Case 13-10670 Doc 2137 Filed 04/07/16 Entered 04/08/16 00:48:24 Desc Imaged Certificate of Notice Page 1 of 5

UNITED STATES BANKRUPTCY COURT DISTRICT OF MAINE

In re:

MONTREAL MAINE & ATLANTIC RAILWAY, LTD.

Bk. No. 13-10670 Chapter 11

Debtor.

ORDER GRANTING FOURTH AND FINAL APPLICATION OF TRUSTEE, ROBERT J. KEACH, FOR ALLOWANCE AND PAYMENT OF COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR THE PERIOD AUGUST 21, 2013 THROUGH DECEMBER 22, 2015

This matter having come before the Court on the Fourth and Final Application of Trustee, Robert J. Keach, for Allowance and Payment of Compensation and Reimbursement of Expenses for the Period August 21, 2013 Through December 22, 2015 (the "Fee Application"), and after proper notice to all creditors and other parties-in-interest, the Court having independently reviewed the Fee Application, it is hereby **ORDERED**, **ADJUDGED**, and **DECREED** as follows:

- 1. The Fee Application is granted.
- 2. Pursuant to 11 U.S.C. §§ 326, and 330, the Trustee is awarded (a) his remaining commission of \$1,201,277.70 as compensation for reasonable and necessary professional services rendered by the Trustee pursuant to Bankruptcy Code section 330(a)(7) and (b) \$750.38 for actual and necessary expenses incurred by the Trustee on behalf of the estate, for a total award of \$1,202,028.08.

¹ Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Fee Application.

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- 3. The Trustee is authorized to remit \$1,202,028.08 to the Trustee as compensation for reasonable and necessary professional services rendered and as reimbursement for his actual and necessary expenses.
- 4. The fees and compensation awarded herein are reasonable and in compliance with the Bankruptcy Code, Bankruptcy Rules, and Local Rules.
- 5. Pursuant to Bankruptcy Code section 330(a)(7), the full amount of the Trustee's fees and expenses, \$3,593,083.36, comprising \$3,557,333.10 in fees and \$35,750.26 in expenses over the life of the Debtor's chapter 11 case, are hereby approved on a final basis.

| Dated: _ | April 5 | , 2016 | /s/ Peter G. Cary |
|----------|---------|--------|---|
| | | | The Honorable Peter G. Cary |
| | | | Chief Judge, United States Bankruptcy Court |

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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 User: kford Page 1 of 3 Date Rcvd: Apr 05, 2016 Form ID: pdf901 Total Noticed: 95

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Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on
Apr 07, 2016.
                     #+Montreal Maine & Atlantic Railway Ltd.,
db
                                                                                    15 Iron Road,
                                                                                                            Hermon, ME 04401-1179
                      +Alan S. Gilbert, Dentons US LLP, 233 South Wacker Drive, Suite 7800,
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                         Chicago, IL 60606-6459
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                     #+Allison M. Brown, Weil, Gotshal & Manges LLP,
                                                                                                301 Carnegie Center, Suite 303,
                         Princeton, NJ 08540-6589
                      +Arvin Maskin, Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, NY 10153-0119
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                       Bernstein, Shur, Sawyer & Nelson, 100 Middle Street 6th Floor,
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                        Portland, ME 04104-5029
                      +Bill Kroger, Baker Botts,
                                                                   910 Louisiana Street,
                                                                                                       Houston, TX 77002-4995
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                      +Blaire Cahn, Weil, Gotshal & Manges, LLP, 767 Fifth Avenue, New York, NY 10153-0119 +Christopher Fong, Esq., Paul Hastings LLP, 75 East 55th St., New York, NY 10022-3404 +Christopher J. Panos, Partridge Snow & Hahn, 30 Federal Street, Boston, MA 02110-2508 Covington & Burling LLP, One City Center, 850 Tenth Street, N.W.,
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                      Washington, DC 20001-4956
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                         St. Charles, IL 60174-1870
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                     #+Diane P. Sullivan,
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                        Princeton, NJ 08540-6589
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                      +Jeffrey C. Steen, Esq., Sidley Austin LLP, One South Dearborn, Chicago, IL 60
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+Randy L. Fairless, Johanson & Fairless, LLC, 1456 First Colony Blvd.,
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                         Sugar Land, TX 77479-4084
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                         Edwardsville, IL 62025-1949
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+Stefanie Wowchuck McDonald, 233 South Wacker Drive, Suite 7800, Chicago, IL 60606-6459
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                      +Terence M. Hynes, Esq., Sidley Austin LLP, 1501 K. Street N.W., Washington, DC 20005-1420 +Thomas A. Labuda, Jr., Sidley Austin, LLP, One South Dearborn, Chicago, IL 60603-2323 +Timothy A. Davidson, Andrews Kurth LP, 600 Travis St., Suite 4200, Houston, TX 77002-2929
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                      +Victoria Morales, Esq., Maine Department of Transportation, 16 State House Station,
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                         Augusta, ME 04333-0016
                      +Victoria Vron, Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, NY 10153-0119
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                      +Virginia Strasser,
                                                      Surface Transportation Board, 395 E Street, S.W.,
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                         Washington, DC 20423-0012
                       William K. McKinley, Esq.,
Portland, ME 04104-5011
                                                                  Troubh Heisler, 511 Congress Street, PO Box 9711,
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                 +William R. Moorman, Partridge Snow & Hahn LLP, 30 Federal Street, Boston, MA 02110-250 +Wystan M. Ackerman, Robinson & Cole LLP, 280 Trumbull STreet, Hartford, CT 06103-3597 +Clean Harbors, 42 Lonwater Dr., Norwell, MA 02061-1612 Daniel Aube, 308 St-Lambert Street, Sherbrooke, QU J1CON9, CANADA
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                                                                               30 Federal Street, Boston, MA 02110-2508
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                                                                                            70 West Madison Street,
                  +Development Specialists, Inc., Fred Caruso, Suite 2300,
fa
                    Chicago, IL 60602-4250
                  +Eastern Maine Railway Company, c/o Alan Lepene, 3900 Key Center, 127 Public Square,
cr
                    Cleveland, OH 44114-1217
                  +Estates of Marie Alliance, et al, c/o Murtha Cullina LLP, 99 High Street,
cr
                    Boston, ME 02110-2320
                                                      c/o Meyers & Flowers, LLC, 3 North Second Street, Suite 300,
cr
                  +Estates of Stephanie Bolduc,
                    St. Charles, IL 60174-1870
                  +Fred's Plumbing & Heating, Inc., 328 Main Street, Derby, VT 05829-
Frederick J. Williams, 74 Bellevue Street, Compton, QU J0B 1L0,
+GNP Maine Holdings, LLC, 50 Main Street, East Millinocket, ME 044
                                                           328 Main Street, Derby, VT 05829-9743
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                                                                        East Millinocket, ME 04430-1158
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                  +General Electric Railcar Services Corporation, c/o Pierce Atwood LLP, Attn: Keith J. Cunningham, 254 Commercial Street, Portland, ME 04
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                                                                                      Portland, ME 04101-1110
                  +Irving Paper Limited, c/o Pierce Atwood LLP, Attn: Keith J. Cunningham, 254 Commercial Street, Portland, ME 04101-1110
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                  +Irving Pulp & Paper, Limited, c/o Pierce Atwood LLP, Attn: Keith J. Cunningham,
                    254 Commercial Street, Portland, ME 04101-1110
                  +J.D. Irving, Limited,
                                               c/o Pierce Atwood LLP,
                                                                             254 Commercial Street,
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                    Portland, ME 04101-4664
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                  +Jeffrey C. Durant, 1029 Main Rd.,
                                                                Brownville, ME 04414-3208
                  Kugler Kandestin LLP, c/o Gerald F. Kandestin,
Montreal, QB H3B 2C6, CANADA
                                                                               1 Place Ville-Marie, Suite 2101,
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                  +Lexington Insurance Company, c/o Marcus A. Helt, Esq., Gardere Wynne Sewell LLP, 1601 Elm St Ste 3000, Dallas, TX 75201-4761
cr
                  +Maine Department of Transportation, c/o Victoria Morales, 16 State House Station,
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                    Augusta, ME 04333-0016
                  +Maine Northern Railway Company, c/o Alan Lepene,
                                                                                 3900 Key Center, 127 Public Square,
                    Cleveland, OH 44114-1217
                  +New Brunswick Southern Railway Company,
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                                                                     c/o Alan R. Lepene,
                                                                                                3900 Key Center,
                    127 Public Square, Cleveland, OH 44114-1217
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                  +Oasis Petroleum, Inc., c/o Timtohy H. Norton, Esq., P.O. Box 597,
                                                                                                         Portland, ME 04112-0597
                  +Prime Clerk LLC,
                                       c/o Adam M. Adler, 830 Third Avenue, 9th Floor,
op
                   New York, NY 10022-6569
                  +Real Custeau Claimants et al, c/o Mitchell A. Toups, Esq.,
                                                                                             PO Box 350.
cr
                  Beaumont, TX 77704-0350
+Robert D. Thomas, 49 Park Street, Dexter, ME 04930-1439
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                                         Bernstein Shur Sawyer & Nelson,
                  +Robert J. Keach,
                                                                                 100 Middle Street, P.O. Box 9729,
ea
                    Portland, ME 04104-5029
                                          c/o Jessica Lewis, Molleur Law Office, 95 Main Street,
                  +Shell Oil Company,
cr
                    Auburn, ME 04210-5854
                  +Sierra Liquidity Fund, LLC,
                                                    19772 MacArthur Blvd. # 200,
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                                                                                            Irvine, CA 92612-2405
                  +Stephen C. Currie, 17 Dodlin Road, Enfield, ME 04493-4204
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                  +Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0012 Trinity Industries Leasing, Inc., c/o One City Center, Portland, ME 04101
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Trinity Industries, Inc., C/O One City Center, Portland, ME 04101
Trinity Rail Leasing 2012 LLC, C/O One City Center, Portland, ME 04101
Trinity Tank Car, Inc., C/O One City Center, Portland, ME 04101
Union Tank Car Company, C/O Regan M. Haines, PO Box 7320, Portland, MI
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                                                                                               Portland, ME 04112-7320
                  +United States of America, c/o Department of Justice, Civil Divisio, 1100 L Street, N.W.,
cr
                    Room 10052, Washington, DC 20005-4035
                  +William R. Moorman, Jr.,
                                                   Partridge Snow & Hahn, LLP, 30 Federal Street,
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                    Boston, MA 02110-2508
Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
                   E-mail/Text: mhenderson@verrilldana.com Apr 05 2016 20:36:33
aty
                                                                                                 Verrill & Dana, LLP,
                    One Portland Square, P.O. Box 586, Portland, ME 04112-0586
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                  One Portland Square, P.O. Box 586, Portland, ME 04112-0586 +E-mail/Text: dbanks@bnncpa.com Apr 05 2016 20:36:35 Baker New
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                                               280 Fore Street, Portland, ME 04101-4177
                    c/o Gregory Sanborn,
                   E-mail/Text: bankruptcy@bangor.com Apr 05 2016 20:36:37
                                                                                          Bangor Savings Bank, P.O.Box 930,
cr
                    Bangor, ME 04402-0930
                  +E-mail/Text: ckimball@rudmanwinchell.com Apr 05 2016 20:36:44
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                    Center Beam Flat Car Company, Inc., c/o Curtis Kimball, Esq., P.O. Box 1401,
                    Bangor, ME 04402-1401
                  +E-mail/Text: ckimball@rudmanwinchell.com Apr 05 2016 20:36:44
                                                                                                First Union Rail,
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                    c/o Curtis Kimball, Esq., P.O. Box 1401, Bangor, ME 04402-1401
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             ***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****
                   DPTS Marketing, LLC
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                   Dakota Petroleum Transport Solutions, LLC
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aty* +Shaw Fishman Glantz & Towbin LLC, 321 N, Clark Street, Suite 800, Chicago, IL 60654-4766 TOTALS: 4, * 1, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

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: Apr 07, 2016 Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 5, 2016 at the address(es) listed below:

NONE. TOTAL: 0