

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

|  |   |                                     |
|--|---|-------------------------------------|
| <b>In re:</b>                                      | § |                                     |
|  | § | <b>Case No. 19-10653</b>            |
| <b>INNOVA GLOBAL LTD.</b>                          | § |                                     |
|  | § | <b>Chapter 15</b>                   |
| <b>Debtor in a foreign proceeding.</b>             | § | <b>Joint Administration Pending</b> |
|  | § |                                     |
| <b>In re:</b>                                      | § |                                     |
|  | § | <b>Case No. 19-10654</b>            |
| <b>INNOVA GLOBAL OPERATING LTD.,</b>               | § |                                     |
|  | § | <b>Chapter 15</b>                   |
| <b>Debtor in a foreign proceeding.</b>             | § | <b>Joint Administration Pending</b> |
|  | § |                                     |
| <b>In re:</b>                                      | § |                                     |
|  | § | <b>Case No. 19-10655</b>            |
| <b>INNOVA GLOBAL LIMITED PARTNERSHIP,</b>          | § |                                     |
|  | § | <b>Chapter 15</b>                   |
| <b>Debtor in a foreign proceeding.</b>             | § | <b>Joint Administration Pending</b> |
|  | § |                                     |
| <b>In re:</b>                                      | § |                                     |
|  | § | <b>Case No. 19-10656</b>            |
| <b>1938247 ALBERTA LTD.,</b>                       | § |                                     |
|  | § | <b>Chapter 15</b>                   |
| <b>Debtor in a foreign proceeding.</b>             | § | <b>Joint Administration Pending</b> |
|  | § |                                     |
| <b>In re:</b>                                      | § |                                     |
|  | § | <b>Case No. 19-10657</b>            |
| <b>INNOVA GLOBAL HOLDINGS LIMITED PARTNERSHIP,</b> | § |                                     |
|  | § | <b>Chapter 15</b>                   |
| <b>Debtor in a foreign proceeding.</b>             | § | <b>Joint Administration Pending</b> |
|  | § |                                     |
| <b>In re:</b>                                      | § |                                     |
|  | § | <b>Case No. 19-10658</b>            |
| <b>INNOVA GLOBAL INC.,</b>                         | § |                                     |
|  | § | <b>Chapter 15</b>                   |
| <b>Debtor in a foreign proceeding.</b>             | § | <b>Joint Administration Pending</b> |
|  | § |                                     |

|  |   |                                     |
|--|---|-------------------------------------|
| <b>In re:</b>                          | § |                                     |
|  | § | <b>Case No. 19-10659</b>            |
| <b>INNOVA GLOBAL LLC,</b>              | § |                                     |
|  | § | <b>Chapter 15</b>                   |
| <b>Debtor in a foreign proceeding.</b> | § |                                     |
|  | § | <b>Joint Administration Pending</b> |
|  | § |                                     |
| <b>In re:</b>                          | § |                                     |
|  | § | <b>Case No. 19-10660</b>            |
| <b>BRADEN MANUFACTURING, L.L.C.</b>    | § |                                     |
|  | § | <b>Chapter 15</b>                   |
| <b>Debtor in a foreign proceeding.</b> | § |                                     |
|  | § | <b>Joint Administration Pending</b> |
|  | § |                                     |

**UNSWORN DECLARATION UNDER PENALTY OF PERJURY OF ATTORNEY IN  
SUPPORT OF RECEIVER’S EMERGENCY EX PARTE APPLICATION FOR  
TEMPORARY RESTRAINING ORDER AND RELIEF PURSUANT TO  
SECTIONS 105(A) AND 1519 OF THE BANKRUPTCY CODE**

1. “My name is John E. Howland. I am over the age of twenty-one (21) years of age, have never been convicted of a felony or crime involving moral turpitude, and am competent in all respects to make this affidavit. I am an attorney for PricewaterhouseCoopers Inc., LIT, (“PWC”) solely in its capacity as court-appointed receiver and authorized foreign representative of the above-captioned Debtors (the “**Receiver**”).

2. The Receiver is the Movant with respect to the *Receiver’s Emergency Ex Parte Application For Temporary Restraining Order And Relief Pursuant To Sections 105(A) And 1519 Of The Bankruptcy Code* (“**Application**”), which was filed contemporaneously with this declaration.

3. The Application seeks a temporary restraining order against collection efforts by the above-captioned debtors’ creditors. It is not practicable to give notice to the entire body of creditors which numbers almost 500, in advance of filing the Application. Advance notice should not be required because the purpose of the Application is to obtain a temporary

restraining order prior to any self-help or other collection actions. Advance notice could possibly precipitate self-help or other collection actions.

4. On April 3, 2019, I or someone with my firm directed that the Application and Notice of Hearing regarding same be served on parties in interest in this case. Proof of such service will be filed with the Court.

5. In addition, on April 3, 2019, the following parties were served with a copy of the Application and Notice of Hearing regarding same by the method indicated below.

| <b>Name</b>                         | <b>Method</b> | <b>Email or Fax Number</b>                   | <b>Comment</b>  |
|-------------------------------------|---------------|--|---|
| Guy P. Martel                       | email         | gmartel@stikeman.com                         | Canadian Attorney for Debtors   |
| Walker W. MacLeod                   | email         | wmacleod@mccarthy.ca                         | Canadian Attorney for secured creditor ATB Financial  |
| Jeremy W. Ryan                      | email         | jryan@potteranderson.com                     | US Attorney for secured creditor ATB Financial  |
| David L. Wallach<br>Steven A. Erkel | email         | dwallach@jonesday.com<br>serkel@jonesday.com | Counsel for plaintiffs in <i>Babcock Power, Inc. and Vogt Power Int'l Inc. v. Innova Global, Inc.</i> |
| Norm Rokosh                         | email         | nrokosh@triwest.ca                           | Director of Canadian Debtor Ltds. and US Debtors, except Braden                                       |
| Jon Spencer                         | email         | JSpencer@triwest.ca                          | Director of Canadian Debtor Ltds. and US Debtors, except Braden                                       |
| Christine Wilson                    | email         | Christine.Wilson@innova-gl.com               | Director of Canadian Debtor Ltds. and US Debtors, except Braden                                       |
| N. Jeffrey Trost                    | email         | Jeff.Trost@INNOVA-gl.com                     | Senior Vice President, Global Environment Solutions (Innova Global, Inc.)                             |

Executed this 4<sup>th</sup> day of April, 2019

Respectfully submitted,

**ROSENSTEIN, FIST & RINGOLD**

/s/ John E. Howland

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ATTORNEY FOR RECEIVER