



Court File No. CV-22-00676682-00CP

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE )  
JUSTICE E.M. MORGAN )

FRIDAY, THE 28<sup>TH</sup>  
DAY OF JUNE, 2024

B E T W E E N :

IZABELA PRZYBYLSKA

Plaintiff

- and -

GATOS SILVER, INC., STEPHEN ORR, ROGER JOHNSON, PHILIP PYLE, THE ELECTRUM  
GROUP LLC, ELECTRUM SILVER US LLC, and ELECTRUM SILVER US II LLC

Defendants

Proceeding under the *Class Proceedings Act, 1992*

**ORDER  
(CLASS COUNSEL FEES)**

**THIS MOTION**, made by the Plaintiff for, *inter alia*, an Order approving the retainer agreement between the Plaintiff and Eighty-One West Law Professional Corporation, Camp Fiorante Matthews Mogergerman LLP and Siskinds LLP ("**Class Counsel**"), and approving the payment of fees, disbursements and applicable taxes to Class Counsel, was heard this day by Zoom in Toronto, Ontario.

**ON READING** the materials filed and submissions of Class Counsel;

1. **THIS COURT ORDERS** that, pursuant to section 32 of the *Class Proceedings Act, 1992*, SO 1992 c 6 ("**CPA**"), the retainer agreement between the Plaintiff and Class Counsel is approved.

Entered July 2, 2024

2. **THIS COURT ORDERS** that, pursuant to section 33 of the *CPA*, Class Counsel's fees and disbursements are approved and payable to Class Counsel as a first charge on the Settlement Amount, in the following amounts:

- (a) \$250,000 for legal fees payable in connection with the Tetra Tech Settlement Agreement;
- (b) \$32,500 for taxes on legal fees payable in connection with the Tetra Tech Settlement Agreement;
- (c) US\$750,000 for legal fees payable in connection with the Gatos Settlement Agreement;
- (d) US\$97,500 for taxes on legal fees payable in connection with the Gatos Settlement Agreement;
- (e) \$325,544.15 for disbursements;
- (f) \$42,276.66 for taxes on disbursements; and
- (g) \$20,361.12 for interest on disbursements.



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**Morgan J.**

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

Proceeding commenced at Toronto

Proceeding under the *Class Proceedings Act, 1992*

**ORDER  
(CLASS COUNSEL FEES)**

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