

Poseidon Securities Settlement  
Claims Administrator  
c/o Epiq  
Nelson P.O. Box 20187  
322 Rideau Street  
Ottawa ON K1N 5Y5

Toll-Free Number: 1-855-745-7334  
Website: www.poseidonclassactionsettlement.com  
Email: info@poseidonclassactionsettlement.com  
Claims Bar Deadline: **February 7, 2019**

**CLAIM FORM AND RELEASE FORM**

TO BE ELIGIBLE TO RECEIVE A SHARE OF THE SETTLEMENT FUNDS IN CONNECTION WITH THE SETTLEMENT OF THIS LITIGATION, YOU MUST COMPLETE AND SIGN THIS CLAIM FORM (“CLAIM FORM”) AND MAIL IT BY PREPAID MAIL TO THE ABOVE ADDRESS, **POSTMARKED NO LATER THAN FEBRUARY 7, 2019.**

FAILURE TO SUBMIT YOUR CLAIM FORM BY THE DATE SPECIFIED WILL SUBJECT YOUR CLAIM TO REJECTION AND MAY PRECLUDE YOU FROM BEING ELIGIBLE TO RECOVER ANY MONEY IN CONNECTION WITH THE SETTLEMENTS.

**DO NOT MAIL OR DELIVER YOUR CLAIM FORM TO THE COURT, THE PARTIES TO THIS LITIGATION, OR THEIR COUNSEL. SUBMIT YOUR CLAIM FORM ONLY TO THE ADMINISTRATOR AT THE ADDRESS SET FORTH ABOVE.**

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**A. ACQUISITIONS OF POSEIDON SPIN-OFF SHARES:**

List the Poseidon Spin-Off Shares acquired as a result of the restructuring of Open Range Energy Corp, on or about November 1, 2011:

Trade Date (MMDDYY)	Number of Shares Acquired																
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**B. PURCHASES OF POSEIDON OFFERING SHARES:**

List the shares of Poseidon purchased in the Offering pursuant to the Final Short Form Prospectus on or about January 26, 2012:

Trade Date (MMDDYY)	Number of Shares Purchased or Acquired	Purchase Price per Share	Total Purchase Price*																																
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\*Including taxes, fees, and commissions

**C. PURCHASES AND ACQUISITIONS OF POSEIDON COMMON SHARES:**

Purchases or other acquisitions of Poseidon Common Shares, including by way of exchange or otherwise, from November 4, 2011 to February 14, 2013, inclusive that were NOT purchases or acquisitions pursuant to the Spin-Off Shares or Offering listed separately above:

Trade Date (MMDDYY)	Number of Shares Purchased or Acquired	Purchase Price per Share	Total Purchase Price*	Transaction Type (P/R)**																																			
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\*Including taxes, fees and commissions

\*\* P=Purchase, R=Receipt (transfer in)

**D. SALE OR DISPOSITIONS OF POSEIDON COMMON SHARES:**

Sales of Poseidon Common Shares from November 4, 2011 to February 14, 2013, inclusive that were NOT purchases or acquisitions pursuant to the Spin-Off Shares or Offering listed separately above:

Trade Date (MMDDYY)	Number of Shares Sold or Delivered	Sale Price per Share	Total Sale Price*	Transaction Type (S/D)**
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<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
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\*Including taxes, fees and commissions  
 \*\* S=Sale, D=Delivery (transfer out)

**E. UNSOLD HOLDINGS OF POSEIDON COMMON SHARES:**

Number of Poseidon Shares held as of the close of trading on February 14, 2013:

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**IF YOU NEED ADDITIONAL SPACE TO LIST YOUR TRANSACTIONS, PLEASE PHOTOCOPY THIS PAGE, WRITE YOUR NAME ON THE COPY AND CHECK THIS BOX**

**PART III:**

**CLAIMANT CERTIFICATION AND PRIVACY STATEMENT**

I (we) declare under penalty of perjury that the information on this Claim Form is true, correct and complete to the best of my (our) knowledge, information and belief.

I (we) declare that I (we) have disclosed all of my (our) holdings and purchase and sales transactions in Shares for the time periods identified in this Claim Form.

I (we) also declare that I (we) am (are) not an Excluded Person or Excluded Persons<sup>1</sup> as defined in the Plan of Compromise.

I (we) consent to the collection and use of my (our) personal information by the Claims Administrator for the purposes of administering my (our) claim and reporting to the parties and the Court. I (we) acknowledge that my (our) personal information will be kept in the Claims Administrator's data centers.

I (we) acknowledge and agree that the Claims Administrator may disclose all information relating to my (our) claim to the Court and counsel to the parties in the Actions.

**Privacy Statement**

All information provided by the Claimant is collected, used, and retained by the Claims Administrator and Class Counsel pursuant to the Personal Information Protection and Electronic Documents Act (PIPEDA) for the purposes of administering the Settlement, including evaluating the Claimant's eligibility status under the Settlement Agreement. The information provided by the Claimant is strictly private and confidential and will not be disclosed without the express written consent of the Claimant and an order of the Court.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, in \_\_\_\_\_,  
(Month / Year) City  
\_\_\_\_\_  
(State / Country)

Signature of Claimant

Print Name of Claimant

Date 

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MM DD YY

Signature of Joint Claimant, if any

Print Name of Joint Claimant

Date 

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<sup>1</sup> The following entities and their past and present directors, officers, senior employees, partners, subsidiaries, affiliates, legal representatives, heirs, predecessors, successors and assigns: Poseidon Concepts Corp; Poseidon Concepts Ltd.; Poseidon Concepts Limited Partnership; Poseidon Concepts Inc.; Open Range Energy Corp.; Peyto Exploration & Development Corp.; National Bank of Canada; National Bank Financial Inc.; The Toronto Dominion Bank; The Bank of Nova Scotia; HSBC Bank of Canada; KPMG LLP; BMO Nesbitt Burns Inc.; CIBC World Markets Inc.; Haywood Securities Inc.; Peters & Co. Limited; Canaccord Genuity Corp.; Cormark Securities Inc.; Dundee Securities Ltd.; and FirstEnergy Capital Corp.; and (b) The following individuals and any individual who is a member of their immediate families: Matthew MacKenzie; Clifford Wiebe; Joseph Kostecky; Lyle Michaluk; Scott Dawson; Dean Jensen; Jim McKee; Neil Richardson; David Belcher; Sonja Kuehnle; Harley Winger; Doug Robinson; Kenneth Faircloth; and Wazir (Mike) Seth.

## **CLAIM FORM INSTRUCTIONS**

A. This Claim Form has been sent to you because you may be a member of the Class in this matter. To participate, you must complete and sign this Claim Form and provide supporting documents for any eligible transactions you claim. If you fail to file a properly addressed Claim Form and supporting documents, your claim may be rejected, and you may be determined to be ineligible for any payment from the Class Settlement Funds.

B. Submission of this Claim Form does not assure that you will share in the proceeds of the Class Settlement Funds created in this Litigation.

C. YOU MUST COMPLETE AND SUBMIT YOUR CLAIM FORM BY MAIL POSTMARKED ON OR BEFORE **FEBRUARY 7, 2019**, ADDRESSED TO THE ADMINISTRATOR AS LISTED BELOW.

D. If you are NOT a member of the Class, as defined in the Plan of Compromise, DO NOT submit a Claim Form.

E. If you are a member of the Class and you did not timely request to be excluded from the Settlement Class, you are bound by the terms of any judgment entered in the Litigation, WHETHER OR NOT YOU SUBMIT A CLAIM FORM.

F. Use the section of this form entitled "Claimant Identification" to identify each owner of record. THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL OWNER(S), OR THE LEGAL REPRESENTATIVE OF SUCH OWNER(S), OF SHARES UPON WHICH THIS CLAIM IS BASED.

G. Use the sections of this form entitled "Schedule of Transactions" to supply all required details of your transaction(s). If you need more space or additional schedules, attach separate sheets giving all of the required information in substantially the same form. Sign and print or type your name on each additional sheet.

H. Complete a separate Claim Form for each account in which you qualify.

I. Provide all of the requested information with respect to the Poseidon securities that you acquired at any time on November 1, 2011 for the Spin-Off Shares, on or about January 26, 2012 for the Offering Shares, or between November 4, 2011 to February 14, 2013, inclusive for all other Poseidon Common Shares, whether such transactions resulted in a profit or a loss. Failure to report all such transactions may result in the rejection of your claim.

J. List each transaction in the Transaction Period in chronological order, by trade date, beginning with the earliest. You must accurately provide the month, day and year of each transaction you list.

K. Documentation of your transactions in Poseidon securities must be attached to your claim. Failure to provide this documentation could delay verification of your claim or result in rejection of your claim.

L. The above requests are designed to provide the minimum amount of information necessary to process the most simple claims. The Administrator may request additional information as required to efficiently and reliably calculate your losses.

***Claim Forms must be postmarked no later than February 7, 2019 and mailed to Poseidon Securities Settlement Administrator, Epiq, Nelson P. O. Box 20187, 322 Rideau Street, Ottawa ON K1N 5Y5.***

ATTENTION NOMINEES AND BROKERAGE FIRMS: If you are filing claim(s) electronically on behalf of beneficial owners, detailed instructions are available on the Settlement website at [www.poseidonclassactionsettlement.com](http://www.poseidonclassactionsettlement.com) along with the formatted electronic filing template. You may also send an email to [info@poseidonclassactionsettlement.com](mailto:info@poseidonclassactionsettlement.com) requesting this information.

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### **Reminder Checklist**

1. Sign the Certification section of the Claim Form on page 5.
2. Remember to attach supporting documentation.
3. Do not send original documents.
4. Keep a copy of your Claim Form and all documents submitted for your records.
5. If you desire an acknowledgment of receipt of your Claim Form, send your Claim Form by Certified Mail, Return Receipt Requested.
6. If you move, please send the Administrator your new address.

ACCURATE CLAIMS PROCESSING CAN TAKE A SIGNIFICANT  
AMOUNT OF TIME. THANK YOU FOR YOUR PATIENCE.