



Schedule A

No. S090663
Registry Vancouver

IN THE SUPREME COURT OF BRITISH COLUMBIA

Cambie Surgeries Corporation vs British Columbia
Medical Services Commission 2016 BCSC 1292

Application for Authorization to Video Record or Broadcast Court Proceedings

TO: The Court

AND TO: R. Grant and Jonathan Penner

FROM: Pacific Newspaper Group
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TAKE NOTICE that Pacific Newspaper Group wishes to apply to the court for an order allowing it to video record or broadcast the proceedings which are scheduled to take place on Sept. 6, 2016 to Dec. 23 or as long as the proceedings take.

Description, Effect and Purpose of Coverage

Pacific Newspaper Group proposes to obtain the following footage in the courtroom:

Daily feed of the morning and afternoon sessions from the proceedings.

The footage being sought in the courtroom will be limited to:

One camera with a power chord and a videographer.

The purpose of the coverage is as follows:

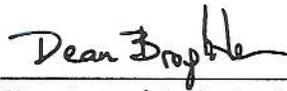
This precedent-setting case will have widespread ramifications across the country as it will define how Canadians are able to access health care. Canadians have become accustomed to long surgical wait lists and the success or failure of this case will have a dramatic impact on the timeliness to access health care. At the heart of this issue is whether Canadians have the right to determine their personal health care requirements with their own resources. On a broader level, health care accounts for 40 per cent of provincial budgets, and the outcome will have a significant impact on the distribution of public funds. One of the tenets of the open court principle is to provide the community at large with an opportunity to learn how the justice system operates and how the law being applied daily in the courts affects them. As a case with such constitutional importance this trial will be under national scrutiny and offer insight into how the courts function without presenting any undue problems with fearful or over-wrought witnesses. Cameras bring more transparency and accountability to the system. The success of the polygamy pilot project proved the value of cameras in the court. There are now well-established provisions to allow judges to ensure that a fair and impartial trial is not compromised. We make this application because it's a good idea for all these reasons and there are proper safeguards in place.

The applicant has contacted both Mr. Grant and Mr. Penner. Both advised they are in consultation with their clients and would return with the decision on consent by Friday, August 26. The applicant will update the filing as soon as there is a response from both parties.

The applicant acknowledges having read *PD-48 - Video Recording or Broadcasting of Court Proceedings* and undertakes to abide by the practice direction and any order of the court made in this proceeding.

As the person authorized to make this application on behalf of the media organization, I agree to be the contact person for the any pooling agreement that is concluded and I undertake to notify the court of my replacement if I cannot act in that capacity.

Dated: August 23, 2016



*Signature of Authorized Representative
of Applicant Media Organization*

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