

C A N A D A

PROVINCE OF QUÉBEC
DISTRICT OF MONTREAL

S U P E R I O R C O U R T

N° 500-17-085766-148

RESSOURCES STRATECO INC.

Plaintiff / Petitioner

c.

LA PROCUREURE GÉNÉRALE DU QUÉBEC

Defendant / Respondent

PLAINTIFF'S MOTION TO PROLONG THE DEADLINE TO INSCRIBE FOR PROOF AND HEARING
(Article 110.1 C.C.P)

**TO ONE OF THE HONOURABLE JUDGES OF THE SUPERIOR COURT SITTING IN CHAMBERS IN
AND FOR THE DISTRICT OF MONTREAL, PLAINTIFF RESPECTFULLY SUBMITS:**

1. Plaintiff seeks an amount of \$189,987,663.00 from Defendant for loss of its investments in the Matoush Project following the wrongful conduct of the Minister of Development, Environment, and Fight against Global Warming and the Government of Quebec, the whole as appears from the Court file;
2. The deadline to inscribe this case for proof and hearing expires on June 9, 2015;
3. For the reasons set out hereinafter, the file will not be ready to inscribe for proof and hearing on June 9, 2015;
4. On January 30, 2015, Defendant argued a contested motion to transfer the file to the judicial district of Quebec before the Honourable Justice Gérard Dugré, j.c.s. On the same occasion, Plaintiff also argued a motion *de bene esse* to transfer the file to the judicial district of Longueuil;
5. Judgment on these motions to transfer the file to another judicial district has not yet been rendered;
6. In the meantime, the parties have worked together to advance the file;
7. On February 18, 2015, Plaintiff communicated to Defendant its response to the four requests for particulars which had been put forward;
8. Following some additional inquiries, Plaintiff communicated financial documents and information to Defendant;

9. Defendant had also announced a motion to strike some of the allegations of the Motion to Institute Proceedings. The parties discussed this demand and agreed that Plaintiff would strike paragraph 72 of the Motion to Institute Proceedings;
10. Defendant also elected not to examine the representatives of Plaintiff before filing of its Plea and will proceed to said examinations after filing of its Plea;
11. Defendant will file its Plea and exhibits at the latest on June 26, 2015;
12. The parties have also agreed to an Agreement as to the Conduct of the Proceedings which is attached herewith as **Exhibit R-1**;
13. As such, Plaintiff respectfully requests that the deadline to inscribe for proof and hearing be postponed to October 26, 2015;

FOR THESE REASONS, MAY IT PLEASE THE COURT:

GRANT the present motion;

PROLONG the deadline to inscribe the present case for proof and hearing to October 26, 2015;

THE WHOLE without cost, save in case of contestation.

MONTREAL, this 14th day of May 2015

(S) IRVING MITCHELL KALICHMAN LLP

IRVING MITCHELL KALICHMAN LLP
Attorneys for Plaintiff/Appellant
RESSOURCES STRATECO INC.

C A N A D A

PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

N° 500-17-085766-148

S U P E R I O R C O U R T

RESSOURCES STRATECO INC.

Plaintiff / Petitioner

c.

LA PROCUREURE GÉNÉRALE DU QUÉBEC

Defendant / Respondent

LIST OF EXHIBITS

Exhibit R-1 : Agreement as to the Conduct of the Proceedings dated May 13, 2015.

MONTREAL, this 14th day of May 2015

(S) IRVING MITCHELL KALICHMAN LLP

IRVING MITCHELL KALICHMAN LLP
Attorneys for Plaintiff/Appellant
RESSOURCES STRATECO INC.

C A N A D A

PROVINCE OF QUÉBEC
DISTRICT OF MONTRÉAL

N° 500-17-085766-148

S U P E R I O R C O U R T

RESSOURCES STRATECO INC.

Plaintiff / Petitioner

c.

LA PROCUREURE GÉNÉRALE DU QUÉBEC

Defendant / Respondent

R-1

C A N A D A

PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

N° 500-17-085766-148

S U P E R I O R C O U R T

RESSOURCES STRATECO INC

Plaintiff

c.

LA PROCUREURE GÉNÉRALE DU QUÉBEC

Defendant

AGREEMENT AS TO THE CONDUCT OF PROCEEDINGS
(Article 151.1 C.C.P.)

Date of service of the Motion to Institute Proceedings:	December 11, 2014
Date of initial presentation <i>pro forma</i> :	January 13, 2015
Deadline to inscribe:	June 9, 2015

PROCEEDINGS	DEADLINE
1. Presentation of preliminary motions against the Motion to Institute Proceedings:	<u>Completed for that which could be done by consent</u>
2. Service and filing of Plea and communication of exhibits:	June 26, 2015
3. Examination on discovery after Plea of two representatives of Plaintiff, namely Mr. Guy Hébert and Mr. Yvon Robert:	July 24, 2015
4. Examination on discovery after Plea of representatives of the Ministry of Development, Environment, and Fight against Global Warming and the Government of Quebec:	September 25, 2015
5. Communication of the undertakings following the examinations on discovery after Plea of Mr. Guy Hébert, Mr. Yvon Robert and the representatives of the Ministry of Development, Environment, and Fight against Global Warming and the Government of Québec:	October 16, 2015
6. Debate on objections raised during examinations on discovery, if any:	To be determined

PROCEEDINGS	DEADLINE
7. Service and filing by Plaintiff of Answer, Inscription for Proof and Hearing, Declaration under article 274.1 C.C.P., additional exhibits and proceedings under article 403 C.C.P. :	October 26, 2015
8. Service and filing by Defendant of Declaration under article 274.2 C.C.P., additional exhibits and proceedings under article 403 C.C.P.:	At the latest 30 days following due service of due Inscription for Proof and Hearing
9. Filing of Joint Declaration that file is complete	At the latest 30 days following due service of due Inscription for Proof and Hearing

MONTREAL, this 13th day of May 2015

(S) IRVING MITCHELL KALICHMAN LLP

IRVING MITCHELL KALICHMAN LLP
Attorneys for Plaintiff
RESSOURCES STRATECO INC.

QUÉBEC, this 13 day of May 2015

(S) CHAMBERLAND GAGNON

CHAMBERLAND, GAGNON (JUSTICE-QUÉBEC)
Attorneys for Defendant
LA PROCUREURE GÉNÉRALE DU QUÉBEC