

Court File No.: CV-21-00665194-00CP

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE) WEDNESDAY, THE 4th
JUSTICE E.M. MORGAN)
DAY OF FEBRUARY, 2026

**MARKO STAJIC,
MORDECAI BOBROWSKY, and KYLE YAMAMURA**

Plaintiffs

– and –

WAYLAND GROUP CORP., and BENJAMIN ALLAN WARD

Defendants

Court File no.: CV-22-00687490-00CP

**ONTARIO
SUPERIOR COURT OF JUSTICE**

B E T W E E N:

MARKO STAJIC

Plaintiffs

– and –

**SCOTT LANGILLE, GERHARD MÜLLER,
PAUL PATHAK, ERIC SILVER, MICHAEL STEIN, and JOHN DOES 1-3**

Defendants

Court File No. CV-23-00693650-00CP

**ONTARIO
SUPERIOR COURT OF JUSTICE**

B E T W E E N:

MICHAËL BORDELEAU-TASSILE

Plaintiff

– and –

**CANACCORD GENUITY CORP. and GMP SECURITIES L.P.,
~~and VIII CAPITAL CORPORATION~~**

Defendants

ORDER

THIS MOTION, made jointly by the Plaintiffs in the actions bearing Court File No. CV-21-00665194-00CP (the “**Wayland Action**”), Court File No. CV-22-00687490-00CP (the “**Stajic Action**”), and Court File No. CV-23-00693650-00CP (the “**Bordeleau-Tassile Action**”, and together with the Wayland Action and Stajic Action, the “**Actions**”) for an Order, among other things, that (i) the Actions be heard together; (ii) the Actions be certified as class proceedings, for settlement purposes only, as against Wayland Group Corp., through the Litigation Guardian (“**Wayland**”), Scott Langille, Gerhard Muller, Paul Pathak, Eric Silver, and Michael Stein (collectively, the “**Individual Settling Defendants**”), John Does 1-3, Canaccord Genuity Corp. and RF Securities Clearing LP (formerly known as GMP Securities L.P.) (together with Canaccord Genuity Corp., the “**Underwriters**”) (collectively, the “**Settling Defendants**”); (iii) the Plaintiffs in the Wayland Action and Stajic Action be granted leave to proceed under section 138.8(1) of the *Securities Act*, RSO 1990, c S.5, as amended (“**OSA**”) (and, if necessary, the equivalent provisions of the securities legislation of the other Canadian provinces and territories) as against Wayland and the Individual Settling Defendants, to commence an action under section 138.3 of the *OSA*, for settlement purposes only; (iv) fixing the date of the settlement approval hearing; and (iii) approving the form, content and method of dissemination of a Notice of Settlement Approval Hearing was heard this day at the Courthouse located at 330 University Avenue.

ON READING the materials filed, including the Settlement Agreement dated January 22, 2026 attached hereto as **Schedule “A”** (“**Settlement Agreement**”), and on hearing the submissions of counsel for the Plaintiffs, counsel for the Litigation Guardian, counsel for the Individual Settling Defendants in the Stajic Action, and counsel for the Defendants in the Bordeleau-Tassile Action;

AND ON BEING ADVISED that the Plaintiffs, the Litigation Guardian, and the Settling Defendants consent to this Order;

AND ON BEING ADVISED that attempts were made to serve Benjamin Allan Ward (“**Ward**”), who has been noted in default in the Wayland Action, with the motion materials in support of this motion and that Ward has not responded to Class Counsel’s repeated attempts to contact him;

1. **THIS COURT ORDERS** that, except as otherwise stated, the Settlement Agreement is incorporated by reference into and forms part of this Order. Capitalized terms in this Order shall have the same meaning as set forth in the Settlement Agreement.
2. **THIS COURT ORDERS** that in the event of a conflict between this Order and the Settlement Agreement, this Order shall prevail.
3. **THIS COURT ORDERS** that if the Settlement Agreement is not approved, is terminated in accordance with its terms, or otherwise fails to take effect for any reason, the orders herein shall be null and void and of no force or effect.
4. **THIS COURT ORDERS** that the Actions shall be heard together.
5. **THIS COURT ORDERS** that the Plaintiffs’ motion for orders, among other things,
 - (a) approving the Settlement Agreement;
 - (b) approving the form, method of publication and dissemination of the Notice of Settlement Approval (the “**Second Notice**”);

- (c) approving the process for receiving and evaluating the applications by Class Members for a share of, and then the distribution of, the *pro rata* shares of the Net Settlement Amount (“**Plan of Allocation**”);
- (d) dismissing the Stajic Action;
- (e) dismissing the Bordeleau-Tassile Action; and
- (f) dismissing the Wayland Action as against Wayland (but excluding Ben Ward)

will be heard on March 9, 2026 beginning at 10:00am at the courthouse located at 130 Queen Street West, Toronto Ontario, or virtually.

6. **THIS COURT ORDERS** that the Actions are certified as class proceedings, for the purpose of settlement only, pursuant to the *Class Proceedings Act, 1992*, SO 1992, c 6 (“**CPA**”), sections 2 and 5, but subject to the terms of the Settlement Agreement.

7. **THIS COURT ORDERS** that the Plaintiffs in each of the Wayland Action and the Stajic Action are granted leave to proceed under section 138.8(1) of the *OSA* (and, if necessary, the equivalent provisions of the securities legislation of the other Canadian provinces and territories) to commence an action under section 138.3 of the *OSA* (and, if necessary, the equivalent provisions of the securities legislation of the other Canadian provinces and territories).

8. **THIS COURT ORDERS** that the class certified for the purpose of settlement of the Actions is defined as (“**Settlement Class**” or “**Settlement Class Members**”):

all Persons, other than Excluded Persons, who acquired the Securities on or after December 13, 2017, and held some or all of said Securities as of the close of trading on August 2, 2019.

For the purposes of this class definition:

“**Person**” means an individual, corporation, partnership, limited partnership, limited liability company, association, joint stock company, estate, legal representative, trust, trustee, executor, beneficiary, unincorporated association, government or any political subdivision or agency thereof, and any other business or legal entity and their heirs, predecessors, successors, representatives, or assignees.

“**Excluded Persons**” means each Settling Defendant, their respective family members, and any businesses in which they have a financial interest, and any investor who falls within the certified Class definition but who validly opts-out of the Actions.

“**Securities**” means the common shares, units and warrants of Wayland and Maricann, as applicable.

9. **THIS COURT ORDERS** that the following Common Issue is common to the Settlement Class:

Did Wayland, or any of the Individual Settling Defendants or John Does 1-3, or the Underwriters, make any misrepresentation or fail to disclose a material change or material fact concerning Wayland, its operations and/or financial status, including in connection with its production facility located in Langton, Ontario and/or its Chief Executive Officer, Ben Ward, during the period of December 13, 2017 to August 2, 2019?

10. **THIS COURT ORDERS** that Marko Stajic and Kyle Yamamura are appointed as the representative plaintiffs for the Actions.

11. **THIS COURT ORDERS** that Andrew Morganti of Berger Montague Canada PC is appointed as Class Counsel for each of the Actions.

12. **THIS COURT ORDERS** that the form of Notice of Settlement Approval Hearing (the “**First Notice**”), substantially in the form attached hereto as **Schedule “B”** is approved.

13. **THIS COURT ORDERS** that the notice plan for the distribution of the First Notice and the Second Notice in these Actions (the “**Notice Plan**”) is hereby approved substantially in the

form attached hereto as **Schedule “C”**, and that all notices shall be distributed substantially in accordance with the Notice Plan.

14. **THIS COURT DECLARES** that the dissemination of the First Notice as set out in the Notice Plan is the best notice practicable under the circumstances, constitutes sufficient notice to the Class entitled to notice, and satisfies the requirements of notice pursuant to sections 17 through 22, inclusive, of the *CPA*.

15. **THIS COURT ORDERS** that the Plaintiffs are granted leave to readjust the Notice Plan from time to time as needed or desirable to improve outreach, as provided in the Notice Plan, without further order of this Court.

16. **THIS COURT ORDERS** that Class Counsel shall post the proposed Plan of Allocation at Class counsel’s website at <https://bergermontague.ca/cases/wayland-group-corp/> no later than 30 days prior to the hearing date set out in paragraph 5 hereof.

17. **THIS COURT ORDERS** that any putative Class Member may opt out of the Actions by submitting a valid opt-out form, a copy of which is attached hereto as **Schedule “D”**, to Class Counsel by March 2, 2026 (the **“Opt-Out Deadline”**). No Class Member shall be permitted to opt out of the Actions after the Opt-Out Deadline.

18. **THIS COURT ORDERS** that any Class Member who has validly opted out of the Actions is not bound by the Settlement Agreement and shall no longer participate or have the opportunity in the future to participate in the Actions or the settlement, and no further opt out shall be provided.

19. **THIS COURT ORDERS** that prior to the Settlement Approval Hearing, the Plaintiffs shall serve and file with the Court a list containing the names of each person who has validly opted out of these Actions.

20. **THIS COURT ORDERS** that Class Members who wish to file with the Court an objection or comment on the settlement shall deliver a written statement to Class Counsel, at the address indicated in the First Notice, no later than February 23, 2026.

21. **THIS COURT ORDERS** that Class Counsel is appointed, until further order of the Court, to manage the Escrow Account in accordance with sections 4.1 and 4.2 of the Settlement Agreement.

22. **THIS COURT ORDERS** that the defendant Ward, who has been noted in default in the Wayland Action and was not entitled to notice of this motion, has nevertheless been given adequate notice of this motion through Class Counsel's attempts to contact him.

23. **THIS COURT ORDERS** that there shall be no costs of this motion.

A handwritten signature in blue ink, appearing to read 'Morgan J.', is centered on the page. The signature is fluid and cursive.

MORGAN J.

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MARKO STAJIC et al.
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MICHAËL BORDELEAU-TASSILE

and
and
and

WAYLAND GROUP CORP. et al.
SCOTT LANGILLE et al.
CANACCORD GENUITY CORP. et al.

Plaintiffs

Defendants

ONTARIO
SUPERIOR COURT OF JUSTICE
PROCEEDINGS COMMENCED AT TORONTO

ORDER

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