

April 27, 2020

By E-mail: Information@fca-caf.gc.ca

Judicial Administrator
Federal Court of Appeal
90 Sparks Street, 5th floor
Ottawa, Ontario
K1A 0H9

Dear Sir/Madam:

**RE: Air Passenger Rights v. Canadian Transportation
Agency
Court File No. A-102-20
Our File No. 220095**

Letter of Urgency

We represent The National Airlines Council of Canada, a proposed intervener in the above-referenced matter, and enclose our client's Motion Record for a Motion for Leave to Intervene for filing with the Federal Court of Appeal.

The applicant, Air Passenger Rights has commenced an application and interlocutory motion seeking, respectively, judicial review of and, and interlocutory order, among other things, ordering the removal of a public statement issued and cited by the respondent, Canadian Transportation Agency on its website.

The applicant's interlocutory motion was made in writing and without notice. By Order, dated April 16, 2020, the Federal Court of Appeal granted the applicant's request that its interlocutory motion proceed on an expedited basis, with the deadline for the respondent's material being April 29, 2020.

Upon the Order coming to the attention of The National Airlines Council of Canada, it immediately considered intervener status and we are therefore, bringing this Motion for Leave to Intervene without notice and on an urgent basis as set out more completely in the written representations of the proposed intervener and given the timeline set out in the Order, dated April 16, 2020.

The National Airlines Council of Canada's submissions will address the legality, propriety and reasonableness of the statement from the perspective of Canada's

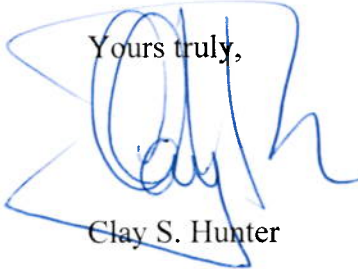
largest airlines in light of the existential threat faced by Canada's airlines in the extraordinary and unprecedented circumstances resulting from the COVID-19 pandemic.

We respectfully ask that the Court determine the Motion for Leave to Intervene before the applicant's interlocutory motion.

A copy of this letter and a courtesy copy of the Motion Record for the Motion for Leave to Intervene is being provided to the applicant and respondent.

Kindly contact the undersigned if anything further is required.

Thank you for your assistance.

Yours truly,

Clay S. Hunter

CSH/vr
Enclosure

cc Mr. Simon Lin
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(by email: simonlin@evolinklaw.com)

Counsel for the Applicant

The Canadian Transportation Agency
c/o Mr. Allan Matte
(by email: Allan.Matte@ctc-cta.gc.ca)

Respondent