No. 40605

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| September 21, 2023 |  | Le 21 septembre 2023 |
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| BETWEEN:  North River Insurance Company  Applicant  - and -  Vale Canada Limited (formerly known as Inco Limited and as International Nickel Company Limited), Vale Japan Limited, PT Vale Indonesia TBK and Vale Europe Limited  Respondents  AND BETWEEN:  North River Insurance Company  Applicant  - and -  Royal & Sun Alliance Insurance Company of Canada  Respondent |  | ENTRE :  North River Insurance Company  Demanderesse  - et -  Vale Canada Limited (anciennement connue sous les noms de Inco Limited et de International Nickel Company Limited), Vale Japan Limited, PT Vale Indonesia TBK et Vale Europe Limited  Intimées  ET ENTRE :  North River Insurance Company  Demanderesse  - et -  Royal & Sun Alliance du Canada, société d’assurances  Intimée |
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| JUDGMENT  The application for leave to appeal from the judgment of the Court of Appeal for Ontario, Numbers C70291, C70292, C70294 and C70297, 2022 ONCA 862, dated December 9, 2022, is dismissed with costs.  Jamal J. took no part in the judgment. |  | JUGEMENT  La demande d’autorisation d’appel de l’arrêt de la Cour d’appel de l’Ontario, numéros C70291, C70292, C70294 et C70297, 2022 ONCA 862, daté du 9 décembre 2022, est rejetée avec dépens.  Le juge Jamal n’a pas participé au jugement. |

C.J.C.

J.C.C.