



COURT FILE NUMBER 2001-05630

COURT COURT OF QUEEN'S BENCH OF ALBERTA IN
BANKRUPTCY AND INSOLVENCY

JUDICIAL CENTRE CALGARY

APPLICANTS **IN THE MATTER OF THE COMPANIES' CREDITORS
ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED**

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR
ARRANGEMENT OF DOMINION DIAMOND MINES ULC,
DOMINION DIAMOND DELAWARE COMPANY, LLC,
DOMINION DIAMOND CANADA ULC, WASHINGTON
DIAMOND INVESTMENTS, LLC, DOMINION DIAMOND
HOLDINGS, LLC AND DOMINION FINCO INC.**

DOCUMENT **ORDER (SEALING)**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

BLAKE, CASSELS & GRAYDON LLP
Barristers and Solicitors
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File: 00180245/000013

DATE ON WHICH ORDER WAS PRONOUNCED: May 8, 2020

LOCATION OF HEARING: Calgary

NAME OF JUDGE WHO MADE THIS ORDER: The Hon. Madam Justice K. Eidsvik

UPON the application ("**Application**") of Dominion Diamond Mines ULC, Dominion Diamond Delaware Company, LLC, Dominion Diamond Canada ULC, Washington Diamond Investments, LLC, Dominion Diamond Holdings, LLC, and Dominion Finco Inc. (collectively, the "**Applicants**"); **AND UPON** having read the Affidavit of Kristal Kaye, sworn on May 6, 2020 (the "**Kaye Affidavit**"), filed; **AND UPON** having read Confidential Exhibits "1" through "5" to the Kaye Affidavit (the "**Confidential Exhibits**"), unfiled; **AND UPON** having read the Affidavit of Service of Renee Dubeau, sworn on May 8, 2020 (the "**Service Affidavit**"), filed; **AND UPON** hearing counsel for the Applicants and any other counsel present;

IT IS HEREBY ORDERED AND DECLARED THAT:

1. The time for service of the Application and the Kaye Affidavit is abridged, the Application is properly returnable today, service of the Application and the Kaye Affidavit on the service list, in the manner described in the Service Affidavit, is good and sufficient, and no other persons, other than those listed on the service list (the "**Service List**"), are entitled to service of the Application or the Kaye Affidavit.
2. Capitalized terms used herein and not otherwise defined shall have the meaning ascribed to such terms in the Kaye Affidavit.
3. Part 6, Division 4 of the *Alberta Rules of Court* does not apply to the Application and the Clerk of the Court is hereby directed to seal the Confidential Exhibits, on the Court file until further order of this Court. The Confidential Exhibits shall be sealed and filed in an envelope containing the following endorsement thereon:

THIS ENVELOPE CONTAINS THE CONFIDENTIAL EXHIBITS TO THE AFFIDAVIT OF KRISTAL KAYE, SWORN ON MAY 6, 2020. THE CONFIDENTIAL EXHIBITS TO THE AFFIDAVIT OF KRISTAL KAYE, SWORN ON MAY 6, 2020 ARE SEALED PURSUANT TO AN ORDER ISSUED BY THE HONOURABLE JUSTICE K.M. EIDSVIK, DATED MAY 8, 2020, AND ARE NOT TO BE PLACED ON THE PUBLIC RECORD OR MADE PUBLICALLY ACCESSIBLE.

4. Any persons may apply, on reasonable notice to the Applicants and any other persons likely to be affected, to vary or amend the terms of paragraph 3 of this Order.

5. Service of this Order shall be deemed good and sufficient by:

(a) Serving the same on:

- (i) the persons listed on the Service List created in these proceedings;
- (ii) any other person served with notice of the application for this Order;
- (iii) any other parties attending or represented at the application for this Order,

and service on any other person is hereby dispensed with.

6. Service of this Order may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Justice of the Court of Queen's Bench of Alberta