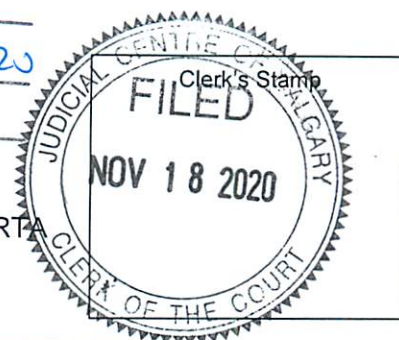


I hereby certify this to be a true copy of  
the original order

Dated this 18 day of Nov. 2020

[Signature]  
for Clerk of the Court



COURT FILE NUMBER 2001-05630  
COURT COURT OF QUEEN'S BENCH OF ALBERTA  
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 (Dismissal of Continuation of September 25 Order)**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT  
McCarthy Tétraut LLP  
4000, 421 – 7<sup>th</sup> Avenue SW  
Calgary, AB T2P 4K9  
Attention: Sean Collins / Walker W. MacLeod / Nathan Stewart  
Tel: 403-260-3531  
Fax: 403-260-3501  
Email: scollins@mccarthy.ca / wmacleod@mccarthy.ca

DATE ON WHICH ORDER WAS PRONOUNCED: **November 4, 2020**

NAME OF JUDGE WHO MADE THIS ORDER: **Justice K.M. Eidsvik**

LOCATION OF HEARING: **Calgary, Alberta**

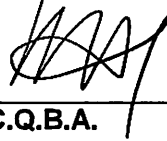
**UPON** the application (the "**Application**") of Diavik Diamond Mines (2012) Inc. ("**DDMI**"); **AND UPON** having read the Affidavit of Kristal Kaye, sworn on April 21, 2020; the Affidavit of Thomas Croese, sworn on April 30, 2020; the Affidavit of Kristal Kaye, sworn May 6, 2020; the Supplemental Affidavit of Thomas Croese, sworn on May 7, 2020; the Affidavit of Thomas Croese, sworn on May 28, 2020; the Affidavit of Thomas Croese, sworn on June 16, 2020; the Affidavit of Kristal Kaye, sworn on September 18, 2020; the Affidavit of Frederick Vescio, sworn on October 7, 2020; the Affidavit of Thomas Croese, sworn on October 19, 2020; the Affidavit of Brendan Bell, sworn October 23, 2020; the Affidavit of Kristal Kaye, sworn on October 28, 2020; the Affidavit of Thomas Croese, sworn on October 29, 2020; and the Affidavit of Kristal Kaye,

sworn on October 30, 2020; **AND UPON** having read the Bench Brief of DDMI, dated October 30, 2020; the Response Bench Brief of Dominion Diamond Mines ULC ("**Dominion Diamond**"), dated October 28, 2020; the Response Bench Brief of Credit Suisse AG, Cayman Islands Branch, as agent for the first secured lenders (the "**Agent**"), dated October 28, 2020; and the Reply Bench Brief of DDMI, dated October 29, 2020; **AND UPON** having read the Fifth Report of FTI Consulting Canada Inc., in its capacity as court-appointed monitor of Dominion Diamond and certain of its affiliates (the "**Monitor**"), dated June 18, 2020; the Sixth Report of the Monitor, dated September 22, 2020; the Seventh Report of the Monitor, dated October 27, 2020; and the Eighth Report of the Monitor, dated October 29, 2020; **AND UPON** noting the order issued on September 25, 2020 (the "**September 25 Order**") in the within proceedings that temporarily suspended the operation of a portion of paragraph 16 of the Second Amended and Restated Initial Order issued in the within proceedings and dated June 19, 2020 (the "**SARIO**"); **AND UPON** reviewing the Transcript of Proceedings from the hearing before this Honourable Court on June 19, 2020; **AND UPON** having read the Affidavit of Service of Katie Doran (the "**Service Affidavit**"); **AND UPON** hearing counsel for DDMI and any other counsel present;

**IT IS HEREBY ORDERED AND DECLARED THAT:**

1. All capitalized terms used herein and not otherwise defined shall have the meaning ascribed to them in the SARIO.
2. DDMI's application for the continuation of the temporary suspension ordered by this Court on September 25, 2020 of the operation of a portion of paragraph 16 of the SARIO be and is hereby dismissed.
3. In the event that all or any portion of Dominion Diamond's share of production from the Diavik Mine (the "**Dominion Production**") is delivered by DDMI to Dominion Diamond in accordance with paragraph 16 of the SARIO, Dominion Diamond shall secure and segregate the Dominion Production from all of its other Property and shall hold the Dominion Production in the Northwest Territories pending further order of this Honourable Court.

4. Service of this Order shall be deemed good and sufficient by serving the same in accordance with the procedures in the CaseLines Service Order granted May 29, 2020 in these proceedings.

A handwritten signature in black ink, consisting of several overlapping loops and a long vertical stroke extending downwards.

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J.C.C.Q.B.A.