

Subject: RE: Federal Court file T-1450-15
From: "Peterson, Eric" <Eric.Peterson@justice.gc.ca>
Date: 04/01/2017 10:26 AM
To: 'Radu Hociung' <radu@ohmi.org>
CC: "Robinson, Donna" <Donna.Robinson@justice.gc.ca>

Mr. Hociung,

The tariff provides for mileage costs at a fixed amount per kilometre, on a straight line basis between the departure and destination. The fixed amount per kilometre is arbitrarily fixed and only compensates for a fraction of the actual gasoline cost you will spend. My assistant looks after these calculations and is off sick today. She will arrange to send you a cheque for the correct amount following the examination.

Your examination tomorrow at 10:00 a.m. has been ordered by the Federal Court at the Case Management Conference on December 22, 2016. If you fail to attend because you disagree with the compensation for mileage provided by the Federal Court tariff, my client will ask the Court to dismiss this proceeding pursuant to rule 97(d).

Eric Peterson
Crown Counsel | Avocat de la Couronne
Litigation Extradition Advisory Division/ la Division du contentieux, de l'extradition et du service consultatif (LEAD)
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From: Radu Hociung [mailto:radu@ohmi.org]
Sent: January 3, 2017 2:38 PM
To: Peterson, Eric <Eric.Peterson@justice.gc.ca>; Radu Hociung <radu.cbsa@ohmi.org>
Cc: Robinson, Donna <Donna.Robinson@justice.gc.ca>
Subject: Re: Federal Court file T-1450-15

Mr. Peterson,

Please I tell me how much you will pay for my travel expenses to Toronto, and describe in detail how you calculated it. Your track record on judging reasonableness is very poor, and I need to square your assumptions up against the Rules of the federal court before attending your examination.

Thanks.
Radu

On December 22, 2016 11:14:34 AM EST, Radu Hociung <radu@ohmi.org> wrote:

Hi Eric,

I'm looking forward to this date. Please confirm the time of the meeting.

I am disappointed that you did not bring up your client requiring to be examined orally, but I understand not wanting to be bitch-slapped over the phone by Prothonotary Aalto. It seems to me that you got nothing from this CMC that you did not have back in July, except the 6-month delay in which to write up the answers to my questions. I feel completely unchallenged and underwhelmed with your defense so far. If you got game, bring it. I will have counsel at the trial, don't count on a last minute technical error.

Regards,
Radu.

On December 22, 2016 10:27:30 AM EST, "Peterson, Eric" <Eric.Peterson@justice.gc.ca> wrote:

Hi Radu,

Further to the Case Management Conference, I am arranging for a court reporter to attend at my offices in Toronto on Thursday, January 5 for your oral examination for discovery. The examination will take place at the address below, namely, 130 King Street West. Our reception is on the 34th floor and when you arrive, my assistant (copied on this email) will take you to the boardroom for the examination. I will have a cheque ready to give you for your mileage expense for return travel from Kitchener, in accordance with the Federal Court Tariff. As His Honour stated, the examination will likely take no more than an hour.

Eric Peterson
Crown Counsel | Avocat de la Couronne
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