

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

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In re: : Chapter 11
:
TRIDENT RESOURCES CORP., et al.,¹ : Case No. 09-13150 (MFW)
:
: (Jointly Administered)
:
Debtors. :
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**DECLARATION OF RONDA K. COLLUM OF THE GARDEN CITY GROUP, INC.,
REGARDING THE METHODOLOGY FOR THE TABULATION OF BALLOTS
ACCEPTING OR REJECTING THE SECOND AMENDED JOINT PLAN OF
REORGANIZATION OF TRIDENT RESOURCES CORP. AND CERTAIN
AFFILIATED DEBTORS AND DEBTORS IN POSSESSION**

Ronda K. Collum, under penalty of perjury, declares pursuant to the provisions of 28 U.S.C. §1746 as follows:

INTRODUCTION

1. I am a Senior Director with The Garden City Group, Inc. (“GCG”) and have personal knowledge of the facts set forth herein. If called upon to testify, I could and would testify completely as to the facts set forth herein. GCG is a class action settlement and Chapter 11 bankruptcy administration firm, with headquarters in Melville, New York.

2. Pursuant to an Order of this Court (the “Court”) dated October 5, 2009, the above-captioned debtors and debtors-in-possession (collectively, the “Debtors”) retained GCG as its claims, noticing and balloting agent, in which capacity GCG would, among other things, assist with the solicitation and tabulation of ballots accepting or rejecting the Second Amended

¹ The Debtors in these Chapter 11 Cases, along with each Debtor’s place of incorporation and the last four digits of its federal tax identification number, where applicable, are: Trident Resources Corp. (*Delaware*) (2788), Aurora Energy LLC (*Utah*) (6650), NexGen Energy Canada, Inc. (*Colorado*) (9277), Trident CBM Corp. (*California*) (3534), and Trident USA Corp. (*Delaware*) (6451).

Joint Plan of Reorganization of Trident Resources Corp. and Certain Affiliated Debtors and Debtors in Possession, as amended or modified (the “Plan”). I submit this declaration with respect to the final tabulation of votes accepting or rejecting the Plan as of the Voting Deadline (as defined herein).

3. On May 5, 2010, the Court entered that certain Order (I) Approving the Notice of Disclosure Statement Hearing; (II) Approving the Disclosure Statement; (III) Fixing the Record Date; (IV) Approving the Notice and Objection Procedures in Respect of Confirmation of the Plan of Reorganization; (V) Approving Solicitation Packages and Procedures for Distribution Thereof; (VI) Approving the Forms of Ballots and Establishing Procedures for Voting on the Plan of Reorganization; (VII) Establishing Voting Deadline; (VIII) Approving Procedures for Vote Tabulation; (IX) Approving the Rights Offering Procedures and Forms; and (X) Authorizing the Employment and Retention of Epiq Systems as Subscription Agent Nunc Pro Tunc to April 8, 2010 (the “Solicitation Procedures Order”) (See Docket No. 353).

4. Pursuant to the Plan, holders of Claims² in the following Classes were entitled to vote to accept or reject the Plan:

| SUMMARY OF STATUS AND VOTING RIGHTS | | | |
|-------------------------------------|------------------------------|--------------------|------------------|
| CLASS | DESCRIPTION | TREATMENT OF CLAIM | VOTING RIGHTS |
| 4 | 2006 Credit Agreement Claims | Impaired | Entitled to Vote |
| 5 | 2007 Loan Agreement Claims | Impaired | Entitled to Vote |

5. On May 7, 2010, GCG caused the following documents to be served:

a) **On holders of Class 4 and Class 5 Claims:** By overnight courier, a

² Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Plan and/or the Solicitation Procedures Order, as applicable.

solicitation package containing (i) the Confirmation Hearing Notice, (ii) the Disclosure Statement with exhibits, including the Plan (the “Disclosure Statement”), (iii) the Solicitation Procedures Order without exhibits, and (iv) the applicable ballot with a prepaid envelope for return by overnight courier;

- b) **On the Non-Voting Parties**³: By first class mail, the Confirmation Hearing Notice and Notice of Non-Voting Status;
- c) **On the Noticed Parties**⁴: By first class mail, the Disclosure Statement, Solicitation Procedures Order, and Confirmation Hearing Notice; and
- d) **On all other parties in the creditor matrix**: By first class mail, the Confirmation Hearing Notice.

6. Each of the Ballots provided notice of the manner in which, and the time within which, acceptances and rejections of the Plan were required to be received. Specifically, June 4, 2010 at 4:00 p.m. (prevailing Eastern Time) was established as the deadline by which completed and executed Ballots needed to be received by GCG in order to be deemed valid (the “Voting Deadline”). Pursuant to the Solicitation Procedures Order and the voting instructions set forth in the Ballots, completed and executed Ballots were to be submitted to GCG via: (a) first class mail to TRD Bankruptcy Administration, c/o The Garden City Group, Inc., P.O. Box 9545, Dublin, OH 43017-4845; or (b) by overnight courier or hand delivery to TRD Bankruptcy Administration, c/o The Garden City Group, Inc., 5151 Blazer Parkway, Suite A, Dublin, Ohio

³ Pursuant to the Plan, the Non-Voting Parties are holders of Other Priority Non-Tax Claims, Other Secured Claims, General Unsecured Claims, Interests in Trident Resources Corp., Affiliated Debtor Interests, and Intercompany Claims in Classes 1, 2, 3, 6, 7, and 8, respectively.

⁴ The Noticed Parties are the (a) Canadian Monitor, (b) U.S. Trustee for the District of Delaware, (c) SEC, (d) counsel to the Backstop Parties, (e) administrative agents for the 2006 Credit Agreement and 2007 Loan Agreement or their counsel, (f) counsel for the ad hoc group of preferred equity holders, and (g) parties who have filed Bankruptcy Rule 2002 requests for notice.

43017.

7. Upon receipt of the Ballots, GCG adhered to the following procedures:
 - a) Each envelope containing a returned Ballot was opened and the Ballot inspected. GCG personnel stamped the Ballot with the date and time received and assigned a sequential number (the "Sequence Number") to the Ballot. GCG personnel then scanned the Ballot into GCG's system.
 - b) GCG personnel then entered all pertinent information from the Ballot into a computer database, reserved exclusively for recording votes in the above-captioned case, including the date of receipt, the voting dollar amount, and whether the Ballot was cast to accept or reject the Plan.
 - c) All Ballots received by GCG as of the date hereof were tabulated in accordance with the voting procedures contained in the Solicitation Procedures Order and the voting instructions printed in each Ballot.

8. Pursuant to the Solicitation Procedures Order, the following Ballots were not counted or considered for any purpose in determining whether the Plan has been accepted or rejected:

- a) Any Ballot properly completed, executed, and timely returned to GCG that did not indicate an acceptance or rejection of the Plan or that indicated both an acceptance and rejection of the Plan.
- b) Any Ballot that was received after the Voting Deadline.
- c) Any Ballot that was illegible or contained insufficient information to permit identification of the claimant.
- d) Any Ballot cast by a person or entity that did not hold a Claim in a Class

that was entitled to vote to accept or reject the Plan.

- e) Any unsigned Ballot.
- f) Any Ballot transmitted to GCG by facsimile or other means not specifically approved in the Solicitation Procedures Order.

9. Pursuant to the Solicitation Procedures Order, GCG tabulated all of the Ballots in accordance with the following procedures:

- (a) Each holder of a Claim or Claims in a particular Class was deemed to have voted the full amount of its Claim or Claims within that Class to either accept or reject the Plan. A Ballot that attempted to partially reject and partially accept the Plan was not counted.
- b) If multiple Ballots were received in relation to the same Class, the last valid Ballot received before the Voting Deadline was deemed to reflect the voter's intent, and thus, superseded any prior Ballots.

10. The results of the aforesaid tabulation of properly executed ballots received prior to the Voting Deadline are set forth below:

| <u>CLASS</u> | <u>ACCEPT THE PLAN</u> | | <u>REJECT THE PLAN</u> | |
|----------------|--|--|--|--|
| | Dollar Amount Voted/ Percentage of Total Dollar Amount | Number of Votes/ Percentage of Number of Votes | Dollar Amount Voted/ Percentage of Total Dollar Amount | Number of Votes/ Percentage of Number of Votes |
| 4 ⁵ | \$409,471,069.59 100 % | 25 100% | \$0 0% | 0 0% |
| 5 | \$105,431,561.29 100% | 9 100% | \$0 0% | 0 0% |

11. GCG did not receive any Ballots that it processed as invalid.

⁵ Certain Ballots were received after the Voting Deadline (the "Late Ballots"). Pursuant to the Solicitation Procedures Order, the Debtors waived the defect created by receiving the Late Ballots after the Voting Deadline. Accordingly, the Late Ballots have been processed as valid.

12. GCG is in possession of the ballots received by it, and copies of same are available for review during GCG's regular business hours at 5151 Blazer Parkway, Suite A, Dublin, OH 43017.

Pursuant to 28 U.S.C. § 1746, I declare to the best of my knowledge and under penalty of perjury that the foregoing is true and correct.

Executed on June 10, 2010

Respectfully Submitted,

Ronda Collum

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