

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE ) THURSDAY, THE 7TH  
 )  
JUSTICE GLENN HAINEY ) DAY OF MARCH, 2019

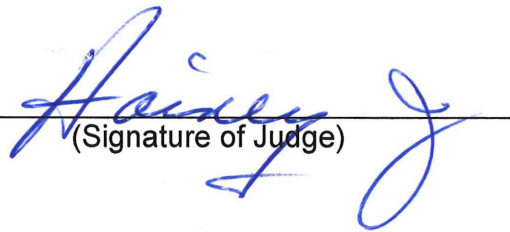
**CASE MANAGEMENT ENDORSEMENT**

1. This Case Management Endorsement applies to:
  - (a) the action commenced by The Catalyst Capital Group Inc. (“**Catalyst**”) and Callidus Capital Corporation (“**Callidus**”) in the matter of *The Catalyst Capital Group Inc. et. al. v. West Face Capital Inc. et. al.* (Court File No. CV-17-587463-00CL), including the counterclaim commenced by West Face Capital Inc. (“**West Face**”) and Gregory Boland (the “**Conspiracy Action**”); and
  - (b) the action commenced by Catalyst and Callidus in the matter of *The Catalyst Capital Group Inc. et. al. v. Veritas Investment Research Corporation et. al.* (Court File No. CV-17-580580-00CL) (the “**Veritas Action**”).
2. Catalyst, Callidus, Newton Glassman, Gabriel De Alba, and James Riley (collectively, the “**Catalyst Parties**”) shall deliver their complete, sworn Affidavits of

Documents in both the Conspiracy Action and the Veritas Action, and shall produce the documents listed on the Schedule As thereto, on or before October 31, 2019. The Catalyst Parties shall endeavour to produce their Schedule A documents in tranches, with the last tranche to be produced on or before October 31, 2019.

3. The Schedule B and revised Schedule B to the Catalyst Parties' Affidavit of Documents relevant to the Black Cube Campaign (as that term is defined in West Face and Boland's Counterclaim) that were delivered on January 15, 2019 and February 8, 2019, respectively, are "with prejudice" to the Catalyst Parties.

4. The Catalyst Parties shall serve an amended Statement of Claim in the Conspiracy Action as soon as possible, and in any event on or before April 1, 2019.

  
\_\_\_\_\_  
(Signature of Judge)

THE CATALYST CAPITAL GROUP -and- WEST FACE CAPITAL INC. et al. -and- CANACCORD GENUITY CORP.  
INC. et al.  
Plaintiffs Defendants Third Party  
WEST FACE CAPITAL INC. et al. -and- THE CATALYST CAPITAL GROUP  
INC. et al.  
Plaintiffs by Counterclaim Defendants to the Counterclaim

Court File No. CV-17-587463-00CL

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

PROCEEDING COMMENCED AT TORONTO

**ORDER**

**DAVIES WARD PHILLIPS & VINEBERG LLP**  
155 Wellington Street West  
Toronto ON M5V 3J7

**Kent E. Thomson (LSUC# 24264J)**

Email: kentthomson@dwpv.com

Tel: 416.863.5566

**Matthew Milne-Smith (LSUC# 44266P)**

Email: mmilne-smith@dwpv.com

Tel: 416.863.5595

**Andrew Carlson (LSUC# 58850N)**

Email: acarlson@dwpv.com

Tel: 416.367.7437

Tel: 416.863.0900

Fax: 416.863.0871

Lawyers for the Defendants (Plaintiffs by Counterclaim),  
West Face Capital Inc. and Gregory Boland