

HON. KAREN A. OVERSTREET
Chapter 15
Ex Parte

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In re:)	NO. 09-12019
KPMG INC, Foreign Representative of)	
REDCORP VENTURES LTD. and)	PROPOSED EX PARTE ORDER
REDFERN RESOURCES LTD.,)	RECOGNIZING INTERIM RECEIVER
)	AS FOREIGN REPRESENTATIVE IN
Petitioners.)	PLACE OF MONITOR AND
)	DIRECTING AMENDMENT OF THE
)	CAPTION OF THIS CHAPTER 15
)	PROCEEDING

THIS MATTER having come before the Court upon the ex parte application (the "Application") filed on behalf of the Interim Receiver and Receiver, McIntosh & Morawetz, Inc. ("M&M or the "Interim Receiver") appointed pursuant to the May 29, 2009 order (the "Interim Receiver Order")¹ of the Supreme Court of British Columbia (the "Canadian Court") in the pending Canadian insolvency case commenced by Redcorp Ventures Ltd ("Redcorp") and Redfern Resources Ltd ("Redfern") (collectively referred to as "the Petitioners") pursuant to order dated March 4, 2009 (the "Initial CCAA Order") under the provisions of the *Canadian Companies' Creditors Arrangement Act, R.S. C. 1985, c.C-36* (the "CCAA") and the *Business Corporations Act, S.B.C. 2002, c.57* in British Columbia,

¹ A copy of the Interim Receiver Order is attached as Exhibit A to the Affidavit of Douglas R. McIntosh (the "McIntosh Affidavit").

ORDER RECOGNIZING INTERIM RECEIVER AS
FOREIGN REPRESENTATIVE - 1

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1 Canada, Case No. S091670 (the "CCAA Case" or the "Foreign Main Proceeding") to be
2 recognized as a foreign representative in place of the Monitor appointed in the CCAA Case,
3 KPMG INC. (the "Monitor" or "Foreign Representative") and to amend the caption to reflect
4 such substitution and the Court having reviewed the Application and the supporting
5 declarations of Shelley C. Fitzpatrick and Douglas R. McIntosh and the exhibits attached
6 thereto and having determined that entry of this ex parte order is appropriate under the
7 circumstances, IT IS NOW, THEREFORE,

8 ORDERED that the Interim Receiver is hereby recognized as a foreign representative
9 authorized to seek relief in aid of the Foreign Main Proceeding in support of the Interim
10 Receiver's administration of those certain assets assigned to his custody and control,
11 including those assets located within the territorial limits of the United States; and

12 IT IS FURTHER ORDERED that consistent the terms of the Interim Receiver Order
13 and from and after the date of this Order, KPMG Inc. (the "Monitor") shall no longer serve as
14 a foreign representative of the Petitioners, in the Foreign Main Proceeding or in this Chapter
15 15 proceeding, and the administration of the realization of the Petitioners' assets in the United
16 States, and any related activities, shall no longer be entrusted to, or the duty of, the Monitor
17 and the Monitor's activities in that regard to the date of this Order are hereby approved and
18 ratified; and

19 IT IS FURTHER ORDERED that from and after the date of this Order, the caption of
20 this Chapter 15 proceeding shall be amended to substitute McIntosh & Morawetz, Inc.,
21 Interim Receiver and Receiver for the name of the Monitor, as the Foreign Representatives of
22 this Chapter 15 proceeding; and

23 IT IS FURTHER ORDERED that all other terms of the order of recognition entered
24 by this Court on April 30, 2009 in the CCAA Case as a foreign main proceeding shall remain
25 in full force and effect; and
26


ORDER RECOGNIZING INTERIM RECEIVER AS
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1 IT IS FURTHER ORDERED that within five business days following entry of this
2 Order the Interim Receiver shall cause notice to be sent to all of the U.S. creditors listed in
3 this Chapter 15 proceeding, which notice shall include a copy of the contact information for
4 the Interim Receiver, a copy of the notice of the appointment sent in the CCAA Case along
5 with a copy of the Interim Receiver Order and a copy of this Order.

6 DATED this ____ day of _____, 2009.

7
8 
9 United States Bankruptcy Judge
(Dated as of Entered on Docket date above)

10 Presented by:

11 LANE POWELL PC

12 By /s/ Mary Jo Heston

13 Mary Jo Heston, WSBA No. 11065
14 Attorneys for McIntosh & Morawetz, Inc.,
Interim Receiver and Receiver.

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ORDER RECOGNIZING INTERIM RECEIVER AS
FOREIGN REPRESENTATIVE - 3

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