



TO : APPEAL REGISTRY

FROM : MACTAVISH J.A.

DATE : May 2, 2022

RE : *A-102-20: Air Passenger Rights v. The Attorney General of Canada et al.*

DIRECTION

The Canadian Transportation Agency seeks a case management conference to be held in advance of a cross-examination set for tomorrow. It is apparent from the correspondence from the parties that they disagree with respect to the documents to which the applicant is entitled.

The *Federal Courts Rules*, S.O.R./98-106, and, in particular, Rule 94 thereof, provides a mechanism for resolving disputes of this nature. Given the history of this litigation and the nature of the dispute between the parties, the Court is of the view that the issues currently in dispute are best resolved through a formal motion supported by a proper evidentiary record.

Consequently, the Court will not be scheduling a case management conference at this time.

“Anne L. Mactavish”

J.A.