



TO : Judicial Administrator

FROM : Stratas J.A.

DATE : February 16, 2016

RE : *Dr. Gábor Lukács v. Canadian Transportation Agency (A-39-16)*

DIRECTION

By letter dated January 29, 2016, Dr. Lukács asks for an order expediting the appeal in file A-39-16.

By letter dated February 3, 2016, the Canadian Transportation Agency objects to Dr. Lukács seeking this relief by way of informal letter.

Motions can be brought by way of informal letter, as Dr. Lukács has done here. However, this informal procedure is available only where the motion is on consent, unopposed or relatively uncontroversial. In its letter objecting to the motion proceeding by informal letter, the Agency is implying that there is some controversy to this motion.

If in fact there is no controversy and the Agency, obligated to be independent and impartial, does not mind whether or not the appeal is expedited, it should advise the Court and Dr. Lukács of this fact by informal letter within two days of this Direction. In that case, the Agency may provide the Court with a responding letter within five days of this Direction and Dr. Lukács may reply within two days.

If, on the other hand, the Agency continues its objection to Dr. Lukács' motion proceeding by way of informal letter, Dr. Lukács shall bring his motion formally, by way of notice of motion, supporting affidavit and written representations under Rules 364-369. When the motion file is complete, the Registry shall remit it to the Court for prompt determination.

Whether in the end this motion is brought by informal letter or by formal motion, it may be returned to me for determination.

“DS”