

I hereby certify this to be a true copy of  
the original Order

Dated this 08 day of September 2020

for Clerk of the Court

COURT FILE NUMBER 1801-10960

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFF PRICEWATERHOUSECOOPERS INC., LIT, in its capacity as the  
TRUSTEE IN BANKRUPTCY OF SEQUOIA RESOURCES CORP. and not  
in its personal capacity

DEFENDANTS PERPETUAL ENERGY INC., PERPETUAL OPERATING TRUST,  
PERPETUAL OPERATING CORP. and SUSAN RIDDELL ROSE

DOCUMENT **ORDER TO POST SECURITY FOR COSTS**

PARTIES FILING THIS DOCUMENT PERPETUAL ENERGY INC., PERPETUAL OPERATING TRUST and  
PERPETUAL OPERATING CORP. (the **Perpetual Energy  
Defendants**)

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT **Burnet, Duckworth & Palmer LLP**  
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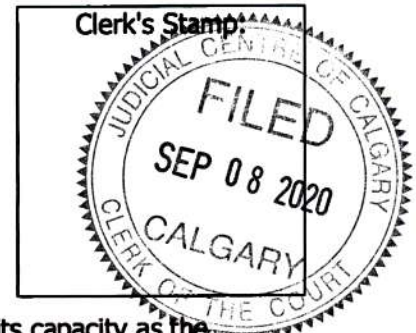
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File No.: 59140-43

**DATE ON WHICH ORDER WAS PRONOUNCED:** August 26, 2020

**LOCATION OF HEARING OR TRIAL:** Calgary, AB (via Webex)

**NAME OF JUSTICE WHO MADE THIS ORDER:** Justice D.B. Nixon

UPON THE APPLICATION of the Perpetual Energy Defendants for an Order requiring PricewaterhouseCoopers Inc. (**PwC**) in its capacity as trustee in bankruptcy of Sequoia Resources



Corp. (the **Trustee**), to post security for the Perpetual Energy Defendants' costs of this Action; AND UPON HAVING READ the Affidavit of W. Mark Schweitzer sworn May 5, 2020, the pleadings and proceedings herein, including the materials filed in the Action so far, and the pleadings and proceedings in Court of Appeal of Alberta No. 1901-0255AC arising from the Trustee's appeal of the order of Justice D.B. Nixon granted August 15, 2019; AND UPON the written and oral submissions from counsel for the Perpetual Energy Defendants and the Trustee:

**IT IS HEREBY ORDERED THAT:**

1. PwC shall personally post \$1,649,150 with the Clerk of the Court of Queen's Bench of Alberta as security for the Perpetual Energy Defendants' costs of the Action (the **Security**) within 30 days of August 26, 2020, being the date of the decision in this application.
- ~~2. If the Security is not provided in accordance with this Order, the Action is dismissed without further order.~~
3. The Security shall be held by the Clerk of the Court of Court of Queen's Bench until further order of this Court.
4. PwC shall personally pay costs to the Perpetual Energy Defendants forthwith, in the sum of \$13,500.

Justice of the Court of Queen's Bench of Alberta

**APPROVED AS BEING THE ORDER GRANTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2020**

**BURNET, DUCKWORTH & PALMER LLP**

**DE WAAL LAW**

Per: \_\_\_\_\_  
D.J. McDonald, Q.C./Paul G. Chiswell  
Counsel for the Perpetual Defendants

Per: \_\_\_\_\_  
Rinus de Waal/Luke Rasmussen  
Counsel for PriceWaterhouseCoopers Inc.,  
LIT, in its capacity as the Trustee in  
Bankruptcy of Sequoia Resources Corp.  
and not in its personal capacity