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COURT FILE NO.	2603-02889
COURT	COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE	CALGARY
PLAINTIFF	ROYAL BANK OF CANADA, AS AGENT
DEFENDANTS	ENERGERA INC. (FORMERLY KNOWN AS FRAC SHACK INC.), ENERGERA INTERNATIONAL INC. (FORMERLY KNOWN AS FRAC SHACK INTERNATIONAL INC.), ENERGERA AMERICA INC. (FORMERLY KNOWN AS FRAC SHACK AMERICA INC.) AND SANDTINEL LLC
NAME OF THE PARTY FILING THIS DOCUMENT	**NEXTIER OILFIELD SOLUTIONS, LLC AND NEXTIER COMPLETION SOLUTIONS INC.**
DOCUMENT	**ORDER**
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF THE PARTY FILING THIS DOCUMENT	**BENNETT JONES LLP** Barristers and Solicitors 4500 Bankers Hall East, 855-2nd Street SW Calgary, Alberta T2P 4K7 Attention: Michael W. Selnes / Ben Merrell (Student-at-Law) / Patrick Murphy (Summer Law Student) Telephone No.: (403) 298-3311 Fax No.: (403) 265-7219 Email: selnesm@bennettjones.com Client File No.: 075008.17

DATE ON WHICH ORDER WAS PRONOUNCED:	August 12, 2026
LOCATION OF HEARING:	**EDMONTON**
NAME OF JUSTICE WHO MADE THIS ORDER:	The Honourable Justice E.F. Macklin

UPON THE APPLICATION of NEXTIER OILFIELD SOLUTIONS, LLC AND NEXTIER COMPLETION SOLUTIONS INC. (collectively **"NexTier"**); **AND UPON** having read the Consent Receivership Order granted by this Court on March 17, 2026 (the **"Receivership Order"**); **AND UPON** having read the Application of NexTier, the Affidavit of Austin Berliner, sworn August 4, 2026 and the Bench Brief of NexTier; **AND UPON** it appearing that all interested and affected parties have been served with notice of this Application; **AND UPON** being advised that the Receiver does not oppose the Application; **AND UPON** hearing counsel for NexTier, counsel for the Receiver, and other interested parties present;

IT IS HEREBY ORDERED AND DECLARED THAT:

1. The time for service of this Application and supporting materials is abridged to the time given. Service is deemed good and sufficient, this Application is properly returnable today, and further service is dispensed with.

2. Capitalized terms used but not defined in this Order have the meanings given to them in the Receivership Order. In this Order, **"Louisiana Proceeding"** means *Kenneth Epperson v Robert Lee South, et al.*, Suit No. 85,689, Division A, in the 42nd Judicial District Court for the Parish of DeSoto, Louisiana.

3. The stay of proceedings imposed by paragraph 9 of the Receivership Order is varied for the sole purpose of permitting the Louisiana Proceeding, including NexTier's involvement confirmed through its granted petition of intervention by court order on August 13, 2025, to continue as against Energera America Inc. The Louisiana Proceeding may continue for the limited purposes of:

    (a) determining or resolving liability and damages in the Louisiana Proceeding, including by settlement; and

    (b) pursuing any rights or recovery under an applicable insurance policy that may respond to the claims against Energera America Inc. in the Louisiana Proceeding, including obtaining a determination of coverage and determining any amounts owing to NexTier through its intervening claim.

4. For the purposes of this Order, **"Applicable Insurance"** means any insurance policy determined by binding agreement with the applicable insurer or by final order of a court of

competent jurisdiction to provide coverage in respect of a claim against Energera America Inc. in the Louisiana Proceeding. Any judgment, award, settlement, costs award or other recovery against Energera America Inc. in the Louisiana Proceeding may be enforced only against proceeds of Applicable Insurance.

5. To provide further clarity, except for proceeds from Applicable Insurance, no judgment, award, settlement, costs award or other amount arising from the Louisiana Proceeding may be enforced, executed, levied, registered, set off or otherwise recovered against:

   (a) the Receiver;

   (b) the receivership estate;

   (c) any member of the Energera Group; or

   (d) any property subject to the Receivership Order.

6. Unless the Receiver consents in writing or this Court orders otherwise, neither the Receiver nor the receivership estate is required to participate in or fund the Louisiana Proceeding, or to pay or incur any deductible, self-insured retention, defence cost, indemnity obligation or other expense in connection with the Louisiana Proceeding.

7. Nothing in this Order determines whether any insurance policy responds to a claim in the Louisiana Proceeding or prejudices any right, defence, exclusion, limit or position of any insurer or other person.

8. Nothing in this Order determines or limits the amounts that may be owing to NexTier by Mr. Epperson as a result of its intervening claim.

9. Except as expressly varied by this Order, the Receivership Order remains in full force and effect.

10. This Order does not vary or modify the Order Granting Petition for Recognition of a Foreign Proceeding entered on May 4, 2026, in *In re Energera, Inc. et al.*, Case No. 26-90433 (ARP), in the United States Bankruptcy Court for the Southern District of Texas, Houston Division (the **"Texas Recognition Order"**). No step that is prohibited by the Texas Recognition Order

shall be taken in the Louisiana Proceeding unless and until corresponding relief is granted by the United States Bankruptcy Court for the Southern District of Texas.

11. This Court requests the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada, the United States of America or any other jurisdiction to give effect to this Order. All such courts, tribunals, regulatory and administrative bodies are respectfully requested to make such orders and provide such assistance as may be necessary or desirable to give effect to this Order.

12. The Applicants are at liberty and are hereby authorized and empowered to apply to any court, tribunal, regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order.

13. NexTier and the Receiver are at liberty to apply to this Court for further advice, assistance or directions concerning this Order.

14. Service of this Order is deemed good and sufficient by serving it on the persons on the current service list in these proceedings and service on any other person is dispensed with.

15. Service of this Order may be affected by electronic mail, facsimile, personal delivery or courier. Service is deemed effective on the next business day following transmission or delivery.



J.C.K.B.A.