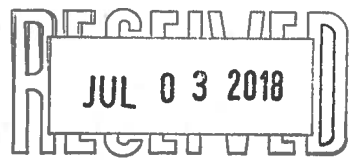


11630A

Tammy Lepage

From: Steve Watt <swatt@municipal-law.ca>
Sent: July 16, 2018 1:46 PM
To: Tammy Lepage
Subject: FW: Adjournment of LPAT/OMB Appeals PL171040 and PL171041

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From: Steve Watt
Sent: Tuesday, July 3, 2018 10:41 AM
To: Tammy Lepage (planning@temagami.ca)
Subject: Adjournment of LPAT/OMB Appeals PL171040 and PL171041

Hi Tammy,

Further to your request, I can confirm for Council that the above-referenced hearing scheduled to occur on June 19th was adjourned on consent of all parties [the applicant landowner, the appellant TFN and the municipality]. This adjournment was occasioned by the appellant seeking legal representation very late in the lead-up to the hearing.

The appellant's lawyer and myself were then faced with a simple choice, either refuse to adjourn the date to allow this unrepresented party to obtain a lawyer, or incur the expense of forcing a motion to occur before the LPAT tribunal before the hearing, where we would have to argue that this request was too late and prejudicial to us both, given the delay in setting a new date.

As experienced lawyers, we were of the professional opinion that the LPAT would grant this adjournment request from the unrepresented TFN, despite our objections, and that to oppose it would only incur unnecessary costs on our clients relating to the preparation and argument of the motion to refuse to adjourn.

The result of our consenting to the adjournment is that a new date will be scheduled for the LPAT hearing, likely in the fall and that TFN will have a lawyer representing them at that time. In my opinion, this is actually a good thing, as I will now be able to deal directly with someone who has legal knowledge and perspective on

the strength [or weakness] of the arguments being raised by TFN and maybe we can sort some or all of it out in advance of the re-scheduled date.

Please let me know should you require any further information.

Thanks, Steve.

Public Works
Planning
Parks & Rec
Ec Dev
Finance
Building
CAO
Council
Mayor



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