

COURT OF APPEAL FOR ONTARIO

B E T W E E N :

**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 LAURENTIAN UNIVERSITY OF
SUDBURY**

AMENDED NOTICE OF MOTION FOR LEAVE TO APPEAL

~~TAKE NOTICE THAT THE MOVING PARTY,~~ the The Moving Party,
Laurentian University Faculty Association ("LUFA"), will make a motion to the Court, on a date
fixed by the Registrar a panel of the Court of Appeal for Ontario, in writing or as otherwise
determined by this Court, 36 days after service of the moving party's motion record and
factum, or on the filing of CUPE's reply factum, if any, whichever is earlier, unless otherwise
fixed by the Court of Appeal, at Osgoode Hall, 130 Queen Street West, Toronto, Ontario,
M5H 2N5.

PROPOSED METHOD OF HEARING: ~~To be determined by this Court~~ The motion is
to be heard in writing or as otherwise directed by this Court.

THE MOTION IS FOR:

- a) an order granting LUFA leave to appeal the ~~orders and~~ endorsements of the
Honourable Justice Morawetz dated February 12, 2021 and the supplementary

endorsement of the Honourable Justice Morawetz dated February 26, 2021
with respect to the granting of the sealing order in favour of the Applicant;

- b) an order that this motion be heard on an expedited basis and waiving or abridging the time for notice, service and filing in connection with this motion;
- c) an order validating the manner of service of the notice of motion, if necessary;
- d) costs of this motion; and
- e) such further and other relief as this Honourable Court considers just.

THE GROUNDS FOR THE MOTION ARE:

- a) On February 1, 2021, an Initial Order was granted under the *Companies' Creditors Arrangement Act* R.S.C. 1985, c. C-36, as amended (the "CCAA") pursuant to which Laurentian University ("Laurentian") obtained protection from its creditors.
- b) LUFA represents Laurentian's 612 faculty members and is therefore a major stakeholder in these CCAA proceedings.
- c) In its initial Application Record, the Applicant relied upon the affidavit of Dr. Robert Haché, the President of Laurentian University, in which he deposed to, amongst other things, the meetings and discussions which took place between the Applicant and the Ministry of Colleges and Universities ("MCU") in advance of the Applicant applying for CCAA protection.

- d) At paragraph 289 and 290 of his affidavit, Haché deposed to the fact that Laurentian specifically informed the MCU that it would be applying for *CCAA* protection and that the parties exchanged two letters – a letter from MCU to Laurentian dated January 21, 2021 and a letter from Laurentian to MCU dated January 25, 2021 – in the ten days prior to filing.
- e) On February 1, 2021, the Applicant sought, and was granted, a sealing order in respect of the above two letters between Laurentian and MCU, attached to Haché’s affidavit as Exhibits “EEE” and “FFF”, respectively. In its Factum filed on the Application, Laurentian argued that the two exhibits contained information which, if disclosed to the parties, “could jeopardize the Applicant’s efforts to restructure”.
- f) On February 5, 2021, Chief Justice Morawetz granted an order appointing Justice Sean Dunphy as court-ordered mediator for the purpose of conducting a mediation between Laurentian and its various stakeholders, including LUFA. The mediation is ongoing.
- g) On the comeback date on February 10, 2021, the Laurentian University Faculty Association (“LUFA”) and a number of other parties opposed the granting of the sealing order in respect of the two exhibits. In an Endorsement released on February 12, 2021, Chief Justice Morawetz wrote that he required additional time to address the request for the sealing order in respect of these two documents and ordered that the sealing order granted on February 1, 2021 remain in place in the meantime.

- h) On February 26, 2021, Chief Justice Morawetz released a Supplementary Endorsement in which he found that the Applicant had satisfied the test set forth in *Sierra Club of Canada v. Canada (Minister of Finance)* and ordered Exhibits “EEE” and “FFF” sealed. His Honour ruled that the disclosure of the two sealed documents “could be detrimental to any potential restructuring”. He further noted that the “commercial” interest related to the sealed documents “transcends the commercial interest” of Laurentian and includes that of various stakeholders, including LUFA’s (which opposed the granting of the sealing order). His Honour further ruled out any arrangement short of a complete sealing order as doing so could jeopardize the mediation being conducted by Justice Dunphy.
- i) It is respectfully submitted that Chief Justice Morawetz erred in granting the sealing order as there was no evidentiary foundation upon which to grant such an order. There was no evidence before the Court with respect to a valid commercial interest that was in need of protection other than the Applicant’s bald statement in its Factum that the disclosure of these two letters could jeopardize the Applicant’s efforts to restructure.
- j) The granting of the sealing order has resulted in a manifest unfairness to LUFA which is engaged in a court-ordered mediation with the Applicant at which the jobs and livelihoods of many of LUFA’s members are at stake, and LUFA is not aware of the contents of these two exhibits which could contain information relevant to its position and its members’ interests.

- k) The argument that the unsealing of these two documents could jeopardize the Applicant's ability to restructure is purely speculative. The granting of the sealing order could therefore set a dangerous precedent for *CCAA* proceedings going forward.
- l) LUFA's proposed appeal from the granting of the sealing order is: *prima facie* meritorious; of significance to the practice; and, of significance to the proceeding. The hearing of this proposed appeal will not unduly hinder the progress of the proceedings.
- m) Section 14 of the *CCAA*;
- n) Rule 61.03.1 of the *Rules of Civil Procedure*; and
- o) such further and other grounds as counsel may advise and this Honourable Court may permit.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of the motion:

- (a) Motion Record of the Applicant returnable February 10, 2021;
- (b) the Amended and Restated Order of Morawetz J. dated February 11, 2021;
- (c) the Appointment of Mediator Order dated February 5, 2021; and
- (d) such further and other material as counsel may advise and this Honourable Court permit.

~~March 4, 2021~~
March 10, 2021

GOLDBLATT PARTNERS LLP
20 Dundas St. West, Suite 1039
Toronto, ON M5G 2C2

Charles Sinclair (LSO# 43178A)
csinclair@goldblattpartners.com
Tel: 416-979-4261
Fax: 416-591-7333

Lawyers for the Moving Party,
Laurentian University Faculty Association

TO: SERVICE LIST - SCHEDULE "A"

Court File No. CV-21-656040-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

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 **LAURENTIAN UNIVERSITY OF
SUDBURY**

**SERVICE LIST
(as at March 2, 2021)**

THORNTON GROUT FINNIGAN LLP 100 Wellington St. West, Suite 3200 TD West Tower, Toronto-Dominion Centre Toronto, ON M5K 1K7 D.J. Miller Tel: 416-304-0559 Email: djmiller@tgf.ca Mitchell W. Grossell Tel: 416-304-7978 Email: mgrossell@tgf.ca Andrew Hanrahan Tel: 416-304-7974 Email: ahanrahan@tgf.ca Derek Harland Tel: 416-304-1127 Email: dkharland@tgf.ca Lawyers for the Applicant	ERNST & YOUNG INC. 100 Adelaide Street West EY Tower Toronto, ON M5H 0B3 Sharon Hamilton Tel: 416-943-2153 Email: sharon.s.hamilton@ca.ey.com Michael Nathaniel Tel: 416-932-5837 Email: michael.nathaniel@ca.ey.com Court-appointed Monitor of the Applicant
--	--

STIKEMAN ELLIOTT LLP 5300 Commerce Court West 199 Bay Street Toronto, ON M5L 1B9 Ashley Taylor Tel: 416-869-5236 Email: ataylor@stikeman.com Elizabeth Pillon Tel: 416-869-5623 Email: lpillon@stikeman.com Ben Muller Tel: 416-869-5543 Email: bmuller@stikeman.com Lawyers for the Monitor	LENCZNER SLAGHT ROYCE SMITH GRIFFIN LLP 130 Adelaide Street West, Suite 2600 Toronto, ON M5H 3P5 Peter J. Osborne Tel: 416-865-3094 Email: posborne@litigate.com David Salter Tel: 416-649-1818 Email: dsalter@litigate.com Lawyers for the Board of Governors of Laurentian University of Sudbury
MINISTRY OF THE ATTORNEY GENERAL McMurtry-Scott Building 720 Bay Street, 11th floor Toronto, ON M7A 2S9 Michelle Pottruff Tel: 416-528-1235 Email: michelle.pottruff@ontario.ca Lawyer for the Ministry of Colleges and Universities	HICKS MORLEY LLP 77 King Street West 39th Floor Toronto, ON M5K 1K8 Michael J. Kennedy Tel: 416-864-7305 Email: michael-kennedy@hicksmorley.com Labour Counsel to the Applicant

FOGLER, RUBINOFF LLP 77 King Street West, Suite 3000 Toronto, ON M5K 1G8 Martin R. Kaplan Tel: 416-941-8822 Email: mkaplan@foglers.com Vern W. DaRe Tel: 416-941-8842 Email: vdare@foglers.com Joseph Fried Tel: 416-941-8836 Email: jfried@foglers.com Lawyers for the DIP Lender, Firm Capital Mortgage Fund Inc.	BLAKE, CASSELS & GRAYDON LLP 199 Bay Street Suite 4000, Commerce Court West Toronto, ON M5L 1A9 Pamela L.J. Huff Tel: 416-863-2958 Email: pamela.huff@blakes.com Aryo Shalviri Tel: 416-863-2962 Email: aryo.shalviri@blakes.com Jules Monteyne Tel: 416-863-5256 Email: jules.monteyne@blakes.com Lawyers for Royal Bank of Canada
FASKEN MARTINEAU DUMOULIN LLP Bay-Adelaide Centre 333 Bay Street, Suite 2400 P.O. Box 20 Toronto, ON M5H 2T6 Stuart Brotman Tel: 416-865-5419 Email: sbrotman@fasken.com Dylan Chochla Tel: 416-868-3425 Email: dchochla@fasken.com Mitch Stephenson Tel: 416-868-3502 Email: mstephenson@fasken.com Lawyers for Toronto-Dominion Bank	CHAITONS LLP 5000 Yonge Street, 10th Floor Toronto, ON M2N 7E9 George Benchetrit Tel: 416-218-1141 Email: george@chaitons.com Gary Feldman Tel: 416-218-1130 Email: gary@chaitons.com Lawyers for Bank of Montreal

CAISSE POPULAIRE VOYAGEURS INC. 40 Elm Street, Unit 166 Sudbury, ON P3C 1S8 Richard Dupuis, Director Tel: 705-525-2373 Email: richard.u.dupuis@desjardins.com	ATTORNEY GENERAL OF CANADA Department of Justice Ontario Regional Office The Exchange Tower 130 King Street West Suite 3400, Box 36 Toronto, ON M5X 1K6 Diane Winters Tel: 647-256-7459 Email: diane.winters@justice.gc.ca Lawyer for Canada Revenue Agency including Charities Directorate
RYDER WRIGHT BLAIR & HOLMES LLP 333 Adelaide Street West, 3rd Floor Toronto, ON M5V 1R5 David Wright Tel: 416-340-9070 Ext. 237 Email: dwright@rwbh.ca Labour Counsel for Laurentian University Faculty Association (LUFA)	GOLDBLATT PARTNERS LLP 20 Dundas Street West, #1039 Toronto, ON M5G 2C2 Clio Godkewitsch Tel: 416-979-4059 Email: cgodkewitsch@goldblattpartners.com Insolvency Counsel for LUFA Susan Philpott Tel: 416-979-6417 Email: sphilpott@goldblattpartners.com Charles Sinclair Tel: 416-979-4234 Email: csinclair@goldblattpartners.com Insolvency Counsel for LUFA and lawyers for Ontario Public Service Employees Union (OPSEU), Local 667

WRIGHT HENRY LLP

200 Wellington Street West, Suite 602
Toronto, ON M5V 3C7

Tracey Henry

Tel: 416-306-8275
Email: thenry@wrighthenry.ca

Michael D. Wright

Tel: 416-306-8270
Email: mwright@wrighthenry.ca

Brendan Scott

Tel: 416-306-8277
Email: bscott@wrighthenry.ca

Lawyers for Laurentian University Staff Union
(LUSU)

MCMILLAN LLP

Brookfield Place
181 Bay Street, Suite 4400
Toronto ON M5J 2T3

Tushara Weerasooriya

Tel: 416-865-7890
Email: tushara.weerasooriya@mcmillan.ca

Stephen Brown-Okruhlik

Tel: 416-865-7043
Email: stephen.brown-okruhlik@mcmillan.ca

Matthew DeAmorim

Tel: 416-945-8012
Email: matthew.deamorim@mcmillan.ca

Lawyers for St. Joseph's Health Centre of
Sudbury and St. Joseph's Continuing Care
Centre of Sudbury

Wael Rostom

Tel: 416-865-7790
Email: wael.rostom@mcmillan.ca

Peter Giddens

Tel: 416-307-4042
Email: peter.giddens@mcmillan.ca

Guneev Bhinder

Tel: 416-307-4067
Email: guneev.bhinder@mcmillan.ca

Lawyers for Canada Foundation for Innovation

DELL FINANCIAL SERVICES CANADA LIMITED 155 Gordon Baker Road, Suite 501 North York, ON M2H 3N5 Gregory J. Segal, Legal Counsel Tel: 416-758-3316 Email: gregory_segal@ dell.com	KOSKIE MINSKY LLP 20 Queen Street West Suite 900, Box 52 Toronto, ON M5H 3R3 Murray Gold Tel: 416-595-2085 Email: mgold@kmlaw.ca James Harnum Tel: 416-542-6285 Email: jharnum@kmlaw.ca Lawyers for Ontario Confederation of University Faculty Associations Andrew J. Hatnay Tel: 416-595-2083 Email: ahatnay@kmlaw.ca Sydney Edmonds Tel: 416-595-2260 Email: sedmonds@kmlaw.ca Lawyers for Thorneloe University
LENOVO FINANCIAL SERVICES 5035 South Service Road Burlington, ON L7R 4C8 Randy Poulton, Regional Leasing Manager Email: customerservice@lenovofs.ca	DAVIES WARD PHILLIPS & VINEBERG LLP 155 Wellington Street West 40th Floor Toronto, ON M5V 3J7 Natasha MacParland Tel: 416-863-5567 Email: nmacparland@dwpv.com Natalie Renner Tel: 416-367-7489 Email: nrenner@dwpv.com Lender Counsel to the Applicant

BORDEN LADNER GERVAIS LLP

Bay Adelaide Centre, East Tower
22 Adelaide Street West, Suite 3400
Toronto, ON M5H 4E3

Alex MacFarlane

Tel: 416-367-6305

Email: amacfarlane@blg.com

Lydia Wakulowsky

Tel: 416-367-6207

Email: lwakulowsky@blg.com

Lawyers for Northern Ontario School of
Medicine

James W. MacLellan

Tel: 416-367-6592

Email: jmaclellan@blg.com

Lawyer for Zurich Insurance Company Ltd.

DENTONS CANADA LLP

77 King Street West, Suite 400
Toronto-Dominion Centre
Toronto, ON M5K 0A1

Kenneth Kraft

Tel: 416-863-4374

Email: kenneth.kraft@dentons.com

Daniel Loberto

Tel: 416-863-4760

Email: daniel.loberto@dentons.com

Lawyers for Queen's University

SHEPPARD & CLAUDE 202-1173 Cyrville Road Ottawa, ON K1J 7S6 André Claude Tel: 613-748-3333 Email: aclaude@sheppardclaud.ca Lawyer for University of Sudbury	CASSELS BROCK & BLACKWELL LLP 2100 Scotia Plaza 40 King Street West Toronto, ON M5H 3C2 Joseph Bellissimo Tel: 416-860-6572 Email: jbello@casells.com Jed Blackburn Tel: 416-860-6725 Email: jblackburn@casells.com Natalie Levine Tel: 416-860-6568 Email: nlevine@casells.com Sophie Moher Tel: 416-860-2903 Email: smoher@casells.com Lawyers for Huntington University
SUDBURY NEUTRINO OBSERVATORY LABORATORY Creighton Mine #9 1039 Regional Road 24 Lively, ON P3Y 1N2 Tel: (705) 692-7000 Nigel Smith, Executive Director Email: n.j.t.smith@snolab.ca	MINING INNOVATION REHABILITATION AND APPLIED RESEARCH CORPORATION Cliff Fielding Building, Room CF203 935 Ramsey Lake Road Sudbury, ON P3E 2C6 Tel: (705) 675-1151 Jennifer Abols, President Email: jabols@mirarco.org

CENTRE FOR EXCELLENCE IN MINING INNOVATION 105 Elm Street, Unit A Sudbury, ON P3C 1T3 Tel: (705) 673-6568 Douglas Morrison, President Email: dmorrison@cemi.ca	BAKER & COMPANY 130 Adelaide Street West, Suite 3300 Toronto, ON M5H 3P5 Mark G. Baker Tel: 416-777-0100 Email: mbaker@bakerlawyers.com Andriy Luzhetskyy Tel: 416-777-0100 Email: aluzhetskyy@bakerlawyers.com Lawyers for Laurentian University Students' General Association
INFORMATION AND PRIVACY COMMISSIONER OF ONTARIO 2 Bloor Street East, Suite 1400 Toronto, ON M4W 1A8 Linda Hsiao-Chia Chen, Legal Counsel Tel: 416-326-3333 Email: linda.chen@ipc.on.ca	CORFAB COMPANY LIMITED 1360 Kelly Lake Road Sudbury, ON P3E 5P4 John Corsi, President Tel: 705-522-9096 Email: jcorsi@jcorsi.com
F&M CAULKING LIMITED 10 Kenmore Avenue, Unit #1 Stoney Creek, ON L8E 5N1 Jeffrey Lucato, Manager Tel: 905-643-8085 Email: jlucato@fmcl.ca	ACCEL ELECTRICAL CONTRACTORS LIMITED 100 Haist Avenue Woodbridge, ON L4L 5V4 George Caufin, President Tel: 905-850-8668 Email: georgecaufin@accelectric.com

BIANCHI PRESTA LLP 9100 Jane Street Building A, 3rd Floor Vaughan, ON L4K 0A4 Domenic Presta Tel: 905-738-1078 Ext. 2223 Email: dpresta@bianchipresta.com Lawyer for 1033803 Ontario Inc. o/a Forma-Con Construction and Forma Finishing and B.B.M. Excavation Company Limited	PARISÉ LAW OFFICE 58 Lisgar Street, Suite 200 Sudbury, ON P3E 3L7 Réjean Parisé Tel: 705-674-4042 Email: pariselaw@unitz.ca Lawyer for Interpaving Ltd.
DEDIANA, ELORANTA & LONGSTREET 219 Pine Street Sudbury, ON P3C 1X4 James Longstreet Tel: 705-674-4289 Email: spisani@bellnet.ca Lawyer for Sandro Steel Fabrication Ltd.	CANADIAN UNION OF PUBLIC EMPLOYEES 1378 Triole St Ottawa, ON K1B 3M4 Miriam Martin, In-House Counsel Tel: 613-212-4325 Email: mmartin@cupe.ca
MINDEN GROSS LLP 2200-145 King Street West Toronto, ON M5H 4G2 Rachel Moses Tel: 416-369-4137 Email: rmoses@mindengross.com Lawyer for Royal Trust Corporation of Canada	MINISTRY OF INFRASTRUCTURE 777 Bay Street, 5th Floor Toronto, ON M5G 2C8 Jennifer Bell, Chief of Staff Tel: 416-327-4412 Email: jennifer.bell3@ontario.ca

SILVIA LAROCQUE 905 Cambrian Heights, Unit 36 Sudbury, ON P3C5R5 Tel: 705-675-1151 ext. 3804 Email: kennethlarocque@hotmail.com	ZAYO CANADA INC. 625, Rue Belmont Montreal, QC H3B 2M1 Abbi Dayton, General Counsel Tel: 416-644-6705 Email: abigail.dayton@zayo.com
MINISTRY OF FINANCE 777 Bay Street College Park 11 th Floor Toronto, ON M5G 2C8 Anthony R. Golding, Senior Counsel Tel: 416-938-5069 Email: anthony.golding@ontario.ca	CANADIAN UNIVERSITIES RECIPROCAL INSURANCE EXCHANGE 5500 North Service Road #901 Burlington, ON L7L 6W6 Stewart Roberts, Claims Manager Email: sroberts@curie.org Jillian Jarvis, Claims Examiner Email: jjarvis@curie.org
NATURAL SCIENCES AND ENGINEERING RESEARCH COUNCIL OF CANADA 350 Albert Street, 16 th Floor Ottawa, ON K1A 1H5 Dr. Danika Goosney, Vice-President Email: danika.goosney@nserc-crsng.gc.ca	SOCIAL SCIENCES AND HUMANITIES RESEARCH COUNCIL 350 Albert Street P.O. Box 1610 Ottawa, ON K1P 6G4 Martha Crago, Vice-President Email: martha.crago@mcgill.ca
CANADIAN INSTITUTES OF HEALTH RESEARCH 160 Elgin Street, 10 th Floor Address Locator 4809A Ottawa, ON K1A 0W9 Anita Ploj, Senior Corporate Advisor Email: anita.ploj@cihr-irsc.gc.ca	CANADA FOUNDATION FOR INNOVATION 55 Metcalfe Street, Suite 1100 Ottawa, ON K1P 6L5 Isabelle Henrie, Vice President Tel: 613-943-1123 Email: isabelle.henrie@innovation.ca

MCKENZIE LAKE LAWYERS 140 Fullarton Street Suite 1800 London, ON N6A 5P2 Michael J. Peerless Tel: 519-667-2644 Email: mike.peerless@mckenzielake.com Emily Assini Tel: 519-672-5666 Ext. 7359 Email: emily.assini@mckenzielake.com Class Counsel for Representative Plaintiff	NORTON ROSE FULBRIGHT CANADA LLP 222 Bay Street, Suit 3000 Toronto, ON M5K 1E7 Evan Cobb Tel: 416-216-1929 Email: evan.cobb@nortonrosefulbright.com Lawyer for Ernst & Young Inc. in its capacity as Monitor of Bondfield Construction Company Limited
ALLAN SNELLING LLP 340 March Road, Suite 600 Ottawa, ON K2K 2E4 David Contant Tel: 613-270-8600 Email: dcontant@compellingcounsel.com Lawyer for Cy Rheault Construction Limited	HUGH CONNELLY LAW 92 CentrepoinTE Drive Nepean, ON K2G 6B1 Hugh Connelly Tel: 613-723-7007 Email: info@hughconnellylaw.com Lawyer for Lindsay Lotan
HAMEED LAW 43 Florence Street Ottawa, ON K2P 0W6 Yavar Hameed Tel: 613-232-2688 Email: yhameed@hameedlaw.ca Lawyer for Issyakha Camara	DEVRY SMITH FRANK LLP 95 Barber Greene Road, Suite 100 Toronto, ON M5C 3E9 David Schell Tel: 416-446-5096 Email: david.schell@devrylaw.ca Lawyer for Zhiju Zhu

DIAMOND AND DIAMOND LAWYERS 255 Consumers Road, 5th Floor Toronto, ON M2J 1R4 Simon Diamond Tel: 1-800-567-4878 Ext. 207 Email: simon@diamondlaw.ca Lawyer for Petra Spencer	LAMER STICKLAND LLP 101 Worthington Street East North Bay, ON P1B 8G6 Geoffrey Larmer Tel: 705-478-8100 Email: larmer@larmerstickland.com Lawyer for Nina Kucheran and Mary-Catherine Kucheran
CITY OF GREATER SUDBURY P.O. Box 5000, Station ‘A’ 200 Brady Street Sudbury, ON P3A 5P3 Carolyn A. Dawe, Assistant City Solicitor Tel: 705-674-4455 Ext. 4545 Email: carolyn.dawe@greatersudbury.ca	MARSH CANADA LIMITED 120 Bremner Boulevard, Suite 800 Toronto, ON M5J 0A8 Murray Davidson, Senior Vice-President Tel: 416-349-4354 Email: murray.s.davidson@marsh.com
MARKEL CANADA LIMITED 200 Wellington Street West, Suite 400 Toronto, ON M5V 3C7 Maeve O’Malley, Senior Claims Specialist Tel: 416-601-2477 Email: maeve.omalley@markel.com	DOOLEY LUCENTI LLP 10 Checkley Street Barrie, ON L4N 1W1 Scott R. Fairley Tel: 705-792-7963 Email: sfairley@dllaw.ca Lawyer for Cladco Limited

GOODMANS LLP Bay Adelaide Centre 333 Bay Street, Suite 3400 Toronto, ON M5H 2S7 Gale Rubenstein Tel: 416-597-4148 Email: grubenstein@goodmans.ca Bradley Wiffen Tel: 416-597-4208 Email: bwiffen@goodmans.ca Michael Wilson Tel: 416-597-4130 Email: mwilson@goodmans.ca Lawyers for Financial Services Regulatory Authority	MCKENZIE LAKE LAWYERS LLP 140 Fullarton Street, Suite 1800 London, ON N6A 5P2 Michael J. Peerless Tel: 519-667-2644 Email: mike.peerless@mckenzielake.com Matthew D. Baer Tel: 519-667-2646 Email: matt.baer@mckenzielake.com Emily Assini Tel: 519-672-5666 Email: emily.assini@mckenzielake.com Lawyers for Sarah Connell
ATTORNEY GENERAL FOR ONTARIO Crown Law Office - Civil 720 Bay Street, 8th Floor Toronto, ON M7A 2S9 Shahana Kar Tel: 416-571-2100 Email: shahana.kar@ontario.ca Jonathan Sydor Tel: 416-689-8279 Email: jonathan.sydor@ontario.ca Lawyer for Her Majesty the Queen in Right of Ontario	KSV RESTRUCTURING INC. 150 King Street West, Suite 2308 Toronto, ON M5H 1J9 David Sieradzki Tel: 416-428-7211 Email: dsieradzki@ksvadvisory.com Bobby Kofman Tel: 416-282-6228 Email: bkofman@ksvadvisory.com Financial advisors for LUFA

CANADIAN ASSOCIATION OF UNIVERSITY TEACHERS 2705, promenade Queensview Drive Ottawa, ON K2B 8K2 Sarah Godwin Tel: 613-820-2270 Email: godwin@caut.ca	THORNELOE UNIVERSITY 935 Ramsey Lake Road Sudbury, ON P3E 2C6 Tel: (705) 673-1730 Dr. John Gibaut, President Email: president@thorneloe.ca
GOWLING WLG (CANADA) LLP 1 First Canadian Place 100 King Street West, Suite 1600 Toronto, ON M5X 1G5 Virginie Gauthier Tel: 416-844-5391 Email: virginie.gauthier@gowlingwlg.com Thomas Gertner Tel: 416-369-4618 Email: thomas.gertner@gowlingwlg.com Lawyers for Lakehead University	

E-Service List

djmiller@tgf.ca; mgrossell@tgf.ca; धारलंद@tgf.ca; ahanrahan@tgf.ca;
sharon.s.hamilton@ca.ey.com; michael.nathaniel@ca.ey.com; posborne@litigate.com;
dsalter@litigate.com; ataylor@stikeman.com; lpillon@stikeman.com; bmuller@stikeman.com;
michael-kennedy@hicksmorley.com; nmacparland@dwvpv.com; nrenner@dwvpv.com;
pamela.huff@blakes.com; aryo.shalviri@blakes.com; sbrotman@fasken.com;
dchochla@fasken.com; mstephenson@fasken.com; george@chaitons.com; gary@chaitons.com;
dwright@rwbh.ca; sphilpott@goldblattpartners.com; csinclair@goldblattpartners.com;
thenry@wrighthenry.ca; diane.winters@justice.gc.ca; mkaplan@foglers.com;
vdare@foglers.com; jfried@foglers.com; richard.u.dupuis@desjardins.com;
gregory_segal@dell.com; jbellissimo@cassels.com; jblackburn@cassels.com;
smoher@cassels.com; n.j.t.smith@snolab.ca; jabols@mirarco.org; dmorrison@cemi.ca;
jcorsi@jcorsi.com; jlucato@fmcl.ca; georgecaufin@accelelectric.com;
dpresta@bianchipresta.com; pariselaw@unitz.ca; spisani@bellnet.ca; jennifer.bell3@ontario.ca;
sroberts@curie.org; jjarvis@curie.org; danika.goosney@nserc-crsng.gc.ca;
martha.crago@mcgill.ca; carolyn.dawe@greatersudbury.ca; mike.peerless@mckenzielake.com;
emily.assini@mckenzielake.com; info@hughconnellylaw.com; yhameed@hameedlaw.ca;
simon@diamonddlaw.ca; murray.s.davidson@marsh.com; maeve.omalley@markel.com;
evan.cobb@nortonrosefulbright.com; mwright@wrighthenry.ca; bscott@wrighthenry.ca;
amacfarlane@blg.com; lwakulowsky@blg.com; sfairley@dllaw.ca;
michelle.pottruff@ontario.ca; mmartin@cupe.ca; grubenstein@goodmans.ca;
bwiffen@goodmans.ca; mwilson@goodmans.ca; dcontant@compellingcounsel.com;
david.schell@devrylaw.ca; shahana.kar@ontario.ca; customerservice@lenovofs.ca;
tushara.weerasooriya@mcmillan.ca; stephen.brown-okruhlik@mcmillan.ca;
matthew.deamorim@mcmillan.ca; abigail.dayton@zayo.com; dsieradzki@ksvadvisory.com;
bkofman@ksvadvisory.com; mgold@kmlaw.ca; jharnum@kmlaw.ca;
jules.monteyne@blakes.com; anthony.golding@ontario.ca; larmer@larmerstickland.com;
aclaude@sheppardclaude.ca; president@thorneloe.ca; kenneth.kraft@dentons.com;
daniel.loberto@dentons.com; linda.chen@ipc.on.ca; isabelle.henrie@innovation.ca;
wael.rostom@mcmillan.ca; peter.giddens@mcmillan.ca; guneev.bhinder@mcmillan.ca;
ahatnay@kmlaw.ca; sedmonds@kmlaw.ca; jmaclellan@blg.com;
mike.peerless@mckenzielake.com; matt.baer@mckenzielake.com;
emily.assini@mckenzielake.com; cgodkewitsch@goldblattpartners.com;
jonathan.sydor@ontario.ca; kennethlarocque@hotmail.com; mbaker@bakerlawyers.com;
aluzhetskyy@bakerlawyers.com; anita.ploj@cihr-irsc.gc.ca; godwin@caut.ca;
nlevine@cassels.com; virginie.gauthier@gowlingwlg.com; thomas.gertner@gowlingwlg.com;
rmoses@mindengross.com

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 LAURENTIAN UNIVERSITY OF SUDBURY

Court File No.: M52287

COURT OF APPEAL FOR ONTARIO

Proceeding commenced at TORONTO

AMENDED NOTICE MOTION FOR LEAVE TO APPEAL

GOLDBLATT PARTNERS LLP

20 Dundas Street West, Suite 1039 Toronto ON M5G 2C2

Tel: 416-977-6070 / Fax 416-591-7333

Charles Sinclair (LSO# 43178A) csinclair@goldblattpartners.com

Susan Philpott (LSO# 34371C) sphilpott@goldblattpartners.com

Clio Godkewitsch (LSO# 45412G) cgodkewitsch@goldblattpartners.com

RYDER WRIGHT BLAIR & HOLMES LLP

333 Adelaide Street West, 3rd Floor Toronto, ON M5V 1R5

Tel: 416-360-9070 / Fax: 416-340-9250

David Wright (LSO# 28715G) dwright@rwbh.ca

Lawyers for the Respondent, Laurentian University Faculty Association