

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE CHIEF JUSTICE
WARREN K. WINKLER

) *Third*, THE ²⁰ DAY
) OF *May*, 2010

BETWEEN:

JAMIE SMITH, ALANA DALTON, JAMIE McDONALD
and IRENE SALES INC., OPERATING AS THE HARTLEY HOUSE

Plaintiffs

- and -

THE CORPORATION OF THE MUNICIPALITY OF BROCKTON,
THE BRUCE-GREY-OWEN SOUND HEALTH UNIT, STAN KOEBEL,
THE WALKERTON PUBLIC UTILITIES COMMISSION and
HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO

Defendants

- and -

IAN D. WILSON ASSOCIATES LIMITED,
DAVIDSON WELL DRILLING LIMITED, EARTH TECH (CANADA) INC.,
CONESTOGA-ROVERS & ASSOCIATES LIMITED,
B.M. ROSS AND ASSOCIATES LIMITED,
GAP ENVIROMICROBIAL SERVICES INC.,
A & L CANADA LABORATORIES EAST, INC.,
DAVID BIESENTHAL and CAROLYN BIESENTHAL

Third Parties

Proceeding under the *Class Proceedings Act, 1992*

ORDER

THIS IS TO CERTIFY THAT THIS
DOCUMENT, EACH PAGE OF
WHICH IS STAMPED WITH THE
SEAL OF THE SUPERIOR COURT
OF JUSTICE AT TORONTO, IS A
TRUE COPY OF THE DOCUMENT
ON FILE IN THIS OFFICE *21/2* DAY OF *May*, 2010
DATED AT TORONTO THIS *21/2* DAY OF *May*, 2010
FAIT A TORONTO LE *21/2* DAY OF *May*, 2010
REGARDE
GREFFIER

THIS MOTION made by the Administrator of the Plan for an order for directions
regarding certain applications for compensation made after the First Claim Deadline of
January 2, 2002.

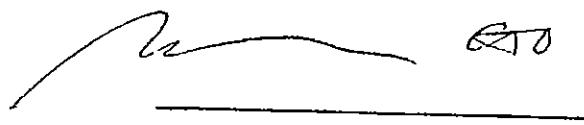
ON READING the Motion Record of the Administrator and the Exhibits therein referred to,

AND ON READING that the Administrator does not oppose the admission of these late applications to the Plan and that the other parties served with motion materials do not object thereto,

AND ON HEARING AND READING the submissions of counsel for certain of the parties, and upon considering subsections 24(8) and (9) and section 12 of the Class Proceedings Act,

1. **THIS COURT ORDERS** that personal service of the Motion Record upon the applicants for late admission to the Plan be dispensed with *nunc pro tunc* as the Administrator does not oppose their admission to the Plan.
2. **THIS COURT ORDERS** that the Administrator shall consider those applications received by it between the First Claim Deadline of January 2, 2002 and November 25, 2009, as though such claims were received prior to the First Claim Deadline.
3. **THIS COURT ORDERS** that having regard for the confidentiality interests of the applicants, the Motion Record and all exhibits referred to therein be sealed and access to such sealed documents shall only be given with leave of the Judge.
4. **THIS COURT ORDERS** that having regard for the confidentiality interests of the applicants, Messrs. McCarthy, Tétrault LLP, Rueter Scargall Bennett LLP, Sutts Strosberg LLP, the Office of the Public Guardian and Trustee and the Office of the

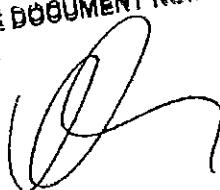
Children's Lawyer return to the Administrator all copies in their possession of the Motion Record and the exhibits referred to therein, or alternatively destroy such documents and confirm in writing to the Administrator such destruction has taken place.

A handwritten signature in black ink, appearing to read "RTO".

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

MAY 21 2010

AS DOCUMENT NO.:
A TITRE DE DOCUMENT NO.:
PER / PAR:

A handwritten signature in black ink, appearing to read "JL".

SMITH ET AL

v.

CORPORATION OF THE MUNICIPALITY OF BROCKTON ET AL

ONTARIO
SUPERIOR COURT OF JUSTICE
PROCEEDING COMMENCED AT
TORONTO

ORDER

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