

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE )

JUSTICE PAUL M. PERELL )

now DAY, THE 19th  
DAY OF AUGUST, 2019



BETWEEN:

**PETER GRADJA**

Plaintiff

- and -

**BARRICK GOLD CORPORATION**

Defendant

Proceeding under the *Class Proceedings Act, 1992*

**ORDER**

**THIS MOTION**, brought by the Plaintiff seeking an order granting him leave to dismiss this action without costs, approving the dismissal of this action on those terms pursuant to section 29(1) of the *Class Proceedings Act, 1992*, S.O. 1992, c. 6 (the “CPA”), and providing for notice of the dismissal pursuant to section 29(4) of the CPA, was read this day at the Courthouse located at Osgoode Hall, 130 Queen Street West, Toronto, Ontario.

**ON READING** the Motion Record of the Plaintiff, including the affidavit of Eli Karp sworn July 30, 2019 and corresponding exhibits;

**AND ON BEING ADVISED** of the consent of all parties to this order;

1. **THIS COURT ORDERS** that leave be granted for a dismissal of this action on consent.
2. **THIS COURT ORDERS** that that this action be and is hereby dismissed without costs payable by any party to another;
3. **THIS COURT ORDERS** that Morganti & Co., P.C., counsel for the Plaintiff, will provide notice of the dismissal of this action by posting: (1) a short notice on its website at [www.MorgantiCo.com](http://www.MorgantiCo.com), substantially in the form attached hereto as **Schedule "A"**, stating the facts relating to the dismissal; and (2) a copy of this Order on its website.
4. **THIS COURT ORDERS** that there shall be no costs of this motion.

ENTERED AT / INSCRIPT A TORONTO  
ON / BOOK NO:  
LE / DANS LE REGISTRE NO:

  
The Honourable Justice Paul M. Perell

AUG 20 2019

PER/PAR



# **SCHEDULE "A"**

**NOTICE OF DISMISSAL OF ONTARIO SUPERIOR COURT  
OF JUSTICE COURT FILE NO. CV-18-609766-00CP  
AGAINST BARRICK GOLD CORPORATION**

A shareholder lawsuit commenced in July of 2018 against Barrick Gold Corporation (“Barrick”) in the Ontario Superior Court of Justice was dismissed by Order of the Court on [●].

The lawsuit was commenced as a proposed securities class action under the *Class Proceedings Act*, 1992, S.O. 1992, c. 6, alleging claims under the *Securities Act*, R.S.O. 1990, c. S.5 and pursuant to the common law. The proposed Class was defined as all persons and entities, other than certain Excluded Persons, who purchased shares of Barrick’s equity securities between February 15, 2017 and April 24, 2017 (the “Class Period”) and who held some or all of those securities at the close of trading on April 24, 2017.

The Plaintiff, Peter Gradja, claimed damages arising from alleged misrepresentations in disclosure documents released by Barrick during the Class Period pertaining to its operations in Argentina and corresponding gold production and cash cost guidance, which were allegedly corrected beginning on April 24, 2017.

A dismissal of the lawsuit means that it is not going forward or being pursued.

If you are/were relying on this action to protect your rights, you should seek your own legal advice immediately.

Dismissal of the action means that any applicable limitation periods in respect of these claims, which may have been suspended, began running again on the date of the Order, and will ultimately expire (if they have not already done so).

Should you have any questions, please do not hesitate to contact Morganti & Co., P.C. at [info@morgantilegal.com](mailto:info@morgantilegal.com) or (647) 344-1900.

**PETER GRADJA**  
Plaintiff

- and -

**BARRICK GOLD CORPORATION**  
Defendant

Court File No.: CV-18-609766-00CP

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**  
**PROCEEDING COMMENCED AT WINDSOR**

**ORDER**

**MORGANTI & CO., P.C.**  
21 St. Clair Ave. East, Suite 1102  
Toronto, ON M4T 1L9

**Hadi Davarinia** (LSO#: 70266P)  
Tel: (647) 344-1900 Ext. 5  
Fax: (416) 352-7638  
hdavarinia@morgantilegal.com

*Lawyer for the Plaintiff*