

Hunter Litigation Chambers

KAARDAL/SMART/STEPHENS/OULTON/OLTHUIS/HUNTER

September 14, 2021

File No: 3211.002

BY EMAIL

BC Farm Industry Review Board
1st Floor, 780 Blanshard Street
Victoria, BV B8W 2H1

Attention: Wanda Gorsuch

Dear Sirs/Mesdames:

**Re: Supervisory Review re. Allegations of bad faith and unlawful activity:
Response to proposal to adjourn hearing**

We write further to the September 10, 2021 letter from the Chair seeking submissions on adjournment of the hearing to January/February 2022.

On September 2, 2021, we wrote to hearing counsel to express concerns related to what appeared to be insufficient time to complete the procedural steps required to be completed before commencement of the hearing on September 27, 2021. Prokam, having already incurred significant prejudice due to regulatory delays dating back to October 2017, was eager to retain the currently scheduled hearing dates if it were possible to do so without compromising the procedural fairness of the supervisory review. We suggested timelines in our September 2 correspondence in an attempt to preserve the viability of the hearing dates.

It does not appear that the procedural status of the supervisory review has materially advanced in the nearly two weeks that have elapsed since our September 2 correspondence. Accordingly, Prokam agrees that the currently scheduled hearing dates are no longer viable.

Due to previously scheduled hearings, our availability in January and February 2022 is limited to January 31-February 18.

Yours truly,

Hunter Litigation Chambers

Per:



Claire E. Hunter, Q.C.

CEH/RJA