

## *Proceeding Minutes / Proceeding Memo*

**Case #:** 13-10670      **Case Name:** Montreal Maine & Atlantic Railway Ltd.  
**Set:** 07/07/2016 10:30 am    **Chapter:** 11    **Type:** bk    **Judge:** Peter G Cary  
**matter** Doc# 2180 - MOTION OF FAMILY MEMBERS FOR ORDER: (I) ENFORCING

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Minute Entry re: (related document(s): [2180] Generic Motion filed by Josee Lajeunesse, as Special Representative of Estate of Eric Pepin Lajeunesse, Josee Lajeunesse, Clermont Pepin, Yannick Pepin); Appearances: Jeremy R. Fischer, Robert J. Keach, Julia G. Pitney, F. Bruce Sleeper, Jeffrey D. Sternklar, Howard Miles. MINUTE ORDER: Upon consideration of the Motion of Family Members for Order: Enforcing Confirmed Chapter 11 Plan, Holding Contemnors in Civil Contempt, and Imposing Sanctions, and any objections, and after expedited hearing, it is ORDERED: The Motion is granted in part; The final sentence of section 5.10 of the Trustee's Revised First Amended Plan of Liquidation Dated July 15, 2015 (as amended October 8, 2015) [Docket No. 1795, Exh. A] states "[a]ny dispute arising under this section 5.10 . . . shall be determined exclusively by de novo review before the Bankruptcy Court . . . ." This Court asserts continuing and exclusive jurisdiction over any and all disputes relating to the WD Trust, the WD Trustee, and the WD Trust Assets (as such terms are defined in the Motion) under the Plan and the order confirming the Plan, including but not limited to those as set forth in section 5.10 of the Plan. Based upon Ms. Nadeau's proof of claim (Claim No. 549), her May 19, 2016 motion filed in the Superior Court for the Province of Quebec, District of Saint-Francist", a copy of which is attached as Exhibit A to the Family Members' Motion, and her Objection, This Court concludes that Ms. Nadeau's May 19, 2016 motion concerns her entitlement to a Derailment Wrongful Death Claim that is covered under 5.10. Hearing continued on this, and other relief sought by family members, to 07/12/2016 at 09:00 AM at Bankruptcy Courtroom, Portland. /s/ Peter G. Cary, U.S. Bankruptcy Court. (MEP)