



Court File No. CV-19-615862-00CL

Court File No. CV-19-616077-00CL

Court File No. CV-19-616779-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

THE HONOURABLE

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Wednesday, the *26th* day
of March, 2025

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CHIEF JUSTICE MORAWETZ

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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 **JTI-MACDONALD CORP.**

AND IN THE MATTER OF A PLAN OF COMPROMISE
OR ARRANGEMENT OF **IMPERIAL TOBACCO CANADA LIMITED**
AND **IMPERIAL TOBACCO COMPANY LIMITED**

AND IN THE MATTER OF A PLAN OF COMPROMISE
OR ARRANGEMENT OF **ROTHMANS, BENSON & HEDGES INC.**

ORDER GRANTING INJUNCTIVE RELIEF

THIS MOTION made by PCC Representative Counsel pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. c-36, as amended (the "CCAA") for mandatory injunctive relief against AIAG, LLC, carrying on business as Attorney Group, and Mr. Anthony Johnson, named principal (collectively, the "**Attorney Group**") and Mr. Lyle Foster, named incorporator, organizer and registered agent, was made this day in Toronto, Ontario.

ON READING PCC Representative Counsel's Notice of Motion, the Affidavit of Kate Boyle dated March 21, 2025 ("**Boyle Affidavit**"), the Affidavit of Dayna MacGillivray dated March 25, 2025, together with the exhibits thereto;

ON NOTING that the Third Amended and Restated Plan of Compromise and Arrangement in each of the CCAA proceedings ("**CCAA Plans**") expressly prohibits the solicitation of Pan-Canadian Claimants ("**PCCs**") under Section 8.4 thereof, which states as follows:

No Persons other than the PCC Representative Counsel, their agent Epiq, the Claims Administrator, or any Person specifically authorized by any of the foregoing Persons or by the CCAA Court, shall solicit Pan-Canadian Claimants in order to assist them with the preparation or submission of their PCC Claim Packages under the PCC Compensation Plan.

AND ON HEARING the submissions of PCC Representative Counsel, Quebec Class Counsel, and other such counsel requesting to be heard, all other parties having been duly served with the Motion Record;

AND ON HEARING that Mr. Lyle Foster's involvement with AIAG, LLC, carrying on business as Attorney Group, is limited to his role as incorporator, organizer, and registered agent for AIAG, LLC, and that he is neither an owner nor holds any controlling authority within or over AIAG, LLC or Attorney Group;

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record herein is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.
2. **THIS COURT ORDERS** that all capitalized terms used herein, unless herein otherwise defined, shall have the meanings ascribed to them in the Boyle Affidavit and the CCAA Plans.
3. **THIS COURT ORDERS** that this Order shall apply to any persons or entities with knowledge or notice of this Order, and upon such knowledge or notice, such persons or entities shall:

- (a) immediately take down and remove any solicitations of PCCs and *Blais* Class Members, including but not limited to any websites, social media posts, advertisements, or other public communications in connection with the CCAA Plans, the PCC Compensation Plan, the Quebec Administration Plan, or any compensation due thereunder; and
 - (b) immediately cease and desist from soliciting PCCs and *Blais* Class Members in connection with the CCAA Plans, the PCC Compensation Plan, the Quebec Administration Plan, or any compensation due thereunder.
- 4. **THIS COURT ORDERS** that the request for mandatory interlocutory injunctive relief against Attorney Group is granted.
- 5. **THIS COURT ORDERS** that the injunctive relief granted hereunder shall remain in effect until the completion of the Claims Process under the Pan-Canadian Claimants' Compensation Plan ("**PCC Compensation Plan**"), including the administration and distribution of all funds thereunder to Claimants, or until otherwise ordered by this Court.
- 6. **THIS COURT ORDERS** that Attorney Group shall immediately take down and remove, and/or and shall continue to ensure that the following remain inaccessible:
 - (a) the webpage found at the following link:
<https://claim.attorneygroup.com/canadian-tobacco-lawsuit/>, including any identical or substantially similar webpage, regardless of whether it has been temporarily or permanently removed;
 - (b) the Facebook page found at the following link:
<https://www.facebook.com/TobaccoClaims/>, including any associated or successor social media pages, advertisements, or solicitations that are identical or substantially similar in content, regardless of whether it has been temporarily or permanently removed;
 - (c) any other webpages, websites, social media posts, online advertisements, and any other public communications whatsoever relating to the Canadian Tobacco

Lawsuit, the Tobacco Settlement and the claims and distribution processes under the CCAA Plans or the PCC Compensation Plan, for the purpose of soliciting PCCs for representation or to assist them with the preparation or submission of their PCC Claim Packages under the PCC Compensation Plan;

(collectively the “**Attorney Group Solicitations**”).

7. **THIS COURT ORDERS** Attorney Group to cease and desist from soliciting PCCs in connection with the CCAA Plans, including the PCC Compensation Plan and/or any compensation due thereunder;
8. **THIS COURT ORDERS** Attorney Group to provide PCC Representative Counsel with the list of all persons who signed up or provided information through the Attorney Group Solicitations, including all contact and other information obtained and/or collected by Attorney Group (the “**Attorney Group List**”) by March 28, 2025, at 3 pm (EST).
9. **THIS COURT ORDERS** Attorney Group to destroy all copies of the Attorney Group List in their possession, whether in electronic or paper form, by no later than March 28, 2025, at 5 pm (EST).
10. **THIS COURT ORDERS** that PCC Representative Counsel are relieved from the requirement to provide an undertaking as to damages in respect of the Order sought.

AID AND RECOGNITION

11. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body or agency having jurisdiction in Canada or in any other foreign jurisdiction, to give effect to this Order. All courts, tribunals, regulatory and administrative bodies and agencies are hereby respectfully requested to make such Orders and to provide such assistance, as may be necessary or desirable to give effect to this Order.


Chief Justice Geoffrey B. Morawetz

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ROTHMANS, BENSON & HEDGES INC.

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

PROCEEDING COMMENCED AT TORONTO

ORDER GRANTING INJUNCTIVE RELIEF
DATED MARCH 26, 2025

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