

FEB 13 2009

ENTERED

Province: British Columbia

Bankruptcy Division
Vancouver Registry

Estate No.: 11-1139839

Court No.: B081842

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN BANKRUPTCY AND INSOLVENCY

**IN THE MATTER OF THE PROPOSAL OF
MERIT MINING CORP.**

ORDER

BEFORE THE HONOURABLE) FRIDAY, THE 13TH DAY OF
)
MADAM JUSTICE BALLANCE) FEBRUARY, 2009

THE APPLICATION of Merit Mining Corp. ("Merit"), coming on for hearing at Vancouver, British Columbia, on the 13th day of February, 2009; AND ON HEARING Vicki Tickle, counsel for Merit, and upon reading the material filed.

THIS COURT ORDERS that:

1. Service of Merit's Notice Motion dated February 12, 2009 and Affidavit #2 of Fred Sveinson on the creditors of Merit is hereby dispensed with.
2. Pursuant to s. 50.4(9) of the *Bankruptcy and Insolvency Act* (as amended) (the "BIA"), the time for filing of Merit's Proposal under Part 3 of the BIA is extended to 11:59 p.m. on Thursday, April 2, 2009.

3. Abakhan & Associates Inc., the Trustee acting under the Notice of Intention to make a Proposal which has been filed by Merit, shall mail a copy of this Order to all known creditors of Merit.

BY THE COURT

*Approved
as to Form
J*

Ballance J. Thomas

DISTRICT REGISTRAR

APPROVED AS TO FORM:

Vain Taine

Counsel for Merit Mining Corp.

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