



BC Farm Industry Review Board

January 30, 2022

File: 44200-60\AREV

DELIVERED BY EMAIL

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Dean Dalke
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Dentons Canada LLP

Dear All:

RULING RE B. MEYER AFFIDAVIT SUBMISSIONS

I have received a letter from Hearing Counsel dated January 30, 2022, in which he has applied to lead the evidence of Brian Meyer by way of an affidavit commissioned January 28, 2022 (the "Meyer Affidavit"). Hearing Counsel advises that Mr. Meyer has serious health issues, including stage 4 metastatic cancer for which he is currently receiving treatment, and Mr. Meyer has said that he is not available to appear as a witness in the hearing. Hearing Counsel takes the position that the Meyer Affidavit should be admitted, and the lack of an opportunity for cross-examination in the hearing should go to weight.

I agree with Hearing Counsel's suggestion that, in light of time constraints at the oral hearing, it is appropriate for me to deal with the application by way of written submissions.

Web:

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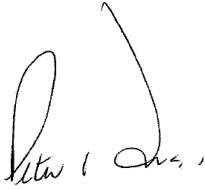
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Any participant who wishes to respond to Hearing Counsel's application may provide **written submissions not to exceed three pages by no later than 8:00 am on Tuesday February 1, 2022.**

Regards,

A handwritten signature in black ink, appearing to read "Peter Donkers". The signature is stylized with a large initial "P" and a long, sweeping underline.

Peter Donkers,
Chair

cc: Mark Underhill
Kate Phipps
Nazeer Mitha, Q.C.

BCFIRB web site