

Court File No. CV-14-507120

ONTARIO  
SUPERIOR COURT OF JUSTICE

BETWEEN:

THE CATALYST CAPITAL GROUP INC.

Plaintiff

- and -

BRANDON MOYSE and WEST FACE CAPITAL INC.

Defendants

AFFIDAVIT OF KEVIN LO  
AFFIRMED MAY 12, 2015

I, Kevin Lo, of the City of Toronto, SOLEMLY AFFIRM AS FOLLOWS:

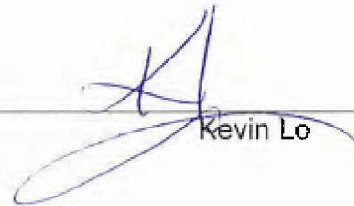
1. I am a managing director with Froese Forensic Partners LLP ("**FFP**"). FFP was engaged by Paliare Roland Rosenberg Rothstein LLP ("**Counsel**"), on behalf of Mr. Brandon Moyse ("**Moyse**"), to provide our professional services in relation to this matter.
2. I have previously affirmed an affidavit in this matter, dated April 2, 2015. Defined terms used in this affidavit have the same meaning as in my April 2, 2015 affidavit.
3. Since affirming my affidavit on April 2, 2015, I have reviewed the reply affidavit of Martin Musters ("**Musters**") sworn April 30, 2015.
4. Musters states at paragraph 9 of his April 30 affidavit that Moyse "could very easily have deleted the Secure Delete Log after he deleted folders or files from his computer."

5. At paragraphs 6-19 of this affidavit, Musters describes a process whereby Moyse could have deleted a Secure Delete log by using the "Registry Editor" to select a Secure Delete folder and delete its contents.
6. Registry Editor is a built-in tool included on all Windows systems which allows users to view and change the settings in the system registry. Registry Editor is not related to "Systweak", the company which sells the "RegCleanPro" and "Advanced System Optimizer" programs which were found on Moyse's computer.
7. Based on our review of Moyse's computer, Moyse has never run Registry Editor on his computer. The metadata associated with the Registry Editor indicates a creation date and last accessed date of July 13, 2009. I attach a screenshot of the metadata associated with the Registry Editor on Moyse's computer as **Exhibit "A"**.
8. Our analysis showed that the Windows Operating System was installed on January 22, 2012. I attach a screenshot showing the Operating System installation date on Moyse's computer as **Exhibit "B"**.
9. These dates indicate the Registry Editor took on a "factory default" date (July 13, 2009) that preceded the installation date of the Operating System (January 22, 2012). Thus the Registry Editor was never used on Moyse's computer after the installation on January 22, 2012.
10. There is therefore no evidence that Moyse ever took any steps with respect to his computer's registry using the Registry Editor in the way Musters describes in his affidavit of April 30, 2015.

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AFFIRMED BEFORE ME at the City of  
Toronto, in the Province of Ontario on  
May 12, 2015

  
\_\_\_\_\_  
Commissioner for Taking Affidavits  
(or as may be)

  
\_\_\_\_\_  
Kevin Lo

Ainsley Claire Vaculik, a Commissioner, etc., Province of Ontario  
for Froese Forensic Partners Ltd., limited to process and  
documents required pursuant to the Private Security  
Investigative Services Act, 2005 only. Expires March 14, 2016.

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