



No. S-226670  
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 *BUSINESS CORPORATIONS ACT*,  
S.B.C. 2002, C. 57, AS AMENDED AND THE *BUSINESS  
CORPORATIONS ACT*, S.N.B. 1981, C. B-9.1, AS AMENDED

AND

IN THE MATTER OF A PLAN OF COMPROMISE AND ARRANGEMENT OF  
TREVALI MINING CORPORATION AND TREVALI MINING (NEW BRUNSWICK) LTD.

PETITIONERS

**ORDER MADE AFTER APPLICATION**

) )  
BEFORE ) THE HONOURABLE MADAM ) 26/APR/2024  
) JUSTICE FITZPATRICK )

ON THE APPLICATION of FTI Consulting Canada Inc., in its capacity as court-appointed monitor of Trevali Mining Corporation (in such capacity, the "**Monitor**"), coming on for hearing at Vancouver, British Columbia, on the 26<sup>th</sup> day of April, 2024; AND ON HEARING John Sandrelli and Eamonn Watson, counsel for the Monitor, and those other counsel listed on **Schedule "A"** hereto; AND UPON READING the material filed, including the Sixteenth Report of the Monitor dated April 22, 2024; AND pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36 as amended, the British Columbia *Supreme Court Civil Rules*, and the inherent jurisdiction of this Honourable Court;

THIS COURT ORDERS that:

**Service**

1. The time for service of the Notice of Application and supporting materials is hereby abridged such that the Notice of Application is properly returnable today and service thereof upon any interested party other than those parties on the Service List (as defined

in the Amended and Restated Initial Order of this Court dated August 29, 2022) maintained by the Monitor for these proceedings is hereby dispensed with.

### **Shareholders' Claim**

2. The proof of claim submitted by the Ad Hoc Committee of Shareholders of Trevali Mining Corporation (the "**Shareholders' Claim**") is not subject to the Claim Process Order of this Court dated March 29, 2023.

3. The Shareholders' Claim will be adjudicated through an alternative procedure as follows:

- (a) the parties to the Shareholders' Claim will participate in a mediation; and
- (b) if the mediation is not successful any interested party to the Shareholders' Claim may apply to this Court for directions from this Court with respect to the adjudication of the Shareholders' Claim.

### **General**

4. THIS COURT REQUESTS the aid and recognition of other Canadian and foreign Courts, tribunal, regulatory or administrative bodies, including any Court or administrative tribunal of any federal or State Court or administrative body in the United States of America, Burkina Faso, Namibia and South Africa to act in aid of and to be complementary to this Court in carrying out the terms of this Order where required. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to Trevali Mining Corporation and the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Monitor in any foreign proceeding, or to assist Trevali Mining Corporation and the Monitor and their respective agents in carrying out the terms of this Order.

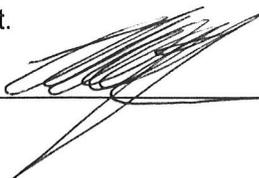
5. Endorsement of this Order by counsel appearing on this application other than counsel for the Monitor is hereby dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:



\_\_\_\_\_  
Signature of John Sandrelli  
Lawyer for the Monitor

By the Court.



\_\_\_\_\_  
Registrar



**SCHEDULE "A"**

**LIST OF COUNSEL**

Counsel Name	Party Represented
John Sandrelli and Eamonn Watson	FTI Consulting Canada Inc., in its capacity as court-appointed monitor of Trevali Mining Corporation
Sage Nematollahi	Counsel to an ad hoc committee of Trevali Mining Corporation shareholders
Mary Buttery and Brodie Noga	Counsel for the Directors of Trevali Mining Corporation
Tevia Jeffries	His Majesty the King in Right of the Province of New Brunswick, as represented by the Department of Natural Resources and Energy Development
Roderic McLauchlan	Counsel for Beazley Canada Limited