



File: 44200-50/CMB 01-26
44200-50/CMB 01-27

October 4, 2002

DELIVERED BY FAX

Miller Thomson
Barristers & Solicitors
Robson Court
1000 – 840 Howe Street
Vancouver, BC V6Z 2M1
Attention: Ms. Wendy A. Baker

Fasken Martineau DuMoulin
Barristers and Solicitors
Suite 2100
1075 West Georgia Street
Vancouver, BC V6E 3G2
Attention: Mr. Christopher Harvey, Q.C.

Davis & Company
Barristers & Solicitors
2800 Park Place
666 Burrard Street
Vancouver, BC V6C 2Z7
Attention: Mr. John J.L. Hunter, Q.C.
Ms. Sarah P. Pike

Blake, Cassels & Graydon
Barristers & Solicitors
Suite 2600, Three Bentall Centre
PO Box 49314
595 Burrard Street
Vancouver, BC V7X 1L3
Attention: Ms. Lisa D. Hynes

Dear Sirs/Mesdames:

**APPEALS BY SUNRISE POULTRY PROCESSORS LTD. AND OTHERS AND
HALLMARK POULTRY PROCESSORS LTD. AND OTHERS FROM THE
AUGUST 15, 2000 REGULATIONS OF THE BRITISH COLUMBIA CHICKEN
MARKETING BOARD**

The British Columbia Marketing (BCMB) Panel which heard this morning's applications for a rescheduling of the appeal currently slated to be heard October 7-11 and 15-18, 2002, has instructed me to provide you with their decision as follows.

1. The hearing will now commence on Thursday, October 10, 2002.

**British Columbia
Marketing Board**

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2. Although it is currently estimated that the hearing will only take four days (October 10, 11, 15 & 16), all parties are to continue to hold October 17 & 18 open as well to ensure that the hearing will complete not later than October 18.
3. With the hearing commencing on October 10, and in view of the time estimates provided by counsel for the Appellants (see below) and Intervenor this morning, Ms. Baker will be required to call Mr. Peter Shoore out of sequence. This is acceptable to the Panel.
4. The above schedule is based on next week's Supreme Court action completing not later than Wednesday, October 9. Counsel are to advise the BCMB office immediately if it is determined that the Supreme Court action will extend into Thursday, October 10. If this occurs, the BCMB hearing will commence on Friday, October 11.
5. In granting this adjournment application, we note that Mr. Harvey will be calling only two witnesses and Ms. Baker a maximum of three. Both have indicated that little more than half a day will be adequate to hear their respective cases. A condition of this adjournment being granted is that the Appellants will be kept to their time estimates. The Appellants' respective cases must be heard in two days (albeit recognizing that Ms. Baker may have to split her case).

Yours truly,

Jim Collins
Manager
Dispute Resolution Services

cc: Ms. Christine Rickson, Executive Assistant
British Columbia Chicken Marketing Board