

CANADA

**SUPERIOR COURT  
(CLASS ACTION)**

---

**PROVINCE OF QUEBEC  
DISTRICT OF LAC MÉGANTIC**

**NO.: 480-06-000001-132**

**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**

-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.**  
-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.**

-and-

**GENERAL ELECTRIC RAILCAR SERVICES  
CORPORATION**

-and-

**CANDIAN PACIFIC RAILWAY COMPANY**

Respondents

-and-

**XL INSURANCE COMPANY LIMITED**

-and-

**XL GROUP PLC**

*Mises en cause*

---

**NOTICE OF SUBSTITUTION OF ATTORNEYS FOR  
RESPONDENT, DAKOTA PLAINS HOLDINGS INC.  
(ART. C.P.C. 248-253.1)**

**TO: Mtre. DANIEL E. LAROCHELLE**

5066 Frontenac,  
Lac-Mégantic, QC G6B 1H3  
*Attorney for Petitioners, Guy Ouellet and Yannick Gagné*

**TO: LAVERY DeBILLY**

Me Martin Pichette, Me Jean-Philippe Lincourt  
1, Place Ville Marie, suite 4000  
Montreal QC H3B 4M4  
*Attorneys for Thomas Harding, Montreal Maine & Atlantic Railway Ltd.,  
Montreal Maine & Atlantic Corporation, Montreal Maine & Atlantic Canada Company*

**TO: BLAKE CASSELS & GRAYDON SRL**

Me Francis Rouleau, Me Robert Torralbo  
600, de Maisonneuve Boulevard West, suite 2200  
Montréal QC H3A 3J2  
*Attorneys for Union Tank Car Company*

**TO: McCARTHY TETRAULT, SENCRL**

Me Philippe Cantin, Me Michel Gagné  
1000, De La Gauchetière Street West, suite 2500  
Montréal QC H3B 0A2  
*Attorneys for Trinity Industries Inc., Trinity Rail Group LLC*

- TO: HEENAN BLAIKIE**  
Me Bernard Amyot, Me Dominique Ménard  
1250, René-Lévesque Blvd. West, suite 2500  
Montreal, Quebec H3B 4Y1  
*Attorneys for General Electric Railcar Services Corporation*
- TO: FASKEN MARTINEAU**  
Me André Durocher, Me Enrico Forlini  
The Stock Exchange Tower  
PO Box 242, Suite 3700  
800, Victoria Square  
Montréal, QC H4Z 1E9  
*Attorneys for Canadian Pacific Railway Company*
- TO: OSLER HOSKIN & HARCOURT SRL**  
Me Sylvain Lussier Ad. E., Me Elizabeth Meloche  
1000, De La Gauchetière Street West, suite 2100  
Montréal QC H3B 4W5  
*Attorneys for Irving Oil Limited, Irving Oil Company Limited,  
Irving Oil Operations General Partner Limited, Irving Oil Operations Limited*
- TO: DENTONS CANADA SENCRL**  
Me Laurent Nahmiash, Me Mélanie Jacques  
1, Place Ville-Marie, 39th Floor  
Montréal, QC H3B 4M7  
*Attorneys for Rail World Inc., Rail World Holdings LLC,  
Earlston Associates L.P., Edward Burkhardt, Robert Grindrod,  
Gainor Ryan, Donald Gardner Jr., Joe McGonigle, Cathy Aldana*
- TO: STIKEMAN ELLIOTT S.E.N.C.R.L., S.R.L.**  
Me Frédéric Paré, Me Louis-P Bélanger, Me Caroline Plante  
1155 René-Lévesque Blvd. West, 40th Floor  
Montréal, QC H3B 3V2  
*Attorneys for Western Petroleum Company, World Fuel Services Corp.,  
World Fuel Services Inc., World Fuel Services Canada Inc.*
- TO: CLYDE & CO.**  
Me Dominique Naud  
630 René-Levesque Blvd. West, Suite 1700,  
Montréal, QC H3B 1S6  
*Attorneys for XL Insurance Company Limited, XL Group PLC*
- TO: ROCHON GENOVA**  
Me Joel Rochon  
121 Richmond St. West  
Suite 900  
Toronto, Ontario, M5H 2K1

**TO: CONSUMER LAW GROUP INC.**

Me Jeff Orenstein, LL.M., Me Andrea Grass, Serena Trifiro (Intern)  
4150 Ste.-Catherine St. West Suite 330  
Montréal, Québec, H3Z 2Y5

**AND: MCCAGUE BORLACK LLP**

Me Howard Borlack and Me Lisa La Horey  
130 King Street West, suite 2700  
Toronto, ON M5X 1C7  
*Substituted attorneys for Respondent, Dakota Plains Holdings Inc.*

**TAKE NOTICE** that the undersigned attorneys do hereby appear in substitution for Messrs. McCague Borlack LLP, Me Marie-Pier Nadeau, for Respondent, Dakota Plains Holdings Inc., in the present case, under reserve of all legal objections.

Montreal, November 6<sup>th</sup>, 2013

*Stein & Stein Inc.*

**STEIN & STEIN INC.**

Substituting Attorneys for

**Respondent, Dakota Plains Holdings Inc.**

NO. 480-06-000001-132

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SUPERIOR COURT  
PROVINCE OF QUEBEC  
DISTRICT OF LAC-MÉGANTIC

---

GUY OUELLET

-et-

YANNICK GAGNÉ

*Petitioners*

vs.

RAIL WORLD INC.

-and-

MONTREAL, MAINE & ATLANTIC RAILWAY LTD.

-and-

DAKOTA PLAINS HOLDINGS INC., et als

*Respondents*

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NOTICE OF SUBSTITUTION  
OF ATTORNEYS FOR RESPONDENT,  
DAKOTA PLAINS HOLDINGS INC.  
(ART. C.P.C. 248-253.1)

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ORIGINAL

CODE NO. BS0327

File: 12076-2

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**STEIN & STEIN INC.**

*Me Neil H. Stein*

4101 rue Sherbrooke Ouest

Montreal, Quebec, H3Z 1A7

TEL: (514) 866-9806 / FAX: (514) 875-8218

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CANADA  
PROVINCE OF QUÉBEC  
DISTRICT OF LAC-MÉGANTIC

NO: 480-06-000001-132

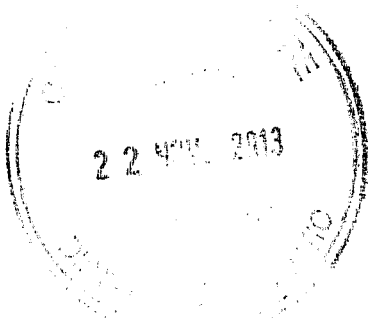
SUPERIOR COURT  
(Class action)

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

*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-  
**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**  
-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  
-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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**NOTICE OF SUBSTITUTION OF ATTORNEYS FOR  
RESPONDENT, DAKOTA PLAINS HOLDINGS INC.  
(ART. C.P.C. 248-253.1)**

---

- TO: **MTRE. DANIEL E. LAROCHELLE**  
5066 Frontenac  
Lac-Mégantic QC  
G6B 1H3
- TO: **LAVERY, DE BILLY**  
Me Jean-Philippe Lincourt, Me Martin Pichette  
1 place Ville-Marie  
40e étage  
Montréal QC H3B 4M4
- TO: **BLAKE, CASSELS & GRAYDON**  
Me Francis Rouleau, Me Robert Torralbo  
600 boulevard de Maisonneuve Ouest  
Bureau 2200  
Montréal QC H3A 3J2

- TO : **MCCARTHY TETRAULT**  
Me Michel Gagné, Me Philippe Cantin  
  
1150 rue De Claire-Fontaine  
7e étage  
Québec QC G1R 5G4
- TO : **HEENAN BLAIKIE**  
Me Dominique Ménard, Me Bernard Amyot  
1250 boulevard René-Lévesque Ouest  
Bureau 2500  
Montréal QC H3B 4Y1
- TO : **FASKEN MARTINEAU DUMOULIN**  
Me André Durocher, Me Enrico Forlini  
C.P. 242, Tour de la Bourse  
800 place Victoria, Bureau 3700  
Montréal QC H4Z 1E9
- TO : **OSLER, HOSKIN & HARCOURT**  
Me Sylvain Lussier, Me Elizabeth Meloche  
1000 rue de la Gauchetière Ouest  
Bureau 2100  
Montréal QC H3B 4W5
- TO : **DENTONS CANADA**  
Me Laurent Nahmiash, Me Mélanie Jacques  
1 Place Ville-Marie  
39e étage  
Montréal QC H3B 4M7
- TO : **STIKEMAN ELLIOTT**  
Me Frédéric Paré, Me Louis P. Bélanger, Me Caroline Plante  
1155 boulevard René-Lévesque Ouest  
Bureau 4000  
Montréal QC H3B 3V2
- TO : **CLYDE & CIE CANADA**  
Me Dominique Naud  
630 boulevard René-Lévesque Ouest  
Bureau 1700  
Montréal QC H3B 1S6

TO : **ROCHON GENOVA**

Me Joel Rochon

121 Richmond St. West

Suite 900

Toronto, Ontario, M5H 2K1

TO : **CONSUMER LAW GROUP INC.**

Me Jeff Orenstein, Me Andrea Grass, Serena Trifiro (Intern)

4150 Ste.-Catherine St. West, Suite 330

Montréal QC H3Z 2Y5

TO : **STEIN & STEIN INC.**

Neil Stein

4101 Sherbrooke St. West

Montreal, Quebec

H3Z 1A7

TAKE NOTICE that the undersigned attorneys do hereby appear in substitution for Stein & Stein Inc., Neil Stein, for Respondent, Dakota Plains Holdings Inc., in the present case, under reserve of all legal objections.

**TORONTO, November 11, 2013**



---

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

NO: 480-06-000001-132

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

YANNICK GAGNÉ ET ALS.

*Petitioners*

-vs.-

RAIL WORLD, INC. ET ALS.

*Respondents*

-and-

XL INSURANCE COMPANY ET ALS.

*Mises-en-causes*

**NOTICE OF SUBSTITUTION OF ATTORNEYS FOR  
RESPONDENT, DAKOTA PLAINS HOLDINGS INC.  
(ART. C.P.C. 248-253.1)**

**McCAGUE BORLACK LLP**

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

**Howard Borlack**

Tel.: (416) 860-0054 / Fax: (416) 860-0003  
Email : hborlack@mccagueborlack.com

**Lisa La Horey**

Tel.: (416) 860-0035 / Fax: (416) 860-0003  
Email : lalahorey@mccagueborlack.com

Procureurs de l'intimée  
Dakota Plains Holdings Ltd.

CANADA

SUPERIOR COURT  
(Class Action)

PROVINCE OF QUEBEC  
DISTRICT OF MEGANTIC

YANNICK GAGNÉ *et al.*

No.: 480-06-000001-132

Petitioners

v.

RAIL WORLD INC. *et al.*

Respondents

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NOTICE OF SUBSTITUTION OF ATTORNEYS  
(Art. 253 C.C.P.)

---

- TO : **Me Daniel E. Larochelle**  
5066 Frontenac Street  
Lac-Mégantic (Québec) G6B 1H3  
*Attorney for Petitioners / Class Representatives*  
**Yannick Gagné, Guy Ouellet, Serge Jacques, Louis-Serges Parent**
- AND: **Me Jeff Orenstein**  
Consumer Law Group Inc.  
4150 Ste-Catherine Street West, suite 330  
Montréal (Québec) H3Z 2Y5  
*Attorney for Petitioners / Class Representatives*  
**Yannick Gagné, Guy Ouellet, Serge Jacques, Louis-Serges Parent**
- AND: **Me Joel Rochon, Me Peter Jarvis**  
Rochon Genova  
121 Richmond Steet West, suite 900  
Montréal (Québec) M5H 2K1  
*Attorney for Petitioners / Class Representatives*  
**Yannick Gagné, Guy Ouellet, Serge Jacques, Louis-Serges Parent**
- AND: **Me Stéphane Pitre, Me John Murphy, Me Valérie Scott**  
Borden Ladner Gervais LLP  
1000 de la Gauchetière Street West, suite 900  
Montréal (Québec) H3B 5H4  
*Attorneys for Respondent*  
**Trinity Rail Leasing 2012 LLC**
- AND **Me Robert J. Torralbo, Me Francis Rouleau**  
Blake, Cassels & Graydon llp  
600 de Maisonneuve Blvd. West, suite 2200  
Montréal (Québec) H3A 3J2  
*Attorneys for Respondent Union Tank Car Company*

LCM Attorneys inc.

- AND **Me André Durocher, Me Enrico Forlini**  
Fasken Martineau DuMoulin LLP  
800 Victoria Square, suite 2700  
Montréal (Québec) H4Z 1E9  
*Attorneys for Respondent*  
**Canadian Pacific Railway Company**
- AND **Me Sylvain Lussier, Me Elizabeth Meloche**  
Osler Hoskin & Harcourt  
1000 de la Gauchetière West, suite 2100  
Montréal (Québec) H3B 4W5  
*Attorneys for Respondents*  
**Irving Oil Limited, Irving Oil Company Limited, Irving Oil Operations  
General Partner Limited, Irving Oil Operations Limited, Irving Oil  
Commercial G.P.**
- AND **Me Yves Martineau, Me Caroline Plante**  
Stikeman Elliott LLP  
1155 René-Lévesque Blvd. West, 40<sup>th</sup> floor  
Montréal (Québec) H3B 3V2  
*Attorneys for Respondents*  
**World Fuel Services Corp., World Fuel Services Inc., World Fuel  
Services Canada Inc., Western Petroleum Company, Petroleum  
Transport Solutions LLC**
- AND **Me Jean-Philippe Lincourt, Me Martin Pichette, Me Sophie de Saussure**  
Lavery de Billy LLP  
1 Place Ville-Marie, suite 4000  
Montréal (Québec) H3B 4M4  
*Attorneys for Respondents*  
**Montreal, Maine & Atlantic Railway Ltd., Montreal, Maine & Atlantic  
Corporation, Montreal, Main & Atlantic Canada Company, Thomas  
Harding**
- AND **Me Laurent Nahmiash, Me Mélanie Jacques**  
Dentons Canada LLP  
1 Place Ville-Marie, suite 3900  
Montréal (Québec) H3B 4M7  
*Attorneys for Respondents*  
**Rail World Inc., Rail World Holdings LLC, Earlston Associates L.P.,  
Edward Burkhardt, Robert Grindrod, Gainor Ryan, Donald Gardner Jr.,  
Joe McGonigle, Cathy Aldana, Pea Vine Corporation**

LCM Attorneys inc.

- AND **Me Neil Stein**  
Stein & Stein inc.  
4101 Sherbrooke Street West  
Montréal (Québec) H3Z 1A7  
**Me Howard Borlack, Me Lisa La Horey**  
McCague Borlack LLP  
The Exchange Tower, suite 2700, P.O. Box 136  
130 King Street West  
Toronto (Ontario) M5X 1C7  
*Attorneys for Respondent*  
**Dakota Plains Holdings, Inc.**
- AND **Me André Mignault, Me Pierre-Alexandre Fortin, Me Marc Lemaire**  
Tremblay Bois Mignault Lemay  
Iberville Un  
1195 Lavigerie Avenue, suite 200  
Québec (Québec) G1V 4N3  
*Attorneys for Respondent*  
**Strobel Starostka Transfer LLC**
- AND **Me Geneviève Bertand, Me Sylvie Rodrigue, Me Marie-Eve Gingras**  
Torys  
1 Place Ville-Maire, suite 1919  
Montréal (Québec) H3B 2C3  
*Attorneys for Respondent*  
**DPTS Marketing LLC, Dakota Petroleum Transport Solutions LLC**
- AND **Me Éric Vallières, Me Sidney Elbaz, Me Scott Maidment**  
McMillan  
1000 Sherbrooke West, suite 2700  
Montréal (Québec) H3A 3G4  
*Attorneys for Respondent*  
**Dakota Plains Marketing, LLC, Dakota Plains Transloading**
- AND **Me André Ryan, Me Caroline Beaudoin, Me Annie Mathieu**  
BCF  
1100 René-Lévesque Blvd. West, 25<sup>th</sup> floor  
Montréal (Québec) H3B 5C9  
*Attorneys for Respondent*  
**Marathon Oil Corporation**
- AND **Me Philippe Cantin, Me Michel Gagné, Me Shaun Finn**  
McCarthy Tétrault llp  
1000 de la Gauchetière West, suite 2500  
Montréal (Québec) H3B 0A2  
*Attorneys for Respondent*  
**Trinity Industries, Inc., Trinity Rail Group, LLC**

LCM Attorneys inc.

AND **Me Jacques Rossignol, Me Philippe Dumaine, Me Mélissa Rivest**  
Lapointe Rosenstein Marchand Melançon  
1250 René-Lévesque West, suite 1400  
Montréal (Québec) H3B 5E9

*Attorneys for Respondent*

**Slawson Exploration Company, inc.**

AND **Me Dominic Naud, Me Prachi Shah**  
Clyde & Co. LLP  
630 René-Lévesque Blvd. West, suite 1700  
Montréal (Québec) H3B 1S6

*Attorneys for Mises-en-cause*

**XL Insurance Company Limited, XL Group PLC**

**TAKE NOTICE** that Heenan Blaikie LLP are substituted by LCM Attorneys inc. as attorneys for the Defendant, General Electric Rail Car Services Corporation, in the present case.

MONTREAL, March 5, 2014

*LCM Attorneys Inc.*

**LCM ATTORNEYS INC.**

New attorneys for the Defendant  
GENERAL ELECTRIC RAIL CAR SERVICES  
CORPORATION

DF027

LCM Attorneys inc.



N°: 480-06-000001-132

**SUPERIOR COURT (Class Action)**  
District of Megantic

**YANNICK GAGNÉ ET AL.**

Petitioners

v.

**RAIL WORLD INC. ET AL.**

Respondents

**NOTICE OF SUBSTITUTION  
OF ATTORNEYS  
(Art. 253 C.C.P.)**

ORIGINAL

Code: DL5788 O/Ref. : 058335-0001

M<sup>e</sup> Dominique Ménard

Tel. : 514.375.2683  
Fax : 514.905.2001

**LCM Avocats inc. | LCM Attorneys Inc.**  
1000, de la Gauchetière Ouest/West #1510  
Montréal (Québec) H3R 4W5

C A N A D A

PROVINCE OF QUEBEC  
DISTRICT OF MÉGANTIC

N° 480-06-000001-132

S U P E R I O R C O U R T  
(Class Action)

---

YANNICK GAGNÉ

-and-

GUY OUELLET

-and-

SERGE JACQUES

-and-

LOUIS-SERGES PARENT

Petitioners

v.

RAIL WORLD, INC. *et als.*

Respondents

-and-

XL INSURANCE COMPANY LIMITED

-and-

XL GROUP PLC

Mises-en-cause

---


NOTICE OF SUBSTITUTION OF ATTORNEYS  
(Article 253 C.C.P.)

---

TO: Please see attached Schedule

TAKE NOTE that IRVING MITCHELL KALICHMAN LLP has substituted for LANGLOIS KRONSTRÖM DESJARDINS, S.E.N.C.R.L. as attorneys for the Respondent, Devlar Energy Marketing LLC, in the present matter.

MONTREAL, this 17<sup>th</sup> day of April, 2014

  
IRVING MITCHELL KALICHMAN LLP  
Attorneys for the Respondents  
AMERICAN RAILCAR LEASING LLC,  
AMERICAN RAILCAR LEASING CANADA LIMITED, and  
DEVLAR ENEGERY MARKETING LLC

SCHEDULE OF PARTIES

<p>M<sup>e</sup> Vincent De L'Étoile LANGLOIS KRONSTRÖM DESJARDINS, S.E.N.C.R.L. 1002 rue Sherbrooke W. 28<sup>th</sup> floor Montreal, Québec H3A 3L6</p> <p>Former Attorneys for the Respondent DEVLAR ENERGY MARKETING, LLC</p>	<p>M<sup>e</sup> Jean-Philippe Lincourt M<sup>e</sup> Martin Pinchette LAVERY, DE BILLY S.E.N.C.R.L. 1 Place Ville-Marie 40<sup>th</sup> floor Montreal, Québec H3B 4M4</p> <p>Attorneys for the Respondents MONTREAL MAIN &amp; ATLANTIC RAILWAY LTD. MONTREAL MAIN &amp; ATLANTIC CORPORATION MONTREAL MAIN &amp; ATLANTIC CANADA COMPANY THOMAS HARDING</p>
<p>M<sup>e</sup> Daniel Larochelle DANIEL E. LAROCHELLE 5031, boulevard des Vétérans Lac-Mégantic, Québec G6B 2G4</p> <p>M<sup>e</sup> Jeff Orenstein M<sup>e</sup> Josef Fridman CONSUMER LAW GROUP INC. 4150 Sainte-Catherine Street W. Suite 330 Montreal, Québec H3Z 2Y5</p> <p>M<sup>e</sup> Joel Rochon M<sup>e</sup> Peter Jervis ROCHON GENOVA 121 Richmond St. West Suite 900 Toronto, Ontario M5H 2K1</p> <p>Attorneys for the Petitioners YANNICK GAGNÉ GUY OUELLET SERGE JACQUES LOUIS-SERGES PARENT</p>	<p>M<sup>e</sup> Laurent Nahmiash M<sup>e</sup> Mélanie Jacques DENTONS CANADA LLP 1 Place Ville-Marie 39<sup>th</sup> floor Montreal, Québec H3B 4M7</p> <p>Attorneys for the Respondents RAIL WORLD INC. RAIL WORLD HOLDINGS LLC EARLSTON ASSOCIATES LP EDWARD BERKHARDT ROBERT GRINDROD GAINOR RYAN DONALD GARDNER JR. JOE MCGONICLE CATHY ALDANA PEA VINE CORPORATION</p>

<p>M<sup>e</sup> Louis Bélanger M<sup>e</sup> Frédéric Paré M<sup>e</sup> Caroline Plante M<sup>e</sup> Yves Martineau STIKEMAN ELLIOTT S.E.N.C.R.L. 1155 boulevard René-Lévesque W. Suite 4000 Montreal, Québec H3B 3V2</p> <p>Attorneys for the Respondents WESTERN PETROLEUM COMPANY WORLD FUEL SERVICES CANADA INC. WORLD FUEL SERVICES CORP. WORLD FUEL SERVICES INC. PETROLEUM TRANSPORT SOLUTIONS, LLC</p>	<p>M<sup>e</sup> Sylvain Lussier M<sup>e</sup> Elizabeth Meloche OSLER, HOSKIN &amp; HARCOURT S.E.N.C.R.L. 1000 rue de la Gauchetière W. Suite 2100 Montreal, Québec H3B 4W5</p> <p>Attorneys for the Respondents IRVING OIL LIMITED IRVING OIL COMPANY LIMITED IRVING OIL OPERATIONS GENERAL PARTNER LIMITED IRVING OIL OPERATIONS LIMITED IRVING OIL COMMERCIAL G.P.</p>
<p>M<sup>e</sup> André Durocher M<sup>e</sup> Enrico Forlini FASKEN MARTINEAU DUMOULIN S.E.N.C.R.L. C.P. 242, Tour de la Bourse 800 Place Victoria Suite 3700 Montreal, Québec H4Z 1E9</p> <p>Attorneys for the Respondents CANADIAN PACIFIC RAILWAY COMPANY</p>	<p>M<sup>e</sup> Dominique Ménard M<sup>e</sup> Bernard Amyot M<sup>e</sup> Nicholas Daudelin M<sup>e</sup> Patrick Ferland LCM ATTORNEYS 1000 rue de la Gauchetière W. Suite 1510 Montreal, Québec H3B 4W5</p> <p>Attorneys for the Respondents GENERAL ELECTRIC RAILCAR SERVICES CORPORATION</p>
<p>M<sup>e</sup> Philippe Cantin M<sup>e</sup> Michel Gagné MCCARTHY TÉTRAULT S.E.N.C.R.L. 1150 rue De Claire-Fontaine 7<sup>th</sup> floor Québec, Québec G1R 5G4</p> <p>Attorneys for the Respondents TRINITY INDUSTRIES INC. TRINITY RAIL GROUP, LLC</p>	<p>M<sup>e</sup> Francis Rouleau M<sup>e</sup> Robert Torralbo BLAKE, CASSELS &amp; GRAYDON S.E.N.C.R.L. 600 boulevard de Maisonneuve W. Suite 2200 Montreal, Québec H3A 3J2</p> <p>Attorneys for the Respondents UNION TANK CAR COMPANY PROCOR LIMITED/PROCOR LIMITÉE</p>

<p>M<sup>e</sup> Dominique Naud M<sup>e</sup> Prachi Shah CLYDE &amp; CIE CANADA S.E.N.C.R.L. 630 boulevard René-Lévesque W. Suite 1700 Montreal, Québec H3B 1S6</p> <p>Attorneys for the Respondents XL INSURANCE COMPANY LIMITED XL GROUP PLC</p>	<p>M<sup>e</sup> Howard B. Borlack M<sup>e</sup> Lisa La Horey MCCAGUE BORLACK LLP 130 King Street W. Suite 2700 Toronto, Ontario M5X 1C7</p> <p>M<sup>e</sup> Neil Stein STEIN &amp; STEIN INC. 4101 rue Sherbrooke W. Westmount, Québec H3Z 1A7</p> <p>Attorneys for the Respondents DAKOTA PLAINS HOLDING INC.</p>
<p>M<sup>e</sup> André Mignault M<sup>e</sup> Marc Lemaire M<sup>e</sup> Pierre-Alexandre Fortin TREMBLAY BOIS MIGNAULT LEMAY S.E.N.C.R.L. 1195 avenue Lavigerie Suite 200 Québec, Québec G1V 4N3</p> <p>Attorneys for the Respondents STROBEL STAROSTKA TRANSFER LLC</p>	<p>M<sup>e</sup> Stéphane Pitre M<sup>e</sup> John Murphy M<sup>e</sup> Valérie Scott BORDEN LADNER GERVAIS S.E.N.C.R.L. 1000 rue de la Gauchetière W. Suite 900 Montreal, Québec H3B 5H4</p> <p>Attorneys for the Respondents TRINITY RAIL LEASING 2012 LLC</p>
<p>M<sup>e</sup> André Ryan M<sup>e</sup> Caroline Beaudoin M<sup>e</sup> Annie Mathieu BCF S.E.N.C.R.L. 1100 boulevard René-Lévesque W. 25<sup>th</sup> floor Montreal, Québec H3B 5C9</p> <p>Attorneys for the Respondents MARATHON OIL CORP.</p>	<p>M<sup>e</sup> Jacques Rossignol M<sup>e</sup> Philippe Dumaine M<sup>e</sup> Mélissa Rivest LAPOINTE ROSENSTEIN MARCHAND MELANÇON 1250 boulevard René-Lévesque W. Suite 1400 Montreal, Québec H3B 5E9</p> <p>Attorneys for the Respondents SLAWSON EXPLORATION COMPANY INC.</p>
<p>M<sup>e</sup> Geneviève Bertrand M<sup>e</sup> Sylvie Rodrigue M<sup>e</sup> Marie-Ève Gingras TORYS S.E.N.C.R.L. 1 Place Ville-Marie Suite 1919 Montreal, Québec H3B 2C3</p> <p>Attorneys for the Respondents DPTS MARKETING LLC DAKOTA PETROLEUM TRANSPORT SOLUTIONS LLC</p>	<p>M<sup>e</sup> Eric Vallières M<sup>e</sup> Scott Maidment M<sup>e</sup> Sidney Elbaz MCMILLAN S.E.N.C.R.L. 1000 rue Sherbrooke W. Suite 2700 Montreal, Québec H3B 3G4</p> <p>Attorneys for the Respondents DAKOTA PLAINS TRANSLOADING LLC DAKOTA PLAINS MARKETING LLC</p>

<p>M<sup>e</sup> Linda Mercier DEPARTMENT OF JUSTICE CANADA 284 Wellington Street Ottawa, Ontario K1A 0H8</p> <p>Attorneys for the Respondents ATTORNEY GENERAL OF CANADA</p>	<p>M<sup>e</sup> Pascale Caron M<sup>e</sup> Marie-Julie Croteau DONATI MAISONNEUVE S.E.N.C.R.L. 625 avenue du Président-Kennedy Suite 1111 Montreal, Québec H3A 1K2</p> <p>Attorneys for the Respondents OASIS PETROLEUM INC. OASIS PETROLEUM LLC</p>
<p>M<sup>e</sup> Panagiota Kalantzis M<sup>e</sup> Yves Tourangeau GILBERT SIMARD TREMBLAY 1200 avenue McGill College Suite 1800 Montreal, Québec H3B 4G7</p> <p>Attorneys for the Respondents QEP RESOURCES INC.</p>	<p>M<sup>e</sup> Richard R. Provost M<sup>e</sup> Jean-François Vézina FRATICELLI PROVOST S.E.N.C.R.L. 1155 boulevard René-Lévesque W. Suite 2800 Montreal, Quebec H3B 2L2</p> <p>Attorneys for the Respondent ARROW MIDSTREAM HOLDINGS LLC</p>
<p>M<sup>e</sup> Louis Brousseau M<sup>e</sup> Virginie Dionne-Dostie JEANSONNE AVOCATS INC. 1401 avenue McGill College Montreal, Quebec H3A 1Z4</p> <p>Attorneys for the Respondent GREENBRIER RAILCAR LEASING INC. GREENBRIER RAILCAR LLC</p>	<p>M<sup>e</sup> Fadi Amine M<sup>e</sup> Serge Amar MILLER THOMSON LLP 1000 rue de la Gauchetière W. 37<sup>th</sup> floor Montreal, Quebec H3B 4W5</p> <p>Attorneys for the Respondent CIT GROUP/EQUIPMENT FINANCING INC.</p>

N° 480-06-000001-132

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

YANNICK GAGNÉ ET ALS.

Petitioners

v.

RAIL WORLD, INC. ET ALS.

Respondents

-and-

XL INSURANCE COMPANY LIMITED ET ALS.

Mises-en-causes

NOTICE OF SUBSTITUTION OF ATTORNEYS

ORIGINAL

**IMK**

IRVING  
MITCHELL  
KALICHMAN

BI0080

IRVING MITCHELL KALICHMAN S.E.N.C.R.L./LLP  
Place Alexis Nihon | Tour 2

3500, boulevard De Maisonneuve Ouest | bureau 1400  
Montréal (Québec) H3Z 3C1

☎ 514 935-4460 📠 514 935-2999

M<sup>e</sup> Peter Kalichman 📧 3750-1

pkalichman@imk.ca

☎ 514 934-7728