EURO ASIA TRANSLOAD INC. (“EURO ASIA”)  

AND  

SKYWEST TRUCKING LTD. (“SKYWEST”)  

The purpose of this supplement to the Decision Digest is to summarize the outcome of Port Metro Vancouver’s decision to suspend Euro Asia and Skywest, effective March 25, 2013. For a detailed summary of the facts and the reasons for the decision, please refer to the March 18, 2013 decision of the Decision Digest.

Suspension

On March 18, 2013, Port Metro Vancouver notified Euro Asia and Skywest that, effective March 25, 2013, their TLS Licences would be suspended for the greater of 21 days and the date upon which full restitution was made to the Independent Operators and confirmed by the Dispute Resolution Office.

Subsequent Events

All Independent Operators were notified of the specific amounts owed to them by Euro Asia and/or Skywest. Independent Operators were also asked to confirm when full restitution had been made. The Dispute Resolution Office sought additional documentation directly from the companies to verify payments were received.

Euro Asia and Skywest were advised that all documentation had to be received within 60 days of the effective date of the suspension, failing which their TLS Licences would be terminated without further notice.

Outcome

After reviewing the above-referenced documentation and in consultation with the Dispute Resolution Office, Port Metro Vancouver determined that:

- Euro Asia made full restitution, as directed.
- Skywest failed to make full restitution.

Euro Asia has been permitted to reinstate its TLS Licence.

Skywest’s TLS Licence was terminated, effective June 7, 2013.