

UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

In re	§	
	§	
SCOTIA DEVELOPMENT LLC, et al.	§	Case No. 07-20027-C-11
	§	
	§	(Jointly Administered)
	§	
Debtors.	§	Chapter 11

ORDER GRANTING DEBTORS’ MOTION FOR AN ORDER: (I) ESTABLISHING A BAR DATE FOR FILING PROOFS OF CLAIM; (II) APPROVING THE PROCEDURE FOR FILING PROOFS OF CLAIM; AND (III) APPROVING THE FORM AND MANNER OF SERVICE OF THE NOTICE OF BAR DATE
[Related Docket No. ___]

This matter came on for consideration upon the Debtors’ Motion for Order: (i) Establishing a Bar Date for the Filing of Proofs of Claim; (ii) Approving the Procedure for Filing Proofs of Claim; and (iii) Approving the Form and Manner of Service of the Notice of Bar Date (the “Motion”), filed by Scotia Development LLC (“Development”), The Pacific Lumber Company (“Palco”), Britt Lumber Co., Inc. (“Britt”), Salmon Creek LLC (“Salmon Creek”), Scotia Inn Inc. (“Scotia Inn”) and Scotia Pacific Company LLC (“Scopac” and collectively, with Development, Palco, Britt, Salmon Creek and Scotia Inn the “Debtors”). This Court has reviewed the Motion and finding good cause for the entry of this Order hereby

ORDERS as follows:

1. The Motion is Granted.
2. July 17, 2007, at 5:00 p.m., Prevailing Eastern Time is established as the last day and time by which proofs of claim may be filed (the “Bar Date”).
3. Except as otherwise set forth below, each person or entity who asserts a claim, as defined in Section 101(5) of the Bankruptcy Code, against one or more of the Debtors that arose

prior to January 18, 2007 (the "Petition Date") is required to file an original, written proof of such claim that substantially conforms either to the form attached to this Order as Exhibit "A" (the "Proof of Claim Form") or to Official Form No. 10.

4. Claimants must file their proofs of claim, on or before the Bar Date, either by (a) mailing their original proof of claim to Logan & Company, Inc., Attn: Scotia Claims Processing Department, 546 Valley Road, Upper Montclair, New Jersey 07043 or (b) delivering the original proof of claim by messenger or overnight mail to Logan & Company, Inc., Attn: Scotia Claims Processing Department, 546 Valley Road, Upper Montclair, New Jersey 07043.

5. Proofs of claim must be actually received by Logan & Company, Inc. (the "Claims Agent") on or before the Bar Date in order for the claim to be deemed timely filed.

6. Proofs of claim transmitted to the Claims Agent by facsimile or other electronic means shall not be accepted.

7. Any holder of a claim who is required to file a proof of claim but fails to do so in compliance with the procedures established in this Order:

- (a) shall not, with respect to such claim, be treated as a creditor of the Debtors for the purpose of notice, voting and distribution under any plan of reorganization and/or liquidation; and
- (b) shall be forever barred from (i) filing a proof of claim with respect to such claim; (ii) asserting such claim against the Debtors or their estates or property; (iii) voting on any plan or plans of reorganization and/or liquidation filed in the Debtors' jointly administered cases; and (iv) participating in any distribution in these chapter 11 cases on account of such claim, except pursuant to further Order of the Court.

8. The following persons and entities are hereby exempted from filing a proof of claim on or before the Bar Date:

- (a) Any person or entity (i) whose claim is listed on the Debtors' Schedules of Assets and Liabilities filed with the Court (as may be amended from time to time) (the "Schedules"); and (ii) whose claim is not described as "disputed," "contingent,"

or “unliquidated;” and (iii) who does not dispute the amount and manner of classification of their claim as set forth in the Schedules;

- (b) Any person or entity that has already properly filed, with the Clerk of the Court or the Claims Agent, a proof of claim against one or more of the Debtors, using a form which substantially conforms to the Proof of Claim Form or to Official Form No. 10;
- (c) Any person or entity asserting a claim allowable under Section 503(b) and 507(a) of the Bankruptcy Code as an administrative expense of the Debtors’ chapter 11 estates;
- (d) A Debtor having a claim against another Debtor; and
- (e) Any person or entity that holds a claim that has been allowed by an order of the Court entered on or before the Bar Date.

9. August 17, 2007, is the deadline for all governmental units, as defined in Section 101(27) of the Bankruptcy Code, to file a proof of claim in these cases (the “Governmental Unit Bar Date”).

10. In the event the Debtors amend their Schedules subsequent to service of the Notice of Deadline for Filing Proofs of Claim (the “Notice”), the Debtors shall give notice of such amendment to the holders of the claims affected thereby, and such holders shall be afforded the later of the Bar Date or thirty (30) days from the date of such notice to such holders (or such other time period as may be fixed by the Court) to file proofs of claim or forever be barred from doing so.

11. All claimants asserting claims against more than one Debtor are required to file a separate proof of claim in the case of each such Debtor. Claimants’ proofs of claim must also identify the particular Debtor case and case number in which their claim is asserted.

12. Any person or entity holding a claim that arises from the rejection of an executory contract or unexpired lease where the order authorizing such rejection is dated on or before June

15, 2007, is required to file a proof of claim based on such rejection on or before the Bar Date, except as otherwise provided in the relevant rejection order.

13. Any person or entity holding a claim that arises from the rejection of an executory contract or unexpired lease where the order authorizing the rejection is dated after June 15, 2007, is required to file a proof of claim on the later of the Bar Date or thirty (30) days after the effective date of such order authorizing the rejection of the executory contract or unexpired lease (or such date as may otherwise be provided for in such order) or forever be barred from doing so.

14. Each proof of claim filed must (a) be written in English; (b) be denominated in United States dollars; (c) be in an amount calculated as of the Petition Date; and (d) conform substantially with the Proof of Claim Form or to Official Form 10.

15. Within five (5) days following the entry of this order, the Debtors and/or the Claims Agent, shall serve a copy of the Notice substantially in the form attached hereto as Exhibit "B" on all known creditors of the Debtors by first class United States mail.

16. The entry of this Order is without prejudice to the rights of the Debtors to object to any claim, whether filed or scheduled, on any ground.

SIGNED this ____ day of _____, 2007.

UNITED STATES BANKRUPTCY JUDGE