

**EXHIBIT 5**

2003 01T No. 3807

IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
TRIAL DIVISION

**BETWEEN:**

CLIFFS MINING COMPANY

PLAINTIFF

**AND:**

ROYAL BANK OF CANADA

DEFENDANT

**AND BETWEEN**

ROYAL BANK OF CANADA

PLAINTIFF BY  
COUNTERCLAIM

**AND:**

CLIFFS MINING COMPANY

DEFENDANT BY  
COUNTERCLAIM

**INTERROGATORIES**

**TO: Christopher Cosgriffe**  
Woolgar VanWiechen Ketcheson Ducoffe LLP  
Suite 401-70 The Esplanade  
Toronto, ON M5E 1R2  
**Solicitors for Cliffs Mining Company/Wabush Iron Co. Limited**

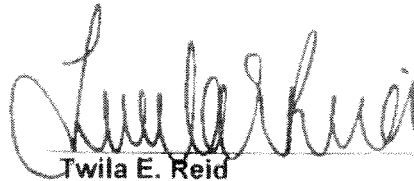
It is hereby required that the following interrogatories be answered by you, and that the answers be served upon the Defendant/Plaintiff by Counterclaim within 10 days.

1. What is Wabush Iron Co. Ltd.'s ("**WICL**") knowledge, information, and/or belief in respect of the purported exercise of an Option to Purchase the Shovels described in this litigation in or about May 2003 pursuant to Section 25 of the Master Lease Agreement?
  - (a) What is WICL's knowledge, information, and/or belief as to when, if at all, it became aware of the purported exercise of the Option by Cliffs Mining Company purportedly on behalf of "Wabush Mines"?

- (b) What is WICL's knowledge, information, and/or belief as to the authorization, if any, it gave or was required to give Cliffs Mining Company to exercise the Option on behalf of "Wabush Mines"?
  - (c) When/how did WICL become aware of the letter dated May 27, 2003 from Cliffs Mining to RBC purporting to exercise the option to purchase?
  - (d) Did WICL contribute to the funds sent by Cliffs Mining to exercise the option to purchase in or about 2003? If so, how much did WICL contribute?
  - (e) Did WICL give permission or approval to Cliffs Mining to commence litigation against RBC relating to the option to purchase?
2. Provide a list of all meetings in 2002 and 2003 between Cliffs Mining and any or all of Stelco, Dofasco, and WICL (the "**Participants**") in relation to the business of "Wabush Mines";
- (a) Provide the minutes or any other documentation related to such meetings.
3. Please explain WICL's knowledge of the approval process followed by Cliffs Mining that forms the basis of the statement made by Jason Veloso of Cliffs Mining Company in his affidavit, sworn May 16, 2016 (a copy of which is attached) that "*only when projects were approved by the owners of Wabush Mines could purchase orders and financing documents be executed, or in this case, lease buyouts be made*".
- (a) In particular, when Cliffs Mining refers to "*in this case, lease buyouts be made*", what was the process followed by Cliffs Mining to have the "*lease buyout*" approved by the Participants, specifically WICL as the "*owners of Wabush Mines*"?
    - (i) Produce any documents related to that approval process.
4. Did WICL ever give Cliffs Mining verbal and/or written approval to exercise the Option to Purchase referred to in the letter purporting to exercise the option dated May 27, 2003?
- (a) If the answer is yes, which of the Participants provided such verbal and/or written authority? When was that authority given? How was it given?

5. What role did WICL, as a Participant, have with respect to capital expenditures related to equipment for Wabush Mines?
6. What is WICL's knowledge, information, or belief (including any documents) regarding a direction given by the Participants to Cliffs Mining to not undertake any capital expenditures at Wabush Mine without further approval in or about December, 2002?

**DATED** at St. John's, Newfoundland and Labrador, this 5 day of October, 2016.



Twila E. Reid  
STEWART MCKELVEY  
Suite 1100, Cabot Place  
100 New Gower Street  
St. John's, NL A1C 6K3  
**Solicitors for the Defendant/Plaintiff by  
Counterclaim, Royal Bank of Canada**

**SUPERIOR COURT**  
(Commercial Division)

CANADA

PROVINCE OF QUÉBEC  
DISTRICT OF MONTRÉAL

N<sup>o</sup> 500-11-048114-157

DATE: October 21, 2016

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**PRESIDING: THE HONOURABLE STEPHEN W. HAMILTON J.S.C.**

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**IN THE MATTER OF THE PLAN OF COMPROMISE OR ARRANGEMENT OF:**

**WABUSH IRON CO. LIMITED**

Debtor/Respondent

- and -

**FTI CONSULTING CANADA INC.**

Monitor

- and -

**ROYAL BANK OF CANADA**

Creditor/Petitioner

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**AMENDED MOTION TO LIFT THE STAY OF PROCEEDINGS WITH RESPECT TO WABUSH  
IRON CO. LIMITED**

Section 11 of the *Companies' Creditors Arrangement Act*

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**AFFIDAVIT OF GARY IVANY**

I, the undersigned, Gary Ivany, a Senior Manager of Royal Bank of Canada, having a place of business at 20 King Street West, 9th Floor, Toronto, ON M5H 1C4, solemnly affirm:

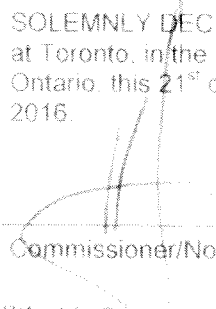
1. I have read the attached *Amended Motion To Lift The Stay Of Proceedings With Respect To Wabush Iron Co. Limited* and all the facts set forth therein are true to the best of my knowledge, information, and belief
2. I make this affidavit in support of RBC's *Amended Motion To Lift The Stay Of Proceedings With Respect To Wabush Iron Co. Limited*, and for no other purpose

[signature page to follow]

AND I HAVE SIGNED:

  
\_\_\_\_\_  
Gary Ivany

SOLEMNLY DECLARED before me  
at Toronto, in the Province of  
Ontario, this 21<sup>st</sup> day of October,  
2016.

  
\_\_\_\_\_  
Commissioner/Notary Public

Peter John Gordon, a Commissioner, etc.,  
City of Toronto, for  
the Royal Bank of Canada  
Expires June 10, 2017.