

January 20, 2023

File No.: 8006-029

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

Ms. Wanda Gorsuch
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B.C. Farm Industry Review Board
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Dear Ms. Gorsuch:

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

I am writing further to Mr. Mitha' letter dated January 18, 2023, and Mr. Underhill's email dated January 19, 2023.

The Commission supports the recommendations made by Mr. Mitha subject to one caveat:

MPL states that it "has agreed to compensate the BCVMC for 50% of their legal costs arising from the Supervisory Review up to a maximum of \$90,000." First, the Commission assumes that MPL's reference to "legal costs" should be read and understood as a reference to the Commission's "solicitor and own client costs". Second, the Commission assumes that MPL will be content to rely on the Commission's counsel's advice with respect to the total legal fees, disbursements and taxes incurred by the Commission arising from the Supervisory Review, and that no "taxation" of those amounts is either sought or contemplated.

If these assumptions are aligned with MPL's intentions, then the Commission supports the recommendations made by Mr. Mitha.

Yours truly,

AFFLECK HRABINSKY BURGOYNE LLP

Per:


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