

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
In re :
: **Chapter 15**
Imperial Tobacco Canada Limited, : **Case No. 19-10771**
:
: **Debtor in a Foreign Proceeding.** :
-----X

AFFIDAVIT OF SERVICE

I, Robert Miller, depose and say that I am employed by Kurtzman Carson Consultants LLC (KCC), the claims and noticing agent for the Debtors in the above-captioned case.

On March 14, 2019, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit A**; and First Class Mail upon the Individual Provisional Relief List and the service list attached hereto as **Exhibit B**:

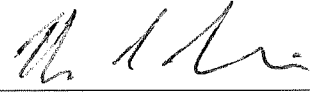
- **Notice of Filing of and Hearing on Petition for Recognition Under Chapter 15 of the United States Bankruptcy Code and Motion for Related Relief** (attached hereto as Exhibit C)
- **Interim Motion to Seal Pursuant to 11 U.S.C. § 107(b) and Fed. R. Bankr. P. 9018** [Docket No. 10]
- **Order (I) Scheduling Recognition Hearing, (II) Specifying Deadline for Filing Objections and (III) Specifying Form and Manner of Notice** [Docket No. 13]
- **Order to Show Cause with Temporary Restraining Order** [Docket No. 14]

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- **Order Granting Interim Motion to Seal** [Docket No. 15]

Dated: March 15, 2019



Robert Miller

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of Kentucky

Jefferson County

Subscribed and sworn to (or affirmed) before me on this 15th day of March, 2019, by Robert Miller, proved to me on the basis of satisfactory evidence to be the person who appeared before me.

Signature:

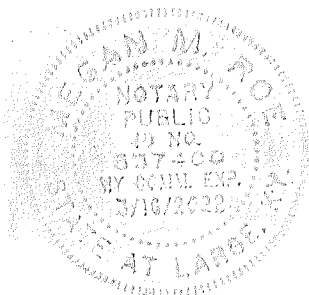
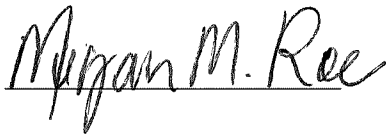


Exhibit A

Exhibit A

Master Service List

Served by Email

CreditorName	CreditorNoticeName	Email
BKK Working Group	c/o Douglas Gravelle	gravelle@hinsongravelle.com
Celadon Trucking Services, Inc.	Attn: Chase Welsh, Executive Vice President, General Counsel and Secretary and Attn: Kenneth L. Core, Registered Agent	cwelsh@celadontrucking.com
Chaitons LLP	Attention: Harvey Chaiton	harvey@chaitons.com
Corporation Service Company	Attn: Registered Agent for UPS-SCS	corpservices@cscinfo.com
Davies Ward Phillips & Vineberg LLP	Attention: Natasha MacParland	nmacparland@dwpv.com
DIAMOND CENTER ONE, LLC	Attn: General Counsel	benjamin.crock@plymouthREI.com
DSD PROPERTIES, LLC	Attn: Stuart Howell, Registered Agent	russell_c_teter@ryder.com;
FISHMAN FLANZ MELAND PAQUIN LLP	Avram Fishman and Mark E. Meland	afishman@ffmp.ca; mmeland@ffmp.ca
Kugler Kandestin	Gordon Kugler	info@kklex.com; gkugler@kklex.com
New York State Department of Environmental Conservation	c/o Commissioner	contact@dec.ny.gov
Osler, Hoskin & Harcourt LLP	Patrick Riesterer, Marc Wasserman, Deborah Glendinning and Michael De Lellis	priesterer@osler.com; mwasserman@osler.com;
PointTrade Services, Inc.	Corporate Office	tfetrow@pointtradeservices.com
Ryder Dedicated	Attn: Legal Counsel	mincax@ryder.com
Ryder System, Inc.	Attention: General Counsel	mincax@ryder.com
Ryder Truck Rental Canada Ltd.	Attention: General Counsel	mincax@ryder.com
Ryder Truck Rental Canada Ltd.	Attention: Vice-President and General Manager	medds@ryder.com
Susan Arbeit, Trustee	U.S. Federal Office Building	susan.arbeit@usdoj.gov
Trudel Johnston & Lespérance	André Lesperance, Bruce Johnston, Phillipe Trudel, and Gabrielle Gagné	andre@tjl.quebec; bruce@tjl.quebec; philippe@tjl.quebec; gabrielle@tjl.quebec
UPS-SCS	Attn: Legal Counsel	martine.leduc@ups.com

Exhibit B

Exhibit B

Master Service List

Served by First Class Mail

Creditor	Notice Name	Address1	Address2	Address3	City	State	Zip	Country
1932 Service Corp.		1301 E. Ninth Street, Suite 3500			Cleveland	OH	44114	
BKK Working Group	c/o Douglas Gravelle	Hinson Gravelle & Adair LLP	28470 Avenue Stanford	Suite 350	Valencia	CA	91355	
Celadon Trucking Services, Inc.	Attn: Chase Welsh, Executive Vice President, General Counsel and Secretary and Attn: Kenneth L. Core, Registered Agent	One Celadon Drive	9503 East 33 rd Street		Indianapolis	IN	46235	
Chaitons LLP	Attention: Harvey Chaiton	5000 Yonge Street	10th Floor		Toronto	ON	M2N 7E9	Canada
Corporation Service Company	Attn: Registered Agent for UPS-SCS	40 Technology Parkway South, Suite 300			Norcross	GA	30092	
Davies Ward Phillips & Vineberg LLP	Attention: Natasha MacParland	155 Wellington Street West			Toronto	ON	M5V 3J7	Canada
DIAMOND CENTER ONE, LLC	Attn: General Counsel	4832 Richmond Road Suite 100			Cleveland	OH	44128	
DSD PROPERTIES, LLC	Attn: Stuart Howell, Registered Agent	300 Main Street			Shelby	MT	59474	
FISHMAN FLANZ MELAND PAQUIN LLP	Avram Fishman and Mark E. Meland	1250 boul. René-Lévesque Ouest	Suite 4100		Montreal	QC	H3B 4W8	Canada
Kugler Kandestin	Gordon Kugler	1 Place Ville-Marie	Suite 1170		Montréal	Québec	H3B 2A7	Canada
New York State Department of Environmental Conservation	c/o Commissioner	625 Broadway			Albany	NY	12233-0001	
Osler, Hoskin & Harcourt LLP	Patrick Riesterer, Marc Wasserman, Deborah Glendinning and Michael De Lellis	100 King Street West	1 First Canadian Place	Suite 6200, P.O. Box 50	Toronto	ON	M5X 1B8	Canada
PointTrade Services, Inc.	Corporate Office	1518 Jenks Avenue			Panama City	FL	32405	
Ryder Dedicated	Attn: Legal Counsel	30 Pedigree Court, Unit 1			Brampton	ON	L6T 5T8	Canada
Ryder System, Inc.	Attention: General Counsel	11690 NW 105 Street			Miami	FL	33178-1103	
Ryder Truck Rental Canada Ltd.	Attention: General Counsel	2233 Argentia Road	Suite 300		Mississauga	Ontario	L5N 2X7	Canada
Ryder Truck Rental Canada Ltd.	Attention: Vice-President and General Manager	2233 Argentia Road	Suite 302		Mississauga	Ontario	L5N 2X7	Canada
Susan Arbeit, Trustee	U.S. Federal Office Building	201 Varick Street, Room 1006			New York	NY	10014	
Trudel Johnston & Lespérance	André Lesperance, Bruce Johnston, Phillipe Trudel, and Gabrielle Gagné	750, Côte de la Place d'Armes	Bureau 90		Montréal	QC	H2Y 2X8	
UPS Supply Chain Solutions	Attn: Legal Counsel	12380 Morris Road			Alpharetta	GA	30005	
UPS-SCS	Attn: Legal Counsel	1221 32 nd Avenue	Bureau 401		Lachine	QC	H8T 3H2	Canada

Exhibit C

Bracewell LLP

1251 Avenue of the Americas
New York, NY 10020-1100
Telephone: (212) 508-6100
Facsimile: (212) 508-6101
Jennifer Feldsher
Mark E. Dendinger

*Attorneys for FTI Consulting Canada Inc.
In its Capacity as Monitor and Foreign Representative for the Debtor*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

IMPERIAL TOBACCO CANADA LIMITED,

Debtor in a Foreign Proceeding.

Chapter 15

Case No. 19-10771 (SCC)

**NOTICE OF FILING OF AND HEARING ON
PETITION FOR RECOGNITION UNDER CHAPTER 15 OF THE
UNITED STATES BANKRUPTCY CODE AND MOTION FOR RELATED RELIEF**

PLEASE TAKE NOTICE that on March 13, 2019, FTI Consulting Canada Inc., in its capacity as the court-appointed monitor (“Monitor”) and authorized foreign representative of Imperial Tobacco Canada Limited (the “Debtor”) in a proceeding (the “Canadian Proceeding”) under Canada’s *Companies’ Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended, pending before the Ontario Superior Court of Justice (Commercial List) at Toronto, commenced a Chapter 15 case ancillary to the Canadian Proceeding, seeking recognition of such foreign proceeding as a “foreign main proceeding” and relief in aid of the Canadian Proceeding in the United States Bankruptcy Court for the Southern District of New York (the “Bankruptcy Court”) with respect to the Debtor.

PLEASE TAKE FURTHER NOTICE that the Monitor seeks entry of an order (i) recognizing the Canadian Proceeding as a “foreign main proceeding” pursuant to section 1517 of Title 11 of the United States Code (the “Bankruptcy Code”), (ii) granting all relief automatically available pursuant to section 1520 of the Bankruptcy Code, including a stay of execution against the Debtor’s assets in the United States and express authorization from the Court for the Debtor to maintain its supply chain, inventory management and distribution processes and otherwise continue its business operations in the United States in the ordinary course, and barring, enjoining, and staying, pursuant to section 362 of the Bankruptcy Code, any action to interfere with these assets, business operations and processes, (iii) the extension of any provisional relief granted under

section 1519(a) on a permanent basis in accordance with section 1521(a)(6) of the Bankruptcy Code; and (iv) such other and further relief as is appropriate under the circumstances pursuant to sections 105(a) and 1507 of the Bankruptcy Code.

PLEASE TAKE FURTHER NOTICE that the Bankruptcy Court has scheduled a hearing to consider the relief requested by the Monitor for 2:00 p.m. (prevailing Eastern Time) on April 15, 2019 (the “Recognition Hearing”). Copies of the Monitor’s Verified Petition for Recognition of Foreign Main Proceeding and Related Relief (the “Verified Petition”) and all other accompanying documentation are available to parties-in-interest on the Bankruptcy Court’s Electronic Case Filing System, which can be accessed at the Bankruptcy Court’s website at <http://nysb.uscourts.gov> (a PACER login and password is required to retrieve a document) or upon written request to the Monitor’s counsel (including facsimile or email) addressed to:

Bracewell LLP
Attn: Mark E. Dendinger
1251 Avenue of Americas
New York, New York 10020-1104
Facsimile: (212) 508-6101
Email: Mark.Dendinger@bracewell.com

PLEASE TAKE FURTHER NOTICE that, at the hearing, the Court may order the scheduling of a case management conference to consider the efficient administration of the case.

PLEASE TAKE FURTHER NOTICE that any party in interest wishing to submit a response or objection to the Verified Petition or the relief requested therein must do so in writing, and in accordance with the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and the Local Rules for the Bankruptcy Court for the Southern District of New York, setting forth the basis therefor, which response or objection must be filed electronically with the Court on the Court’s electronic case filing system in accordance with General Order M-399 and the Court’s Procedures for the Filing, Signing and Verification of Documents by Electronic Means (copies of which may be viewed on the Court’s website at www.nysb.uscourts.gov), and by all other parties in interest on a compact disc (CD), preferably in Portable Document Format (PDF), Word Perfect, or any other Windows-based word processing format, which CD shall be sent to the Office of the Clerk of the Court, One Bowling Green, New York, New York. A hard copy of such response or objection shall be sent to (i) the chambers of Shelley C. Chapman, United States Bankruptcy Judge and (ii) served upon Bracewell LLP, Attn: Jennifer Feldsher and Mark E. Dendinger, 1251 Avenue of the Americas, New York, NY 10020-1100, counsel to the Monitor, **so as to be received no later than 4:00 pm ET, on April 8, 2019.**

PLEASE TAKE FURTHER NOTICE that all parties in interest opposed to the Verified Petition or the relief requested therein must appear at the Recognition Hearing at the time and place set forth above.

PLEASE TAKE FURTHER NOTICE that if no response or objection is timely served as provided herein, the Court may grant the relief requested in the Verified Petition without further notice.

PLEASE TAKE FURTHER NOTICE that the Recognition Hearing may be adjourned from time to time without further notice other than an announcement in open court, or a notice of adjournment filed with the Court, of the adjourned date or dates at the hearing or any other further adjourned hearing.

Dated: March 14, 2019
New York, New York

By: /s/ Jennifer Feldsher
Jennifer Feldsher
Mark E. Dendinger
BRACEWELL LLP
1251 Avenue of Americas
New York, New York 10020-1104
Telephone: (212) 508-6100
Facsimile: (212) 398-3837
Jennifer.Feldsher@bracewell.com
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*Attorneys for FTI Consulting Canada Inc.
In its Capacity as Monitor and Foreign
Representative for the Debtor*