

From: Denise Cooney
Sent: Thursday, May 19, 2016 3:43 PM
To: Rocco DiPucchio (rdipucchio@counsel-toronto.com); awinton@counsel-toronto.com; 'Brad Vermeersch'
Cc: Robert Centa; Kris Borg-Olivier; Milne-Smith, Matthew (MMilne-Smith@dwpv.com); Carlson, Andrew (acarlson@dwpv.com); Sharon Hawley
Subject: Moyse ats. Catalyst - Answers to Undertakings and Correction
Attachments: Moyse Catalyst Undertakings and Adviseements Chart of Brandon Moyse - Exa....pdf; Moyse, Letter dated June 27, 2014.pdf; Moyse, Catalyst, Cross-Examination of Brandon Moyse, May 11, 2015 - Unde....pdf

Counsel:

I attach a copy of Mr. Moyse's answers to undertakings and under advisements arising from his examination for discovery on May 12, 2016.

Mr. Moyse also wishes to correct his evidence in response to under advisements 8 and 9, given at his May 11, 2015 cross-examination, which I've attached for ease of reference. Those questions, and Mr. Moyse's response were as follows:

8. Q: To advise whether there is an indemnity agreement that exists between West Face and Mr. Moyse with respect to his legal fees in this matter.

A: West Face has reimbursed Mr. Moyse for his legal fees to date in this matter. However, there is no indemnity agreement.

9. Q: To produce any indemnity agreement that exists between West Face and Mr. Moyse with respect to his legal fees in this matter.

A: There is no indemnity agreement between West Face and Mr. Moyse with respect to his legal fees in this matter.

Mr. Moyse wishes to correct the record as follows: West Face has agreed to pay or reimburse Mr. Moyse for his reasonable lawyer's fees and disbursements incurred in the course of defending this litigation, on terms set out in a letter dated June 27, 2014. I attach a copy of that letter, which only recently came to our attention.

Denise

Denise Cooney
Paliare Roland Rosenberg Rothstein LLP
155 Wellington Street West, 35th floor
Toronto ON M5V 3H1
p: 416.646.7422
f: 416.646.4301
e: denise.cooney@paliareroland.com

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