

Federal Court



Cour fédérale

Date: 20191004

Docket: T-519-19

Ottawa, Ontario, October 4, 2019

PRESENT: The Honourable Mr. Justice Lafrenière

PROPOSED CLASS ACTION

BETWEEN:

BRIAN ROY

Plaintiff

and

**THE CALGARY AIRPORT AUTHORITY
EDMONTON REGIONAL AIRPORTS AUTHORITY
FORT MCMURRAY AIRPORT AUTHORITY
GRANDE PRAIRIE AIRPORT COMMISSION
COMOX VALLEY AIRPORT COMMISSION
NORTH PEACE AIRPORT SERVICES LTD.
KAMLOOPS AIRPORT AUTHORITY SOCIETY
KAMLOOPS AIRPORT LTD.
PRINCE GEORGE AIRPORT AUTHORITY INC.
VANCOUVER AIRPORT AUTHORITY
VICTORIA AIRPORT AUTHORITY
WINNIPEG AIRPORTS AUTHORITY INC.
GREATER MONCTON INTERNATIONAL AIRPORT AUTHORITY INC.
GANDER INTERNATIONAL AIRPORT AUTHORITY INC.
ST. JOHN'S INTERNATIONAL AIRPORT AUTHORITY
DEER LAKE REGIONAL AIRPORT AUTHORITY INC.
HALIFAX INTERNATIONAL AIRPORT AUTHORITY
HAMILTON INTERNATIONAL AIRPORT LIMITED
GREATER LONDON INTERNATIONAL AIRPORTS AUTHORITY
OTTAWA MACDONALD-CARTIER INTERNATIONAL AIRPORT AUTHORITY
SAULT STE. MARIE AIRPORT DEVELOPMENT CORPORATION
GREATER TORONTO AIRPORTS AUTHORITY**

**AÉROPORTS DE MONTRÉAL
AÉROPORT INTERNATIONAL DE MONT TREMBLANT INC
AÉROPORT DE QUÉBEC INC.
REGINA AIRPORT AUTHORITY
SASKATOON AIRPORT AUTHORITY
NANAIMO AIRPORT COMMISSION
THOMPSON REGIONAL AIRPORT AUTHORITY
FREDERICTON INTERNATIONAL AIRPORT AUTHORITY
SAINT JOHN AIRPORT INC.
NORTHERN NEW BRUNSWICK AIRPORT AUTHORITY
J.A. DOUGLAS MCCURDY SYDNEY AIRPORT
SYDNEY AIRPORT AUTHORITY
YOUR QUICK GATEWAY (WINDSOR) INC.
CHARLOTTETOWN AIRPORT AUTHORITY
INC.**

Defendants

ORDER

UPON reading correspondence dated September 27, 2019 from Simon Lin with Evolink Law Group, counsel for the Plaintiff advising that the parties have collectively agreed on a timetable for completion of steps leading to the hearing of the certification motion;

THIS COURT ORDERS that:

1. The parties shall comply with the following schedule:
 - (a) The Defendants shall serve and file their statements of defense by October 30, 2019.
 - (b) The Defendants shall serve their responding affidavits by December 19, 2019.
 - (c) The Plaintiff shall serve his reply affidavit(s), if any, by January 31, 2020.
 - (d) Cross-examinations on affidavits shall be completed by the end of March 2020.

- (e) Any motions in respect of refusals and undertakings on the cross-examinations shall be served and filed and made returnable for hearing by the end of May 2020.
 - (f) The Plaintiff shall serve and file a supplementary motion record by July 3, 2020. The Plaintiff is granted leave to serve and file a memorandum of fact and law not exceeding 55 pages in length, covering both the Defendants' Rule 221 motion and certification.
 - (g) The Defendants shall serve and file their motion record in response to the certification motion by August 17, 2020. The Defendants are granted leave to serve and file a memorandum of fact and law not exceeding 45 pages in length.
 - (h) The Defendants shall serve and file written representations in reply relating to the Rule 221 motion, not exceeding 5 pages in length, by September 8, 2020.
 - (i) The Plaintiff shall serve and file written representation in reply relating to the certification motion, not exceeding 8 pages in length, by September 8, 2020
2. The Certification Motion will be heard together the Defendants' motion to strike before this Court at the Pacific Centre, 3rd floor, 701 Georgia Street West, in the City of Vancouver, in the Province of British Columbia, on Monday, September 21, 2020, commencing at 9:30 in the forenoon for a maximum duration of five (5) days.

“Roger R. Lafrenière”

Judge