



COURT FILE NUMBER 2001-05630

COURT COURT OF QUEEN'S BENCH OF ALBERTA IN 1202357
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, DOMINION FINCO INC., AND DOMINION
DIAMOND MARKETING CORPORATION**

DOCUMENT **ORDER (SEALING)**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT **BLAKE, CASSELS & GRAYDON LLP**
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DATE ON WHICH ORDER WAS PRONOUNCED: October 30, 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, Dominion Finco Inc., and Dominion Diamond Marketing Corporation (collectively, the "**Applicants**"); **AND UPON** having read the Affidavit of Kristal Kaye, sworn on October 28, 2020 (the "**Kaye Affidavit**"), filed; **AND UPON** having read Confidential Exhibits "1" and "2" to the Kaye Affidavit (the "**Confidential Exhibits**"), unfiled; **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 CaseLines Service Order granted May 29, 2020 in these proceedings (the "**CaseLines Service Order**"), 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. 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 OCTOBER 28, 2020. THE CONFIDENTIAL EXHIBITS TO THE AFFIDAVIT OF KRISTAL KAYE, SWORN ON OCTOBER 28, 2020 ARE SEALED PURSUANT TO AN ORDER ISSUED BY THE HONOURABLE JUSTICE K.M. EIDSVIK, DATED OCTOBER 30 2020, AND ARE NOT TO BE PLACED ON THE PUBLIC RECORD OR MADE PUBLICALLY ACCESSIBLE.

3. 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 2 of this Order.

4. The Confidential Exhibits shall be uploaded to the online filesite ("**CaseLines**") established by the Monitor in a case file accessible only by the presiding Justices of the Court of Queen's Bench and the parties who are authorized to access materials filed under and pursuant to sealing orders in these proceedings.

5. Service of this Order shall be deemed good and sufficient by serving the same in accordance with the procedures in the CaseLines Service Order.



Justice of the Court of Queen's Bench of Alberta