

**THE QUEEN'S BENCH**  
**Winnipeg Centre**

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

AND IN THE MATTER OF  
A PROPOSED PLAN OF COMPROMISE OR  
ARRANGEMENT WITH RESPECT TO ARCTIC GLACIER INCOME FUND, ARCTIC  
GLACIER INC., ARCTIC GLACIER INTERNATIONAL INC. and the ADDITIONAL  
APPLICANTS LISTED ON SCHEDULE "A" HERETO

(collectively, the "APPLICANTS")

CERTIFIED COPY

of

ORDER

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THE HONOURABLE MADAM	)	WEDNESDAY, THE 5 <sup>th</sup> DAY
	)	
JUSTICE SPIVAK	)	OF SEPTEMBER, 2012.

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

AND IN THE MATTER OF A PROPOSED PLAN OF COMPROMISE OR  
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CERTIFIED COPY (collectively, the "APPLICANTS")  
of  
**ORDER**

THIS MOTION, made by Alvarez & Marsal Canada Inc., in its capacity as monitor of the Applicants (the "**Monitor**"), for an order (i) extending the Stay Period ("**Stay Period**") defined in paragraph 30 of the Order of the Honourable Madam Justice Spivak made February 22, 2012 (the "**Initial Order**") until November 30, 2012; (ii) releasing and discharging the Financial Advisor Charge, the DIP Lenders' Charge and the KERP Charge set out in the Initial Order; (iii) approving the Applicants making certain payments in respect of the Management Incentive Plan; (iv) authorizing the CPS (as defined in the Initial Order) to execute such documents as are required to change the names of the Applicants and changing the title of proceedings; and (v) approving the Sixth Report of the Monitor (the "**Sixth Report**") and the activities described therein; was heard this day at the Law Courts Building at 408 York Avenue, in The City of Winnipeg, in the Province of Manitoba.

ON READING the Notice of Motion and the Sixth Report, and on hearing the submissions of counsel for the Monitor, counsel for the Applicants and Glacier Valley Ice Company, L.P. (California) (together, "**Arctic Glacier**" or the "**Arctic Glacier Parties**"),

counsel for the Trustees of the Applicant Arctic Glacier Income Fund, counsel for the Direct Purchaser Claimants, counsel for Plaintiffs in the Indirect Purchasers Litigation, counsel for Desert Mountain Ice LLC, counsel for the Executive Vice-President of Operations for Arctic Glacier, the Chief Process Supervisor and representatives of Talamod Fund LP and Coliseum Capital Partners LP, also present in person or by telephone, no one appearing for any other party although duly served as appears from the affidavit of service, filed:

**SERVICE**

1. THIS COURT ORDERS that the time for service of this Motion and the Sixth Report is hereby abridged and validated such that this Motion is properly returnable today and hereby dispenses with further service thereof.

**STAY EXTENSION**

2. THIS COURT ORDERS that the Stay Period is hereby extended until November 30, 2012.

**RELEASE OF CERTAIN CHARGES CREATED IN THE INITIAL ORDER**

3. THIS COURT ORDERS that the Financial Advisor Charge, the DIP Lenders' Charge and the KERP Charge (as such terms are defined in the Initial Order) be and are hereby released and discharged and are of no further force and effect.

**PAYMENT PURSUANT TO MANAGEMENT INCENTIVE PLAN**

4. THIS COURT ORDERS that the payment by the Monitor on behalf of the Applicants of the amounts in respect of the Management Incentive Plan described in paragraphs 6.11 to 6.15 of the Sixth Report is hereby approved.

CERTIFIED A TRUE COPY  
*M. Miller*  
 DEPUTY REGISTRAR