

May 10, 2016

VIA REGISTERED MAIL

REFERENCE NO:

123736-0032

PLEASE REPLY TO:

Ian McIvor

DIRECT LINE:

403-541-5290

EMAIL:

imcivor@darcydeacon.com

Federal Court of Appeal
Thomas D'Arcy McGee Building
90 Sparks Street, 5th Floor
Ottawa, ON K1A 0H9

Attention: Registries of the Federal Courts

Dear Sir:

**Re: Dr. Gabor Lukacs v. Canadian Transportation Agency and
NewLeaf Travel Company Inc. (Proposed Appeal No. 16-A-17)**

LEGAL ASSISTANT:

Jo-Ann Dylar

DIRECT LINE:

403-541-5275

EMAIL:

jdylar@darcydeacon.com

I am writing to advise that our firm has been retained by NewLeaf Travel Company Inc. ("NewLeaf") in connection with the above referenced matter.

I am writing, at the advice of the Federal Court of Appeal Registry Office, to indicate that we take issue with the date of effective service noted in the Affidavit of Service filed by Dr. Lukacs.

I recently spoke with Stephen Green of the Federal Court of Appeal Registry Office and he indicated that April 19, 2016 showed as the date of service in Dr. Lukacs Affidavit of Service. Mr. Green was also kind enough to indicate that April 19, 2016 was the date upon which Dr. Lukacs sent the Motion Record via courier but not actually the date the Motion Record was received.

We believe the effective date of service should be April 25, 2016 which is the date our office, which is the registered office for NewLeaf, received the package via courier. Our office maintains a ledger for when packages are received via courier. I have attached the ledger for April 25, 2016 showing that the package from Dr. Lukacs was received on that date.

Consequently, we would submit that the twenty (20) time limit for our responding materials should actually be May 16, 2016, given that May 15, 2016 is a Sunday. I would ask that the file for this matter remains at the Registry Office until that time so that our responding materials can be properly added to the file.

MAIN OFFICE - WINNIPEG



If you have any questions please do not hesitate to contact the writer to discuss.

Yours truly,

D'ARCY & DEACON LLP
Per:

Ian McIvor
IM/jrd
Enclosure

cc: Gabor Lukacs
Orvel Currie
Allan Matte
Client

INCOMING OVERNIGHT COURIERS

Date	Sender	Courier Company	Lawyer/staff Initials	Receptionist Initial's
APR 25 2016	Redacted ↓	FedEx	[Handwritten]	[Handwritten]
APR 25 2016	Dr. Gabor Lukacs 6507 Roslyn Rd Halifax NS B3L2M8	FedEx	OHC	NB
APR 25 2016	Redacted	FedEx	[Handwritten]	[Handwritten]
APR 25 2016	[Redacted]	FedEx	[Handwritten]	[Handwritten]
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