

**Mining and Lands  
Commissioner**

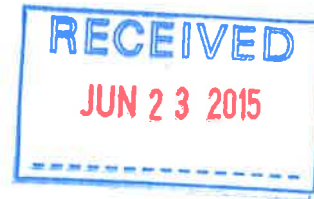
Box 330  
24th Floor  
700 Bay Street  
Toronto, Ontario  
M5G 1Z6

Tel. No.: (416) 314-2320  
Fax No.: (416) 314-2327

**Commissaire aux mines et  
aux terres**

C.P. 330  
700, rue Bay  
24<sup>e</sup> étage  
Toronto (Ontario)  
M5G 1Z6

Téléphone : (416) 314-2320  
Télécopieur : (416) 314-2327



REFER OUR FILES MA 011-14  
MA 012-14

**REGULAR MAIL**

Mr. Matthew Fleming  
Dentons Canada LLP  
77 King St. W., Suite 400  
Toronto, Ontario M5K 0A1

June 19, 2015

Mr. Richard Butler  
Willms & Shier  
4 King St. W., Suite 900  
Toronto, Ontario M5H 1B6

Dear Sirs:

Re: Noront Resources Ltd. v.  
KWG Resources Inc. & Canada Chrome Corporation &  
KWG Resources Inc. & Canada Chrome Corporation v.  
Noront Resources Ltd.

Enclosed please find the Mining and Lands Commissioner's Order To File documentation in the above-noted matters. As per Rule 4.07(3) of the Rules of Civil Procedure, **please cirlox bind any submissions.**

If you have any questions, I can be reached (416) 314-2324.

Yours very truly,

A handwritten signature in blue ink, appearing to read "Daniel E. Pascoe".

Daniel E. Pascoe  
Registrar

DEP/dj  
Encl.

c.c. Mr. Tony Scarr, MNDM



# The Mining and Lands Commissioner Le Commissaire aux mines et aux terres

File No. MA 011-14  
MA 012-14

L. Kamerman )  
Mining and Lands Commissioner )

Friday, the 19th day  
of June, 2015.

## THE MINING ACT

### IN THE MATTER OF

Mining Claims P-4256490 and 4256491, situate in the BMA 527 862 Area, staked by Mr. Ken William Pye and recorded in the name of Canada Chrome Corporation (CCC) on the 21st day of June, 2011, as to a 100% interest and P-4256492, situate in the BMA 527 861 Area, staked by Mr. Ken William Pye and recorded in the name of Resources KWG Inc./KWG Resources Inc. (KWG) on the 21st day of June, 2011, all situate in the Porcupine Mining Division as to a 100% interest, (hereinafter referred to as the “CCC/KWG Mining Claims”);

### AND IN THE MATTER OF

Filed Only Mining Claims 4265631 to 4265636, both inclusive, situate in the BMA 527 862 Area and 4255731, situate in the BMA 527 861 Area, all in the Porcupine Mining Division, staked on the 17th day of June, 2011, by Mr. Mark Wabasse and Mr. Frank Mekanak, respectively, to have been recorded in the name of Noront Resources Ltd., (Noront) as to a 100% interest, (hereinafter referred to as the “Noront Filed Only Mining Claims”);

### AND IN THE MATTER OF

Filed Only Mining Claims 4256496 and 4256497, situate in the BMA 526862 Area, in the Porcupine Mining Division, staked on the 29th day of June, 2011 by Mr. Chris Barrette and Mr. Corey Cassitat, respectively, to have been recorded in the name of KWG and Filed Only Mining Claim 4256498, situate in the BMA 527 861 Area, in the Porcupine Mining Division, staked on the 29th day of June, 2011, by Mr. Shay Simon, to have been recorded in the name of CCC, as to a 100% interest, (hereinafter referred to as the “CCC/KWG Filed Only Mining Claims”);

**B E T W E E N:**

NORONT RESOURCES LTD.

Appellant/  
Respondent by Cross-Appeal

- and -

CANADA CHROME CORPORATION AND  
RESSOURCES KWG INC./KWG RESOURCES INC.

Respondents/  
Appellants by Cross-Appeal

**AND IN THE MATTER OF**

An appeal pursuant to subsection 112(1), of the **Mining Act**, filed by Noront Resources Ltd. on the 22nd July, 2014, from the Decision of the Provincial Mining Recorder, Ministry of Northern Development and Mines, dated the 24th day of June, 2014, concerning a dispute determined pursuant to subsection 48(1) of the **Mining Act**;

**AND IN THE MATTER OF**

A Notice of Cross-Appeal filed by Canada Chrome Corporation dated the 24th day of July, 2014 from the decision of the aforementioned Decision of the Provincial Mining Recorder, dated the 24th day of June, 2014 and the appeal of Noront Resources Ltd., particulars of which were received by the tribunal on the 5th day of August, 2014;

**AND IN THE MATTER OF**

Sections 26, 44, 48 and 126 of the **Mining Act** and O.Reg. 43/11;

**ORDER TO FILE**

**WHEREAS** Noront Resources Ltd. (Noront) is seeking an Order from the Mining and Lands Commissioner (the tribunal) setting aside the Order of the Provincial Mining Recorder, that all or certain applications to record the Filed Only Noront Mining Claims be recorded, that no dispute may be filed by Canada Chrome Corporation (CCC) or KWG Resources Inc. (KWG) and that the CCC/KWG Filed Only Mining Claims be refused;

**AND WHEREAS BY CROSS-APPEAL** CCC and KWG seek an Order of the tribunal dismissing the appeal of Noront and that the Reasons and Decision of the Provincial Mining Recorder be amended by:

- 1) declaring that the Applications to Record the Filed Only Noront Mining Claims are void, having been staked contrary to the **Mining Act** and O.Reg. 43/11 **AND FURTHER** be struck as "Filed Only" mining claims;

- 2) declaring that Noront, Mr. Eric Mosely, Exploration Manager, Noront, Messrs. Mark Wabasse and Frank Mekanak are in violation of the **Act** and O. Reg. 43/11 for filing false and/or incomplete Applications to Record Mining Claims;
- 3) declaring Noront, Messrs. Mosely, Wabasse and Mekanak are subject to the appropriate fines, suspension of their respective prospecting licenses, and/or further penalties under the **Mining Act**, with particular reference to s. 26, 44 and 126 of the **Act**;

**OR IN ALTERNATIVE** an Order refusing the Noront Filed Only Mining Claims and accepting and recording the CCC/KWG Filed Only Mining Claims;

**AND WHEREAS** both Noront in its appeal and CCC and KWG seek an Order of the tribunal awarding their costs in this proceeding **AND** costs in the proceeding before the Provincial Mining Recorder;

**AND WHEREAS** the parties and their counsel are referred to section 113(a), of the **Mining Act**, which provides that an appeal from the decision of the Provincial Mining Recorder is by way of a new hearing whereby the tribunal will make its own findings accordingly and not amend those of the Provincial Mining Recorder;

**AND WHEREAS** the tribunal having received the materials filed by counsel for the both parties (September 12, 2014 – Appellant/Respondent by Cross-Appeal and September 2, 2014 – Respondents/Appellants by Cross-Appeal) has determined that it is now in a position to issue an Order to File documentation;

**UNDER** the power vested in this tribunal under clauses 116(1)(b) and (g) of the **Mining Act**, R.S.O. 1990, c. M.14;

**AND PURSUANT TO** an appeal received by this tribunal on the 22nd day of July, 2014 and a cross-appeal received by this tribunal on the 24th day of July, 2014;

1. **IT IS ORDERED** that the Appellant/Respondent by Cross-Appeal file **two copies** with the tribunal and serve one copy on the Respondents/Appellants by Cross-Appeal no later than the 20th day of July, 2015, a summary of the facts alleged, a list of both expert and lay witnesses along with a summary of their evidence, **curricula vitae** of expert witnesses, correspondence, maps, photographs, certified copies of instruments, copies of reports of experts or consultants to be relied upon along with all documentation used in the preparation of such reports, such as field notes or other data, excerpts from textbooks or journals, video cassette recordings, computer program print outs, regular and digital mapping, data which is recorded or stored electronically that can be read by a computer system, any portable or transportable memory devices including, but not limited to, compact disks and digital video disks, power point presentations, and if appropriate, verifiable G.P.S. readings/reports, verifiable seismic testing results, and any other material or thing to be relied upon.

2. **IT IS FURTHER ORDERED** that the Respondents/Appellants by Cross-Appeal file **two copies** with the tribunal and serve one copy on the Appellant/Respondent by Cross-Appeal no later than the 20th day of August, 2015, the facts that the Respondents/Appellants by Cross-Appeal admit, the facts that the Respondents/Appellants by Cross-Appeal deny and any other facts that the Respondents/Appellants by Cross-Appeal allege, a list of both expert and lay witnesses along with a summary of their evidence, **curricula vitae** of expert witnesses, correspondence, maps, photographs, certified copies of instruments, copies of reports of experts or consultants to be relied upon along with all documentation used in the preparation of such reports, such as field notes or other data, excerpts from textbooks or journals, video cassette recordings, computer program print outs, regular and digital mapping, data which is recorded or stored electronically that can be read by a computer system, any portable or transportable memory devices including, but not limited to, compact disks and digital video disks, power point presentations, and if appropriate, verifiable G.P.S. readings/reports, verifiable seismic testing results, and any other material or thing to be relied upon.

**AND TAKE NOTICE** that the tribunal may upon its own initiative or upon request by any party to these proceedings determine that a pre-hearing conference, to be held either in person or by telephone conference call, would be beneficial for any reason set out on the attached Schedule to this Order, and where the tribunal determines that a pre-hearing conference will be held prior to the dates for filing set out above, the tribunal will notify the parties and the order to file documents will be placed in abeyance pending completion of the pre-hearing conference.

**DATED** this 19th day of June, 2015.



L. Kamerman  
MINING AND LANDS COMMISSIONER

## SCHEDULE

A Pre-Hearing Conference by telephone conference call or in person may be held for any or all of the following reasons:

1. discuss and determine the facts, if any, over which there is no dispute between the parties;
2. discuss and determine the issues in dispute;
3. discuss and determine the filing of additional evidence, if any, in support of the dispute and determine dates by which such material shall be filed;
4. discuss and determine the nature and extent of expert evidence, if any, the issues to which such evidence would pertain and determine the dates for filing of resumes of such expert witnesses;
5. discuss and determine a list of witnesses and the procedures to be used at the hearing for the presentation of evidence;
6. discuss and determine exhibits to be filed by the parties and determine a means of referring to such exhibits to obviate the need to re-file such materials as exhibits at the hearing; and
7. discuss and determine any other matters raised by the parties at the Pre-Hearing Conference.