



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**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

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DATE ON WHICH ORDER WAS PRONOUNCED: May 15, 2020

LOCATION OF HEARING: Calgary, Alberta

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

UPON the application filed May 8, 2020 (the “**Application**”) of DDJ Capital Management, LLC, Barings LLC and Brigade Capital Management, LP (collectively, the “**Note Committee**”); **AND UPON** having read the Affidavit of Eric Hoff sworn on May 6, 2020, filed; **AND UPON** having read the Affidavit of Mark Freake sworn on May 12, 2020, filed; **AND UPON** having read the Affidavit of Kristal Kaye sworn on May 13, 2020, filed; **AND UPON** having read the Third Report of FTI Consulting Canada Inc. in its capacity as Court-appointed monitor (the “**Monitor**”) 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, “**Dominion Diamond**”); **AND UPON** hearing counsel for the Note Committee, counsel for Dominion Diamond, counsel for the Monitor, counsel for Credit Suisse, AG, counsel for Wilmington Trust, National Association and any other counsel present;

IT IS HEREBY ORDERED AND DECLARED THAT:

1. The Application filed on behalf of the Note Committee is hereby dismissed, but the Note Committee is hereby granted leave to re-apply for an Order directing payment of their professional fees and disbursements.



Justice of the Court of Queen's Bench of Alberta