

Applicants

Respondents

Court File No. 09-CL-8172

Feb 18/14

M. Poliak for Plaintiff.

Feb 18, 2014

E. Cobb for IA Associates.

The motion was originally returnable on Feb 17, 2014 (family day). Parties were advised of change of date to Feb 18.

ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST

Proceedings commenced at TORONTO

MOTION RECORD

The record has been served on counsel of record for ~~IA~~ Mr. James Conroy (C. Cosgrove)

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Lawyers for BDO Canada Limited  
(formerly BDO Dunwoody Limited), in its  
capacity as Court-appointed monitor of the  
Gandi Group

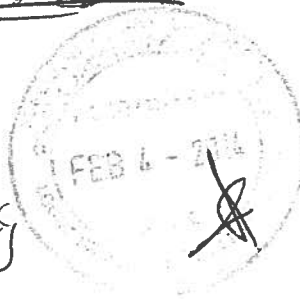
no response. Notices also sent to U.S. counsel T. Higgins - no response

(C. Cosgrove + T. Higgins both advised they no longer act for Mr. Conroy) Notices also sent to last known address

to Mr. Conroy. The ~~motion~~ motion proceeded ~~unopposed~~

unopposed. In view of the Arbitration Award I am satisfied that Mr. Conroy is aware of the

is aware of the



status of his claim in these proceedings;  
I am also satisfied that the  
Nator has taken all reasonable  
steps to advise Mr. Brady of  
this matter. Mr. Higgen also advised  
that he would forward ~~materials~~ materials to  
Mr. Brady.

The record supports the requested  
relief. The NPL is granted and  
order shall issue providing that  
the Independent Claim (as defined)  
against the Brady Group is  
dismissed and also allowed  
in full.

Order signed.

W. J. [Signature] RST

Suppletory.

Parties have requested that  
the Arbitrator Award  
+ Counsel's letter of January 15, 2014  
(the "Letter")

be sealed. I am satisfied that  
<sup>letter and</sup> the Award contains sensitive  
commercial information, the  
disclosure of which could  
be harmful to stakeholders.  
Having considered Justice Clerk  
I am satisfied and order that  
the Arbitration Award <sup>and letter</sup> be  
sealed pending for the order.

 Andrew RST