

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT
ACT*, R.S.C. 1985, c.C-36 AS AMENDED

AND IN THE MATTER OF A PROPOSED PLAN OF COMPROMISE
OR ARRANGEMENT WITH RESPECT TO **FRASER PAPERS
INC./PAPIERS FRASER INC., FPS CANADA INC., FRASER
PAPERS HOLDINGS INC., FRASER TIMBER LIMITED, FRASER
PAPERS LIMITED and FRASER N.H. LLC**

Applicants

**MOTION RECORD
(Returnable September 29, 2010)**

September 24, 2010

ThorntonGroutFinnigan LLP
Barristers and Solicitors
Canadian Pacific Tower
100 Wellington Street West
Suite 3200, P.O. Box 329
Toronto, ON M5K 1K7

D.J. Miller (LSUC# 34393P)
Danny Nunes (LSUC #53802D)
Tel: 416-304-1616
Fax: 416-304-1313

Lawyers for the Applicants

MOTION RECORD INDEX

TAB	DOCUMENT
1.	Notice of Motion dated September 24, 2010.
2.	Draft Order.

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

IN THE MATTER OF THE *COMPANIES' CREDITORS
ARRANGEMENT ACT*, R.S.C. 1985, c.C-36 AS AMENDED

AND IN THE MATTER OF A PROPOSED PLAN OF
COMPROMISE OR ARRANGEMENT WITH RESPECT TO
**FRASER PAPERS INC./PAPIERS FRASER INC., FPS
CANADA INC., FRASER PAPERS HOLDINGS INC., FRASER
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N.H. LLC**

Applicants

NOTICE OF MOTION

The Applicants will bring a motion, on consent, before Madam Justice Pepall of the Ontario Superior Court of Justice (Commercial List) in chambers on Wednesday, September 29, 2010 at 9:30 in the morning or as soon thereafter as this motion can be heard at 330 University Avenue, in the City of Toronto, Ontario.

PROPOSED METHOD OF HEARING: The motion is to be heard orally.

THE MOTION IS FOR:

1. an Order extending the stay of proceedings granted by Order of the Honourable Mr. Justice Morawetz dated June 18, 2009, as amended (the "Initial Order") from October 29, 2010 to November 5, 2010.

THE GROUNDS FOR THE MOTION ARE:

1. On June 18, 2009, the Applicants filed for and obtained protection from their creditors under the *Companies' Creditors Arrangement Act*, R.S.C. 1985, C. C-36 as amended (the "CCAA"), pursuant to the Initial Order;
2. The Stay Period (as defined in the Initial Order) expires on October 29, 2010. Due to scheduling issues, a full motion for a stay extension cannot be heard until November 3, 2010. The Applicants require a seven-day extension of the Stay Period in order to permit a stay extension motion to be heard by The Honourable Madam Justice Pepall, who is seized of this matter, on November 3, 2010;
3. The seven-day extension of the Stay Period is on the consent of all parties on the Service List;
4. Section 11(4) of the CCAA;
5. Rules 2.03, 3 and 37 of the *Rules of Civil Procedure*, R.R.O. 1994, Reg. 194, as amended; and
6. such further and other grounds as counsel may advise and this Honourable Court may permit.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of this Motion:

1. no evidence will be filed in support of this motion. The extension is not opposed by any party on the Service List.

September 24, 2010

ThorntonGroutFinnigan LLP
Barristers and Solicitors
Canadian Pacific Tower
100 Wellington Street West
Suite 3200, P.O. Box 329
Toronto, ON M5K 1K7

D.J. Miller (LSUC# 34393P)
Danny Nunes (LSUC# 53802D)
Tel: 416-304-1616
Fax: 416-304-1313

Lawyers for the Applicants

TO: THIS HONOURABLE COURT
AND TO: THE ATTACHED SERVICE LIST

SERVICE LIST

THORNTON GROUT FINNIGAN LLP

Barristers and Solicitors
100 Wellington Street West
Suite 3200
Toronto, ON M5K 1K7

Michael Barrack / Robert Thornton / D.J. Miller

Tel: (416) 304-1616
Fax: (416) 304-1313
Email: mbarrack@tgf.ca
rthornton@tgf.ca
djmiller@tgf.ca

Lawyers for the Applicants

TORYS LLP

Suite 3000, 79 Wellington St. W.
Box 270, TD Centre
Toronto, ON M5K 1N2

Tony DeMarinis / David Chernos / Natasha De Cicco

Tel: (416) 865-0040
Fax: (416) 865-7380
Email: tdemarinis@torys.com
dchernos@torys.com
ndecicco@torys.com

Lawyers for Brookfield Asset Management Inc.

BLAKE, CASSELS & GRAYDON LLP

199 Bay St.
Suite 2800, Commerce Court West
Toronto, ON M5L 1A9

Susan Grundy / Pamela Huff / Chris Burr / Michael Harquail / Aimee Yee

Tel: (416) 863-2400
Fax: (416) 863-2653
Email: susan.grundy@blakes.com
mike.harquail@blakes.com
pamela.huff@blakes.com
aimee.yee@blakes.com
chris.burr@blakes.com

Lawyers for CIT

CIT BUSINESS CREDIT CANADA INC.

207 Queens Quay West, Suite 700
Toronto, Ontario M5J 1A7

Donald Rogers

Tel: (416) 507-5056
Fax: (416) 507-5040
Email: donald.rogers.cit.com
DIP Lender

CIT Business Credit Canada Inc.

207 Queens Quay West, Suite 700
Toronto, Ontario M5J 1A7

Don Rogers

Tel: (416) 507-5056
Fax: (416) 507-5100
Email: Donald.rogers@cit.com

Lisa Daley

Tel: (416) 507-5064
Fax: (416) 507-5040
Email: lisa.daley@cit.com

DIP Lender

STIKEMAN ELLIOTT LLP

5300 Commerce Court West
199 Bay St.
Toronto, ON M5L 1B9

Sharon C. Polan / Kathy Mah

Tel: (416) 869-5500
Fax: (416) 947-0866
Email: spolan@stikeman.com
kmah@stikeman.com

Lawyers for CIBC

GOODMANS LLP

333 Bay Street
Suite 3400
Toronto, ON M5H 2S7

Robert Chadwick / Derek Bulas

Tel: (416) 979-2211
Fax: (416) 979-1234
Email: rhadwick@goodmans.ca
dbulas@goodmans.ca

Lawyers for the Monitor, PricewaterhouseCoopers Inc.

PRICEWATERHOUSECOOPERS INC.

Royal Trust Tower
20th Floor, 77 King Street West
Toronto, ON M5K 1K7

John McKenna / Michelle Picket / Tracey Weaver / Jonathan Zidel

Tel: (416) 863 1133
Fax: (416) 941-8378
Email: john.p.mckenna@ca.pwc.com
michelle.pickett@ca.pwc.com
tracey.weaver@ca.pwc.com
jonathan.d.zidel@ca.pwc.com

Court-Appointed Monitor of the Applicants

LENCZNER SLAGHT ROYCE SMITH GRIFFIN LLP

Suite 2600, 130 Adelaide St. W.
Toronto, ON M5H 3P5

Peter H. Griffin / Naomi D. Loewith / Peter Osborne

Tel: (416) 865-9500
Fax: (416) 865-9010
Email: pgriffin@litigate.com
nloewith@litigate.com
posborne@litigate.com

Lawyers for the Directors of Fraser Papers Inc.

PAULA TURTLE

Canadian Counsel, United Steelworkers
234 Eglinton Ave East, Suite 800
M4P 1K7
Tel: (416) 487-1571
Fax: (416) 487-8826
Email: pturtle@usw.ca
Canadian Counsel, USW

SACK GOLDBLATT MITCHELL LLP

20 Dundas Street West, Suite 1100
Toronto, ON M5G 2G8

Charles Sinclair

Tel: (416) 979-4234
Fax: (416) 591-7333
Email: csinclair@sgmlaw.com

Lawyers for United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union

BAKER & HOSTLETTER LLP
65E. State Street, Suite 2100
Columbus, Ohio 43215

Sherri B. Lazear

Tel: (614) 462-2631

Fax: (614) 462-2616

Email: slazear@bakerlaw.com

Counsel for Specialty Minerals Inc.

CALEY WRAY

1600 – 65 Queen Street West

Toronto, ON M5H 2M5

Jesse B. Kugler / Harold Caley / Ken Stuebing

Tel: (416) 775-4677 / (416) 775-4672

Fax: (416) 366-3292 / (416) 366-3293

Email: kuglerj@caleywrap.com

caleyh@caleywrap.com

stuebingk@caleywrap.com

Lawyers for Communications, Energy and Paperworkers Union of Canada

STEIN MONAST

70 Dalhousie Street, Suite 300

Quebec, ON G1K 4B2

Karine Dionne

Tel: (418) 640-4438

Fax: (418) 523-5391

Email: karine.dionne@steinmonast.ca

Lawyers for the municipality of Thurso

ARAV, ROBILLARD & LANIEL

Régie des rentes du Québec

2600 boulevard Laurier, Bureau 501

C.P. 5200

Québec, QC G1K 7S9

Louis Robillard

Tel: (418) 657-8702 ext. 3038

Fax: (418) 643-9590

Email: louis.robillard@rrq.gouv.qc.ca

Lawyers for Régie des rentes du Québec, a Pension Supervisory Authority for two Applicants' Pension Plans in the province of Québec

GORMAN NASON

121 Germain Street
P.O. Box 7286, Station "A"
Saint John, NB E2L 4S6

Peter H. MacPhail / Timothy M. Hopkins

Tel: (506) 636-7324 / (506) 636-7333
Fax: (506) 634-8685
Email: peter.macphail@GormanNason.com
tmh@GormanNason.com

Lawyers for the Superintendent of Pensions for New Brunswick

PINK LARKIN

Suite 210, 1133 Regent Street
Fredericton, New Brunswick E3B 3Z2

Joel Michaud

Tel: (506) 458-1989
Fax: (506) 458-1127
Email: jmichaud@labour-law.com

Lawyers for the New Brunswick Regional Council of Carpenters, Millwrights and Allied Workers, Local 2450

CHARBONNEAU TREMBLAY AVOCATS, S.E.N.C.

515, 37e avenue
Lasalle, Québec, H8P 3A4

Marie-Pier Charbonneau / Soleil Tremblay

Tel: (514) 364-4822
Fax: (514) 364-6499
Email: mpcharbonneau.ctavocats@gmail.com
stremblay.ctavocats@gmail.com

Lawyers for Bessette & Boudreau Inc.

HEROLD LAW, P.A.

25 Independence Blvd.
Warren, NJ 07059 U.S.A.

Gary S. Jacobson

Tel: (908) 647-1022
Fax: (908) 647-7721
E-mail gjacobson@heroldlaw.com

Lawyers for Transport Systems Inc.

SHIBLEY RIGHTON LLP

250 University Avenue, Suite 700

Toronto, Ontario M5H 3E5

Thomas McRae

Tel: (416) 214-5206

Fax: (416) 214-5400

Email: Thomas.McRae@shibleyrighton.com

Co-Counsel for the Informal Steering Committee of Fraser Papers' Salaried Retirees Committee

McINNES COOPER

BlueCross Centre

South Tower, Suite 400

PO Box 1368

Moncton, NB E1C 1E2

Marc-Antoine Chiasson

Tel: (506) 857-8970

Fax: (506) 857-4095

Email: marc.chiasson@mcinnescooper.com

Lawyers for Louis Berube, Annik Berube, Remika Berube by her litigation Louis Berube, Johnathan Berube by his litigation guardian Louis Berube, Sebastian berube by his litigation guardian Louis Berube

FASKEN MARTINEAU DuMOULIN LLP

66 Wellington Street West

Suite 4200, Toronto-Dominion Bank tower

Toronto-Dominion Centre

Toronto, ON M5K 1N6

Stuart Brotman

Tel: (416) 865-5419

Fax: (416) 364-7813

Email: sbrotman@fasken.com

Lawyers for E.I. du Pont de Nemours and Company

DAVIES WARD PHILLIPS & VINEBERG LLP

44TH Floor, 1 First Canadian Place

Toronto, Ontario M5X 1B1

Jay A. Swartz / Robin B. Schwill / Natasha vandenHoven / Matthew Gottlieb

Tel: (416) 863-0900

Fax: (416) 863-0871

Email: jswartz@dwpv.com

rschwill@dwpv.com

nvandenHoven@dwpv.com

MGottlieb@dwpv.com

Lawyers for the Retirees and Salaried Employees of the Applicants

HONOR S. HEATH, ESQ.

Northeast Utilities Service Company
Legal Department
107 Selden Street, Berlin, CT 06037
P.O. Box 270
Hartford, CT 06141-0270

Tel: (860) 665-4865

Fax: (860) 665-5507

Email: heaths@nu.com

Lawyers for Public Service Company of New Hampshire

VERILL DANA LLP

One Portland Square
Portland, Maine 04112-0586

Roger A. Clement, Jr.

Tel: (207) 253-4412

Fax: (207) 774-7499

Cell: (207) 841-7331

Email: rclement@verrilldana.com

Lawyers for Montreal Maine & Atlantic Railway, Ltd.

MINISTRY OF THE ATTORNEY GENERAL

Legal Services Branch
Financial Services Commission of Ontario
5160 Yonge Street, P.O. Box 85
Toronto, ON M2N 6L9

Alena Thouin / Deborah McPhail

Tel: (416) 590-7238

Fax: (416) 590-7556

Email: alena.thouin@fsco.gov.on.ca

deborah.mcphail@fsco.gov.on.ca

Lawyers for Superintendent of Financial Services

REED SMITH, LLP

599 Lexington Avenue, 30th Floor
New York, NY 10022

Attention: Nicole O'Sullivan

Tel: (212) 549-0234

Fax: (212) 521-5450

Email: nosullivan@reedsmith.com

Counsel for General Electric Capital Corporation and NMHG Financial Services, Inc.

THE BANK OF NEW YORK MELLON GLOBAL CORPORATE TRUST

Default Administration Group

101 Barclay Street - 8W

New York, NY 10286

Attention: David M. Kerr

Tel: (212) 815-5650

Fax: (732) 667-9322

Email: david.m.kerr@bnymellon.com

Bank of New York Mellon as Trustee.

FOX, HEFTER, SWIBEL, LEVIN & CAROLL, LLP

200 West Madison Street--Suite 3000

Chicago, IL 60606

Attention: Margaret M. Anderson

Tel: (312) 224-1224

Email: panderson@fhslc.com

Lawyers for Old Republic Insurance Company

PENSION BENEFIT GUARANTY CORPORATION

1200 K St., NW

Washington, DC 20005

Attention: Eric Field

Tel: (202) 326-4020 Ext. 3987

Email: field.eric@pbgc.gov

CHAITONS LLP

Barristers and Solicitors

185 Sheppard Avenue West

Toronto, ON M2N 1M9

Attention: Harvey Chaiton

Tel: (416) 218-1129

Fax: (416) 218-1849

Email: harvey@chaitons.com

Lawyers for Lauzon (Thurzo) Resources Forestieres Inc.

GOWLING LAFLEUR HENDERSON LLP

1 First Canadian Place

100 King Street West, Suite 1600

Toronto, ON M5X 1H5

Attention: Clifton P. Prophet / Robin D. Walker

Tel: (416) 862-3509 / 862-4401

Fax: (416) 862-7661

Email: clifton.prophet@gowlings.com / robin.walker@gowlings.com

Lawyers for LMS Acquisition Corporation and Montreal, Maine & Atlantic Railway, Ltd.

LANG MICHENER LLP

Lawyers - Patent & Trade Mark Agents
Brookfield Place, 181 Bay Street, Suite 2500
Toronto, ON M5J 2T7

Attention: John S. Contini / Sheryl Seigel

Tel: (416) 360-8600

Fax (416) 365-1719

Email: jcontini@langmichener.ca / sseigel@langmichener.ca

Lawyers for MGP-Papier, Inc.

ADAIR MORSE LLP

One Queen Street East
Suite 1800
Toronto, ON M5C 2W5

Attention: John J. Adair

Tel: (416) 863-1230

Fax: (416) 863-1241

Email: jadair@adairmorse.com

Lawyers for Fortress Paper Ltd.

THEALL GROUP LLP

4 King Street West
Suite 1410
Toronto, ON M4H 1B6

Attention: Lawrence G. Theall / Maxine Mongeon

Tel: (416) 304-0115

Fax: (416) 304-1395

Email: ltheall@theallgroup.com / mmongeon@theallgroup.com

Lawyers for Domtar Industries Inc.

MILLER THOMSON LLP

One London Place
255 Queens Avenue, Suite 2010
London, Ontario, Canada N6A 5R8

Attention: Alissa K. Mitchell

Tel: (519) 931-3516

Fax: (519) 858-8511

Email: amitchell@millერთhompson.com

Lawyers for KMW Energy Inc.

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c.C-36 AS AMENDED
AND IN THE MATTER OF A PROPOSED PLAN OF COMPROMISE OR ARRANGEMENT WITH RESPECT TO FRASER PAPERS
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Court File No.: CV-09-8241-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

Proceedings commenced at Toronto

**NOTICE OF MOTION
(Seven-Day Stay Extension)**

ThorntonGroutFinnigan LLP
Barristers and Solicitors
Suite 3200, P.O. Box 329
Canadian Pacific Tower
Toronto-Dominion Centre
Toronto, ON M5K 1K7

D.J. Miller (LSUC #34393P)
Danny Nunes (LSUC #53802D)

Tel: 416-304-1616
Fax: 416-304-1313

Lawyers for the Applicants

**ONTARIO
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THE HONOURABLE) **WEDNESDAY, THE 29th DAY**
)
MADAM JUSTICE PEPALL) **OF SEPTEMBER, 2010**

IN THE MATTER OF THE *COMPANIES' CREDITORS
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N.H. LLC**

Applicants

**ORDER
(Seven-Day Stay Extension)**

THIS MOTION brought by the Applicants for the relief sought in the Notice of Motion herein dated September 24, 2010 was heard this day in chambers at 330 University Avenue, in the City of Toronto, Ontario.

ON READING the Notice of Motion, on hearing the submissions of counsel for the Applicants, and upon being advised that the requested relief is on consent of PricewaterhouseCoopers Inc., the Monitor herein, and is not opposed by any party on the Service List herein, no counsel appearing other than counsel for the Applicants and the Monitor:

1. **THIS COURT ORDERS** that the Stay Period as described in the Order of this Honourable Court dated June 18, 2009, as amended (the "Initial Order") be, and is hereby extended to and including November 5, 2010.

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ThorntonGrouffinnigan LLP
Barristers and Solicitors
Suite 3200, P.O. Box 329
Canadian Pacific Tower
Toronto-Dominion Centre
Toronto, ON M5K 1K7

D.J. Miller (LSUC# 34393P)
Danny Nunes (LSUC #53802D)

Tel: 416-304-1616
Fax: 416-304-1313

Lawyers for the Applicants

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c.C-36 AS AMENDED
AND IN THE MATTER OF A PROPOSED PLAN OF COMPROMISE OR ARRANGEMENT WITH RESPECT TO FRASER PAPERS
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ThorntonGroutFinnigan LLP
Barristers and Solicitors
100 Wellington Street West
Suite 3200, P.O. Box 329
Toronto, ON M5K 1K7

D.J. Miller (LSUC# 34393P)
Danny Nunes (LSUC #53802D)
Tel: 416-304-1616
Fax: 416-304-1313

Lawyers for the Applicants