

NOTICE OF DISMISSAL
MM FUND V EXCELSIOR MINING CORP ET. AL.
ONTARIO SUPERIOR COURT OF JUSTICE COURT
FILE NO. CV-24-00719487-00CP

The above-captioned shareholder lawsuit relating to Excelsior Mining Corp. (“**Excelsior**”) was dismissed on the consent of all parties by Order of the Ontario Superior Court of Justice, dated October 28, 2024. A copy of the Order is available [here](#).

The proposed Class was defined as all persons and entities, wherever they may reside or may be domiciled, who purchased the securities of Excelsior offered by the Prospectus Supplement dated and filed on February 12, 2021, during the period of distribution, other than certain Excluded Persons.

The plaintiff claimed damages on behalf of itself and the proposed Class under the pertinent liability provisions of the Ontario *Securities Act*, RSO 1990, c S.5, and the securities legislation of the other Canadian jurisdictions.

A dismissal of this action means that it is not going forward, and it will no longer be pursued.

Dismissal of the action means that any applicable limitation periods in respect of these claims, which may have been suspended, began running again on the date of the Order, and will ultimately expire (if they have not already done so).

If you are/were a member of the proposed Class, you should seek legal advice regarding the impact of the Order on your rights immediately.

Should you have any questions, please do not hesitate to contact KND Complex Litigation at contact@knd.law or 416-537-3529.