

March 15, 2022

File No.: 8006-029

VIA EMAIL: Wanda.Gorsuch@gov.bc.ca

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Dear Ms. Gorsuch:

Re: Supervisory Review into Allegations of Bad Faith and Unlawful Activity

I am writing further to hearing counsel's letter dated March 10, 2022, and further to certain requests for further document production made on behalf of MPL and Prokam, as follows:

1. By email dated February 10, 2022, Ms. Irving, on behalf of MPL, requested copies of the Conflict of Interest Undertaking forms signed by John Newell, Mike Reed, Corey Gerrard, Blair Lodder and Peter Guichon.

I am providing herewith a bundle of documents responsive to this request entitled "Undertakings and Disclosures".

2. During the course of the hearing, Ms. Basham, on behalf of MPL, requested a copy of the Country Fresh Licence (or related documentation) recording its relationship with Hoewellings.

I am providing herewith a bundle of records responsive to this request entitled "Country Fresh Licence Records".

3. By letter dated February 22, 2022, Ms. Hunter, on behalf of Prokam, requested that we search for and produce:
 - (a) Any handwritten notes of Andre's conversations with Mr. Jaymie Collins in January, 2018; and

- (b) Any e-mail or other written correspondence sent in December 2017 or January 2018 between Messrs. Solymosi and Collins related to Prokam or the possibility of VIFP becoming Prokam's agency (or discussions or meetings between Messrs. Solymosi and Collins on those subjects).

I am instructed that Mr. Solymosi has no handwritten notes of a conversation with Mr. Jaymie Collins in January, 2018.

A bundle of documents responsive to Ms. Hunter's second request entitled "Jaymie Collins Records" is provided herewith.

4. By letter dated February 18, 2022, Ms. Irving on behalf of MPL requested production of certain categories of other records, identified in numbered paragraphs 1 through 8.

In his letter dated March 10, 2022, hearing counsel made the following submissions with respect to categories 1, 2 3, 5, 6 and 7:

In its February 18, 2022 letter, counsel for MPL makes 8 requests for various categories of documents. The first 3 categories relate to documents concerning the moratorium and the lifting of the moratorium. The request for documents concerning the moratorium was dealt with in my letter dated February 8, 2022. Nothing has changed since that letter to make the documents requested in the February 18 letter relevant.

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The documents requested at categories 5 and 6 and the last paragraph of MPL's letter deal with Ms. Glyckherr. There is a request for documents from Ms. Glyckherr and a further request that Hearing Counsel interview her. I already dealt with a request for documents concerning Ms. Glyckherr and the request to interview her in my letter of February 8, 2022. In my view, nothing has changed. Her evidence is still not relevant. Further, the evidence is that Ms. Glyckherr did not provide any of her notes, or interviews to the Commission; nor did she make any findings. Further, Mr. Hrabinsky has now provided all of the documents that the Commission had in its possession concerning Ms. Glyckherr.

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The documents in category number 7 pertain to the CFP agency application. There has previously been a request for such documents and in my view, they are not relevant. Nothing has occurred in the hearing to date which would change my conclusion.

The Commission respectfully adopts those submissions.

The documents requested by MPL in its letter of February 18, 2022 at paragraphs 4 and 8 are described as follows:

4. *Any and all written communications between Mr. Solymosi and any of the Commissioners before and after Mr. Solymosi sent his November 4, 2020 email regarding MPL BC's agency application.*

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8. *The forms of undertaking regarding conflicts signed by John Newell, Mike Reed, Corey Gerrard, Blair Lodder and Peter Guichon.*

As noted earlier, a bundle of documents entitled "Undertakings and Disclosures" is provided with this letter. This is responsive to paragraph 8 of MPL's letter dated February 18, 2022.

With respect to the request at paragraph 4 of MPL's letter dated February 18, 2022, a bundle of documents entitled "Solymosi and Commission MPL Communications" is provided herewith.

Finally, with respect to hearing dates and process, the Commission supports hearing counsel's proposal.

Yours truly,

AFFLECK HRABINSKY BURGOWNE LLP

Per:


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