

chapter 15 of the Bankruptcy Code (collectively, the “Chapter 15 Petitions”) and (b) certain related pleadings pursuant to chapter 15 of the Bankruptcy Code, including the *Verified Petition of Alvarez & Marsal Canada Inc., as Foreign Representative of Arctic Glacier Inc. and Certain of Its Affiliates, for (I) Recognition of Foreign Main Proceeding and (II) Certain Related Relief* (the “Verified Petition”); (ii) this Court’s entry of an order (the “Provisional Relief Order”) granting the relief sought in the *Application of Alvarez & Marsal Canada Inc., as Foreign Representative of Arctic Glacier Inc. and Certain of Its Affiliates, for an Order Granting Certain Provisional Relief*; (iii) the deadline to object to this Court’s entry of a final order (the “Recognition Order”) granting the relief sought in the Verified Petition; and (iv) the hearing (the “Recognition Hearing”) for this Court to consider the Chapter 15 Petitions and the Verified Petition. In support of the Motion, the Monitor refers the Court to the statements contained in the *Declaration of Philip J. Reynolds In Support of Verified Petition of Alvarez & Marsal Canada Inc., as Foreign Representative of Arctic Glacier Inc. and Certain of Its Affiliates, For (I) Recognition of Foreign Main Proceeding and (II) Certain Related Relief* (the “Reynolds Declaration”), which was filed contemporaneously herewith and is incorporated herein by reference. In further support of the relief requested herein, the Monitor respectfully represents as follows:

JURISDICTION AND VENUE

This Court has jurisdiction to consider the Motion pursuant to sections 157 and 1334 of title 28 of the United States Code. These cases have been properly commenced pursuant to section 1504 of the Bankruptcy Code by the filing of a petition for recognition of the Canadian Proceeding under section 1515 of the Bankruptcy Code. This is a core proceeding under section 157(b)(2)(P) of title 28 of the United States Code. Venue is proper in this District pursuant to section 1410 of title 28 of the United States Code. The statutory predicates for the

relief requested herein are sections 105(a) and 1514 of the Bankruptcy Code, as supplemented by Bankruptcy Rules 2002, 9006, 9007 and 9008.

BACKGROUND

1. The Debtors are engaged in the manufacture and distribution of premium-quality, packaged ice products to more than 75,000 retail locations in Canada and the United States. The Debtors are the largest producers of packaged ice in Canada and the second largest producer in the United States, with combined production capacity in both countries of 11,266 tons of ice per day and refrigerated storage capacity of 65,467 pallets of finished product, with each pallet holding approximately one ton of packaged product. The Debtors operate thirty-nine production plants and forty-seven distribution facilities across six provinces in Canada and within twenty-three states in the United States.

2. The Debtors' financial performance has been suffering since mid-2008 due to a variety of factors, including (a) substantial extraordinary costs and the negative effects associated with certain antitrust investigations and litigation, (b) increased financing costs, and (c) unusually cool and wet spring weather in 2011 in most of the Debtor's markets in Canada and the United States that reduced demand for Arctic Glacier's products. The combination of those factors caused the Debtors, in June of 2011, to breach certain covenants under both the first lien credit agreement and their second lien credit agreement.

3. The Debtors have concluded, after consultation with their professional advisors, to pursue a going-concern sale of their business under the supervision of the Canadian Court and with the benefit of monitoring in accordance with the CCAA. Accordingly, the Debtors, with the support of its principal secured lenders, filed an Application under the CCAA before the Canadian Court, on February 22, 2012, seeking, among other things, the Canadian Court's approval and supervision of a marketing and sale process. The Canadian Court entered

the Initial Order commencing the Canadian Proceeding and granting certain initial relief on February 22, 2012.

4. The Initial Order, among other things, authorizes the Debtors to enter into a debtor in possession credit facility with its prepetition lenders, grants stay protection to the Debtors and Glacier Valley Ice Company, L.P., a non-debtor affiliate, and approves a marketing process for the going concern sale or refinancing of the Debtors' business.

5. The Initial Order also authorized the Debtors to enter into the DIP Facility pursuant to the terms of a Commitment Letter dated February 21, 2012 (the "Commitment Letter") between Arctic Glacier Inc. and Arctic Glacier International Inc. as Borrowers, and Arctic Glacier Income Fund ("AGIF") and any existing or subsequently organized or acquired subsidiary of AGIF as Guarantors and the Debtors' prepetition lenders (the "DIP Lenders"). A copy of the Commitment Letter is attached as Exhibit Q to the McMahon Affidavit, which is annexed to the Reynolds Declaration as Exhibit B. As set forth in the DIP Facility approved by the Initial Order, the Debtors are authorized to incur a portion, US \$10 million and CAD \$15 million, of the DIP Facility following, among other things, the grant of the provisional relief sought herein. The Debtors will be authorized to incur the remainder, US \$14 million and CAD \$11 million, of the DIP Facility following, among other things, recognition of these cases as a foreign main proceeding. The Initial Order grants the DIP Lenders a charge on all property of the Debtors, which has priority as set forth in the Initial Order.

6. The Initial Order also stayed the continuation or commencement of actions and proceedings against Arctic L.P. and its assets. Arctic L.P. is a California limited partnership and is wholly owned by its general partner, Mountain Water Ice Company, and its limited partner, Arctic Glacier California Inc, each of which are applicants in the Canadian Proceeding

and Debtors in these chapter 15 cases (the “Chapter 15 Cases”). As a partnership, Arctic L.P. is ineligible to be an applicant under the CCAA. Arctic L.P., however, is an operating company that is integral to the Debtors’ California operations. Accordingly, Arctic Glacier requested, and the Canadian Court granted, stay protection for Arctic L.P. in the Initial Order.

7. On the date hereof (the “Petition Date”), the Monitor commenced these Chapter 15 Cases by filing, among other things, the Chapter 15 Petitions seeking recognition by this Court of the Canadian Proceeding as a foreign main proceeding under chapter 15 of the Bankruptcy Code.

8. Additional information about the Debtors’ business and operations, the events leading up to the Petition Date, and the facts and circumstances surrounding the Canadian Proceeding and the Chapter 15 Cases is set forth in the Reynolds Declaration.

RELIEF REQUESTED

9. By the Motion, the Monitor respectfully requests that the Court enter an order, substantially in the form attached hereto as Exhibit A (the “Proposed Notice Order”): (i) approving the notice, substantially in the form attached as Appendix 1 to the Proposed Notice Order (the “Recognition Hearing Notice”), of (a) the filing of the Chapter 15 Petitions and certain related pleadings, including the Verified Petition, (b) this Court’s entry of the Provisional Relief Order, (c) the deadline (the “Recognition Objection Deadline”) to object to this Court’s entry of the Recognition Order, and (d) the Recognition Hearing; (ii) approving the manner of service of the Recognition Hearing Notice on any party that files a notice of appearance in the Chapter 15 Cases; (iii) approving the manner of service on the Master Service List (as defined below) of any pleadings that the Monitor files in the Chapter 15 Cases; and (iv) granting certain related relief.

A. *Recognition Hearing Notice*

10. Pursuant to Bankruptcy Rule 2002(q), the Monitor proposes to serve the Recognition Hearing Notice, the Provisional Relief Order, the Verified Petition, the proposed Recognition Order and the Initial Order by United States or Canadian mail, first class postage prepaid, within three (3) business days of the later of (a) the entry of the Proposed Notice Order, or (b) the entry of the Provisional Relief Order, on: (i) all persons or bodies authorized to administer foreign proceedings of the Debtors; (ii) all entities against whom provisional relief is being sought under section 1519 of the Bankruptcy Code, including, but not limited to, all known creditors of the U.S. Debtors; (iii) all parties to litigation pending in the United States in which the Debtors are a party at the time of the filing of the Chapter 15 Petitions; (iv) the Office of the United States Trustee for the District of Delaware (the "U.S. Trustee"); (v) the Internal Revenue Service; (vi) the Securities and Exchange Commission; and (vii) all other parties which have requested notice in these Chapter 15 Cases (the "Other Interested Parties") as of the date of such service (collectively, the "Notice Parties").

11. The Recognition Hearing Notice will: (i) notify the Notice Parties of the filing of the Chapter 15 Petitions and certain related pleadings pursuant to chapter 15 of the Bankruptcy Code; (ii) include a copy of the Provisional Relief Order, the Verified Petition, the proposed Recognition Order and the Initial Order; (iii) set forth the Recognition Objection Deadline and the date and time of the Recognition Hearing; and (iv) provide a website address, email address and phone number which interested parties may use to obtain pleadings filed in the Chapter 15 Cases.

B. *Notice of Appearance*

12. In the event any party files a notice of appearance in the Chapter 15 Cases subsequent to the Monitor's initial service of the Recognition Hearing Notice as provided for

above, the Monitor will serve the Recognition Hearing Notice on such party within three (3) business days of the filing of such notice of appearance to the extent the Monitor has not already served such documents on such party.

C. *Master Service List*

13. The Monitor proposes to serve all pleadings that it files in the Chapter 15 Cases by United States or Canadian mail, first class postage prepaid, on: (a) the DIP Lenders; (b) counsel to the DIP Lenders, (c) principal parties that have appeared in the Canadian Proceeding as of the date of the service of the relevant pleading; (d) the U.S. Trustee; (e) the Internal Revenue Service; (f) the Securities and Exchange Commission; and (g) all parties that have requested notice of these proceedings pursuant to Bankruptcy Rule 2002 (collectively, the “Master Service List”).

BASIS FOR RELIEF

14. Bankruptcy Rule 2002(q) provides, in pertinent part, that:

The clerk, or some other person as the court may direct, shall forthwith give the debtor, all persons or bodies authorized to administer foreign proceedings of the debtor, all entities against whom provisional relief is being sought under § 1519 of the Code, all parties to litigation pending in the United States in which the debtor is a party at the time of the filing of the petition, and such other entities as the court may direct, at least 21 days’ notice by mail of the hearing on the petition for recognition of a foreign proceeding. The notice shall state whether the petition seeks recognition as a foreign main proceeding or foreign nonmain proceeding.

Fed. R. Bankr. P. 2002(q)(1).

15. Bankruptcy Rule 2002(m), in turn, provides that “the court may from time to time enter orders designating the matters in respect to which, the entity to whom, and the form and manner in which notices shall be sent except as otherwise provided by [the Bankruptcy Rules].” Id. at 2002(m).

16. The Debtors have thousands of creditors, potential creditors and other parties in interest, all of which need to be provided with notice of the Provisional Relief Order, the proposed Recognition Order, the Recognition Objection Deadline and the Recognition Hearing. Under the facts and circumstances of the Debtors' Chapter 15 Cases, the Monitor submits that service of the Recognition Hearing Notice in the manner proposed herein will provide the Notice Parties due and sufficient notice of the relief requested in the Recognition Motion and associated objection deadline and hearing dates.

17. Furthermore, the Recognition Hearing Notice provides multiple efficient ways for any party receiving such notice to obtain copies of pleadings filed in these Chapter 15 Cases, as it provides a website address, email address and phone number that can be used to obtain critical documents including the Verified Petition, the Provisional Relief Order and the proposed Recognition Order. Additionally, service by the Monitor of all pleadings that it files in the Chapter 15 Cases by United States or Canadian mail, first class postage prepaid, on the Master Service List is an efficient and effective way to provide notice to such key parties in the Chapter 15 Cases and the Canadian Proceeding. At the same time, it does not burden the Monitor with the significant costs necessarily associated with copying and mailing all the various documents filed in these cases to the entire matrix of putative creditors and other parties.

18. Accordingly, the Monitor requests that the Court declare that its service to the Notice Parties of the Recognition Hearing Notice, the Provisional Relief Order, the Verified Petition, the proposed Recognition Order and the Initial Order, as proposed herein, is due and sufficient notice and service on all interested parties of the filing of the Chapter 15 Petitions, the Recognition Motion, this Court's entry of the Provisional Relief Order, and the proposed Recognition Order.

19. Bankruptcy Rule 1011(b) provides, among other things, that a party objecting to a petition to commence an ancillary proceeding under chapter 15 of the Bankruptcy Code has twenty-one (21) days from the date of service of the summons to respond thereto. Id. R. 1011(b). With respect to the reference to the service of a “summons” in Bankruptcy Rule 1011(b), because the summons requirement of Bankruptcy Rule 1010 does not apply to petitions for recognition of foreign main proceedings (but only “nonmain” proceedings), the Monitor believes that the reference to a “summons” in Bankruptcy Rule 1011(b) is inapplicable. Accordingly, the Monitor requests the Court to declare that no summons is required under Bankruptcy Rule 1011(b).

20. Finally, section 1514(c) of the Bankruptcy Code states that when “a notification of commencement of a case is to be given to foreign creditors, such notification shall (1) indicate the time period for filing proofs of claim and specify the place for filing such proofs of claim; [and] (2) indicate whether secured creditors need to file proofs of claim.” 11 U.S.C. § 1514(c). It is not clear that section 1514 of the Bankruptcy Code has any application in the context of an ancillary case under chapter 15 of the Bankruptcy Code. Indeed, as explained in Collier, section 1514 of the Bankruptcy Code is the “last in a series of sections dealing with the international aspects of cases under chapters other than chapter 15.” 8 COLLIER ON BANKRUPTCY, ¶ 1514.01 (Alan N. Resnick, et al., 15th ed. rev. 2006). Therefore, out of an abundance of caution, the Monitor respectfully requests that, to the extent applicable, the notice requirements of section 1514(c) of the Bankruptcy Code be waived in the Chapter 15 Cases. Nevertheless, to the extent there is a claims process established in the Canadian Proceeding, the Monitor will comply with any relevant orders issued by the Canadian Court with respect to providing notice of any applicable deadlines or procedures for the filing of claims.

NOTICE

21. The Monitor requests this Court to enter the Proposed Notice Order without notice to creditors. Within three (3) business days of the latter of entry of the Provisional Relief Order or the Proposed Notice Order, the Monitor will serve the Recognition Hearing Notice in the manner approved in the Proposed Notice Order. In light of the nature of the relief requested herein, the Monitor submits that no other or further notice of the Motion is necessary or required.

NO PRIOR REQUEST

22. No prior request for the relief sought in the Motion has been made to this or any other court.

[The remainder of this page is intentionally blank.]

CONCLUSION

WHEREFORE, the Monitor respectfully requests that the Court enter an order, substantially in the form attached hereto as Exhibit A, granting the relief requested herein and such other and further relief as this Court deems just and proper.

Dated: Wilmington, Delaware
February 22, 2012

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Robert S. Brady

Robert S. Brady (No. 2847)
Matthew B. Lunn (No. 4119)
Rodney Square
1000 North King Street
Wilmington, Delaware 19801
Telephone: (302) 571-6600
Facsimile: (302) 571-1253

- and -

WILLKIE FARR & GALLAGHER LLP

Marc Abrams
Mary K. Warren
Alex W. Cannon
787 Seventh Avenue
New York, New York 10019-6099
Telephone: (212) 728-8000
Facsimile: (212) 728-8111

*Co-Counsel to the Monitor and
Foreign Representative*

EXHIBIT A

Proposed Notice Order

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re	:	Chapter 15
	:	
ARCTIC GLACIER INTERNATIONAL INC.,	:	Case No. 12-10605 (KG)
<i>et al.</i> , ¹	:	
	:	(Jointly Administered)
Debtors in a Foreign Proceeding.	:	
	:	Ref. Docket No. ____

**ORDER SCHEDULING HEARING AND SPECIFYING
THE FORM AND MANNER OF SERVICE OF NOTICE**

This matter coming before the Court on the motion (the “Motion”)² of, Alvarez & Marsal Canada Inc., the duly authorized foreign representative (the “Monitor”) of the above-captioned debtors (collectively, the “Debtors”) in a proceeding commenced under Canada’s *Companies’ Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended, and pending before the Court of Queen’s Bench of Winnipeg Centre, for entry of an Order Scheduling Hearing and Specifying the Form and Manner of Service of Notice; the Court having reviewed the Motion and the Reynolds Declaration; the Court having found that (i) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, (ii) venue is proper in this district pursuant to

¹ The last four digits of the United States Tax Identification Number or Canadian Business Number, as applicable, follow in parentheses: (i) Arctic Glacier California Inc. (7645); (ii) Arctic Glacier Grayling Inc. (0976); (iii) Arctic Glacier Inc. (4125); (iv) Arctic Glacier Income Fund (4736); (v) Arctic Glacier International Inc. (9353); (vi) Arctic Glacier Lansing Inc. (1769); (vii) Arctic Glacier Michigan Inc. (0975); (viii) Arctic Glacier Minnesota Inc. (2310); (ix) Arctic Glacier Nebraska Inc. (7790); (x) Arctic Glacier New York Inc. (2468); (xi) Arctic Glacier Newburgh Inc. (7431); (xii) Arctic Glacier Oregon, Inc. (4484); (xiii) Arctic Glacier Party Time Inc. (0977); (xiv) Arctic Glacier Pennsylvania Inc. (9475); (xv) Arctic Glacier Rochester Inc. (6989); (xvi) Arctic Glacier Services Inc. (6657); (xvii) Arctic Glacier Texas Inc. (3251); (xviii) Arctic Glacier Vernon Inc. (3211); (xix) Arctic Glacier Wisconsin Inc. (5835); (xx) Diamond Ice Cube Company Inc. (7146); (xxi) Diamond Newport Corporation (4811); (xxii) Glacier Ice Company, Inc. (4320); (xxiii) Ice Perfection Systems Inc. (7093); (xxiv) ICEsurance Inc. (0849); (xxv) Jack Frost Ice Service, Inc. (7210); (xxvi) Knowlton Enterprises Inc. (8701); (xxvii) Mountain Water Ice Company (2777); (xxviii) R&K Trucking, Inc. (6931); (xxix) Winkler Lucas Ice and Fuel Company (0049); (xxx) Wonderland Ice, Inc. (8662). The Debtors’ executive headquarters is located at 625 Henry Avenue, Winnipeg, Manitoba, R3A 0V1, Canada.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.

28 U.S.C. § 1410, (iii) this is a core proceeding pursuant to 28 U.S.C. § 157(b), and (iv) no notice of the Motion was necessary under the circumstances; and the Court having determined that the legal and factual bases set forth in the Motion and the Reynolds Declaration establish just cause for the relief granted herein;

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. The Motion is granted.
2. The Recognition Hearing Notice, substantially in the form attached hereto as Appendix 1, is hereby approved.
3. Prior to mailing the Recognition Hearing Notice, the Monitor may fill in any missing dates and other information, correct any typographical errors, conform the provisions thereof to the provisions of this Order and make such other and further non-material, non-substantive changes as the Monitor deems necessary or appropriate.
4. The Monitor shall serve, or caused to be served, on the Notice Parties the Recognition Hearing Notice, the Provisional Relief Order, the Verified Petition, the proposed Recognition Order and the Initial Order by United States or Canadian mail, first class postage prepaid, within three (3) business days of the later of (i) the entry of this Order or (ii) the entry of the Provisional Relief Order.
5. The Monitor shall serve, or caused to be served, on the Master Service List, including any party requesting to be added thereto, all pleadings filed by the Monitor in the Chapter 15 Cases by United States or Canadian mail, first class postage prepaid.
6. To the extent not previously served, in the event any party files a notice of appearance in the Chapter 15 Cases subsequent to the Monitor's initial service of the Recognition Hearing Notice as provided for in this Order, the Monitor shall serve, or caused to

be served, on such party the Recognition Hearing Notice, the Provisional Relief Order, the Verified Petition, the proposed Recognition Order and the Initial Order (or, to the extent the proposed Recognition Order has previously been entered by this Court, the Recognition Order) within three (3) business days of the filing of such notice of appearance by United States or Canadian mail, first class postage prepaid.

7. Service of the Recognition Hearing Notice, the Provisional Relief Order, the Verified Petition, the proposed Recognition Order and the Initial Order in accordance with this Order is hereby approved as due and sufficient notice and service of the filing of the Chapter 15 Petitions, the Recognition Motion, the Provisional Relief Order, the proposed Recognition Order, the Recognition Hearing and the Recognition Objection Deadline on all interested parties in the Chapter 15 Cases.

8. Bankruptcy Rule 1010 shall not apply to the Debtors' petitions seeking recognition of a foreign main proceeding and, therefore, the summons requirements in Bankruptcy Rule 1011(b) are inapplicable to the Chapter 15 Petitions and the Recognition Motion and any requirements under the Bankruptcy Code, the Bankruptcy Rules or otherwise for notice thereof.

9. All notice requirements specified in section 1514(c) of the Bankruptcy Code are hereby waived or otherwise deemed inapplicable to the Chapter 15 Cases.

10. This Court shall retain jurisdiction with respect to any and all matters arising from or relating to the interpretation or implementation of this Order.

Dated: Wilmington, Delaware
_____, 2012

UNITED STATES BANKRUPTCY JUDGE

APPENDIX 1

Recognition Hearing Notice

In re	:	Chapter 15
	:	
ARCTIC GLACIER INTERNATIONAL INC.,	:	Case No. 12-10605 (KG)
<i>et al.</i> , ¹	:	
	:	
	:	(Jointly Administered)
Debtors in a Foreign Proceeding.	:	

PLEASE TAKE NOTICE that, on February 22, 2012, Alvarez & Marsal Canada Inc., in its capacity as the court-appointed monitor and duly authorized foreign representative (the "Monitor") for the above-captioned debtors (collectively, the "Debtors"), in the proceeding (the "Canadian Proceeding") commenced under Canada's *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C 36, as amended, and pending before the Court of Queen's Bench Winnipeg Centre (the "Canadian Court"), filed: (i) petitions (the "Chapter 15 Petitions") for relief under chapter 15 of title 11 of the United States Code (the "Bankruptcy Code"); and (ii) the *Verified Petition of Alvarez & Marsal Canada Inc. as Foreign Representative of Arctic Glacier Inc. and Certain of Its Affiliates, for (I) Recognition of Foreign Main Proceeding and (II) Certain Related Relief* (the "Verified Petition" and, together with the Chapter 15 Petitions, the "Petitions") in the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court"). A copy of the Verified Petition is attached hereto as Exhibit 1.

PLEASE TAKE FURTHER NOTICE that, on February [], 2012, the Bankruptcy Court entered that certain order granting provisional injunctive and related relief under sections 105(a) and 1519 of the Bankruptcy Code (Docket No. []) (the “Provisional Relief Order”). The Provisional Relief Order, among other things: (i) enjoins actions in the United States in contravention of orders of the Canadian Court in the Canadian Proceeding from

01: 11811021.2

the entry of such Provisional Relief Order through and including the date of the Recognition Hearing (as defined below), including actions against Glacier Valley Ice Company, L.P., a non-debtor affiliate; (ii) authorizes, on a provisional basis, the Debtors to enter into and perform under a debtor-in-possession credit facility with its prepetition lenders; and (iii) grants, on a provisional basis, certain protections afforded by the Bankruptcy Code, including those protections arising under section 364(e) of the Bankruptcy Code, to and for the benefit of the lenders. A copy of the Provisional Relief Order is attached as Exhibit 2 hereto.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Provisional Relief Order and the *Order Scheduling Hearing and Specifying the Form and Manner of Service of Notice*, entered on February [], 2012 (Docket No. []) (the "Scheduling Order"), the Bankruptcy Court has scheduled a hearing before the Honorable [] in Room [] of the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 3rd Floor, Wilmington, Delaware 19801, on March [], 2012 at [] (prevailing Eastern time) to consider approval of the Petitions and granting of the relief requested therein on a final basis (the "Recognition Hearing"), including recognition of the Canadian Proceeding as a foreign main proceeding under chapter 15 of the Bankruptcy Code and giving full force and effect to an order (the "Initial Order") entered in the Canadian Proceeding. Enclosed with this Notice is a copy of the Initial Order. The Initial Order, among other things, authorizes the Debtors to enter into a debtor in possession credit facility with its prepetition lenders and approves a marketing process for the going concern sale or refinancing of the Debtors' business to be conducted in accordance with a Sale and Investor Solicitation Process. The proposed final order granting recognition of the Canadian Proceeding is attached as Exhibit A to the Verified Petition, which is attached hereto as Exhibit 1 (the "Recognition Order").

PLEASE TAKE FURTHER NOTICE, that any party in interest wishing to submit a response or objection to the Petitions or the relief requested by the Monitor therein, including entry of the Recognition Order, must do so in accordance with the Bankruptcy Code, the Local and Federal Rules of Bankruptcy Procedure, and by the deadline established in the Provisional Relief Order, in writing and setting forth the bases therefore with specificity and the nature and extent of the respondent's interests in the Debtors' estates, and such response or objection must be filed with the Office of the Clerk of the Court, 824 Market Street, 3rd Floor, Wilmington, Delaware 19801, and served upon: (a) Willkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, New York 10019 (Attn: Mary K. Warren and Alex W. Cannon); (b) Young Conaway Stargatt & Taylor LLP, Rodney Square, 1000 North King Street, Wilmington, Delaware 19801 (Attn: Matthew B. Lunn); (c) Osler, Hoskin & Harcourt LLP, 100 King Street West, 1 First Canadian Place, Suite 6100, P.O. Box 50, Toronto, Ontario, M5X 1B8, Canada (Attn: Marc Wasserman and Jeremy Dacks); (d) Jones Day, 2727 North Harwood Street, Dallas, Texas 75201 (Attn: Daniel P. Winikka and Paul M. Green); (e) Richards, Layton & Finger, One Rodney Square, 920 North King Street, Wilmington, DE 19801 (Attn: Daniel J. DeFranceschi); (f) Aikins, MacAulay & Thorvaldson LLP, 360 Main Street, 30th Floor, Winnipeg, Manitoba, R3C 4G1, Canada (Attn: Hugh A. Adams and G. Bruce Taylor); (f) McCarthy Tetrault LLP, Box 48, Suite 5300, Toronto Dominion Bank Tower, Toronto, Ontario, M5K 1E6, Canada (Attn: Kevin P. McElcheran); (g) Milbank, Tweed, Hadley & McCloy LLP, 1 Chase Manhattan Plaza, New York, New York 10005 (Attn: Abhilash M. Raval and Cindy Chen Delano); (h) Drinker Biddle & Reath, LLP, 1100 N. Market Street, Suite 1000, Wilmington, Delaware 19801 (Attn:

Howard A. Cohen); and (i) Torys LLP, Suite 3000, 79 Wellington Street West, Box 270, TC Centre, Toronto, Ontario, M5K 1N2, Canada (Attn: Scott A. Bomhof and Tony DeMarinis) **so as to be actually received by them** no later than the deadline established in the Provisional Relief Order, **4:00 p.m. (Eastern time) on March [] , 2012.**

PLEASE TAKE FURTHER NOTICE, that all parties in interest opposed to the Petitions or the request for relief contained therein must appear at the Recognition Hearing, as the case may be, at the time and place set forth above.

PLEASE TAKE FURTHER NOTICE, that Recognition Hearing may be adjourned from time to time without further notice other than an announcement in open court at such hearing of the adjourned date or dates or any further adjourned hearing.

PLEASE TAKE FURTHER NOTICE, that if no response or objection is timely filed and served as provided above, the Bankruptcy Court may grant the relief requested by the Monitor without further notice or hearing.

[The remainder of this page is intentionally blank.]

PLEASE TAKE FURTHER NOTICE that copies of the Verified Petition and certain other pleadings filed contemporaneously therewith in support of the Verified Petition are available by (i) accessing the Bankruptcy Court's Electronic Case Filing System, which can be accessed from the Bankruptcy Court's website at <https://ecf.deb.uscourts.gov> (a PACER login and a password are required to retrieve a document), (ii) from the Monitor through its website <http://www.alvarezandmarsal.com/arcticglacier> or <http://www.kccllc.net/ArcticGlacier>; or (iii) upon written request to the Monitor's counsel (by email or facsimile) addressed to: Young Conaway Stargatt & Taylor LLP, Rodney Square, 1000 North King Street, Wilmington, Delaware 19801, (Attn.: Ian J. Bambrick E-mail: ibambrick@ycst.com or Facsimile 302-576-3558).

Dated: Wilmington, Delaware
February 22, 2012

YOUNG CONAWAY STARGATT & TAYLOR, LLP
Robert S. Brady (No. 2847)
Matthew B. Lunn (No. 4119)
Rodney Square
1000 North King Street
Wilmington, Delaware 19801
Telephone: (302) 571-6600
Facsimile: (302) 571-1253

- and -

WILLKIE FARR & GALLAGHER LLP
Marc Abrams
Mary K. Warren
Alex W. Cannon
787 Seventh Avenue
New York, New York 10019-6099
Telephone: (212) 728-8000
Facsimile: (212) 728-8111

*Co-Counsel to the Monitor and
Foreign Representative*