

[CB-CDA 2015-086]

NOTICE OF THE BOARD

Sean Maguire has confirmed through a telephone conversation with the Secretary general that he does not object to Access' request below. Access' request is granted.

From: Erin Finlay
Sent: December-16-15 3:27 PM
To: Sean Maguire; McDougall, Gilles: CB-CDA
Cc: Claire Gillis; Art Renaud; Campanella, Nadia: CB-CDA; Levac, Roch: CB-CDA
Subject: RE: Access Copyright Post-Secondary Educational Institutions Tariff, 2011-2013 & 2014-2017

Dear Mr. McDougall,

Access Copyright seeks leave from the Board to file updated and supplementary evidence in the above noted matter.

The updated and supplementary evidence consists of two short updates to the witness statement of Jennifer Lamantia and Roanie Levy, regarding: 1) the lists of publisher and creator affiliates that have waived the Digital Deletion Clause and signed the 2015 Affiliation Agreement to date (referenced at paragraph 5 of AC-23); and 2) the number and lists of universities and colleges that have signed the Premium and Choice licences to date (referenced at paragraphs 32 through 34 of AC-23). We believe this evidence is relevant and material to this matter and that it would be useful for the Board to have the updated information in writing and prior to the hearing.

As the evidence would not technically constitute a reply to Mr. Maguire's case, we are seeking leave to file such evidence with the Board. For ease of filing, we propose to include the information in Access Copyright's Reply Case, to be filed with the Board on Friday, December 18, as part of a short witness statement with updated exhibits.

Thank you for your consideration. If you have any questions or concerns, please feel free to contact me at your convenience.

Best regards,
Erin Finlay