

Court File No. CV-17-11772-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
(Commercial List)**

THE HONOURABLE) WEDNESDAY, THE 30th
)
JUSTICE PENNY) DAY OF MARCH, 2022

B E T W E E N:

(Court Seal)

THE RUSSIAN FEDERATION

Applicant

- and -

LUXTONA LIMITED

Respondent

APPLICATION UNDER *the International Commercial Arbitration Act 2017, SO 2017, c 2, Sched 5, Articles 16 and 34 of the UNCITRAL Model Law on International Commercial Arbitration in Schedule 2 to the International Commercial Arbitration Act 2017, and Rule 14.05 of the Rules of Civil Procedure, RRO 1990 Reg 19*

**ORDER
REMOVING TORYS LLP
AS LAWYERS OF RECORD**

THIS MOTION, made by lawyers to the Applicant, Torys LLP, was heard this day by videoconference.

ON READING the Motion Record and on hearing the submissions of the lawyer(s) for the parties and the submissions of the Applicant,

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1. THIS COURT DECLARES AND ORDERS that Motion Record has been validly served on the Applicant;
2. THIS COURT ORDERS THAT Torys LLP, John Terry and Emily Sherkey are removed as lawyers of record for the Applicant.
3. THIS COURT ORDERS THAT the Applicant shall, within 60 days after being served with the Order removing Torys as lawyers of record:
 - (a) Appoint a new lawyer of record by serving a Notice under Rule 15.03(2) of the *Rules of Civil Procedure*; or
 - (b) Serve a Notice of Intention to Act in Person pursuant to Rule 15.03(3) of the *Rules of Civil Procedure*; and
4. THIS COURT ORDERS THAT if the Applicant fails to comply with paragraph 3 of this Order:
 - (a) the court may dismiss the proceeding; and
 - (b) in an appeal,
 - (i) a judge of the appellate court may, on motion, dismiss an appeal by the Applicant, or
 - (ii) the court hearing the appeal may deny the Applicant the right to be heard.
5. THIS COURT ORDERS that a copy of this Order shall be sent by email to the Applicant to akondakov@iclp.pro, smorozov@iclp.pro and mvinogradov@iclp.pro and that, once sent, the Order shall be deemed fully, finally and properly served on the Applicant.

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6. THIS COURT ORDERS that the Russian Federation may serve any Notice under Rules 15.03(2) or 15.03(3) on Torys by email to jterry@torys.com and on Luxtona Limited by email to agarwalr@bennettjones.com.

7. THIS COURT DECLARES THAT future correspondence with the Applicant may be addressed to:

Mr. Mikhail Vinogradov
Director General
General Department of International Legal Cooperation
Prosecutor General's Office of the Russian Federation
Bolshaya Dmitrovka, 15a GSP-3
Moscow 125993 Russia

International Centre for Legal Protection
Krasnopresnenskaya Nab. 12
Moscow 123610 Russia
Mr. Andrey Kondakov
Mr. Sergey Morozov

A handwritten signature in blue ink, appearing to read 'R. J.', is written above a horizontal line.

(Signature of judge, officer or registrar)

THE RUSSIAN FEDERATION v. LUXTONA LIMITED
Applicant Respondent

**ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

Proceeding commenced at TORONTO

**ORDER
REMOVING TORYS LLP
AS LAWYERS OF RECORD**

Torys LLP

79 Wellington St. W., 30th Floor
Box 270, TD South Tower
Toronto, ON M5K 1N2

John Terry (LSO #: 32078P)
Tel: 416-865-8245
jterry@torys.com

Emily Sherkey (LSO #: 67932D)
Tel: 416.865.8165
esherkey@torys.com