

Court of Appeal File No. CA037429
Supreme Court File No. S078139
Registry: Vancouver

COURT OF APPEAL

BETWEEN:

CANADIAN FOREST PRODUCTS LTD.

Respondent
(Appellant)

AND:

FOREST APPEALS COMMISSION

Appellant
(Respondent)

AND:

HER MAJESTY THE QUEEN IN RIGHT OF
THE PROVINCE OF BRITISH COLUMBIA

Respondent
(Respondent)

ORDER

BEFORE:

THE HONOURABLE MADAM JUSTICE ROWLES

IN CHAMBERS ON the 10th day of December, 2009.

THE APPLICATION OF the Appellant Forest Appeals Commission for leave to appeal from the Judgment of the Honourable Mr. Justice Groves of the Supreme Court of British Columbia pronounced the 30th day of July, 2009, coming on for hearing this day in Vancouver, British Columbia;

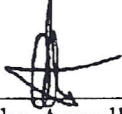
AND ON HEARING Catherine Boies Parker, counsel for the Appellant Forest Appeals Commission, Anthony K. Fraser, counsel for the Respondent Her Majesty the Queen in Right of British Columbia, and John J.L. Hunter, Q.C. and Mark S. Oulton, counsel for the Respondent Canadian Forest Products Ltd.;

AND ON READING the materials filed herein;

THIS COURT ORDERS that leave to appeal from the Judgment of the Honourable Mr. Justice Groves of the Supreme Court of British Columbia pronounced the 30th day of July, 2009, at Vancouver, British Columbia, is granted.


APPROVED AS TO FORM:

BY THE COURT



Counsel for the Appellant
Forest Appeals Commission

Deputy Registrar



Counsel for the Respondent
Canadian Forest Products Ltd.



Counsel for the Respondent
Her Majesty the Queen in Right of
The Province of British Columbia



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FEB 05 2010
VANCOUVER
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