

**List of Undertakings, Advisements, and Refusals
Given at the Cross-Examination of JAMES RILEY, held May 13, 2015**

Examination by Mr. Borg-Olivier

No.	P.	Q.	Category	Question	Answer
1.	41-43	168-170	Undertaking	To advise whether or not it is Catalyst's position that emails wiped from a Blackberry would not otherwise be maintained on Catalyst's servers.	Emails sent through a Catalyst account would be maintained on Catalyst's servers or servers to which Catalyst has access, even if a Blackberry is wiped. But emails sent through a non-Catalyst account via a Blackberry would not be maintained on a Catalyst server.
2.	41-43	168-170	Advisement	To advise what Catalyst's backup data retention policies are and, if the evidence is that emails wiped from a Blackberry would not be maintained, to advise why that is with respect to its data retention policies.	Refused – in light of the answer to #1, this information is irrelevant.
3.	43-44	171-172	Undertaking	To make inquiries of IT and advise whether it is possible to determine now whether Mr. Moyse's Blackberry was synchronized with the Catalyst server such that emails deleted from one would be deleted from the other.	Catalyst's standard practice is to synchronize Blackberry devices, but there is no way to determine whether Mr. Moyse's Blackberry was synchronized.
4.	46	178	Undertaking	To provide confirmation that during the relevant timeframe, Catalyst would receive bills in respect of a work-issued blackberry that would include records of phone calls made and received [the number of calls of the sender or recipient of the phone calls].	Catalyst received invoices that showed the telephone number of an incoming caller or to which an outgoing call was made. However, the invoices do not contain the name of the caller/recipient, which is recorded on a Blackberry and which was wiped when Mr. Moyse wiped his company-issued Blackberry prior to returning it to Catalyst.

Examination by Mr. Milne-Smith

No.	P.	Q.	Category	Question	Answer
5.	63-65	268-269	Advisement	To advise whether at any time after the unsealing of the court record, Jean Lepine, Mr. Glassman or any other individual at Catalyst spoke about this case with anyone at the Globe and Mail or National Post, specifically with either Ms. Tedesco or Mr. Kiladze.	Refused.
6.	71-72	303	Advisement	Further to ADV 5, to advise whether at any time after the unsealing of the court record, Jean Lepine, Mr. Glassman or any other individual at Catalyst had any indirect communications about this case with any external press agent.	Refused.
7.	76-77	326-328	Undertaking	To advise whether the evidence given at Mr. Riley's July 29 th , 2014 cross-examination is correct, that Mr. Moyse was only assigned to work on Wind Mobile the week before he left on vacation two weeks before he resigned.	As stated in Mr. Riley's April 30, 2015 affidavit, Mr. Moyse worked on a PowerPoint presentation in March 2014 that related to Wind Mobile, approximately two months before his resignation.
8.	77-78	328	Advisement	Further to UT 7, to provide any documents that support Mr. Riley's suggestion that Mr. Moyse was involved with Wind Mobile before the two-week period in question.	As previously explained, all copies of the PowerPoint prepared in March 2014 were destroyed.

No.	P.	Q.	Category	Question	Answer
9.	100-101	432	Advisement	To provide any evidence concerning Catalyst's negotiations with VimpelCom that support Mr. Riley's assertion in his February 18, 2015 affidavit that Catalyst and VimpelCom had negotiated everything except for a term relating to regulatory approval.	Attached at Tab 9-A is the Share Purchase Agreement negotiated by the parties as of August 8, 2014, together with related email messages. Attached at Tab 9-B is an email chain dated August 8-10, 2014, with an attached press release drafted by VimpelCom. These documents demonstrate that the parties were on the verge of completing a deal for Catalyst to purchase Wind Mobile as of August 8, 2014.
10.	106-108; 110	456-460; 470	Undertaking	If the Catalyst Group intends to take a position to the contrary than what is at Tab 1A of Mr. Griffin's supplementary affidavit is the same draft that was marked up in the blackline attached to Tab 1E of Mr. Riley's supplementary affidavit, with the only apparent difference being the date, to advise.	Catalyst does not take this position.
11.	123	532-533	Advisement	To produce the final but unsigned paper work for the transaction to acquire Wind, as referenced at paragraph 41 of Mr. Riley's May 1 st , 2015 affidavit.	Attached at Tab 9-A.
12.	124	540	Advisement	Further to ADV 11, to provide any documentary evidence demonstrating that VimpelCom was prepared to accept the terms.	Attached at Tab 9-B.
13.	124-125	541-543	Advisement	To make inquiries of Mr. De Alba, review diaries or long-distance phone records to try to determine when exactly the call with Industry Canada took place.	The call with Industry Canada took place on August 11, 2014.

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14.	125-126	544-548	Undertaking	Further to ADV 12 and 13, to make inquiries and provide Catalyst's understanding whether the transaction was conditional upon VimpelCom board approval. If any VimpelCom approval had been communicated, to provide evidence of it.	The transaction was conditional upon VimpelCom board approval. Board approval was not formally communicated to Catalyst, but was assumed given that VimpelCom had drafted and circulated to Catalyst the press release attached at Tab 9-B.
15.	127	554-556	Undertaking	To advise whether VimpelCom ever asked for a break fee.	The parties never negotiated a break fee.
16.	127-128	557	Advisement	Further to UT 15, if VimpelCom did ask for a break fee, to provide its precise terms and whether Catalyst agreed to it.	N/A
17.	130-131	574-576	Undertaking	To advise whether Catalyst ever considered a strategy to engage in a two-part structure to the transaction whereby VimpelCom only transferred nonvoting shares at the first stage of the transaction. If so, to provide evidence of ever having done so.	A two-part structure to the transaction was considered but not pursued.
18.	163-164	745-747	Advisement	To provide any correspondence between Veritas and Catalyst, or anybody on behalf of Catalyst, listing the number of misstatements in the report entitled "Accounting Alerts! Callidus Capital Corporation" dated April 16, 2015.	Attached at Tab 18 is a letter to Veritas from Catalyst's outside counsel dated April 24, 2015.
19.	173	794	Refusal	To advise which loans are currently on the watch list.	Refusal maintained. This is material, non-public information.
20.	175-176	800-803	Refusal	To advise which two loans have negative value at risk and how much money was owed by borrowers on the watch list.	Refusal maintained. This is material, non-public information.

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21.	177	804	Refusal	To provide the amount of negative VAR.	Refusal maintained. This is material, non-public information.
22.	177	805	Refusal	To advise whether there have been any additional loans placed on the watch list since the conference call in November, 2014.	Refusal maintained. This is material, non-public information.
23.	177-179	807; 811	Refusal	To provide any valuations for loans that West Face has identified, including both aspects of that collateral, to the extent valuations exist.	Refusal maintained. This is material, non-public information.
24.	179	813	Refusal	To provide financial statements for any borrowers on the watch list.	Refusal maintained. This is material, non-public information.
25.	210	958-959	Refusal	To advise what interest rate Callidus enjoys on the loan.	Refusal maintained. This is material, non-public information.
26.	211	960; 963	Refusal	To advise how much principal or interest has been repaid to Callidus out of cash generated by Arthon, not funded by further advances by Callidus.	Refusal maintained. This is material, non-public information.
27.	213-214	971-977	Advisement	If there is any documentary evidence that the Sandhill facility is up, running, and generating income, to provide.	Attached at Tab 27.
28.	243-246	1136-1149	Refusal	To advise how much money Callidus ultimately advanced to XTG.	Refusal maintained. This is material, non-public information.
29.	247-248	1161-1162	Refusal	To provide financial statements of XTG.	Refusal maintained. This is material, non-public information.
30.	248	1163-1164	Refusal	To advise whether Callidus has, in fact, advanced additional funds to XTG to facilitate its restructuring and future growth.	Refusal maintained. This is material, non-public information.

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31.	255	1199-1201	Advisement	To advise how much Sherwood Hockey was sold for to Gracious Living.	Refusal maintained. This is material, non-public information.
32.	264	1238-1241	Advisement	To provide the names of the investors Mr. Riley had discussions with that had become aware of certain aspects of the report.	Refused.