

# 2010 BCSECCOM 590

**Icahn Partners LP, Icahn Partners Master Fund LP,  
Icahn Partners Master Fund II LP,  
Icahn Partners Master Fund III LP, High River Limited Partnership,  
Icahn Fund S.À R.L. and Daazi Holding B.V., 7508921 Canada Inc. and  
Ronald G. Atkey, in his capacity as sole trustee of the LGE Trust  
(collectively, the “Icahn Group”)**

**and**

**Lions Gate Entertainment Corp.**

**Section 161 of the *Securities Act*, RSBC 1996, c. 418**

<b>Panel</b>	Kenneth G. Hanna Don Rowlatt Shelley C. Williams	Commissioner Commissioner Commissioner
<b>Date of application</b>	September 2, 2010	
<b>Date of hearing</b>	October 18, 2010	
<b>Date of decision</b>	October 18, 2010	
<b>Appearing</b>		
Mark Gelowitz Allan Coleman Robert Anderson, Q.C. Teresa Tomchak	For the Icahn Group	
Mark Andrews, Q.C. Andrew Nathanson Lata Casciano	For Lions Gate Entertainment Corp.	
Shawn McColm Gordon R. Smith Leslie Rose	For the Executive Director	

## 2010 BCSECCOM 590

### Decision

- ¶ 1 The Icahn Group has made an offer to acquire all of the common shares of Lions Gate Entertainment Corp. On September 2, 2010 the Icahn group applied for an order cease-trading a shareholder rights plan adopted by the Lions Gate Board of Directors on July 1, 2010.
- ¶ 2 We heard the application today.
- ¶ 3 We granted the application and, accordingly, we ordered, under section 161(1)(b) of the *Securities Act*, RSBC 1996, c. 418, that all persons cease trading any securities issued, or to be issued, under, or in connection with, the Lions Gate shareholder rights plan, including, without limitation, any rights issued under that plan and any common shares of Lions Gate to be issued upon the exercise of those rights.
- ¶ 4 Our reasons will follow.
- ¶ 5 October 18, 2010
- ¶ 6 **For the Commission**

Kenneth G. Hanna  
Commissioner

Don Rowlett  
Commissioner

Shelley C. Williams  
Commissioner