UNITED STATES BANKRUPTCY COURT DISTRICT OF MAINE

In re: \$
MONTREAL MAINE & ATLANTIC \$
CHAPTER 11
RAILWAY, LTD. \$
CASE NO. 13-10670

FIRST AMENDED MOTION FOR EXTENSION OF TIME TO FILE PROOF OF CLAIM BY CREDITOR ESTATE OF YVON RICARD AND ALL HEIRS OF THE ESTATE OF YVON RICARD'S

COMES NOW, Estate of Yvon Ricard, and all heirs of the Estate of Yvon Ricard (hereinafter jointly referred to as "Ricard Creditors"), and moves this Court to grant an extension of time to file a Proof of Claim. In support of this amended motion, Ricard Creditors state as follows:

- 1. Yvon Ricard was present the evening of the tragedy of Lac-Megantic. Although Yvon Ricard escaped death that night, the severe PTSD and depression finally overcame him and he died on August 22, 2015.
- 2. Until Yvon Ricard died, the Estate and heirs (Eve Dube'; FR, a Minor; JR, a Minor; Brigitte Ricard; Martine Ricard; Clement Ricard; Nicole Larouche; and Jean Ricard), had no claim to file as a result of his death (See Testament Exhibit "A").
- 3. Counsel for Ricard Creditors are based in Beaumont, Texas, and presently represents other Creditors in this matter.
- 4. Counsel for the Ricard Creditors has previously submitted 113 Proofs of claim in a timely fashion prior to the June 13, 2014 deadline.
- 5. Under Bankruptcy Rule 9006(b)(1), this Court can grant a motion for extension of time to file "where the failure to act was the result of excusable neglect." What constitutes excusable neglect is an equitable determination that allows this court to "accept late filings caused by inadvertence, mistake, or carelessness, as well as by intervening circumstances beyond the party's control. *Pioneer Investment Services Co. v. Brunswick Associates, L.P.*, 507 U.S. 380, 388 (1993). Moreover, factors to be considered in determining if excusable neglect standard has been met include length of delay and its potential impact on judicial proceedings, the reason for the delay, including whether it was within the reasonable control of the movant, and whether the

movant acted in good faith. *Id.* Excusable neglect requires an inquiry into the actions of both the creditor and their counsel. *Id.* Here, Ricard Creditors should be allowed to move forward because his failure to file a timely Proof of Claim is a result of the fact that the Ricard Creditors' Claim did not come into existence until the time of his death on August 22, 2015. Courts generally consider four factors in deciding whether a claimant has established excusable neglect. *In re Garden Ridge Corp.*, 348 B.R. at 645, citing *Hefta v. Official Comm. Of Unsecured Creditors (In re American Classic Voyages Co.)*, 405 F.3 133 (3d Cir. 2005). These factors include (i) the danger of prejudice to the debtor; (ii) the length of delay and its impact on the judicial proceedings; (iii) the reason for the delay, including whether the delay was within the reasonable control of the movant; and (iv) whether the creditor acted in good faith. *Id.* "All factors must be considered and balanced; no one factor trumps the others." *Id.* Certainly, there is no prejudice to the debtor here and there will be no delay at all. The Creditor has acted in good faith since the claim could not be filed until after August 22, 2015, when the Decedent died.

- 6. Further, the impact on the Tort Trust will be minimal. The inquiry into excusable neglect is an equitable one. Balancing the equities of the Tort Trust's costs against Creditor's complete bar to recover clearly weights in favor of Ricard Creditors. Moreover, Ricard Creditors will likely only qualify for approximately 2.5% 3% of the total awarded to all wrongful death claims or less. Therefore, his impact on the Tort Trust settlement would be minimal. This will not dilute the claims detrimentally, especially considering the arguments of Defendants' counsel as to the relative value of the claims in Canada.
- 7. It is also Counsel's understanding that Judge Dumas in the Canadian proceedings has asked the question as to whether these suicides will be added to the claims. In addition, the Court in Canada has already allowed approximately 200 late claims and is considering another 400 late claims to be heard in November, 2015 (See email attached as Exhibit "B" from Class Counsel, Joel Rochon, regarding same). It is the understanding of counsel that Judge Dumas will likely allow the filing of another 400 claims as well for a total of almost 600 late filed claims. (These are individuals that did not die and whose claims have existed for more than two years). It would not be equitable to allow these 600 non-priority claims and deny this priority death claim that did not exist until August 22, 2015.

8. The Proofs of Claim Forms for the Estate of Yvon Ricard, Eve Dube'; FR, a Minor; JR, a Minor; Brigitte Ricard; Martine Ricard; Clement Ricard; Nicole Larouche; and Jean Ricard are attached hereto as Exhibit "A".

WHEREFORE, Ricard Creditors respectfully request this Honorable Court grant this Motion and allow them to submit a Proof of Claim within ten (10) days of the granting of this motion, or such other later date as the Court deems proper, and any further relief this Court deems just.

Date: October 13, 2015

Respectfully submitted,

WELLER, GREEN, TOUPS & TERRELL, L.L.P.

Post Office Box 350 Beaumont, Texas 77704 (409) 838-0101

Fax: (409) 832-8577 Email: matoups@wgttlaw.com

BY: /s/ Mitchell A. Toups

/s/ Mitchell A. Toups MITCHELL A. TOUPS STATE BAR NO. 20151600

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing has been furnished to all counsel of record listed below by e-file on October 13, 2015.

/s/ Mitchell A. Toups
Mitchell A. Toups

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EXHIBIT "A"





TESTAMENT

L'AN DEUX MILLE CINQ (2005).

Le dix-huit (18) avril.

DEVANT Me Mario Fleury, notaire exerçant à Québec (Québec).

Assisté de Roland FALARDEAU, retraité, domicilié au 589, rue de l'Aqueduc, Québec (Québec) G1K 2H2;

témoin requis aux fins des présentes.

COMPARAIT:

Yvon RICARD, musicien, domicilié au 2174, rue de Fondville, Beauport (Québec) G1J 1X6, né le quatre décembre mil neuf cent soixante-dix (1970-12-04) à La Tuque (Québec), et dont le numéro d'assurance sociale est : 268 465 291.

Ci-après appelé : « TESTATEUR »

LEQUEL fait son testament comme suit :

ARTICLE I DÉCLARATION D'ÉTAT CIVIL ET MATRIMONIAL

Je déclare être célibataire pour ne m'être jamais marié, ni uni civilement. De plus, je déclare vivre en union de fait avec Éve DUBÉ, depuis octobre 2001.

ARTICLE II

Je taisse à la discrétion de mon liquidateur le soin de mes funérailles.

ARTICLE III

Je lègue tous mes biens meubles et immeubles, y compris le produit des polices d'assurance sur ma vie sans bénéficiaire désigné à ma conjointe de fait, Éve DUBÉ, que j'institue ma légataire universelle.

CLAUSE DE CO-MOURANTS

Au cas où ma légataire universelle ci-dessus nommée décédait avant moi, en même temps que moi, ou dans les trente (30) jours après moi, je lègue alors l'universalité de mesdits biens meubles et immeubles en parts égales à mes enfants au premier degré que j'institue, dans ce cas, mes légataires universels. Et à défaut, je lègue alors l'universalité de mesdits biens meubles et immeubles en parts égales à ma mère Nicole LAROUCHE et à mon père Clément RICARD, que j'institue dans ce cas, mes légataires universels, avec accroissement en faveur du survivant, le cas échéant.

ARTICLE IV

Je désigne comme liquidateur de ma succession, ma conjointe de fait, Éve DUBÉ.

En cas de décès, de refus, de démission ou d'incapacité l'égale d'agir de ce demier, je lui substitue ma mère, Nicole LAROUCHE.

En cas de décès, de refus, de démission ou d'incapacité légale d'agir de ce dernier, je lui substitue mon père, Clément RICARD.

S'il est impossible de pourvoir au remplacement de mon liquidateur de la façon ci-dessus prévue, mes héritiers le feront à la majorité par acte notarié en minute et à défaut, le tribunal pourra, sur requête d'un intéressé, nommer un liquidateur, et ce, avec tous les pouvoirs mentionnés au présent testament.

ARTICLE V FORME DE L'INVENTAIRE

Mon liquidateur devra produire l'inventaire prescrit par la loi par acte notarié en minute.



ARTICLE VI DÉMISSION

Même après avoir commencé la liquidation, mon liquidateur pourra en tout temps démissionner de sa charge pourvu que cette démission soit faite en forme notariée et soit accompagnée d'une reddition de compte. Les frais de la reddition de compte sont à la charge de la succession.

ARTICLE VII RÉMUNÉRATION DU LIQUIDATEUR

Pour les services que mon liquidateur sera appelé à rendre à ma succession, soit pour procéder à la liquidation de ma succession proprement dite, soit pour administrer les biens de cette demière, mon liquidateur n'aura droit à aucune rémunération.

ARTICLE VIII ALIÉNATION ET PLACEMENTS

Outre les pouvoirs que la loi lui confère, mon liquidateur pourra, seul et sans qu'il soit nécessaire d'obtenir le consentement de mes héritiers ou l'autorisation du tribunal, alléner tous mes biens meubles et immeubles à titre onéreux, les grever de droits réels ou en changer la destination, transiger et faire tout acte nécessaire ou utile.

Mon liquidateur pourra également, seul, faire tous placements qu'il jugera à propos, sans être astreint au respect des dispositions des articles 1339 et suivants du Code civil du Québec ou de quelque autre loi.

ARTICLE IX PLEINE ADMINISTRATION

Mon liquidateur sera chargé de la pleine administration des biens de ma succession. Nonobstant l'article 1306 C.c.Q., il sera cependant dispensé de l'obligation de faire fructifier les biens et d'accroître mon patrimoine successoral.

Sans limiter la généralité de ce qui précède, mon liquidateur pourra notamment :

- a) faire tout partage des biens de ma succession, en nature ou en espèces, de la manière qu'il jugera la meilleure; à cette fin, procéder à l'évaluation des biens, à la formation des lots ou à leur liquidation totale ou partielle. Mon liquidateur agira pour les fins de tout partage, sans formalités de justice, même si parmi mes héritiers se trouvaient des incapables. Mon liquidateur pourre toutefois différer le partage de tous ou certains biens de ma succession si la bonne marche ou la saine administration de ma succession l'exige;
- employer contre rémunération, les services de tout professionnel, homme de métier ou de toute personne dont les connaissances spéciales pourraient fui être utiles; mon liquidateur n'étant cependant pas lié par les opinions ou tes conseils de tels experts;
- décider de façon définitive de toute question qui pourrait survenir au cours de son administration, ses décisions étant finales et obligeant tous mes héritiers;
- d) en un mot, exercer les pouvoirs les plus étendus d'administration, d'aliénation et de disposition.

ARTICLE X MAINLEVÉE

Mon liquidateur pourra donner quittance, mainlevée ou priorité d'hypothèque avec ou sans considération.

ARTICLE XI LÉGATAIRES MINEURS OU INAPTES OU ABSENTS

Mon liquidateur devra conserver entre ses mains pour l'administrer la part de ceux qui pourront être avantagés par ce testament et qui, lors de l'ouverture de ma succession, seraient mineurs, sous un régime de curatelle ou de tutelle au majeur ou absents.

La part de ces personnes devra être employée comme suit:

 a) jusqu'à ce que ces personnes atteignent l'âge de dix-huit (18) ans accomplis, jusqu'à la fin du régime de protection, jusqu'au retour de l'absent ou l'ouverture de sa succession, selon le cas, mon liquidateur devra en capitaliser le revenu net, ou, à sa discrétion, employer tout ou partie de tel revenu au bénéfice de ces personnes;

lorsque ceux-ci atteindront l'âge de dix-huit (18) ans accomplis, lors de la fin du régime de protection ou au retour de l'absent ou à l'ouverture de sa succession, selon le cas, mon liquidateur devra leur remettre directement le capital et les revenus accumulés, s'il en est.

Mon liquidateur aura le pouvoir, à sa seule discrétion, de faire remise du tout ou de partie du capital de sa part à un bénéficiaire, par anticipation, en cas d'insuffisance de revenus, pour les besoins de ce dernier, notamment pour son instruction.

Jusqu'à la remise définitive de la part de chacun de mes légataires, il agira à titre d'administrateur chargé de la pleine administration du bien d'autrui.

Tous les legs, de quelque nature et provenance qu'ils soient en vertu de mon présent testament, soit en capital, soit en revenus, ainsi que tous les biens acquis en remploi et les fruits et revenus en provenant seront et demeureront propres à mes légataires et/ou bénéficiaires, ayant été légué à titre d'aliment et ne devront faire partie d'aucune communauté de biens, ni d'une société d'acquêts, ni être sujets aux droits matrimoniaux des conjoints de tels légataires ou bénéficiaires. Tels biens et revenus seront dévolus à tout légataire ou bénéficiaire à titre de blens propres et à titre d'aliment.

ARTICLE XIII

Tous ces legs et bénéfices, de quelque nature qu'ils soient en vertu de mon présent testament, sont faits à titre de disposition alimentaire pour mes légataires et/ou bénéficiaires, et ils sont insaisissables pour le paiement de leurs dettes, à moins que ces derniers ne renoncent, par acte notarié, à ce privilège d'insaisissabilité. Cette insaisissabilité est accordée afin de conserver l'objet des legs dans la famille et pour la vie de mon légataire.

ARTICLE XIV

Je révoque et annule toutes autres dispositions testamentaires antérieures à mon présent testament, qui seul contient l'expression de mes dernières volontés, la présente déclaration ayant été faite en présence du témoin.

TUTEUR

Advenant que mes enfants soient orphelins de père et mère, je nomme la mère de ma conjointe de fait, Sylvie DUBÉ, tuteur à la personne et aux biens de ces derniers, désirant que ceux-ci continuent à demeurer sous le même toit dans la mesure du possible.

DONT ACTE à Québec (Québec), sous le numéro SIX MILLE DEUX CENT VINGT (6220)-

des minutes du notaire soussigné.

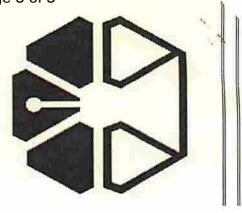
LECTURE FAITE au testateur par le notaire soussigné, lequel testateur, en présence du témoin, déclare que l'acte lu contient l'expression de ses demières volontés, le testateur, le témoin et le notaire signent en présence les uns des autres.

n RICARD

COPIE CONFORME

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In COPIE



PAR YVON RICARD TESTAMENT

6220

<u>Z</u>

18 avril 2005

Conseiller Juridique
464, rue Arago Ouest, Québec (Québec) G1K 2J6
Tél.: (418) 686-3339 / Fax: (418) 686-0897
Courriel: mfleury@notarius.net

EXHIBIT "B"

Mitch Toups

From: Jael Rochon < jrochon@rochongenova.com>

Sent: Tuesday, October 13, 2015 11:07 AM

To: Mitch Toups

Subject: RE: Judge Dumas statements regarding the suicide claims

He has allowed our initial late claims (a couple hundred). Our second motion (for a further 400 or so) will be heard likely at the beginning of November

JOEL P. ROCHON PARTNER

CELEMA 15 Z YHARS

ROCHONIGENOVA LLP

900 - 121 Richmond St W, Toronto, ON M5H 2K1 D 416.363.1867 x 222 T 1.866.881.2292 F 416.363.0263 E irochon@rochongenova.com

IN ASSOCIATION WITH:

LIEFF CABRASER HEIMANN & BERNSTEIN LLP | SAN FRANCISCO | NEW YORK | NASHVILLE

<u>Pownload my contact card (vCard Format) | View directions to our office (Google Mans)</u>
NOTE: This communication is privileged and intended only for the addressee. Please advise us immediately of receipt in error.

A PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS EMAIL.

From: Mitch Toups [mailto:matoups@wgttlaw.com]

Sent: Tuesday, October 13, 2015 11:09 AM

To: Joel Rochon

Subject: RE: Judge Dumas statements regarding the suicide claims

Has the Judge allowed your late filed claims yet?

EXHIBIT "C"

B10 (Official Form 10) (04/13)				
United States Bankrupto	Y COURT District	of Maine	PROOF OF CLAIM	
Name of Debtor:		Case Number:		
MONTREAL MAINE & ATLANT	IC RAILWAY, LTD.	13-10670		
		76 - V		
NOTE: Do not use this form to make a ci may file a request for payn	laim for an administrative expense that arise nent of an administrative expense according	es after the bankruptcy filing. You to I i U.S.C. § \$03.		
Name of Creditor (the person or other enti- ESTATE OF YVON RICARD, D	ity to whom the debtor owes money or prope	rry);	COURT USE ONLY	
Name and address where notices should be	e teol.		Check this box if this claim amends a	
Weller, Green, Toups & Terrell, L.L.P.			previously filed claim.	
P.O. Box 350 Beaumont, TX 77704			Court Claim Number:([fknown)	
Telephone number: (409) 838-0101	emsit: matoups@wgttlaw.com; j	gordon@wgttlaw.com		
Name and address where payment should	he cent (if different from shave):		Filed on: Check this box if you are aware that	
Nume and address where payment shows	ue sem (ii ama am main abore).		anyone clse has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.	
Telephone number:	cmail:			
1. Amount of Claim as of Date Case Fil	led: \$ <u>5,000,000,00</u>			
If all or part of the claim is secured, comp If all or part of the claim is entitled to pric				
i .	erest or other charges in addition to the princ	cipal amount of the claim. Attach a sta	atement that itemizes interest or charges.	
2. Basis for Claim: Unliquidated V (See instruction #2)	Vrongful Death, Survival and Estate	slaims Claims (All Claims Unii	quidated oursuant to 11 U.S.C. \$1171)	
3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled accoun	t as: 3b. Uniform Claim (dentific	er (optional):	
3 7 1 2	(See instruction #3a)	(See instruction #3b)		
	The state of the s	Amount of arrearage and o	ther charges, as of the time case was filed,	
	secured by a lien on property or a right of	included in secured claim, i	r any:	
setoff, attach required redacted document	•	mada et a confinidado.		
Nature of property or right of sctoff: C Describe:	J Real Estate O Motor Vehicle O Other	Basis for perfection:		
Value of Property: S	_	Amount of Secured Claim:	\$	
Annual Interest Rate% © Fixe	ed or (TVariable	Amount Unsecured:	S	
(when case was filed)				
5. Amount of Claim Entitled to Priorit the priority and state the amount.	ty under 11 U.S.C. § 507 (n). If any part o	f the claim falls into one of the follo	wing categories, check the box specifying	
Domestic support obligations under 11 U.S.C. §507(1)(1)(A) or (a)(1)(B)	☐Wages, salaries, or commissions (up to \$12,475°) carned within 180 days	DContributions to an employee ber plan - 11 U.S.C. §507 (a)(5)	efit Amount entitled to priority:	
Ti d.s.c. gso/(igigaty or (ag (gg)	before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. §507 (a)(4).	pian = 11 0.5.C. 9307 (a)(3)	\$5.000.009.00 plus (Estimated Amount Jury Might Award in U.S.—see Peragraph 1	
CIUp to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or household use - 11 U.S.C. 507(a)(7)	©Texes or penalties owed to governmental units – 11 U.S.C. § 507 U.S.C. 507(a)(8)	ClOther - Specify applicable paragraph of 11 U.S.C. § 507 (a)(_	above)	
	11/16 and every 3 years thereafter with resp	ect to cases commended on or after th	e date of adjustment.	
*Amounts are subject to adjustment on 4/	f01/16 and every 3 years thereafter with resp	pect to cases commenced on or after t	ne date of adjustment.	
6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)				

7. Documents: Attached are reducted copies of any documents the running accounts, contracts, judgments, mortgages, security agreem statement providing the information required by FRBP 3001(c)(3)(A evidence of perfection of a security interest are attached. If the claim (fled with this claim. (See instruction #7, and the definition of "reduction #7.	ents, or, in the case of a claim based on a .). If the claim is secured, box 4 has beer n is secured by the debtor's principal resi	n open-end or revolving consumer clean agreement, a n completed, and reducted copies of documents providing
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCU	MENTS MAY BE DESTROYED AFTE	ER SCANNING.
If the documents are not available, please explain:		
8. Signature: (See instruction #8)		
Check the appropriate box.		
I am the creditor. I am the creditor's authorized agent.	☐ I am the trustee, or the debtor, or their suthorized agent. (See Bankruptcy Rule 3004.)	☐ I am a guarantor, surety, enderser, or other codebtor. (See Bankruptcy Rule 3005.)
I declare under penalty of perjury that the information provided in t	his claim is true and correct to the best of	my knowledge, information, and reasonable belief.
Print Name: Eve Dubé, on behalf of the Estate of Yv Title: Company: Co Weller Green Toups & Terrell Address and telephone number (if different from notice address abo P O Box 350 Beaumont, TX 77704-0350		4 Septen Pore 201

Telephone number: (409) 838-0101 email: matoupa@wgtllaw.com; jgordon@wgtllaw.com

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.

Items to be completed in Proof of Claim form

Court, Name of Beblor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim,

2. Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

- 3. Last Four Digits of Any Number by Which Creditor Identifies Debtor: State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.
- 3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien.

documentation, and state, as of the date of the bankruptcy filing, the annual interest

rate (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a). If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach reducted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish total rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)
A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien

Claim Entitled to Priority Under 11 U.S.C. § 507

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filing of Claim
To receive acknowledgment of your filing, you may
either enclose a stamped self-addressed envelope and
a copy of this proof of claim or you may access the
count's PACER system
(www.pacer.psc.uscourts.gov) for a small fee to view
your filed proof of claim.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et req.), and any applicable orders of the bankruptcy court.

B10 (Official Form 10) (04/13)				T	
UNITED STATES BANKRUPTO	Y COURT	District of		PR	OOF OF CLAIM
Name of Debtor:			Case Number:		
MONTREAL MAINE & ATLANT	C RAILWAY, LTD.		13-10870		
NOTE: Do not use this form to make a ci may file a request for paym Nume of Creditor (the person or other enti	ent of an administrative expens	se according to	11 U.S.C. § 303.	 	
EVE DUBÉ	, io mioni die 60010. One mi				COURT USE ONLY
Name and address where notices should be Weller, Green, Toups & Terrell, P.O. Box 350 Beaumont, TX 77704	: sent: L.L.P.			previously	im Number:
Telephone number: (409) 838-0101	email: matoups@wgtt	law.com; jgo	rdon@wgttlaw.com	1 "	
Name and address where payment should		s):		anyone else relating to	his box if you are aware that c has filed a proof of claim this claim. Attach copy of giving particulars.
Telephone number;	email:				
I. Amount of Claim as of Date Case Fi					
If all or part of the claim is secured, comp If all or part of the claim is entitled to price					
Check this box If the claim includes int	erest or other charges in additio	on to the princip	al amount of the claim. Attach a	statement that i	lemizes interest or charges.
2. Basis for Claim: Unliquidated V (See instruction #2)	Vrongful Death, Survival	and Estate ci	nims Cialms (All Claims U	nliquidated p	ursugnt to 11 U.S.C. \$1171)
3. Last four digits of any number by which creditor identifies debtor:	Ja. Debtor may have sched	iuled account s	s: 3b. Uniform Claim Ident	ifier (opticaal)	ŀ
3 7 1 2	(See instruction #3a)		(See instruction #3h)		
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is setoff, attach required redacted document			Amount of arrearage an included in secured clair		s, as of the time case was filed,
Nature of property or right of setoff: (Describe:	Real Estate OMotor Vehic	le (TOther	Basis for perfection:		
Value of Property: S	_		Amount of Secured Clai	m: S	
Annual Interest Rate% OFix (when case was filed)	ed or O'Variable		Amount Vasecured:	S	
S. Amount of Claim Entitled to Prioric the priority and state the amount.	y under 11 U.S.C. § 507 (a). 1	If any part of t	he claim falls into one al the fo	llowing categor	ies, check the box specifying
Domestic support obligations under II U.S.C. §507(1)(1)(A) or (a)(1)(B)	(TWages, salaries, or comm to \$12,475°) carned within before the case was filed or debtor's business ceased, wh earlier - 11 U.S.C. \$507 (a)	180 days g the hichever is	DContributions to an employed plan – 11 U.S.C. §507 (a)(5)	\$5.00 (Esti Awa	unt entitled to priority: 10,000,80 phus mated Amount Jury Might rd in U.S. — see Paragraph 1
ClUp to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or household use - 11 U.S.C. 507(a)(7)	OTexes or penalties owed to governmental units – 11 U.S U.S.C. 507(a)(8)	o S.C. § 507	Oother – Specify applicable paragraph of 11 U.S.C. § 507 (a)		
*Amounts are subject to adjustment on 4/1 *Amounts are subject to adjustment on 4/1	• •	-		=	
6. Credits. The amount of all payments	on this claim has been credited	for the purpose	of making this proof of claim. (See instruction	¥6)

	7. Documents: Attached are reducted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and reducted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filled with this claim. (See instruction #7, and the definition of "reducted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:
I	8. Signature: (See instruction #8)
ı	Charlests and approximate them
I	Check the appropriate box.
	I sm the creditor. I am the creditor's authorized agent. I am the trustee, or the debtor. or their authorized agent. (See Bankruptcy Rule 3004.)
I	I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.
	Print Name: Eve Dubé
I	Title: 4sept. 25
I	Company: Co Weller Green Toups & Terrell Address and telephone number (if different from notice address above): (Signature) (Signature)
	P O Box 350
	Beaumont, TX 77704-0350
	Telephone number:(409) 838-0101 email: matoups@wgtllaw.com; jgordon@wgttlaw.com

Penalty for presenting fraudulant claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571, INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply. Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Fellow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor: State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

Ja. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of

documentation, and state, as of the date of the bankraptcy filing, the annual

interest rate (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a). If any portion of the claim fails into any category shown, check the appropriate box(cs) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach reducted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and ducuments required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent.
If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

Cisim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)
A secured claim is one backed by a lien on property
of the debtor. The claim is secured so long as the
creditor has the right to be paid from the property
prior to other creditors. The amount of the secured
claim cannot exceed the value of the property. Any
amount owed to the creditor in excess of the value of
the property is an unsecured claim. Examples of
liens on property include a mortgage on real estate or
a security interest in a car. A lien may be voluntarily
granted by a debtor or may be obtained through a
court proceeding. In some states, a court judgment is
a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Reducted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filing of Ctalm
To receive acknowledgment of your filing, you may
either enclose a stamped self-addressed envelope and
a copy of this proof of claim or you may access the
count's PACER system
(www.pacer.psc.uscounts.gov) for a small fee to view
your filed proof of claim.

Offers to Purchase a Claim

Certain entitles are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entitles may contact the creditor and offer to purchase the claim. Some of the written communications from the sentities may easily be confused with official court documentation or communications from the debtor. These entitles do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.

B10 (Official Form 10) (04/13)					
UNITED STATES BANKRUPTO	Y COURT	District of N		PROOF OF CLAIM	
Name of Debtor:		7	Case Number:		
MONTREAL MAINE & ATLANT	C RAILWAY, LTD.		13-10670		
NOTE: Do not use this form to make a ci may file a request for payn	aim for an administrative expension of an administrative expens	nse that arises aft se according to !	ler the bankruptcy filing. You I U.S.C. § 503.		
Name of Creditor (the person or other enting F (MINOR)				COURT USE ONLY	
Name and address where notices should be	sent:			Check this box if this claim amends	8
Weller, Green, Toups & Terrell,				previously filed claim.	
P.O. Box 350 Beaumont, TX 77704				Court Claim Numbers	
Telephone number: (409) 838-0101	cmzil: matoups@wgttl	law com: iac	ion@walliaw.com	([f known)	
	matoups@wgtu	an.com, jyord	NAME AND AUTON II	Filed on:	
Name and address where payment should	be sent (if different from above):		Check this box if you are aware that anyone else has filed a proof of claim	3
				relating to this claim. Attach copy of	
			1	statement giving particulars.	
Telephone number:	cmail;				
I. Amount of Claim as of Date Case Fi	ed: \$5,000,000,00				
If all or part of the claim is secured, comp If all or part of the claim is entitled to pric					
· ·	•	a.aha calaali A		stement that iteminar interest or absence	
OCheck this box if the claim includes int	erest or other charges in additio	u to me buuc ha i	Bractifit of the claim. Attoch 8 STR	agricul that remues interest or charges.	
2. Basis for Claim: Unliquidated V (See instruction #2)	Vrangful Death, Survival	and Estate clai	ims Claims (All Claims Unli	quidated pursuant to 11 U.S.C. §1	1171)
Last four digits of any number by which creditor identifies debtor:	Ja. Debter may have sched	uled account as:	3b. Uniform Claim Identific	er (optional):	
3 7 1 2	(See instruction #3a)		(See instruction #3b)		
A Convent Claim (Con instruction #A)			Amount of arrearage and o included in secured claim, i	ther charges, as of the time case was If	led,
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is	secured by a lien on property or	raright of	incinaca in securea essim, i		
setoff, attach required reducted document	s, and provide the requested inf	formation.		5	
Nature of property or right of setoff: (Real Estate	le (TOther	Basis for perfection:		-
Describe:			A	. •	
Value of Property: S	-		Amount of Secured Claim:		
Annual Interest Rate% @Fixe (when case was filed)	ed or OVariable		Amount Unsecured:	S	
5. Amount of Claim Entitled to Priorit the priority and state the amount.	y under 11 U.S.C. § 507 (a). 1	If any part of the	e claim fails into one of the follow		og
Domestic support obligations under 11 U.S.C. \$507(1)(1)(A) or (a)(1)(B)	UWages, salaries, or commi to \$12,475°) earned within I before the case was filed or debtor's business ceased, wh earlier - 11 U.S.C. §507 (a)(180 days pic the nichever is	Contributions to an employee ben an – 11 U.S.C. §507 (a)(5)	SS.000.000.00 nius (Estimated Amount Jury Migh Award to U.S. – see Paragraph	
OUp to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or	OTexes or penalties owed to governmental units – 11 U.S U.S,C. 507(a)(8)	, <u>a</u>	Other - Specify applicable ungraph of 11 U.S.C. § 507 (a)(above)	
household use LI U.S.C. 507(a)(7)		Assistant and the second		en data of adjustment	
*Amounts are subject to adjustment on 4/6 *Amounts are subject to adjustment on 4/6	* *	-		•	
6. Credits. The amount of all payments	on this claim has been credited	for the purpose o	of making this proof of claim. (See	instruction #6)	

7 Beauments: Attached are reducted copies of any documents the	summer the claim, such as promissory at	otes, purchase orders, invoices, itemized statements of		
7. Documents: Attached are reducted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by PRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and reducted copies of documents providing evidence of perfection of a security interest are statched. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filled with this claim. (See Instruction #7, and the definition of "reducted".)				
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS.	MENTS MAY BE DESTROYED AFTE	R SCANNING.		
If the documents are not available, please explain:				
8. Signature: (See instruction#8)				
Check the appropriate box.				
I am the creditor.	☐ I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.)	I am a guarantor, surety, endorser, or other codebtor, (See Bankruptcy Rule 3005.)		
I declare under penalty of perjury that the information provided in th	is claim is true and correct to the best of	my knowledge, information, and reasonable belief.		
Print Name: Eve Dubé, on behalf of F 3 1 Title: Company: Co Weller Green Toups & Terrell Address and telephone number (if different from notice address abov P O Box 350	(minor) (Signature)	4 Septembre 2019		

Telephone number: (409) 838-0101 cmail: matoups@wgitlaw.com; jgordon@wgitlaw.com

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtar, exceptions to these general rules may apply.

Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filling. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money losned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor: State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien.

documentation, and state, as of the date of the bankruptcy filing, the annual interest

rate (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a). If any portion of the claim falls into any category shown, check the appropriate box(cs) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach reducted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5003(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 596 (a)
A secured claim is one backed by a lien on property
of the debtor. The claim is secured so long as the
creditor has the right to be paid from the property
prior to other creditors. The amount of the secured
claim cannot exceed the value of the property. Any
amount owed to the creditor in excess of the value of
the property is an unsecured claim. Examples of
liens on property include a mortgage on real estate or
a security interest in a car. A lien may be voluntarily
granted by a debtor or may be obtained through a
court proceeding. In some states, a court judgment is
a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

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count's PACER system
(www.pacer.psc.uscourts.gov) for a small fee to view
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Certain entitles are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entitles may contact the creditor and offer to purchase the claim. Some of the written communications from these entitles may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptey court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptey Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptey court.

United States Bankruptcy	COURT District	of Maine	PROOF OF CLAIM
Name of Debtor:		Case Number:	
MONTREAL MAINE & ATLANTIC	CRAILWAY, LTD.	13-10870	
NOTE: Do not use this form to make a cla may file a request for payme Name of Creditor (the person or other entity J' R' , (MINOR)	nt of an administrative expense according	g to 11 U.S.C. § 303.	
			COURT USE ONLY Check this box if this claim amonds a
Name and address where notices should be Weller, Green, Toups & Terrell, L P.O. Box 350 Beaumont, TX 77704	.L.P.		previously filed claim. Court Claim Number: ((f'brown)
Telephone number: (409) 838-0101	email: matoups@wgttlaw.com;	gordon@wgtllaw.com	Filed on:
Name and address where payment should b	c sent (if different from above):		C) Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Telephone number:	email;		
1. Amount of Claim as of Date Case File	d: \$5,000,000,00		
If all or part of the claim is secured, comple If all or part of the claim is entitled to prior			
Check this box if the claim includes inter	rest or other charges in addition to the prim	cipal amount of the claim. Attach a s	tatement that itemizes interest or charges.
Basis for Claim: <u>Unliquidated W</u> (See instruction #2)	rongful Death, Survival and Estate	e ciaims Ciaims (All Claims Un	liquidated nursuant to 11 U.S.C. 8117
by which creditor identifies debtor:	3a. Debtor may have scheduled accoun	nt as: 3b. Uniform Claim Identif	fler (optional):
3 7 1 2	(See instruction #3a)	(See instruction #3h)	other charges, as of the time case was filed
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is set off, attach required reducted documents,	ecured by a lien on property or a right of and provide the requested information.	Amount of arrearage and included in secured claim	other charges, as or the time case was tiled, if any:
Nature of property or right of setoff: O Describe:	•	Basis for perfection:	
Value of Property: S		Amount of Secured Clain	a: \$
Annual Interest Rate% OFixed (when case was filed)	l or □Variable	Amount Unsecured:	\$
5. Amount of Claim Entitled to Priority the priority and state the amount.	under 11 U.S.C. § 507 (a). If any part	of the cialm falls into one of the fall	owing categories, check the box specifying
☐ Domestic support obligations under I1 U.S.C. §507(1)(1)(A) or (a)(1)(B)	(TWages, salaries, or commissions (up to \$12,475°) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. §507 (a)(4).	GContributions to an employee b plan - 11 U.S.C. §507 (a)(5)	\$5,000,000,00 plus (Estimated Amount Jury Might Award in U.S see Paragraph 1
	OTexes or penalties owed to	Other - Specify applicable	above)
OUp to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or household use - 11 U.S.C. 507(a)(7) Amounts are subject to adjustment on 4/01	governmental units - 11 U.S.C. § 507 U.S.C. 507(a)(8)	paragraph of 11 U.S.C. § 507 (a)(

7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, involces, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filled with this claim. (See instruction 67, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:				
8. Signature: (See instruction #8)				
Check the appropriate box.				
I am the creditor. CT I am the creditor's authorized agent. O I am the trustee, or the debtor, or their authorized agent. (See Bankruptey Rule 3005.)	rser, ar other codebtor.			
I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and rea	sonable belief.			
Print Name: Eve Dubé, on behalf of J. : R (minor) Title: Company: C/O Weller Green Toups & Terrell Address and telephone number (if different from notice address above): P O Box 350 Beaumont, TX 77704-0350	plubre 20			

email: matoups@wgttlaw.com; jgordon@wgttlaw.com Telephone number: (409) 838-0101 Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor. exceptions to these general rules may apply. Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filling. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor: State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4, Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien

documentation, and state, as of the date of the bankruptcy filing, the annual interest

rate (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Chim Entitled to Priority Under 11 U.S.C. § 507 (e). If any portion of the claim falls into any estegory shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach reducted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(e) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. 5101 (10).

Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)
A secured claim is one backed by a lien on property
of the debtor. The claim is secured so long as the
creditor has the right to be paid from the property
prior to other creditors. The amount of the secured
claim cannot exceed the value of the property. Any
amount owed to the creditor in excess of the value of
the property is an unsecured claim. Examples of
liens on property include a mortgage on real estate or
a security interest in a car. A lien may be voluntarily
granted by a debtor or may be obtained through a
court proceeding. In some states, a court judgment is
a lien.

A claim also may be secured if the creditor owes the debter money (bas a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Ctaim Entitled to Priority Under 11 U.S.C. § 507

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been reducted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services oas to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filing of Claim
To receive acknowledgment of your filing, you may
either enclose a stamped self-addressed envelope and
a copy of this proof of claim or you may access the
count's PACER system
(www.pacer.psc.uscounts.gov) for a small fee to view
your filed proof of claim.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may casily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.

B10 (Official Form 10) (04/13)			
United States Bankrupto	Y COURT Distric	ct of Maine	PROOF OF CLAIM
Name of Debior:		Case Number:	
MONTREAL MAINE & ATLANT	IC RAILWAY, LTD.	13-10870	
	nent of an administrative expense accord	ing to 11 U.S.C. § 503.	
Name of Creditor (the person or other ent BRIGITTE RICARD	ity to whom the debtor owes money or pr	operty):	COURT USE ONLY
Name and address where notices should b			Check this box if this claim amends a
Weller, Green, Toups & Terrell, P.O. Box 350 Beaumont, TX 77704	L.L.P.		previously filed claim. Court Claim Number:
Telephone number: (409) 838-0101	email: maloups@wgttlaw.com	i; įgorden@wgttlaw.com	Filed on:
Name and address where payment should	be sent (if different from above):		CI Check this box if you are aware that anyone clse has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Telephonenumber:	email:		
Amount of Claim as of Date Case Fi If all or part of the claim is secured, comp			
If all or part of the claim is entitled to price	prity, complete item 5.		
OCheck this box if the claim includes int	erest or other charges in addition to the pr	rincipal amount of the claim. Attach a st	atement that itemizes interest or charges.
Basis for Claim: Unliquidated V (See instruction #2)	Vrongful Death, Survival and Esta	nte claims Claims (All Claims Uni	iquidated pursuant to 11 U.S.C. 81171)
3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled acco	unt as: 3b. Uniform Claim [deatiff	er (optional):
3 7 1 2	(See instruction #3a)	(See instruction #3b)	
4. Secured Claim (See instruction #4)		Amount of arrearage and included in secured cisim,	other charges, as of the time case was filed, If any:
Check the appropriate box if the claim is setoff, attach required redacted document	secured by a lien on property or a right of is, and provide the requested information.	f	\$
Nature of property or right of setoff: (TReal Estate OMotor Vehicle 110th	ner Basis for perfection:	
Value of Property: S		Amount of Secured Claims	s S
Annual Interest Rate% (Fixe	ed or OVariable	Amount Unsecured:	\$
5. Amount of Claim Entitled to Priorit the priority and state the amount.	y under 11 U.S.C. § 507 (a). If any par	t of the claim falls into one of the follo	wing categories, check the box specifying
O Domestic support obligations under 11 U.S.C. §507(1)(1)(A) or (a)(1)(B)	(TWages, salaries, or commissions (up to \$12,475°) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. §507 (a)(4).	plan 11 U.S.C. §507 (a)(S)	\$5.000.000.00 olus (Estimated Amount Jury Might Award in U.S. – see Paragraph 1
Up to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or household use - 11 U.S.C. 507(a)(7)	OTexes or penalties owed to governmental units – 11 U.S.C. § 507 U.S.C. 507(a)(8)		
Amounts are subject to adjustment on 4/0	• •	•	•
*Amounts are subject to adjustment on 4/	01/16 and every 3 years thereafter with r	vspect to cases commenced on or after t	he date of adjustment.
6. Credits. The amount of all payments	on this claim has been credited for the pu	rrpose of making this proof of claim. (Se	: instruction #6)

7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A)). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filled with this claim. (See Instruction #7, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:				
8. Signature: (See inst	truction #8)			
Check the appropriate b	oox.			
(* I am the creditor.	I am the creditor's authorized agent.	 1 am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.) 	CI I am a guarantor, surety, endorser, or other codebtor. (See Bankruptcy Rule 3005.)	
I declare under penalty	of perjury that the information provided in this	s claim is true and correct to the best of a	ny knowledge, information, and reasonable belief.	
Print Name: Title: SISTER Company: C/O We	BRIGITTE RICARO	= Bigitte	fical 15-Sept 2015	
Address and telephone P O Box 350	number (if different from notice address above	c): (Signature)	(Date)	
Beaumont, TX 7	7704-0350			
Telephone number: (40	9) 838-0101 email: matoups@w	gttlaw.com; jgordon@wgltlaw.co	em	

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571,

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number, If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mangage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

3. Last Four Digits of Any Number by Which Creditor (dentifies Debtor: State only the last four digits of the debtor's account or other number used by the ereditor to identify the debtor.

3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

Check whether the claim is fully or partially secured. Skip this section if the

Items to be completed in Proof of Claim form Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of

> documentation, and state, as of the date of the bankruptcy filing, the annual interest

rate (and whether it is fixed or variable), and the amount past due on the claim.

S. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a). if any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach reducted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(e) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debter's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(e) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim mosts the requirements of FRBP 901 1(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)
A secured claim is one backed by a lien on property
of the debtor. The claim is secured so long as the
creditor has the right to be paid from the property
prior to other creditors. The amount of the secured
claim cannot exceed the value of the property. Any
amount owed to the creditor in excess of the value of
the property is an unsecured claim. Examples of
liens on property include a mortgage on real estate or
a security interest in a car. A lien may be voluntarily
granted by a debtor or may be obtained through a
court proceeding. In some states, a court judgment is
a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the Initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filing of Claim
To receive acknowledgment of your filing, you may
either enclose a stamped self-addressed envelope and
a copy of this proof of claim or you may access the
count's PACER system
(www.pacer.psc.uscourts.gov) for a small fee to view
your filed proof of claim.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3601(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.

B10 (Official Form 10) (04/13)					
United States Bankrupto	CY COURT District	of Maine	PROOF OF CLAIM		
Name of Debtor:		Case Number:			
MONTREAL MAINE & ATLANT	TIC RAILWAY, LTD.	13-10670	,		
may file a request for pays	claim for an administrative expense that aris ment of an administrative expense according tity to whom the debtor owes money or prop	3 to 11 U.S.C. § 503.	COURT USE ONLY		
Name and address where notices should b			Check this box if this claim amends a		
Weller, Green, Toups & Terrell, P.O. Box 350 Beaumont, TX 77704			previously filed claim. Court Claim Number:		
Telephone number: (409) 838-0101	cmail: matoups@wgttlaw.com; j	gordon@wgttlaw.ccm	Filed on:		
Name and address where payment should Telephone number:	Name and address where payment should be sent (if different from above): Telephone number: email:				
1. Amount of Claim as of Date Case Fi	iled: \$ <u>5,000,000,00</u>				
If all or part of the claim is secured, comp If all or part of the claim is entitled to prio	ority, complete item 5.		terrent that learning integrate on phonon		
Theck this box if the claim includes in	terest or other charges in addition to the prins	Cipal amount of the claim. Attenduste	tement mai itemizes interest of energies.		
Basis for Claim: <u>Unliquidated V</u> (See instruction #2)	Vrongful Death, Survival and Estate	ciaims Claims (Ali Claims Unli	guidated pursuant to 11 U.S.C. 81171)		
3. Last four digits of any number by which creditor identifies debtor:	3a. Debior may have scheduled accoun	t as: 3b. Uniform Claim (dentific	r (optional):		
3 7 1 2	(See instruction #3a)	(See instruction #3b)			
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is setoff, attach required reducted document	secured by a lien on property or a right of its, and provide the requested information.	Amount of arrearage and o included in secured claim, f	ther charges, as of the time case was filed, fany: S		
Nature of property or right of setoff: (Real Estate OMotor Vehicle OOther	Basis for perfection:			
Value of Property: S	-	Amount of Secured Claim:	\$		
Annual Interest Rate% (Flxe) (when case was filed)	ed or ①Variable	Amount Unsecured:	S		
5. Amount of Claim Entitled to Priorit the priority and state the amount.	ty under II U.S.C. § 507 (a). If any part o	If the claim falls into one of the follow	ring categories, check the box specifying		
Domestic support obligations under 11 U.S.C. §507(1)(1)(A) or (a)(1)(B)	OWages, salaries, or commissions (up to \$12,475°) carned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. \$507 (a)(4).	CiContributions to an employee beat plan - 11 U.S.C. §507 (a)(5)	\$5,000,000,00 ntim (Estimated Amount Jury Might Award to U.S. – see Paragraph 1		
OUp to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or household use - 11 U.S.C. 507(a)(7)	©Texes or penalties owed to governmental units – 11 U.S.C. § 507 U.S.C. 507(a)(8)	ClOther - Specify applicable paragraph of 11 U.S.C. § 507 (a)(
	01/16 and every 3 years thereafter with resp 01/16 and every 3 years thereafter with resp				
6. Credits. The amount of all payments	on this claim has been credited for the purpo	ose of making this proof of claim. (See	instruction #6)		

7. Documents: Attached are reducted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(e)(3)(A). If the claim is secured, box 4 has been completed, and reducted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #7, and the definition of "reducted".)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

8. Signature: (See instruction #8)

Check the appropriate box.

[] I am the trustee, or the debtor. or their authorized agent. (See Bankruptcy Rule 3004.)

I am a guarantor, surety, endorser, or other codebtor. (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

MARTINE RICARD

Title: SISTER
Company: Co Weller Green Tours & Terrell
Address and telephone number (if different from notice address above):
P O Box 350

Beaumont, TX 77704-0350

Telephone number: (409) 838-0101

email: matoups@wgttlaw.com; jgordon@wgttlaw.com

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply. Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested narry objects to

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor: State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifles a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uaiform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of

documentation, and state, as of the date of the bankruptcy filing, the annual interest

rate (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a). If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the extegories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debter credit for any payments received toward the debt.

7. Documents:

Attach reducted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRRP 3601(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after seanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 901 1(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. \$101 (10).

Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filling. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § \$06 (a)
A secured claim is one backed by a lien on property
of the debtor. The claim is secured so long as the
creditor has the right to be paid from the property
prior to other creditors. The amount of the secured
claim cannot exceed the value of the property. Any
amount owed to the creditor in excess of the value of
the property is an unsecured claim. Examples of
liens on property include a mortgage on real estate or
a security interest in a car. A firm may be voluntarily
granted by a debtor or may be obtained through a
court proceeding. In some states, a court judgment is
a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Reducted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or floancial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lion, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filing of Claim

To receive acknowledgment of your filing, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system

(www.pacer.psc.uscourts.gov) for a small fee to view your filed proof of claim.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be conflused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.

UNITED STATES BANKRUPTO	CY COURT District	of Maine	PROOF OF CLAIM
Name of Debtor:		Case Number:	
MONTREAL MAINE & ATLANT	IC RAILWAY, LTD.	13-10670	
may file a request for pays	email: maloups@wgtllaw.com; j	g to 11 U.S.C. § 503.	COURT USE ONLY Check this box if this claim amends a previously filed claim. Court Claim Number: (If Imown) Filed on: Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of
Telephone number:	email:		statement giving particulars.
1. Amount of Claim as of Date Case Fl	led: \$ <u>5.000.000.00</u>		
If all or part of the claim is secured, comp If all or part of the claim is entitled to price	ority, complete item 5.		
O Check this box if the claim includes int	terest or other charges in addition to the prin	cipal amount of the claim. Attach a st	atement that itemizes interest or charges.
2. Basis for Claim: Unliquidated V (See instruction #2)	Vrongful Death, Survivol and Estate	eclaims Cirims (All Cinims Uni	iguldated nursuant to 11 U.S.C. 8117
3. Last four digits of any number by which creditor identifies debtur:	3a. Debtor may have scheduled accoun	et as: 3b. Uniform Claim Identiff	er (optional):
3 7 1 2	(See instruction #3a)	(See instruction #3b)	
setoff, attach required reducted document	secured by a lien on property or a right of is, and provide the requested information.	included in secured claim,	other charges, as of the time case was filed, if any:
Nature of property or right of setoff: (Describe:	□ Real Estate □ Motor Vehicle □ Other	Basis for perfection:	
Value of Property: S	-	Amount of Secured Claims	
Annual Interest Rate% (Pfixe (when case was filed)	ed or O'Veriable	Amount Unsecured:	S
5. Amount of Claim Entitled to Priorit the priority and state the amount.	ty under 11 U.S.C. § 507 (a). If any part o	of the claim falls into one of the follo	wing categories, check the box specifying
☐ Domestic support obligations under 11 U.S.C. §507(1)(1)(A) or (a)(1)(B)	CiWages, salaries, or commissions (up to \$12,475°) carried within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. §507 (a)(4).	CiContributions to an employee be plan – 11 U.S.C. §507 (a)(5)	SS.000.000.00 plus (Estimated Amount Jury Might Award in U.S. – see Paragraph 1
OUp to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or household use — 11 U.S.C. 507(a)(7)	OTexes or penalties owed to governmental units – 11 U.S.C. § 507 U.S.C. 507(a)(8)	ClOther - Specify applicable paragraph of 11 U.S.C. § 507 (a)(
•	01/16 and every 3 years thereafter with res (01/16 and every 3 years thereafter with res		
6. Credits. The amount of all payments	on this claim has been credited for the purp	ose of making this proof of claim. (So	e instruction #6)

7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, iteratized statements of running accounts, contracts, judgments, montgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(e)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Montgage Proof of Claim Attachment is being filled with this claim. (See instruction #7, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:			
8. Signature: (See instruction #8)			
Check the appropriate box.			
(S) I am the creditor. (7) I am the creditor's authorized agent.	☐ I am the trustee, or the debtor, or their authorized agent. (See Bankruptoy Rule 3004.)	☐ I am a guarantor, surety, endorser, or other codebtor. (See Bankruptcy Rule 3005.)	
I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.			
Print Name: CLEMENT RICARD Title: FATHER Company: C/O Weller Green Tours & Terrell Company: C/O Weller Green Tours & Terrell Company: C/O Weller Green Tours & Terrell			
Address and telephone number (if different from notice address and P O Box 350 Beaumont, TX 77704-0350	ove): (Signature)	(Date)	
Telephone number: (409) 838-0101 email: matoups@wattlaw.com; igordon@wgttlaw.com			

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571,

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court Informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, martgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor: State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

Ja. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases,

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

Items to be completed in Proof of Claim form Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien

documentation, and state, as of the date of the bankruptcy filing, the annual interest

rate (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a). If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach reducted copies of any documents that show the debt exists and a lien secures the debt. You must also stiach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjusy that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the epent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. 8101 (10).

Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filling. The creditor must file the form with the clork of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)
A secured claim is one backed by a lien on property
of the debtor. The claim is secured to long as the
creditor has the right to be paid from the property
prior to other creditors. The amount of the secured
claim cannot exceed the value of the property. Any
amount owed to the creditor in excess of the value of
the property is an unsecured claim. Examples of
liens on property include a mortgage on real estate or
a security interest in a car. A lien may be voluntarily
granted by a debtor or may be obtained through a
court proceeding. In some states, a court judgment is
a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the disclosure of the goods or services, timit the disclosure of the goods or services to as to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filling of Claim
To receive acknowledgment of your filing, you may
either enclose a stamped self-addressed envelope and
a copy of this proof of claim or you may access the
count's PACER system
(www.psccr.psc.uscourts.gov) for a small fee to view
your filed proof of claim.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entitles do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3601(c), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.

B10 (Official Form 10) (04/13)			
United States Bankrupto	CY COURT District	of Maine	PROOF OF CLAIM
Name of Debtor:		Case Number:	
MONTREAL MAINE & ATLANT	TC RAILWAY, LTD.	13-10870	
may file a request for pays	ciaim for an administrative expense that aris ment of an administrative expense according lity to whom the debtor owes money or prop	R to 11 U.S.C. § 503.	
			COURT USE ONLY
Name and address where notices should be Weller, Green, Toups & Terrell, P.O. Box 350 Beaumont, TX 77704 Telephone number: (409) 838-0101		isseiss/Awaitiew com	Check this box if this claim amends a previously filed claim. Court Claim Number: (If Inown)
(700) 000-010.	Illatonha@uAttion.aa	Boinou@aAinea~	Filed on:
Name and address where payment should be sent (if different from above): Telephone number: email:			Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars,
1. Amount of Claim as of Date Case Filed: \$5.080.000.00 If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.			
2. Basis for Claim: <u>Unliquidated V</u> (See instruction #2)	Vrongful Death, Survival and Estate	claims Claims (All Claims Units	nuidated pursuant to 11 U.S.C. 81171)
3. Last four digits of any number by which creditor identifies debior:	Ja. Debtor may have scheduled account	it as: 3b. Uniform Claim Identifie	r (optional):
3 7 1 2	(See instruction #3a)	(See instruction #3b)	
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is setoff, attach required reducted document	secured by a lien on property or a right of		ther charges, as of the time case was filed, fany: S
Nature of property or right of setoff: C Describe:	Real Estate Motor Vehicle Other	Basis for perfection:	
Value of Property: S	-	Amount of Secured Claim:	S
Annual Interest Rate% OFixe (when case was filed)	ed or 🗗 Variable	Amount Unsecured:	S
5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim fails into one of the following entegories, check the box specifying the priority and state the amount.			
☐ Domestic support obligations under II U.S.C. §507(1)(1)(A) or (a)(1)(B)	(TWages, salaries, or commissions (up to \$12,475°) carned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. §507 (a)(4).	CContributions to an employee bene plan - 11 U.S.C. §507 (a)(5)	\$5,000.000.00 nlus (Estimated Amount Jury Might Award in U.S. – see Paragraph 1
OUp to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or household use - 11 U.S.C. 507(a)(7)	OTexes or penalties owed to governmental units – 11 U.S.C. § 507 U.S.C. 507(a)(8)	ClOther - Specify applicable paragraph of 11 U.S.C. § 507 (a)(⁻
	1/16 and every 3 years thereafter with response		•
	01/16 and every 3 years thereafter with resp on this claim has been credited for the purpo		

7. Documents: Attached are reducted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(o)(3)(A). If the claim is secured, box 4 has been completed, and reducted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #7, and the definition of "reducted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:			
8. Signature: (See instruction #8)			
Check the appropriate box.			
Sam the creditor. I am the creditor's authorized agent.	() I am the trustee, or the debtur, or their authorized agent. (See Bankruptey Rule 3004.)	(3) I am a guarantor, surety, endorser, or other codebtor. (See Bankruptcy Rule 3005.)	
I declare under penalty of perjury that the information provided in th	is claim is true and correct to the best of	my knowledge, information, and reasonable belief.	
Print Name: NICOLE LAROUCHE Title: MOTHER Company: CO Weller Green Touns & Terrell Address and telephone number (if different from notice address abov P O Box 350 Beaumont, TX 77704-0350	e): (Signature)	Larouske 15/09/20.	

email: matoups@wgttlaw.com; jgordon@wgttlaw.com Telephone number: (409) 838-0101 Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571,

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor. exceptions to these general rules may apply.

Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

Basis for Cialm:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor: State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of Hen

documentation, and state, as of the date of the bankruptcy filing, the annual interest

rate (and whether it is fixed or variable), and the amount past due on the claim.

S. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a). If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach reducted cupies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves, FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filling the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

Claim

A claim is the creditor's right to receive payment for a deht owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the hankruptcy filling. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)
A secured claim is one backed by a lien on property
of the debtor. The claim is secured so long as the
creditor has the right to be paid from the property
prior to other creditors. The amount of the secured
claim cannot exceed the value of the property. Any
amount owed to the creditor in excess of the value of
the property is an unsecured claim. Examples of
liens on property include a mortgage on real estate or
a security interest in a car. A lien may be voluntarily
granted by a debtor or may be obtained through a
court proceeding. In some states, a court judgment is
a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minur's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgmeat of Filing of Claim
To receive acknowledgment of your filing, you may

cither enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system

(www.pacer.psc.uscourts.gov) for a small fee to view your filed proof of claim.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entitles do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seg.), and any applicable orders of the bankruptcy court.

B10 (Official Form 10) (04/13)			
United States Bankrupto	CY COURT District	of Maine	PROOF OF CLAIM
Name of Debtor:		Case Number:	
MONTREAL MAINE & ATLANT	IC RAILWAY, LTD.	13-10670	
may file a request for pays	claim for an administrative expense that arts ment of an administrative expense according try to whom the debtor twes money of propi	to 11 U.S.C. § 503.	
JEAN RICARD		, ,, ,	COURT USE ONLY
Name and address where notices should be Weller, Green, Toups & Terrell, P.O. Box 350 Beaumont, TX 77704	Ĺ.L.P.		Check this box if this claim amends a previously filed claim. Court Claim Number: ((florown)
Telephone number: (409) 838-0101	cmail: matoups@wgttlaw.com; j	gordon@wgttlaw.com	Filed on:
Name and address where payment should			Filed on: Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Telephone number:	email;		
I. Amount of Claim as of Date Case Filed: S5_000,000,00			
2. Basis for Claim: Unliquidated Wrongful Death, Survival and Estate claims Claims (All Claims Unliquidated pursuant to 11 U.S.C. §1171) (See instruction #2)			
3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled accoun	t as: 3b, Uniform Claim Identifie	r(optional):
3 7 1 2	(See instruction #3a)	(See instruction #3b)	
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is setoff, attach required redacted document	secured by a lien on property or a right of its, and provide the requested information.	Amount of arrearage and of included in secured claim, if	her charges, as of the time case was filed, any: S
	TReal Estate	Basis for perfection:	
Describe: Value of Property: 5	_	Amount of Secured Claim:	s
Annual Interest Rate% DFixe (when case was filed)	ed or (TVariable	Amount Unsecured:	\$
5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.			
Domestic support obligations under 11 U.S.C. §507(1)(1)(A) or (a)(1)(B)	CIWages, salaries, or commissions (up to \$12,475°) carned within 180 days before the case was filed or the debtor's business ocased, whichever is earlier - 11 U.S.C. §507 (a)(4).	CiContributions to an employee bene plan – 11 U.S.C. §507 (a)(5)	S5.080.000.00 nlus (Estimated Amount Jury Might Award in U.S. – see Paragraph t
OUp to \$2,775 of deposits toward purchase, lease or rental of property or services for personal, family or household use - 11 U.S.C. 507(a)(7)	Texes or penalties owed to governmental units – 11 U.S.C. § 507 U.S.C. 507(a)(8)	ClOther - Specify applicable paragraph of 11 U.S.C. § 507 (a)(
	1/16 and every 3 years thereafter with responsition of the every 3 years thereafter with responsitions.		•
6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)			

7. Documents: Attached are reducted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized states running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agree statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and reducted copies of documents evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment filed with this claim. (See Instruction #7, and the definition of "reducted".)	meni, a i providing
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.	
If the documents are not available, please explain:	

8. Signature: (See instruction #8)

Check the appropriate box.

I am the creditor. I am the creditor's authorized agent.

(1) I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.)

🗇 I am a guarantor, surety, endorser, or other codebtor. (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name:

JEAN RICARD

Company: <u>c/o Weller Green Toups & Terreil</u>
Address and telephone number (if different from notice address above):
P O Box 350

Beaumont, 1X 77704-0350

Telephone number: (409) 838-0101

email: matoups@wgttlaw.com; jgordon@wgttlaw.com

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571,

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.

Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, martgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor: State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that ctarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identiffer:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

Claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien

documentation, and state, as of the date of the bankruptcy filing, the annual interest

rare (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a). If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories. the law limits the amount entitled to priority.

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach reducted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an onen-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(a) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of

Deblor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filling. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)
A secured claim is one backed by a lien on property
of the debtor. The claim is secured so long as the
creditor has the right to be paid from the property
prior to other creditors. The amount of the secured
claim cannot exceed the value of the property. Any
amount owed to the creditor in excess of the value of
the property is an unsecured claim. Examples of
liens on property include a mortgage on real estate or
a security interest in a car. A lien may be voluntarily
granted by a debtor or may be obtained through a
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UNITED STATES BANKRUPTCY COURT DISTRICT OF MAINE

In re: MONTREAL MAINE & ATLANTIC RAILWAY, LTD.	§ § §	CHAPTER 11 CASE NO. 13-10670
ORDER ON FIRST AMENDED MO PROOF OF CLAIM BY CREA AND ALL HEIRS OF T	DITORS ESTATI	E OF YVON RICARD
Upon consideration of the First Am	ended Motion for	Extension of Time to File Proof of
Claim by Creditors Estate of Yvon Ricard a	nd all Heirs of the	Estate of Yvon Ricard, it is hereby
ORDERED, ADJUDGED AND DECREEI	O that	
1. The Motion is granted.		
2. Creditors Estate of Yvon Ricard	and all Heirs of the	e Estate of Yvon Ricard, are hereby
allowed to file their Proofs of Cl	aims.	
Dated:		
	U.S. BAN	IKRUPTCY JUDGE PRESIDING