


1. **THIS COURT ORDERS** that the time for service and filing of the Notice of Motion and all materials in support thereof be and is hereby abridged so that the Motion is properly returnable today .

2. **THIS COURT DECLARES** that enXco has no standing in the within proceeding and is not to be a party thereto, including in respect of the Applicant's motion presently returnable January 19, 2010 (the "**Approval Motion**") for approval of the sale to CPV Canada Development ULC of the Applicant's wind development business, and for related relief. Notwithstanding the foregoing, it is open to enXco to file revised materials prior to the Approval Motion in an attempt to establish that it has proper grounds to oppose the Approval Motion.

3. **THIS COURT ORDERS** that any affidavit or other material served or filed by enXco in respect of the within motion or the Approval Motion (the "**enXco Materials**"), and that any notice of examination or cross-examination on behalf of enXco, be and are hereby struck.

4. **THIS COURT ORDERS** that the enXco Materials, and any materials filed by Interwind in response to the enXco Materials, be sealed pending further Order of the Court.



ENTERED AT / INSCRIT A TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

JAN 26 2010

PER / PAR:



Joanne Nicoara
Registrar, Superior Court of Justice

Court File No.: 09-8321-00CL

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, C. C-36, AS AMENDED
AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF INTERWIND CORP.

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceeding commenced at Toronto

ORDER

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