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March 24, 2016

The Secretary

CANADIAN TRANSPORTATION AGENCY
Secretary
15 Eddy Street
17th Floor Mailroom
Gatineau QC J8X 4B3

**SUBJECT: Mr. Christopher C. Johnson and Dr. Gábor Lukács
v. Air Canada
Case No.: 15-05627
Our File No.: LIT-2015-000544
Air Canada's Response to the Applicants' Request to
Extend Time Limit**

Dear Madam Secretary:

1. Please find Air Canada's Response to the Applicants' Request to Extend Time Limit, filed pursuant to section 30(2) of the *Canadian Transportation Agency Rules* (the "Agency Rules").
 - I. **Applicants' Summary of Facts in their Request to Extend Time Limit**
2. Air Canada formally takes issue with the Applicants' inaccurate Summary of Facts as filed in the record, in support of their Request to Extend Time Limit.

3. Air Canada provides the following comments in redressing the Applicants' Summary of Facts and otherwise refers to the Agency's Record, denying anything not in conformity therefrom.
4. Air Canada denies any vexatious actions in having requested an unambiguous Non-Disclosure Undertaking, in seeking the Applicants' compliance to Decision LET-C-A-6-2016, as appears from Air Canada's detailed communication of March 2, 2016, filed in the Agency's record.
5. The Applicants' then filed a letter on March 5, 2016, in which they have confirmed, without reserve, their Non-disclosure Undertaking.
6. As appears from its submission of March 8, 2016, Air Canada subsequently agreed to provide a copy of Exhibit A-2, as it considered that the Applicants' ultimately provided an unambiguous undertaking in line with Decision LET-C-A-6-2016, with the addition of their March 5, 2016 letter. Air Canada did not change its mind.
7. Air Canada then provided on March 8, 2016 the same copy of Exhibit A-2 as filed in the Agency's Record to the Applicants. It filed a clearer copy of Exhibit A-2, on Friday, March 11, 2016 at 6: 21 pm, less than 24 hours after the Applicant's request to this effect on March 10, 2016 at 8: 37 pm.
8. The Applicants further suggested that they had to alert the Agency that a section of document A-2 was not disclosed, after their review of same. Air Canada further reminds the Applicants that it stated in its Response filed on January 20, 2016, at Paragraph 6 that "another section of annex A-2 has not been disclosed as it does not relate to Irregular operations or schedule changes and related expenses therefrom".
9. The Applicants have notably requested, through a Notice of Written Questions and Production of Documents, filed on Friday March 18th, the production of a complete and unredacted copy of document A-2.

II. The Applicants' Request to Extend Time Limit

10. Air Canada does not contest the Applicants' Request to file their Reply after the receipt of Air Canada's Response to the March 18 Notice of Written Questions and Production /or the determination of any request to compel answers and productions pursuant to Rule 32 of the *Agency Rules*, in relation to the March 18 Notice.
11. The Applicants have directed a total of 10 new questions to Air Canada and also request an additional 5 business days to file their Reply.

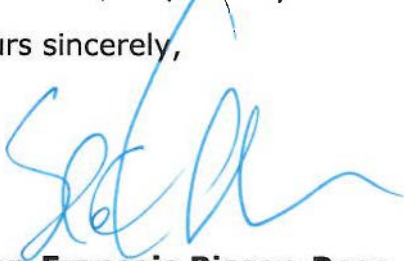
12. Where the Agency grants the Applicants' Request to extend Time Limit, which includes 5 additional business days to file their Reply after completion of the steps above, Air Canada also respectfully requests the Agency to initially allow 5 additional days for Air Canada to submit its Response under section 24 of the *Agency Rules*.
13. Consequently, Air Canada proposes the following timetable:
 - a. Air Canada's Response to the March 18 Notice of Written Questions and Production, including objections under section 24 of the *Agency Rules*:
April 5, 2016
 - b. Applicants' Reply: **10 business days** after the receipt of Air Canada's Response to the March 18 Notice of Written Questions and Production /or the determination of any request to compel answers and productions pursuant to Rule 32 of the *Agency Rules*, in relation to the March 18 Notice, whichever is later.

III. Documents relied on

14. Air Canada relies on all materials that have been served and filed with the Agency in the present proceeding, including but not limited to:
 - a) Air Canada's Answer of January 20;
 - b) Interlocutory Decision No. LET-C-A-6-2016;
 - c) Air Canada's communications of March 2, 8, 11, 2016;
 - d) Applicants' letters of March 5, 10, 18, 20, 2016.

The whole, respectfully submitted.

Yours sincerely,



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JFBR/sa

c.c. Dr. Gábor Lukács, Co-applicant and representative for Mr. Johnson
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