



SUPERIOR COURT OF JUSTICE

COUNSEL SLIP

COURT FILE NO.: BK 21 02734090 0031 DATE: 29 July 2022

NO. ON LIST: _____

TITLE OF PROCEEDING: YSL v YG, Concord etal

BEFORE JUSTICE: Gilmore

PARTICIPANT INFORMATION

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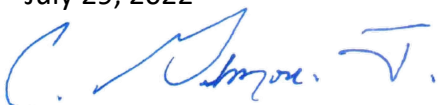
ENDORSEMENT OF JUSTICE GILMORE:

Despite efforts by counsel and this Court, the issue of the Proposal Trustee's indemnification for fees related to the proposed arbitration of this matter cannot be resolved. The issue is whether such fees are "reasonably incurred" pursuant to the section 3.02 of the Proposal. The parties have differing views on whether the fees for arbitration must be funded by Concord as Proposal Sponsor.

Counsel agree that a half-day motion is required. A timetable was established today and is binding on all parties as follows:

- 1. The motion is set for October 17, 2022 at 10:00 a.m. for one-half day.**
2. KSV will deliver its motion material by August 19, 2022.
3. Concord will deliver its responding materials by September 7, 2022.
4. All other parties (who are participating in the motion) will deliver responding material by September 19, 2022.
5. KSV will deliver its reply materials by September 26, 2022 and its factum by October 3, 2022.
6. Responding factums to be delivered by October 7, 2022.
7. While no timetable was set for cross-examinations, this schedule is not intended to exclude cross-examinations.

July 29, 2022



Justice C. Gilmore