

Clerk's stamp

CLERK OF THE COURT
FILED
OCT 17 2014
JUDICIAL CENTRE
OF CALGARY

COURT FILE NUMBER 1401-05914
COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY
APPLICANT CP ENERGY MARKETING LP
RESPONDENT KYOTO FUELS CORPORATION

DOCUMENT **AFFIDAVIT OF SERVICE**

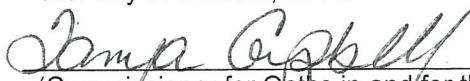
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
DENTONS CANADA LLP
Bankers Court
15th Floor, 850 - 2nd Street S.W.
Calgary, Alberta T2P 0R8
Attention: David W. Mann / Derek Pontin
Ph. (403) 268-7097/6301 Fx. (403) 268-3100
File No.: 131079-90

AFFIDAVIT OF ROSIE COONEY
Sworn on October 17, 2014

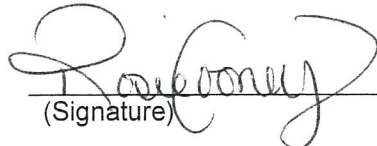
I, **ROSIE COONEY**, of Calgary, Alberta, **SWEAR AND SAY THAT:**

1. I am a Legal Assistant with Dentons Canada LLP, Barristers and Solicitors, counsel to the Applicants, and as such have knowledge of the matters herein deposed to save where stated to be based upon information and belief and where so stated I do verily believe the same to be true.
2. I am advised by Derek Pontin, Associate at Dentons Canada LLP, and do verily believe that on October 16, 2014, the following documents were served by email upon the parties listed on the delivered email attached hereto and marked as Exhibit "A":
 - (a) Unfiled Application; and
 - (b) Unfiled First Report of the Receiver.
(collectively the "Package").
3. Attached hereto and marked as Exhibit "B" is a copy of the delivery receipts confirming that the Package was delivered.
4. I make this Affidavit in connection with service effected in these proceedings.

SWORN BEFORE ME at Calgary, Alberta, this)
17th day of October, 2014.)



(Commissioner for Oaths in and for the)
Province of Alberta))



(Signature)

ROSIE COONEY

PRINT NAME AND EXPIRY

Cooney, Rosie

From: Pontin, Derek
Sent: 16-Oct-14 5:38 PM
To: 'bob.taylor@ca.ey.com' (bob.taylor@ca.ey.com); Neil A. Honess (neil.honess@ca.ey.com); Nick Purich; Mann, David; Brandy Szakacs (Brandy.Szakacs@afsc.ca); dshell@davis.ca; Myles Hamilton; Tom Droog; Matt Lindsay (matt.lindsay@RoseLLP.com); Barr, Kevin (Kevin.Barr@nortonrose.com); crickards@jmmlawrd.ca; KELLY.BOURASSA@blakes.com; nicholsonc@jssbarristers.ca; Cumming, Tom (Tom.Cumming@gowlings.com); ellsteve@canopycanada.net; courtlan@shockware.com; Don Pearson (DPearson@integratedindustrialsolutions.com); john@jktrucking.ca; jim@kyotofuels.com; arsenych@nucleus.com; Kelsey@kyotofuels.com; granvillesmith2@gmail.com; rob@summitmotorsltd.com; 'Diane Jackson' (jacksond@olympiatrtrust.com)
Cc: Cooney, Rosie
Subject: In the Matter of Kyoto Fuels Corporation
Attachments: v2 Application - increase receiver borrowing.pdf; First Report of the Receiver - Executed (2).pdf

Please see the attached Application and First Report of the Receiver, for service upon you, in the matter of Kyoto Fuels Corporation. Proof of filing of the same will be circulated in due course.

Thank you

Derek



Derek Pontin
Associate

D +1 403 268 6301
derek.pontin@dentons.com
Bio | Website

Dentons Canada LLP
15th Floor, Bankers Court, 850 - 2nd Street SW Calgary, AB T2P 0R8 Canada

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THIS IS EXHIBIT " A "

referred to in the Affidavit of

Rosie Cooney

Sworn before me this 17 day of

October, A.D. 2014

Tanya Campbell

A Commissioner for Oaths in and for
Province of Alberta

TANYA CAMPBELL
A Commissioner for Oaths

In and for the Province of Alberta
My Commission Expires June 26, 2017

Pontin, Derek

From: postmaster@fmc-law.com
To: Don Pearson (DPearson@integratedindustrialsolutions.com); john@jktrucking.ca; courtlan@shockware.com; Cumming, Tom (Tom.Cumming@gowlings.com); ellsteve@canopycanada.net; jim@kyotofuels.com; rob@summitmotorsltd.com; 'Diane Jackson' (jacksond@olympiatrtrust.com); granvillesmith2@gmail.com; arsenych@nucleus.com; Kelsey@kyotofuels.com; nicholsonc@jssbarristers.ca; Brandy Szakacs (Brandy.Szakacs@afsc.ca); dshell@davis.ca; Nick Purich; 'bob.taylor@ca.ey.com' (bob.taylor@ca.ey.com); Neil A. Honess (neil.honess@ca.ey.com); Myles Hamilton; crickards@jmmlawrd.ca; KELLY.BOURASSA@blakes.com; Barr, Kevin (Kevin.Barr@nortonrose.com); Tom Droog; Matt Lindsay (matt.lindsay@RoseLLP.com)
Sent: 16-Oct-14 5:38 PM
Subject: Relayed: In the Matter of Kyoto Fuels Corporation

Delivery to these recipients or distribution lists is complete, but delivery notification was not sent by the destination:

Don Pearson (DPearson@integratedindustrialsolutions.com)

john@jktrucking.ca

courtlan@shockware.com

Cumming, Tom (Tom.Cumming@gowlings.com)

ellsteve@canopycanada.net

jim@kyotofuels.com

rob@summitmotorsltd.com

'Diane Jackson' (jacksond@olympiatrtrust.com)

granvillesmith2@gmail.com

arsenych@nucleus.com

Kelsey@kyotofuels.com

nicholsonc@jssbarristers.ca

Brandy Szakacs (Brandy.Szakacs@afsc.ca)

dshell@davis.ca

Nick Purich

'bob.taylor@ca.ey.com' (bob.taylor@ca.ey.com)

Neil A. Honess (neil.honess@ca.ey.com)

THIS IS EXHIBIT " B " referred to in the Affidavit of Rosie Cooney
Sworn before me this 17 day of October, A.D. 2014
Tanya Campbell
A Commissioner for Oaths in and for the Province of Alberta

TANYA CAMPBELL
A Commissioner for Oaths
In and for the Province of Alberta
My Commission Expires June 26, 2017

Myles Hamilton

crickards@jmmlawrd.ca

KELLY.BOURASSA@blakes.com

Barr, Kevin (Kevin.Barr@nortonrose.com)

Tom Droog

Matt Lindsay (matt.lindsay@RoseLLP.com)

Subject: In the Matter of Kyoto Fuels Corporation

Pontin, Derek

From: Microsoft Exchange
To: Mann, David; Cooney, Rosie
Sent: 16-Oct-14 5:38 PM
Subject: Delivered: In the Matter of Kyoto Fuels Corporation

Your message has been delivered to the following recipients:

Mann, David

Cooney, Rosie

Subject: In the Matter of Kyoto Fuels Corporation

Sent by Microsoft Exchange Server 2007