

**ONTARIO
SUPERIOR COURT of JUSTICE**

THE HONOURABLE JUSTICE *BROWN*
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)

WEDNESDAY THE 19TH DAY OF JULY, 2006

B E T W E E N :

**MORRIS & CLAMAN ASSOCIATES LTD. carrying on business as VINE MAPLE
MUSIC and ABSOLUTE PRODUCTIONS Inc. carrying on business as
COPYRIGHT MUSIC AND VISUALS**

Plaintiffs

- and -

THE CANADIAN BROADCASTING CORPORATION

Defendant

O R D E R

THIS MOTION, made by the plaintiffs to compel answers to undertakings and questions improperly refused in the course of the examination for discovery of the representative of the defendant dated March 15 and March 16, 2006, was heard this day at 50 Eagle Street West, Newmarket, Ontario.

UPON READING the Motion Record including the affidavit of Deanna Gardiner, and the transcripts of the examinations for discovery of Tony Agostini dated March 15 and March 16, 2006, and upon being advised of the consent of the parties,

1. THIS COURT ORDERS that the defendant shall answer the following undertakings no later than August 15, 2006: questions 589, 721, 722, 881, 882,

883, 886, 891, 936, 1009, 1011, 1012, 1013, 1019, 1021, 1025, 1032, 1040, 1097, 1177, 1179, 1253 and 1267.

2. THIS COURT ORDERS that the defendant shall answer the following undertakings no later than August 31, 2006: questions 155 and 802.

3. THIS COURT ORDERS that the defendant shall answer the following questions previously refused no later than August 15, 2006: 43, 45, 57, 61, 82, 120, 135, 170, 176, 179, 191, 200, 204, 210, 567, 569, 570, 571 and 619.

4. THIS COURT ORDERS that the balance of the motion related to the following questions refused: 24, 85, 107, 148, 169, 177, 195, 201, 205, 211, 223, 435, 544, 553, 565, 574, 599, 620, 621, 629, 631, 652, 723, 724, 910, 943, 951, 1173, 1201, 1221, 1231 and 1257 any re-attendance related to further answers to undertakings and questions ordered to be answered is adjourned to a date to be fixed by the trial co-ordinator.

5. THIS COURT ORDERS that the costs of the motion shall be reserved to the Judge hearing the balance of the motion.

W J Brown J.

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MORRIS & CLAMAN ASSOCIATES v. CANADIAN BROADCASTING CORPORATION

SUPERIOR COURT OF JUSTICE

Proceeding commenced at Newmarket

ORDER

KEVIN E. KEMP
97 Victoria Street East
2ND Floor
Alliston, Ontario
L9R 1G7
LSUC NO. 31912U
Tel: 705-434-0096
Fax: 705-434-0097
Solicitor for the plaintiffs