



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

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DATE ON WHICH ORDER WAS PRONOUNCED: May 29, 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 Patrick Merrin, sworn on May 11, 2020 (the "**Merrin Affidavit**"), filed; **AND UPON** having read the Confidential Exhibit to the Merrin Affidavit (the "**Confidential Exhibit**"), unfiled; **AND UPON** having read the Affidavit of Service of Renee Dubeau, sworn on May 28, 2020 (the "**Service Affidavit**"), filed; **AND UPON** hearing counsel for the Applicants and those other counsel present;

IT IS HEREBY ORDERED AND DECLARED THAT:

1. The Application is properly returnable today, service of the Application and the Merrin Affidavit on the service list for this proceeding (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, are entitled to service of the Application or the Merrin 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 Exhibit, on the Court file until further order of this Court. The Confidential Exhibit shall be sealed and filed in an envelope containing the following endorsement thereon:

THIS ENVELOPE CONTAINS THE CONFIDENTIAL EXHIBIT TO THE AFFIDAVIT OF PATRICK MERRIN, SWORN ON MAY 11, 2020. THE CONFIDENTIAL EXHIBIT TO THE AFFIDAVIT OF PATRICK MERRIN, SWORN ON MAY 11, 2020 IS SEALED PURSUANT TO AN ORDER ISSUED BY THE HONOURABLE JUSTICE K.M. EIDSVIK, DATED MAY 29, 2020, AND IS 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. 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.



Justice of the Court of Queen's Bench of Alberta