

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE MADAM)
)
JUSTICE RADY)

MONDAY, THE 18th DAY
OF OCTOBER, 2017
December

BETWEEN:

KIRK BRANT

Plaintiff



and:

DE BEERS CANADA INC., DB INVESTMENTS, INC, DE
BEERS S.A., DE BEERS CONSOLIDATED MINES, LTD., DE
BEERS UK LIMITED (f/k/a THE DIAMOND TRADING
COMPANY LIMITED), CSO VALUATIONS A.G., and DE
BEERS CENTENARY A.G.

Defendants

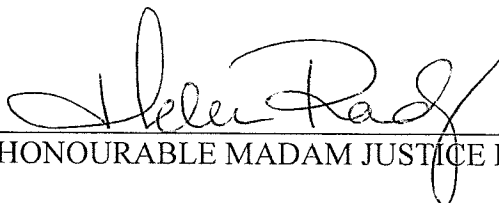
Proceeding under the *Class Proceedings Act, 1992*

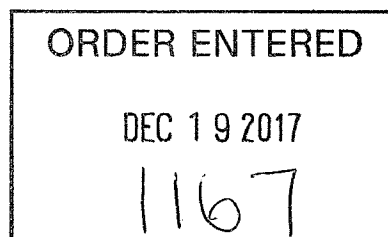
**ORDER
(Fee Approval)**

THIS MOTION, made by Class Counsel for an Order approving the payment of Class Counsel legal fees and disbursements was heard this day at the Court House, 80 Dundas Street, London, Ontario.

ON READING the materials filed including the affidavits of Kirk Brant and Linda Visser sworn October 19 and 26, 2017 respectively and on hearing the submissions of Class Counsel;

1. **THIS COURT ORDERS** that the retainer agreement entered into with the Representative Plaintiff, Kirk Brant, is hereby approved pursuant to section 32(2) of the *Class Proceedings Act, 1992*.
2. **THIS COURT ORDERS** that Class Counsel legal fees in the amount of \$2,350,000 and disbursements in the amount of \$512,709.14 plus applicable taxes are approved.
3. **THIS COURT ORDERS** that the Class Counsel legal fees, disbursements, and applicable taxes are to be paid from the settlement amount, payable pursuant to the terms of the Settlement Agreement.
4. **THIS COURT ORDERS** that this Order is contingent on a parallel or equivalent order being made by the British Columbia Supreme Court in *Fairhurst v. De Beers Canada Inc., et al.*, Court File No. S071269 and the Quebec Superior Court in *Sanderson v. De Beers Canada Inc., et al.*, Court File No. 500-06-000571-113.
5. **THIS COURT ORDERS** that the time for the filing and serving of the motion record is hereby abridged.


THE HONOURABLE MADAM JUSTICE RADY



**ONTARIO
SUPERIOR COURT OF JUSTICE**

Proceeding commenced at London

Proceeding under the *Class Proceedings Act, 1992*

ORDER
Approval of Class Counsel Fees and Disbursements

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