

**IN THE SUPREME COURT OF NOVA SCOTIA**

**IN THE MATTER OF:**     *The Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36  
as amended

- and -

**IN THE MATTER OF:**     A Plan of Compromise or Arrangement of the Applicant, Federal  
Gypsum Company

**ORDER**

**BEFORE THE HONOURABLE JUSTICE A. DAVID MacADAM** in Chambers

**UPON** BDO Dunwoody Goodman Rosen Inc., in its capacity as court appointed monitor in the within proceeding's application for an order approving and allowing its, its counsel's and counsel for Federal Gypsum Company's fees and costs; and

**UPON READING** the Affidavit of Paul G. Goodman, sworn March 24<sup>th</sup>, 2008 and other materials filed in respect of the within application; and

**UPON HEARING** Carl A. Holm, Q.C., counsel for the Applicant; and

**UPON BEING SATISFIED** that notice of this application has been provided to Federal Gypsum Company, Royal Bank of Canada, Enterprise Cape Breton Corporation, Cape Breton Growth Fund Corporation, Her Majesty in Right of the Province of Nova Scotia, Nova Scotia Business Inc., and Black & McDonald Inc., by delivering copies of the materials filed herein to their respective counsel and to other creditors by posting on the website maintained by the Applicant in respect of this proceeding;

**NOW UPON MOTION**

**IT IS HEREBY ORDERED THAT:**

1.     The fees and costs including HST of:
  - (a)     the Monitor, BDO Dunwoody Goodman Rosen Inc., in the amount of \$167,657.97;
  - (b)     The Monitor's counsel, Wickwire Holm, in the amount of \$82,106.83; and

(c) Federal Gypsum Company's counsel, Stewart McKelvey Stirling Scales, in the amount of \$171,293.68.

be and are hereby approved and allowed.

2. Additional fees and costs including HST, of the Monitor and Monitor's counsel incurred following the Plan Implementation Date, February 14, 2008, in respect of these proceedings, not to exceed \$5,000 are hereby approved and allowed.

DATED at Halifax, Nova Scotia, this \_\_\_\_\_ day of May, 2008.

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**Deputy Prothonotary**

2007

S.H. No. 285667

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**ORDER**

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