

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLORADO**

In re:)	
)	Chapter 15
POSEIDON CONCEPTS CORP.,)	Case No. 13-15893-KHT
Debtor in Foreign Proceeding.)	
_____)	
In re:)	
)	Chapter 15
POSEIDON CONCEPTS LTD.)	Case No. 13-15894-KHT
Debtor in Foreign Proceeding.)	
_____)	
In re:)	
)	Chapter 15
POSEIDON CONCEPTS LIMITED)	Case No. 13-15895-KHT
PARTNERSHIP,)	
Debtor in Foreign Proceeding.)	
_____)	
In re:)	
)	Chapter 15
POSEIDON CONCEPTS INC.,)	Case No. 13-15896-KHT
Debtor in Foreign Proceeding.)	

ORDER GRANTING RECOGNITION OF CCAA AMENDED PLAN

THIS MATTER is brought before the Court by PricewaterhouseCoopers Inc. (“PWC”), as the court-appointed monitor (the “Monitor”) and authorized foreign representative of Poseidon Concepts Corp., Poseidon Concepts Ltd., Poseidon Concepts Limited Partnership and Poseidon Concepts Inc. (collectively referred to as the “PC Debtors”) in the proceeding pending in the Court of Queen’s Bench of Alberta, Canada (the “Canadian Proceeding”) under the Companies’ Creditors Arrangement Act (the “CCAA”) on the Monitor’s Motion for Recognition of Order Approving CCAA Amended Plan of Compromise and Arrangement (“Recognition Motion”).

The Court, having reviewed the pleadings filed herein and being otherwise advised in the premises, FINDS AND CONCLUDES:

- A. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157(a) and (b) and 1334(a) and (b) and Sections 109 and 1501 of the Bankruptcy Code. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(P).
- B. Venue is proper in this district pursuant to 28 U.S.C. § 1410(1).
- C. Due and timely notice of the filing of the Recognition Motion was given pursuant to Rule 2002 of the Federal Rules of Bankruptcy Procedure and Local Rule 9013-1. No objections to the relief requested in the Recognition Motion have been filed with the Court.
- D. The Monitor is a person within the meaning of Section 101(41) of the Bankruptcy Code and is the duly appointed foreign representative of the PC Debtors within the meaning of Section 101(24) of the Bankruptcy Code.
- E. This Court has previously determined that the Canadian Proceeding is entitled to recognition as a foreign main proceeding pursuant to Sections 1502(4) and 1517(b)(1) of the Bankruptcy Code. [Docket No. 60]
- F. The Monitor has filed his Forty-Eighth Report in the Canadian Proceeding, a copy of which is attached to the Recognition Motion. The Forty-Eighth Report includes a copy of the Amended Plan, which is attached as Appendix B.
- G. The Amended Plan has been approved in the Canadian Proceeding pursuant to an Order dated May 4, 2018 (“Plan Order”). A copy of the Plan Order is attached to the Recognition Motion as Exhibit B.
- H. Paragraph 42 of the Plan Order contains the following language:

The aid and recognition of any court or any judicial, regulatory or administrative body having jurisdiction in Canada, the United States, or in any other foreign jurisdiction, to give effect to this Order and to assist the Applicants, the Release Parties, the Monitor, the Class Representatives, the Senior Secured Creditors and their respective agents in carrying out the terms of this Order. All Courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Applicants, the Release Parties, the Monitor, the Class Representatives, the Senior Secured Creditors, as may be necessary or desirable to give effect to this Order or to assist them in carrying out the terms of this Order, including, without limitation, by granting representative status to the Monitor in any foreign proceeding.
- I. The Plan Order is the result of regular proceedings conducted in the Canadian Proceeding pursuant to the CCAA and by which creditors were afforded a full and

fair opportunity to be heard consistent with standards of U.S. due process. Thus, recognition of the Plan Order is consistent with principles of comity.

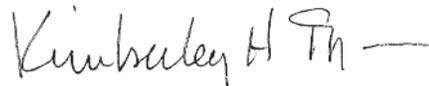
- J. The Monitor is entitled to the relief requested pursuant to the Recognition Motion and under Section 1507 and 1520 of the Bankruptcy Code.

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

1. The Recognition Motion shall be, and hereby is, granted;
2. The terms of the Plan Order are recognized and given full force and effect in the United States.
3. This Court shall retain jurisdiction with respect to the enforcement, amendment or modification of this Order, any request for additional relief or any adversary proceeding brought in and through these Chapter 15 foreign proceedings, and any request by an entity for relief from the provisions of this Order, for cause shown, that is properly commenced and within the jurisdiction of this Court.

Dated: June 27, 2018.

BY THE COURT



Kimberley H. Tyson
United States Bankruptcy Judge