

**Michael Leitner**

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**From:** Michael Leitner  
**Sent:** Friday, August 15, 2014 2:28 PM  
**To:** - Greg Boland; Jordan Schwartz  
**Cc:** Peter Fraser; Patrick Barry; Lawrence Guffey; Tony Griffin; Patrick Scott; Michael Serruya; Sean Berry; Nicholas Kim; Robert Goldschein  
**Subject:** RE: Equity Commitment

Agree this makes sense. Larry is going to call Michael Serruya

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**From:** - Greg Boland [mailto:greg.boland@westfacecapital.com]  
**Sent:** Friday, August 15, 2014 8:46 AM  
**To:** Michael Leitner; Jordan Schwartz  
**Cc:** Peter Fraser; Patrick Barry; Lawrence Guffey; Tony Griffin; Patrick Scott; Michael Serruya; Sean Berry; Nicholas Kim; Robert Goldschein  
**Subject:** RE: Equity Commitment

Michael and Michael,

I think it would be easy and painless to put in a letter enforcing willingness to provide equity financing. If the Catalyst deal gets wobbly the more heft we have in our syndicate the better. Is there any reason we can't do this asap to at least maximize our optionality?

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**From:** Michael Leitner <Michael.Leitner@tennenbaumcapital.com>  
**Sent:** August -14-14 20:15  
**To:** Jordan Schwartz  
**Cc:** Peter Fraser; Patrick Barry; - Greg Boland; Lawrence Guffey; Tony Griffin; Patrick Scott; Michael Serruya; Sean Berry; Nicholas Kim; Robert Goldschein  
**Subject:** RE: Equity Commitment

All – cc'ing entire team: The VIP board met last Thursday and Friday – ostensibly to approve the 'bird in hand'. It's now been almost one full week and no announcement. I spoke to UBS yesterday asking what the latest update is. Their words: "don't burn the file yet". I don't have any insight as to what the holdup is or what the issues are, but clearly there are issues, otherwise this would have been announced. Even VIP's corporate approval process doesn't take one week. I guess we will stay tuned on this, but no news is good news for us.

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**From:** Jordan Schwartz [mailto:jordan.schwartz@i-mergence.com]  
**Sent:** Wednesday, August 13, 2014 10:09 AM  
**To:** Michael Leitner  
**Cc:** Peter Fraser; Patrick Barry; - Greg Boland; Lawrence Guffey; Tony Griffin; Patrick Scott; Michael Serruya  
**Subject:** Re: Equity Commitment

Hi Michael, are you available at 11 am Pacific? Michael S and I will call you.

Jordan

Sent from my iPhone

On Aug 12, 2014, at 4:54 PM, Michael Leitner <Michael.Leitner@tennenbaumcapital.com> wrote:

I'm happy to join a call, which should take place sooner rather than later. At this point, exclusivity was extended again which isn't a good sign, but it's not over until signed.

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**From:** Peter Fraser [mailto:peter.fraser@westfacecapital.com]  
**Sent:** Tuesday, August 12, 2014 1:25 PM  
**To:** Jordan Schwartz  
**Cc:** Patrick Barry; - Greg Boland; Lawrence Guffey; Tony Griffin; Patrick Scott; Michael Leitner; Michael Serruya  
**Subject:** RE: Equity Commitment

Hi Jordan:  
I should be around tomorrow. Not too sure about Michael Leitner's availability. I'm rather concerned that we may be too late to the party – but it doesn't hurt to have a call.  
Peter

Peter Fraser | West Face Capital Inc.  
2 Bloor Street East, Suite 3000 | Toronto, ON M4W 1A8  
Tel: 647-724-8903 | Fax: 647-724-8910  
Email: [peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)

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**From:** Jordan Schwartz [mailto:jordan.schwartz@i-mergence.com]  
**Sent:** August-12-14 2:39 PM  
**To:** Peter Fraser  
**Cc:** Patrick Barry; - Greg Boland; Lawrence Guffey; Tony Griffin; Patrick Scott; Michael Leitner; Michael Serruya  
**Subject:** Re: Equity Commitment

Yes, Michael was traveling but can we set up a call for tomorrow morning?

Jordan

Sent from my iPhone

On Aug 12, 2014, at 11:15 AM, Peter Fraser <[peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)> wrote:

Hi Jordan:  
Any word from Michael S?  
Thanks!  
Peter

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**From:** Jordan Schwartz <[jordan.schwartz@i-mergence.com](mailto:jordan.schwartz@i-mergence.com)>  
**Sent:** Sunday, August 10, 2014 10:19:46 PM  
**To:** Michael Leitner  
**Cc:** Barry, Patrick; Peter Fraser; - Greg Boland; Lawrence Guffey ([lg@lgcap.com](mailto:lg@lgcap.com)) ([lg@lgcap.com](mailto:lg@lgcap.com)); Tony Griffin; Patrick Scott  
**Subject:** Re: Equity Commitment

I just got word from Michael that he is tied up now until 10 pm Pacific. If he were to be available then for a call could you take it (i.e. What's latest time you can take a call tonight) If not let's try to plan for first thing in the am (what's your availability like tomorrow am?)

Jordan

Sent from my iPhone

On Aug 10, 2014, at 9:28 PM, Michael Leitner <[Michael.Leitner@tennenbaumcapital.com](mailto:Michael.Leitner@tennenbaumcapital.com)> wrote:

Jordan is michael going to call me this evening?

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Sent from my iPhone. Please excuse typos

On Aug 10, 2014, at 4:04 PM, "Jordan Schwartz" <[jordan.schwartz@i-mergence.com](mailto:jordan.schwartz@i-mergence.com)> wrote:

Still trying to connect with Michael S.

Sent from my iPhone

On Aug 10, 2014, at 6:27 PM, Michael Leitner <[Michael.Leitner@tennenbaumcapital.com](mailto:Michael.Leitner@tennenbaumcapital.com)> wrote:

It would be great to be able to send this in tonight. I took the liberty of mentioning to UBS that this last leg of the commitments may come this evening.

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**From:** Barry, Patrick [<mailto:PBarry@dwpv.com>]  
**Sent:** Sunday, August 10, 2014 2:08 PM  
**To:** 'Peter Fraser'; Jordan Schwartz  
**Cc:** - Greg Boland; Lawrence Guffey ([lg@lgcap.com](mailto:lg@lgcap.com)) ([lg@lgcap.com](mailto:lg@lgcap.com)); Michael Leitner; Tony Griffin; Patrick Scott  
**Subject:** RE: Equity Commitment

**Redacted**

Pat



Patrick Barry | Bio

155 Wellington Street West      T 416.367.6917  
Toronto, ON M5V 3J7                      pbarry@dwpv.com

DAVIES WARD PHILLIPS & VINEBERG LLP

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**From:** Peter Fraser [<mailto:peter.fraser@westfacecapital.com> ...]  
**Sent:** August 10, 2014 1:20 PM  
**To:** Jordan Schwartz  
**Cc:** Barry, Patrick; - Greg Boland; Lawrence Guffey ([lg@lgcap.com](mailto:lg@lgcap.com)) ([lg@lgcap.com](mailto:lg@lgcap.com)); Michael Leitner ([Michael.Leitner@tennenbaumcapital.com](mailto:Michael.Leitner@tennenbaumcapital.com)); Tony Griffin; Patrick Scott  
**Subject:** Equity Commitment

Hi Jordan:

I spoke with Pat Barry from Davies. He agrees that

**Redacted**

# Redacted

Peter Fraser | West Face Capital Inc.  
2 Bloor Street East, Suite 3000 | Toronto, ON M4W 1A8  
Tel: 647-724-8903 | Fax: 647-724-8910  
Email: [peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)

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**From:** Jordan Schwartz [<mailto:jordan.schwartz@i-mergence.com>]  
**Sent:** August-09-14 9:09 PM  
**To:** Peter Fraser  
**Subject:** Re: Call

Ok great. Speak then

Sent from my iPhone

On Aug 9, 2014, at 8:28 PM, Peter Fraser <[peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)> wrote:

Sure - That should be fine.  
I'm looking forward to speaking with you.  
Peter

Peter Fraser | West Face Capital Inc.  
2 Bloor Street East, Suite 3000 | Toronto, ON M4W 1A8  
Tel: 647-724-8903 | Fax: 647-724-8910  
Email: [peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)

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**From:** Jordan Schwartz [<mailto:jordan.schwartz@i-mergence.com>]  
**Sent:** August-09-14 8:25 PM  
**To:** Peter Fraser  
**Subject:** Re: RE: RE: Re:

Could you speak at 10:30?

Sent from my iPhone

On Aug 9, 2014, at 6:54 PM, Peter Fraser <[peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)> wrote:

Hi Jordan:  
Shall we say 9 AM?  
Peter

Peter Fraser | West Face Capital Inc.  
2 Bloor Street East, Suite 3000 | Toronto, ON M4W 1A8  
Tel: 647-724-8903 | Fax: 647-724-8910  
Email: [peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)

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**From:** Jordan Schwartz [<mailto:jordan.schwartz@i-mergence.com>]  
**Sent:** August-09-14 6:53 PM  
**To:** Peter Fraser  
**Subject:** Re: RE: Re:

Unfortunately I am not available this evening - could you speak tomorrow morning? I am around all day tomorrow.

Jordan

Sent from my iPhone

On Aug 9, 2014, at 6:51 PM, Peter Fraser <[peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)> wrote:

Hi Jordan:  
Would 7:30 this evening work for you?  
My cell coverage is poor right now and I hope to be able to take your call then.  
Thanks!  
416 400 5708  
Peter

Peter Fraser | West Face Capital Inc.  
2 Bloor Street East, Suite 3000 | Toronto, ON M4W 1A8  
Tel: 647-724-8903 | Fax: 647-724-8910  
Email: [peter.fraser@westfacecapital.com](mailto:peter.fraser@westfacecapital.com)

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**From:** Jordan Schwartz [mailto:jordan.schwartz@i-mergence.com ]  
**Sent:** August-09-14 6:32 PM  
**To:** Anthony Lacavera  
**Cc:** Peter Fraser  
**Subject:** Re:

Thanks Tony,

Peter, please let me know when might be a good time to connect by phone.

Regards,

Jordan

On Sat, Aug 9, 2014 at 6:16 PM, Anthony Lacavera  
<AnthonyLacavera@globalive.com> wrote:  
Jordan, Peter,  
Connecting you both via email as discussed with each of you  
Peter's mobile number is 416 400 5708  
Jordan's mobile is 647 204 3064  
Best regards  
Tony



