

COURT FILE NUMBER           24-3260771  
24-3280927  
COURT                       COURT OF KING'S BENCH OF ALBERTA IN  
BANKRUPTCY AND INSOLVENCY  
JUDICIAL CENTRE           EDMONTON  
  
IN THE MATTER OF THE *BANKRUPTCY AND  
INSOLVENCY ACT*, R.S.C. 1985, C. B-3, AS  
AMENDED  
  
AND IN THE MATTER OF THE NOTICE OF  
INTENTION TO MAKE A PROPOSAL OF FORDEN  
ENERGY INC.  
  
AND IN THE MATTER OF THE NOTICE OF  
INTENTION TO MAKE A PROPOSAL OF 2150865  
ALBERTA LTD.  
  
DOCUMENT                   **THIRD AFFIDAVIT OF NIGEL WOOLLAM**  
  
ADDRESS FOR  
SERVICE AND  
CONTACT  
INFORMATION  
OF PARTY FILING  
THIS DOCUMENT           **DLA Piper (Canada) LLP**  
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File No.: 118995-00001

I, Nigel Woollam, of the Town of Drayton Valley, in the Province of Alberta, **SWEAR AND SAY THAT:**

1. I am a director of Forden Energy Inc. ("**Forden**") and 2150865 Alberta Ltd. ("**215**", and together with Forden, the "**Companies**"). As such, I have personal knowledge of the facts and matters hereinafter deposed to, except where stated to be on information and belief, and where so stated, I believe the same to be true.
2. I swear this Third Affidavit to supplement and provide clarification to the evidence provided in my first affidavit sworn September 8, 2025 (the "**First Affidavit**") and my second affidavit sworn October 20, 2025 (the "**Second Affidavit**"), and in support of the Application before this Honourable Court.
3. Capitalized terms not otherwise defined herein have the meaning ascribed to them in the First Affidavit, the Second Affidavit, or in the draft SISP Order being sought in the Application.

## SELECTION OF THE SALES AGENT

4. In furtherance of the Companies' restructuring objectives, the Companies, in consultation with the Proposal Trustee, conducted a competitive process to select a qualified sales agent to market their oil and gas assets.
5. Proposals were solicited from Sayer Energy Advisors ("**Sayer**") and Energy Advisors Group, two reputable firms with expertise in the energy sector.
6. After a thorough review of the proposals and consultation with the Proposal Trustee, the Companies selected Sayer to act as the Sales Agent for the proposed Sale and Investment Solicitation Process ("**SISP**"). Sayer was selected based on its extensive experience in similar insolvency mandates, its proposed accelerated timeline, and its competitive fee structure, which the Companies believe is most advantageous to the estates and their stakeholders.

## CLARIFICATION OF ASSET OWNERSHIP AND RATIONALE FOR SISP

7. In my Second Affidavit sworn October 20, 2025, I deposed that the operational assets of the Companies were structured in a manner that appeared to place Forden in a state of regulatory non-compliance with section 16 of the *Oil and Gas Conservation Act*, RSA 2000, c O-6 (the "**Act**"), requiring an Inter-Company Sale to remedy the issue.
8. I am advised by legal counsel, Isaac Belland of DLA PIPER (CANADA) LLP, that his preliminary review of the Companies' records suggested that for each licence held, the respective company also held a corresponding working interest. However, for certain assets, specifically those in the Fox Creek area, it is possible that Forden holds the AER licences while 215 holds the corresponding working interest.
9. Given this uncertainty, further diligence is required to definitively confirm the ownership structure across the entire asset portfolio and to assess what, if any, regulatory non-compliance exists.
10. Accordingly, while an inter-company transfer of some nature may ultimately be required to address ownership and regulatory matters prior to the closing of a sale, the Companies are seeking to adjourn the portion of their Application seeking approval of the Inter-Company Sale at this time, pending the completion of further diligence.
11. Notwithstanding the adjournment of the request for relief related to the Inter-Company Sale, the assets of Forden and 215 are commercially and operationally integrated. It would be impractical and value-destructive to market and sell the asset packages of each company separately.
12. I therefore continue to believe that a unified SISP and the administrative consolidation of these NOI proceedings remain commercially necessary and are in the best interests of the Companies and all of their stakeholders in order to maximize realization value.

SWORN BEFORE ME at Edmonton, in the  
Province of Alberta, on October 28<sup>th</sup>, 2025.



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A Commissioner for Oaths in and for the  
Province of Alberta

**Isaac Belland**  
Barrister and Solicitor

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**Nigel Woollam**