

**SUPERIOR COURT**

C A N A D A

PROVINCE OF QUÉBEC  
DISTRICT OF MONTRÉAL

N°: **500-11-048114-157**

DATE: May 21, 2021

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**PRESIDING: THE HONOURABLE MICHEL A. PINSONNAULT, J.S.C.**

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

**BLOOM LAKE GENERAL PARTNER LIMITED  
QUINTO MINING CORPORATION  
CLIFFS QUÉBEC IRON MINING ULC  
WABUSH IRON CO. LIMITED  
WABUSH RESOURCES INC.**

Petitioners

-and-

**THE BLOOM LAKE IRON ORE MINE LIMITED PARTNERSHIP  
BLOOM LAKE RAILWAY COMPANY LIMITED  
WABUSH MINES  
ARNAUD RAILWAY COMPANY  
WABUSH LAKE RAILWAY COMPANY LIMITED**

Mises-en-cause

-and-

**FTI CONSULTING CANADA INC.**

Monitor

-and-

**TWIN FALLS POWER CORPORATION  
CHURCHILL FALLS (LABRADOR) CORPORATION LIMITED**

Mises-en-cause

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**ORDER**

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- [1] **THE COURT**, upon reading the *Motion for the Expansion of the Monitor's Powers* (the "**Motion**") of the CCAA Parties dated May 21, 2021, having examined the affidavit and the exhibits thereto;
- [2] **GIVEN** the terms of the *Initial Order* of this Court dated January 27, 2015, and the *Initial Order* of this Court dated May 20, 2015, both as subsequently amended, rectified and/or restated (the "**Initial Orders**");
- [3] **GIVEN** sections 11 and 23 of the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended ("**CCAA**");
- [4] **GIVEN** the submissions of counsel for the CCAA Parties and the other parties at the hearing of the Motion;

**FOR THESE REASONS, THE COURT HEREBY:**

- [5] **GRANTS** the present Motion;
- [6] **DECLARES** that the CCAA Parties have given sufficient prior notice of the presentation of this Motion to interested parties;

**DEFINITIONS**

- [7] **ORDERS** that capitalized terms not otherwise defined in this Order shall have the meanings ascribed to them in the Motion;

**EXPANSION OF MONITOR'S POWERS**

- [8] **ORDERS** that, in addition to any other powers in the Initial Orders or other Orders granted in these proceedings, notwithstanding anything to the contrary and without limiting the generality of anything therein, the Monitor is hereby authorized and empowered to, directly or through its counsel:
- a) compel any Person (as defined in the Initial Orders) with possession, custody or control to disclose to the Monitor and produce and deliver any books, records, accountings, documents, correspondences or papers, electronically stored or otherwise, relating to the Twinco Interest, CFLCo Indemnity and CFLCo Maintenance Obligations, including the Twinco Requested Information (the "**Requested Information**") in respect of the period from and after January 1, 2010 and such earlier periods as may be approved by the Court from time to time (the "**Disclosure Period**"); and
  - b) conduct investigations, including examinations under oath of any Person reasonably thought to have knowledge relating to the Twinco Interest, CFLCo Indemnity and CFLCo Maintenance Obligations, including the Twinco Requested Information, in respect of the Disclosure Period.

**DISCLOSURE OF DOCUMENTS AND INFORMATION**

- [9] **ORDERS** that requests made by the Monitor for the production of Requested Information pursuant to subparagraph 8(a) of this Order shall be made in writing and delivered by electronic transmission, registered mail or courier, specifying the Requested Information to be delivered to the Monitor by such Person;
- [10] **ORDERS** that any Requested Information to be delivered by any Person to the Monitor pursuant to subparagraph 8(a) of this Order shall be delivered within thirty (30) days of the Monitor's request or such longer periods as the Monitor may agree to in its discretion;

**POWERS OF EXAMINATION**

- [11] **ORDERS** that the examinations held pursuant to subparagraph 8(b) of this Order shall be conducted virtually due to the ongoing COVID-19 pandemic, unless otherwise agreed between the Monitor and the Person being examined;
- [12] **ORDERS** that the Monitor shall deliver by electronic transmission on the Person he wishes to examine pursuant to this Order, at least five (5) days prior to the scheduled date of the examination, a summons to appear specifying the time and the Requested Information that the Person must have in his or her possession during the examination;
- [13] **ORDERS** that objections raised during examinations held pursuant to this Order shall not prevent the continuation of the examination, the witness being required to respond, unless they relate to the fact that the Person being examined cannot be compelled or to fundamental rights or to a matter of substantial legitimate interest, in which case the Person being examined may refrain from responding;
- [14] **ORDERS** the provisional execution of this Order notwithstanding any appeal and without the necessity of furnishing any security;
- [15] **WITHOUT COSTS.**

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**MICHEL A. PINSONNAULT, J.S.C.**

Mtre Bernard Boucher  
(Blake, Cassels & Graydon LLP)  
Attorneys for the CCAA Parties

Date of hearing: May 21, 2021