

James Gunvaldsen Klaassen
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File No: 1012

September 24, 2025

Queen's Marque,
600-1741 Lower Water Street,
P.O. Box 997
Halifax NS B3J 2X2

Sent via electronic mail to rgrant@stewartmckelvey.com

Dear Rob,

Re: NSARB-2023-001 – Request for unpublished materials reviewed by Dr. Samways

We write to request the unpublished data/materials reviewed by Dr. Kurt Samways in drafting his original and rebuttal reports, as follows:

1. Unpublished telemetry research regarding the Bay of Fundy, referenced in paragraph 15 of Dr. Samways' affidavit dated January 19, 2024 – described as "M. Trudel, DFO, unpublished." For greater certainty, we request any unpublished data, information or materials reviewed by Dr. Samways in relation to the drafting of the statements set out in paragraph 15 of his January 2024 report.
2. Unpublished data referenced in paragraph 11 of Dr. Samways Rebuttal Affidavit, dated February 16, 2024. The data is described as: "Emily Weigum, University of New Brunswick, unpublished data." For greater certainty, we request any unpublished data, information or materials reviewed by Dr. Samways in relation to the drafting of the statements set out in paragraph 11 of his February 2024 rebuttal report.

If any of the above has since been published, we ask that you would provide us with the appropriate references to those publications, along with copies of anything meeting the description above that has not yet been published.

We ask that you make your best efforts to provide these materials in electronic format by close of business on September 29, 2025.

Thank you in advance.

Sincerely,



James Gunvaldsen Klaassen
Managing Lawyer, Atlantic Office
Counsel for Protect Liverpool Bay Association

- c. Sara Nicholson and David Barry, counsel for Kelly Cove Salmon, by email
Alison Campbell and Caitlin Menczel-O'Neill, counsel for Department of Fisheries and Aquaculture, by email
Kristina Buurman, Jessica Ginsberg and Twila Gaudet, Kwilmu'kw Maw-Klusuaqn Negotiation Office, by email
Loris Azzano, Queens Recreational Boating Association (Brooklyn Marina), by email
Jamie Simpson, counsel for 23 Lobster Fishermen of Liverpool Bay, by email
Peter Rogers and Natasha Puka, counsel for Region of Queens Municipality (RQM), by email