

Affidavit of Virginie Gauthier #1 affirmed: July \_\_\_\_\_, 2025

No: S238572 Vancouver Registry

## IN THE SUPREME COURT OF BRITISH COLUMBIA

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

- AND -

IN THE MATTER OF THE PLAN OF COMPROMISE AND ARRANGEMENT OF MYRA FALLS MINE LTD.

## **AFFIDAVIT**

- I, Virginie Gauthier, Barrister and Solicitor, of Toronto, Ontario, AFFIRM THAT:
- 1. I am an Partner with the firm of Gowling WLG (Canada) LLP ("Gowling"), the legal counsel for Myra Falls Mine Ltd. (referred to in this affidavit as the "Company") and as such, have personal knowledge of the facts and matters hereinafter deposed to, save and except where the same are stated to be based on information and belief and where so stated I verily believe them to be true.
- 2. Capitalized terms used in this affidavit and not otherwise defined have the meaning given to them in the affidavit of Hein Frey affirmed on June 26, 2025 (the "Hein Frey Tenth Affidavit").
- 3. I have been informed by Hein Frey, former General Manager and a consultant for the Company, that the parties to the Amended Subscription Agreement have agreed to replace Schedule 2.2. (c) (the "Schedule 2.2. (c)") of the Amended Subscription Agreement with a revised version. Attached and marked as <u>Exhibit "A"</u> is the proposed version of the revised Schedule 2.2. (c).

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4. I make this affidavit in good faith and for no improper purpose.

AFFIRMED BEFORE ME at Toronto, Ontario, on July, 2025.
A Notary for taking Affidavits within Ontario
Christopher Alam
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Torarto, Ontario MSX 165
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This is Exhibit "A" referred to in the affidavit of Virginie Gauthier

sworn before me this 1th day of July, 2025

A Notary for taking affidavits in the Province of Ontario

## SCHEDULE 2.2(C)

## **EXCLUDED CONTRACTS**

- Any and all employment agreements entered into by the Company or any predecessor thereof prior to the Closing Date
- Framework Agreement for Supply of Goods and Services between Myra Falls Mine Ltd. and Orica Canada Inc. (contract number NMF2021-09-01) with a commencement date of August 1, 2021 together with all schedules, amendments, annexes and purchase orders related thereto