



This is the 2<sup>nd</sup> Affidavit  
of Kibben Jackson in this case  
and was made on March 31, 2025

No. S-236214

Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN

1392752 B.C. LTD.

PETITIONER

AND

SKEENA SAWMILLS LTD., SKEENA BIOENERGY LTD.  
AND ROC HOLDINGS LTD.

RESPONDENTS

**AFFIDAVIT**

I, Kibben Jackson, of 2900 - 550 Burrard Street, Vancouver British Columbia, lawyer,  
AFFIRM THAT:

1. I am a Partner at Fasken Martineau DuMoulin LLP ("**Fasken**"), counsel for Alvarez & Marsal Canada Inc., Licensed Insolvency Trustees ("**A&M**"), receiver (in such capacity, the "**Receiver**") of the properties, assets and undertakings of Skeena Sawmills Ltd., Skeena Bioenergy Ltd., and ROC Holdings Ltd. pursuant to the receivership order of the Honourable Madam Justice Blake made herein on September 20, 2023, and as such have personal knowledge of the facts hereinafter deposed to except where stated to be on information and belief, in which case I verily believe them to be true.
2. I am the lawyer who has had primary carriage of this matter at Fasken, and I am authorized to make this affidavit on behalf of Fasken.

3. Capitalized terms used but not otherwise defined in this Affidavit have the meanings ascribed to them in the Seventh Report of the Receiver to the Court dated March 31, 2025.

4. Attached hereto and marked as **Exhibit “A”** are copies of the first pages of the following invoices (collectively, the “**Fasken Accounts**”) issued by Fasken to the Receiver showing fees for services rendered and disbursements incurred in this matter for the period May 1, 2024 to February 28, 2025 (the “**Fee Period**”):

Invoice #	Invoice Date	Fees (\$)	Disb's (\$)	GST (\$)	PST (\$)	Total (\$)
2001703	2024-06-14	34,411.50	2,508.48	1,764.88	2,408.80	41,093.66
2023899	2024-08-12	368.00	130.00	20.90	25.76	544.66
2036860	2024-09-18	280.00	-	14.00	19.60	313.60
2059241	2024-11-15	680.00	12.00	34.00	47.60	773.60
2081760	2024-12-31	1,262.50	-	63.13	88.37	1,414.00
2097446	2025-02-20	4,758.00	-	237.90	333.06	5,328.96
2106584	2025-03-12	298.50	74.19	18.64	20.89	412.22
<b>TOTAL</b>		<b>\$42,058.50</b>	<b>\$2,724.67</b>	<b>\$2,153.45</b>	<b>\$2,944.08</b>	<b>\$49,880.70</b>

5. The body of the Fasken Accounts, which contain the detailed narratives of the work performed by the Fasken timekeepers, have not been included in order to protect the legal privilege between Fasken and the Receiver.

6. As detailed in the Fasken Accounts, during the Fee Period, Fasken invoiced fees amounting to \$42,058.50 and incurred and invoiced for disbursements in the amount of \$2,724.67 and taxes in the amount of \$5,097.53, for a total of \$49,880.70 (the “**Fees**”).

7. The work carried out by Fasken as counsel to the Receiver in these proceedings includes, but is not limited to, the following:

- (a) reviewing and revising the Receiver’s various reports to Court;
- (b) attending to closing of the Phase 2 Transaction;

(c) making applications on behalf of the Receiver for various orders herein, including the Interim Distribution Order, the Interim Fee Approval Order and the Distribution and Discharge Order; and

(d) generally advising the Receiver on legal matters relating to the receivership.

8. The Fees set out in the Fasken Accounts are calculated on the basis of the hours spent by Fasken personnel, multiplied by the applicable standard hourly rates charged by Fasken. To the best of my knowledge, information and belief, those hourly rates are consistent with those charged by other law firms for work of a similar nature in Vancouver, B.C.

9. Several members of Fasken have expended time in this matter. The following is a summary of the time expended in this matter by each of them during the Fee Period, the hourly rate and the total fees billed of each person involved:

Timekeeper	Hours	Hourly Rate	Total Fees Billed
Glen Nesbitt, partner	8.60	\$630	\$5,418.00
Hardeep Gill, partner	0.50	\$700	\$350.00
Heidi Esslinger, associate	1.40	\$450	\$630.00
Kibben M. Jackson, partner	10.00	\$900	\$9,000.00
	0.20	\$1,000	\$200.00
Laura Smith, partner	0.50	\$650	\$325.00
Mishaal Gill, associate	29.10	\$500	\$14,550.00
	2.60	\$540	\$1,404.00
Paul Casuccio, partner	5.70	\$1,275	\$7,267.50
Puyang Zhao, associate	4.30	\$875	\$3,762.50
Sarah A. Batut, partner	11.30	\$750	\$8,475.00
	4.50	\$825	\$3,712.50
Zach Romano, partner	0.30	\$700	\$210.00
Marnie Bailey, Librarian and Research Assistant	0.20	\$300	\$60.00
Megan L. Sedmak, paralegal	10.00	\$460	\$4,600.00
Suzanne Volkow, paralegal	2.70	\$420	\$1,134.00

10. I am a member in good standing of the Law Society of British Columbia and have been so since 2001. I practice in in the area of insolvency and restructuring as well as commercial litigation.

11. With respect to the other lawyers of Fasken who have been involved in this matter:

- (a) Mishaal Gill is an associate with Fasken. He was called to the Bar in British Columbia in 2020 and practices in the area of commercial insolvency and banking and finance. He is a member in good standing of the Law Society of British Columbia.
- (b) Sarah A. Batut is a partner with Fasken. She was called to the Bar in British Columbia in 2007 and practices in the area of commercial real estate. She is a member in good standing of the Law Society of British Columbia.
- (c) Puyang Zhao is an associate with Fasken. She was called to the Bar in Ontario in 2017 and practices in the area of tax. She is a member in good standing of the Law Society of Ontario.
- (d) Paul Casuccio is a partner with Fasken. He was called to the Bar in Ontario in 2002 and practices in the area of tax. He is a member in good standing of the Law Society of Ontario.
- (e) Laura Smith is a partner with Fasken. She was called to the Bar in British Columbia in 2013 and practices in the area of commercial real estate. She is a member in good standing of the Law Society of British Columbia.
- (f) Hardeep Gill is a partner with Fasken. He was called to the Bar in British Columbia in 2015 and practices in the area of tax. He is a member in good standing of the Law Society of British Columbia.
- (g) Heidi Esslinger is an associate with Fasken. She was called to the Bar in British Columbia in 2022 and practices in the area of commercial insolvency. She is a member in good standing of the Law Society of British Columbia.
- (h) Zach Romano is a partner with Fasken. He was called to the Bar in British Columbia in 2016 and practices in the areas natural resources. He is a member in good standing of the Law Society of British Columbia.
- (i) Glen Nesbitt is a partner with Fasken. He was called to the Bar in British Columbia in 2014 and practices in the areas of commercial insolvency. He is a member in good standing of the Law Society of British Columbia.

12. To the best of my knowledge, information and belief, the information contained in the Fasken Accounts as to:

- (a) the number of hours worked;
- (b) the nature of work performed;
- (c) the identity of the individuals who performed work; and
- (d) the rates charged for the work performed,

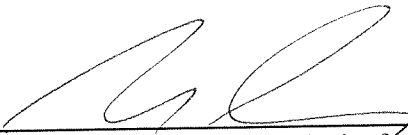
is true and correct in all respects.

13. I have reviewed the Fasken Accounts and do verily believe that:

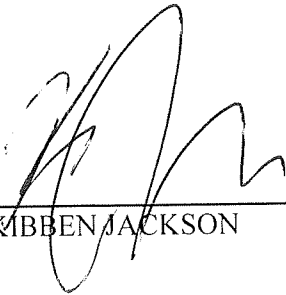
- (a) Fasken's professional fees and disbursements as reflected thereupon were properly incurred and are fair and reasonable in the circumstances;
- (b) the work completed by Fasken was delegated to the appropriate professionals with the appropriate seniority and hourly rates;
- (c) Fasken's Fees in this matter are consistent with the fees charged by similar firms with the capacity to handle a matter of comparable size and complexity;
- (d) Fasken's Accounts were provided to the Receiver when rendered and all have been approved by the Receiver; and
- (e) the services reflected in Fasken's Accounts were performed by Fasken in a prudent and economical manner.

14. I make this affidavit expressly for the purposes of the Receiver's application seeking approval of its accounts and Fasken Accounts, and for no other purpose. Nothing herein is intended to be a waiver of solicitor-client privilege by the Receiver.

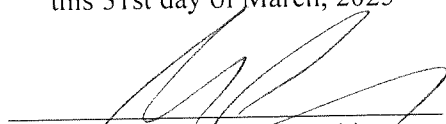
AFFIRMED BEFORE ME at Vancouver, )  
British Columbia, on March 31, 2025 )

  
\_\_\_\_\_  
A Commissioner for taking Affidavits for )  
British Columbia )

MISHAAL S. GILL  
Barrister & Solicitor  
Fasken Martineau DuMoulin LLP  
2900 - 550 Burrard Street  
Vancouver, BC V6C 0A3  
604 631 4881

  
\_\_\_\_\_  
KIBBEN JACKSON

This is Exhibit "A" referred to in the  
Affidavit #2 of Kibben Jackson  
made before me at Vancouver  
this 31st day of March, 2025

  
A Commissioner for taking  
Affidavits for British Columbia

## FASKEN

Fasken Martineau DuMoulin LLP  
Barristers and Solicitors  
Patent and Trade-mark Agents

550 Burrard Street, Suite 2900  
Vancouver, British Columbia V6C 0A3  
Canada

T +1 604 631 3131  
+1 866 635 3131  
F +1 604 631 3232  
fasken.com

Alvarez & Marsal Canada ULC  
925 West Georgia Street  
Suite 902, Cathedral Place  
Vancouver BC V6C 3L2

June 14, 2024  
Invoice #: 2001703

GST/HST#: 87937 6127  
QST#: 1023151835

**Attention: Anthony Tillman**

**Matter Number: 285937.00017**

**Matter: Receivership of Skeena Sawmills Ltd. and others**

**For Professional Services rendered through May 31, 2024 as described in the attached memorandum.**

Total Fees	\$ 34,411.50
Total Taxable Disbursements	885.98
Total Non Taxable Disbursements	1,622.50
Total Disbursements	2,508.48
Total Taxes	4,173.68
Total Fees, Disbursements and Taxes	41,093.66
<b>Total Amount Owing This Bill</b>	<b>CAD \$ 41,093.66</b>

**Tax Summary**

BCPST	2,408.81
GST	1,764.87
Total Taxes Included in This Bill	4,173.68

Fasken Martineau DuMoulin LLP



This account has been reviewed, verified and approved by  
K.M. Jackson who has authorized the signing and rendering of  
this account.  
E. & O.E.

Accounts are due when rendered.

*Fasken does not alter its payment instructions.  
If you receive new payment instructions in relation to your payment to Fasken, please disregard and notify us immediately.*

SCOTIABANK, 595 Burrard St. P.O. Box 48700  
Bentall Centre Vancouver, BC V7X 1V6  
Account Name: Fasken Martineau DuMoulin LLP  
CAD Account No: 014201126512, Transit No.: 03020, Bank Code: 002  
Canadian Clearing Code: //CC000203020 SWIFT Code: NOSCCATT  
Please send a payment notice to vanar@fasken.com



## FASKEN

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Barristers and Solicitors  
Patent and Trade-mark Agents

550 Burrard Street, Suite 2900  
Vancouver, British Columbia V6C 0A3  
Canada

T +1 604 631 3131  
+1 866 635 3131  
F +1 604 631 3232

fasken.com

Alvarez & Marsal Canada ULC  
925 West Georgia Street  
Suite 902, Cathedral Place  
Vancouver BC V6C 3L2

August 12, 2024  
Invoice #: 2023899

GST/HST#: 87937 6127  
QST#: 1023151835

**Attention: Anthony Tillman**

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**Matter Number: 285937.00017**

**Matter: Receivership of Skeena Sawmills Ltd. and others**

**For Professional Services rendered through July 31, 2024 as described in the attached memorandum.**

Total Fees	\$ 368.00
Total Taxable Disbursements	50.00
Total Non Taxable Disbursements	80.00
Total Disbursements	130.00
Total Taxes	46.66
Total Fees, Disbursements and Taxes	544.66
<b>Total Amount Owing This Bill</b>	<b>CAD \$ 544.66</b>

**Tax Summary**

BCPST	25.76
GST	20.90
Total Taxes Included in This Bill	46.66

Fasken Martineau DuMoulin LLP



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K.M. Jackson who has authorized the signing and rendering of  
this account.  
E. & O.E.

**Your payment via EFT, Wire, Online Bank Pay or Credit Card is appreciated.**  
**Our Banking Details are below. For credit card payments please contact your Fasken office directly.**

Accounts are due when rendered.

## FASKEN

Fasken Martineau DuMoulin LLP  
Barristers and Solicitors  
Patent and Trade-mark Agents

550 Burrard Street, Suite 2900  
Vancouver, British Columbia V6C 0A3  
Canada

T +1 604 631 3131  
+1 866 635 3131  
F +1 604 631 3232

fasken.com

Alvarez & Marsal Canada ULC  
925 West Georgia Street  
Suite 902, Cathedral Place  
Vancouver BC V6C 3L2

September 18, 2024  
Invoice #: 2036860

GST/HST#: 87937 6127  
QST#: 1023151835

**Attention: Anthony Tillman**

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**Matter Number: 285937.00017**

**Matter: Receivership of Skeena Sawmills Ltd. and others**

**For Professional Services rendered through August 31, 2024 as described in the attached memorandum.**

Total Fees	\$ 280.00
Total Taxes	33.60
<b>Total Amount Owing This Bill</b>	<b>CAD \$ 313.60</b>

**Tax Summary**

BCPST	19.60
GST	14.00
<b>Total Taxes Included in This Bill</b>	<b>33.60</b>

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Barristers and Solicitors  
Patent and Trade-mark Agents

550 Burrard Street, Suite 2900  
Vancouver, British Columbia V6C 0A3  
Canada

T +1 604 631 3131  
+1 866 635 3131  
F +1 604 631 3232

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Alvarez & Marsal Canada ULC  
925 West Georgia Street  
Suite 902, Cathedral Place  
Vancouver BC V6C 3L2

November 15, 2024  
Invoice #: 2059241

GST/HST #: 87937 6127  
QST #: 1023151835

**Attention: Anthony Tillman**

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**Matter Number: 285937.00017**

**Matter: Receivership of Skeena Sawmills Ltd. and others**

**For Professional Services rendered through October 31, 2024 as described in the attached memorandum.**

Total Fees	\$ 680.00
Total Non Taxable Disbursements	12.00
Total Disbursements	12.00
Total Taxes	81.60
Total Fees, Disbursements and Taxes	773.60
<b>Total Amount Owing This Bill</b>	<b>CAD \$ 773.60</b>

**Tax Summary**

BCPST	47.60
GST	34.00
Total Taxes Included in This Bill	81.60

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Barristers and Solicitors  
Patent and Trade-mark Agents

550 Burrard Street, Suite 2900  
Vancouver, British Columbia V6C 0A3  
Canada

T +1 604 631 3131  
+1 866 635 3131  
F +1 604 631 3232

fasken.com

Alvarez & Marsal Canada ULC  
925 West Georgia Street  
Suite 902, Cathedral Place  
Vancouver BC V6C 3L2

December 31, 2024  
Invoice #: 2081760

GST/HST #: 87937 6127  
QST #: 1023151835

**Attention: Anthony Tillman**

---

**Matter Number: 285937.00017**

**Matter: Receivership of Skeena Sawmills Ltd. and others**

**For Professional Services rendered through December 31, 2024 as described in the attached memorandum.**

Total Fees	\$ 1,262.50
Total Taxes	151.50
<b>Total Amount Owing This Bill</b>	<b>CAD \$ 1,414.00</b>

**Tax Summary**

BCPST	88.38
GST	63.12
<b>Total Taxes Included in This Bill</b>	<b>151.50</b>

Fasken Martineau DuMoulin LLP



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Alvarez & Marsal Canada ULC  
925 West Georgia Street  
Suite 902, Cathedral Place  
Vancouver BC V6C 3L2

February 20, 2025  
Invoice #: 2097446

GST/HST#: 87937 6127  
QST#: 1023151835

**Attention: Anthony Tillman**

---

**Matter Number: 285937.00017**

**Matter: Receivership of Skeena Sawmills Ltd. and others**

**For Professional Services rendered through February 14, 2025 as described in the attached memorandum.**

Total Fees	\$ 4,758.00
Total Taxes	570.96
<b>Total Amount Owing This Bill</b>	<b>CAD \$ 5,328.96</b>

**Tax Summary**

BCPST	333.06
GST	237.90
<b>Total Taxes Included in This Bill</b>	<b>570.96</b>

Fasken Martineau DuMoulin LLP



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550 Burrard Street, Suite 2900  
Vancouver, British Columbia V6C 0A3  
Canada

T +1 604 631 3131  
+1 866 635 3131  
F +1 604 631 3232

fasken.com

Alvarez & Marsal Canada ULC  
925 West Georgia Street  
Suite 902, Cathedral Place  
Vancouver BC V6C 3L2

March 12, 2025  
Invoice #: 2106584

GST/HST#: 87937 6127  
QST#: 1023151835

**Attention: Anthony Tillman**

---

**Matter Number: 285937.00017**

**Matter: Receivership of Skeena Sawmills Ltd. and others**

**For Professional Services rendered through February 28, 2025 as described in the attached memorandum.**

Total Fees	\$ 298.50
Total Taxable Disbursements	74.19
Total Disbursements	74.19
Total Taxes	39.53
Total Fees, Disbursements and Taxes	412.22
<b>Total Amount Owning This Bill</b>	<b>CAD \$ 412.22</b>

**Tax Summary**

BCPST	20.90
GST	18.63
Total Taxes Included in This Bill	39.53

Fasken Martineau DuMoulin LLP



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E. & O.E.

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