rose against the dollar and the euro.

Gilts haven't performed badly compared with the debt of other large European economies. Yesterday, 10-year gilts were offering a yield 0.42 percentage point higher than German bunds, which is at the lower end of the range in which they have been trading since 2004. French government debt was trading 0.45 percentage point higher than gilts, according to Morgan Stanley.

"It's going to be a long, hard slog to get the public finances back on strong footing," but the U.K. should be able to handle more debt, said Jamie Dannhauser, senior economist at Lombard Street Research in London. Alistair MacDonald contributed to this article.

OIL AND GAS

Indebted Conoco reports profit down 80 per cent

BY RUSSELL GOLD

ConocoPhillips Co. reported an 80-per-cent drop in quarterly profit as lower prices for crude oil, natural gas and gasoline weighed on earnings, deepening concerns about whether the company's spending spree of recent years is handicapping it in the recession.

The Houston company borrowed money in the first quarter and ended share repurchases, moves that allowed it to avoid having to cut its capital spending or stock dividend payments.

The strain on ConocoPhillips' finances is adding to worry about its management team, which has seen frequent turnover the last few years. In particular, investors are questioning whether chairman and chief executive officer James J. Mulva saddled the company with too much debt by paying too dearly for assets when oil and gas prices were soaring.

ConocoPhillips took a \$34-billion (U.S.) writedown in the fourth quarter, erasing the value of numerous assets, including a 20-per-cent stake in Russian oil company OAO Lukoil it bought in 2004.

The company said first-quarter profit was \$840-million, or 56 cents a share, compared with \$3.2-billion, or \$22.2 a share, a year earlier.

Revenue fell to \$30.7-billion. ConocoPhillips shares were up \$1.87, or 1 per cent, to \$99.93 in a p.m. composite trading yesterday on the New York Stock Exchange. The earnings topped the mean estimate of analysts surveyed by Thomson Reuters for profit of 42 cents a share on revenue of \$26.34-billion. But investors have taken a generally dim view of the stock as oil prices have fallen.

Since July, when oil hit an all-time high, ConocoPhillips shares have dropped about 57 per cent, compared with 34 per cent for Chevron Corp. and 26 per cent for Exxon Mobil Corp.

Mr. Mulva is expected to leave in two years after having run the company since 1999. The heir apparent is John Carriag, who became president and chief operating officer last year after six years as chief financial officer.

This month, UBS downgraded its rating of the stock to "neutral" from "buy," in part citing the ConocoPhillips stock last year for gas fields in Abu Dhabi and Australia before commodity prices fell.

Which either issue plastic or process the transactions. American Express does both. Therefore, a big chunk of its revenue comes from fees it charges banks and merchants such as grocery stores or gasoline stations, to process card payments. But as economic

cross broadens, consumer spending slows, eating into the fees that American Express earns from transactions.

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LEGALIS

TAKE NOTICE that on April 15, 2009 Evergreen Gaming Corp. and its subsidiaries ("Evergreen") entered into the Company Creditors' Arrangement Act ("CCAA") in the Supreme Court of British Columbia. The Court granted CCAA protection for an initial period of 30 days, starting May 15, 2009. While under CCAA protection, creditors and others are stayed from enforcing any rights against Evergreen to provide notice to enable it to restructure its affairs. Deloitte & Touche Inc. has been appointed Monitor under the Order. Enquiries may be directed to:

Deloitte & Touche Inc.
P.O. Box 49279
Four Bessell Centre
1800 - 1055 Dundas West Street
Vancouver, B.C.
V7X 1P4
Steven Maher (604) 640-3331
smaher@deloitte.ca

A further court hearing will be taking place on May 15, 2009, at 10:00 am. Further information regarding the CCAA proceedings is available at http://www.deloitte.com/DT/Section_home/0,1041,1042523D4191,00.html

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NOTICE TO CREDITORS AND OTHERS

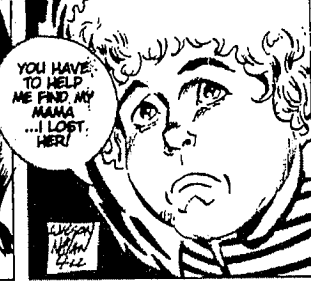
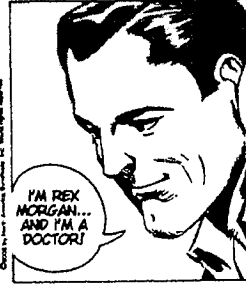
In the Estate of GERHARD PREUSS, AKA GERHARD OTTO PREUSS, late of the Town of Himberg, Germany, who died on or about August 31, 2008.

All persons having claims against the above noted estate are required to send full particulars of such claims to the undersigned executor on or before July 1, 2009, after which date the Estate's assets will be distributed, having regard only to claims that have been received.

Matthias Duensing
c/o Polton & Hodder
606-11 University Avenue
Toronto, Ontario
M5H 3M7



Rex Morgan



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rentals ad: 2br/2ba, 1st fl, 700 sq ft, 30 cent, 287-8387

House For Rent NE: RENOVATED BRIDGELAND 1112, 4 BR, 2 bath, near D.T. Garage, No. 2, N/S, \$1500, util. 589-8766

View This! Greenview spec. 3 BR main, w/d, w/c, w/l.e, lg. lr. rm, N/S/pets \$1000 + share util. 403-275-8202

Don't Miss! Marlborough, 3 BR, 2 bath, det'd gar, nice home, near LRT, Mail, \$1400, Saily 403-629-8896

MONTEPERK 4 lev, 950+450sqft 4 BR, 2 bath, 5 apps, det'd gar, May 1 \$1375. www.calgaryrentals.com

CASTLENOOD 4 BR, 2 up/2 down, 2 full baths (1 w/ jet tub), fully dev. bsmt, W/D incl, landscaped garden, near school, park & transit. \$1100. 403-225-9618

LOCATIONS LOCATIONS! Mountview, 4 BR, 2 bath, 1000 sq ft, 5 min. DT, sat. det. garage. \$1600. Call Ken 403-516-9496

Cowdery Hills 3 BR upstairs, 2 baths, frnt. nice big kitchen, W/D, bsmt park, close to shopping. \$1000 + 1/2 util. \$100-507

Inner City 420 Merced Rd, 3 BR, full bsmt, private yd, gar, city view, no pets. May 1 \$1850. 403-299-3981 or 403-6940

BILVEL IN TEMPLE AVE, 4 BDR, 2.5 bath N/S, no pets. \$1450 + util. & D. 403-285-0408

CASTLENOOD 3 BR, 2 bath, 1000 sq ft, 4 apps, frnt. back park, near sch. \$1200. 403-801-1712

House For Rent NW: 2 bdr House in quiet location backing onto Bow River, F/S, DW, W/D, brand carpets, FULLY furnished. \$1200, util. 403-690-2919

417-54 AVENUE NW 1/2 duplex, remodeled, 3 BR, 2 bath, garage, N/S/pets. 1 yr lease \$1600+util. 403-259-2063

RANGLANDS BUNG 3 BR, 1.5 baths, 8 appl, laminate & tile flng, cls schools, next to playground. May 1 N/S/pets. \$1250. Luy 239-3150

ROYAL OAK - Lrg. 3 BR Home Mstr w/ensuite + 1.5 baths, formal dm, front garage, lrg yard, w/2 car util. May 1 403-453-5122

Silver Springs Home 3 bedroom + 1, 1200sqft, double garage, NS, N/S DD 5 appliances. \$1600.00. 403-861-4858

SMALL 3 BDRM. 2 up, 1 down, D/W, frnt. Avail. immed. \$900 incl. 403-804-1863 after 4 p.m.

Kensington Executive 3 br rm, 2 bath, \$1800, bsmt \$200 or both \$2500. 811-4th Ave. 770-7304

DALHOUSIE BUNG, dev'd down, 3 apps, frnt, heated dbl gar, May 1 \$1600. 403-860-4666

Edgemont East, Quiet Exec 2 stry, 4 BR, 3.5 bath, det'd gar. \$1995. incl. util, immed. 708-4059

HIDDEN VALLEY 3 BR, 2 stry, grand court, 2.5 bath, appl & some furn. \$1300+util. Jun 1. 403-9428

House For Rent SE: DEER RUN 3 Bdrn bungalow, browd, 6 app, lrg yrd on park, det'd gar, frnt. back park, no pets. Avail Jun 1 \$1,300 403-519-6172

Willow Park Exc loc, 3 BR up, finished bsmt, dble gar, \$1500 + util. Avail June 1. 403-282-8120

5 DOVERCLIFFE WAY, 2 BR main floor, 4 appl, 1 bath, No Pets, N/S \$1150. 403-291-0012 Classic

House For Rent SW: *2150 at Sparg Hill 3 br 2.5 bath + incl. off, 16g pet, no pets w/2 car util. Also avail turn exec * June 1 \$2,750 403-630-3991

Great Location! ON THE PARK, RENOVATED! Never lived in, 2 BR, 1 1/2 Gar, Frt. restrictions, 1 Yr Lease per \$683. May 1 \$1500/mo. 403-971-5683

259 Silverdale Plains Cir SW, 3 BR, Close to LRT & Shopping, Arshad 403-466-4944

Elegant Home and T/H in Kingsland, Near Mall/Hosp, 4+3 BR, + office, hardwood flr, jacuzzi, modern kitchen, 1st ceilings, gar, \$1500 or \$1300 +util/det'd gar. Call 403-457-6920/255-7828

WINE + Kilmer, cozy 3 BR bungalow, 1 bh, wdy, large garage, N/S, \$1200 util. May 1 403-229-1089

BRIDLEWOOD 1500+800sf, 2 stry, 3 BR, 2.5 bath, 5 appl, det'd gar May 1 \$1475. www.calgaryrentals.com

COACH HILL 2076-800ft 2 stry, 3 br, 3.5 bath, 5 appl, det'd gar, May 1 \$1675. www.calgaryrentals.com

Shared Accommodation Northwest: POINT MCKAY May 1 \$550/mo incl util, wireless internet, apps, near public transport, close to shops & hospitals. 403-473-7299

YARNSVILLE female pref, c/s 0/0/0, LRT, utility, w/2 car util, frnt. rd, reno \$450+util. 815-7045

Shared Accommodation SouthEast: MCKENZIE TOWN New House Fully Developed, Your Own area of 1100 Sq ft. Private Entrance. \$700. 403-619-4246

AUBURN BAY, May 1 \$675 + DD, incl. util, internet, cable, driveway prkg, nr bus. N/S/pet. 863-3580

COPPERFIELD T/H, \$600/mo, incl. util, cable, internet, own bath, N/S no pets. 403-690-4123

Furnished BR for working W/B female who loves dogs \$300 mo + \$500 security. 403-685-5106

MCKENZIE executive home, frnt, D/W, W/D, lge Bdrm, \$595 + 1/2 utilities, immed. 403-650-5770

MILLICAN ESTATES \$500 incl. util, cable, loc, w/2 car util, male pref, immed. 403-512-1552

Shared Accommodation SouthWest: EVERGREEN NEW BSMT STE Pvt bath & W/D, N/S/Female \$500/mo. 403-815-6373

SHAWNESSY SW nice clean home close to LRT, furnished, \$695/mo. 403-923-6162

Homes Wanted to Buy: BUY BUILDINGS & HOUSES Any shape or condition, Call Don 403-660-4917

We Buy Homes For CASH CASH Advances available Call Kerry 403-862-5316

Manufactured Homes-Sales/Service Wanted: WHY RENT When You Can BUY? Good used mobile homes for sale in Calgary, High Rise, Okotoks. For info 275-3105, 272-7135

Mortgages & Loans: CMC CALGARY MORTGAGE CENTRE

Need Money? Credit not an issue? We lend on equity. Call Dave Burns, Calgary Mortgage Corp 212-2607 direct

Looking for more mortgages & loan ads? Please see Column # 047 under Business to Business

Out of Province Property: BY OWNER A RIVER RUNS THROUGH IT! Vacant 80 acres of semi treed hwy/pasture land, (DMV) \$66,500! S.W. Manitoba, Close to National Park, Prime Hunting, Fishing, Recreation area. Surveys with road and hydro, clear title, retiring. For photos & info. Call 1-204-727-1074

Canada's Hottest Wine Region Makes a winery an affordable dream! 4000 years ago, North America's first vineyard was planted here. Vital land in lush Nova Scotia river valleys. Visit testartesthouserealestate.com to request invite to May 1 event at Catch w/ Canada's top chef.

New Homes For Sale: INNER CITY \$529,900! 1904 sq ft!

Turn Your clutter into CASH with a Garage Sale Ad 4 LINES 2 DAYS

Houses For Sale NE: THE CALGARY HERALD CLASSIFIEDS RESERVES THE RIGHT TO PROPERLY CLASSIFY ALL ADVERTISEMENTS. WE WILL NOT KNOWINGLY MIS-CLASSIFY. WHAT IS UNIQUE ABOUT CLASSIFIEDS IS THE ABILITY TO PLACE ADS OF THE SAME NATURE, AREA OR PRODUCT TOGETHER. PLEASE HELP US HELP YOU.

CASTLENOOD ** \$9,900 DOWN ONLY ** 3 BR, SINGLE FAMILY 2 STRY, 1.5 BATH, 1100 SF CAN BE CREDITIVELY FINANCED \$1250/AD. IDEAL FOR FIRST TIME BUYER. CALL NOORIN NURANI, C/R REALTY 403-630-8786

Houses For Sale NW: BY OWNER ** HIDDEN VALLEY ** FULLY DEV'D, BSMT, WITH WALKOUT 5 BR 4 BATHS, SUNROOM, ON EXTRA LARGE PIE SHAPED LOT, NICE CONDO. ONLY \$20,000 DOWN SELLER WILL FINANCE BALANCE \$2750/0. 403-650-7861 OR RENT FOR \$2000/1300x3

NEW INFILL: HIGHLAND PARK \$519,000 Exceptional quality, 30' lot, south yard, 2900sqft, 3 BR, 10' ceiling, skylight, surround stone & stone. Call Keith Schultz, 270-9622

Houses For Sale SE: ERINWOODS * Low Down - Must Sell This Wk * Starting at \$289,900 * 3 BR, 1.5 bath, frnt. rd, rent to own or trades welcome. Sheldon, 554-6943. www.enpricrealety.com

Hot! Hot! OGDEN \$269,900 4 BR 2 bath, Fryer Weninger, 403-253-5678 Maxwell Southstar

DEER RUN for sale or rent, 3BR, 3 baths, front gar, Mill, ste w/ sep. entry, \$379,900 or \$1595/mo + SD. 403-271-7024/858-5470

Prestige Homes 709: BY OWNER * MT ROYAL - LUXURY * 5500 sq w/o, 4 car gar, 94' x 123', \$4,600,000. May track. 233-7753

Resort Vacation 714: Arizona Properties: Just nine weeks, warm weather, GREAT DEAL! Banks want to sell waterfront Golf Foreclosures, 5000 sq ft, 2000 sq ft, Relist Offer! Package deals w/ great purchase price. Call: Arlene MBE, Realtor, Desert Real Estate, 480-225-0007. Scott, 480-225-0007. Julie@DesertRealty.com

Strand is Waiting for You! Strand fractional ownership program. For more info, call: 703-806-9546. Your home has been owned for 160 years.

Condos/Townhouses For Sale NE: Great Townhome 3 BR, 1.5 bath, reno'd, \$209,900, Jay Mathews, Re/Max House 403-807-3227

Condos/Townhouses For Sale NW: ROCKYRIDGE \$229,900 2 BR 2 bath, all appliances, fantastic facilities, pets friendly. Call Keith Schultz, 270-9622

NEW today: PENTHOUSE 1900 sq ft Brent 403-399-5546 MLS C3368446

Condos/Townhouses For Sale SW: Aurora at Chinook Only 6 units left BLOWOUT PRICES Absolute best quality product at the absolute lowest price. 1 BR, 2 & 3 BR with lots. Nobody beats Condo Condo and when they are gone "They Are Gone" For unit & pricing info call or visit our show suite, 403-686-0146

DISCOVERY RIDGE: Beautiful 2 BR 2 bath, 1250 sq ft executive condo, 10 mins to D.T. \$345,000. Call Doreen Brown, Re/Max MtnVw, 403-247-5171

Discovery Ridge: Save the \$10k com. Owner selling Vintage Pointe Condo, 818 sq ft, 2 BR, 1 BA, Upper floor, Mtn/river view, Non smoker, no pets. Granite kitchen cabs, S/S apps. Furniture neg. 1 listed parking stall. Easy access to D.T., 17th Ave. C-train, Oodoo and Bow Trails. \$297,500. 780-910-0259

MUST SELL! was \$245,000 now \$189,900. Moving out of province, 2 br, 3rd flr unit, w/g parking, Maple Cabinet, Ernie Garay 287-4957, Re/Max Real Estate.

Deloitte & Touche Inc. PO Box 46279, Four Bestel Centre, 2800 - 10656 Denness Street, Vancouver BC V7X 1P4

Stray Mathar (604) 640-3381 smathar@doitba.com

Further information regarding the court proceedings is available at <http://www.deloitte.com/0,1041,slf%25304151,00.html>

Legal/Public Notices: CANADA PROVINCE OF QUEBEC DISTRICT OF MONTREAL No. 900-12-296738-001 SUPERIOR COURT (Family division) TYLER WINDECKER, domiciled and residing at 1946, Debeaurvoise, Montreal, province of Quebec, judicial district of Montreal, Hill 5V5 Plaintiff GEORGINA MARQUEZ, of unknown residence Defendant

BY ORDER OF THE TRIBUNAL: The defendant, Georgina Marquez, is hereby required to process to obtain a judgment by default against you, in accordance with the conclusions he is seeking. DO ACT ACCORDINGLY. Montreal, the 9th of April 2009

COURT CLERK: Doreen Klenk, attorney 294, Queens St - Leduc, 2nd floor Montreal, Quebec H2X 1A4 Phone 514-238-0785 Fax 514-223-4222 ATTORNEY FOR THE PLAINTIFF

NOTICE: TAKE NOTICE that on April 15, 2009 Evergreen Group Corp. and its subsidiaries ("Evergreen") filed for protection under the Access to Creditors Arrangement Act (Canada) ("the CCAA") in the Supreme Court of British Columbia. The Court granted CCAA protection for an initial period of 30 days, expiring May 15, 2009. While under CCAA protection, creditors and others are stayed from enforcing any rights against Evergreen to provide time to enable it to restructure its affairs. Deloitte & Touche Inc. has been appointed Monitor under the order. Enquiries may be directed to:

Deloitte & Touche Inc. PO Box 46279, Four Bestel Centre, 2800 - 10656 Denness Street, Vancouver BC V7X 1P4

Further information regarding the court proceedings is available at <http://www.deloitte.com/0,1041,slf%25304151,00.html>

For more info, call: 703-806-9546. Your home has been owned for 160 years.

Further information regarding the court proceedings is available at <http://www.deloitte.com/0,1041,slf%25304151,00.html>

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Appendix L – Listing of payables at the CCAA filing date of April 15, 2009, known as of May 4, 2009

**Evergreen Gaming Corporation and Washington Gaming, Inc.
and their Subsidiaries
Summary of Accounts Payable
Accounts Payable at CCAA filing date of April 15, 2009
Known as of May 4, 2009**

Washington Gaming, Inc.	<u>\$ 652,807</u>	USD
Silver Dollar - Calgary	\$ 226,789	
Evergreen Gaming Corporation	<u>32,443</u>	
	<u>\$ 259,231</u>	CAD

Deloitte Touche Inc. has not audited, reviewed or otherwise verified this information. This schedule is prepared from information supplied by management.

Washington Gaming Corporation
Accounts Payable at CCAA filing date of April 15, 2009
Known as of May 4, 2009

Vendor Name	Balance Due
AAA FIRE & SAFETY, INC.	\$ 348.69
ACCONTEMPS	2,379.52
ADP, INC.	37.31
AIRGAS NOR PAC	430.68
AJAX ELECTRIC COMPANY, INC.	305.10
ALARM COMMUNICATIONS, INC.	120.00
ALDERWOOD WATER & WASTEWATER	1,961.68
ALLIED WASTE SERVICES #183	3,011.93
ALTA SERVICES	2,518.05
AMERICAN RESIDENTIAL SERVICES	1,009.92
AMERICA'S BEST JANITORIAL	13,400.00
ANDROGRAPHICS	2,631.87
ASSOCIATED BUSINESS SYSTEMS	1,469.82
BAKER COMMODITIES, INC.	812.65
BARGREEN ELLINGSON FOODSERVICE	447.98
BATES JANITORIAL	2,420.00
BAYSIDE APPAREL	4,016.93
BPOE BALLARD ELKS LODGE #827	100.00
C & C ADVERTISING	200.00
C & R ELECTRIC, INC.	10.52
CAIRNCROSS & HEMPELMANN	16,556.57
CAPITAL LIGHTING COMPANY, INC.	270.71
CARBONIC SYSTEMS, INC.	1,502.25
CHARLIES PRODUCE	8,086.17
CINTAS CORPORATION	22,567.95
CINTAS FIRST AID & SAFETY	27.49
CITY OF RENTON	2,797.39
CITY OF RENTON	655.25
CITY OF SEATAC FIRE DEPT.	30.00
CITY OF SEATTLE	7,111.11
CITY OF TACOMA TREAS.	1,032.77
CLAYTON AQUARIUM CORP.	1,790.43
CLEAN SCAPES	2,942.97
CLEAR CHANNEL OUTDOOR	1,000.00
COMCAST	2,402.45
COMMERCIAL SPECIALTY CLEANING	3,235.00
COMPDATA	217.90
COPIER DOCTOR	463.25
CRYSTAL AND SIERRA SPRINGS	204.30
DANKA OFFICE IMAGING	517.91
DE LAGE LANDEN	961.25
DIVERSIFIED SYSTEMS GROUP, INC.	512.30

Deloitte Touche Inc. has not audited, reviewed or otherwise verified this information. This schedule is prepared from information supplied by management.

DMX MUSIC -- SEATTLE	289.77
DUNBAR ARMORED, INC.	2,042.77
ECOLAB	2,346.47
ELECTRONIC COMMUNICATION	3,226.16
ENTERPRISE INFORMATION SOL	1,110.65
FAORO & FAORO	1,000.00
FED EX	246.02
FED EX FREIGHT	76.00
FIRE PROTECTION, INC.	1,903.14
FOOD SERVICES OF AMERICA	168,339.54
FORTH & COMPANY	280.00
GAI'S NORTHWEST BAKERIES	7,439.19
GALAXY GAMING	10,942.50
GAMING DISTRIBUTORS, INC.	1,251.25
GINA M CLARKE	495.10
GRAINGER	1,104.94
HAHN & HESSEN LLP	16,015.57
HARVARD CLEANING SERVICES	6,800.00
HASLER FINANCIAL SERVICES	94.83
INSIGHT	2,400.66
INTEGRA TELECOM	9,193.83
INTERBAY FOOD COMPANY	448.72
IRON MOUNTAIN	80.00
KAYE-SMITH, INC.	1,181.17
KING'S ORIENTAL FOODS	27,464.42
KOIKE SEAFOOD, INC.	3,696.98
LANDMARK GROUP HOLDINGS, INC.	74.56
LE MASTER & DANIELS PLLC	106,300.00
LEASINGCO L.L.C.	3,063.16
LEIBOLD COMMUNICATIONS, INC.	20.00
LINCOLN & ASSOCIATES	885.60
LINDA HENRY	623.26
LINDS WORLD IMPEX, INC.	484.46
LIQUOR CONTROL SPECIALISTS	122.08
MINUTEMAN PRESS	50.88
MUZAK-NORTHWEST	179.62
NATURAL WAVE	5,631.00
NELLA MEAT SLICERS	424.43
NETRIVER INT LLC	16.95
OFFICE DEPOT	6,727.02
PETROCARD SYSTEMS, INC.	1,465.01
PRINCIPLED SOLUTIONS	5,292.74
PUGET SOUND ENERGY	27,673.50
QWEST	628.80
R & T HOOD AND DUCT SERVICES	261.73
R.A. BROWN BACKFLOW TESTING	395.67
R.L. SCHREIBER	145.68

Deloitte Touche Inc. has not audited, reviewed or otherwise verified this information. This schedule is prepared from information supplied by management.

REDI NATIONAL PEST ELIMINATORS	825.42
RICOH AMERICAS CORPORATION	533.25
ROBERT HALF TECHNOLOGY	4,957.50
ROCHESTER MIDLAND CORPORATION	624.50
RONALD WASTEWATER DISTRICT	2,510.92
SEA-TRAX SOUND PRODUCTIONS	900.00
SEATTLE JUNIOR HOCKEY ASSOC.	2,982.94
SHUFFLE MASTER INC	51,596.03
SNOHOMISH COUNTY PLANNING DEPT	319.30
SNOHOMISH COUNTY PUD	2,945.26
SYNERGY LOGISTICS	65.03
TAB WIZARD	556.34
TALX CORPORATION	812.92
TECH ART MANUFACTURING, INC.	517.55
TERRY K HEATON	2,102.52
THE PRINTER, INC	5,040.66
TOMLINSON LINEN SERVICE	728.52
TRUE WORLD FOODS	1,498.04
ULTRA-CHEM, INC.	216.56
UNAX SERVICES	400.00
US FOODSERVICE, INC.	15,140.75
VENT TEC	4,150.81
VERIZON NORTHWEST	76.59
WASHINGTON RESTAURANT ASSOC	2,490.00
WASTE MANAGEMENT - NORTHWEST	1,202.27
WATSON SECURITY	10.64
WAXIE SANITARY SUPPLY	1,050.67
WESTERN GAMBLING JOURNAL	1,816.50
WRITTEN WORD SERVICE	2,692.10
XO COMMUNICATIONS	1,040.30
HIGHLINE WATER DISTRICT	491.51
ZDI GAMING	57.23
	<u>\$652,806.53</u>

Deloitte Touche Inc. has not audited, reviewed or otherwise verified this information. This schedule is prepared from information supplied by management.

Silver Dollar - Calgary
Accounts Payable at CCAA filing date of April 15, 2009
Known as of May 4, 2009

Vendor Name	Balance Due
A.G. ENGMAN ENTERPRISES	\$ 2,222.33
ABSOLUTE PAPER	54.08
ADP CANADA CO.	2,166.88
ASTRAL MEDIA	6,980.40
BBS Systems & Bar Services	214.10
BELL CANADA	182.87
BELL EXPRESSVU	207.76
BELL MOBILITY INC.	100.04
BEVGAS SUPPLY LTD.	234.62
BRINKS CANADA LIMITED	2,504.09
BRUNSWICK INTERNATIONAL CANADA	0.00
CALGARY LIGHTING PRODUCTS	690.95
CALGARY WAREWASHING REPAIR	0.00
CANADA BREAD-WEST	798.79
CANADIAN (21) STOOK LTD.	262.50
CANANWILL CANADA LIMITED	0.00
CFEX	2,100.00
CFGQ-FM	1,312.50
CHECKWELL DECISION CORPORATION	456.75
CHQR-AM RADIO	2,373.00
CINTAS	618.93
COMPUTER RACK	0.00
CONSTELLATION NEW ENERGY CAN.	64,305.60
CORPORATE EXPRESS - CAL	135.45
CORPORATE EXPRESS - EDM	1,931.67
CUSTOM BOWLING SERVICES	625.00
DAIRY DEPENDABLE INC.	3,489.78
DASH INDUSTRIES	180.60
DIRECT ENERGY REGULATED SERV.	6,889.85
DIRECT TEC INC.	520.80
EAGLE SECURITY CONTROLS LTD.	78.75
ECOLAB CO.	742.47
ENMAX	2,565.28
ESEENET.COM LTD.	4,410.00
FAIRMONT REFRIGERATION & HEAT	1,389.15
FIRST IMPRESSIONS SPORTSWEAR	164.39
FRANK SISSON SILVER DOLLAR ENT	8,006.25
GE SECURITY CANADA	2,470.21
GENERAL CASH REGISTERS	0.00
HARLAN FAIRBANKS	2,668.65
INFO LASER	1,092.91
KOMUNIK DATAMARK SYSTEMS	210.00

Deloitte Touche Inc. has not audited, reviewed or otherwise verified this information. This schedule is prepared from information supplied by management.

LAWSON PRODUCTS INC.(ONTARIO)	448.63
LDI SOLUTIONS INC.	258.94
M & C INTERNATIONAL TRADE	510.45
MICROS Systems Inc.	352.80
NELLA CUTLERY (B.C.) INC.	113.20
OFFICE DEPOT	348.56
OLD DUTCH FOODS LTD.	1,492.89
OTIS & HUCKLEBERRY	103.72
PCO SERVICES CORPORATION	344.40
PRE PAK MEATS	4,488.11
PRISM DISTRIBUTIONS INC.	965.27
PROFESSIONAL POWER WASH	639.98
PURULATOR COURIER LTD.	47.39
RICOH CANADA INC.	1,007.39
ROGERS MEDIA INC.	47.46
RUSSELL FOOD EQUIPMENT CALGARY	296.60
SHRED-IT CALGARY	131.83
SOCAN	750.01
SOUTH END MUSIC LTD.	325.50
STAR CHOICE TELEVISION NETWORK	18.86
STRIKER INSTALLATIONS INC.	6,915.72
SYSCO CALGARY	14,643.68
TCS JOHN HUXLEY CANADA LTD.	0.00
TELUS COMMUNICATIONS	1,237.56
THE CALGARY SUN	2,686.39
TONMAR JANITORIAL LTD.	57,999.37
TOPMADE ENTERPRISES LTD.	1,702.84
TOTAL COMMUNICATON SERVICES	349.13
WALSH WILKINS CREIGHTON LLP	108.99
WASTE MANAGEMENT OF CANADA CO.	745.92
WESCLEAN EQUIP. & CLEANING	2,235.37
ZEE MEDICAL INC.	114.40
	<u>\$ 226,788.76</u>

Deloitte Touche Inc. has not audited, reviewed or otherwise verified this information. This schedule is prepared from information supplied by management.

Evergreen Gaming Corporation
Accounts Payable at CCAA filing date of April 15, 2009
Known as of May 4, 2009

<u>Vendor Name</u>	<u>Balance Due</u>
Adnet Communications Inc.	\$ 63.00
Bennett Jones LLP	6,559.88
Computershare	627.61
E-Tech Computers Inc.	49.85
Forth & Company	7,911.28
Hahn & Hessen LLP	16,867.57
Telus	363.39
	<u>\$ 32,442.58</u>

Appendix M – Cash flow from April to December, 2009

DESCRIPTION	Apr-09	May-09	Jun-09	Jul-09	Aug-09	Sep-09	Oct-09	Nov-09	Dec-09	2009 Budget TOTAL
REVENUE										
Gaming Revenue	3,136,415	3,312,608	3,105,828	3,080,379	2,917,177	2,788,152	3,238,698	3,038,586	3,028,649	27,646,491
Poker Revenue	371,812	398,367	400,723	420,832	428,125	421,936	444,506	439,057	463,614	3,768,973
Food & Beverage Revenue	88,567	91,519	88,567	91,519	91,519	88,567	91,519	88,567	91,519	811,861
Pull Tab Revenue	714,786	739,998	717,497	734,737	736,216	713,930	739,272	716,953	742,465	6,555,854
Other Revenue	171,911	159,055	122,018	85,716	111,979	142,617	166,988	180,663	218,306	1,359,254
Total Revenue	4,483,491	4,701,546	4,434,633	4,413,183	4,285,016	4,155,202	4,680,984	4,483,826	4,544,553	40,162,433
Promotional Allowances	276,466	289,106	270,980	267,110	251,999	238,217	275,310	254,323	247,915	2,371,424
Net Revenue	4,207,025	4,412,441	4,163,653	4,146,074	4,033,017	3,916,985	4,405,674	4,209,504	4,296,638	37,791,009
CASH EXPENSES										
Labor Expenses	2,058,276	1,941,729	1,897,768	2,104,503	1,927,004	1,869,367	2,104,216	1,873,265	1,926,514	17,702,641
Operating Expenses	511,094	521,178	512,034	519,164	519,676	510,613	520,736	511,661	521,842	4,647,998
Administrative Expenses	551,457	550,928	554,795	555,785	557,936	559,947	554,614	557,902	559,039	5,002,404
Business and Gambling Taxes And Licenses	1,356,056	34,308	34,308	1,220,315	34,367	34,308	1,382,662	34,367	34,367	4,165,059
Marketing Expense	104,974	106,687	105,749	106,458	106,111	113,574	109,409	108,433	109,370	970,765
Total Cash Expenses	4,581,857	3,154,830	3,104,654	4,506,224	3,145,095	3,087,809	4,671,637	3,085,628	3,151,133	32,488,866
Cash Basis Net Income	(374,832)	1,257,611	1,059,000	(350,151)	887,922	829,176	(265,963)	1,123,876	1,145,505	5,302,143
OTHER CASH OUTFLOWS										
Principal Payments on Notes payable:										
Senior debt										
Cash Paid for Income Taxes	245,802		270,802			270,802			270,802	1,058,208
Necessary Capital Items	43,333	43,333	43,333	43,333	43,333	43,333	43,333	43,333	43,333	390,000
Other cash outflows	289,135	43,333	314,135	43,333	43,333	314,135	43,333	43,333	314,135	1,448,208
Net Cash from Ops and CAPEX	(663,967)	1,214,277	744,864	(403,484)	844,589	515,040	(309,296)	1,080,542	831,370	3,853,935
CCAA RESTRUCTURING COSTS										
Legal Fees	25,000	25,000	25,000	25,000	25,000	25,000	25,000	25,000	25,000	225,000
Monitor Fees	25,000	25,000	25,000	25,000	25,000	25,000	25,000	25,000	25,000	225,000
	50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000	450,000
TOTAL NET CASH: Inflow / (Outflow)										
Monthly	(713,967)	1,164,277	694,864	(453,484)	794,589	465,040	(359,296)	1,030,542	781,370	3,403,935
Cumulative	(713,967)	450,310	1,145,174	691,690	1,486,279	1,951,319	1,592,023	2,622,565	3,403,935	



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