

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE )  
MADAM JUSTICE PEPALL )  
TUESDAY, THE 27<sup>TH</sup> DAY  
OF OCTOBER, 2009



**IN THE MATTER OF THE *COMPANIES' CREDITORS  
ARRANGEMENT ACT*, R.S.C. 1985, C.C-36 AS AMENDED**

**AND IN THE MATTER OF A PROPOSED PLAN OF  
COMPROMISE OR ARRANGEMENT OF CANWEST GLOBAL  
COMMUNICATIONS CORP. AND THE OTHER APPLICANTS  
LISTED ON SCHEDULE "A"**

Applicants

**ORDER**

**THIS MOTION**, made by the Communications, Energy and Paperworkers Union of Canada (the "Union") was heard this day at 330 University Avenue, Toronto, Ontario.

**ON READING** the Motion Records of the Union and on hearing submissions of counsel for the Union, the Applicants, FTI Consulting Canada Inc. in its capacity as Court-appointed monitor of the CMI Entities, and other parties:

1. **THIS COURT ORDERS**, if necessary, that time for service of the notice of motion and the motion record is hereby abridged and service of the motion record by the Union is validated, such that this motion is properly returnable on October 27, 2009.

2. **THIS COURT ORDERS** that to the extent, if any, that it is necessary to do so, the Union is hereby authorized to represent current and former members of the Union ("Current and Former Members"), including pensioners, employed or formerly employed by the Applicants or Partnerships listed in Schedule "B" to the Initial Order (collectively, the "CMI Entities"), other than CH Retirees, in the proceedings under the Companies' Creditors Arrangement Act ("CCAA"), including without limitation, for the purpose of advancing, settling or compromising claims by the Current and Former Members in this CCAA proceeding. For these purposes, CH Retirees means former members of the Union who are members or former members of the Global Communications Limited Retirement Plan for CH Employees
3. **THIS COURT ORDERS** similarly that CaleyWray is hereby authorized to act as counsel for the Union and its Current and Former Members in the CCAA proceedings.
4. **THIS COURT ORDERS** that the CMI Entities shall use their best efforts, subject to the Union executing a confidentiality agreement, to provide to the Union or its counsel, without charge, the following information, only to be used for the purposes of this CCAA proceeding:
  - (a) The names, last known addresses and last known email addresses (if any) of all of the Union's Current and Former Members.
5. **THIS COURT ORDERS** that notice of the granting of this Order may be provided to the Current and Former Members in such form and under such terms and conditions as deemed appropriate by the Union and its counsel.
6. **THIS COURT ORDERS** that any individual Former Member who does not wish to be represented by the Union or CaleyWray pursuant to the terms of this Order or all other related Orders which may subsequently be made in this CCAA

proceeding concerning the Current or Former Members or relating to the authorization of the Union and/or CaleyWray shall, within 30 days of receiving notice of this Order, notify the Monitor, the CMI Entities and CaleyWray in writing, and shall thereafter represent themselves as an independent individual party to these proceedings.



**Christina Irwin**  
Registrar, Superior Court of Justice

ENTERED AT / INSCRIT A TORONTO  
ON / BOOK NO:  
LE / DANS LE REGISTRE NO.:

NOV 05 2009

PER / PAR: 

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 CANWEST GLOBAL COMMUNICATIONS CORP, et. at  
**Applicant**

**Court File No. CV-09-8396-00CL**

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

PROCEEDING COMMENCED AT TORONTO

**ORDER**

**CaleyWray**

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Lawyers for the Communications, Energy  
and Paperworkers Union of Canada