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August 19, 2016

VIA FAX/EMAIL

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

Dear Madam or Sir:

**Re: Lukács v. Canadian Transportation Agency and NewLeaf Travel Company Inc.
Federal Court of Appeal File No.: A-242-16
Request for an early hearing date for the appeal
Reply to letters filed by the Respondents**

I am writing to reply to the August 17 and 18, 2016 letters filed by the Respondents. I am concerned about a possible undue delay in bringing the appeal to a hearing, which would be contrary to the intent of the June 9, 2016 Order of the Court.

1. Both the present appeal and the application for judicial review in File No. A-39-16 are ready for hearing, and requisitions for hearing have been served and filed.
2. Respectfully, fixing a date for the hearing of the present expedited appeal should not be delayed on account of the outstanding motion to strike in File No. A-39-16. Even if the Agency's motion to strike in File No. A-39-16 were granted, the present appeal would proceed on the same date anyway.
3. Delaying the fixing of the hearing date does not result in conservation of judicial resources, but does run the risk of the present appeal being further delayed due to the rapidly filling calendar of counsels for the Respondents.
4. In File No. A-39-16, the Agency has previously consented to hearing by way of videoconference. The consent came in response to paragraph 24 of the Reasons of this Honourable Court (Stratas, J.A.) reported as 2016 FCA 103. I am perplexed about the reversal in the Agency's position, especially in light of the limited role that tribunals are permitted to have in appeals from their own decisions.

5. This Honourable Court has broad discretion as to the conduct of its hearings, including directing that some or all parties appear by way of videoconference, which is a commonly used technology even in matters where the liberty of a person is at stake.

In light of the substantial public interest in the determination of the present expedited appeal, I respectfully ask that a date for the hearing be fixed as soon as the busy schedule of this Honourable Court may permit.

Sincerely yours,

Dr. Gábor Lukács
Appellant

Cc: Mr. Allan Matte, counsel for the Canadian Transportation Agency
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