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March 1, 2012

Yves Desjardins-Siciliano
General Counsel
Via Rail Canada Inc.
2 Place Ville-Marie
Montreal, Quebec H3B 2C9

Dear Mr. Desjardins-Siciliano:

RE: Via Rail Derailment Class Action

Further to our letter dated February 29, 2012, it has come to our attention that Via Rail representatives are actively contacting the passengers and that Via Rail has sent a letter to all of the passengers requesting that they contact Via Rail. The purpose of these discussions would appear to be to elicit information regarding the passengers' health and injuries.

Since this matter is before the courts and since a potential class action has been filed with the courts, it is our opinion that Via is not entitled to solicit information from the passengers except under court supervision. This would require Via to send an appropriate letter to the passengers informing them of their legal rights and informing them that they have no obligation to speak with Via and that they should consult with counsel before electing to do so. Each letter to each passenger should be forwarded to class counsel and we should be provided with contact information for every passenger so that we can alert them to their legal rights.

Therefore, until we have worked out at an appropriate procedure for contacting the passengers, I would ask you to confirm that Via Rail will **not** speak with any of the passengers about their health or injuries.

Please confirm your agreement to the foregoing by no later than 5 p.m. today, failing which we will apply to court for an urgent court order. I urge you to speak with your legal counsel so that you can verify the accuracy of the foregoing.

Yours very truly,
FALCONER CHARNEY LLP

Theodore P. Charney
IPC/aw

cc: Sharon Strosberg
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