

CANADA  
PROVINCE OF QUÉBEC  
DISTRICT OF LAC-MÉGANTIC

Droits de greffe  
Gouvernement du Québec 2013-11-13  
Palais Justice LAC-MÉGANTIC  
0287140-0003-1354 72,50

NO: 480-06-000001-132

SUPERIOR COURT  
(Class action)

YANNICK GAGNÉ

-and-

GUY OUELLET

Petitioners

-vs.-

RAIL WORLD, INC.

-and-

RAIL WORLD HOLDINGS, LLC

-and-

MONTREAL MAINE & ATLANTIC  
RAILWAY LTD.

-and-

EARLSTON ASSOCIATES L.P.

-and-

PEA VINE CORPORATION

-and-

MONTREAL, MAINE & ATLANTIC  
CORPORATION

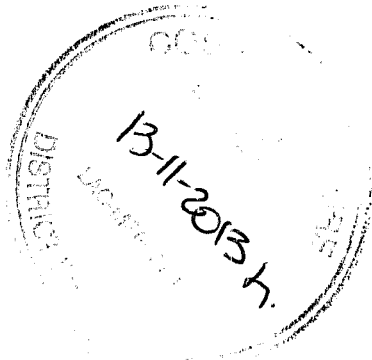
-and-

MONTREAL, MAINE & ATLANTIC  
CANADA COMPANY

-and-

EDWARD BURKHARDT

-and-



*Class*

*72.50  
# 213332*

**ROBERT GRINDROD**

-and-

**GAINOR RYAN**

-and-

**DONALD GARDNER, JR**

-and-

**JOE MCGONIGLE**

-and-

**CATHY ALDANA**

-and-

**THOMAS HARDING**

-and-

**IRVING OIL LIMITED**

-and-

**IRVING OIL COMPANY, LIMITED**

-and-

**IRVING OIL OPERATIONS GENERAL  
PARTNER LIMITED**

-and-

**IRVING OIL OPERATIONS LIMITED**

-and-

**WORLD FUEL SERVICES CORP.**

-and-

**WORLD FUEL SERVICES INC.**

-and-

**WOULD FUEL SERVICES CANADA,  
INC.**

-and-

**DAKOTA PLAINS HOLDINGS, INC.**

Respondents

-and-

**XL INSURANCE COMPANY LIMITED**

-and-

**XL GROUP PLC**

Mises-en-cause

---

**APPEARANCE**

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The respondent, Dakota Plains Holdings Inc., by its undersigned attorneys, without prejudice, appears in the present file.

**TORONTO, October 18<sup>th</sup>, 2013**

*McCague Borlack LLP*

---

**MCCAGUE BORLACK LLP**  
Lawyers for the Respondent,  
Dakota Plains Holdings Inc.

**MPN/  
File no.: 2131128**

NO: 480-06-000001-132

PROVINCE OF QUÉBEC  
DISTRICT OF LAC-MÉGANTIC  
SUPERIOR COURT  
(class action)

GUY OUELLET ET  
YANNICK GAGNÉ

Petitioners

v.

RAIL WORLD INC.,  
MONTREAL, MAINE & ATLANTIC RAILWAY  
LTD., DAKOTA PLAINS HOLDINGS ET AL.

Respondents

### APPEARANCE

(Art. 151 C.p.c.)

**McCague Borlack**

Barristers & Solicitors  
LLP

Barristers & Solicitors  
The Exchange Tower  
Suite 2700, P.O. Box 136  
130 King Street West  
Toronto, Canada, M5X 1C7

**MARIE-PIER NADEAU**

Tel.: (416) 860-0001  
Fax: (416) 860-0003  
Procureurs de l'intimée  
Dakota Plains Holdings Ltd.

Code d'avocate : AN5424

C A N A D A

PROVINCE OF QUÉBEC  
DISTRICT OF MÉGANTIC

NO.: 480-06-000001-132

SUPERIOR COURT  
(Class Action)

---

YANNICK GAGNÉ

and

GUY OUELLET

and

SERGE JACQUES

and

LOUIS-SERGES PARENT

Petitioners

vs.

RAIL WORLD, INC.

and

RAIL WORLD HOLDINGS, LLC

and

MONTREAL MAINE & ATLANTIC RAILWAY LTD.

and

EARLSTON ASSOCIATES L.P.

and

PEA VINE CORPORATION ✓

and

MONTREAL, MAINE & ATLANTIC CORPORATION

and

MONTREAL, MAINE & ATLANTIC CANADA  
COMPANY

72.50¢  
213396 msp

and

**EDWARD BURKHARDT**

and

**ROBERT GRINDROD**

and

**GAINOR RYAN**

and

**DONALD GARDNER, JR.**

and

**JOE MCGONIGLE**

and

**CATHY ALDANA**

and

**THOMAS HARDING**

and

**IRVING OIL LIMITED**

and

**IRVING OIL COMPANY, LIMITED**

and

**IRVING OIL OPERATIONS GENERAL PARTNER  
LIMITED**

and

**IRVING OIL OPERATIONS LIMITED**

and

**IRVING OIL COMMERCIAL G.P.**

- 3 -

and

**WORLD FUEL SERVICES CORP.**

and

**WORLD FUEL SERVICES, INC.**

and

**WORLD FUEL SERVICES CANADA, INC.**

and

**DAKOTA PLAINS HOLDINGS, INC.**

and

**DAKOTA PLAINS MARKETING, LLC**

and

**DPTS MARKETING LLC**

and

**DAKOTA PLAINS TRANSLOADING, LLC**

and

**DAKOTA PETROLEUM TRANSPORT SOLUTIONS,  
LLC**

and

**WESTERN PETROLEUM COMPANY**

and

**PETROLEUM TRANSPORT SOLUTIONS, LLC**

and

**STROBEL STAROSTKA TRANSFER, LLC**

and

**MARATHON OIL CORPORATION**

- 4 -

and

**SLAWSON EXPLORATION COMPANY, INC.**

and

**UNION TANK CAR COMPANY**

and

**TRINITY INDUSTRIES, INC.**

and

**TRINITY RAIL GROUP, LLC**

and

**TRINITY RAIL LEASING 2012 LLC**

and

**GENERAL ELECTRIC RAILCAR SERVICES  
CORPORATION**

and

**CANADIAN PACIFIC RAILWAY COMPANY**

Respondents

and

**XL INSURANCE COMPANY LIMITED**

and

**XL GROUP PLC**

Mises-en-cause

---

**APPEARANCE**

We appear on behalf of Respondent Pea Vine Corporation in the present case, under reserve of all rights and objections.



Montréal, November 12, 2013

*Dentons Canada LLP*

---

**DENTONS CANADA LLP**

Attorneys for Respondent

Pea Vine Corporation

**No.** 480-06-000001-132

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SUPERIOR COURT  
(Class Action)  
DISTRICT OF MÉGANTIC

---

YANNICK GAGNÉ et al.  
Petitioners

vs.  
RAIL WORLD, INC. et al.  
Respondents

and  
XL INSURANCE COMPANY LIMITED  
and  
XL GROUP PLC  
Mises-en-cause

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Me Laurent Nahmiash (554339-001)

---

Appearance for  
Pea Vine Corporation

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ORIGINAL



Dentons Canada LLP  
1 Place Ville Marie, Suite 3900  
Montréal QC H3B 4M7  
Tel. : 514 878 8800  
Fax : 514 866 2241

dentons.com  
BB0822

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CANADA  
Province of Québec  
District of Mégantic

SUPERIOR COURT  
(Class Action)

Nº: 480-06-000001-132

72.50\$  
213582  
cm

YANNICK GAGNÉ

-and-

GUY OUELLET

-and-

SERGE JACQUES

-and-

LOUIS-SERGES PARENT

Petitioners

-vs-

RAIL WORLD INC. et al

Respondents

APPEARANCE

We hereby appear for Respondent Petroleum Transport Solutions, LLC, under reserve of all legal rights and objections, including with respect to jurisdiction.

DF034

MONTREAL, November 12, 2013

STIKEMAN ELLIOTT LLP

(Me Louis P. Bélanger)

Attorneys for Petroleum Transport Solutions, LLC

SUPERIOR COURT  
(Class Action)

N° 480-06-000001-132

CANADA  
PROVINCE OF QUÉBEC  
DISTRICT OF MÉGANEUC

YANNICK GAGNÉ

-and-

GUY OUELLET

-and-

SERGE JACQUES

-and-

LOUIS-SERGES PARENT

Petitioners

-vs-

RAIL WORLD, INC.

Respondents

B50350

File n° 132604-1002

APPEARANCE  
(Petroleum Transport Solutions)

Original

Me Louis P. Bélanger  
lpbelanger@stikeman.com

514-397-3078  
Fax : 514-397-3578

STIKEMAN ELLIOTT  
Stikeman Elliott LLP Attorneys  
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Montréal, Canada H3B 3V2

13 NOV '13 15:41

CANADA

PROVINCE DE QUÉBEC  
DISTRICT DE MÉGANTIC

NO: 480-06-000001-132

DANS LA COUR SUPÉRIEURE  
(RECOURS COLLECTIF)

---

**YANNICK GAGNÉ,**  
et  
**GUY OUELLET,**  
et  
**SERGE JACQUES,**  
et  
**LOUIS-SERGES PARENT,**

Demandeurs

C/

**RAIL WORLD, INC.,**  
et  
**RAIL WORLD HOLDINGS, LLC,**  
et  
**MONTREAL MAINE & ATLANTIC  
RAILWAY LTD,**  
et  
**EARLSTON ASSOCIATES L.P,**  
et  
**PEA VINE CORPORATION,**  
et  
**MONTREAL, MAINE & ATLANTIC  
CORPORATION,**  
et  
**MONTREAL, MAINE & ATLANTIC  
CANADA COMPANY,**  
et  
**EDWARD BURKHARDT,**  
et  
**ROBERT GRINDROD,**  
et  
**GAINOR RYAN,**  
et  
**DONALD GARDNER, JR.,**  
et  
**JOE MCGONIGLE,**

---

TREMBLAY BOIS MIGNAULT LEMAY S.E.N.C.R.L.  
AVOCATS

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TÉLÉPHONE : (418) 658-9966 TÉLÉCOPIEUR : (418) 658-6100

et  
CATHY ALDANA,  
et  
THOMAS HARDING,  
et  
IRVING OIL LIMITED,  
et  
IRVING OIL COMPANY, LIMITED,  
et  
IRVING OIL OPERATIONS GENERAL  
PARTNER LIMITED,  
et  
IRVING OIL OPERATIONS LIMITED,  
et  
IRVING OIL COMMERCIAL G.P.,  
et  
WORLD FUEL SERVICES CORP.,  
et  
WORLD FUEL SERVICES, INC.,  
et  
WORLD FUEL SERVICES CANADA,  
INC.,  
et  
DAKOTA PLAINS HOLDINGS, INC.,  
et  
DAKOTA PLAINS MARKETING, LLC,  
et  
DPTS MARKETING LLC,  
et  
DAKOTA PLAINS TRANSLOADING, LLC,  
et  
DAKOTA PETROLEUM TRANSPORT  
SOLUTIONS, LLC,  
et  
WESTERN PETROLEUM COMPANY,  
et  
PETROLEUM TRANSPORT  
SOLUTIONS, LLC,  
et  
STROBEL STAROSTKA TRANSFER,  
LLC,  
et  
MARATHON OIL CORPORATION,  
et

72,506  
219158 ✓  
CMP

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TREMBLAY BOIS MIGNAULT LEMAY S.E.N.C.R.L.  
AVOCATS

IBERVILLE UN, 1195, AVE LAVIGERIE, BUREAU 200, QUÉBEC (QUÉBEC) G1V 4N3  
TÉLÉPHONE : (418) 658-9966 TÉLÉCOPIEUR : (418) 658-6100

SLAWSON EXPLORATION COMPANY,  
INC.,  
et  
UNION TANK CAR COMPANY,  
et  
TRINITY INDUSTRIES, INC.,  
et  
TRINITY RAIL GROUP, LLC,  
et  
TRINITY RAIL LEASING 2012 LLC,  
et  
GENERAL ELECTRIC RAILCAR  
SERVICES CORPORATION,  
et  
CANADIAN PACIFIC RAILWAY  
COMPANY,

Défendeurs

et  
XL INSURANCE COMPANY LIMITED,  
et  
XL GROUP PLC,

Mises-en-cause

### COMPARUTION

Nous comparaissons en la présente instance pour la défenderesse **STROBEL STAROSTKA TRANSFER LLC**, sous toutes réserves que de droit.

QUÉBEC, ce 15 novembre 2013



TREMBLAY BOIS MIGNAULT LEMAY S.E.N.C.R.L.  
Procureurs de **STROBEL STAROSTKA TRANSFER LLC**

AMG/gb  
N/Réf. : 439-118/AMG

---

TREMBLAY BOIS MIGNAULT LEMAY S.E.N.C.R.L.  
AVOCATS

IBERVILLE UN, 1195, AVE LAVIGERIE, BUREAU 200, QUÉBEC (QUÉBEC) G1V 4N3  
TÉLÉPHONE : (418) 658-9966 TÉLÉCOPIEUR : (418) 658-6100

No: **480-06-000001-132**  
**COUR SUPÉRIEURE**  
(recours collectif)  
**DISTRICT DE MÉGANTIC**

**YANNICK GAGNÉ ET ALS,**

Demandeurs

C/

**RAIL WORLD INC. ET ALS,**

Défendeurs

**XL INSURANCE COMPANY LIMITED**

**XL GROUP PLC,**

Mises en cause

**COMPARUTION**

Nature de l'action : **recours collectif**  
Montant :

M<sup>e</sup> **André Mignault**  
amignault@tremblaybois.qc.ca

Réf. : **439-118/AMG**  
Casier 4 / BT-0375



**TREMBLAY BOIS MIGNAULT LEMAY**  
S.E.N.C.R.L.  
AVOCATS

berville Ln  
1196, avenue Lavigerie, bureau 200  
Québec (Québec) G1V 4N3

Telephone : 418-658-9966  
Télécopieur : 418-658-6100  
www.tremblaybois.qc.ca

21 NOV 13 15:53



CANADA

PROVINCE OF QUEBEC  
DISTRICT OF MÉGANTIC

NO: 480-06-000001-132

(Class Action)  
SUPERIOR COURT

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YANNICK GAGNÉ et al.

Petitioners

vs.

RAIL WORLD, INC. et als

Respondents

and

XL INSURANCE COMPANY LIMITED  
et al.

Mises-en-cause

72.50\$  
220927  
conf.

**A P P E A R A N C E**

We, the undersigned attorneys, hereby appear on behalf of the Respondent IRVING OIL COMMERCIAL G.P., under strict reserve of all legal rights and objections. ✓

MONTREAL, November 22, 2013

*Osler, Hoskin & Harcourt LLP*

**OSLER, HOSKIN & HARCOURT LLP**

Attorneys for Respondent

IRVING OIL COMMERCIAL G.P.

No: 480-06-000001-132

(Class Action)  
**SUPERIOR COURT**  
DISTRICT OF MEGANTIC

YANNICK GAGNÉ et al.

Petitioners

vs.

RAIL WORLD, INC. et als

Respondents

and

**XL INSURANCE COMPANY LIMITED et al.**

Mises-en-cause

APPEARANCE

ORIGINAL

M<sup>e</sup> Sylvain Lussier

**OSLER, HOSKIN & HARCOURT LLP**

1000 de La Gauchetière West, Suite 2100

Montréal (Qc) H3B 4W5

Tel: 514.904.8100

Fax: 514.904.8101

Code : BO 0323

o/f: 1144302

25 NOV 13 11:45

2341810

CANADA

SUPERIOR COURT  
(Class action)

PROVINCE OF QUEBEC  
DISTRICT OF MÉGANTIC

No: 480-06-000001-132

YANNICK GAGNÉ et al

Petitioners

v.

RAIL WORLD, INC et al

Respondents

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APPEARANCE

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We hereby appear for Respondent Trinity Rail Leasing 2012 LLC under reserve of all legal objections.

*DF038*

Montreal, November 15th, 2013

*Borden Ladner Gervais*

**Borden Ladner Gervais LLP**  
Attorneys for Respondent

Droits de greffe  
Gouvernement du Québec  
Palais Justice LAC-MEGANTIC  
0287916-0003-1402

2013-11-29

72,50

# 284853



**SUPERIOR COURT**  
(Class action)  
**DISTRICT OF MEGANTIC**  
No.: **480-06-000001-132**

**YANNICK GAGNÉ et al**

Petitioners

vs.

**RAIL WORLD, INC. et al**

RESPONDENTS

**APPEARANCE**

**ORIGINAL**

**BLG**

**Borden Ladner Gervais**

B.M. 2545

1000 De La Gauchetière Street West  
Bureau / Suite 900  
Montréal, QC, Canada H3B 5H4  
Tel.: 514.879.1212  
Fax: 514.954.1905  
spitre@blg.com

Mre. STÉPHANE PITRE  
File: New matter

CANADA

PROVINCE OF QUEBEC  
DISTRICT OF MÉGANTIC

N°: 480-06-000001-132

(Class Action)  
SUPERIOR COURT

---

YANNICK GAGNÉ  
GUY OUELLET  
SERGE JACQUES  
LOUIS-SERGES PARENT

Petitioners

v.

RAIL WORLD, INC.  
RAIL WORLD HOLDINGS, LLC  
MONTREAL MAINE & ATLANTIC RAILWAY  
LTD.  
EARLSTON ASSOCIATES L.P.  
PEA VINE CORPORATION  
MONTREAL, MAIN & ATLANTIC  
CORPORATION  
MONTREAL, MAINE & ATLANTIC CANADA  
COMPANY  
EDWARD BURKHARDT  
ROBERT GRINDROD  
GAINOR RYAN  
DONALD GARDNER, JR.  
JOE MCGONIGLE  
CATHY ALDANA  
THOMAS HARDING  
IRVING OIL LIMITED  
IRVING OIL COMPANY, LIMITED  
IRVING OIL OPERATIONS GENERAL  
PARTNER LIMITED

*Appearance – Marathon Oil Corporation*

IRVING OIL OPERATIONS LIMITED  
IRVING OIL COMMERCIAL G.P.  
WORLD FUEL SERVICES CORP.  
WORLD FUEL SERVICES, INC.  
WORLD FUEL SERVICES CANADA, INC.  
DAKOTA PLAINS HOLDINGS, INC.  
DAKOTA PLAINS MARKETING, LLC.  
DPTS MARKETING LLC  
DAKOTA PLAINS TRANSLOADING, LLC  
DAKOTA PETROLEUM TRANSPORT  
SOLUTIONS, LLC  
WESTERN PETROLEUM COMPANY  
PETROLEUM TRANSPORT SOLUTIONS,  
LLC  
STROBEL STAROSTKA TRANSFER, LLC  
MARATHON OIL CORPORATION  
SLAWSON EXPLORATION COMPANY,  
INC.  
UNION TANK CAR COMPANY  
TRINITY INDUSTRIES, INC.  
TRINITY RAIL GROUP, LLC  
TRINITY RAIL LEASING 2012 LLC  
GENERAL ELECTRIC RAILCAR SERVICES  
CORPORATION  
CANADIAN PACIFIC RAILWAY COMPANY

Respondents

and

XL INSURANCE COMPANY LIMITED  
XL GROUP PLC

Mises en cause

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**APPEARANCE**

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72 50\$  
231056  
QMP

We, the undersigned attorneys, appear on behalf of Respondent **Marathon Oil Corporation** in the present case, under reserve of all rights. ✓

Montréal, December 6, 2013

*BCF LLP*

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**BCF LLP**  
Attorneys for Respondent  
Marathon Oil Corporation

No.: 480-06-000001-132

(Class Action)  
SUPERIOR COURT  
PROVINCE OF QUÉBEC  
DISTRICT OF MÉGANTIC

YANNICK GAGNÉ  
GUY OUELLET  
SERGE JACQUES  
LOUIS-SERGÈS PARENT  
Plaintiff

v.  
RAIL WORLD, INC.  
RAIL WORLD HOLDINGS, LLC  
MARATHON OIL CORPORATION  
AND AL.  
Defendants

APPEARANCE  
(Marathon Oil Corporation)

ORIGINAL

Me André Ryan

Our file: 36229-1



1100 René-Lévesque Blvd. West, 25<sup>th</sup> Floor  
MONTREAL, QUÉBEC, CANADA  
H3B 5C9  
Tel: (514) 397-6931  
Fax: (514) 397-8515

BB 7462

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C A N A D A  
PROVINCE DE QUÉBEC  
DISTRICT DE MÉGANTIC

**COUR SUPÉRIEURE  
(RECOURS COLLECTIF)**

---

N° : 480-06-000001-132

**YANNICK GAGNÉ**

et

**GUY OUELLET**

et

**SERGE JACQUES**

et

**LOUIS-SERGES PARENT**

Requérants

c.

**RAIL WORLD, INC.**

et

**RAIL WORLD HOLDINGS, LLC**

et

**MONTREAL MAINE & ATLANTIC RAILWAY  
LTD.**

et

**EARLSTON ASSOCIATES, L.P.**

et

**PEA VINE CORPORATION**

et



**LAPOINTE ROSENSTEIN  
MARCHAND MELANÇON**

- 2 -

**MONTREAL, MAINE & ATLANTIC  
CORPORATION**

et

**MONTREAL, MAINE & ATLANTIC CANADA  
COMPANY**

et

**EDWARD BURKHARDT**

et

**ROBERT GRINDROD**

et

**GAINOR RYAN**

et

**DONALD GARDNER, JR.**

et

**JOE MCGONIGLE**

et

**CATHY ALDANA**

et

**THOMAS HARDING**

et

**IRVING OIL LIMITED**

et

**IRVING OIL COMPANY, LIMITED**

et



**LAPOINTE ROSENSTEIN  
MARCHAND MELANÇON**

**IRVING OIL OPERATIONS GENERAL  
PARTNER LIMITED**

et

**IRVING OIL OPERATIONS LIMITED**

et

**IRVING OIL COMMERCIAL G.P.**

et

**WORLD FUEL SERVICES CORP.**

et

**WORLD FUEL SERVICES, INC.**

et

**WORLD FUEL SERVICES CANADA, INC.**

et

**DAKOTA PLAINS HOLDINGS, INC.**

et

**DAKOTA PLAINS MARKETING, LLC.**

et

**DPTS MARKETING LLC.**

et

**DAKOTA PLAINS TRANSLOADING, LLC.**

et

**DAKOTA PETROLEUM TRANSPORT  
SOLUTIONS, LLC.**



**LAPOINTE ROSENSTEIN  
MARCHAND MELANÇON**

- 4 -

et

**WESTERN PETROLEUM COMPANY**

et

**PETROLEUM TRANSPORT SOLUTIONS,  
LLC.**

et

**STROBEL STAROSTKA TRANSFER, LLC.**

et

**MARATHON OIL CORPORATION**

et

✓ **SLAWSON EXPLORATION COMPANY, INC.**

et

**UNION TANK CAR COMPANY**

et

**TRINITY INDUSTRIES, INC.**

et

**TRINITY RAIL GROUP, LLC.**

et

**TRINITY RAIL LEASING 2012 LLC.**

et

**GENERAL ELECTRIC RAILCAR SERVICES  
CORPORATION**

et



**LAPOINTE ROSENSTEIN  
MARCHAND MELANÇON**

**CANADIAN PACIFIC RAILWAY COMPANY**

Intimés

et

**XL INSURANCE COMPANY LIMITED**

et

**XL GROUP PLC.**

Mises en cause

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72.50 \$  
236012

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**COMPARUTION**

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Nous comparaissons pour l'Intimée **Slawson Exploration Company, inc.** en cette cause, sous toutes réserves que de droit.

MONTREAL, ce 12 décembre 2013

*LaPointe Rosenstein*  
*Marchand Melançon, s.e.n.c.r.l.*

**LAPOINTE ROSENSTEIN**

**MARCHAND MELANÇON, S.E.N.C.R.L.**

Procureurs de l'Intimée Slawson Exploration  
Company, inc.

(#1387954-v1)



**LAPOINTE ROSENSTEIN**  
**MARCHAND MELANÇON**

N° : 480-06-000001-132

COUR SUPÉRIEURE (RECOURS COLLECTIF)  
District de Mégantic

**YANNICK GAGNÉ ET AL.**

Requérants

c.

**RAIL WORLD, INC. ET AL.**

Intimés

et

**XL INSURANCE COMPANY LIMITED ET AL.**

Mises en cause

**COMPARUTION**

**Recours collectif (dommages)**

**ORIGINAL**

Notre n° : 100215  
Référer à Me Jacques Rossignol  
Jacques.rossignol@lrmm.com

18 DEC 13 9:02

**L'APINTE ROSENSTEIN**  
**MARCHANT MELANÇON**, SÉN. CRL  
Avocats

1250, boul. René-Lévesque Ouest, bureau 1400  
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Téléphone : 514 925-6336  
Télécopieur : 514 925-5036

**BL0300**

CANADA

PROVINCE OF QUEBEC  
DISTRICT OF MEGANTIC

SUPERIOR COURT  
(Class Actions)

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NO: 480-06-000001-132  
(Formerly no. 450-06-000001-135,  
District of St-François)

**YANNICK GAGNÉ**  
-and-  
**GUY OUELLET**  
-and-  
**SERGE JACQUES**  
-and-  
**LOUIS-SERGES PARENT**

Petitioners

v.

**RAIL WORLD, INC.**  
-and-  
**RAIL WORLD HOLDINGS, LLC**  
-and-  
**MONTREAL MAINE & ATLANTIC  
RAILWAY LTD.**  
-and-  
**EARLSTON ASSOCIATES L.P.**  
-and-  
**PEA VINE CORPORATION**  
-and-  
**MONTREAL, MAINE & ATLANTIC  
CORPORATION**  
-and-  
**MONTREAL, MAINE & ATLANTIC  
CANADA COMPANY**  
-and-  
**EDWARD BURKHARDT**  
-and-  
**ROBERT GRINDROD**  
-and-  
**GAINOR RYAN**  
-and-  
**DONALD GARDNER, JR.**  
-and-  
**JOE MCGONIGLE**  
-and-  
**CATHY ALDANA**

-and-  
THOMAS HARDING  
-and-  
IRVING OIL LIMITED  
-and-  
IRVING OIL COMPANY, LIMITED  
-and-  
IRVING OIL OPERATIONS GENERAL  
PARTNER LIMITED  
-and-  
IRVING OIL OPERATIONS LIMITED  
-and-  
IRVING OIL COMMERCIAL G.P.  
-and-  
WORLD FUEL SERVICES CORP.  
-and-  
WORLD FUEL SERVICES, INC.  
-and-  
WORLD FUEL SERVICES CANADA, INC.  
-and-  
DAKOTA PLAINS HOLDINGS, INC.  
-and-  
DAKOTA PLAINS MARKETING, LLC  
-and-  
✓ DPTS MARKETING LLC      031  
-and-  
DAKOTA PLAINS TRANSLOADING, LLC  
-and-  
DAKOTA PETROLEUM TRANSPORT  
SOLUTIONS, LLC  
-and-  
WESTERN PETROLEUM COMPANY  
-and-  
✓ PETROLEUM TRANSPORT SOLUTIONS,  
LLC  
-and-  
STROBEL STAROSTKA TRANSFER, LLC  
-and-  
MARATHON OIL CORPORATION  
-and-  
SLAWSON EXPLORATION COMPANY, INC.  
-and-  
UNION TANK CAR COMPANY  
-and-  
TRINITY INDUSTRIES, INC.  
-and-  
TRINITY RAIL GROUP, LLC  
-and-  
TRINITY RAIL LEASING 2012 LLC



72,50\$ 238844  
72,50\$ 238848

-and-  
**GENERAL ELECTRIC RAILCAR SERVICES CORPORATION**  
-and-  
**CANADIAN PACIFIC RAILWAY COMPANY**

Respondents

-and-  
**XL INSURANCE COMPANY LIMITED**  
-and-  
**XL GROUP PLC**

Mises-en-cause

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**APPEARANCE**

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The undersigned, Torys Law Firm LLP, hereby appears on behalf of the Respondents **DPTS MARKETING LLC** and **DAKOTA PETROLEUM TRANSPORT SOLUTIONS, LLC**, under reserve of all legal objections, including, without limiting the generality of the foregoing, all issues concerning this Court's jurisdiction.

037

MONTREAL, December 19, 2013

*Torys Law Firm LLP*  
\_\_\_\_\_  
**TORYS LAW FIRM LLP**  
**Attorneys for Respondents**  
**DPTS MARKETING LLC and DAKOTA**  
**PETROLEUM TRANSPORT SOLUTIONS,**  
**LLC**

NO: 480-06-000001-132

SUPERIOR COURT  
(Class Actions)  
DISTRICT OF MEGANTIC

**YANNICK GAGNÉ et al.**

Petitioners

v.

**RAIL WORLD, INC. et al.**

Respondents

and

**XL INSURANCE COMPANY LIMITED et al.**

Mises-en-cause

**APPEARANCE**

**ORIGINAL**

BS-2554

#

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