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Cavanagh, Justice Peter (SCJ) <

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Sent: January 25, 2022 5:00 PM

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Subject: RE: In the matter of 3113736 Canada Ltd., et al. (Court File No. CV-12-9545-00CL)

Endorsement:

I am satisfied from the materials and the submissions of counsel that the requested Order should be made. The parties jointly request that the proceedings proposed to be commenced by the APA Claimants with respect to the APA Claims referred to in paragraph 13 of the Order (the "APA Claims Proceedings"), should be issued on the Commercial List as per the Commercial List Practice Direction, and I concur. The parties agree that the record from these CCAA proceedings (bearing Court File No. CV-12-9545-00CL) may, subject to further order of the Court, form part of the record for the APA Claims Proceedings and accordingly parties to the APA Claims Proceedings may have access to the court record from these CCAA proceedings. Nothing in this Order shall bind the court having jurisdiction over an APA Claims Proceeding on the admissibility of evidence in that proceeding.

Order to issue in form of attached Order signed by me.



Cavanagh J.