

FORM 109
(RULE 22-2 (2) AND (7))

This is the 1st Affidavit
of Becky Cook in this case
and was made on 7/Mar/2024

NO. S236214
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

1392752 B.C. LTD.

PLAINTIFF

AND:

SKEENA SAWMILLS LTD.
SKEENA BIOENERGY LTD. and
ROC HOLDINGS LTD.

DEFENDANT

AFFIDAVIT

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

I, Becky Cook, Legal Assistant of #202-444 Victoria Street, Kamloops, British Columbia, V2C 2A7, SWEAR (OR AFFIRM) THAT:

1. I am a legal assistant for Gibraltar Law, solicitors for the Interior Logging Association herein, and as such I have personal knowledge of the matters hereinafter deposed to, save and except where stated to be on information and belief, and where so stated I verily believe the same to be true.
2. Our client, the Interior Logging Association, is a non-profit society incorporated to advance the interest of logging contractors in the interior of British Columbia. It has existed for more than 40 years. It has approximately 300 members. Attached and marked as **Exhibit "A"** to this Affidavit is the constitution of the Interior Logging Association in its present form.

3. When the Bill 28 "Forestry Revitalization Plan" of the government became law in or about 2004, our firm was involved (on behalf of interior contractors) in respect of the government compensation scheme. The formula for paying compensation was somewhat complicated, but there was a cap of \$10 per m3 for full phase replaceable volume lost in the interior, and a \$16 per m3 on the coast. Generally, compensation in the interior was paid out at this cap. And, generally, that \$10 per m3 became the new benchmark used by contractors when replaceable contracts were being bought and sold. Over the years, our law firm has been involved in a number of such purchases or sales.
4. Based on my recent experience, these interior replaceable contracts sell for no less than \$10 per m3, and often for higher sums.

SWORN (OR AFFIRMED) BEFORE ME)
 at Kamloops, British Columbia)
 on 7/Mar/2024)
)
)
 _____)
 A Commissioner for taking)
 Affidavits for British Columbia)



BECKY COOK

JOHN M. DRAYTON
 Lawyer and Notary Public
 #202 - 444 Victoria Street
 Kamloops, BC V2C 2A7
 PH: 250-374-3737 FAX: 250-374-0035



CERTIFIED COPY
Of a document filed with the
Province of British Columbia
Registrar of Companies

Carol Prest

CAROL PREST

CONSTITUTION

BC Society • Societies Act

NAME OF SOCIETY: **INTERIOR LOGGING ASSOCIATION**

Incorporation Number: S0018087
Business Number: 10751 0125 BC0001
Filed Date and Time: May 27, 2019 12:01 PM Pacific Time

The name of the Society is INTERIOR LOGGING ASSOCIATION

The purposes of the Society are:

SOCIETIES ACT INTERIOR LOGGING ASSOCIATION CONSTITUTION

1. The name of the Society is the "Interior Logging Association" (the "Society").
 2. The purposes of the Society are:
 - a. To be the voice of the independent logging and trucking contractor throughout the Province of British Columbia;
 - b. Through a strong alliance with other organizations, and in co-operation with government, first nations, forest licensees, and other stakeholders, to:
 - (i) ensure a healthy, sustainable and vibrant forest resource;
 - (ii) encourage new ideas, concepts and techniques;
 - (iii) enhance future harvesting opportunities;
 - c. To increase public education on forestry issues by distributing accurate information which promotes and enhances the reputation of the logger and trucker as a professional businessperson;
 - d. To expand the knowledge of the independent contractor in the fields of harvesting, fibre movement, and silviculture practices;
 - e. To provide consulting and support services for its members;
 - f. To educate and assist its members concerning their compliance with the Forest and Range Practices Act and other statutes and regulations;
 - g. To advocate to the government and other agencies on initiatives, and respond to issues, that could impact the harvesting, hauling and silviculture sectors;
 - h. To provide benefit packages, scholarship programs, and training programs;
 - i. To hold conventions and trade shows, and to engage in other initiatives, as directed by the membership and the Society's Board of Directors.
- [This constitution adopted by special resolution on May 3, 2019.]

This society is a member-funded society. It is funded primarily by its members to carry on activities for the benefit of its members. On its liquidation or dissolution, this society may distribute its money and other property to its members.

This is exhibit "A" referred to in
the affidavit of BELLY COOK
made before me this
day of March 20 24

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A Commissioner for taking Affidavits
for British Columbia