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July 22, 2016

URGENT

VIA FAX/EMAIL

Judicial Administrator
Federal Court of Appeal
Ottawa, ON K1A 0H9

Dear Madam or Sir:

**Re: Dr. Gábor Lukács v. Canadian Transportation Agency
Federal Court of Appeal File No.: A-242-16
Urgent motion for an interlocutory injunction/stay pending appeal
Submissions pursuant to the Direction of Scott, J.A.**

I am writing to address the question asked by the Court (Scott, J.A.):

1. To my knowledge, a scheme for protection of consumers of travel agencies exists only in Quebec, Ontario, and British Columbia. My understanding is that they apply only to customers of travel agencies registered with the appropriate provincial bodies.
2. The Ontario scheme, set out in O. Reg. 26/05 (ss. 57(1)(a) and 57.1(1)(a)), protects only customers of travel agencies registered with the Travel Industry Council of Ontario (TICO).

Since NewLeaf is not a travel agency and is not registered with TICO, NewLeaf is not required to contribute to the compensation fund, and its customers are not protected by the scheme.

3. My understanding is that British Columbia's Travel Assurance Fund (TAF) covers only consumers of travel agents holding a licence in British Columbia.

Since NewLeaf is not a registered travel agency in British Columbia (see attached screenshot), NewLeaf is not required to contribute to TAF, and its customers are not protected by TAF.

Sincerely yours,

Dr. Gábor Lukács
Applicant

Cc: Mr. Allan Matte, counsel for the Canadian Transportation Agency
(Allan.Matte@otc-cta.gc.ca)
Mr. Brian J. Meronek, counsel for NewLeaf (bmeronek@DarcyDeacon.com)
Mr. Ian McIvor, counsel for NewLeaf (imcivor@darcydeacon.com)



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