

August 26, 2022

File No. 3540-005

VIA EMAIL

BC Human Rights Tribunal  
1270 – 605 Robson Street  
Vancouver, BC V6B 5J3

**Attention: Dan Varnals  
Case Manager**

Dear Mr. Varnals:

**Re: *Glynnis Kirchmeier and Glynnis Kirchmeier obo others v. University of British Columbia* (Case Number CS-001093 / 14965)**

Please find enclosed for filing the Respondent's witness list and response to statement of remedy.

We did not file these materials earlier as we were waiting for a response from the Complainant to deficiencies noted in her witness list and statement of remedy. No response has yet been received, and so we file the Respondent's Form 9.3 and Form 9.6 subject to needing to amend them if and when the Complainant revises her Form 9.3 and Form 9.4.

The Respondent has no documents relevant to remedy that have not been previously listed and disclosed.

The witness list filed by the Complainant is insufficient to meet the Tribunal's Rules. In particular, the witness list contains five anonymous witnesses. Two witnesses are listed simply as "Student B" and "Student F". Three expert witnesses are described only by their area of expertise. As a matter of fairness, the Complainant must disclose the names of all of the witnesses she intends to call of the hearing.

The Form 9.4 disclosed by the Complainant is also deficient. The Rules require the Complainant to set out the details of the remedies sought by her under section 37 of the *Code*. While the Complainant has particularized in great detail the non-monetary remedies sought by her, she has provided no details of the monetary remedies sought. In particular, she has not set out the amounts she is seeking for injury to dignity, expenses, lost wages, or any other heads of damages.



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The Complainant has also not identified the members of the classes seeking these damages. In the absence of identifying the class members seeking the damages, it is impossible for the Respondent or the Tribunal to attempt to quantify the Complainant's requests.

Further, the Complainant has not filed a Form 9.5 listing the documents relevant to the remedies sought, nor has she provided disclosure of any such documents.

The Respondent asks that the Tribunal direct the Complainant to revise Forms 9.3 and 9.4 in accordance with the Tribunal's Rules and to file a Form 9.5.

Yours very truly,

**Roper Greyell LLP**

Per:

A handwritten signature in black ink, appearing to read 'J Devins', written over the printed name.

Jennifer Devins

JRD:JD

Encl.

cc. Client