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## BC Farm Industry Review Board

May 5, 2022

File: 44200-60VAREV

### DELIVERED BY EMAIL

Claire Hunter, Q.C.  
Hunter Litigation Chambers

Rose-Mary Basham, Q.C.  
Basham Law

Ravi Hira, Q.C.  
Hira Rowan

Kenneth McEwan, Q.C.  
McEwan Partners

Robert Hrabinsky  
Affleck Hrabinsky Burgoyne

Robert McDonell  
Farris LLP

Dean Dalke  
DLA Piper

Emma Irving  
Dentons Canada LLP

Dear All:

### RULING REGARDING SUBMISSION SCHEDULE

On May 3, 2022, I received a recommendation from Hearing Counsel on the schedule and rules for written and oral submissions. As I understand it, there are no objections to this schedule or rules, except that at least one of the participants wishes to have an opportunity for oral reply.

The schedule and rules for written and oral submissions in this matter shall be as recommended by Hearing Counsel in his May 3, 2022 email to me, and as set out in Appendix A to this ruling. Any participant who wishes to have a right of oral reply may apply to me following the conclusion of submissions of counsel for the BC Vegetable Marketing Commission.

Regards,

A handwritten signature in black ink, appearing to read "Peter Donkers".

Peter Donkers,  
Chair

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

## **APPENDIX A**

### **Written Submission Rules**

1. Written submissions will be a maximum of 50 pages, including schedules and appendices but not including transcript extracts (any lengthy portions of transcript extracts shall be placed in a separate volume);
2. Reply submissions will be a maximum of 5 pages including schedules and appendices but not including lengthy transcript extracts (any lengthy portions of transcript extracts shall be placed in a separate volume);
3. Each of the paragraphs must be numbered consecutively beginning with the first paragraph;
4. The lines of the submission must be spaced at least one and one-half lines apart except for excerpts from transcripts and authorities, which excerpts must be indented and single spaced;
5. The margins must be no less than 2.5 cm; and
6. The type must be Arial 12 point type.

### **Written Submission Schedule**

	<b>Date</b>	<b>Participant</b>
<b>Written</b>	May 16, 2022	Hearing Counsel
	May 30, 2022	Complainants: Bajwa Farms; Prokam Enterprises Ltd.; MPL British Columbia Distributors Inc.
	June 13, 2022	Non-complainants: A Solymosi; Commissioners; BC Fresh Vegetables Inc.
	June 17, 2022	BC Vegetable Marketing Commission; Complainant reply
	June 21, 2022	Hearing Counsel final reply
<b>Oral</b>	June 23, 2022	Oral submissions

## Oral Submissions Schedule

June 23, 2022

Start time: 9:00am

Any questions from the Chair will be asked within the time allocations below.

	<b>Time</b>	<b>Counsel</b>
<b>9:00-9:05</b>	5 mins	Chair Opening
<b>9:05 – 10:05</b>	60 mins	Hearing Counsel
<b>10:05 – 10:35</b>	30 mins	Dean Dalke
<b>10:35 – 10:50</b>	BREAK	
<b>10:50 – 11:35</b>	45 mins	Rosemary Basham, Q.C.
<b>11:35 – 12:20</b>	45 mins	Claire Hunter, Q.C.
<b>12:20 – 13:30</b>	LUNCH	
<b>13:30 – 14:15</b>	45 mins	Ravi Hira, Q.C.
<b>14:15 – 15:00</b>	45 mins	Ken McEwan, Q.C.
<b>15:00 – 15:15</b>	BREAK	
<b>15:15 – 16:15</b>	30 mins	Rob McDonell
<b>16:15 – 16:45</b>	30 mins	Rob Hrabinsky
<b>16:45 – 17:00</b>	15 mins	Hearing Counsel reply