

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MAINE

In re:

MONTREAL, MAINE & ATLANTIC  
RAILWAY, LTD.,

Debtor.

Bk. No. 13-10670  
Chapter 11

**ORDER THE TRUSTEE'S MOTION FOR ENTRY OF AN ORDER (I) ENFORCING  
THE RELEASES AND INJUNCTIONS CONTAINED IN THE CONFIRMATION  
ORDER AND CONFIRMED PLAN OF LIQUIDATION AND  
(II) AWARDING COSTS AND ATTORNEY'S FEES**

Upon consideration of the *Trustee's Motion for Entry of an Order (I) Enforcing the Releases and Injunctions Contained in the Confirmation Order and Confirmed Plan of Liquidation and (II) Awarding Costs and Attorneys' Fees* (the "Motion"), filed by Robert J. Keach, as Trustee of Montreal Maine & Atlantic Railway, Ltd.; and it appearing that this Court has jurisdiction to consider the Motion pursuant to 28 U.S.C. §§ 157 and 1334; and it appearing that venue of this chapter 11 case and the Motion in this district is proper pursuant to 28 U.S.C. § 1408 and 1409; and it appearing that this proceeding on the Motion is a core proceeding pursuant to 28 U.S.C. § 157(b); and sufficient notice of the Motion having been given; and it appearing that no other or further notice need be provided; and the Court having found that the Insurance Plaintiffs' actions violate, and are in contempt of, the Releases and Injunctions and that the relief requested in the Motion is necessary to enforce the Plan, Releases and Injunctions; and after due deliberation and sufficient cause appearing therefor; it is hereby **ORDERED, ADJUDGED, and DECREED** that:<sup>1</sup>

1. The Motion is granted in its entirety.

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<sup>1</sup> Capitalized terms used but not defined herein have the same meaning ascribed to such terms as in the Motion.

2. The Plaintiffs are hereby enjoined from the continued prosecution of the Action against Western Petroleum, and shall dismiss the Action, with prejudice, within five (5) days following the entry of this Order.

3. The Trustee and/or Western Petroleum are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order.

4. The Plaintiffs shall reimburse the Trustee for his attorneys' fees and costs related to bringing and prosecuting the Motion in the amount set forth in the Trustee's Affidavit of Costs and Expenses filed with the Court at the hearing on the Motion.

5. All objections to the Motion or the relief requested therein, if any, that have not been withdrawn, waived, or settled, and all reservations of rights included therein, are overruled on the merits.

6. This Court shall retain jurisdiction with respect to all matters arising or related to the enforcement of this Order.

Dated: November 18, 2015

/s/ Peter G. Cary  
The Honorable Peter J. Cary  
Chief Judge, United States Bankruptcy  
Court for the District of Maine

**Certificate of Notice Page 3 of 5**  
 United States Bankruptcy Court  
 District of Maine

In re:  
 Montreal Maine & Atlantic Railway Ltd.  
 Debtor

Case No. 13-10670-PGC  
 Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 0100-1

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 Total Noticed: 94

Date Rcvd: Nov 19, 2015

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 21, 2015.

db #+Montreal Maine & Atlantic Railway Ltd., 15 Iron Road, Hermon, ME 04401-1136  
 aty +Alan S. Gilbert, Dentons US LLP, 233 South Wacker Drive, Suite 7800,  
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District/off: 0100-1 User: kford Page 2 of 3 Date Rcvd: Nov 19, 2015  
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tr +Robert J. Keach, Bernstein Shur Sawyer & Nelson, 100 Middle Street, P.O. Box 9729,  
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smg +State of Maine, Bureau of Revenue Services, Compliance Division Bankruptcy Unit,  
P.O. Box 1060, Augusta, ME 04332-1060  
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fa +Development Specialists, Inc., Fred Caruso, Suite 2300, 70 West Madison Street,  
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cr +Eastern Maine Railway Company, c/o Alan Lepene, 3900 Key Center, 127 Public Square,  
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cr Frederick J. Williams, 74 Bellevue Street, Compton, QU JOB 1L0, CANADA  
cr +GNP Maine Holdings, LLC, 50 Main Street, East Millinocket, ME 04430-1158  
cr +General Electric Railcar Services Corporation, c/o Pierce Atwood LLP,  
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intp +Irving Paper Limited, c/o Pierce Atwood LLP, Attn: Keith J. Cunningham,  
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cr +Maine Department of Transportation, c/o Victoria Morales, 16 State House Station,  
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cr +Maine Northern Railway Company, c/o Alan Lepene, 3900 Key Center, 127 Public Square,  
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cr +Robert D. Thomas, 49 Park Street, Dexter, ME 04930-1439  
cr +Shell Oil Company, c/o Jessica Lewis, Molleur Law Office, 95 Main Street,  
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cr +Sierra Liquidity Fund, LLC, 19772 MacArthur Blvd. # 200, Irvine, CA 92612-2405  
cr +Stephen C. Currie, 17 Dodlin Road, Enfield, ME 04493-4204  
intp +Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0012  
cr Trinity Industries Leasing, Inc., c/o One City Center, Portland, ME 04101  
cr Trinity Industries, Inc., c/o One City Center, Portland, ME 04101  
cr Trinity Rail Leasing 2012 LLC, c/o One City Center, Portland, ME 04101  
cr Trinity Tank Car, Inc., c/o One City Center, Portland, ME 04101  
cr Union Tank Car Company, c/o Regan M. Haines, PO Box 7320, Portland, ME 04112-7320  
cr +United States of America, c/o Department of Justice, Civil Divisio, 1100 L Street, N.W.,  
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aty E-mail/Text: mhenderson@verrilldana.com Nov 19 2015 20:19:57 Verrill & Dana, LLP,  
One Portland Square, P.O. Box 586, Portland, ME 04112-0586  
aty E-mail/Text: mhenderson@verrilldana.com Nov 19 2015 20:19:57 Verrill Dana LLP,  
One Portland Square, P.O. Box 586, Portland, ME 04112-0586  
cr E-mail/Text: bankruptcy@bangor.com Nov 19 2015 20:20:07 Bangor Savings Bank, P.O.Box 930,  
Bangor, ME 04402-0930  
cr +E-mail/Text: ckimball@rudmanwinchell.com Nov 19 2015 20:20:16  
Center Beam Flat Car Company, Inc., c/o Curtis Kimball, Esq., P.O. Box 1401,  
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cr +E-mail/Text: ckimball@rudmanwinchell.com Nov 19 2015 20:20:16 First Union Rail,  
c/o Curtis Kimball, Esq., P.O. Box 1401, Bangor, ME 04402-1401

TOTAL: 5

\*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

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cr Dakota Petroleum Transport Solutions, LLC  
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Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

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Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Nov 21, 2015

Signature: /s/Joseph Speetjens

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### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 19, 2015 at the address(es) listed below:  
NONE.

TOTAL: 0