# JUL IN THE SUPREME COURT OF BRITISH COLUMBIA

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

### AND

IN THE MATTER OF THE CANADA BUSINESS CORPORATIONS ACT, R.S.C. 1985 c. C-44, as amended

### AND

IN THE MATTER OF NORTH AMERICAN TUNGSTEN CORPORATION LTD.

PETITIONER

# **REQUISITION – GENERAL**

Filed by: North American Tungsten Corporation Ltd. (the "Petitioner")

Required:

To adjourn generally the application of the Petitioner filed July 22, 2015 (Key

Employee Retention Plan), returnable July 24, 2015.

Le scheduled with Butler, J. By Ko

Date: July 24, 2015

Signature of lawyer for filing parties Jordan Schultz

THIS REQUISITION is filed by the firm of Dentons Canada LP, Barristers and Solicitors, 250 Howe Street, 20<sup>th</sup> Floor, Vancouver, British Columbia, V6C 3R8 (Telephone: 604-687-4460), Attention: Jordan Schultz

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PETITIONER

# **REQUISITION – GENERAL**

Filed by: North American Tungsten Corporation Ltd. (the "Petitioner")

Required:

To re-set the Petitioner's application filed July 22, 2015 (AR Facility Financing application) to **9:00 a.m. on Monday, July 27, 2015** before Mr. Justice Butler, who is seized of this matter. The date and time of the application has been confirmed with Trial Division. The application is contentious and is estimated to be two hours. The Requisition is by consent.

Date: July 24, 2015

Signature of lawyer for filing parties
Jordan Schultz

THIS REQUISITION is filed by the firm of Dentons Canada LLP, Barristers and Solicitors, 250 Howe Street, 20<sup>th</sup> Floor, Vancouver, British Columbia, V6C 3R8 (Telephone: 604-687-4460), Attention: Jordan Schultz



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# NOTICE OF APPLICATION

Name of applicants: North American Tungsten Corporation Ltd. ("NATC" or the "Petitioner")

To: The Service List

TAKE NOTICE that an application will be made by the applicant to Mr. Justice Butler at the courthouse at 800 Smithe Street, Vancouver, B.C. on 27/July/2015 at 9:00 a.m. for the orders set out in Part 1 below.

### Part 1: ORDERS SOUGHT

- An order and declaration that, by refusing to pay its post-filing obligations to NATC on the basis of an alleged claim of set-off, Global Tungsten & Powders Corp. ("GTP") is in violation of paragraphs 15 and 16 of the Amended and Restated Initial Order, made July 9, 2015, as amended (the "ARIO");
- An order that GTP make immediate payment of all due or past due invoices issued by NATC after June 9, 2015;
- 3. An injunction permanently restraining GTP from exercising any right of set-off it may have in respect of any invoices issued by NATC;