

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MAINE

_____)	
In re)	
)	
MONTREAL MAINE & ATLANTIC)	CHAPTER 11
RAILWAY, LTD.)	CASE NO. 13-10670-LHK
)	
Debtor)	
_____)	

**AMENDMENT TO
WRONGFUL DEATH CLAIMANTS’ MOTION TO BAR TRUSTEE’S PROSECUTION
OF DERAILMENT CLAIMS AGAINST NON-DEBTOR DEFENDANTS**

The Wrongful Death Claimants’ Motion to Bar Trustee’s Prosecution of Derailment Claims against Non-Debtor Defendants filed on February 19, 2014 [Docket No. 674] (the “Motion”) is hereby amended as follows: (a) the moving party shall consist of the following 47 claimants:

- Seraphin Alliance (as rerepresentative of the estate of Alliance, Marie Semie)
- Elise Dubois Couture (as rerepresentative of the estate of Beaudoin, David Lacroix)
- Gaston Begnoche (as representative of the estate of Begnoche, Alyssa Charest)
- Gaston Begnoche (as representative of the estate of Begnoche, Bianca Charest)
- Gaston Begnoche (as representative of the estate of Begnoche, Talitha Coumi)
- Suzanne Bizier and Alain Bizier (as representative of the estate of Bizier, Diane)
- Caroline Tremblay (as representative of the estate of Bolduc, Guy)
- Lisette Fortin-Bolduc and Steve Boulduc, (as representative of the estate of Bolduc, Stephane)
- Genevieve Dube (as representative of the estate of Bouchard, Yannick)
- Michel Boulanger (as representative of the estate of Boulanger, Eliane Parenteau)
- Louise Boulet (as representative of the estate of Boulet, Marie-France)
- Jean Boulet and Colette Boulet, (as representative of the estate of Boulet, Yves)
- Isabelle Boulanger (as representative of the estate of Frederic Boutin)
- Ginette Cameron (as representative of the estate of Breton, Genevieve)
- Ghislain Champagne and Eric Bilodeau (as representative of the estate of Champagne, Karine)
- Alexandre Boule (as representative of the estate of Sylvia Charron)
- Louise Couture (as representative of the estate of Clusiault, Kathy)
- Sylvia Custeau (as representative of the estate of Real Custeau)
- Therese Dubois Poulin (as representative of the estate of Dubois, Denise)
- Joannie Proteau, (as representative of the estate of Dubois, Maxime)

Maude Faucher (as representative of the estate of Faucher, Marie-Noelle)
Guylaine St-Laurent (as representative of the estate of Natachat Gaudreau)
Sandy Bedard (as representative of the estate of Guertin Jr., Michel)
Pierrette Boucher Lafontaine (parents) (as representative of the estate of Lafontaine, Gaetan)
Pascal Lafontaine (as representative of the estate of Lafontaine, Karine)
Clermont Pepin (as representative of the estate of Lajeunesse, Éric Pépin)
Marie-Eve Lapierre (as representative of the estate of Lapierre, Stéphane)
Diane Belanger (as representative of the estate of Lapointe, Joannie)
Marie Josee Grimard and Jean-Rene Grimard (as representative of the estate of Latulippe, Henriette)
Jacques Martin (as representative of the estate of David Martin)
Guy Paquet and Karine Paquet (as representative of the estate of Paquet, Roger)
Alexia Dumas-Chaput (as representative of the estate of Pelletier, Mathieu)
Robert Picard (as representative of the estate of Picard, Louisette Poirer)
Mario Poulin (as representative of the estate of Poulin, Marianne)
Herbert Ratsch (as representative of the estate of Wifrid Ratsch)
Jacques Giroux (as representative of the estate of Rodrique, Diane Giroux)
Lily Rodrique and Manon Rodrigue (as representative of the estate of Rodrique, Martin)
Manon Boulduc (as representative of the estate of Roy, Jean-Pierre)
Michelle Gaboury (as representative of the estate of Roy, Kevin)
Rejean Roy and Emmanuel Tossel (as representative of the estate of Roy, Melissa)
Mario Sévigny, Louise Breton and Marc-Antoine Sevigny (as representative of the estate of Sévigny, Andrée-Anne)
Michel Sirois and Solange Belanger (as representative of the estate of Sirois, Jimmy)
Richard Turcotte, (as representative of the estate of Turcotte, Elodie)
Suzanne Bizier (as representative of the estate of Turmel, Joanie)
Francois Poulin, Sylvie Vadnais and Jean Vadnais (as representative of the estate of Lucie Vadnais)
Annick Roy (as representative of the estate of Veilleux, Jean-Guy)
Micheline Veilleux (as representative of the estate of Veilleux, Richard)

as individual parties (the “Wrongful Death Claimants”), each of them the representative of an estate of a victim of the massive explosion in Lac-Mégantic, Quebec, from the derailment of a train operated by the Debtor,¹ and (b) wherever in the Motion “the Committee” is used as a defined term, it shall instead mean “the Wrongful Death Claimants” as defined immediately above. No other changes are made to the Motion.

The Motion was originally noticed for hearing on March 12, 2014, and the deadline for objections has passed. On the record at the March 12 hearing, the Court ordered the hearing on

¹ The foregoing list is alphabetized by last name of the decedent.

the Motion continued to 10:00 a.m. on April 8, 2014, subject to the movants' compliance with Fed. R. Bankr. P. 2019. With the 47 individual claimants now substituted for the unofficial committee as moving party, the Motion complies with the Court's bench ruling of March 19, 2014 concerning Rule 2019.² Accordingly, the Wrongful Death Claimants intend to proceed on April 8, 2014, with the hearing on the Motion.

Dated: March 27, 2014

/s/ George W. Kurr, Jr.
George W. Kurr, Jr.
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² The Court ordered:

Unless and until it's established otherwise, I will accept Mr. Kurr as a member of the bar of this Court and Mr. Cohn as admitted *pro hac vice* and well known to this Court with respect to their assertions that they represent 47 individual estates, and nothing more, not as an entity with full powers designated by lawyers, not as a committee with representative authority for the 47 or beyond the 47, but simply as lawyers representing 47 people. Which means that every pleading from now on will have to be in the names of those 47 people, every motion, every response, every plan and every disclosure statement will be in the name of those 47 individuals. And if it becomes apparent that these lawyers lack authority or have lacked authority, appropriate measures may be taken by those with standing. So ordered.

Audio Recording 1:19:13 - 1:20:34.