



June 15, 2016

British Columbia Farm Industry Review Board  
100-780 Blanshard Street  
Victoria, BC V8W 2H1

Attn: John Les, Chair;  
Jim Collins, Executive Director

Dear Sirs:

**Re: Supervisory Review – Amendments to Schedule “B” Operating Agreement for Chicken**

I am writing to respond to the letter of Wendy Baker dated June 9, 2016 in which she provides, on behalf of the Primary Poultry Processors Association of British Columbia (“PPPABC”), further submissions and a new, unsworn affidavit of Jeff MacDowell. The new submissions and affidavit address CFC’s allocations for A-139 and A-140, allocations which were made at CFC’s meeting on June 1-2, 2016. Ms. Baker subsequently requested, in a letter dated June 13, 2016, that the FIRB receive this new evidence and submissions as part of its supervisory review.

CFC opposes this request.

For one thing, the stage of the supervisory review for the filing of evidence is closed, and the panel has all of the necessary information to render its decision. The new affidavit of PPPABC does not contain information that is either new or even relevant to the supervisory review. Specifically, the allocations for periods A-139 and A-140 are not relevant to the central issue in the supervisory review – the approval of a long term framework for national chicken allocations.

Furthermore, PPPABC was not diligent in making this request. PPPABC was aware that CFC would make allocations for periods A-139 and A-140. PPPABC did not indicate at any time prior to its final submissions on May 11, 2016 that it would seek to file additional submissions and evidence following the allocation for periods A-139 and A-140, despite stating in its June 13, 2016 letter that PPPABC “predicted” the impact of the allocations.

Last, but certainly not least, FIRB’s timeline for the supervisory review contemplates a decision in June 2016. It is important for all concerned that this timeline be met. The new affidavit and

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submissions of PPPABC will jeopardize this timeline and lead to the filing of additional new evidence and submissions by CFC and other parties.

For these reasons, CFC asks that the FIRB decline the request of the PPPABC to provide the panel with additional evidence and submissions.

Yours sincerely,



Mike Dungate  
Executive Director

c. John Hunter, Q.C., Wendy Baker, Q.C., David Wilson

