



Michelle Walsh-Doucette
Commission Clerk
Email: mwalshdoucette@irac.pe.ca

December 20, 2023

VIA EMAIL

macphailwoods@gmail.com
Attention: Gary Schneider
Environmental Coalition of PEI
81 Prince Street
Charlottetown, PE C1A 4R3
Appellant

mfleischmann@gov.pe.ca
Michael Fleischmann
Legal Services
Justice and Public Safety
95 Rochford Street, PO Box 2000
Charlottetown, PE
Counsel for Respondent (Minister)

sbarry@stewartmckelvey.com
Stewart McKelvey
65 Grafton Street, PO Box 2140
Charlottetown, PE C1A 8B9
Counsel for the Developer

Dear Messrs. Schneider, Fleischmann and Barry:

Re: LA23020 Environmental Coalition of PEI v Minister of Agriculture and Land

The hearing of this matter has been scheduled for **Wednesday, January 31, 2024, and February 1, 2024, if required**. The following deadlines have been set.

- i. If the Appellant intends to call an expert to give evidence, then the Appellant must provide the name of the expert **as soon as is practicable, and no later than Wednesday, January 3, 2024, at 4:00 p.m.**
- ii. Any further supplementary documents or additions to the Minister's Record must be filed with the Commission and served on the other parties ("Filed and Served") by **Wednesday, January 3, 2024, at 4:00 p.m.**
- iii. The Appellant must provide the expert report and all supporting documentation as set out in Rule 58.1(a) through (f), to the Commission and all other parties, on or before **Wednesday, January 10, 2024, at 4:00 p.m.** Rule 59 applies to the testimony of any such expert before the Commission at the hearing.
- iv. All Other expert reports to be submitted by any of the parties must also comply with Rule 58.1 (a) through (f), and must be filed and served on or before

Wednesday, January 10, 2024, at 4:00 p.m. Rule 59 also applies to their expert testimony before the Commission at the hearing.

- v. The Experts are required to appear before the Commission at the hearing, either in person or, if they reside outside of the Province of Prince Edward Island, via Zoom audio and video. In the event that an expert witness elects to testify via Zoom audio and video, the Commission must be advised not later than **Monday, January 22, 2024, at 4:00 p.m**
- vi. Any amendments to the Notice of Appeal must be filed not later than **Wednesday, January 10, 2024, at 4:00 p.m.** and shall fully comply with the requirements set out in Rule 27.
- vii. All witness lists and 'will-say' statements must be filed by all parties on or before **Wednesday, January 17, 2024, at 4:00 p.m.** No additional witnesses will be permitted to be called at the hearing after this deadline.
- viii. The Appellant may prepare any further written submission addressing the grounds for the appeal and the reasons that the decision should be overturned and it must be filed and served on or before **Wednesday, January 17, 2024, at 4:00 p.m.**
- ix. The Respondent and Developer may file written submissions in response and they must be filed and served on or before **Wednesday, January 24, at 4:00 p.m.**
- x. Any miscellaneous documents or exhibits not previously referred to shall be filed and served not later than **Wednesday, January 24, 2024, at 4:00 p.m.**

Trusting this is satisfactory.

Yours truly,



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