

Court File Number: CV-11-9532-002

Superior Court of Justice  
Commercial List

FILE/DIRECTION/ORDER

IN THE MATTER OF

Plaintiff(s)

AND

CRYSTALLEY INTERNATIONAL

Defendant(s)

CORPORATION

Case Management ☐ Yes ☐ No by Judge: \_\_\_\_\_

Counsel	Telephone No:	Facsimile No:

- ☐ Order ☐ Direction for Registrar (No formal order need be taken out)  
☐ Above action transferred to the Commercial List at Toronto (No formal order need be taken out)

- ☐ Adjourned to: \_\_\_\_\_  
☐ Time Table approved (as follows):

① On June 8, 2020, I
dismissed Crystalle's
motion for a sealing order.
② In my endorsement &
I referred to certain

Date

Judge's Signature

☐ Additional Pages \_\_\_\_\_

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Judges Endorsment Continued

redacting that the  
Monitor had suggested  
should be made to  
its 33rd Report if I  
did not grant the full  
sealing order requested  
by Crystalex.

③ I invited parties to  
make further submissions  
with respect to the Monitor.

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Judges Endorsment Continued

proposed redactions which  
I indicated made  
"sense to me."

④ I apologize to the parties  
for taking so long to  
consider those additional  
submissions and finalize  
my endorsement.

⑤ Having carefully  
considered the additional

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Judges Endorsment Continued

submissions and the  
supplementary affidavit  
of Mr Fung, I continue  
to be of the view that  
the Monitor's proposed  
redactions make good  
sense under the circumstances  
and constitute a fair  
and reasonable balance  
between the protection

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Judges Endorsment Continued

of Crystallex's important  
commercial interest  
and public disclosure in  
keeping with the open-  
court principle

① The Monitor's 33rd  
Report shall be  
redacted in accordance  
with the Monitor's proposed  
redaction

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Judges Initials \_\_\_\_\_

August 31, 2020