SUPERIOR COURT OF JUSTICE (CENTRAL EAST REGION: BARRIE)

DONALD BEST

Plaintiff

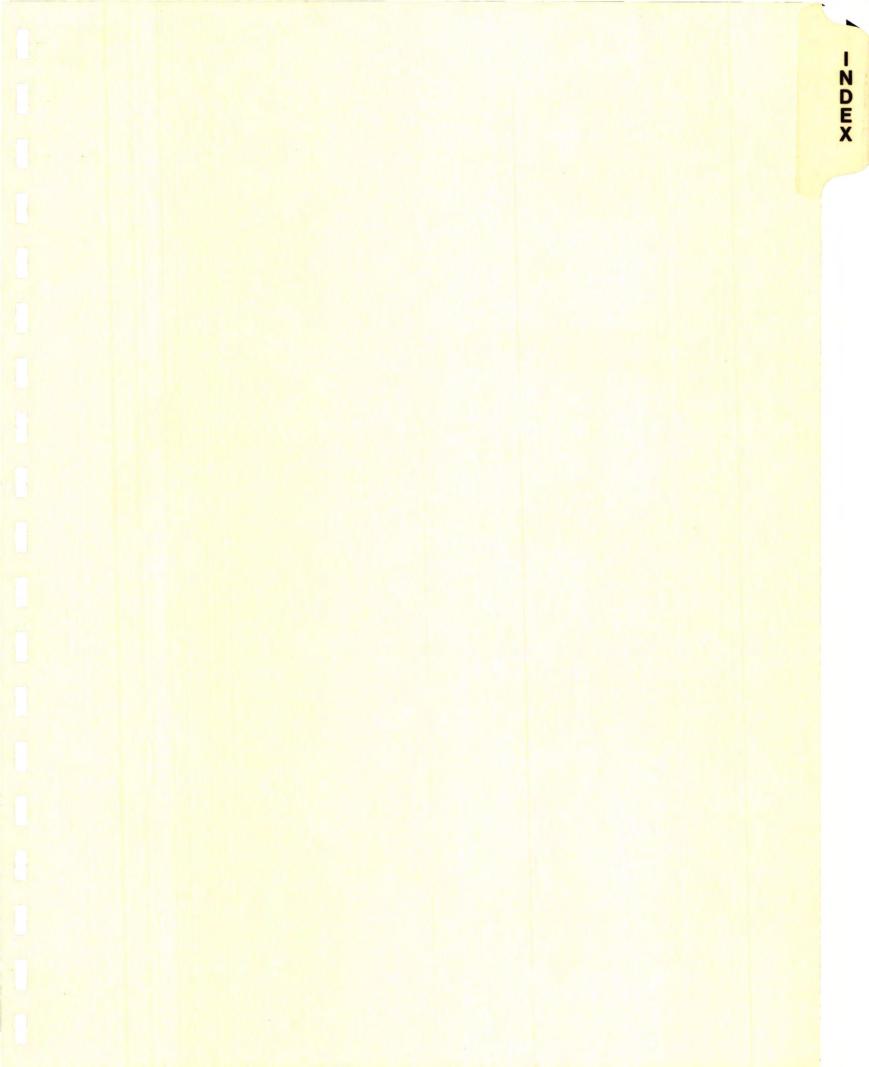
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GERALD LANCASTER REX RANKING; SEBASTIEN JEAN KWIDZINSKI; LORNE STEPHEN SILVER; COLIN DAVID PENDRITH; PAUL BARKER SCHABAS; ANDREW JOHN ROMAN; MA'ANIT TZIPORA ZEMEL; FASKEN MARTINEAU DUMOULIN LLP; CASSELS BROCK & BLACKWELL LLP; BLAKE, CASSELS & GRAYDON LLP; MILLER THOMSON LLP; KINGSLAND ESTATES LIMITED; RICHARD IVAN COX; ERIC IAIN STEWART DEANE; MARCUS ANDREW HATCH; PHILIP ST. EVAL ATKINSON; PRICEWATERHOUSECOOPERS EAST CARIBBEAN (FORMERLY 'PRICEWATERHOUSECOOPERS'); **ONTARIO PROVINCIAL POLICE:** PEEL REGIONAL POLICE SERVICE a.k.a. PEEL REGIONAL POLICE; **DURHAM REGIONAL POLICE SERVICE; MARTY KEARNS: JEFFERY R. VIBERT;** GEORGE DMYTRUK; LAURIE RUSHBROOK; JAMES (JIM) ARTHUR VAN ALLEN; **BEHAVIOURAL SCIENCE SOLUTIONS GROUP INC.; TAMARA JEAN WILLIAMSON; INVESTIGATIVE SOLUTIONS NETWORK INC.; TORONTO POLICE ASSOCIATION;** JANE DOE #1; JANE DOE #2; JANE DOE #3; JANE DOE #4; JANE DOE #5 JOHN DOE #1; JOHN DOE #2; JOHN DOE #3; JOHN DOE #4; JOHN DOE #5

Defendants

MOTION RECORD

(PLAINTIFF INTERIM INJUNCTION MOTION)



SUPERIOR COURT OF JUSTICE (CENTRAL EAST REGION: BARRIE)

DONALD BEST

Plaintiff

- and-

GERALD LANCASTER REX RANKING; SEBASTIEN JEAN KWIDZINSKI; LORNE STEPHEN SILVER; COLIN DAVID PENDRITH; PAUL BARKER SCHABAS; ANDREW JOHN ROMAN; MA'ANIT TZIPORA ZEMEL; FASKEN MARTINEAU DUMOULIN LLP; CASSELS BROCK & BLACKWELL LLP; BLAKE, CASSELS & GRAYDON LLP; MILLER THOMSON LLP; KINGSLAND ESTATES LIMITED; RICHARD IVAN COX; ERIC IAIN STEWART DEANE; MARCUS ANDREW HATCH; PHILIP ST. EVAL ATKINSON; PRICEWATERHOUSECOOPERS EAST CARIBBEAN (FORMERLY 'PRICEWATERHOUSECOOPERS'); **ONTARIO PROVINCIAL POLICE:** PEEL REGIONAL POLICE SERVICE a.k.a. PEEL REGIONAL POLICE; **DURHAM REGIONAL POLICE SERVICE; MARTY KEARNS: JEFFERY R. VIBERT;** GEORGE DMYTRUK; LAURIE RUSHBROOK; JAMES (JIM) ARTHUR VAN ALLEN; **BEHAVIOURAL SCIENCE SOLUTIONS GROUP INC.; TAMARA JEAN WILLIAMSON; INVESTIGATIVE SOLUTIONS NETWORK INC.; TORONTO POLICE ASSOCIATION;** JANE DOE #1; JANE DOE #2; JANE DOE #3; JANE DOE #4; JANE DOE #5 JOHN DOE #1; JOHN DOE #2; JOHN DOE #3; JOHN DOE #4; JOHN DOE #5

Defendants

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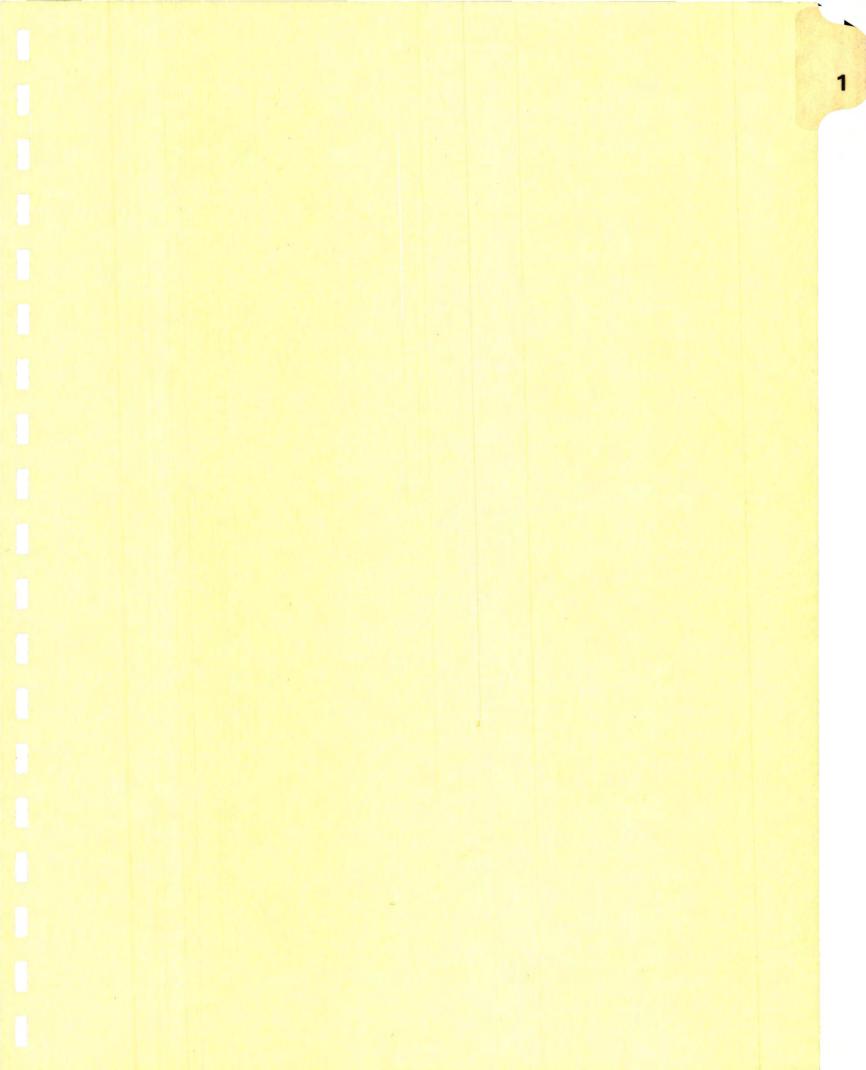
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Sealed Exhibits (To be provided to the court upon instructions)

S1	Barbados Underground	October 30, 2009	post with comments,	unredacted.

- S2 Barbados Underground January 28, 2009, Iain Deane post with comments, unredacted.
- S3 'Update The other side of the Kingsland Estate Court Matter Part XIII' attributed to 'BWWR' on December 4, 2008, unredacted.
- S4 October 21, 2009 Jim Van Allen affidavit. Unredacted.
- S5 Van Allen invoices to Ranking, Faskens. Unredacted by Best. Redacted by Ranking.
- S6 Faskens MTO records search for Donald Best, unredacted.
- S7 list of known internet locations and files, that are the subject of specific removal and recovery requests
- S8 unredacted excerpts of documents first published on Barbados Underground in 2010, purported to contain the names of Best family members.
- S9 Allarco report on Cassels server.
- S10 Zagar Affidavit sworn June 7, 2010, with exhibits: 8 computer disks, unredacted.
- S11 Examples where the legal / medical files of clients unrelated to the Nelson Barbados litigation were recklessly distributed.
- S12 Allard family birthdays, unredacted.
- S13 Information about Euclid Herbert / Selman, publisher of Barbados Underground.

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SUPERIOR COURT OF JUSTICE (CENTRAL EAST REGION: BARRIE)

DONALD BEST

Plaintiff

- and-

GERALD LANCASTER REX RANKING; SEBASTIEN JEAN KWIDZINSKI; LORNE STEPHEN SILVER; COLIN DAVID PENDRITH; PAUL BARKER SCHABAS; ANDREW JOHN ROMAN; MA'ANIT TZIPORA ZEMEL; FASKEN MARTINEAU DUMOULIN LLP; CASSELS BROCK & BLACKWELL LLP; BLAKE, CASSELS & GRAYDON LLP; MILLER THOMSON LLP; KINGSLAND ESTATES LIMITED; RICHARD IVAN COX; ERIC IAIN STEWART DEANE; MARCUS ANDREW HATCH; PHILIP ST. EVAL ATKINSON; PRICEWATERHOUSECOOPERS EAST CARIBBEAN (FORMERLY 'PRICEWATERHOUSECOOPERS'); **ONTARIO PROVINCIAL POLICE: PEEL REGIONAL POLICE SERVICE a.k.a. PEEL REGIONAL POLICE; DURHAM REGIONAL POLICE SERVICE; MARTY KEARNS: JEFFERY R. VIBERT;** GEORGE DMYTRUK; LAURIE RUSHBROOK; JAMES (JIM) ARTHUR VAN ALLEN; **BEHAVIOURAL SCIENCE SOLUTIONS GROUP INC.: TAMARA JEAN WILLIAMSON: INVESTIGATIVE SOLUTIONS NETWORK INC.; TORONTO POLICE ASSOCIATION;** JANE DOE #1; JANE DOE #2; JANE DOE #3; JANE DOE #4; JANE DOE #5 JOHN DOE #1; JOHN DOE #2; JOHN DOE #3; JOHN DOE #4; JOHN DOE #5

Defendants

NOTICE OF MOTION

(PLAINTIFF INTERIM INJUNCTION MOTION)

TAKE NOTICE THAT the Moving Party (Plaintiff) will apply to a judge of the Court at the Courthouse,

75 Mulcaster Street, Barrie, Ontario, on June 15, 2015 at 9:30 a.m. or so soon thereafter as the matter can be heard for an Interim Injunction ordering:

- a. For an order, that it be heard in priority to all other motions, except the motion for leave to amend and the jurisdiction motion, returnable on June 15, 2015, considering the urgency of this motion;
- b. a stop to the current and future reckless distribution, including publishing, of Identity Information and other private and confidential information;

- c. the taking down / removing from the internet of past and current published Identity Information, and other private and confidential information;
- d. the recovery of the past and current recklessly distributed Identity Information, where possible, including from members of the public, search engines, search engine caches and archival websites and caches;
- e. An accounting for past distribution of the Identity Information, and other private and confidential information to the extent possible;
- f. the prohibition of exhortations to others to commit criminal and quasi-criminal offenses in support of the defendants;
- g. the preservation of all evidence by defendants and other persons and entities as counsel may advise and this Honourable Court may permit;
- h. the examination of police records to determine to what extent those records are changed/corrupted/inaccurate due to the defendants' illegal access and influence to police personnel, resources, systems and organizations;
- the preservation of the confidentiality of certain documents which will be referred to in argument;
 or as otherwise advised or as this Honourable Court deems just.

PROPOSED METHOD OF HEARING: The motion is to be heard orally.

THE GROUNDS FOR THIS MOTION ARE:

- 1. Confidential and private information, and other documents and communications including:
 - a. 'Identity Information' as defined in the Criminal Code section 402.1, and the distribution of which is contrary to the Criminal Code 402.2(2) for the Plaintiff, his family members and others; and,
 - b. Other inappropriate, private, confidential and/or privileged information about the Plaintiff, his family members and others; and,

Public and private threats and harassment, and exhortations to the public to commit offenses against the
 Plaintiff and others in support of the defendants;

have been, and continue to be, circulated, publicized, recklessly distributed to the public and perpetrated by the Defendants and their John Doe co-conspirators. This includes a campaign and pattern of threats, harassment and defamation that is posted to websites on the internet. The attacks on the Plaintiff continue and are causing damage and fear to the Plaintiff. The Plaintiff needs these postings and publications to be stopped and for all offending materials to be traced and removed from places where it resides in order to prevent any further damage to him and others who are the target of this campaign.

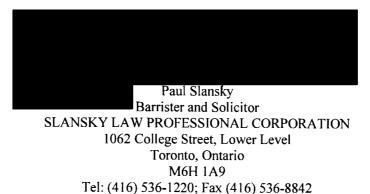
- 2. Certain defendants illegally employed and illegally paid a serving Ontario Provincial Police Detective Sergeant 'on the side' for illegal private investigations of the Plaintiff and for illegal access to police personnel, records and resources, and for the exercise of police powers and authorities outside of normal systems, procedures and jurisdictions, to benefit defendants in a civil lawsuit involving the Plaintiff's corporation and to benefit them in proceedings in furtherance of costs against the Plaintiff, examination of the Plaintiff and a contempt order against the Plaintiff.
- 3. The Defendants' 'unofficial, on the side' police agents placed information into police computer and records systems, including CPIC, in non-standard procedures outside of their normal jurisdictions.
- 4. Such further grounds as counsel may advise and this Honourable Court permit.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of this Motion:

- 1. Affidavit of Donald Best, sworn March 31, 2015;
- 2. Sealed exhibits to be filed only with the court after instructions have been received from the Honourable Court;
- 3. Such further material as counsel may advise and this Honourable Court may permit.

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DATED AT TORONTO, this 31th day of March, 2015



LSUC # 25998I

Counsel for the Moving Party (Plaintiff)

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- AND TO: Adrienne Lipsey Wardle Daley Berstein Bieber 2104 - 401 Bay Street P.O. Box 21 Toronto, ON M5H 2Y4 Tel.: 416-351-2771 Fax: 416-351-9196

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Counsel for Toronto Police Association

AND TO: Former Ontario Provincial Police Commissioner, Chris Lewis c/o Privacy & Records OPP General Headquarters 777 Memorial Avenue Orillia, ON L3V 7V3 Tel: 705-329-7540

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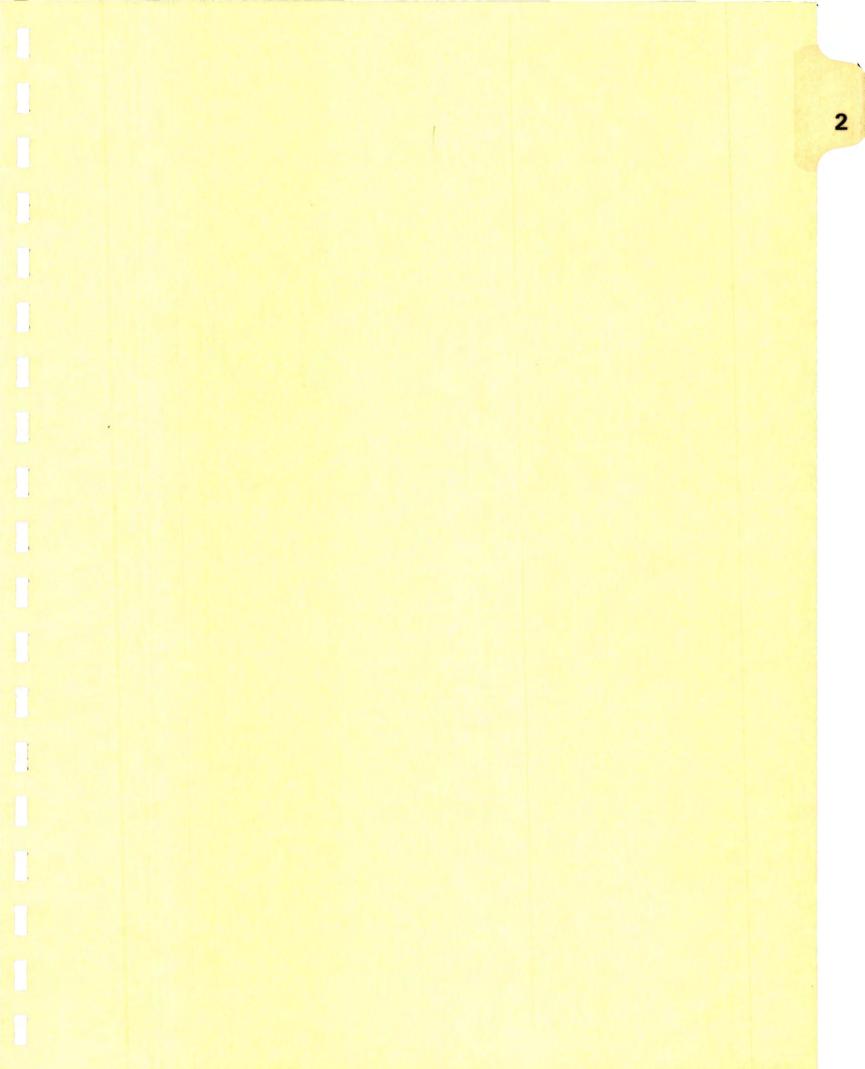
Counsel for Investigative Solutions Network Inc.

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Counsel for Kingsland Estates Limited, Richard Ivan Cox, Marcus Andrew Hatch, Philip St. Eval Atkinson, PricewaterhouseCoopers East Caribbean (formerly 'PricewaterhouseCoopers')

Court File No. 14-0815	SUPERIOR COURT OF JUSTICE	(CENTRAL EAST REGION)	PROCEEDING COMMENCED IN BARRIE	NOTICE OF MOTION	(PLAINTIFF INTERIM INJUNCTION MOTION)	Paul Slansky Barrister and Solicitor	Toronto, Ontario M6H 1A9	Tel: (416) 536-1220 Fax (416) 536-8842 LSUC #25998I	Counsel for the Plaintiff	
Donald Best (Plaintiff) v. Gerald Ranking et.al. (Defendants)										

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SUPERIOR COURT OF JUSTICE (CENTRAL EAST REGION: BARRIE)

DONALD BEST

Plaintiff

- and-

GERALD LANCASTER REX RANKING; SEBASTIEN JEAN KWIDZINSKI; LORNE STEPHEN SILVER; COLIN DAVID PENDRITH; PAUL BARKER SCHABAS; ANDREW JOHN ROMAN; MA'ANIT TZIPORA ZEMEL; FASKEN MARTINEAU DUMOULIN LLP; CASSELS BROCK & BLACKWELL LLP; BLAKE, CASSELS & GRAYDON LLP; MILLER THOMSON LLP; KINGSLAND ESTATES LIMITED; RICHARD IVAN COX; ERIC IAIN STEWART DEANE; MARCUS ANDREW HATCH; PHILIP ST. EVAL ATKINSON; PRICEWATERHOUSECOOPERS EAST CARIBBEAN (FORMERLY 'PRICEWATERHOUSECOOPERS'); **ONTARIO PROVINCIAL POLICE:** PEEL REGIONAL POLICE SERVICE a.k.a. PEEL REGIONAL POLICE; **DURHAM REGIONAL POLICE SERVICE; MARTY KEARNS: JEFFERY R. VIBERT;** GEORGE DMYTRUK; LAURIE RUSHBROOK; JAMES (JIM) ARTHUR VAN ALLEN; **BEHAVIOURAL SCIENCE SOLUTIONS GROUP INC.: TAMARA JEAN WILLIAMSON: INVESTIGATIVE SOLUTIONS NETWORK INC.; TORONTO POLICE ASSOCIATION;** JANE DOE #1; JANE DOE #2; JANE DOE #3; JANE DOE #4; JANE DOE #5 JOHN DOE #1; JOHN DOE #2; JOHN DOE #3; JOHN DOE #4; JOHN DOE #5

Defendants

AFFIDAVIT OF DONALD BEST (SWORN MARCH 31, 2015)

I, Donald Best, of the County of Simcoe, Ontario, MAKE OATH AND SAY AS FOLLOWS:

1. Introduction and Overview

- 2. I am the Plaintiff in this case. I am 60 years of age, a Canadian born in Ontario where I have always been resident. Although I was forced starting in late 2009 to spend over two years travelling outside of Canada as a direct result of the actions of many of the defendants and their co-conspirators, I have never applied for or been granted residency or citizenship in any other country.
- 3. I make this affidavit in support of a Motion for an Interim Injunction Order because the defendants or one or more of them and their co-conspirators both identified and yet to be identified ('John and/or Jane Does'), have in the past and continue to recklessly distribute to the public via the internet and other means;
 - a. Identity Information contrary to the Criminal Code section 402.2(2), for myself, my family members and others; and,
 - b. Other inappropriate, private, confidential and/or privileged information about myself, my family members and others; and,
 - c. Public and private threats and harassment, and exhortations to the public to commit offenses against me and others in support of the defendants.
- 4. The defendants and their Joe Doe co-conspirators continue to recklessly distribute Identity Information to the public in 2015, contrary to the Criminal Code section 402.2(2), and refuse to stop. The harm to me and others is significant, ongoing and increasing every day.

A. Protection of Identity Information and other private, confidential information, including in the courts.

- 5. There are very strict rules and laws applying generally in Ontario, and in the courts of Ontario, that relate to the protection of Identity Information and other personal, confidential and/or privileged information. The nondisclosure, non-distribution and non-publication of such information, as reflected in the standards and definitions in these various rules and laws have been breached in respect of my information and others' in this case, including those standards set by the Supreme Court of Canada¹, the Criminal Code², the Canadian Judicial Council³, the Police Services Act⁴ and the Law Society of Upper Canada and others.⁵
- 6. While the defendants might say that Justice Shaughnessy overrode or ignored these rules, procedures and laws in the Nelson Barbados vs Cox costs hearing, the evidence is clear that defendants deliberately deceived Justice

¹ The Supreme Court of Canada requires that the following be removed or redacted in SCC Documents (quoted): "personal data identifiers* or personal information that, if combined with the individual's name and made widely accessible to the public, could pose a serious threat to the individual's personal security. * The following are some examples of personal data identifiers or personal information that could pose a threat to an individual's personal security (as a result, for example, of identity theft, stalking or harassment): • names of individuals together with their addresses, • social insurance numbers, • account numbers for bank accounts, lines of credit, credit cards or other assets and corresponding PINs, and • medical records." (EXHIBIT 'A' SCC Appeal Documents Requirements Related to Factums pg4)(EXHIBIT 'B' SCC Policy for Access to SCC Court Records Sec 5.2 Court may restrict public access to personal data identifiers in court documents)

² Criminal Code Section 402.2(2) Transmit, Make Available, Distribute Identity Information being Reckless as to whether it will be used to commit fraud, identity theft etc. (EXHIBIT 'C': Extracts – Identity Information)

³ A Canadian Judicial Council Protocol states, "This type of information is susceptible to misuse and, when connected with a person's name, could be used to perpetrate identity theft especially if such information is easily accessible over the internet. Individuals have the right to the privacy of this information and to be protected against identity theft." (EXHIBIT 'D', CJC Protocol: Use of Personal Information... paragraphs 22, 23)

⁴ Defendant Van Allen violated Police Services Act, Sec 41(1.2) by including Best's Identity Information in his Oct 21, 2009 affidavit. Unauthorized release. (EXHIBIT 'E': PSA Sec41)

⁵ LSUC (EXHIBIT 'F' Practice Direction: Protection of Identifying Information see pg 5)

Shaughnessy. They deceived him when it came to the hearing to find me in contempt, and then later as to the actions being taken by the defendants in and out of court to recklessly distribute to the public vast quantities of Identity Information, confidential, private and/or privileged information. If Justice Shaughnessy had known or been truthfully advised by the lawyer defendants, it inconceivable that he would have allowed tens of thousands of pages of this information to have been made public, and recklessly distributed Contrary to the Criminal Code and other laws.

- 7. The defendants well knew the laws, rules and procedures they violated, just as they knew and intended the likely and long-term, continuing harm and consequences to the victims of their actions, including me. They carefully concealed their true intentions from the Court when they had a duty to be certain that the Laws and Rules were complied with, and especially since I was an unrepresented litigant.
- 8. One very important piece of evidence came to light during an inspection of the Nelson Barbados vs. Cox court file on October 30, 2012 with former Barrie Court Registrar Jim Edwards: the reckless distribution to the public of tens of thousands of digitally scanned privileged documents containing Identity Information in June of 2010 did not happen from the court. The computer DVDs containing the digital documents were still sealed, initialled and secure in the court file just as they were over two years before on June 8, 2010 when the defendants filed the DVDs as exhibits. The court staff confirmed that no one had previously asked for copies of the DVD disks.
- 9. The defendants are responsible for all of the reckless distribution to the public of tens of thousands of privileged documents; not the Court, not Justice Shaughnessy and not the court staff.

B. Identity Information and documents in question originated in Canada

- 10. The Identity Information that continues to be recklessly distributed to the public in contravention of the Criminal Code section 402.2(2) includes, but is not limited to: full names, addresses, computer accounts, user names and passwords, passport numbers and full passport copies, driver's licence numbers, photos, dates of birth, personal medical records, detailed bank account information, copies of written signatures, privileged legal files and other personal and confidential information. Some examples are contained within attached exhibits, and I will, at a later date, introduce more such evidence once I have had the opportunity to redact or otherwise ensure that Identity Information and other confidential information is not further recklessly distributed to the public, or otherwise handled in a manner that puts persons at risk. My lawyer intends to ask the Court for directions regarding this.
- 11. The defendants previously placed into the public domain, and recklessly distributed, tens of thousands of documents containing Identity Information and other private, confidential information for me, my family members and my company's witnesses; and also for dozens and dozens of persons and entities who have nothing to do with me or my case.
- 12. As just one egregious example of thousands, defendants unlawfully took from the Orillia, Ontario law office of my company's lawyers, the medical file of my lawyer's dying mother, including end-of-life 'do not resuscitate' instructions to medical staff. The defendants and their 'John Doe' co-conspirators recklessly distributed this to members of the public, published it on the internet, and then filed it as 'evidence' with the court without notifying the judge. The defendants and their co-conspirators are still recklessly distributing this medical file in 2015. The defendants refuse to stop.

- 13. I will be asking the judge to establish a protocol in my case to protect innocent people from being harmed and to prevent the defendants from repeating their reckless distribution of Identity Information Contrary to the Criminal Code.
- 14. The vast majority of the Identity Information and other private, confidential information referred to above;
 - a. Originally resided in Ontario and was first taken or obtained by the defendants from one or more of these Ontario locations: a law office in Orillia, Ontario; a law office in Toronto, Ontario; the records of various ministries of the Government of Ontario; the records of various police forces in Ontario (including at RCMP / CPIC in Ottawa, Ontario); the records of the Toronto Police Association in Toronto, Ontario. Some of it was obtained illegally by the defendants;
 - b. Was first obtained by defendants who are residents of Ontario (the 'Ontario defendants');
 - c. Was obtained by the Ontario defendants by acts contrary to various Ontario and Canadian laws, including the Criminal Code;
 - d. Was first recklessly distributed by the Ontario defendants, to others in Ontario. Only after first being recklessly distributed in Ontario was the Identity Information then recklessly distributed to other defendants in Barbados and to the public around the world;
 - e. Was illegally obtained and recklessly distributed by the Ontario defendants and thereafter by other defendants and co-conspirators with the intent of harming me, Donald Best, whom the defendants knew was a lifetime Ontario resident;

C. Harm to me is significant and ongoing

- 15. I live in fear every day, as do some of my loved ones and some of my witnesses. As a direct result of the defendants and their co-conspirators recklessly distributing my Identity Information to the public, and continuing to do so via the internet and other means today in 2015, I am currently denied employment, denied rental accommodations, and suffer identity theft and repeated attempted identity theft. As related in other sections of this and other affidavits, I was beaten on the street, the family car was shot up, and one of my children was directly threatened. In November 2009 my family and I had to leave Canada on an emergency basis to be safe and deal with this. All of this and more is a direct result of the actions of the defendants and their co-conspirators. It was and still is their intent to do me harm, and the harm is continuing every day.
- 16. In October 2009, the defendants knew that I was a former undercover Toronto Police Sergeant, and undercover investigator working for 30 years against organized crime and other serious, violent criminals. They naturally and correctly knew that some criminals I had arrested and charged in the past would threaten me, and my loved ones, and do us violence and other harm if they could learn our addresses and other Identity Information. Some of the defendants and their 'John Doe' co-conspirators actually published this intent on the internet in plain language, starting in October 2009 and continuing to this day in 2015.
- 17. With this intent on October 30, 2009, the defendants and their coconspirators first recklessly published on the internet at 'Barbados Underground' website; my Identity Information including my full name, driver's licence number, date of birth, and address history since I was 17 years old.

- 18. Attached hereto as EXHIBIT 'G' is a redacted version of the October 30, 2009 Barbados Underground ('BU') article, "The Shady, Secretive World Of Peter Andrew Allard And The Graeme Hall Nature Sanctuary: Does Barbados Need Any Of It". I made the redactions to prevent the defendants from again distributing my Identity Information.
- 19. SEALED EXHIBIT 'S1' is an unredacted version of this October 30, 2009 BU article, which is still published on the internet and available to the public.
- 20. Some of this Identity Information had been illegally obtained from Toronto Police / Toronto Police Association records by an Ontario Provincial Police detective sergeant, defendant Van Allen, who had been illegally hired for that very purpose and illegally paid money 'on the side' by lawyer defendants Faskens, Ranking and Kwidzinski.
- 21. The October 30, 2009 BU article and many subsequent internet postings informed the public of my police background and called upon criminals I had arrested in the past to hunt me, and my family, down and to relay information to defendant Lorne Silver and Cassels Brock & Blackwell LLP.
- 22. Some postings reflect threats to shoot me, my lawyer, my witnesses and my business associate. The defendants published my photo and exhorted their supporters, members of the public and persons I had arrested to stalk me, my loved ones and others. Defendants published the names of some of my family members and children. They attempted to cause division in my family by publicly calling on the internet for any disaffected family members to report my movements and private information to Lorne Silver.
- 23. Most of this material is still published on the internet, along with vast amounts of my and other persons' Identity Information and confidential,

private and privileged documents that the defendants recklessly distributed to the public. In 2015, the defendants, or one or more of them, and their coconspirators still link, point and refer online to these documents and still encourage persons to harm me. Tens of thousands of these documents are still made available to the public in online forums and some other temporary internet venues frequented by criminals, hackers and gang members.

- 24. I receive pretext phone calls from persons claiming to be financial institutions, and sometimes claiming to be my bank. Recently, I received calls from persons claiming to be from retail stores such as Canadian Tire and Sears. These persons know my date of birth, driver's licence number and other Identity Information and attempt to gain more information by repeating my Identity Information to me as if they are genuine employees seeking to confirm credit information or purchases. This never happened before October, 2009 when the defendants started to distribute my Identity Information. No 'phisher' or 'fraudster' ever read me my driver's license number before then.
- 25. I live in constant fear every day, as do certain members of my family and some of my witnesses. It is worrisome and impacts my life on a daily basis. The ongoing reckless distribution of my Identity Information has made for many negative changes in my life. It is very stressful. I have gained a terrible amount of weight over this stress and am under a doctor's care as I attempt to deal with it.
- 26. I have to be wary of surveillance. I never answer the door unless I know someone is coming to my residence. I have strong locks and keep my window coverings closed. I am reluctant to enjoy myself outside and seldom do. This is a big change from my life prior to October 2009. Also I am reluctant to

make the acquaintance of neighbours or to have deliveries made at my residence.

- 27. These days many people regularly look for new and old friends using 'Google', 'Facebook', Twitter, Pinterest and other internet tools. It would only take a neighbour or new acquaintance to innocently say on their Facebook page that I am living at a certain address, and it would be available via a Google internet search around the world within minutes. Aside from physical risk from persons wishing to harm me, this would be the last missing piece of Identity Information that would undoubtedly lead to further identity theft and fraud attempts.
- 28. Prospective landlords and new and old employers regularly search for people on the internet. I know this because I have been denied both rental accommodations and employment and been told it was because of my internet profile. As recently as last month, I was denied a small bachelor apartment in Barrie, Ontario on the basis of internet postings by the defendants, still published online at the 'Barbados Underground' website. I was denied employment in a fast-food restaurant and told that unfortunately my presence would create an "atmosphere of fear" in the workplace due to the online exhortations for criminals to hunt me down.
- 29. I know that some of the defendants, including Canadian lawyer defendants, and some of their co-conspirators still search the internet for me in 2015, because when they do they sometimes leave digital fingerprints as described in another section of my affidavit. Strangers still call some of my extended family and attempt to discover information about me. This makes family, friends and me more fearful, and this activity has never stopped since my company launched the Nelson Barbados vs Cox lawsuit in 2007.

30. The ongoing reckless distribution of Identity Information and other private information continues to cause stress, division and other harm amongst my family and friends, and is directly responsible for estrangement in some cases.

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Defendants illegally paid Police to Acquire Identity Information & gain advantage in Civil Lawsuit

- 31. Further, there is strong evidence (astonishingly including invoices for illegal services rendered: Exhibit 'Y') that the defendants or one or more of them, paid money illegally, and police defendants received money illegally 'on the side', to subvert and use police personnel, resources, powers and authority in Ontario for the defendants' private benefit to gain advantage in the Nelson Barbados v. Cox civil lawsuit and other court proceedings for costs against me personally, to examine me and to secure my conviction for civil contempt of court.
- 32. The defendants' illegal and corrupt use of police generally involved three primary abuses:
 - a. Investigations: Illegal 'on the side' private investigations by police personnel to gain advantage in a civil suit.
 - b. False Evidence: Illegally paying corrupt police personnel 'on the side' to place false, deceptive and misleading evidence before Justice Shaughnessy and other courts in the matter of costs proceedings, examination proceedings and contempt proceedings against me.
 - c. Influence and access to police systems: Illegal payments made to cause police systems and police organizations to act outside of normal jurisdictions and procedures to give advantage to one side of a civil lawsuit, and cause harm to opponents.

- 33. This totally illegal and corrupt use of police personnel, resources, systems and organizations to influence the courts and gain advantage in a civil lawsuit is still impacting my daily life. The fact that the defendants successfully paid 'on the side' for private and illegal access to police personnel, records and resources and for the exercise of 'extrajudicial' police power outside of normal systems, procedures and jurisdictions has made me fear and distrust all police, and reasonably so.
- 34. I do not know if the defendants are still illegally buying access to police personnel, systems and organizations. Further, as detailed below, the defendants' corrupt police agents placed information about me into police computer systems, including CPIC, in non-standard procedures outside of their normal jurisdictions, that resulted in my harassment and false arrest by police on the streets of Ontario.
- 35. All of this raises the question, "What else did the defendants and their corrupt police agents do that they should not have been doing, and will any of it still harm me or my loved ones in the future?"
- 36. I do not know the full extent of the defendants' illegal access and influence upon police organizations and data. From the evidence I have, I know that the defendants' 'unofficial, on the side' police agents placed information into police computer and records systems, including CPIC, in non-standard procedures outside of their normal jurisdictions.
- 37. Based upon my previous police experience and knowledge, and the current evidence, I strongly believe that the defendants' illegal police agents made improper changes to police data and information that will cause me harm in the future. For this reason I am asking the court to order an examination of

police records to determine to what extent those records are changed/corrupted/inaccurate due to the defendants' illegal access and influence to police personnel, resources, systems and organizations.

- 38. As an example of how the defendants' illegal police agents disregarded normal police procedures and records keeping, I was informed by Sergeant Laurie Rushbrook of the Durham Regional Police Professional Standards Unit, in a series of recorded telephone calls, that both Peel Regional Police and Durham Regional Police officers involved themselves in my civil case for no justifiable reason. The Peel and Durham police personnel used undocumented and non-standard procedures for which there was no explanation.
- 39. Both Peel and Durham police officers acted outside of their normal procedures, jurisdictions and duties, and without creating normal records or documentation. They have yet to account or explain.
- 40. In the case of Peel Regional Police personnel, their undocumented, nonstandard procedures, and improper entry of my data into the national CPIC (Canadian Police Information Centre) computer system, directly led to my false arrest and jailing by Barrie OPP officers on September 16, 2013. The arresting OPP officer advised me that the strange involvement of Peel Police had caused a fault that resulted in CPIC and the RCMP not knowing that I was out on bail for my Contempt of Court charge. The strange, undocumented involvement of Peel Regional Police personnel in a civil case that had nothing to do with their policing jurisdiction has never been explained, and puzzled Sergeant Rushbrook as well.
- 41. Sergeant Rushbrook informed me in a recorded telephone conversation that the involved Durham special constable said he had no recollection of why he

performed an undocumented investigation of me in the middle of a civil case costs hearing, who asked him to investigate me, who gave him my Identity Information, or what he did with the product of his investigation. The Durham officer made no official reports, and made no entry into his memo book about the investigation. Sergeant Rushbrook informed me that the officer retired from the police service only a day or two after she first spoke with him, and before a formal interview could be scheduled.

- 42. As described in more detail later, in October 2009 the defendants Faskens, Ranking, Kwidzinski and others illegally hired an Ontario Provincial Police detective sergeant, defendant Jim Van Allen, 'on the side' to conduct an illegal investigation of me using his police resources in support of all the defendants in Nelson Barbados vs Cox and to seek costs against me personally, to examine me and to have me found in contempt. The defendants deceived Justice Shaughnessy and concealed from the court and from me, Van Allen's status as a serving police officer, and his illegal activities.
- 43. Further, in 2013 when tasked by the Commissioner of the RCMP to investigate the improper activities of Van Allen, officers from the Ontario Provincial Police Professional Standards Unit engaged in a cover-up of their colleague Van Allen's criminal activities, lied to me and withheld evidence from Justice Shaughnessy (and presumably from the RCMP Commissioner) that probably would have caused the court to find me innocent of Contempt of Court. I have voice recordings of the police and other evidence that backs this up.
- 44. Further, as indicated in my affidavit filed April 29, 2013 attached hereto as EXHIBIT 'I', an internal investigation by the Durham Regional Police Professional Standards Unit found that in December 2009, a Durham Police

special constable performed an unauthorized, undocumented, unofficial investigation of me using police resources including RCMP/CPIC resources.

45. That same Durham Regional Police Professional Standards Unit investigation discovered that unknown personnel from the Peel Regional Police became involved in the process for no apparent reason, totally outside of their normal jurisdiction, and like the Durham Police special constable, kept none of the usual police records of their activities.

Injunction

- 46. It would greatly assist to stop or reduce current and future crimes against me and many others if an Injunction ordering:
 - a. For an order, that it be heard in priority to all other motions, except the motion for leave to amend and the jurisdiction motion, returnable on June 15, 2015, considering the urgency of this motion;
 - b. A stop to the current and future reckless distribution, including publishing, of Identity Information and other private and confidential information;
 - c. Taking down / removing from the internet of past and current published Identity Information, and other private and confidential information;
 - d. The recovery of the past and current recklessly distributed Identity Information, where possible, including from members of the public, search engines, search engine caches and archival websites and caches;
 - e. An accounting for past distribution of the Identity Information, and other private and confidential information to the extent possible;
 - f. The prohibition of exhortations to others to commit criminal and quasi-criminal offenses in support of the defendants;
 - g. The preservation of all evidence by defendants and other persons and entities as counsel may advise and this Honourable Court may permit;

- Examination of police records to determine to what extent those records are changed/corrupted/inaccurate due to the defendants' illegal access and influence to police personnel, resources, systems and organizations;
- i. The preservation of the confidentiality of certain documents which will be referred to in argument or as otherwise advised or as this Honourable Court deems just.
- 47. As related in more detail later, I attempted to have the Identity Information and other personal and confidential information removed from the internet, and recovered where possible, but the perpetrators refuse to do so.
- 48. In a recorded conversation with me on November 17, 2009 some of the known perpetrators who are Ontario lawyer defendants in my civil lawsuit (Ranking, Silver, Kwidzinski) chuckled at my pleas to them to stop recklessly distributing Identity Information and to stop putting me and my family at risk of identity theft and other criminal acts. They said they didn't care. They said it was a non-issue and they wouldn't help to prevent crimes (including Identity Theft) against my family and me even if they could.
- 49. As detailed later, during the call the lawyer defendants also lied to me about knowing who hired the 'private investigator'. They also made and filed as evidence with the court a false 'Statement for the Record' claiming I told them that I had received a certain court order, when I told them exactly the opposite a number of times. They then lied to Justice Shaughnessy orally and in writing. I recorded this telephone call, so the court can have no doubt about what they said to me, what I said to them and what evidence they put before Justice Shaughnessy in writing and orally on the record.
- 50. The court can listen to a certified voice recording of the above November 17, 2009 telephone conversation with Ranking, Silver and Kwidzinski and read the transcript, both of which are attached hereto as EXHIBIT 'J' (Affidavit of

Audio Expert & Call Transcript Nov 17, 2009, without Primeau C.V.) and EXHIBIT 'K' (Digital Recording of Call, Nov 17, 2009).

- 51. After chuckling at me as I begged them to stop harming my family and me, and telling me that they wouldn't help me even if they could, the defendants in the next year recklessly distributed to the public tens of thousands more documents containing vast amounts of additional Identity Information and other confidential and private information: all of which was also published on the internet by the defendants and their co-conspirators.
- 52. Further, I communicated with several websites that had posted my Identity Information and other private information online. Some such as Wikipedia.org and Viviti.com removed the information upon my request. However one website published by certain Barbados and Ontario defendants and co-conspirators, called 'Barbados Underground', refuses to remove the Identity Information and personal and confidential information that was recklessly distributed by the Ontario defendants.
- 53. This Identity Information and personal confidential information remains published on the internet and is available to anyone, not only at Barbados Underground but at Google, Archive.org, Yahoo and dozens of other major and minor archival websites that have copied the Barbados Underground articles and/or copied the tens of thousands of documents that defendants originally recklessly distributed.
- 54. That is one of the reasons why I need an injunction: the perpetrators refuse to stop, and they will not remove, unpublish, recover or account for the Identity Information they have already recklessly distributed to the public in contravention of the Criminal Code and other laws. There is no downside or inconvenience to them in making them stop.

D. Tracing and Recovery starts at the Source: Canadian Lawyer Defendants

Need for preservation of evidence and records of distribution in order to account for and recover Identity Information and other confidential, private and privileged documents. Prevent further reckless distribution.

- 55. As will be evident after reading my entire affidavit, the Ontario defendant lawyers and law offices are the primary sources of my and dozens of other persons' Identity Information and confidential, privileged information still being recklessly distributed to the public on the internet and by other means.
- 56. The Ontario lawyers and law offices are at the top of the distribution network. They are the launch points from which tens of thousands of digitally scanned privileged documents containing Identity Information, were sent into the world to be used by anyone, for any purpose whatsoever, with no controls, monitoring or accountability.
- 57. At best, the Ontario lawyers and their law offices acted with recklessness as to whether the Identity Information would be used to commit fraud, identity theft or other similar crimes. They, above anyone, know the law.
- 58. At worst, this was done maliciously with full intent to harm; and there is lots of solid evidence in this affidavit and elsewhere indicating intent by some Ontario lawyers and others.
- 59. The harm continues for me, for my family, my witnesses, friends, and associates. There are also dozens of other people I don't even know, whose privileged legal files containing Identity Information were for some reason

selected by Mr. Silver and other Ontario lawyers for distribution to the public. These victims had nothing to do with me or the Nelson Barbados v. Cox lawsuit.

- 60. Mr. Silver admitted to me on the court record on January 11, 2013 that he sent the computer disks containing tens of thousands of unredacted documents to his clients. Mr. Silver and the other lawyers and law offices should have records of their distribution of those disks, and the correspondence and instructions that they sent with the disks. The people who received them should be made to return the disks to the court and account for any additional distribution. The case was over, and settled with millions paid in costs before the disks were filed with the court.
- 61. My ability to repair my own situation without the cooperation of the defendants and other perpetrators is limited by the fact that data is in the hands of people who gave it to other people we don't know, and they could spread it again.
- 62. I am seeking the assistance of the Court to obtain this distribution information so the disks and the information can be recovered as best as is possible. The defendants, especially the Canadian lawyer defendants, should know to whom they first distributed the Identity Information, and should have records that they can easily access. We need full disclosure so we can recover this information and prevent additional reckless distribution as best as we are able.
- 63. Further, once the court has ordered an injunction, it is a simple matter to order websites, Google, Yahoo and other search engines and archives to comply, and for me and other victims to monitor for compliance and to apply the injunction if new websites re-publish the documents. Most internet

hosting companies, regardless of location and country, respect a court order according to hosting policies I have read online. This would not inconvenience the defendants.

- 64. At this point, no solution will be perfect, but if the court grants the injunction at least I will have a hope of getting my life back. Without the injunction, my Identity Information will remain forever in the public domain, where the Canadian lawyer defendants and the others placed it. That is true for many other people as well.
- 65. Notwithstanding the international reality of the internet, just as I continue to live in Ontario, the defendants' and their co-conspirators' past and continued reckless distribution of Identity Information and other acts intended to harm me and my loved ones are directed to me in Ontario, are intended to be received by me in Ontario, are intended to harm me in Ontario, and are harming me in Ontario.

E. Context: Why is this happening?

66. As further explained in later paragraphs, many of the defendants, their coconspirators and supporters waged and continue to wage a well-documented long-term and unrelenting Campaign of harassment, intimidation, violence and other criminal acts against myself, other plaintiffs, witnesses, lawyers and our family members who oppose these defendants and their coconspirators in various past and current legal actions ('The Campaign'). The Campaign is designed to deter others and myself from seeking justice through the courts, or from being a witness or lawyer in opposition to the defendants and their co-conspirators in high-stakes litigation involving assets worth hundreds of millions of US dollars; much of it land holdings on the small island nation of Barbados.

- 67. The Campaign consists of acts delivered by various means including, but not limited to, the Internet, physical mischief, intimidation, violence and abuse of court procedures. The evidence shows that some of the acts against others and me occurred in Canada, while other acts happened in Barbados, the United Kingdom, Florida and Oceania and on the Internet.
- 68. The Campaign started in about 1999, and escalated in steps with recent years from 2009 to the present seeing greatly increased activity specifically targeting my family and me in Ontario.
- 69. As shown later herein, there is an obvious directed coordination and link between Campaign acts committed on the internet, and committed elsewhere. Every one of the wrongful actions perpetrated by various defendants was, and is, in support of the overall joint campaign. The evidence in this affidavit proves co-ordination, communications, joint and individual actions all in support of the larger campaign.
- 70. Further, the proven acts of wrongdoing by some of the lawyer defendants within the Court environment (fabricating evidence, directly lying to the person being cross-examined, illegally employing police officers 'on the side' to commit illegal acts, are as much a part of the Campaign as are acts of violence committed on the street. There is also proven crossover where personnel from some Ontario law offices have actually been caught directly participating in The Campaign: for instance, sending anonymous threats to my company's witnesses (Incident #1), providing privileged documents to clients, advising that the documents be posted on anonymous websites that are known for publishing threats against me, and my witnesses (Incidents #2 & #3) and legal personnel anonymously placing documents onto the internet themselves (Incident #7).

- 71. The Campaign continues to this day with new events, as does the ongoing harm to me and to others. No court has ever dealt with the Campaign.
- 72. Although Justice Shaughnessy once stated that he had in 2008 dealt with such issues, the record shows the Honourable Justice misspoke, and that he had only dealt with a single oral threat to my company's lawyer as delivered by a defendant through a third party, and tape-recorded at the time. Even in that case, the Honourable Justice validated that a threat had been made, but ruled it was not serious enough to prevent my company's lawyer from traveling to Barbados.
- 73. In any event, since Justice Shaughnessy dealt with the single oral threat in 2008, the Campaign has continued and escalated with many new incidents since then; including acts against witnesses, lawyers, others, me and our families: including assaults, abduction at gunpoint, home invasion, arson, direct approach and threats to my children and to the family of my company's lawyer, sabotage of vehicles, identity theft and many other crimes. I was ambushed and beaten on the street in an obvious warning. In 2012 my witness John Knox sustained dangerous head injuries during a gunpoint abduction and beating at the family home in Barbados; this after the location of the home was published on the internet with exhortations to stalk the family (See Exhibit 'S', comment BWWR Dec 6, 2008 7:07am). I am advised by Mr. Knox and verily believe that the Barbados Police told him that one of the persons involved in the planning of the crime was associated to the defendant Richard Ivan Cox and lives on land held by the defendant Kingsland Estates Limited.
- 74. The defendants' reckless distribution to the public of Identity Information contrary to the Criminal Code that is at the core of my request for an Interim

Injunction is a part of the overall Campaign. However, the reckless distribution of Identity Information and other personal, private information also stands on its own.

F. Identified Defendants and Co-Conspirators

- 75. Although some of the perpetrators have yet to be identified ('John Does'), my affidavit contains strong evidence of direct participation by some defendants, including some Canadian lawyers and law offices, in acts that include posting anonymous internet threats against witnesses, directing their clients / co-conspirators to post materials against witnesses on anonymous websites, and recklessly distributing Identity Information to the public; knowing and maliciously intending that the reckless distribution of Identity Information should put me and others at risk and do us harm.
- 76. A few of the events related in my affidavit pre-date my 2007 involvement with the defendants, but are used to show the long-term involvement of some of the defendants and their co-conspirators in serious activities designed to harass, threaten and cause harm to persons and witnesses involved in litigation against the defendants. This is also 'similar fact evidence' relating to similar types of activities still happening against others and me.
- 77. These are only a few examples of hundreds of documented incidents:

Incident #1: Miller Thomson LLP personnel sent anonymous Threats & Harassment to witnesses.

78. In 2003 my company's witness Kathleen Davis established a website called 'Keltruth.com', and then later 'Keltruthblog.com'. Her elderly mother (now 92

years old), Marjorie Knox, and other members of their family were involved in a lawsuit in Barbados against some of the current defendants in my case, including Kingsland Estates Limited, Richard Ivan Cox, Eric Iain Stewart Deane, Marcus Hatch and Philip St. Eval Atkinson. I am familiar with this because I have spoken with Mrs. Davis, her brother John Knox and their computer expert, and was provided with various information and data.

- 79. Over the eight years from 2003 through 2011, Mrs. Davis' two websites received approximately 175,000 visitors, some of whom communicated several hundred vile harassing or threatening comments and emails. Some of these anonymous communications threatened murder, rape, arson, stalking and other criminal acts against Mrs. Davis, her mother Marjorie Knox, members of her family and other persons. Sometimes these threats were followed up with actual crimes including stalking, arson, property damage, gunpoint home invasion, abduction and violence. These acts are described in more detail later in my affidavit.
- 80. Other vile communications detailed Knox family members' purported sexual histories, offered hopes or advice that various Knox/Davis family members should die or kill themselves, provided negative analysis of legal events, called the family's lawyers "incompetent", and told Mrs. Knox that she was a "drunken whore, slut, cunt, bitch, embittered, vengeful, liar, stupid" and other similar terms.
- 81. These vile and reprehensible internet communications were sent 'anonymously', but some of the perpetrators, including personnel from the Miller Thomson LLP law office in Toronto, were obviously unaware that their 'anonymous' communications contained a digital record of a permanently assigned 'IP' (Internet Protocol) number that revealed their organization's identity and physical address. Unlike home internet installations where IP

numbers can change on a daily basis, many larger businesses and organizations are assigned 'permanent' IP numbers that are registered to the business name and address. Miller Thomson LLP has several permanently assigned IP numbers.

- 82. Following are a few sample excerpts of the several hundred harassing and threatening communications sent to the Davis / Knox family from unknown persons 'John Doe':
 - a. (Threat to murder Marjorie Knox with a rock: Nov 14, 2007 5:43pm) Fuck Marjorie Knox..
 She would gotta be a rasshole idiot, oddawise she would still got land and property today.
 A f**king idiot like she should keep she rasshole quiet.
 Rasshole whore like she.
 Wait, you remember dah time when she had syphilis?
 And one uh she children din dead from AIDS?
 Stinking ole bitch. Tell she tuh keep she rasshole quiet!!!
 If we evah fine she anyway bout Barbados we gine bus open she fucking head wid a big rock.
 - b. (Threat to murder Kathy Davis while asleep: Dec 30, 2007 8:51pm) (Spacing changed for readability in affidavit)
 B I T C H.
 We will kill you while you are asleep.
 Lock your doors and windows real good.
 - c. (Threat to murder Kathy Davis: Dec 31, 2007 3:19pm)I'd be glad to slice open your little white neck, you foolish goose.

d. (Threat to murder Adrian Loveridge, rape his wife, firebomb their Barbados business: Dec 31, 2007 8:24pm. Note: Mr. Loveridge's business and home were subsequently targets of arsons and other physical attacks.)
KILL rasshole Adrian Loveridge.

BURN DOWN rasshole Peach and Quiet.

RAPE rasshole Margaret Loveridge.

- e. (Threat to murder: July 19, 2008 4:24pm)
 Please understand when i write the following that i'm sane, 100% in control of myself.
 Pay some from a neighbor island to come here and kill them all.
 Enough with the talk, make these people pay.
 AngryBajan
- 83. From April 1 to December 15, 2004, person(s) from the Toronto law office of Miller Thomson LLP anonymously posted at least six harassing and/or threatening communications at the Keltruth.com website. Although each communication was sent anonymously without a name, the IP number was recorded as 206.47.255.108, which the attached records show has been permanently assigned since July 13, 2002 to 'Miltom Management, Miller Thompson LLP', at their 40 King Street West, Toronto, Ontario address.
- 84. Attached hereto as EXHIBIT 'L' is a WhoIs search on IP number 206.47.255.108 showing assignment to Miltom Management, Miller Thomson LLP since July 13, 2002.
- 85. Attached hereto as EXHIBIT 'M' is an April 22, 2010 letter from Florida lawyer Mark Raymond to defendant Andrew Roman and managing partner Nora Osbaldeston of Miller Thomson LLP, along with defendants Gerald

Ranking and Lorne Silver, detailing the anonymous communications from Miller Thomson LLP, and demanding that the defendants stop breaking Florida laws and cease harassing and threatening Mr. Raymond's clients.

- 86. Attached hereto as EXHIBIT 'N' is a March 29, 2010 letter from lawyer Kenneth William McKenzie to Andrew Roman of Miller Thomson LLP, about the same issue.
- 87. Attached hereto as EXHIBIT 'O' is a list of 74 known visits from Miller Thompson LLP personnel to KeltruthBlog.com website that occurred between November 16, 2007 and September 21, 2011.
- 88. Attached hereto as EXHIBIT 'P' is a list of 20 known visits from Faskens personnel to KeltruthBlog.com website that occurred between November 16, 2007 and September 21, 2011.
- 89. Attached hereto as EXHIBIT 'Q' is a list of 26 known visits from Cassels Brock personnel to KeltruthBlog.com website that occurred between November 16, 2007 and September 21, 2011.
- 90. Each of the vile and reprehensible anonymous communications from Miller Thomson LLP to witnesses espouse both legal opinions and knowledge about specifics of litigation and court events involving Marjorie Knox. Here are some excerpts from the 'anonymous' communications sent by Miller Thomson LLP personnel to Marjorie Knox, a witness in the Nelson Barbados litigation:
 - f. "You see, Mrs. Knox, unlike the Bajan press and the less wellinformed Bajan public which sees you as a chicken-raising, egggathering, octogenarian Boudicea, fighting for her "paternal" rights

and in order to promote family unity (a claim on your part which is so patently false and motivated solely, I believe, by the principal, "having fucked up, let me see if they will let me off the hook"), I see you as an embittered, vengeful, 82 year-old liar, stupid enough to espouse the desires of a venal Canadian backer, the pawn of totally incompetent counsel and of stupid and revenge-driven children. And very soon, I honestly believe, that that is precisely the same image of you and yours which the entire world will have - and the blame will be yours and yours alone."

- g. "There is no nobility in your actions or the conduct of them on the contrary, they are completely lacking in integrity and totally selfserving. What a wonderful legacy you leave when you shuffle off this mortal coil."
- h. "Have you finally come to realize the inadequacy and sharp practices of your legal counsel and how it impacts on you and your family?"
- i. "... you have promoted at the risk to yourself and your children of forfeiting all that you own..."
- j. "... exactly as shall likely happen to you, the action was thrown out on the plea of res judicata and at substantial financial prejudice to the Plaintiff. Surely these are things which your counsel will be held by the reasonable man-in-the-street or, indeed, the courts, to be deemed to have the professional competence to know."
- k. "I, of course, cannot and will not predict the outcome of the Judicial Committee's deliberations in your appeal, except, having examined the matter from all sides, I do not know how your expected to win in the first instance, I do not know why you did not cut a deal when you might have been able to do so - as, if the Respondents were MY clients, I certainly would not allow them to entertain any deal with you now."
- l. "...with legal misconduct so enormous, that it constitutes gross abuse of judicial process, that without doubt, Their Lordships will have

much to say on these subjects and you and your counsel will be the recipients of their outrage."

- m. "Thus, in addition to the potential and probable financial ruin brought to yourself and your children, you (and they) will be branded, at worst, as vindictive liars and cheats and, at best, as credulous cretins. As for your counsel, well, the intimation of abuse of process from the Judicial Committee will almost certainly cause the local law society to launch an investigation into the conduct and professional competence of your counsel and to take disciplinary action."
- n. "Now, what happens if you die before the matter is resolved (as, at your age, you may) and before any of these actions commenced by you have been adjudicated? The decision as to whether to continue them or not will lie with your heirs (presumably your children), against whom personally orders as to costs and damages may be given, should the actions fail and it will be immaterial in what country they reside (unless it is somewhere like Cambodia) as these orders will be enforceable in places like the United Kingdom and the USA and Canada and Australia and New Zealand and South Africa, so your heirs and their assets and future earnings will not be able to escape them." (April 21, 2004)
- o. (Threat to Sue for Libel) "When you are sued, however, it is more difficult to find a lawyer to represent you, unless you have an airtight defence or a lot of cash or assets as, if you lose, you may not be able to pay his/her bill, since the opposing counsel, should he/she win, has first crack." (August 27, 2004)
- p. "Obviously the failure to portray the Martyred Madge as a reincarnation of every saint did not strike a chord with you and accordingly you deemed it unworthy of any publicity from you. Your site really is compulsive reading, but not, I fear, for the reasons you would wish. It affords me great amusement and I look forward to

every fallacious, one sided, desperate little update with keen anticipation." (October 30, 2004 Note: The phrases 'Martyred Madge' and 'Mental Madge' to describe Marjory Knox were anonymously used in 2003 and 2004 by Miller Thomson LLP personnel, and again on Barbados Underground website.)

q. (Knowledge of court proceedings) ""I have a story for you. The Privy Council has made available the dates of April 6th and 7th for the hearing of your appeal. Previously, responding counsel had written to your counsel saying that they were all available April 5,6,7 and 8. Everyone in knows this and is a little surprised that you, apparently, do not." (November 25, 2004)

Incident #2: Miller Thomson LLP lawyer Andrew Roman provides privileged documents and instructs client Eric Iain Stewart Deane to post them on anonymous website Barbados Underground.

- 91. The defaulted defendant Eric Iain Stewart Deane ('Deane') is one of the known publishers of Barbados Underground website, found on the internet at www.bajan.wordpress.com. Deane publishes articles and comments in his own name at Barbados Underground. As shown later in my affidavit there is evidence that he also publishes anonymous articles and comments including harassing and threatening communications, at Barbados Underground and elsewhere on the internet.
- 92. Attached hereto as EXHIBIT 'R' is a redacted copy of an article 'Iain Deane Responds to Accusations in the Blogosphere' published by Deane in his own name at Barbados Underground on January 28, 2009. An unredacted copy is SEALED EXHIBIT S2.

- 93. At the time that Deane published this Barbados Underground article, he was a defendant in the Nelson Barbados lawsuit in Ontario, Canada, and was represented by current defendants Miller Thompson LLP and lawyers Andrew John Roman and Ma'anit Tzipora Zemel.
- 94. In January 2009, Deane and his lawyers Roman and Zemel were aware, and had been 'officially' made aware for at least a year, of the role of Barbados Underground in publishing anonymous internet threats and harassment against my company's witnesses, my company's lawyer and our families. This was a live issue and subject of allegations in the Nelson Barbados court case. It is background, similar fact evidence and ongoing and continuous wrongdoing in relation to the continued activities that are a basis of the present lawsuit.
- 95. On January 29, 2009 at 8:01am, Deane published in his own name a comment to his article, detailing how his lawyer 'Andrew J. Roman' had provided him with a legal document and told him that he should publish the document at the anonymous website Barbados Underground. Deane explains that he has contacted lawyer Roman to confirm Roman's permission to publish the document, and that he will publish the document when he receives Roman's permission.
- 96. The comment starts on page 9 of EXHIBIT 'R' and states in part:

Iain Deane | January 29, 2009 at 8:01 AM |

Dear Barbados Underground,

I received last night a courtesy copy of a letter from senior litigation counsel at Miller Thomson LLP, Mr. Andrew J. Roman. Mr. Roman is the head of the department that that excellent (and very beautiful) and truthful lawyer, Miss Maanit Zemel works for.

Along with it was a personal note that seems to me to suggest that he would not be averse to me forwarding his letter on to Barbados Underground and I have written to him for confirmation of this. If he gives permission, I shall send a copy to Barbados Underground immediately. This letter sets out unequivocally the falsehoods (proven) in the scandals emanating directly from the offices of one K. William McKenzie (whom I met briefly, along with my cousin John Knox, in Toronto on November 3rd last year at my cross-examination). Mr Roman's letter suggests the remedies that may now be sought.

- 97. Iain Deane's January 29, 2009 public statement was not the first indication that the defendants' malicious publication on the internet of privileged documents (including documents containing Identity Information) was and is planned, coordinated and controlled by a hierarchy. These acts on the internet are part of an overall campaign of harassment, threats, violence and other criminal acts against me and witnesses involved in litigation against the defendants.
- 98. Further, as detailed more fully in a later section of my affidavit, person(s) writing anonymously under the names 'BWWR' and 'Black Woman Who Reads' published harassing and threatening communications at KeltruthBlog.com, Barbados Underground and other internet venues. My affidavit contains evidence that the defendant Deane is one of the co-conspirators using the 'BWWR' anonymous name. As with Miller Thomson LLP personnel, Deane made the mistake of using a certain IP number to send

communications to witnesses in his own name, and also sending anonymous harassing and threatening communications from the same IP number.

- 99. On December 8, 2008, 'BWWR' explained on Barbados Underground website that the writer possessed the recently created Factum of the defendants in the Nelson Barbados case, that the Factum could not be published without permission, and that permission had not yet been received but was expected to be approved in a matter of days.
- 100. Attached hereto as EXHIBIT 'S' is a Redacted version of the Barbados Underground article 'Update – The other side of the Kingsland Estate Court Matter Part XIII' attributed to 'BWWR' on December 4, 2008. The unredacted version of this article is SEALED EXHIBIT S3.
- 101. I have redacted the exhibit because 'BWWR' calls on the public to stalk witnesses, and provides their addresses to facilitate this. That comment is published December 6, 2008 at 7:70am. There are other redactions for the same purpose of protecting the home addresses of witnesses.
- 102. 'BWWR' published a comment on the above article on December 8, 2008 at 1:02pm (starting on page 16 of Exhibit 'S'):

BWWR | December 8, 2008 at 1:02 PM |

It is not panic you sense, but OUTRAGE! I have just been able to read the Factum of the defendants and believe me if I had permission to post it to BU now, I would. However, I must defer to the condition that it not be posted yet, otherwise I will not be able to get any other documents from my source. However, trust me for this, in the days to come I will get the go ahead and then I will immediately post the Factum. And if you think the odium and contempt with which Mental Madge, Insane Jane and especially that jackass John Knox and Almighty Allard are held at the moment are anything, just wait till you all read this document.

Stand by, David. I am going to be giving you the ultimate story on this series. As soon as I get permission.

- 103. BWWR's manager(s) subsequently granted permission for Barbados Underground to post the Defendants' Factum from the Nelson Barbados civil case; because only two days later on December 10, 2008, 'BWWR' published another post containing the Factum. This permission and publication was exactly as 'BWWR' had promised on December 8, 2008. Attached hereto as EXHIBIT 'T' are the first 5 pages of the December 10, 2008 Barbados Underground article containing the promised factum, and attributed to 'BWWR'. The full article runs almost 100 pages, and the first 5 pages serve my point that BWWR obtained permission to publish the defendants' Factum.
- 104. Once again, this 'permission to publish' is evidence that the 'anonymous' internet harassment, threats, reckless distribution of Identity Information and other criminal acts against me, my company's lawyer and witnesses, our families and others is planned, coordinated and controlled by a hierarchy that includes some Canadian law offices and lawyers; now defendants in my civil suit.

Incident #3: Miller Thomson LLP & lawyers Andrew John Roman and Ma'anit Tzipora Zemel provide legal correspondence containing Identity Information to defendant Iain Deane, for anonymous posting on website Barbados Underground.

- 105. On August 19, 2008 my company's lawyer F. Marc Lemieux faxed a letter to each of the counsel representing defendants in the Nelson Barbados litigation, including to current defendants Zemel and Miller Thomson LLP.
- 106. This faxed letter contained copies of eight cheques issued by my company's lawyers, in payment of a costs award ordered by Justice Shaughnessy on April 16, 2008. These cheque copies contained Identity Information, including written signatures and full bank institution and account information.
- 107. Each of the letters and cheque copies were faxed out individually at different times to the various recipients, including to Zemel / Miller Thomson LLP on August 19, 2008 at 16:53hours.
- 108. On August 20, 2008 at a little before 7:20am, Barbados Underground published an article by 'BWWR', titled 'The Other Side Of The Kingsland Estate Court Matter Part IX'. (Attached hereto as EXHIBIT 'U' are the first 10 pages only.)
- 109. On August 20, 2008 at 12:52pm, author 'BWWR' advised that their "source" had provided them with the letter from my company's lawyer and copies of the cheques used for payments. BWWR wrote (in part):

BWWR | August 20, 2008 at 12:52 PM |

I have sent David an e-mail advising that my source has contacted me to say that Nelson Barbados paid the costs in Canada in the security motion. When I asked how much those costs were, my source was most obliging and sent me a copy of the correspondence and cheques from the Goat Pen. I have now sent these on to BU for it to post. The amount was just slightly under Canadian\$225,000 or Barbados\$425,000.

- 110. Later that same day on August 20, 2008 at 6:45pm, the anonymous BU editor using the name 'David' (Real name of 'Euclid Herbert' also known as 'Euclid Selman') announced: *"We have posted the link which details the cost paid by Nelson."*
- 111. Barbados Underground had posted online and made available to the public, a .pdf copy of the letter and cheques faxed to Zemel / Miller Thomson LLP dated August 19, 2008 at 16:53hours. This .pdf file contained Identity Information in the form of banking account numbers and written signatures.
- 112. There is no doubt that the letter and cheques posted online at Barbados Underground originated at Miller Thomson LLP in Toronto, Ontario. My company commissioned Brian Lindblom, one of the leading forensic document examiners in North America, to examine the evidence. Mr. Lindblom confirmed that the document posted on Barbados Underground came from Miller Thomson LLP. His redacted report is attached hereto as EXHIBIT 'V'.
- 113. Further, attached hereto as EXHIBIT 'W' is a January 19, 2009 letter from Nelson Barbados lawyer William McKenzie to Iain Deane's lawyer Ms. Zemel, documenting the fact that Miller Thomson LLP staff did transmit the August 19, 2008 F. Marc Lemieux faxed letter and cheque copies to Zemel's client, Iain Deane.

Incident #4: Ontario defendants in October 2009 illegally obtain Donald Best's Identity Information, and illegally and recklessly distribute Best's Identity Information to other defendants and the public.

- 114. On October 7, 2009 defendants Ranking, Kwidzinski and Fasken Martineau Dumoulin LLP illegally hired 'on the side' an Ontario Provincial Police Detective Sergeant named Jim Van Allen, to work illegally as an unlicensed private investigator to investigate me, and members of my family, and to place affidavit evidence before the Superior Court in the Nelson Barbados v Cox civil case.
- 115. Detective Sergeant Van Allen's secondary employment as an unlicensed private investigator and his employment and direction by Faskens, Ranking and Kwidzinski was in violation of Provincial and Federal laws including *inter alia*: the *Ontario Police Services Act*, the *Private Security and Investigative Services Act* and the *Criminal Code, including sections prohibiting paying or employing a peace officer to violate the law.*
- 116. Further, once illegally hired, Detective Sergeant Van Allen under the direction of, and in conjunction with defendants Faskens, Ranking and Kwidzinski, and all of them together committed other violations of additional sections of the *Ontario Police Services Act*, the *Private Security and Investigative Services Act* and the *Criminal Code*, having to do with the illegal release and reckless distribution of Identity Information and other confidential information.
- 117. On October 21, 2009, Van Allen signed an affidavit that had been crafted for him by, and in association with, Ranking and Kwidzinski. Attached hereto as EXHIBIT 'H' is a redacted copy of the Van Allen affidavit. SEALED EXHIBIT S4 is an unredacted copy of that affidavit.
- 118. According to Van Allen's affidavit, it was defendant Gerald Ranking who personally contacted Van Allan and hired him to investigate my

whereabouts. Ranking told Van Allen that Faskens personnel had been unable to locate me. This begs the question as to why Ranking chose to contact 'on the side' a serving OPP Detective Sergeant instead of hiring a licensed private investigator or process server. How did Ranking know that this serving OPP officer would agree to work illegally, and how did Ranking obtain Van Allen's phone number? Had Van Allen done other 'on the side' work for Ranking, Kwidzinski, Faskens or any of the other defendants? It is reasonable to infer that Ranking illegally hired a serving police officer 'on the side' to gain access to confidential police information about me, and influence over police systems; which is exactly what Van Allen eventually did for Ranking as proven by the content of Van Allen's affidavit and invoices to Ranking.

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- 119. Van Allen's affidavit and the integrated abridged CV it contains was specifically crafted to conceal from the court and everyone, that Van Allen was in fact a serving Ontario Provincial Police Detective Sergeant, illegally employed 'on the side' by Faskens, Ranking and Kwidzinski, and that his affidavit was the product of criminal and/or quasi-criminal offences.
- 120. From October of 2009, the defendants concealed Van Allen's true status and the criminal origins of his evidence until I accidentally discovered the truth in early 2014. This evidence was so carefully concealed from Justice Shaughnessy and me that neither the Court nor I could have known about it. Even OPP Professional Standards Unit lied to me about his retirement date, telling me in February, 2013 that Van Allen had retired from the OPP in 2008, instead of the truth that he retired in October 2010.
- 121. Van Allen's online CV and other promotional materials from that era hide the fact that he was a serving police officer. Attached as EXHIBIT 'X' are promotional materials and Van Allen's CV all dated from 2009, as recovered

on the internet. They confirm that both Van Allen and his business associates – employer, Investigative Solutions Network, concealed that he was a serving Ontario Provincial Police Detective Sergeant.

- 122. Further, Faskens, Ranking and Kwidzinski redacted two of Van Allen's invoices to further conceal the illegal nature of his activities from the court. The invoices are attached hereto as EXHIBIT 'Y' (signature redacted). The invoices with Van Allen's signature are SEALED EXHIBIT S5
- 123. Van Allen's affidavit contains my unredacted Identity Information as defined in the Criminal Code, Section 402.1, including my full names, driver's license number, date of birth, and my Ministry of Transport address history since I was 17 years old.
- 124. Further, Van Allen states in paragraph 12 that my past address in Hamilton was obtained from the Toronto Police Association ('TPA'), where I was a police officer for 15 years. This took an illegal act, a fact that was confirmed by Rick Perry, the Legal Director of the Toronto Police Association, during a recorded phone conversation I had with him on November 24, 2009.
- 125. I know that the Hamilton address illegally provided by the Toronto Police Association to Van Allen was originally obtained by the TPA not from me, but directly from the Toronto Police Service under an Identity Information transfer procedure then in place. Thus, both the Van Allen and the TPA personnel who provided him with my information, illegally dealt with Identity Information originating at the Toronto Police Service.
- 126. Further, the Police Services Act and other laws and regulations prohibited Van Allen from creating his affidavit and from placing my Identity Information into it.

- 127. The Faskens defendants filed with the court Van Allen's affidavit containing my unredacted Identity Information. They also recklessly distributed both the affidavit and my Identity Information to the other lawyers, and to the public, including to their clients. As well as recklessly distributing Van Allen's affidavit, defendants also recklessly distributed to the public, Van Allen's unsworn investigation reports containing my Identity Information.
- 128. The Faskens defendants knew the long history of threats, harassment and other criminal acts (including on the Internet) against my witnesses in the Nelson Barbados case. The Faskens defendants knew that their clients and other members of the public were likely to misuse my Identity Information and that it was likely to be published on the internet. As described in the following section of my affidavit, the defendants and their co-conspirators posted my Identity Information on the internet on October 30, 2009, and subsequently also posted the actual Van Allen affidavit where it remains published and available to the public to this day.
- 129. Attached hereto as EXHIBIT 'Z' is a REDACTED Ministry of Transport for Ontario ('MTO') printout of my Identity Information including my full names, driver's license number, date of birth, address and my medical information as held by the MTO. A non-redacted version is SEALED EXHIBIT XX.
- 130. This MTO printout was an exhibit ('S') to the October 27, 2009 affidavit of Sebastien Kwidzinski, and as stated in his affidavit was made by a Faskens search department employee. The printout is dated October 1, 2009 and states as a reference "fasken" and "Order #: 4823705".

- 131. This MTO printout of my Identity Information was also recklessly distributed to the public by the Faskens defendants, and as with the Van Allen affidavit ended up published on the Internet at Barbados Underground and other places.
- 132. I am aware of the MTO procedures and rules that govern access to MTO data by authorized requestors like Faskens. At one point I owned a licensed Private Investigation company in Ontario, and I was approved as a Ministry of Transport 'Authorized Requestor', able to access MTO data via computer and telephone for highly restricted authorized purposes only. Only certain employees of authorized companies, individually trained, licensed and monitored by the MTO are allowed to access MTO data. This would be true of Faskens also.
- 133. I am also aware that the defendants Faskens, Ranking and Kwidzinski broke the MTO procedures and regulations when they included my MTO information in two affidavits without previously obtaining a judge's order to do so, and further broke MTO rules when they recklessly distributed my MTO information to the public.
- 134. Social Insurance Numbers
- 135. On January 15, 2010, Mr. Ranking told the court that part of the Faskens Van Allen investigation of me had to do with Social Insurance Numbers. (Attached as EXHIBIT 'AA' are pages 57, 58 and 59 of the January 15, 2010 court transcript.)
- 136. Social Insurance Numbers are again Identity Information as defined by the Criminal Code. Further, investigations using Social Insurance Numbers are highly restricted by, for instance, credit bureaus and banks, and under

most circumstances are illegal without the permission of the owner, or for very narrowly restricted uses. I never gave Faskens, Ranking, Kwidzinski, Van Allen or any of the defendants permission to make inquiries based upon my Social Insurance Number. Further, Mr. Ranking's comments indicate that Van Allen's investigations involved multiple Social Insurance Numbers and Driver's license numbers.

137. It is significant that nowhere in the materials filed with the court, or in the court record, is there any mention of Social Insurance Numbers with the exception of Mr. Ranking's statement. Based upon Mr. Ranking's words to the judge and the defendants' reckless distribution of my Identity Information, I believe that the defendants did obtain and investigate my Social Insurance Number, and perhaps the Social Insurance Numbers of my family members, and also would have recklessly distributed these as they did all my Identity Information.

Incident #5: Reckless and illegal distribution of Donald Best's Identity Information by defendants and co-conspirators Euclid Herbert (also known as Euclid Selman), Automattic Inc., PricewaterhouseCoopers LLP (Tampa, Florida)

138. On October 30, 2009, the 'anonymously' published website 'Barbados Underground' located on the Internet at 'bajan.wordpress.com' published an article containing my Identity Information as defined by Section 402.1 of the Criminal Code; specifically my full name, Ontario driver's licence number, date of birth, and Ministry of Transport address history since I was 17 years old, including my parents' address. This article and Identity Information remains published on the internet, despite my demands that it be removed.

- 139. Attached hereto as EXHIBIT 'G' is a redacted version of the October 30, 2009 Barbados Underground article, "The Shady, Secretive World Of Peter Andrew Allard And The Graeme Hall Nature Sanctuary: Does Barbados Need Any Of It". I made the redactions to prevent the defendants from again distributing my Identity Information.
- 140. SEALED EXHIBIT S1 is an unredacted version of this October 30, 2009 article, which is still published on the internet and available to the public.
- 141. The article explains that Barbados Underground has a copy of reports (not a sworn affidavit) from the defendants' private investigator hired to investigate me, Donald Best.
- 142. The article repeats all of the Identity Information contained in the October 21, 2009 affidavit of Jim Van Allen, but also includes other information about me not included in the Van Allen affidavit. From this I deduce that Barbados Underground does have Investigation Reports from Van Allen, as well as his affidavit. I have never seen Van Allen's investigation reports to Faskens, Ranking and Kwidzinski, but it is obvious that defendants recklessly distributed to the public Van Allen's reports as well as his affidavit containing my Identity Information.
- 143. Attached hereto as EXHIBIT 'H' is a redacted version of the October 21, 2009 affidavit of Jim Van Allen, as posted on and retrieved from the Barbados Underground website. The Van Allen affidavit contains my Identity Information, including my full name, Ontario driver's licence number, date of birth, and Ministry of Transport address history since I was 17 years old, including my parents' address. I made the redactions to prevent the defendants from again distributing my Identity Information.

- 144. SEALED EXHIBIT S4 is an unredacted version of the October 21, 2009 affidavit of Jim Van Allen, as posted on the Barbados Underground website, which is still published on the internet and available to the public.
- 145. The Barbados Underground website published and continues to publish a series of articles containing my and other persons' Identity Information and / or linking to Identity Information at Barbados Underground and other websites, and / or containing private, confidential information about me, my family members and others, and / or containing exhortations to the public to commit offenses in support of the defendants.
- 146. SEALED EXHIBIT S7 is a list of known internet locations and files, that are the subject of specific removal and recovery requests in my Motion for an Injunction. I have not distributed this list to the defendants as the list could be used by the public to find and download Identity Information for additional reckless distribution.

Incident #6: Reckless distribution and publication of the names of two of my children and other family members by defendants and coconspirators

- 147. In the week following the criminally reckless distribution and publication of my Identity Information in the October 30, 2009 Barbados Underground article (Exhibit 'G'), a person with a Caribbean accent approached one of my children in Canada, showed them a printout of the article and angrily demanded to know if I, Donald Best, was their father.
- 148. My child was forced to deny that they knew or were related to me. When they denied being related to me, the man threatened that they had

"better not be." This incident has been detailed in some of my previous affidavits.

- 149. This incident upset my children and my entire family, but worse was to come. Starting in early 2010, Barbados Underground published the names of many of my family members, including persons whom they said were my sons, my wife, my sister, my father and my brother.
- 150. SEALED EXHIBIT S8 are unredacted excerpts of documents first published on Barbados Underground in 2010, that remain published and available to the public on that website, and contain the names of persons purported by BU to be my family members.

Incident #7: Anonymous harassment by Cassels Brock & Blackwell LLP insider. Reckless distribution of Identity Information to the public from the computer server of Cassels Brock & Blackwell LLP in Toronto, Ontario.

- 151. Starting on November 8, 2009 at 2:27pm a person or persons calling themselves "Finally some attention in Canada" left a series of eleven anonymous comments on the October 30, 2009 Barbados Underground article that illegally and recklessly published my Identity Information, and contained harassment and threats (Exhibit G).
- 152. For convenience, I have extracted these anonymous "Finally some attention in Canada" comments from the article, and attach them as EXHIBIT 'BB'.
- 153. As detailed herein, there is evidence that this "Finally some attention in Canada" commenter was an insider from defendant Cassels Brock &

Blackwell LLP, who knew of the existence and specific location of certain digital files on the Cassels' internal computer server. This Cassels insider also engaged in anonymous internet activity designed to harass, threaten, slander, defame and embarrass my witnesses, my company's lawyers, my business associates, myself and members of our families.

- 154. The Cassels insider's anonymous Barbados comments on Underground referred to the Plaintiff's witnesses in the Nelson Barbados litigation, my company's lawyers, my business associate, myself and some family members in reprehensible and defamatory terms, such as "cancers, frauds" and said we were involved in criminal activities. This anonymous "Finally some attention in Canada" Cassels insider also published comments implying that I had stolen a dead child's name and that one of my company's lawyers, Marc Lemieux, had committed murder and conspired to murder a member of the Saudi royal family when he was employed in that country.
- 155. The insider's comments were part of a series of harassing and threatening anonymous postings that referred to my company's witnesses, my company's lawyer, myself and our family members in derogatory terms, and exhorted criminals I had charged as a police officer and fraud investigator to hunt my family and me down, and to send my home address information to defendant Lorne Silver at Cassels Brock & Blackwell LLP.
- 156. In conjunction with this anonymous internet activity by a Cassels insider, and to facilitate this activity, Cassels Brock & Blackwell LLP set aside a portion of its computer network connected to the internet, to host electronic documents that were intended to be used to embarrass, harass or otherwise harm my witnesses, associates and family members and/or their business interests.

- 157. One of the harassment tactics employed by "Finally some attention in Canada" Cassels insider was to write on Barbados Underground about the financial troubles of a business ('Allarco') owned by the family of one of my associates. This family business had nothing to do with the Nelson Barbados case, nor did the CEO, Charles 'Chuck' Allard, yet the anonymous commenter included the names of family members, including Charles 'Chuck' Allard, calling them "cancers" to be purged in a just society. (Barbados Underground also published photos of Charles Allard and his brother Peter Allard along with threats to shoot Peter Allard, me and others with a shotgun, should we ever return to Barbados.)
- 158. These documents were located at specific internet addresses on the Cassels' computer network, such as:

'http://www.casselsbrock.com/docs%5CAllarco%20CCAA%20Initial%20Or der.pdf'

- 159. On November 10, 2009 at 6:31pm, the Cassels insider anonymously published on Barbados Underground, the internet address of the above document on the Cassels Brock & Blackwell LLP computer network and invited members of the public to download it. This was a copy of a June 16, 2009 Alberta court order concerning the Companies' Creditors Arrangement Act for two of the Allard family businesses. Their comments make it clear that the Cassels insider's intent was to threaten, embarrass and harass. The document as distributed to the public also contained Identity Information in the form of unredacted written signatures. An unredacted version of the document is SEALED EXHIBIT S9
- 160. On December 1, 2009, I sent a letter to defendant Lorne Silver and other lawyers, and to the Court, ATTACHED HERETO AS EXHIBIT 'CC',

wherein I explained the evidence of a Cassels' insider, and the hosting of the file on Cassels' internal server:

"Further, I see proof that some of the postings on the October 30, 2009 Barbados Underground article were placed there by an insider from Cassels Brock & Blackwell LLP. On November 10, 2009 at 6:31pm, a person calling themselves "Finally some attention in Canada" posted a comment and referred readers to a document located on the Cassels internal server at the following address: 'http://www.casselsbrock.com/docs%5CAllarco%20CCAA%20Initial%2 00rder.pdf'

When accessed, visitors download a PDF document called: "docs\Allarco CCAA Initial Order"

I am informed by a computer expert that the internet address as listed in the comment for the document location at Cassels Brock law firm's website is not published in public. The computer expert also informs me that a search at the Cassels Brock website using their public search engine does NOT reveal this document. I am informed by the computer expert and believe that this address had to have come from an insider at Cassels as the address is so unusual and unique that it would be impossible for a person to know of its existence without having insider information.

This "Finally some attention in Canada" person posted other comments as can be seen in the article, and the content further proves the writer is an insider at Cassels law firm."

- 161. During my cross-examination on January 11, 2013 I asked Lorne Silver what he did after receiving my December 1, 2009 letter to secure server evidence and investigate which Cassels insider had posted these comments and made the document available on the Cassels server. Mr. Silver confirmed on the record that he had done nothing to investigate or preserve evidence. Attached hereto as EXHIBIT 'DD' is an extract of pages 86 through 89 of the January 11, 2013 cross-examination transcript. Mr. Silver confirms on page 88, line 9 that he did nothing to investigate or preserve evidence.
- 162. I verily believe that a large law office like Cassels Brock & Blackwell LLP would of necessity have IT professionals to manage their network, and would have archived logs showing which Cassels personnel made the 'Allarco' documents available to the public, and when.
- 163. I also verily believe that Cassels' IT professionals would have user logs showing which employees logged in and used the Cassels' network to post anonymous comments at Barbados Underground. These user logs would also show the activities of Cassels employees who visited the KeltruthBlog.com website as indicated in EXHIBIT Q.

Incident #8: Anonymous harassment by insider from PricewaterhouseCoopers. Reckless distribution of Identity Information to the public from the Canadian section of the computer server of PricewaterhouseCoopers LLP (Tampa, Florida)

164. On November 19, 2009, a person or persons calling themselves "thymeforhemp" left two anonymous comments on the October 30, 2009 Barbados Underground article that illegally and recklessly published my Identity Information, and contained harassment and threats (Exhibit G). 'PricewaterhouseCoopers East Caribbean Firm' is a non-entity that was the

purported client of Faskins and Ranking, using a phoney version of the 'PWC' / 'PricewaterhouseCoopers' brand.

- 165. For convenience, I have extracted these anonymous "thymeforhemp" comments from the article, and attach them as EXHIBIT 'EE'.
- 166. As detailed herein, there is evidence that this "thymeforhemp" commenter was an insider from PricewaterhouseCoopers LLP, who knew of the existence and specific location of certain digital files on the PricewaterhouseCoopers LLP internal computer server that would not have been ordinarily known to the public. This insider also engaged in anonymous internet activity designed to harass, threaten, slander, defame and embarrass witnesses in the Nelson Barbados litigation, my company's lawyers, my business associates, myself and members of our families.
- 167. In conjunction with this anonymous internet activity by a PricewaterhouseCoopers LLP insider, and to facilitate this activity, PricewaterhouseCoopers LLP set aside a portion of its computer network connected to the internet, to host electronic documents that were intended to be used to embarrass, harass or otherwise harm my witnesses, associates and family members and/or their business interests. I note that the top directory was named 'en_CA', which is reasonable to infer designates an area for English Canadian documents. The PricewaterhouseCoopers LLP staff in charge of their computer network would, of course, know the details and have the user logs.
- 168. In the first comment (November 19, 2009 at 4:28pm)"thymeforhemp" posts the location on the PWC.com server of the file, effectively an invitation to the public to download the document:

- 169. This document concerned the assets of 'Allarco', an Allard family company that was at the time undergoing procedures under the Alberta Companies' Creditors Arrangement Act. The insider's comments were part of a series of harassing and threatening anonymous comments that referred to witnesses in the Nelson Barbados litigation, my company's lawyer, myself and our family members in derogatory terms, and exhorted criminals I had charged as a police officer and fraud investigator to hunt my family and I down, and to send my home address information to defendant Lorne Silver of Cassels Brock & Blackwell.
- Attached hereto as EXHIBIT 'FF' is a domain name search showing the ownership of 'PWC.com', registered to
 PricewaterhouseCoopers LLP
 3109 W. Dr. M. L. King Jr. Blvd
 Tampa Florida, 33607-6215
- 171. Attached hereto as EXHIBIT 'HH' is an archived record showing that as of November 3, 2011, this file was still offered to the public on the PWC.com website.
- 172. After I included the pwc.com insider information in my April 18, 2012 affidavit, PWC.com removed all of their Alarco / Allard documents from the publically accessible areas of their computer network. I verily believe that a large organization like PricewaterhouseCoopers LLP would of necessity have IT professionals to manage their network, and would have archived logs showing which PricewaterhouseCoopers personnel made the 'Allarco' documents available to the public, and when, why and by whom they were removed.

Incident #9: Illegal obtaining and mass reckless distribution to the public of tens of thousands of privileged legal documents containing Identity Information for me, associates, family members and also for persons and entities unrelated in any way to Nelson Barbados litigation.

- 173. In May of 2010, during the Nelson Barbados v. Cox costs hearing, the defendants were allowed by the Court to inspect the corporate and legal files of Nelson Barbados Group Ltd. held by my company's former law office, Crawford, McLean, Anderson, Duncan LLP (CMAD). My company's former lawyer was no longer with the law office, and had resigned from representing my company in August of 2009.
- 174. Lorne Silver of Cassels Brock & Blackwell LLP, Emmeline Morse of Fasken Du-Moulin Martineau LLP and Adria Leung of Miller Thomson LLP inspected and selected the documents. I understand that in Orillia, Ontario they were in a room stacked with boxes of my company's previous lawyer's legal files, and that a CMAD clerk was sometimes not present in the room.
- 175. The defendants' purported purpose in inspecting the Nelson Barbados files was to determine the financial backers and shareholders of my company so costs could be collected. A handful of documents, fewer than a dozen, would have satisfied this purported purpose.
- 176. Notwithstanding their purported purpose, the inspecting lawyers personally selected and had digitally scanned, tens of thousands of pages of privileged legal documents, not only from Nelson Barbados files, but also from dozens of my company's previous lawyer's client files that had nothing

whatsoever to do with Nelson Barbados or me. Most of these tens of thousands of documents were placed onto 8 computer DVD/CD disks.

- 177. Some original documents were removed from the CMAD files and retained by the defendant lawyers without filing them with the court or returning them to the CMAD law office. Mr. Silver inadvertently confirmed this during my January 2013 cross-examination.
- 178. As with any law office, the legal files at CMAD contain vast quantities of private and confidential information, including Identity Information for persons, organizations and businesses. In these tens of thousands of scanned pages is Identity Information for many people and entities, including information such as; full names, addresses, computer accounts, user names and passwords, passport numbers and full passport copies, driver's licence numbers, photos, dates of birth, personal medical records, detailed bank account information, copies of written signatures, privileged legal files and other personal and confidential information.
- 179. The defendant Ontario lawyers then recklessly distributed digital scans of these tens of thousands of unredacted privileged documents to members of the public, and to other lawyers who in turn distributed them to their clients and members of the public. These privileged documents containing Identity Information immediately began showing up on the internet at various venues, including on Barbados Underground, where many are still published and available to the public. The entire disk set was made available for public download from links on the internet, including at the website 'Cantruth.viviti.com'.
- 180. It is noteworthy that the first reference to the 'Cantruth.viviti.com' website on Barbados Underground, is by the Cassels insider 'Finally Some

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Attention in Canada'. This can be seen in Exhibit 'BB' at the bottom of the comment left by the Cassels insider on November 8, 2009 at 2:27pm, and again on November 9, 2009 at 4:58pm.

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- 181. This outrageous action was totally outside the Court's January 15, 2010 order that allowed inspection of my company's files, and came seven months after my November 17, 2009 phone call with the lawyers where I begged them to stop releasing my Identity Information.
- 182. I verily believe that the involved defendants deliberately, maliciously, punitively and recklessly released these tens of thousands of privileged legal documents containing Identity Information into the public domain to cause harm to me, my company's witnesses, my company's previous lawyer and our family members.
- 183. The deliberate release of privileged information and Identity Information for dozens of legal clients who had not the remotest connection with me or the Nelson Barbados Group Ltd. lawsuit was designed to ruin my previous lawyer's business and reputation. What other reason can there be for Mr. Silver, Mr. Ranking, Mr. Roman and their law firms to release and distribute this privileged information about dozens of other clients and other non-involved people and companies into the public domain?
- 184. I verily believe that the defendants also intended to deliver a warning to others, including other lawyers, who might think of litigating against these large law offices and their major clients. Their actions are so outrageous and illegal, that I cannot infer anything else.
- 185. On June 8, 2010, one day after the June 7, 2010 settlement that ended the Nelson Barbados case, the defendant lawyers filed the 8 disks with the

court as exhibits. These unredacted DVDs were filed after the settlement, with specific purpose of putting them into the public domain. The case was settled, so there was no legitimate need to file them with the court, and of course there would never have been a legitimate reason to recklessly distribute them to the world.

- 186. A reading of the court transcript confirms that the lawyers deceived Justice Shaughnessy as to their actions and intents, and never told the Court the truth about what they were really filing as evidence. It is inconceivable that Justice Shaughnessy would have allowed tens of thousands of pages of this privileged information, and Identity Information, to be made public and recklessly distributed Contrary to the Criminal Code and other laws. It is inconceivable that Justice Shaughnessy would have allowed the privileged legal files of dozens of persons and entities having nothing to do with the Nelson Barbados case, to have been filed with the court as evidence, let alone recklessly distributed to the public.
- 187. Attached hereto as EXHIBIT 'GG' is the affidavit of Cassels Brock & Blackwell LLP lawyer Jessica Zagar, sworn June 7, 2010, but without the 8 computer disks attached as exhibits to Zagar's affidavit. Copies of those 8 computer disks with unredacted Zagar affidavit are SEALED EXHIBIT S10.
- 188. As indicated in the Zagar affidavit, on May 13, 2010, Lorne Silver of Cassels Brock & Blackwell LLP, Emmeline Morse of Fasken Du-Moulin Martineau LLP and Adria Leung of Miller Thomson LLP attended at the Orillia, Ontario law office of Crawford, McLean, Anderson, Duncan LLP (CMAD). On May 25, 2010, Lorne Silver and Emmeline Morse attended at a Toronto law office and selected additional documents.

189. On January 11, 2013 during my cross-examination by Lorne Silver, I asked and Mr. Silver confirmed that he sent the 8 disks to his clients. (EXHIBIT 'II': January 11, 2013 cross-examination of Donald Best, excerpts pg 211-213)

Silver: Who published them on line?

Best: I don't know but you guys distributed them.

Silver: I didn't distribute them, I filed them with the court.

Best: Send them to your clients? Send the disc to your clients, sir?

Silver: Of course I sent the disc to my clients.

Best: Oh, well, there you go. Because everything else that was, so you sent unredacted passports of people who have nothing to do with this case to your clients?

190. At the same time, Mr. Silver also denied attending at the law offices in Orillia and Toronto, and denied selecting the documents. Mr. Silver's statement is contrary to the sworn evidence of Ms. Zagar that Silver did attend and select the documents. Mr. Silver's denial is on the record starting on page 212 of the January 11, 2013 transcript:

Best: You chose the documents from his file.

Silver: take it up with (Best's lawyer) or his lawyers. They consented.

Best: Who chose the files?

Silver: The files were all of (Best's lawyer's) files that were produced in

consequence of the review of his files being conducted for the costs thing.

Best: You were there for the review. Did you go to his place and do that?

Silver: No, of course not.

Best: Did Mr. Ranking

Silver: I doubt it. I think it was

Ranking: I'm not answering any questions. This is so wholly inappropriate and a continued waste of time.

Best: Sir.

Silver: Sir

Best: It's not a waste of time for people whose lives have been ruined.

Ranking: I don't accept that anyone's lives have been ruined.

191. On October 30, 2012, I personally attended at the Barrie Courthouse with the former Registrar Jim Edwards, as he inspected and copied the Nelson Barbados file and made enquiries with the staff. At this time I learned that since the DVDs were filed by Ranking, Silver and other defendants in Court on June 8, 2010, no one had requested a copy of the DVDs from the court until I did. Further, Mr. Edwards and I saw with our own eyes that the DVD exhibits were still sealed, initialled and secured just as when they were first submitted as attached exhibits to the Zagar affidavit on June 8, 2010. This means that all of the reckless distribution of tens of thousands of privileged documents containing Identity Information did not happen from the court. The defendants are responsible for all of the reckless distribution; not the court.

- 192. The materials selected and recklessly distributed by the defendants with the Zagar disks included private documents and privileged legal files obviously having nothing to do with Nelson Barbados case. The following list is but a representative sampling:
 - a. Medical records for a dying family member, including the family's end of life instructions to medical staff caring for patient.
 - b. Former US State Governor 'A' (Defendant in lawsuit launched by California company.)
 - c. Former Canadian Government Minister 'B' (Private business of 'B' found taken from Mr. McKenzie's legal files.)
 - d. Client 'C' (Purchased a house.)
 - e. Canadian Corporation 'D' (Ontario company, client of Attorney K. William McKenzie.)
 - f. US Corporation 'E' (borrowed money in Florida from the Regions Bank.)
 - g. Canadian Corporation 'E' (Canadian Communications company. Client of Attorney K. William McKenzie.)
 - h. Client 'F' (Member of Board of Directors for a large corporation).
 - i. Client 'G' (Public Charity, purchased securities)
 - j. Client 'H' (Chairman of the Board of a Florida Bank, Purchased securities)

- k. Client 'I' Vice Chairman of a Florida Bank, (An "adverse party" in an unrelated litigation file.)
- Client 'J' (Television company and client of Attorney K. William McKenzie)
- m. Client 'K' (Prospective client concerning a patent joint venture.)
- n. Client 'L' (Health club business)
- o. Client 'M' (Middle East litigation client of Attorney K. William McKenzie)
- p. Client 'N' (Married couple with an established family trust)
- q. Client 'O' (Canadian technology company, client of Attorney K. William McKenzie)
- 193. SEALED EXHIBIT S11 contains representative samples of the above files for clients 'A' through 'Q'

Incident #10: Reckless distribution and publication of the Identity Information of 58 Allard family members, friends and employees by defendants and co-conspirators.

194. As related earlier in this affidavit, on and about June 8, 2010 the defendants Gerald Lancaster Rex Ranking, Sebastien Jean Kwidzinski, Lorne Stephen Silver, Paul Barker Schabas, Andrew John Roman, Ma'anit Tzpora Zemel, Fasken Martineau Dumoulin LLP, Cassels Brock & Blackwell LLP, Blake Cassels & Graydon LLP, Miller Thomson LLP, Kingsland Estates Limited, Richard Ivan Cox, Erick Iain Stewart Deane, Marcus Andrew Hatch, Philip St. Eval Atkinson and PricewaterhouseCoopers East Caribbean (formerly 'PricewaterhouseCoopers'), recklessly distributed tens of thousands of unredacted privileged legal documents containing Identity Information as defined by the Criminal Code.

- 195. Amongst these documents as selected and distributed by the defendants, was a document listing the Identity Information of 58 Allard family members, friends and employees; their full names and dates of birth. As related elsewhere in my affidavit, defendant Lorne Silver admitted to further distributing this unredacted document to his clients, along with all the 'Zagar Documents'.
- 196. Further, this document was published on the Internet at various websites and is still available to the public on the internet.
- 197. Attached hereto as EXHIBIT 'JJ' is a redacted copy of this document. SEALED EXHIBIT S12 is an unredacted copy of this document.

198. Incident #11: Attack on DonaldBest.CA website, March 28, 2015

- 199. On Saturday, March 28, 2015 between 6:34am and 11:43am, my website DonaldBest.CA was the target of a concerted 'brute force login attack' designed to allow the hacker to take over the website by logging in as the administrator.
- 200. There is some evidence that a website visitor from Barbados and a website visitor from the Toronto office of Cassels Brock & Blackwell LLP knew of the attack beforehand, and checked on the results during the attack.
- 201. I verily believe that this was a targeted attack (ie: not random), professionally conducted by a person or persons who were probably hired to do the job.
- 202. I verily believe that the 'blackhat' hacker(s) are professionals because the attack consisted of about 1000 pre-programmed attempts made

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primarily over a two-hour period from 206 different IP numbers and computers from every part of the globe. This shows the attacker(s) maintains an asset base of compromised machines worldwide to effect strategic vulnerability scans and brute force login attempts.

- 203. This attack took preparation, and indeed the website administration logs show 10 test attacks on March 17, 2013 using one of the same user names tried during the major March 28, 2015 attack.
- 204. Further, I believe that the attack was not random because the selection of user names included words specifically related to me, that I might personally choose if I wanted something easy to remember. This shows that the attacker probably had access to investigative reports about me, including my Identity Information and similar information upon which to create a list of likely words, rather than basing the attack on a standard attack vocabulary dictionary.
- 205. Two visitors from Cassels, Brock & Blackwell LLP (IP Number 72.0.220.68) and Barbados (IP Number 204.212.241.212) respectively, visited my website shortly before the attack, and the same Barbados visitor returned to my website during the height of the attack. Further, the same Barbados IP number visited my website during the March 17, 2015 test attack. Further, the same Cassels IP number visited my website on the day before and the day after the March 17, 2015 test attack. (EXHIBIT 'MM' WhoIs for Cassels IP 72.0.220.68) (EXHIBIT 'NN' for Barbados IP 204.212.241.212)
- 206. Considering the overall circumstances of the attack, and the past actions of some defendants, including Cassels personnel and insiders, I verily

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believe that these visits were no coincidence and that these visitors were monitoring the attack, checking to discover if the attack had been successful.

- 207. I verily believe that Cassels, Brock & Blackwell LLP's computer networking professionals would have activity logs showing which logged-in Cassels personnel visited my website, and also any communications with Barbados during the attacks on my website.
- G. Defendants and co-conspirators refuse to remove / unpublish / account for distribution of Identity Information. Continue to recklessly distribute Identity Information and other private information.

Automattic, Inc. (Wordpress), Barbados Underground, Euclid Herbert (also called Euclid Selman)

- 208. When I first learned on November 1, 2009 that Barbados Underground ('BU') had published my Identity Information on October 30, 2009, I emailed both the BU website and the hosting company Automattic Inc. (WordPress.com) and demanded that the website and the hosting company remove my Identity Information, and also remove the harassing and threatening posts.
- 209. Automattic Inc. (WordPress) replied with a one sentence response in effect telling me they didn't care about the threats, stalking and criminal offences against my family and me, and that they would not unpublish my Identity Information:

"The blog owner will be required to remove from the blog all information about you that is not in the public domain."

- 210. Barbados Underground's publishers did not return my 2009 email or my subsequent emails to them in 2012 and 2014, however as explained by person(s) on that website, the Barbados Underground publishers take the position that my and others' Identity Information published on Barbados Underground website is in court documents filed by the defendants, and thus is "in the public domain". Both Automattic Inc. (WordPress) and the publishers of Barbados Underground refuse to unpublish my Identity Information, which remains published on Barbados Underground website to this day.
- 211. Subsequent to my removal demand in November, 2009, Automattic Inc. (WordPress) and the Barbados Underground website published in the next year, hundreds more pages of privileged documents containing Identity Information and other private information for myself, my family members and others, as well as threatening and harassing posts; all as indicated in the list of offending Barbados Underground items that is Sealed Exhibit S7. These documents remain published and available to the public on Barbados Underground.
- 212. Some other websites, including Wikipedia.org and Viviti.com, unpublished my and others' Identity Information and other confidential information when I demanded that they do so.

Gerald Ranking, Lorne Silver, Sebastien Kwidzinski refusal to stop recklessly distributing my Identity Information

213. On November 17, 2009, I spoke via telephone with the defendants Lorne Silver, Gerald Ranking and Sebastien Kwidzinski. They were in Toronto, while I was in Oceania / Asia having been forced to leave Canada on an emergency basis as related in another section of my affidavit. 71

- 214. I recorded the call electronically. Attached hereto are the certified digital voice recording (Exhibit K) and a certified transcript (Exhibit J)
- 215. During the call I told defendants Lorne Silver, Gerald Ranking and Sebastien Kwidzinski about how crimes including Identity Theft were being committed against my family and me as a direct result of my Identity Information being published on the internet at Barbados Underground. I was desperate, as was my family. Mr. Silver said that he didn't care and wouldn't help me even if he could to stop the perpetrators. The lawyers chuckled and taunted me. They were unaware that I was recording the call.
- 216. As is evident in the certified transcript and voice recording, at this point in time, November 17, 2009, I had not received a copy of Jim Van Allen's October 21, 2009 affidavit or the Kwidzinski affidavits containing my Identity Information. I did not know the name of the private investigator or who hired him or her. I only knew that the October 30, 2009 Barbados Underground article recklessly published my Identity Information, and stated the website's publisher possessed reports about me obtained from a Cassels law office private investigator.
- 217. When I asked Mr. Silver who had hired the private investigator if not Cassels, he lied to me and said he had no idea. Ranking and Kwidzinski, who had actually hired Van Allen, remained silent at Silver's lie. In fact, although I did not know it, Jim Van Allen was scheduled for cross-examination on that same day, November 17, 2009. This was known to all in the room and was the subject of later conversation between the lawyers, overheard by me after they failed to hang up the telephone properly.

- 218. After the telephone conversation, I wrote letters to the court and copied to all the lawyers, including defendants Ranking, Kwidzinski, Silver, Schabas and Roman, detailing my November 17, 2009 telephone conversation and how Ranking and Silver had fabricated false evidence in their 'Statement for the Record' and intentionally lied to the court about the conversation. (Best December 1, 2009 Letters are EXHIBIT 'CC')
- 219. Even the lawyers not in the room during the November 17, 2009 conversation (Paul Schabas, Andrew Roman, Ma'anit Tzipora Zemel) would have known from my December 1, 2009 letter copied to them that Ranking and Silver directly lied to me during the telephone call, and thereafter to the court in writing and orally on December 2, 2009.
- 220. At the time of that recorded conversation, I didn't know that Mr. Silver, Mr. Ranking and Mr.. Kwidzinski along with Van Allen and other defendants were directly responsible for recklessly distributing my Identity Information to the public. After I desperately begged them for help to stop the public distribution of my Identity Information, in the next year they recklessly distributed to the public additional tens of thousands of pages containing Identity Information, as related in another section of my affidavit.
- 221. Then, as detailed in another section of my affidavit, during my crossexamination on January 11, 2013, Mr. Silver again lied to me right on the court record; falsely stating that he did not attend and assist to select privileged documents from the McKenzie legal files. Silver did, however, admit to sending the 'Zagar Disks' containing tens of thousands of scanned document files containing Identity Information, to members of the public. This, after I begged him on November 17, 2009 not to do so.

222. In all the circumstances, the defendants have shown a willingness to recklessly distribute Identity Information, a refusal to cease, and a refusal to account for their actions and recover the data where possible.

H. Barbados Underground website (bajan.wordpress.com)

Co-conspirators Mr. Euclid Herbert (also called Euclid Selman, also called 'David King') and Sandra Herbert

- 223. Barbados Underground website is not actually in Barbados. It is hosted in the United States by Automattic, Inc. (WordPress) at the URL 'bajan.wordpress.com'. WordPress.com provides free hosting for basic websites, but users can also pay for various upgrades.
- 224. As detailed herein, the 'Barbados Underground' website for many years recklessly distributed and published my, and other persons', Identity Information as well as harassing, threatening communications directed to me, my witnesses, lawyers, business associates, friends and our family members. It continues to do so.
- 225. 'Barbados Underground', Euclid Herbert and Sandra Herbert refuse to unpublish Identity Information, and other confidential and private information about me, my family members, lawyers, witnesses, business associates and friends. 'Barbados Underground', Euclid Herbert and Sandra Herbert refuse to remove threats and harassing communications directed at me and my family members, lawyers, witnesses, business associates and friends in and out of Canada.
- 226. According to information received from Automattic Inc. (WordPress.com) executive Toni Schneider, and further researched and

confirmed by myself, Barbados Underground website was started at Wordpress.com on April 6, 2007 by Mr. Euclid Herbert using his email address bendedknees@yahoo.com. Subsequently Mr. Herbert used the email euclidherbert@gmail.com. According to Mr. Schneider, Mr. Herbert uses his PayPal account to pay Automattic Inc. (WordPress.com) for upgraded hosting for Barbados Underground website. My research shows that these email addresses have also been used in conjunction with several Herbert / Selman family businesses.

- 227. According to information posted on the Internet by Euclid Herbert, he is also known as 'Euclid Selman' (his birth name) and operates a number of businesses and websites in greater New York City and in Barbados. Mr. Herbert appears to be a citizen of the United States, with family and business ties on the island nation of Barbados. Sandra Herbert is Chief Financial Officer of Euclid's Internet Solutions Group.
- 228. Automattic Inc. executive Toni Schneider also provided some Internet Protocol (IP) Numbers showing that Mr. Herbert sometimes communicates/posts on Barbados Underground from a Barbados internet supplier, and other times through a United States based internet supplier. The available address and phone number information also appears to indicate that Mr. Herbert / Selman spends part of his time in the USA, and part in Barbados.
- 229. My research has also shown that Herbert / Selman also goes by the online identity of 'David King' or just 'David' at Barbados Underground.
- 230. SEALED EXHIBIT S13 is a series of pages showing information about Mr. Herbert / Selman, his businesses and Identity Information including his date of birth, photo, family members names and addresses.

- 231. As the publisher, editor and administrator of Barbados Underground website, Euclid Herbert is responsible for management of all information posted on the website. He has relevant information not possibly known to Automattic Inc. (WordPress.com).
- 232. Euclid Herbert has emails and electronic communications from other conspirators wherein they have sent him articles and my and other persons' Identity Information that was then published on Barbados Underground. For instance, regarding the Incident #3 where Miller Thomson Zemel provided the fax and cheques to Iain Deane, the BWWR's August 20, 2008 12:52pm comment indicates that he or she will email the documents to 'David' at Barbados Underground.
- 233. Herbert knows who provided him with the Identity Information that is published on Barbados Underground. He knows whom he further distributed the Identity Information to. He knows who else has permission to publish on the website, and the true names, email addresses, IP numbers and other information of the authors of various harassing and threatening articles and comments.
- 234. Euclid Herbert has had meetings, emails and communications we don't know about, received computer disks of Identity Information and interacted with defendants from Canada, the United Kingdom and Barbados. He and his website are one of the conduits for the defendants to recklessly distribute Identity Information, Contrary to the Criminal Code. Herbert may have records showing direct interaction with the Ontario lawyer defendants and other defendants who recklessly distributed my Identity Information.

- 235. Euclid Herbert would know if he was paid for recklessly publishing my Identity Information. As my research shows that Mr. Herbert has in the past done work for one of the two major political parties in Barbados, he would know if there is a political aspect or political guiding mind behind the threats and malicious publication of Identity Information and other politically sensitive information selected and published from the tens of thousands of pages of McKenzie legal files that the defendants recklessly distributed to the public.
- 236. I swear this affidavit in support of a motion for an interim injunction order.

Supplementary Affidavit to be submitted.

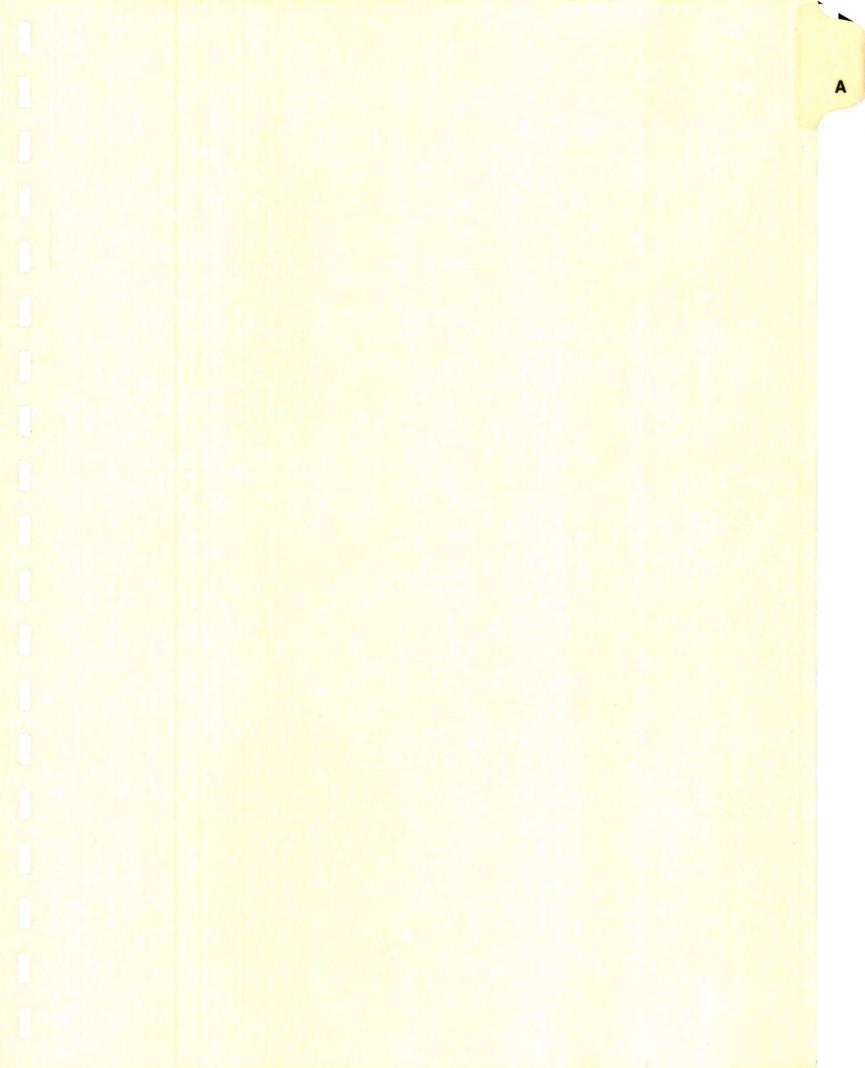
- 237. As indicated earlier in this affidavit, defendants placed into the public domain, and recklessly distributed to the public, tens of thousands of pages containing Identity Information and other personal, confidential and/or privileged information: not only for me, but for other persons and entities that having nothing to do with me in the least.
- 238. Due to the massive quantity and sensitive nature of these exhibits that require redaction, sealing or other careful handling, I find it necessary to file a supplementary affidavit at a later date, and will do so as soon as I can. My lawyer intends to ask the court for instructions.

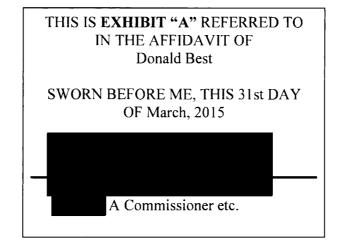
Sworn before me at the City of Orillia)In the County of Simcoe)This 31st day of March, 2015)

A Commissioner, etc. Jo Anne Louise Greus, & Commissioner, #0., Province of Oritz.io, for the Government of Oritzio, Ministry of the Jummey General.



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Jo Anne Louise Gross, a Commissioner, Mar, Province of Oriento, for the Government of Oriento, Ministry of the reactney General.

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Electronic Filing

Guidelines for Printed and Electronic Versions of Appeal Documents

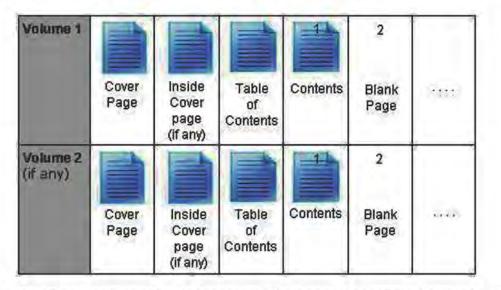
You must follow these guidelines when preparing, serving and filing your appeal documents. The Supreme Court of Canada will not accept the filing of any electronic document that does not conform to these guidelines.

Preparing Your Documents

- The electronic version of a document must be in PDF format and must be a true representation (identical copy) of the printed version. In case of discrepancy between the two versions, the original printed version will be considered official.
 - a. **Contents**: Both the printed and electronic versions, must contain a cover and, at the beginning, a table of contents (Rules <u>23</u> and <u>24</u> of the *Rules of the Supreme Court of Canada*). And, they must both contain the same contents and number of pages.
 - b. Page Numbering: Notwithstanding the requirements of the Rules, the page numbering of the printed version of all appeal documents must be identical to the page numbering in the electronic version. To ensure this:
 - Number every page of both the printed and electronic versions, except for the cover and index pages, identically and consecutively in arabic numerals starting with the number "1", in bold, at the top of each page. If your document contains tabs, the numbering remains consecutive irrespective of the tabs.
 - If you are using Adobe Professional, you must set your numbering "style" to "none" for the cover and index pages. For more details, see the <u>E-Filing FAQ</u>.
 - Number any blank page that appears in the document.
 - · Mark every authority in the printed version with a tab.
 - . Do not scan dividers or tab sheets into the electronic version.
 - Start the numbering over again in each additional volume.

For example:

(requirements applicable to both the printed and electronic versions of all appeal documents)



c. **Printing**: The printed version must be printed on one side of good-quality white letterformat paper (21.5 cm by 28 cm) with the printed pages facing up on the left. Only the book of authorities and the condensed book are printed on both sides.

The factum and the notice of appeal shall be printed

- in a type no smaller than 12 point and no more than 12 characters per 2.5 cm
- with every paragraph, but no headings, consecutively numbered in the left margin
- with no more than 500 words on every printed page
- with the lines at least one and one-half lines apart, except for quotations from authorities, which shall be indented and single-spaced; and
- with margins of no less than 2.5 cm

Every record shall have a header on every page (Rule 40).

- d. Binding and volumes: The Rules specify that if a printed document exceeds 300 pages, it must be bound in volumes of not more than 200 pages (Subrule 21(2.1)). An electronic document must be split into separate files if the printed version contains more than one volume. Each volume of both the printed and electronic versions must contain a table of contents (Subrule 24(1)). You must indicate on each volume, below the title of the document and the information required by paragraph 22(1)(f), but within the horizontal lines, the volume number in Roman numerals and, on the same line or the line below, the volume number and the page numbers of the first and last pages in that volume. The volume number in Roman numerals must appear on the bottom cutting edge of each printed version.
- e. Specific requirements: Follow the requirements set out in <u>Appendix A</u> for each appeal document.
- "Bookmarks" for electronic documents must be created and must mirror the items in the table of contents of the document and of each volume of a document (see appendices <u>A</u> and <u>B</u>).
- If one of the files of your electronic document exceeds 75 megabytes (MB), please contact the Registry office by phone at 613-996-8666 or by e-mail at <u>registry-greffe@scc-csc.gc.ca</u>.
- 4. When paper documents are scanned, the resolution must be set to 300 dpi.
- 5. Links to external sites and between documents are not permitted. Linking within a document is

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optional.

- Any security setting in the document must be deactivated, because this may interfere with systems for the visually impaired and affect accessibility.
- 7. You are responsible for removing any hidden text, such as markings or annotations (track changes), from your source documents before converting them to PDF. You may consult the documentation for your word processing software for instructions on how to do this. You may also consult the Canadian Bar Association's document entitled Information to Supplement the Code of Professional Conduct: Guidelines for Practising Ethically with New Information Technologies for metadata best practices (page 11). The CBA's document also contains specific suggestions for limiting the creation of metadata and for removing metadata in Appendix 2: Metadata Information and Resources (page 24) of the Guidelines.
- You must enable the commenting functionality for your PDF document. If you are using Adobe Professional 8, select from the menu bar "Comments" and then "Enable for Commenting and Analysis in Adobe Reader...".
- 9. Do not use the following characters in file names when saving your document: ` ~ ! @ # \$ % ^ & * () + = [] {} : ; ', ? | " /
- Signatures are not required on electronic versions. The signature of counsel of record is required on the original printed copy of the Notice of Appeal, Factum (Part V), and Record (Certificates of Counsel in Form <u>38</u> and Form <u>39</u>).

Filing Your Documents

Download a PDF Viewer

- The electronic version of a document must be filed on a CD-ROM and sent to the Court by mail or courier or delivered by hand no later than five working days after the printed version is filed. The Registry is open between 9am and 5pm Eastern Time (standard time or day-light saving time, as the case may be).
- Both the CD-ROM and its container or jewel case must be labelled with the filing party's name, the SCC file number and, if space permits, the style of cause. Do not place any CD-ROM in the inside cover of the printed version of your document.
- 3. An electronic version of the <u>Electronic Filing Form</u> (PDF Format, 165 kb), which is used to provide information on an electronic document being filed, must be submitted for each electronic document on the CD-ROM. If a document contains multiple volumes, only one Electronic Filing Form is required for all the volumes of that document. The form must be in electronic format and must be included on the CD-ROM. You are not required to file a printed version of the form.
- The filing of an electronic version of the condensed book is optional. A printed version must be filed at the hearing of the appeal.

Serving Your Documents

- You must serve both a copy of the printed version and a copy of the electronic version (on a CD-ROM) of a document that is required to be served, unless counsel being served is willing to accept service of one version only.
- 2. Proof of service is required only for service of the printed version. If counsel, however, is willing to accept service of the electronic version only, an affidavit of service is required.

Sensitive Information and Redacted Versions

If any of your appeal documents

- include or reveal information that is subject to a sealing order,
- include information that is subject to limitations on public access (this restriction is usually imposed by federal or provincial legislation; it might apply, for example, in a case involving adoption or children in need of protection), or
- include information classified as confidential (information which when disclosed, could cause injury to the national interest; for example, in a case involving terrorism),

Contact Joanne Laniel, Manager, Registry Branch, at 613-996-7810, regarding specific requirements for the preparation of redacted printed and electronic versions.

Requirements Related to the Posting of Factums

You must provide an electronic version of a factum that is suitable for posting on the SCC website. The following information should be omitted:

- · information subject to a publication ban, and
- personal data identifiers* or personal information that, if combined with the individual's name and made widely accessible to the public, could pose a serious threat to the individual's personal security.

* The following are some examples of personal data identifiers or personal information that could pose a threat to an individual's personal security (as a result, for example, of identity theft, stalking or harassment):

- names of individuals together with their addresses,
- social insurance numbers,
- account numbers for bank accounts, lines of credit, credit cards or other assets and corresponding PINs, and
- medical records.

N.B.: An individual's name on its own is not considered to be a personal data identifier.

As a best practice, the version of the factum you file for the public record should omit all the information listed above so that it may be posted on the SCC website as is. Where a redacted factum is filed for posting on the Web, the word "Redacted" should appear within the two horizontal lines on the front cover of the redacted version, which should be provided no later than three weeks after the original factum was filed.

For further information about the principles governing access to appeal factums through the SCC website, please consult the <u>Policy for Access to Supreme Court of Canada Court Records</u>.

Redacting Documents

When documents are redacted, the information to be deleted should either be permanently deleted or be masked in such a way as to prevent others from accessing the sensitive content in the electronic

file. Adobe Professional 8 contains a redaction tool that assists with the redaction of electronic versions of documents through an automatic search feature that can search and mark designated text or metadata. Other PDF software may have similar features. Please refer to your software's help section for step-by-step instructions on how to redact your document. The word "Redacted" must appear within the two horizontal lines on the cover page of any redacted printed or electronic version.

Changes or Amendments

When changes or amendments are made to the printed version of a document, you must file a CD-ROM containing the electronic version of the new printed version and the <u>Electronic Filing Form</u> (PDF Format, 165 kb), as well as a covering letter which lists or describes the changes or amendments. The word "Amended" must appear within the two horizontal lines on the cover page of any amended printed or electronic version. Any amended version that is filed will replace the original.

If changes are made to a printed or electronic document after the filing deadline, you must file a motion for an extension of time.

Questions

The Court will not provide technical support for the creation of documents. If you have questions about the requirements set out in these guidelines, you may either contact the Registry by telephone at (613) 996-8666 or by e-mail at <u>registry-greffe@scc-csc.gc.ca</u>, or consult our <u>E-Filing FAQ</u>.

Appendix A

Specific Requirements

	OCR	Bookmarks for Electronic Documents (Must have a title and mirror the items in the table of contents in each volume of a document)	Number of Printed and Electronic Copies to be Filed	Number of Printed and Electronic Copies to be Served
Notice of Appeal (and, in an appeal as of right, <u>Form</u> <u>25B</u> which must be saved in the same electronic document as the Notice of Appeal)	Optional	None required	Printed: 1 original and 1 copy. Electronic: 1 copy. Note: The other documents listed in Rule <u>33</u> of the <i>Rules</i> are required to be filed in the printed version but not in electronic format.	
C	1021		Printed: 1 original and 23 copies.	

Factum	Yes except for Part VII	At a minimum, each "Part" must be bookmarked.		1 copy of each on all other parties.
Record	Optional	At a minimum, each "Part" must be bookmarked.	Appellant's Record Printed: The original and 20 copies of the volume(s) containing Parts I and II. Eleven (11) copies of all other volumes. Electronic: 1 copy. Respondent's Record Printed: 1 original and 10 copies. Electronic: 1 copy.	1 copy of each on all other parties.
Book of Authorities	Optional	At a minimum, each Authority must be bookmarked. If, in the printed version you have highlighted a passage by underlining it or by placing a vertical line in the margin, you must create a sub-bookmark for that passage.	Printed: 11 copies. Electronic: 1 copy.	1 copy of each on all other parties.
Condensed Books	Optional	At a minimum, table of contents must be bookmarked.	Printed : 14 copies to be distributed in the courtroom the day of the hearing. Electronic : optional.	1 copy of each on all other parties.
Motion before a Judge or the Registrar			Printed : 1 original and 2 copies. Electronic : none.	1 copy of each on all other parties.
Motion before the Court		and 14 copies.		1 copy of each on all other parties.

Colour of covers of printed versions

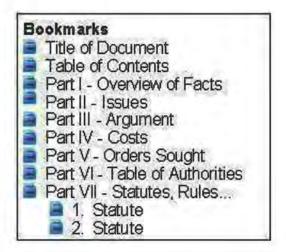
Be	eige	Orange	Green	Grey	Blue

Appellants' factum, book of authorities and condensed book	Respondents' factum, book of authorities and condensed book	Respondents' Record	Interveners' factum, book of authorities and condensed book
	A second s	Motion (by any party)	

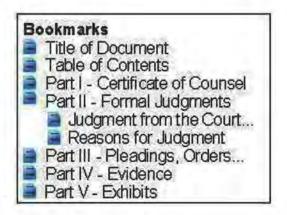
Appendix B

Bookmarks for Electronic Documents

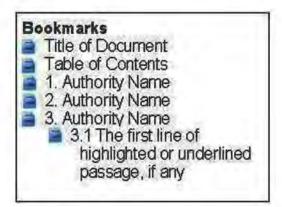
Factum



Record



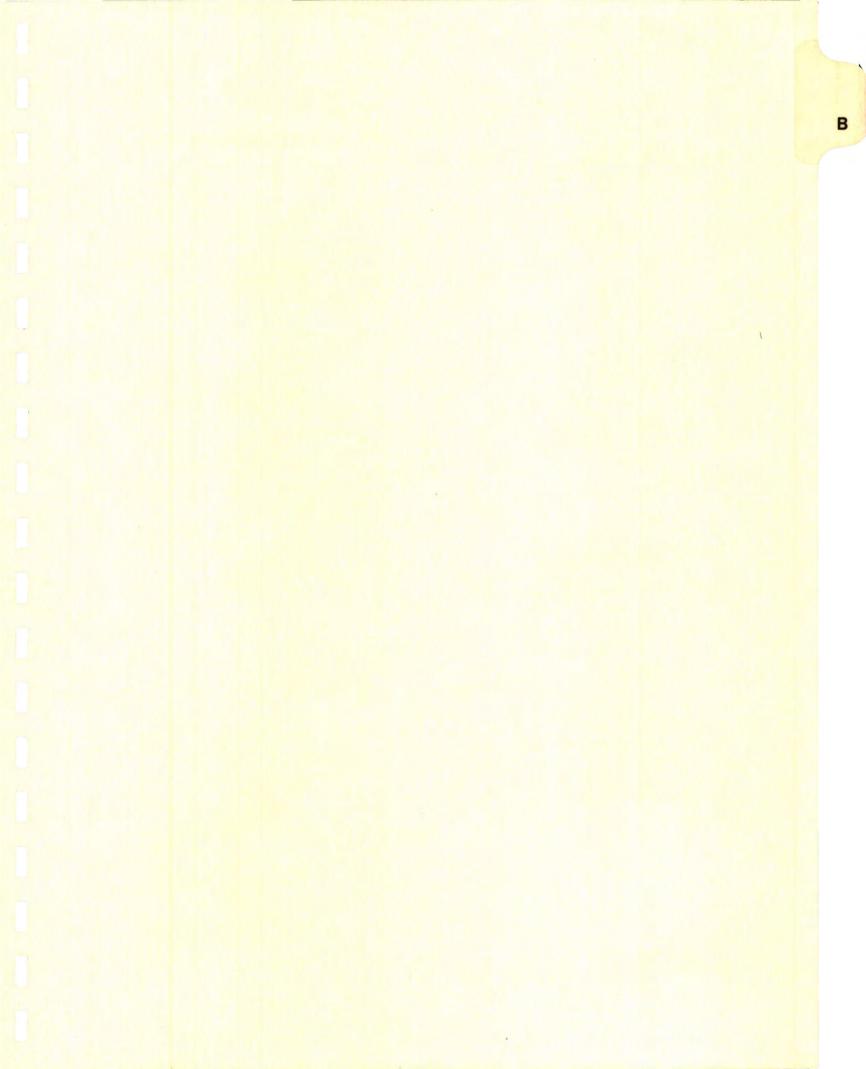
Book of Authorities

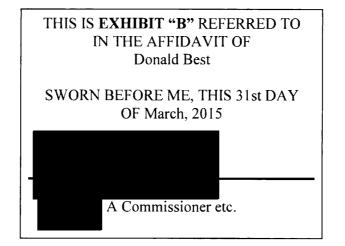


Note: The bookmark name of each authority must be preceded by the tab number.

Date Modified: 2010-11-04

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Jo Anne Louise Greas, a Conscionant, Mu., Province of Ontario, for the Boyummisht of Ontario, Ministry of the millimay Beneral.



Home > Cases > Access to Court Records

Cases

Access to Court Records

Policy for Access to Supreme Court of Canada Court Records

Effective date of policy: February 9, 2009

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 - 8.1 Authentication and Security
 - 8.2 Archived Case Files
- 9. Policy Dissemination
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1 Objective

The objective of this policy is to set out the principles governing public access to court records maintained by the Office of the Registrar of the Supreme Court of Canada (hereinafter "SCC" or "the Court") as defined below.

2 Statement of Policy

The SCC will provide public access to its court records in a manner that balances the constitutional requirement of open courts against other rights and interests of the public and participants to judicial proceedings, namely privacy and security of individuals and the proper administration of justice.

3 Scope and Application

3.1 Persons Covered

This policy sets out the principles that apply to access to court records by members of the public provided by the Court and any limitations on that access that may arise in a particular case including the limitations noted below. Nothing in this policy limits the availability of court records to the members of the Court, the Registrar, the Deputy Registrar and SCC staff.

3.2 Type of Proceeding

This policy applies to court records in all proceedings that come before the Court.

3.3 Form of Court Record

This policy applies to all court records in any form, whether these records are created, stored or made

available on paper or in microfilm or digital format.

3.4 Limitations on Access

The public access provided for in this policy is subject to any order of a court that continues to apply to SCC proceedings, an order of the SCC, or any applicable statutory or common law provision regarding:

- the public right to know of the existence of a case file;
- the public right of access to certain court records;
- the publication of information contained in court records and / or in a case file or information revealed during an oral hearing of a proceeding.

4 Definitions

4.1 Access and Registered Access

Access means the ability to view and to obtain a copy of a court record. Registered access refers to access exercised by persons that have been designated by the Registrar as having the right to extended or bulk access to court records.

4.2 Case File

Case file means the file maintained by the Records Centre of the SCC for a judicial proceeding that contains court records filed by litigants or produced by the Court. Court records contained in a case file may be in paper, microfilm or digital format.

4.3 Court Records

Court records include any information or document that is collected, received, stored, maintained or archived by the SCC in connection with its judicial proceedings, which includes, but is not limited to:

- notices;
- factums;
- authorities;
- transcripts;
- calendars of hearings;
- case indexes maintained by the Registry or Records Centre;
- judgments;
- correspondence.

The following are excluded from the definition of court records:

· case notes, personal notes, legal opinions, memorandum, drafts of reasons for judgment and

similar documents or information prepared and used by members of the Court, the Registrar, the Deputy Registrar or SCC staff.

- information that is subject to solicitor-client privilege or pertains to management and administration of the Court, e.g. judicial training programs, scheduling of judges and hearings and statistics of judicial activity.
- records maintained by SCC staff that are not connected with SCC judicial proceedings.

4.4 Docket

Docket refers to the list of proceedings produced by the SCC automated Case Management System in which court staff collect and store information about each proceeding:

- the type of case;
- file number;
- names of parties;
- nature of proceedings,
- · list, and corresponding filing dates, of documents present in the case file;
- dates of hearings; and
- dispositions with their corresponding dates.

4.5 Judgment

Judgment refers to any decision rendered by the Court, or any of its judges or the Registrar and Deputy Registrar, including endorsements and orders, as well as any disposition or reasons given in connection with such decision.

4.6 On-site Access

On-site access to court records means access at the SCC building or access that requires the assistance of SCC staff, e.g. obtaining digital or fax copies of court records from the SCC Records Centre by making a request in person or by e-mail or telephone.

4.7 Parties

Parties include the parties, their counsel and their authorized agents.

4.8 Personal Data Identifiers

Personal data identifiers include elements of personal information that, when combined together or combined with the name of an individual, would enable the direct identification of the individual and pose a serious threat to the individual's personal security.

4.9 Personal Information

Personal information is information about an identifiable individual, including:

- information relating to the age of the individual, including day and month of birth;
- any identifying number (including telephone, social insurance or financial), address (including civic, postal, e-mail), symbol or other particular assigned to the individual;
- information relating to unique physical characteristics of the individual, including bio-metrical information such as fingerprints.

Personal information does not include:

- an individual's name; and
- the name and business address of a lawyer who is acting as counsel or agent for any party to a
 proceeding.

4.10 Remote Access

Remote access means the ability to access court records without having to be physically present where the records are kept, and without needing the assistance of court staff, through the SCC website.

4.11 Sensitive Case Files

Sensitive case files are case files that contain information that falls under one or more of the following categories:

- information subject to a publication ban;
- information subject to limitations on public access;
- information subject to a sealing order;
- information classified as confidential (dealing with issues of national security such as terrorist matters).

5. Creation of Court Records

5.1 Inclusion of Personal Information

Personal information, including personal data identifiers, shall not be included in a court record unless it is required for the disposition of the case.

5.2 Responsibilities of the Parties

- 1. When the parties prepare any document or court record that is intended to be part of a case file, they are responsible for:
 - a. advising the Court if the document or court record is subject to a publication ban, sealing order, or contains information classified as confidential, in accordance with the

requirements of the Rules of the Supreme Court of Canada, SOR/2002-156;

- b. limiting the disclosure of personal data identifiers and personal information to what is necessary for the disposition of the case; and
- c. advising the Court whether the document or court record includes personal data identifiers and personal information that, if combined with the individual's name and made widely accessible to the public (e.g., posted on the internet) could pose a serious threat to the individual's personal security (e.g., identity theft, stalking and harassment).
- 2. When required by the *Rules* or a Notice to the Profession, or when requested by the Registrar, parties must file a redacted version of a document or court record that omits:
 - a. information subject to a publication ban
 - b. information subject to a sealing order
 - c. information classified as confidential
 - d. personal data identifiers and personal information that, if combined with the individual's name and made widely accessible to the public, could pose a serious threat to the individual's personal security.
- 3. Where a redacted version of the document or court record is filed, the Court may determine that members of the public may only have access to the redacted version of the document or court record. Such a determination will be made at the discretion of the Registrar, who will advise whether the restriction of access to the redacted version of the document or court record applies to remote access, on-site access or both.

5.3 Responsibilities of Court staff

When court staff prepare documents intended to be part of the case file, they are responsible for avoiding the disclosure of personal data identifiers, if appropriate and possible, and limiting the disclosure of personal information to what is necessary and relevant for the purposes of the document.

6. Access

6.1 Fees

Fees are payable to the Registrar for services related to access to court records, such as photocopies, as set out in Schedule A to the *Rules of the Supreme Court of Canada*. There are no fees for consulting case files.

6.2 Format of Records

Members of the public and media are entitled to access court records in the format in which they are maintained. Persons who require assistance in accessing documents should contact the Registry or Records Centre.

6.3 Official Languages

Under s. 133 of the *Constitution Act, 1867*, litigants are entitled to use either English or French in oral or written communications with the Court, and accordingly, court records that are filed by litigants are provided in the language used by the litigant without modification.

6.4 Search Functions

Members of the public will be provided with appropriate search functions that allow for efficient remote access to court records and limit the risk of improper use of personal information. Search interfaces are available in both official languages.

6.5 Type of Record and Means of Access

6.5.1 Judgments

Parties and members of the public shall have on-site access to all judgments. In addition, parties and members of the public shall have remote access to those judgments on appeals that the SCC has available in digital format.

6.5.2 Docket Information

Parties and members of the public shall have both on-site and remote access to docket information that the SCC has available in digital format, provided that personal data identifiers are not made remotely accessible.

6.5.3 Case Files

Parties and members of the public shall only have on-site access to court records included in case files, except as otherwise provided in this policy.

6.5.4 Case Summaries

Parties and members of the public shall have both on-site and remote access to those case summaries that are prepared by court staff and stored in the Case Management System and accessed through <u>SCC Case Information</u>.

6.5.5 Audio and Video Recordings of Proceedings

Parties and members of the public may obtain copies of audio or video recordings of appeal hearings through external service providers as the Court may advise from time to time. There may be fees associated with obtaining copies of audio and video recordings of proceedings.

6.5.6 Other Court Records

In addition to the records already listed in this policy, members of the public shall have remote access

to those court records, or portions thereof, listed in this subsection:

- the electronic version of any factum on an appeal filed on or after February 9, 2009, subject to the following conditions. An electronic version of the factum must be available. The factum must not be subject to any limitation on access by court order or law, or as set out in paragraph 3.4 of this policy. Where a factum is redacted as set out in paragraph 5.2 of this policy, only the redacted electronic version will be available for remote access.
- webcasts of appeal hearings on or after February 9, 2009, provided that the digital recording of the appeal hearing is available and is not subject to any limitation on access by court order or law or as set out in paragraph 3.4 of this policy.

7. Registered Access

7.1 Request for Registered Access

Any member of the public may request to be registered with the Registrar of the SCC as having the right to access court records that are not available remotely pursuant to this policy, referred to as extended access, or to bulk access as set out below. The request shall be made in the form prescribed by the Registrar, who shall decide whether the request, or part thereof, should be granted. In deciding whether or not to provide registered access, and what specific terms and conditions should be imposed, the Registrar shall take into account the following:

- the connection between the purposes for which access is sought and the rationale for the constitutional right to open courts;
- the possibility of a detrimental impact on the rights of individuals and on the proper administration of justice, if the request is granted; and
- the adequacy of existing legal or non-legal norms, and remedies for their breach, if improper use is made of the information contained in the court records to which access is granted. This includes, but is not restricted to, existing privacy laws and professional norms such as journalistic ethics.

7.2 Bulk Access

Any person who has registered access to court records may request bulk access to a portion or to the entirety or portions of court records from multiple case files. Bulk access shall be governed by a special agreement with the Registrar that may include the following terms:

- the information should be regularly checked against the source of the court record for accuracy, if this information is to be published or re-distributed; and
- any use of the information contained in the court record should comply with provincial and federal privacy and credit reporting legislation, as well as any other applicable law, and such information should not be used for any improper purpose.

7.3 Limitations on Registered, Extended and Bulk Access

Registered access is subject to the limitations set out in paragraph 3.4 of this policy.

8. Information Management

8.1 Authentication and Security

The Court shall put into place proper security, logging, archiving, disposition and audit functions for the management of court records.

8.2 Archived Case Files

After a case file has been sent to Library and Archives Canada, a microfilm copy of the case file shall be accessible on-site only and parties and members of the public may request copies of specific documents from the Records Centre. Printing copies from microfilm may be subject to fees as noted in paragraph 6.1 above.

9. Policy Dissemination

The Court shall inform the public and participants to the judicial system of the extent to which court records are made available to the public, and of the measures that are taken pursuant to this policy to protect their personal information.

10. Policy Review

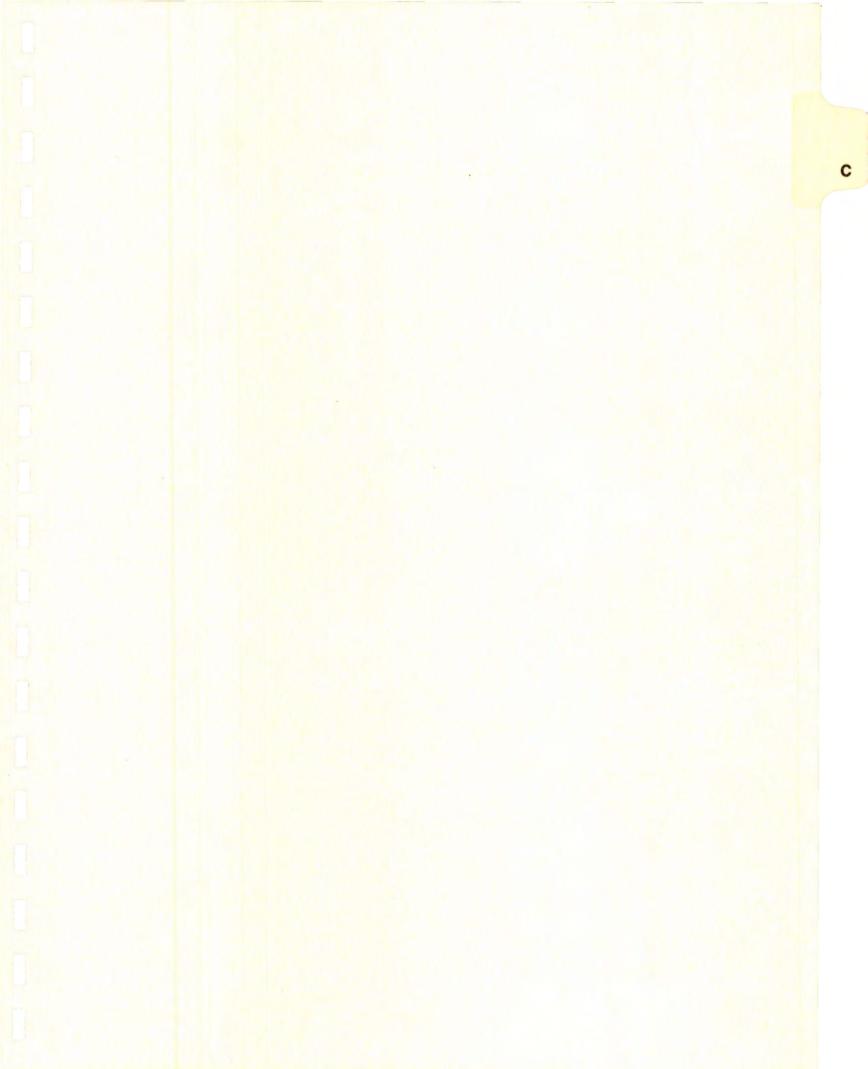
The Court shall regularly review this policy to ensure that it is maintained up to date and further developed as required.

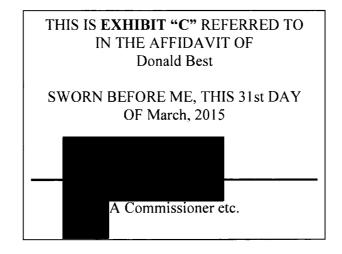
References

<u>Supreme Court Act</u>, R.S.C., 1985, c. S-26. <u>Rules of the Supreme Court of Canada</u>, SOR/2002-156. <u>Model Policy for Access to Court Records in Canada</u> (PDF format, 102 kb) (Canadian Judicial Council)

Download a PDF Viewer

Date Modified: 2010-05-10





Jo Anne Louise Grass, a Contributant, #J., Province of Ortesto, for the Government of Ortesto, Ministry of the Futurney Esneral.

Justice Laws Website

Home > Laws Website Home > Consolidated Acts > R.S.C., 1985, c. C-46 - Table of Contents > R.S.C., 1985, c. C-46

Criminal Code (R.S.C., 1985, c. C-46)

Full Document: <u>HTML</u> | <u>XML</u> [4163 KB] | <u>PDF</u> [5692 KB] Act current to 2015-03-03 and last amended on 2015-02-26. <u>Previous Versions</u>

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Obtaining carriage by false billing

401. (1) Every one who, by means of a false or misleading representation, knowingly obtains or attempts to obtain the carriage of anything by any person into a country, province, district or other place, whether or not within Canada, where the importation or transportation of it is, in the circumstances of the case, unlawful is guilty of an offence punishable on summary conviction.

Forfeiture

(2) Where a person is convicted of an offence under subsection (1), anything by means of or in relation to which the offence was committed, on such conviction, in addition to any punishment that is imposed, is forfeited to Her Majesty and shall be disposed of as the court may direct.

R.S., c. C-34, s. 359.

Trader failing to keep accounts

402. (1) Every one who, being a trader or in business,

- (a) is indebted in an amount exceeding one thousand dollars,
- (b) is unable to pay his creditors in full, and

(c) has not kept books of account that, in the ordinary course of the trade or business in which he is engaged, are necessary to exhibit or explain his transactions,

is guilty of an indictable offence and liable to imprisonment for a term not exceeding two years.

Saving

- (2) No person shall be convicted of an offence under this section
- (a) where, to the satisfaction of the court or judge, he
 - (i) accounts for his losses, and
 - (ii) shows that his failure to keep books was not intended to defraud his creditors; or

(b) where his failure to keep books occurred at a time more than five years prior to the day on which he was unable to pay his creditors in full.

R.S., c. C-34, s. 360.

IDENTITY THEFT AND IDENTITY FRAUD

Definition of "identity information"

402.1 For the purposes of sections 402.2 and 403, "identity information" means any information — including biological or physiological information — of a type that is commonly used alone or in combination with other information to identify or purport to identify an individual, including a fingerprint, voice print, retina image, iris image, DNA profile, name, address, date of birth, written

Canada

signature, electronic signature, digital signature, user name, credit card number, debit card number, financial institution account number, passport number, Social Insurance Number, health insurance number, driver's licence number or password.

2009, c. 28, s. 10.

Identity theft

402.2 (1) Everyone commits an offence who knowingly obtains or possesses another person's identity information in circumstances giving rise to a reasonable inference that the information is intended to be used to commit an indictable offence that includes fraud, deceit or falsehood as an element of the offence.

Trafficking in identity information

(2) Everyone commits an offence who transmits, makes available, distributes, sells or offers for sale another person's identity information, or has it in their possession for any of those purposes, knowing that or being reckless as to whether the information will be used to commit an indictable offence that includes fraud, deceit or falsehood as an element of the offence.

Clarification

(3) For the purposes of subsections (1) and (2), an indictable offence referred to in either of those subsections includes an offence under any of the following sections:

- (a) section 57 (forgery of or uttering forged passport);
- (b) section 58 (fraudulent use of certificate of citizenship);
- (c) section 130 (personating peace officer);
- (d) section 131 (perjury);
- (e) section 342 (theft, forgery, etc., of credit card);
- (f) section 362 (false pretence or false statement);
- (g) section 366 (forgery);
- (h) section 368 (use, trafficking or possession of forged document);
- (i) section 380 (fraud); and
- (j) section 403 (identity fraud).

Jurisdiction

(4) An accused who is charged with an offence under subsection (1) or (2) may be tried and punished by any court having jurisdiction to try that offence in the place where the offence is alleged to have been committed or in the place where the accused is found, is arrested or is in custody. However, no proceeding in respect of the offence shall be commenced in a province without the consent of the Attorney General of that province if the offence is alleged to have been committed outside that province.

Punishment

(5) Everyone who commits an offence under subsection (1) or (2)

(a) is guilty of an indictable offence and liable to imprisonment for a term of not more than five years; or

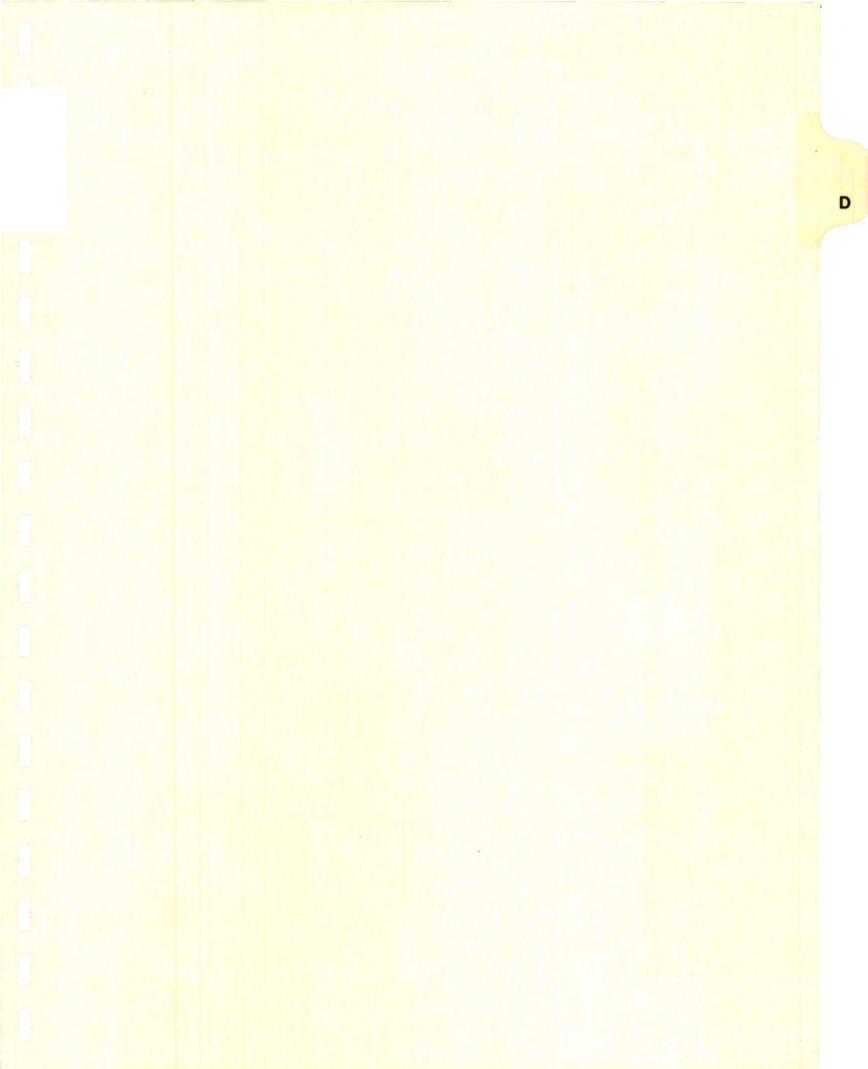
(b) is guilty of an offence punishable on summary conviction.

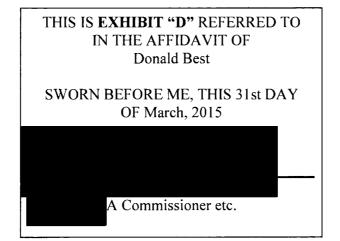
2009, c. 28, s. 10.

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Date modified: 2015-03-24





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Judges' Technology Advisory Committee

Use of Personal Information in Judgments and Recommended Protocol

Approved by the Canadian Judicial Council, March 2005

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Background

[1] The JTAC Open Courts and E-Access to Court Records and Privacy Subcommittee was asked in February, 2004 to consider developing and implementing a standardized national protocol to de-identify family judgments which would allow all of them to be posted on court websites (see the Council's Discussion Paper on *Open Courts, Electronic Access to Court Records, and Privacy*, available at { HYPERLINK "http://www.cjc-ccm.gc.ca/cmslib/general/OpenCourts-2-EN.pdf" }).

[2] The subcommittee drafted a recommended protocol that was endorsed by JTAC on February 4, 2005. It should be noted that this protocol extends to all judgments in which sensitive personal information or information subject to publication bans may be contained as it is clear that these issues are not limited to family cases.

Threshold Questions

[3] In fulfilling its mandate, the subcommittee has identified two threshold questions that should be considered and debated by JTAC in the context of considering the recommended protocol.

- I. Who should be responsible to ensure that the content of judgments conforms with publication bans?
- II. Is it desirable for courts to publish all of their judgments on the internet given the answer to question one as well as other policy considerations?

The threshold questions are dealt with separately as a preface to the protocol.

Discussion of Threshold Questions

I. Responsibility for the Contents of Judgments

[4] A question has been raised about whether judges should take responsibility for ensuring that the contents of their judgments do not violate publication bans or whether this should remain in the hands of publishers. Traditionally, the courts have left the dissemination and publication of their judgments to publishers. As a result most publishers have adopted guidelines and employed editing staff to remove sensitive identifying information from judgments in cases subject to publication bans and in some instances, in all cases falling within a particular category regardless of whether there is an order banning the disclosure of this information. It would appear that the latter practice is, at least in part, a protective measure against the situation where the existence of a publication ban is not communicated to the publisher by the court. Now several courts across Canada have themselves become publishers by posting judgments on their own websites and are facing the same issues.

[5] One potential advantage to having a publisher deal with editing the judgments to conform with publication bans and non-disclosure provisions is that judges can focus on writing a decision that is most meaningful to the parties and do not have to concern themselves with whether the contents of the judgment, when more widely circulated beyond the parties, might violate a publication ban. One disadvantage of placing the onus on a publisher is that the court, not the publishers, is in the best position to be aware of the existence of publication bans. Moreover, this is not an option for those courts that publish decisions directly on their websites and do not have the resources to employ staff to edit those judgments. In addition, there is likely to be inconsistency between publishers as to how judgments are edited and this will be particularly acute when the same judgment is edited in different ways by different publishers. When the editing process takes place during the drafting stage, this is avoided.

[6] In considering this question, it is relevant to consider who bears the responsibility to ensure that judgments which contain information subject to publication bans are not published in contravention of a publication ban. The subcommittee also considered what liability may flow from the breach of a publication ban through the posting of a judgment on a court website. Courts are not immune from censure for the failure to withhold court information that is subject to a non-disclosure provision. In Re (*F.N.*), [2000] 1 S.C.R. 880, the Supreme Court of Canada held that the court staff of the St. John's Youth Court had breached the non-disclosure provisions of the Young Offenders Act by routinely distributing its weekly Youth Court docket to local school boards. One of the dockets distributed disclosed the name of the appellant and the fact that he was charged with two counts of assault and breach of probation. The young person sought an order of prohibition. Although there were several exceptions to the relevant disclosure provisions in the

Young Offenders Act, none of them were found to justify the disclosure made by the court's staff.

[7] Provisions for publication bans on the identity of victims, complainants and young persons set out in the *Criminal Code* and the *Youth Criminal Justice* Act include an exception for the disclosure of information "in the course of the administration of justice where it is not the purpose of the disclosure to make the information known in the community" (see section 486(3.1) of the *Criminal Code* and section 110(2)(c) of the *Youth Criminal Justice Act*). While the dissemination of judgments may be part and parcel of the administration of justice, it is doubtful that the publication of judgments on the internet would be found to fall within this exception as the whole purpose of posting judgments is to inform the public and facilitate access to the decisions of the court.

[8] It seems equally clear that publishers not connected with the courts also have a responsibility to ensure that judgments published by them conform to the law in respect of publication bans.

[9] The sub-committee recommends that the ultimate responsibility to ensure that reasons for judgment comply with publication bans and non-disclosure provisions should rest with the judge drafting the decision. The sub-committee recognizes that judges need support in the form of information and resources to ensure that this responsibility can be carried out. The sub-committee recommends that the protocol, if adopted, be proposed as a part of the curriculum of the judgment writing course offered by the National Judicial Institute. It is also recommended that the Chief Justices in each jurisdiction be encouraged to provide informational support by maintaining an up to date document which informs judges of the publication ban and statutory non-disclosure provisions applicable in their jurisdiction similar to the compendium appended to the discussion paper *Open Courts, Electronic Access to Court Records and Privacy.*¹

II. Desirability of Placing All Judgments on the Internet

[10] One of the purposes of the protocol is to encourage each court to post all of its judgments to its website. The subcommittee has debated whether this is desirable. Providing public access to reasons for judgment is an important aspect of the open courts principle as it allows for justice to be seen to be done. Having judgments available on court websites enhances access to the courts. Free access to all decisions of the court also facilitates research for the legal profession, the media, and the public. On the other hand, concerns have been raised about the need to place certain judgments, particularly family judgments which contain sensitive personal information which may be relevant only to the parties before the court, on the internet for all to see.

¹ On-line: The Canadian Judicial Council <http://www.cjc-ccm.gc.ca/cmslib/general/OpenCourts-2-EN.pdf>.

[11] In debating this question, the sub-committee considered the risks of placing judgments on court websites. One potential risk examined was liability for defamation and whether posting a judgment to the internet constitutes publication for the purposes of the law of defamation. Posting material on the internet has been held to constitute publication for the purposes of the law of defamation². However, judges enjoy an absolute privilege to write and speak without legal liability for defamation when doing so in the context of a judicial proceeding.³ This includes written reasons for judgment.⁴ One author describes the rationale for this immunity from prosecution as follows:

... in the proper administration of justice, the participants in such proceedings should feel free to speak freely, frankly, openly and candidly and not be subject to constraints inhibiting the disclosure of the processing of information essential to the judicial process or be left open to fear of influence by fear of a possible defamation action and the vexation of having to defend them.... The privilege promotes the search for the truth, the very heart of the process.⁵

[12] It has been held that this immunity is unchanged by the fact that a judge has permitted his or her judgment to be broadcast through the communications media.⁶ However, the publishing of judgments on court websites is a function performed by court staff. This immunity has been held to extend to court staff who carry out the administrative duties.⁷ Thus, it would appear that there is little risk of liability for defamation for court staff in posting judgments to court websites.

The immunity is not confined to words spoken or written in a Courtroom. It extends to at least some categories of documents prepared outside a Courtroom collateral to the case concerned. Well known examples are briefs of evidence for witnesses as in *Thompson v. Turbott,* pleadings as in *Atkins v. Mays,* and written decisions or findings as in *Jekyll v. Sir John Moore* (1806) 6 Esp 63 and *Addis v. Crocker* [1961] 1 QB 11. The authors of such decisions are entitled to immunity. Logically, those responsible for recording and directing such decisions should have like protection. The underlying policy is that those required to exercise judicial functions should have

² Vaquero Energy Ltd. v. Weir, 2004 ABQB 68; Barrick Gold Corp. v. Lopehandia, [2004] O.J. No. 2329; Ross v. Holley, [2004] O.J. No. 4643

³ Linden, *Canadian Tort Law*, 6th Ed. (Toronto: Butterworths, 1997) at 699.

⁴ Stark v. Auerback (1979), 11 B.C.L.R. 355 (S.C.)

⁵ Brown, *The Law of Defamation in Canada,* 2nd Ed. Looseleaf (Toronto: Carswell, 1999) at para 12.4(1).

⁶ Irwin v. Ashurst, 158 Or 61, 74 P.2d 1127 (1938) as quoted in Brown, supra at para 12.4(4)(b)

⁷ Crispin v. Registrar of the District Court, [1986] 2 N.Z.L.R. 246 (H.C.). Here the plaintiff, Crispin, was incorrectly named as a defendant in a default summons. He took steps to have the correct defendant substituted in the pleadings. In spite of this correction, when the registrar entered default judgment, he mistakenly entered Crispin's name in the civil record book as the defendant. This information was then subsequently published in a local weekly business publication. The court found that the registrar was exercising a judicial function in entering the name in the civil record book and on that basis held that he was immune from prosecution for defamation. However, the court went on to consider whether judicial immunity extends to court staff performing purely administrative functions. The court held as follows at page 252:

[13] Although the sub-committee was not able to come to a unanimous view on this question, it recommends that courts be encouraged to post all of their written judgments on their own court websites or make them available to other publicly accessible sites such as the site hosted by CANLII. While there may be privacy concerns associated with doing so, a majority of the sub-committee holds the view that these concerns are outweighed by the benefits of facilitating open access to the decisions of the court and that any adverse impacts on the privacy of justice system participants can be significantly reduced by following the guidelines set out in the attached protocol.

freedom to speak and act without fear of reprisal. That will be subverted if, while the author is free from attack, his subordinates in the form of officers of the Court required to record and despatch his decisions are not protected. Obviously a judge must not be in a position where he knows that what he does or says may expose the staff of his Court to a personal liability.... The position of a Registrar who records a judgment will indeed involve "perilous duty" if not protected by immunity, and the judiciary will indeed have a very weak flank if despite individual immunity for Judges, Court staff are open to attack. I have no doubt that even if a registrar recording entry of a judgment by default is at that stage merely acting administratively, he is protected by the immunity. The administration of justice requires it.

Recommended Protocol for the Use of Personal Information in Judgments

I. Why a Protocol is Needed

[14] The principle of open justice is a cornerstone of our judicial system. Except in the most exceptional of cases, proceedings before the court are open to the public. Generally speaking, the identity of participants in court proceedings is a matter of public record and, for the most part, individuals are not protected from being named in reasons for judgment. However, it is also clear that there are times when the privacy interests of participants in the judicial system outweigh the public interest of open justice. This is reflected in legislative and common law restrictions on the publication of certain personal facts or information disclosed in court documents, proceedings, and reasons for judgment.

[15] In the past, judgments were made accessible to the public through court registries and legal publishers. Decisions were published through law reports and were traditionally available only at law libraries and more recently, through electronic subscription services. Where publication bans were ordered by the court, commercial case law reporters traditionally assumed the task of editing reasons before publication to ensure compliance with the law.

[16] In the past ten years, court decisions have been made much more widely available over the internet on court websites. Judicial decisions are now available free of charge to any member of the public who has access to a computer and an internet connection. This is a very positive development which greatly enhances access to justice by giving more members of the public the opportunity to understand how court decisions are made. At the same time, the wide dissemination of decisions by the courts over the internet has raised new privacy concerns that must now be addressed by the courts and the judges. Reasons for judgment in any type of proceeding before the court can contain personal information about parties to the litigation, witnesses, or third parties with some connection to the proceedings. Beyond the restrictions imposed by legislative and common law publication bans, some have begun to question the need to disseminate sensitive personal information in judgments which are posted on the internet.

[17] Courts across Canada have developed a variety of different solutions to protect the privacy of the parties and others involved in litigation. Although concerns about personal information can arise in any type of proceedings, decisions involving family law matters are particularly sensitive. Some courts do not publish family law decisions on their websites; others publish only headnotes, using initials; while others publish the decisions with full names. The anomalies in the electronic publishing of judgments across jurisdictions were highlighted in the *Discussion Paper on Open Courts, Electronic Access to Court Records and Privacy* prepared by the Judges Technology Advisory Committee for the Canadian Judicial Council at

paragraphs 55 to 57. The uneven dissemination of family law judgments across the country has caused some concern among the public and legal community as the internet has come to be a resource heavily relied upon by the public, lawyers and the media for information on noteworthy decisions and case law research.

II. Objectives of the Protocol

[18] The purpose of the protocol is to encourage consistency in the way judgments are drafted when publication bans apply or when the privacy interests of the parties and others involved in proceedings should be protected. It is preferable to have judges address these issues when their decisions are drafted, rather than to have decisions either edited inconsistently by the various publishers after they are issued, or to have judgments removed from the scrutiny of the public and the legal community by not posting them to court websites. It is hoped that through use of the protocol, courts will be encouraged to publish all of their decisions on the internet and to reconsider whether it is necessary to exclude certain classes of cases from internet publication to adequately protect privacy.

[19] This protocol is intended to assist judges in striking a balance between protecting the privacy of litigants in appropriate cases and fostering an open judicial system when drafting reasons for judgment. As noted above, unless there are publication bans in place with respect to the name of a party, individuals, are generally not protected from being named when involved in court proceedings. However, even in cases where no publication ban is in place, it may still be appropriate for a judge when drafting reasons to omit certain personal information from a judgment in the interest of protecting the privacy of the litigants or other participants in the proceedings. The protocol establishes some basic types of cases where individual identities or factual information needs to be protected and suggests what types of information should be removed. There are four objectives which must be taken into account when determining what information should be included or omitted from reasons for judgment:

- 1) ensuring full compliance with the law;
- 2) fostering an open and accountable judicial system;
- 3) protecting the privacy of justice system participants where appropriate; and
- 4) maintaining the readability of reasons for judgment.

[20] Compliance with the law relates to decisions where there are legal publication restrictions in place. Openness of the judicial system requires that even where restrictions are in place or a case involves highly personal information, such as in family matters, the public still should have access to the relevant facts of the case and the reasons for the judge's decision. The tensions among these objectives need to be considered when editing judgments for privacy concerns. For example,

publishing egregious facts in a case may be seen to violate privacy concerns of a litigant, but if these facts are highly relevant to the case and in particular, to an understanding of the decision reached, their omission would deny the public full access to the judicial system. It is also important to ensure that judgments are understandable and that the removal of information does not hinder the ability of the public to comprehend the decision that has been reached.

III. Levels of Protection

- [21] The protocol addresses the following three levels of protection:
 - A. **Personal Data Identifiers:** omitting personal data identifiers which by their very nature are fundamental to an individual's right to privacy;
 - B. **Legal Prohibitions on Publication:** omitting information which, if published, could disclose the identity of certain participants in the judicial proceeding in violation of a statutory or common law restriction on publication; and
 - C. **Discretionary Protection of Privacy Rights:** omitting other personal information to prevent the identification of parties where the circumstances are such that the dissemination of this information over the internet could harm innocent persons or subvert the course of justice.

A. Personal Data Identifiers

[22] The first level of protection to be considered relates to information, other than a person's name, which serves as part of an individual's legal identity. This type of information is typically referred to as personal data identifiers and includes:

- day and month of birth;
- social insurance numbers;
- credit card numbers; and
- financial account numbers (banks, investments etc.).

[23] This type of information is susceptible to misuse and, when connected with a person's name, could be used to perpetrate identity theft especially if such information is easily accessible over the internet. Individuals have the right to the privacy of this information and to be protected against identity theft. Except in cases where identification is an issue, there is rarely any reason to include this type of information in a decision. As such, this type of information should generally be omitted from all reasons for judgment. If it is necessary to include a personal data identifier, consideration should be given to removing some of the information to obscure the full identifier.

B. Legal Prohibitions on Publication – Statutory and Common Law Publication Bans and Legislative Restrictions

[24] Publication bans are imposed either by order of the court or through the operation of a federal or provincial statute. The most common bans occur in the context of *Youth Criminal Justice Act* matters, criminal pre-trial proceedings, criminal jury matters and criminal proceedings relating to sexual and other violent criminal offences. Typically, these bans prohibit the publication of the identity, or any information which would disclose the identity, of a complainant, witness or youth dealt with under the *Youth Criminal Justice Act*. Provincially there may also be statutory bans in proceedings involving adoption, family law, child protection, health and social assistance statutes, as well as some professional discipline statutes.

[25] Appendix A provides guidelines for the removal of names from a decision where it is appropriate to do so. However, avoiding the use of the name of the person who is sought to be protected by a publication ban is often not sufficient in and of itself to prevent disclosure of identity. Sometimes further information connected to the individual must also be omitted to ensure that the identity is protected. The following general considerations may be helpful in determining what further information should be avoided to comply with a publication ban:

- The presence of **personal data** (e.g., address, account numbers) and **personal acquaintances' information** (e.g., personal data of parents, workplace, school) in a decision represents a high risk of disclosure of identity and should not be included in a judgment where there is a prohibition on publishing the identity of a person.
- With respect to the ability of the public to understand why a decision was reached, **specific factual information** (names of communities, accused persons or persons acting in an official capacity) tends to have little or no legal relevance in and of itself, while **general factual information** (age, occupation, judicial district of residence) tends to be more relevant.
- Sometimes the presence of specific factual information could increase the risk of identification. This type of information should also be avoided unless it is clear that once personal data is eliminated from the judgment, there is a minimal risk of identification through this specific factual information. Caution should be exercised here as often leaving such specific factual information out can impair the readability of the reasons for judgment.
- The presence of general factual information in a decision tends to represent a low risk of identification of a person if personal data (e.g., name, address) and personal acquaintances have not been included.

[26] Avoiding personal data, personal acquaintances' information and

specific factual information will generally be sufficient to prevent the disclosure of the identity of the person sought to be protected by the ban. The following list more specifically identifies the types of information which falls into these three categories of information.

1. Personal Data

[27] Personal data is information that allows for direct or indirect contact with a person. This would include:

- Names, nicknames, aliases;
- Day and month of birth;
- Birthplace;
- Addresses street name and number, municipality, postal code, phone, fax, e-mail, URL, IP address;
- Unique personal identifiers (e.g., numbers, images or codes for social security, health insurance, medical record, passport, bank or credit card accounts);
- Personal possession identifiers (e.g., licence or serial number, property or land identification, corporate or business name).

2. Personal Acquaintances Information

[28] Personal acquaintances information is names and other personal data of persons or organizations with which a person is directly involved. This type of information would include names and other personal data of:

- Extended family members: parents, children, brothers and sisters, in-laws, grandparents, cousins;
- Foster family members, tutors, guardians, teachers, babysitters;
- Friends, co-habiting persons, lessors, tenants, neighbours;
- Employers, employees, co-workers, business associates, schools, sports teams.

3. Specific Factual Information

- [29] This type of information includes:
 - Names of communities or geographic locations;
 - Names of accused or co-accused persons (if not already included in the publication restriction);
 - Names of persons acting in an official capacity (e.g., expert witnesses, social workers, police officers, physicians);

• Extraordinary or atypical information on a person (e.g., renowned professional athlete, very large number of children in the family, unusually high income, celebrity).

[30] If personal data and any other potentially identifying information is avoided in the judgment, certain other types of specific factual information may be safely included if doing so will improve readability and is required to explain the rationale for the decision. The possibility that some people in the local area may be able to deduce the individual involved by piecing together the specific factual information should not outweigh the public interest in providing a cohesive, reasoned decision. This type of information would include:

- Year of birth, age;
- Gender and sexual orientation;
- Race, ethnic and national origin;
- District, jurisdiction and country of birth and residence;
- Professional status and occupation;
- Marital and family status;
- Religious beliefs and political affiliations.

C. Discretionary Protection of Privacy Rights

[31] Absent a legislative or common law publication ban, there may be exceptional cases where the presence of egregious or sensational facts justifies the omission of certain identifying information from reasons for judgment. However, such protection should only be resorted to where there may be harm to minor children or innocent third parties, or where the ends of justice may be subverted by disclosure or the information might be used for an improper purpose. In such a situation it may be necessary to avoid the use of information which identifies the parties in order to protect an innocent third party.

[32] Protection of the innocent from unnecessary harm is a valid and important policy consideration (see *A.G. of Nova Scotia* v. *MacIntyre*, [1982] 1 S.C.R. 175). In these cases, the judge must balance this consideration with the open court principle by asking how much information must be included in the judgment to ensure that the public will understand the decision that has been made. It should be noted that where there is no publication ban in place, the identity of persons sought to be protected by editing reasons for judgment may still be ascertainable by examining the actual court file. Thus, full access to the record is maintained for those who have sufficient reason to take the extra step of attending at the registry or doing an online search for court records. However, by not disseminating the information to easily accessible court websites, some level of protection is maintained.

[33] Cases in which it may be appropriate to exercise a discretion to remove personal identifying information may include those involving allegations of sexual assault or exploitation or the sexual, physical or mental abuse of children or adults.

In such cases, consideration should be given to whether the identity of the victims should be included in reasons for judgment. The abuse of children may be severe enough to warrant name protection if the children were subjected to serious physical or psychological harm. The protection might also be extended in situations where the child welfare authorities have been contacted concerning abuse or lack of care, or if there is any mention of child protection proceedings, foster care, guardianship or wardship. In divorce or custody proceedings where allegations of sexual abuse are made, consideration could be given to protecting the identity of all family members, even where the allegation is unfounded. In proceedings where a paternity issue is raised, it may also be appropriate to protect the identity of the children involved.

References:

- Alberta Courts Website Privacy Policy (Revised May 17, 2002) (contact Kate Welsh, Privacy Officer)
- Brenner, Chief Justice Donald I. and Hoffman, Judith, *Electronic Filing, Access to Court Records and Privacy*, Report Prepared for the Administration of Justice Committee, Canadian Judicial Council (March, 2002)
- British Columbia Court of Appeal "Guidelines for Protecting Privacy Interests in Reasons for Judgment" (2004)
- Open Courts, Electronic Access to Court Records, and Privacy, Discussion Paper prepared on behalf of the Judges Technology Advisory Committee, Canadian Judicial Council, (May 2003)

Pelletier, Frédéric, Protecting Identities in Published Case Law (December 12, 2003)

Quicklaw Case Name Indexing Manual (July 2001)

Appendix A

Removing Names from Decisions

[34] Where it is considered to be appropriate to avoid using a name in a decision, the name should be replaced either with initials, omission marks or both, as provided for below. Initials are used to allow for the creation of a wider variety of case names (e.g., "*M.L. v. D.L.*").

[35] In very rare instances where initials, combined with the facts of the case, would clearly reveal the identity of an individual or of an organization, the letter "X" is used to replace the name instead of initials. For an additional individual or organization, the letter "Y" is used for the second individual/organization named, then "Z" for the third, "A" for the fourth, "B" for the fifth, and so on.

[36] The same initials are used to replace each occurrence of an individual or an organization's name throughout the judgment, including cover pages and headnotes, even if there are variations in the way this individual/organization is referred to in the decision.

[37] If the judge has expressly used a fictitious name to replace a real name, this fictitious name must be used throughout the decision.

A. Name of an Individual

[38] When the name of an individual must be replaced, the full initials of the name are used: one initial for each forename and one initial for the surname.

[39] Only one initial is used for a compound or hyphenated forename or surname.

Examples:

Name	Replaced by:
Mary Jane Davis	M.J.D.
Linda S. St-James	L.S.S.
Kate van de Wiel	K.V.
John McKeown	J.M.
Sean O'Neil	S.O.
Marie-Claude Desbien-Marcotte	M.D.
Simon B. de Grandpré	S.B.D.

[40] To avoid confusion between many individuals who have the same initials, a fictitious initial is added after the first forename of the other persons named in the decision that have the same initials. This fictitious initial is the second letter of the person's first forename for the second one named, the third letter for the third named, and so on.

Examples	
Names	Replaced by
John McKeown and James Morgan	J.M. and J.A.M.
Mary Jane Davis and Mark John Dalton	M.J.D. and M.A.J.D.
Mary, Mark and Mario Davis	M.D., M.A.D. and M.R.D.

B. Name of an Organization

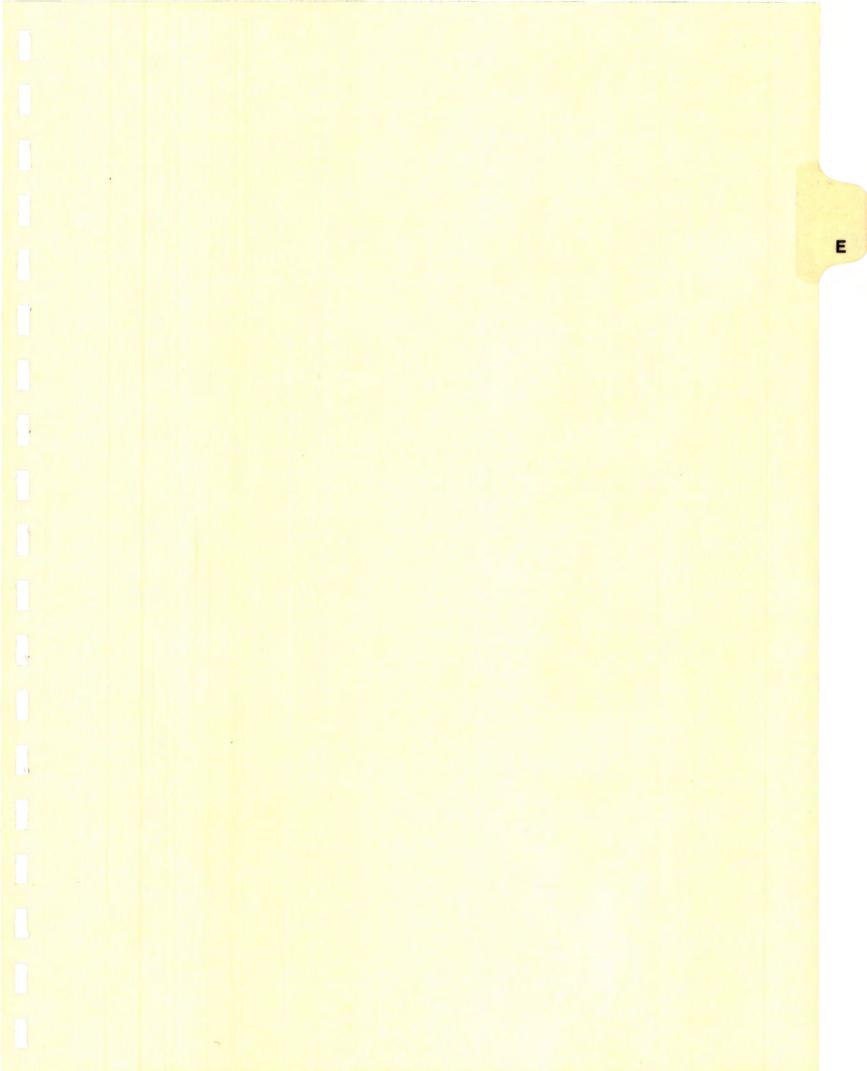
[41] When the name of an organization is to be avoided (e.g., for a person's employer, a business, a community or a school), only its first initial is used, followed by omission marks.

Examples

Names	Replaced by
Air Canada	A
John McCain Auto Parts Inc.	J
Sydney Steel Corporation	S
Municipality of Truro	Т

[42] To avoid confusion between two organizations which are being referred to by initials but have the same initial, a second letter is added to the initial of the name of the second organization named in the decision that has the same initial. This second letter is the second letter of the organization's name for the second one named, the third letter for the third named, and so on.

Examples	
Names	Replaced by
Air Canada and Alimport Inc.	A and A.L
Air Canada, Alimport and Alcan	A, A.L and A.C



THIS IS EXHIBIT "E" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Gress, a Commissioner, stal, Province of Ciricito, for the Government of Ciricito, Ministry of the macrocy Beneral. not agree to submit the matter to arbitration, the Commission, if it is of the opinion that it would be appropriate to permit the abolition of the police force or the reduction of its size, may order the member and the board to submit the matter to arbitration and may give any necessary directions in that connection.

Arbitration

(4) Section 124 applies to an arbitration referred to in this section with necessary modifications. R.S.O. 1990, c. P.15, s. 40.

PART IV

POLICE OFFICERS AND OTHER POLICE STAFF

CHIEF OF POLICE

Duties of chief of police

<u>41. (1)</u> The duties of a chief of police include,

- (a) in the case of a municipal police force, administering the police force and overseeing its operation in accordance with the objectives, priorities and policies established by the board under subsection 31 (1);
- (b) ensuring that members of the police force carry out their duties in accordance with this Act and the regulations and in a manner that reflects the needs of the community, and that discipline is maintained in the police force;
- (c) ensuring that the police force provides community-oriented police services;
- (d) administering the complaints system in accordance with Part V. R.S.O. 1990, c. P.15, s. 41 (1); 1995, c. 4, s. 4 (8, 9); 1997, c. 8, s. 27.

Power to disclose personal information

(1.1) Despite any other Act, a chief of police, or a person designated by him or her for the purpose of this subsection, may disclose personal information about an individual in accordance with the regulations. 1997, c. 17, s. 9.

Purpose of disclosure

(1.2) Any disclosure made under subsection (1.1) shall be for one or more of the following purposes:

- 1. Protection of the public.
- 2. Protection of victims of crime.
- 3. Keeping victims of crime informed of the law enforcement, judicial or correctional processes relevant to the crime that affected them.
- 4. Law enforcement.
- 5. Correctional purposes.
- 6. Administration of justice.

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- 7. Enforcement of and compliance with any federal or provincial Act, regulation or government program.
- 8. Keeping the public informed of the law enforcement, judicial or correctional processes respecting any individual. 1997, c. 17, s. 9.

Same

(1.3) Any disclosure made under subsection (1.1) shall be deemed to be in compliance with clauses 42 (1) (e) of the *Freedom of Information and Protection of Privacy Act* and 32 (e) of the *Municipal Freedom of Information and Protection of Privacy Act*. 1997, c. 17, s. 9; 2006, c. 34, Sched. C, s. 27.

Same

(1.4) If personal information is disclosed under subsection (1.1) to a ministry, agency or institution, the ministry, agency or institution shall collect such information and subsections 39 (2) of the *Freedom of Information and Protection of Privacy Act* and 29 (2) of the *Municipal Freedom of Information and Protection of Privacy Act* do not apply to that collection of personal information. 1997, c. 17, s. 9.

Chief of police reports to board

(2) The chief of police reports to the board and shall obey its lawful orders and directions. R.S.O. 1990, c. P.15, s. 41 (2).

POLICE OFFICERS

Duties of police officer

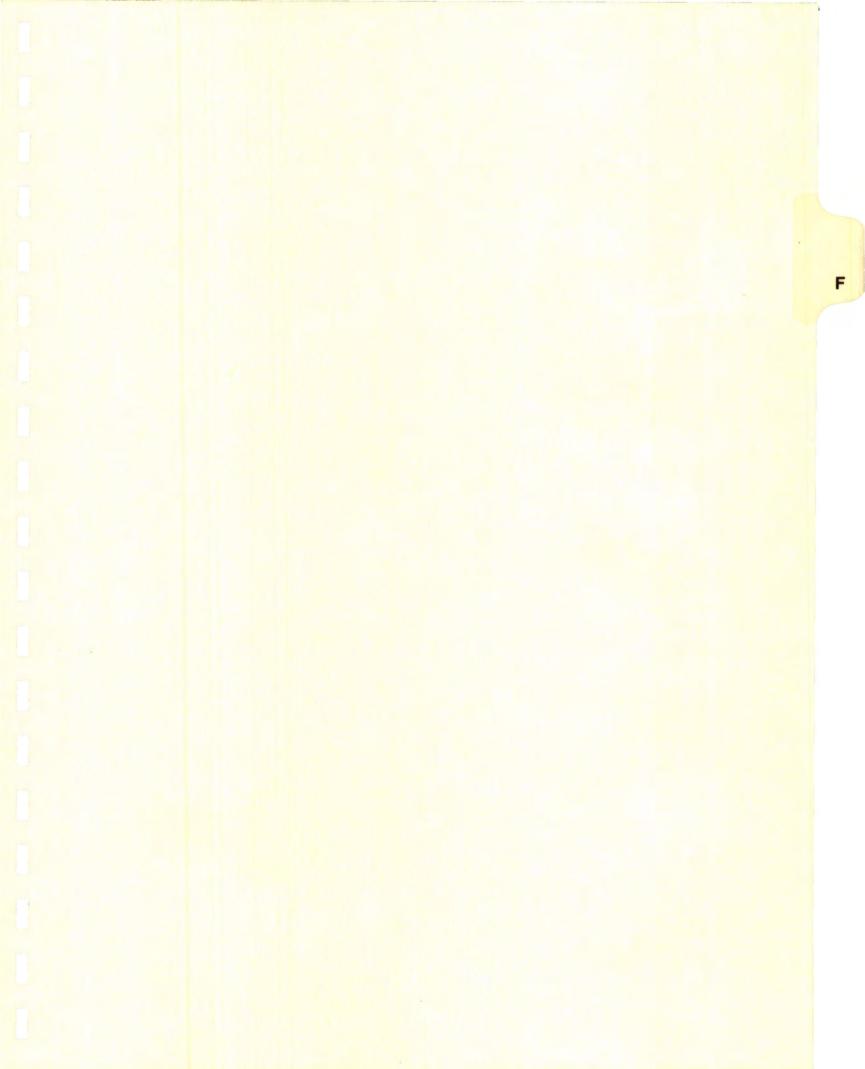
<u>42. (1)</u> The duties of a police officer include,

- (a) preserving the peace;
- (b) preventing crimes and other offences and providing assistance and encouragement to other persons in their prevention;
- (c) assisting victims of crime;
- (d) apprehending criminals and other offenders and others who may lawfully be taken into custody;
- (e) laying charges and participating in prosecutions;
- (f) executing warrants that are to be executed by police officers and performing related duties;
- (g) performing the lawful duties that the chief of police assigns;
- (h) in the case of a municipal police force and in the case of an agreement under section 10 (agreement for provision of police services by O.P.P.), enforcing municipal by-laws;
- (i) completing the prescribed training. R.S.O. 1990, c. P.15, s. 42 (1); 1997, c. 8, s. 28.

Power to act throughout Ontario

(2) A police officer has authority to act as such throughout Ontario.

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THIS IS EXHIBIT "F" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Gracs, a Contentialinest, d., Province of Ortania, for the Government of Ortania, Ministry of the million general.



Report To Convocation June 28, 2007

Tribunals Committee

Committee Members Larry Banack, Chair Mark Sandler, Vice Chair Carole Curtis Sy Eber Derry Millar Janet Minor Bonnie Warkentin

Purposes of Report: Decision Information

> Prepared by the Policy Secretariat (Sophia Sperdakos 416-947-5209)

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Recommended Protocol for the Use of Personal Information in Judgments

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paragraphs 55 to 57. The uneven dissemination of family law judgments across the country has caused some concern among the public and legal community as the internet has come to be a resource heavily relied upon by the public, lawyers and the media for information on noteworthy decisions and case law research.

II. Objectives of the Protocol

[18] The purpose of the protocol is to encourage consistency in the way judgments are drafted when publication bans apply or when the privacy interests of the parties and others involved in proceedings should be protected. It is preferable to have judges address these issues when their decisions are drafted, rather than to have decisions either edited inconsistently by the various publishers after they are issued, or to have judgments removed from the scrutiny of the public and the legal community by not posting them to court websites. It is hoped that through use of the protocol, courts will be encouraged to publish all of their decisions on the internet and to reconsider whether it is necessary to exclude certain classes of cases from internet publication to adequately protect privacy.

[19] This protocol is intended to assist judges in striking a balance between protecting the privacy of litigants in appropriate cases and fostering an open judicial system when drafting reasons for judgment. As noted above, unless there are publication bans in place with respect to the name of a party, individuals, are generally not protected from being named when involved in court proceedings. However, even in cases where no publication ban is in place, it may still be appropriate for a judge when drafting reasons to omit certain personal information from a judgment in the interest of protecting the privacy of the litigants or other participants in the proceedings. The protocol establishes some basic types of cases where individual identities or factual information needs to be protected and suggests what types of information should be removed. There are four objectives which must be taken into account when determining what information should be included or omitted from reasons for judgment:

- 1) ensuring full compliance with the law;
- 2) fostering an open and accountable judicial system;
- 3) protecting the privacy of justice system participants where appropriate; and
- 4) maintaining the readability of reasons for judgment.

[20] Compliance with the law relates to decisions where there are legal publication restrictions in place. Openness of the judicial system requires that even where restrictions are in place or a case involves highly personal information, such as in family matters, the public still should have access to the relevant facts of the case and the reasons for the judge's decision. The tensions among these objectives need to be considered when editing judgments for privacy concerns. For example,

publishing egregious facts in a case may be seen to violate privacy concerns of a litigant, but if these facts are highly relevant to the case and in particular, to an understanding of the decision reached, their omission would deny the public full access to the judicial system. It is also important to ensure that judgments are understandable and that the removal of information does not hinder the ability of the public to comprehend the decision that has been reached.

III. Levels of Protection

- [21] The protocol addresses the following three levels of protection:
 - A. **Personal Data Identifiers:** omitting personal data identifiers which by their very nature are fundamental to an individual's right to privacy;
 - B. **Legal Prohibitions on Publication:** omitting information which, if published, could disclose the identity of certain participants in the judicial proceeding in violation of a statutory or common law restriction on publication; and
 - C. **Discretionary Protection of Privacy Rights:** omitting other personal information to prevent the identification of parties where the circumstances are such that the dissemination of this information over the internet could harm innocent persons or subvert the course of justice.

A. Personal Data Identifiers

[22] The first level of protection to be considered relates to information, other than a person's name, which serves as part of an individual's legal identity. This type of information is typically referred to as personal data identifiers and includes:

- day and month of birth;
- social insurance numbers;
- credit card numbers; and
- financial account numbers (banks, investments etc.).

[23] This type of information is susceptible to misuse and, when connected with a person's name, could be used to perpetrate identity theft especially if such information is easily accessible over the internet. Individuals have the right to the privacy of this information and to be protected against identity theft. Except in cases where identification is an issue, there is rarely any reason to include this type of information in a decision. As such, this type of information should generally be omitted from all reasons for judgment. If it is necessary to include a personal data identifier, consideration should be given to removing some of the information to obscure the full identifier.

B. Legal Prohibitions on Publication – Statutory and Common Law Publication Bans and Legislative Restrictions

[24] Publication bans are imposed either by order of the court or through the operation of a federal or provincial statute. The most common bans occur in the context of *Youth Criminal Justice Act* matters, criminal pre-trial proceedings, criminal jury matters and criminal proceedings relating to sexual and other violent criminal offences. Typically, these bans prohibit the publication of the identity, or any information which would disclose the identity, of a complainant, witness or youth dealt with under the *Youth Criminal Justice Act*. Provincially there may also be statutory bans in proceedings involving adoption, family law, child protection, health and social assistance statutes, as well as some professional discipline statutes.

[25] Appendix A provides guidelines for the removal of names from a decision where it is appropriate to do so. However, avoiding the use of the name of the person who is sought to be protected by a publication ban is often not sufficient in and of itself to prevent disclosure of identity. Sometimes further information connected to the individual must also be omitted to ensure that the identity is protected. The following general considerations may be helpful in determining what further information should be avoided to comply with a publication ban:

- The presence of **personal data** (e.g., address, account numbers) and **personal acquaintances' information** (e.g., personal data of parents, workplace, school) in a decision represents a high risk of disclosure of identity and should not be included in a judgment where there is a prohibition on publishing the identity of a person.
- With respect to the ability of the public to understand why a decision was reached, **specific factual information** (names of communities, accused persons or persons acting in an official capacity) tends to have little or no legal relevance in and of itself, while **general factual information** (age, occupation, judicial district of residence) tends to be more relevant.
- Sometimes the presence of specific factual information could increase the risk of identification. This type of information should also be avoided unless it is clear that once personal data is eliminated from the judgment, there is a minimal risk of identification through this specific factual information. Caution should be exercised here as often leaving such specific factual information out can impair the readability of the reasons for judgment.
- The presence of general factual information in a decision tends to represent a low risk of identification of a person if personal data (e.g., name, address) and personal acquaintances have not been included.

[26] Avoiding **personal data**, **personal acquaintances' information** and **specific factual information** will generally be sufficient to prevent the disclosure of the identity of the person sought to be protected by the ban. The following list more specifically identifies the types of information which falls into these three categories of information.

1. Personal Data

[27] Personal data is information that allows for direct or indirect contact with a person. This would include:

- Names, nicknames, aliases;
- Day and month of birth;
- Birthplace;
- Addresses street name and number, municipality, postal code, phone, fax, e-mail, URL, IP address;
- Unique personal identifiers (e.g., numbers, images or codes for social security, health insurance, medical record, passport, bank or credit card accounts);
- Personal possession identifiers (e.g., licence or serial number, property or land identification, corporate or business name).

2. Personal Acquaintances Information

[28] Personal acquaintances information is names and other personal data of persons or organizations with which a person is directly involved. This type of information would include names and other personal data of:

- Extended family members: parents, children, brothers and sisters, in-laws, grandparents, cousins;
- Foster family members, tutors, guardians, teachers, babysitters;
- Friends, co-habiting persons, lessors, tenants, neighbours;
- Employers, employees, co-workers, business associates, schools, sports teams.

3. Specific Factual Information

[29] This type of information includes:

- Names of communities or geographic locations;
- Names of accused or co-accused persons (if not already included in the publication restriction);
- Names of persons acting in an official capacity (e.g., expert witnesses, social workers, police officers, physicians);

• Extraordinary or atypical information on a person (e.g., renowned professional athlete, very large number of children in the family, unusually high income, celebrity).

[30] If personal data and any other potentially identifying information is avoided in the judgment, certain other types of specific factual information may be safely included if doing so will improve readability and is required to explain the rationale for the decision. The possibility that some people in the local area may be able to deduce the individual involved by piecing together the specific factual information should not outweigh the public interest in providing a cohesive, reasoned decision. This type of information would include:

- Year of birth, age;
- Gender and sexual orientation;
- Race, ethnic and national origin;
- District, jurisdiction and country of birth and residence;
- Professional status and occupation;
- Marital and family status;
- Religious beliefs and political affiliations.

C. Discretionary Protection of Privacy Rights

[31] Absent a legislative or common law publication ban, there may be exceptional cases where the presence of egregious or sensational facts justifies the omission of certain identifying information from reasons for judgment. However, such protection should only be resorted to where there may be harm to minor children or innocent third parties, or where the ends of justice may be subverted by disclosure or the information might be used for an improper purpose. In such a situation it may be necessary to avoid the use of information which identifies the parties in order to protect an innocent third party.

[32] Protection of the innocent from unnecessary harm is a valid and important policy consideration (see *A.G. of Nova Scotia* v. *MacIntyre*, [1982] 1 S.C.R. 175). In these cases, the judge must balance this consideration with the open court principle by asking how much information must be included in the judgment to ensure that the public will understand the decision that has been made. It should be noted that where there is no publication ban in place, the identity of persons sought to be protected by editing reasons for judgment may still be ascertainable by examining the actual court file. Thus, full access to the record is maintained for those who have sufficient reason to take the extra step of attending at the registry or doing an online search for court records. However, by not disseminating the information to easily accessible court websites, some level of protection is maintained.

[33] Cases in which it may be appropriate to exercise a discretion to remove personal identifying information may include those involving allegations of sexual assault or exploitation or the sexual, physical or mental abuse of children or adults.

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In such cases, consideration should be given to whether the identity of the victims should be included in reasons for judgment. The abuse of children may be severe enough to warrant name protection if the children were subjected to serious physical or psychological harm. The protection might also be extended in situations where the child welfare authorities have been contacted concerning abuse or lack of care, or if there is any mention of child protection proceedings, foster care, guardianship or wardship. In divorce or custody proceedings where allegations of sexual abuse are made, consideration could be given to protecting the identity of all family members, even where the allegation is unfounded. In proceedings where a paternity issue is raised, it may also be appropriate to protect the identity of the children involved.

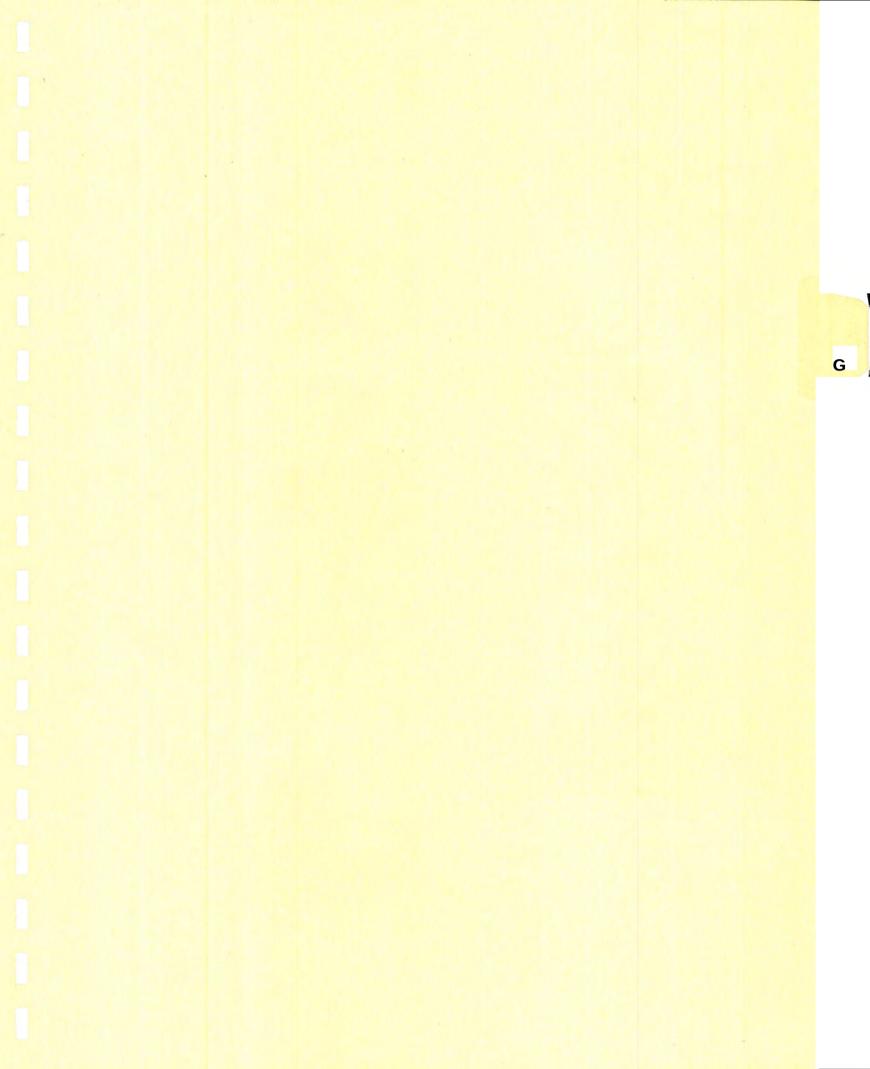
References:

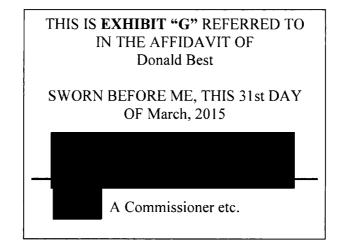
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The Secretive World Of Peter Andrew Allard And The Graeme Hall Nature Sanctuary: Does Barbados Need Any Of It?

Posted on October 30, 2009 | 104 Comments

Submitted by a BU family member



It seems that, having failed miserably in his efforts to acquire Kingsland Estates Limited and to drag Barbados' court and government and people through the mud in the Ontario courts, Canadian (Albertan) Peter Andrew Allard is

attempting now to sue Barbados under a Canada - Barbados bilateral trade agreement.

The attempt to subvert and use the Canada-Barbados bilateral agreement is not new for Peter Allard. Indeed, back in 2005, just after Madge Knox lost her Privy Council appeal, Allard engaged counsel from the Ottawa office of prestigious Canadian and international law firm Gowling LaFleur Henderson LLP to bring just such an action, not in respect of Graeme Hall, but Kingsland Estates Ltd. He couldn't make it stick then and his chances are no better now.

Allard bases his case on Graeme Hall and, Canadian that he is, attempts to tar Barbados in the eyes of the Canadian public with not looking after the ecosystem of Barbados and that this has impacted negatively on his investment in Graeme Hall (which has been on the market for sale for about 2 years now at an asking price of Bds\$24 million. He is now asking for US\$35 million and involving Barbados in yet another costly and unmeritorious case.

However, as BU family member Pat has pointed out, Allard should start his crusade in his own country and his own province and stop minding the business of Barbados.

// October 29, 2009 at 11:30 PM . Peter Allard never gives up. He hitting out at Barbados and the pollution by the sewerage treatment plant. Well, let me tell Allard, to just look at Ottawa. Every time there is a large rainfall, hundreds of millions of gallons of raw sewage is pumped into the Ottawa River.

This is disturbing because towns downstream - Wendover, Hawkesbury, Alfred, etc. get their drinking water directly from that same river. The City was fined last year by the Province, but the practice has not stopped. This means that all the beaches are closed for weeks at a time because of the high e-coli not only in the water, but in the sand as well where the water rises when it rains.

Allard should also look at the Alberta Tar Sands, where oil is being extracted to feed the American behemoth. He should go document the environmental damage being done from those operations."

Well said, Pat and it can be added to.

Allard and his employees at BFP and Keltruth have taken issue with our own Royal Barbados Police Force, claiming that it is not just ineffective, but totally corrupt. Maybe he should start looking at corruption within the law enforcement agencies in his own country, Canada. Go work on those. Many cases, the most compelling of which is the murder of native-Canadian Dudley George at lpperwash by a subsequently convicted member of the Ontario Provincial Police during an OPP operation and the (unproved) allegations of implication in this murder of then Ontario Premier Bill Davis. And many others like it.

Which brings us to Nelson Barbados and Graeme Hall's own in-house policeman (retired) the shadowy and illusive former Toronto police officer, Donald Best.

DONALD ROBERT BEST is the sole listed officer of Nelson Barbados Group Limited, clearly a shell company set up solely to sue Barbados, its officers and many of its citizens and to try to bring them into international disrepute in order to go behind the decision of the Privy Council that denied the lands of Kingsland Estates to Peter Allard/Madge Knox. And at the same time to drag Barbados' name through the mud.

To date, the case has cost Barbados and its citizens over \$3 million and, having won the motion against Ontario as a jurisdiction and the appeal having been dismissed with costs, the costs in this case are now to be decided.

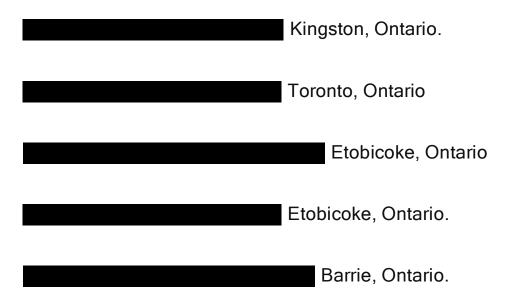
Due to the extraordinary conduct of Nelson's counsel, K. William McKenzie of the firm of Crawford McKenzie McLean, Duncan and Anderson (whom we will discuss later in this and other reports in some detail), counsel for Barbados and others have decided to pursue this law firm and McKenzie for costs, in the event that they cannot be got from Nelson Barbados and its sole officer, Donald Best, and to force Nelson, through the Ontario courts, to reveal the names of its shareholders and financial backers so that they too can be pursued for costs.

So, what do we know of this Donald Robert Best, other than what is provided in Wikipedia? Nothing you say? Well, you are right! BUT it is quite a lot of nothing.

Mr. Best, a frequent visitor to Barbados, is known to stay in Barbados either at a private residence at Chancery Lane or at a small guest house/hotel in the same area close to Long Beach. Mr. Best would appear to have enjoyed an extremely close connection to the Graeme Hall Nature Reserve and its chairman, Peter Allard.

Counsel for Barbados, our PM, CJ, A-G and other officers, as well as many of its corporate and private citizens, have hired an Ontario firm of private investigators to track Mr. Best and they have come up with some startling information.

There is a dearth of meaningful information about Donald Robert Best. Particularly, it is seen that he has taken extraordinary care FOR SOME YEARS PRIOR TO THIS ISSUE WITH NELSON SUING BARBADOS AND ITS CITIZENS to secret his home address from all and sundry. He was in hiding LONG BEFORE this case started. Instead of a home address, his history is replete with rental drop box numbers as follows:



40 Coldwater St E, Orillia, ON, not a drop box, but an address he shared, until very recently (at least officially) with the law firm of Crawford McKenzie McLean Duncan and Anderson LLP, counsel for Nelson Barbados Group Limited and its non-corporate, non-entity fake precursor, Nelson Barbados Investments Inc.

Motor vehicle license searches for Donald Robert Best do not provide a residential address, as they are required to by law. Instead, Donald Best has provided an address which, if you look at the list above, is eerily familiar. It is Etobicoke, Ontario. This address, in all its Best-manufactured glory, is that of a mailbox at UPS Store No. 122 located in the Cloverdale Mall in the Toronto suburb of Etobicoke, Ontario. It is neither apartment nor suite and cannot be used for a residence. Equally, there

is no telephone number (not even a cell phone number) and no fax or even an e-mail. That from a man who has made a living out of internet piracy.

As has previously been pointed out on BU, searches on the Internet on such sites as Canada 411 have been fruitless. BU reported all that was known about Donald Best at

http://bajan.wordpress.com/2009/03/13/nelson-barbados-group-ltd-vsbarbados-and-othersthe-other-side-of-the-kingsland-estate-court-matterpart-xvii/ . All that is known other than that, is the following:

FULL NAME: Donald Robert Best

DATE OF BIRTH:

ONTARIO DRIVERS LICENSE NUMBER: B

ASSOCIATION MEMBERSHIPS: Toronto Police Association (and Allard's BFP and Keltruth mouthpieces have the gall to critisize our RBPF??!!) which gives his former and long-abandoned address of **Sector Memory** Hamilton, Ontario **AND NO CURRENT ADDRESS**.

It is the considered and expert opinion of the private investigator (and BU has a copy of the report in order to support its claim of fair comment, should anyone be thinking of making any complaints) that Mr. Best has deliberately taken extraordinary steps for a number of years in order to conceal his whereabouts. Wonder why?

Since Mr. Best is a habitué of Barbados, are there any of BU's readers who may be able to assist in tracking down Mr Donald Best, please either post the information here for all to read or alternatively send it by e-mail to any one of the defendants' counsel that Keltruth has been so obliging as to list for us all in the past. If you prefer not to have to brave the cyberspace premises of Keltruth, please be advised that Barbados, our country, is represented in Ontario by Mr. Lorne Silver of the law firm of Cassels Brock (and we are indebted to Keltruth for this information) and his e-mail address, which we have obtained n the internet from the Cassels Brock website, is: <u>Isilver@casselsbrock.com</u>.

What everyone is probably longing to know is why Mr. Best deems it necessary to hide his whereabouts so manically. We have a pretty good idea, but the truth may well be even stranger. We know that:

* he is a former Detective Sergeant with the Toronto Police that, he testified under oath in 2004 that he left he left the Police in order to take over the family business because of the death of his father - so we encourage disaffected siblings to come forward;* he is the most notorious deep-cover satellite piracy investigator in Canada and Florida - so if any satellite people want to come forward, please do;

* he was the primary investigator in over a hundred anti-pirate decryption actions launched by satellite television companies **Bell ExpressVu** (now called **Bell TV**) and **DirecTV** and smart card manufacturer **NDS Group** (formerly **News Datacom, NDC**) in the pies of all of which the Allard family (as in Graeme Hall Nature Sanctuary) are reputed to have their fingers - let us hear from any of those adversely affected by Mr Best's activities;

* he is a Certified Fraud Examiner - only in Canada.

* he developed some condominium projects in Barrie, Ontario during the late 1980s and early 1990s and owned a commercial flooring company in that city - any comments from those in that area; and he is a close friend and former witness of K. William ('Bill') McKenzie of the law firm of Crawford McKenzie McLean Duncan and Anderson LLP.

There is an unsupported rumour that Mr. Best resides in Miami Dade and is a close friend of Kathleen Davis (nee Knox) the daughter of Madge Knox. Madge Knox is herself now facing an action in the Barbados High Court for fraud.

Mr Best and his cohorts (including the Knox family) have used certain blogs to drag the name of Barbados through the mud, while hiding themselves beneath rocks, down sewers and gutters and behind UPS drop boxes. Now their cover appears to be coming to an end, as we raise public awareness.

Watch this space for a lot of updates, including a very revealing and fully supported exposé on other Allard associates.

For the time being, just log on to the website of Crawford McKenzie McLean Duncan and Anderson LLP. You will find no photographs or CVs of its solicitors, unlike those that you will find in most Canadian law firms like Fraser Milner Casgrain, Heenan Blaikie, Cassels Brock etc. Even the small law firms have those, but not Crawford McKenzie McLean Duncan and Anderson LLP. Modesty? SURE!

Then, go on the web and see if you can find a photograph of Peter Allard - you may, but no more than one. Then try to see if you can find any background information on Allard's "consultant" at Graeme Hall, Stuart Heaslet, other than his association with Graeme Hall. It would appear that this middle-aged man in his 50s has sprung full formed from under places we know not of and we do not know what he looks like. So, while speaking authoritatively on matters ecological in Barbados, we have no clear idea of what his background is that qualifies him to speak - or even what he looks like. When Heaslet, in his snidely and secretively taped conversation with Peter Simmons talks about future

ecological ventures in Barbados, he makes the comment, as if it means something, "You've got Stuart Heaslet". But just who the hell IS Stuart Heaslet? Is Stuart Heaslet, like Nitin Amersey, an Allard man with no practical qualifications other than a university degree (in business, of course) and practical experience in making shirts and underwear who is suddenly, like Amersey, pitch forked into heading an ecology-oriented business?

Amersey now heads an outfit called Environmental Solutions (another Allard satellite based in the USA? - we merely ask) and has sworn affidavits in the Nelson Barbados affair in a matter with which he has no connection or standing whatsoever (nor any knowledge) as the Ontario courts have pointed out in their published judgments.

Amersey, a former Toronto-resident, appears to have surrendered all his Canadian holdings to his wife. Divorce? Once again, we ask. Or is it a matter to engage the Ontario-registered attentions of Donald Best? Or maybe Canada Customs and Revenue Service? This is not an accusation, merely a request for information. Enlighten us, Mr. Amersey. We will give equal prominence to your explanation. And apologise for any mis-impression (if any) our question may cause.

But, let us not forget Mr. McKenzie's "student-at-law" in the Nelson Barbados case, Marc Lemieux, who, as we have pointed out is as shadowy as Best and McKenzie and Heaslet and Allard himself and whose activities have been the subject of a report in the Globe & Mail for very strange goings-on in Egypt that included the involvement of members of Canada's diplomatic mission to Egypt - strangely similar to the incredible actions by a member of Canada's mission to Barbados carried out on behalf of Allard and published by BU as a public domain document provided as John Knox's exhibit "P" to his affidavit in the Nelson Barbados action in Ontario. Modus operandi operating here, or not? Once more, we ask.

There is a rumour circulating that we can easily obtain confirmation for that Nelson Barbados relies for its standing to bring its case in Ontario on its supposed acquisition of Madge Knox's Kingsland shares. We know that there is currently a part-heard action for fraud before the Barbados courts to have any transactions in respect of those shares and their transfer by Madge Knox set aside on the basis of fraud. Nelson Barbados has not entered an appearance through counsel as interested parties in that matter. BUT PETER ALLARD HAS. In the person of Mr Mohammed Khan, attorney-at-law, formerly of Inn Chambers, the nest of Knox attorney, Alair Shepherd. We impute no wrongdoing, merely we point our a coincidence and this is a matter of Barbados High Court record and, if challenged, we will document and prove it.

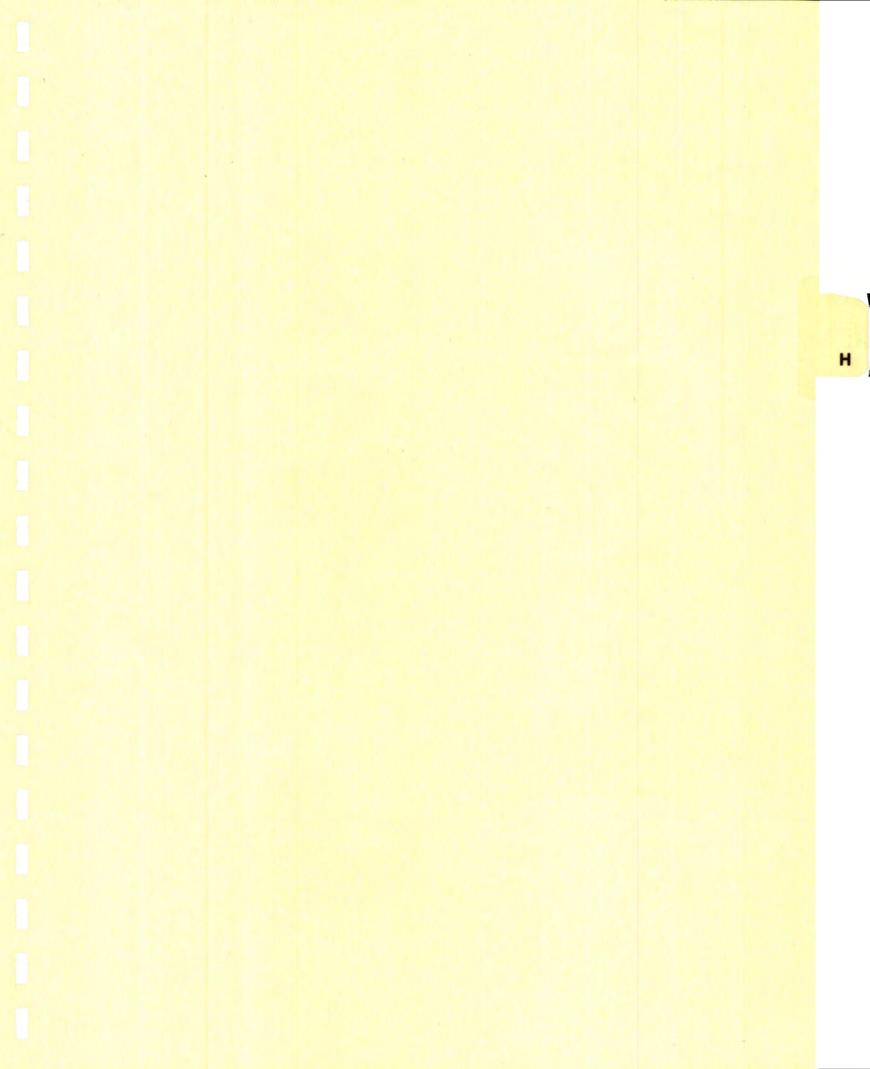
In the next weeks, a catalogue of infamy will be revealed here and will become known worldwide as, with the assistance of court documents, we set about correcting the false impressions given of us as a nation by certain allegedly Allard-enfranchised, Knox-operated blogs. We are encouraged to expect that certain organs of the international fourth estate will also now join in where BU has led and use their considerable resources and contacts to reveal what Allard is so careful to try to conceal. That they are not bound by the constraints imposed by membership of the Law Society of Upper Canada and the Barbados Bar Association will become apparent.

SO, IF ANY OF BU'S READERS CAN THROW LIGHT ON THE ACTUAL WHEREABOUTS, RESIDENCE, TELEPHONE AND FAX NUMBERS OR EVEN CELL NUMBER OF DONALD ROBERT BEST, LET US KNOW.

Let us delve into the affairs of the Graeme Hall Nature Sanctuary and the backgrounds of the players it shares with Nelson Barbados Group Ltd.

This entry was posted in <u>Barbados</u>, <u>Blogging</u>. Bookmark the <u>permalink</u>.

104 RESPONSES TO THE SECRETIVE WORLD OF PETER ANDREW ALLARD AND THE GRAEME



THIS IS **EXHIBIT "H"** REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grass, a Commissioner, No., Province of Chitalio, for the Government of Ontesto, Ministry of the Interney Conerci.

Court File No.: 07-0141

ONTARIO SUPERIOR COURT OF JUSTICE

BETWEEN:

NELSON BARBADOS GROUP LTD.

Plaintiff

- and -

RICHARD IVAN COX, GERARD COX, ALAN COX, PHILIP VERNON NICHOLLS, ERIC ASHBY BENTHAM DEANE, OWEN BASIL KEITH DEANE, MARJORIE ILMA KNOX, DAVID SIMMONS, ELNETH KENTISH, **GLYNE BANNISTER, GLYNE B. BANNISTER, PHILIP GREAVES** a.k.a. PHILP GREAVES, GITTENS CLYDE TURNEY, R.G. MANDEVILLE & CO., COTTLE, CATFORD & CO., KEBLE WORRELL LTD., ERIC IAIN STEWART DEANE, ESTATE OF COLIN DEANE, LEE DEANE, ERRIE DEANE, KEITH DEANE, MALCOLM DEANE, LIONEL NURSE, LEONARD NURSE, EDWARD BAYLEY, FRANCIS DEHER, DAVID SHOREY, OWEN SEYMOUR ARTHUR, MARK CUMMINS, GRAHAM BROWN, BRIAN EDWARD TURNER, G.S. BROWN ASSOCIATES LIMITED, GOLF BARBADOS INC., KINGSLAND ESTATES LIMITED, CLASSIC INVESTMENTS LIMITED, THORNBROOK INTERNATIONAL CONSULTANTS INC., THORNBROOK INTERNATIONAL INC., S.B.G. DEVELOPMENT CORPORATION, THE BARBADOS AGRICULTURAL CREDIT TRUST, PHOENIX ARTISTS MANAGEMENT LIMITED, DAVID C. SHOREY AND COMPANY, C. SHOREY AND COMPANY LTD., FIRST CARIBBEAN INTERNATIONAL BANK (BARBADOS) LTD., PRICE WATERHOUSE COOPERS (BARBADOS), ATTORNEY GENERAL OF BARBADOS, the COUNTRY OF BARBADOS, and JOHN DOES 1-25 PHILIP GREAVES, ESTATE OF VIVIAN GORDON LEE DEANS, DAVID THOMPSON, EDMUND BAYLEY, PETER SIMMONS, G.S. BROWN & ASSOCIATES LTD., GBI GOLF (BARBADOS) INC., OWEN GORDON FINLAY DEANE, CLASSIC INVESTMENTS LIMITED and LIFE OF BARBADOS LIMITED c.o.b. as LIFE OF BARBADOS HOLDINGS, LIFE OF BARBADOS LIMITED, DAVID CARMICHAEL SHOREY, PRICEWATERHOUSECOOPERS EAST CARIBBEAN FIRM, VECO CORPORATION, COMMONWEALTH CONSTRUCTION CANADA LTD and COMMONWEALTH CONSTRUCTION, INC.

Defendants

AFFIDAVIT OF JIM VAN ALLEN Sworn October 21, 2009

I, JIM VAN ALLEN, of the City of Orillia, in the Province of Ontario,

MAKE OATH AND SAY:

 I am the President of Behavioural Science Solutions Group Inc., an Ontario corporation that provides investigative analytical services to a broad range of firms and corporations.

A. Background and Experience

2. I have in excess of thirty years law enforcement experience; as an investigator, and investigative supervisor, and have personally investigated, assisted, supervised or been consulted on a vast number of investigations and crimes.

3. My involvement has been at various phases in the investigations, including the initial police response and analysis, efforts to identify unknown offenders in unsolved crimes, efforts to apprehend offenders, pre-arrest and post arrest interviews, case preparation and trial.

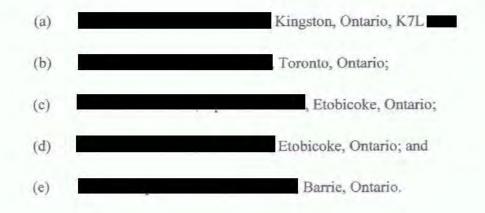
4. I am certified as a criminal investigative analyst by the International Criminal Investigative Analysis Fellowship, and have participated in investigations across Canada, the United States, Australia, the Netherlands, and Belgium. I have assisted to train and mentor 22 Criminal Investigative Analysts from Canada, the United States and Australia.

5. I have also completed numerous advanced criminal investigative and behavioural analysis courses. I am a graduate of the FBI National Academy Program in Quantico, Virginia. I am a regular guest presenter at the University of Toronto, Laurentian University, Trent University and other colleges on various issues, including criminal profiling, offender motivation and applied criminal psychology. I have also lectured at law enforcement training venues, conferences and symposiums.

B. Investigation Regarding Donald Best

6. On October 7th, 2009 I was contacted by Mr. Gerald (Gerry) L.R. Ranking of Fasken Martineau DuMoulin LLP to locate Mr. Donald Robert Best. Mr. Ranking wanted me to locate Mr. Best so that he could be served with a Summons to Witness (for the purpose of having his evidence available) for use at the hearing of a cost motion to be heard in Whitby, Ontario on November 2, 3 and 4, 2009. I was told by Mr. Ranking, and subsequently by his law student, Mr. Sebastien Kwidzinski (collectively "Faskens"), that they had not been able to locate Mr. Best.

7. From the information I received from Faskens concerning Donald Best, I immediately noted a lack of any meaningful information regarding the whereabouts of Mr. Best. In particular, I noted that Mr. Best had taken care not to disclose a residential address that would permit a third party to determine his actual whereabouts. The addresses (or supposed addresses) for Mr. Best shows a history of rental post office boxes, instead of normal residential or corporate addresses. By way of summary, Mr. Best's addresses are as follows:



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8. Donald Best took steps to avoid disclosing a residential address when obtaining his motor vehicle licence. Motor vehicle licence searches performed on "Donald Robert Best" did not reveal a residential address. Rather, the only address disclosed was

refers to a mailbox at the UPS Store (store 122) located in Cloverdale Mall, Etobicoke, Ontario.

I was informed by Mr.Kwidzinski that this address

9. Internet searches of various types were also unhelpful in locating any residential addresses for Mr. Best. Although internet searches such as Canada 411 customarily provide address histories (and address locations), for individuals, none of the searches conducted with respect to "Donald Best" provided a current reliable residential address for him. I also note that some of Mr. Best's addresses used the word "Suite" whereas other records use an apartment number. I cannot explain the different terminology but it would certainly suggest an intention to portray a "mailbox" as an actual residential address.

 Using available search methods, I was also unable to locate a current telephone number for Mr. Best.

12. Inquiries of the Toronto Police Association, of which Mr. Best was a member, only reveal the former address in Hamilton, namely, Road. No current address was available for him.

-4-

13. In my experience in conducting, supervising, and assisting many hundreds of investigations, it is my belief that Donald Best is intentionally and deliberately concealing and obscuring his current residence address.

14. Given my inability to locate Mr. Best (despite extensive efforts), I believe that Mr. Best has deliberately used false addresses to prevent him from being located by conventional methods normally used to locate individuals.

15. Very few people demonstrate the strenuous efforts (over a number of years) to create and convey a false address history, as reflected by the repeated use of false addresses and/or post office box numbers used by Donald Best. In my investigative experience, he is among very few individuals to go to this length to conceal his address.

sworn BEFORE ME at the burn of Grevenhurst in the Province of Ontario, on October 2/, 2009

A COMMISSIONER FOR TAKING AFFIDAVITS

Georgina Irma Ladanyi, a Commissioner, etc., Province of Ontano, for Homer A. Frank, Barrister and Solicitor Expires March 5, 2011.





THIS IS **EXHIBIT "I"** REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Greus, a Commissioner, st., Province of Oktatio, for the Government of Omato, Ministry of the rulemay Esneral.

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Court file No. 141-07

SUPERIOR COURT OF JUSTICE (Central East Region)

IN THE MATTER OF a Contempt Order issued against Donald Best on January 15, 2010, by the Honourable Justice Shaughnessy

Affidavit of Donald Best

I, Donald Best, MAKE OATH AND SAY AS FOLLOWS:

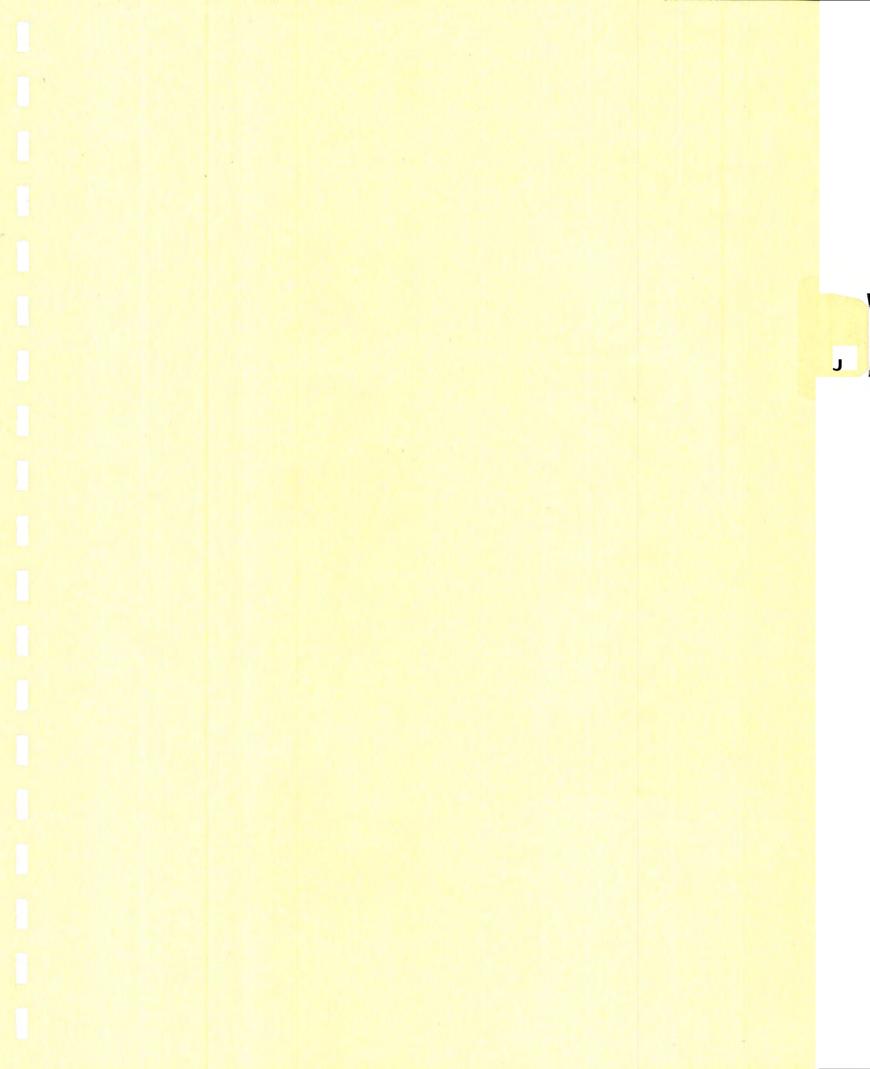
- 1. Sergeant Laurie Rushbrook of the Durham Regional Police, Professional Standards Unit, recently advised me that in December of 2009, over a month prior to my January 15, 2010 trial in abstentia, a Durham Police court constable performed an undocumented investigation into me, Donald Best, most likely in assistance to the court.
- 2. Late last week I spoke with Sergeant Rushbrook who provided me with an official briefing of the results to date concerning the Professional Standards Unit's investigation into the actions of the Durham Police court constable, whose name has not been revealed to me but is known to the police.
- 3. Attached to this affidavit as Exhibit A is an email I sent to Sgt. Rushbrook on Friday, April 26, 2013.
- 4. I am advised by Sgt. Rushbrook that the court constable's investigation of me was entirely undocumented and that no official or unofficial notes, emails, reports, files or records of this court police investigation exist with the Durham Regional Police or at the Court, including in the administrative records of the court in Barrie and Oshawa, or in the Nelson Barbados Group Ltd. court file and court transcripts.
- 5. I verily believe that an 'undocumented', secret, private or 'on the side' (whatever it may be called) court police investigation of a person facing a potential jail term based on allegations of civil contempt that may or may not occur at a future date would mean that the entire hearing was polluted to the point where there has been a miscarriage of justice and probably means that this court had to disqualify itself then and has to now.

- 6. Sergeant Rushbrook advised me that the involved court officer retired a matter of days after enquiries were made regarding the undocumented investigation and that the police force can no longer compel him to provide a statement.
- 7. Notwithstanding the retirement, I believe that any court can compel the nowretired court officer and the police investigators to testify and to produce all their memo books, notes, files, paper and computer records.
- 8. Sgt. Rushbrook states that it is likely that this Durham Police court officer was informed in early December 2009, a month before my trial, that the court would be issuing a warrant for my arrest and incarceration at the January 15, 2010 court date. Currently, Sgt. Rushbrook does not know who provided my name, date of birth and other information to the court officer to facilitate the investigation, who requested the investigation or what the court officer did with the product of the investigation, and whom the court officer communicated with. Sgt. Rushbrook does not know the full extent of the court constable's December 2009 undocumented investigation into me.
- 9. The Durham Police court constable's undocumented investigation of me in December of 2009 was a secret or private or 'on the side' process (whatever it may be called) that was only recently revealed when the Commissioner of the Royal Canadian Mounted Police RCMP commenced an internal audit concerning access to the Canadian Police Information Centre computer database known as CPIC.
- 10. Further, Sgt. Rushbrook also contacted the Peel Regional Police that is the agency that eventually placed my arrest warrant onto the CPIC system. Sgt. Rushbrook finds it very odd that neither the Durham Regional Police nor the Peel Regional Police have any warrant package or file of me as they normally would have.
- 11.As a result of the facts recently explained to me by Sgt. Rushbrook and because of my own experience as a Police Sergeant and veteran of internal investigations, I verily believe that there should be an immediate and thorough examination of this undocumented investigation and process.
- 12. The fact that no records exist (official or otherwise) of this Durham Police court officer's investigation of me such as police notes, files or occurrence numbers, and that nothing exists in the court files, speaks further of a cover up or conspiracy in order to prevent a full hearing into this situation. That adds to the already serious concern that this has been a miscarriage and abuse of justice from the beginning.

- 13.Further, I am also informed by Sgt. Rushbrook that this same type of undocumented, secret, private or 'on the side' court police investigation in assistance to the court has also been done on occasion to other accused persons who, like myself, had not yet been found guilty or even come to trial.
- 14. This is new evidence just come to my attention and I want to file this affidavit with the Court in support of my application.

Sworn before me at $\overline{10WN}$ OF BRADFORD, $\overline{1N}$ THE COUNTIOF SIMLOF **Donald Best** This 29th day of April, 2013 A Commissioner, etc.

DEBRA LEE DAVIES, a Commissioner, etc., County of Simcoe, for Evans & Evans, Barristers and Solicitors, Expires January 20, 2016.



THIS IS EXHIBIT "J" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Gress, a Gommissioner, M., Province of Chillello, for the Governmistat of Origito, Winistry of Ste enternoy Ceneral.

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SUPERIOR COURT OF JUSTICE (Central East Region)

IN THE MATTER OF a Contempt Order issued against Donald Best on January 15, 2010, by the Honourable Justice Shaughnessy

Nelson Barbados Group Ltd.

and

Richard Ivan Cox, et al

Affidavit of Edward J. Primeau

I, Edward J. Primeau, MAKE OATH AND SAY AS FOLLOWS:

- 1. I am an audio forensic expert and have been practicing for over 27 years. I have testified in courts throughout the United States and worked on various international cases. My forensic practice includes audio authentication, restoration and voice identification, as well as video and computer forensics. I operate my business Primeau Forensics from Rochester Hills, Michigan.
- 2. I am a Registered Investigator and a Certified Forensic Examiner with the American College of Forensic Examiners Institute and hold memberships with the International Association for Identification and the Audio Engineering Society. I have also been nominated and elected to the American Board of Recorded Evidence.
- 3. Attached as Exhibit A to my affidavit is my 2013 Curriculum Vitae, which includes a list of several of the cases I have worked on as an illustration of my normal practice case load.
- 4. I was retained by Donald Best, who asked that I authenticate a digital audio recording of a November 17, 2009 conversation between Mr. Best and other parties at Victory Verbatim in Toronto, Canada.
- 5. As per my instructions, Donald Best submitted to me a digital file 'Victory Verbatim on 2009-11-17 at 09.48.mov'. Mr. Best requested that I determine through

my forensic authentication process if the voice recording is an actual representation of the events as they occurred.

- 6. Once I downloaded the file, I imported it into my software program for forensic authentication. I noted that the file had four channels, two of the channels (1 and 2) from the caller, and two of the channels from the recipient (3 and 4) for a total of 4 channels.
- 7. I noted the meta data properties of the file including the size, which is 51.6 MB, the date created, which is November 17, 2009 and the time, 9:48 AM. This information further acknowledges that this digital audio file is authentic.
- 8. After critical listening, visual examination of the sound wave as well as electronic measurement, I conclude beyond a reasonable degree of professional certainty that this recording is authentic and genuine and is an actual representation of the events as they occurred during this phone call.
- 9. Further, using critical listening skills I created a Forensic Transcript of the subject November 17, 2009 Victory Verbatim telephone conversation, that is attached to my affidavit as Exhibit B.
- 10. I made this affidavit for use as evidence to place before the court and for no improper purpose.

Sworn before me at Bank of America

Edward J. Primeau

This 7

day of January, 2013

A Notary, etc.

WALTER THOMPSON NOTARY PUBLIC - STATE OF MICHIGAN COUNTY OF OAKLAND Jan 7,2013

EXHIBIT B

M: Martina, receptionist DB: Donald Best

M: Victory Verbatim, Martina speaking.

DB: Hello, Martina, its Donald Best calling. I'm, ah..

M: Hello Donald.

DB: Hi.

(laughter)

DB: I'm supposed to be, um, examined today..

M: Yes.

DB: ..ah, in Nelson Barbados vs. ah, whomever..

M: Ok

DB: Ok, and um..I need to, ah, speak with, ah, whoever is there and ah, also, ah, get everything on the record and get the teleconference going.

M: Do you mind if I just put you on hold for a second, sir? Just one second.

DB: Sure.

(hold music)

M: Sorry, sir, there was just a rush of people coming in for their rooms.

DB: No problem.

M: Um.

DB: I need to speak, I guess with the reporter, whoever is going to set up the telecomferene because it's going to be done initially, anyway.

M: Oh, it is, ok. Because nobody actually made us aware of that, that is was going to be done by telephone.

DB: Oh, well, ah. Well, I..

M: Interesting. Because, ah..

DB: Um, ah, what's happened is I am unable to be there right now. But I would like to appear, but I would like it all on the record. I am unrepresented. So when I speak to everyone, or anyone there, I'd like it to be on the record and recorded with the reporter there

M: Yes.

DB: ..and everything. So..

M: I just, I'm not sure about setting that up, though, see they should have told us, because we have to make arrangements for that, for a telephone to be put in the room. And as far as I knew showing up to be examined.

DB: Oh my goodness, no way, I sent a letter.

M: Yeah. So..

DB: To the court, yesterday, even telling them I would be here. So, no, no, I'm willing, ready, willing and able to be cross-examined, but..

M: Ok.

DB: ..ah, I need it to be on the record. Now, now..

M: Ok, I need to, I need to just put you on hold, sir, to see if we can actually do this for you. As far as we're concerned nobody let us know that were gonna be on the telephone.

DB: You guys are the biggest and the best..

(laughter)

DB: I've testified at your places a lot, especially when I was a police officer.

(hold music)

B = Best R = Ranking S = Silver

R This is Gerald Ranking. Am I speaking to Donald Best?

B Uh, yes, yes, but I'd like to go on the record with the reporter there, Mr. Ranking.

R We're in the reception. We're waiting for you to attend. Where are you?

B Well I'd like to go on the record.

R Well you don't have an option of wanting to go on the record. You're, a court order requires you to be here. So, we're waiting here...

B I'm happy to explain on the record and..

R Well we're not on the record, my friend, and that's not the way it works. We're standing in the reception waiting for you to attend...

B Well I don't know that Sir, but in any event I'd like to, ah, testify...

R Well I'm standing in front of with three other lawyers who are listening to this conversation. You can't go on the record.

B I'm perfectly willing and able to be cross-examined here and now, um, but I ...

R We're waiting for you. Where are you Mr. Best?

B Well I'd like to go on the record, Sir.

R Where are you, Mr. Best? I'm asking you a simple question for which there is a simple answer.

B Look, I...

R Where are you?

B Can we talk and go on the record, Sir?

R We can't go on the record because we're in the reception of a reporter's office.

B Well then, I can phone back in five minutes. It's not a problem.

R Well why is it that you need to go on the record?

B Well frankly Sir I...

R No, look. The short answer is this. You know there's a court order requiring you to be here. If you don't show up you're going to be in contempt and we'll deal

with it. So we're not going on the record. What I'm prepared to do is if you tell me where you are, I'm prepared to stand the matter down as a courtesy to you so you can get here. But we're not going on any court record. You don't go on the record until you're here. Okay?

B Well Sir, okay well let me say this. I was told by the court reporter that I, that the order wasn't..

R If you're not prepared to tell me where you are, I'm not prepared to extend any further indulgences.

B Well I want to testify now, Sir. I'm prepared to answer...

R Well you can't testify. We don't do this by conference call. This isn't California, sir.

B Well, I'm frankly worried about my safety Sir.

R Well you don't need to be worried about your safety.

B Well then let's go on the record and talk about that. I'm willing to come but...

R Look, we're not going on the record. It's very nice of you to call.

B Don't hang up...

R I'll be getting a certificate of non-attendance and..

B Don't hang up, Sir.

R and we'll just move forward. I'm not hanging up. I'm just telling you. I'm waiting for you here. There's a court order requiring you to attend. If you don't want to attend, that's fine. We'll go back and we'll deal with your non-attendance.

B Well, I'm...

R But we're not going to go and start having you doing this on some conference call. That's not what the judge ordered.

B but

R The judge ordered you to attend. You have a copy of Justice Shaunassy's order dated November the 2^{nd} ?

B I do not Sir.

R Pray tell, how did you...

B I do not. As a matter of fact, the court reporter told me yesterday that there's all sorts of documents I don't have, and..

R Well look

?

B And the court was told that I've been served...

R Well I'm not your counsel. I'm not your counsel, I can't start giving you advice

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R What I am telling you is that people are here to examine you. We're waiting for you. If you don't show up, we're getting a certificate of non-attendance and we'll take this back to Mr. Justice Shaunessey.

B Well,

R Okay? You need to file an affidavit to explain things and that's what you'll have to do, but at this point in time, we expect you to attend.

B Well sir, can you tell me this?

R (aside to unknown) He won't come here.

- B Can you tell me this, Sir? Sir?
- R Ahhh, yes Sir?

B Okay

R Can I tell you what?

B Okay, is Mr. Lorne Silver there?

R Yeah, Mr. Silver is here.

B Okay, can

R We're not, we're not going to play one lawyer against the other...

B No. no. No.

R You're dealing with me. That's your problem.

07:48

B Is he listening right now?

R He is in my presence. Everybody's here. We're making a bit of a gong show in Victory Verbatim (laughing in background)

- B Sir? Sir? Can he hear my voice?
- R I don't know that he can hear your voice cause you're on the phone Sir.
- B Alright, well..
- R We are in the reception at Victory Verbatim.
- B Okay. Then I'd like to speak to him on the phone, Sir.
- R (Laughing) Well, I'm happy to have you speak to Mr. Silver.
- B Okay.
- R (to receptionist) You want to transfer it into another room?

Receptionist: Yeah.

(UK male) Put him on the speaker phone.

(Music plays)

Receptionist: One moment please. Here's Mr. Silver.

B Thank you

S Is there a conference?

R Do we need it hands free?

Receptionist: Do you want it hands free?

R? Yes we do.

S Hello?

B Mr. Silver?

S Mister Best. How are you?

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B Well, ah ah, you're Mr. Silver of Cassels Brock?

S I am. Yes. And you're on a conference. You're on a speakerphone.

B Alright.

- S Mr. Ranking and Mr.
- K Kwidzinski

S Kwidzinski are with me in a, ah, in an office at Victory Verbatim and we're waiting for you.

- B Okay, Sir.
- S Where are you?
- B Well I'm, I'm prepared to be cross-examined and um, and um.

S Well great. So

B But, but well, hang on Sir. First of all, couple of things. One, I found out about this yesterday. I phoned the trial coordinator as I've been doing occasionally and, and, she told me that the order was signed by the judge on Friday and it wasn't sent to me. I don't have a copy of it. She said it wasn't, she said she sent it to, ah, I forget, but, anyway ah Mr. Ranking on Friday when he signed it on Friday but to no one else. But, but, nonetheless I'm, I'm phoning.

S Sir. Sir, the order was made on November 2nd

B Well, I didn't know that.

S And it was sent to you earlier and I'm sure you didn't know but it doesn't matter because a court order was made and you're in contempt of it by not being here today Sir.

B Well, well Sir. Let me say this. She told me there's lots of documents that the court has been told I've been sent but they weren't sent to me. That's what she said. That's, just, miss, ah Jackie ah..

R? Mister, Mister Best!

B But anyway, anyway. Listen, why I wanted to speak to Mr. Silver. Mr. Silver?

S I'm listening to you.

B All, Alright. I, I understand, and I see right on the web right now that you and your firm have published my Ministry of Transport driver's license number, date of birth, on the web. It's gone viral. All my, what purports to be my driver's license, my date of birth, my my, um, address history since I was seventeen years old.

S My, my my firm has posted this?

B Yes Sir. That's what it says. Your email address is here to send information and, and they are calling for ah, rogue police officers and ah bikers to... and criminals to track down my family and this private investigator that you have hired has gone into secret Toronto Police records and published stuff there from my employment record. And it's all, it's all on the web now.

So what I wanted to ask you, Sir. I'm perfectly willing to testify. You know, it would be nice to have the documents, but I wanted to know, I want guarantees from everybody there that not you, not your law firm and none of your defendants, none of your clients have hired surveillance there to take pictures of me cause it will be on the web tomorrow. And I want guarantees from each one of you.

S I, I, well first of all

B My family, my family hasn't slept in weeks, Sir! I've been, I've been on

S They haven't what?

B My family has not slept in weeks. I have been on the phone for days. Not hours, days! I mean, you know, identity theft here. Identity theft. You published, well. Come on. You guys knew what you were doing. You put out my confidential, Ministry of Transport, what purports to be my confidential Ministry of Transport driver's license, address, date of birth, the whole works and you published it in public...

S? Well, well, I just want you to know that two more people have joined the conference call (inaudible) to you. Um, I'm sorry, I've forgotten your name.

H Heidi Ruben (sp?), I'm Bill McKenzie's lawyer

S? And Marc LeMeuix's (sp?) just joined us, so that you're aware who's on the call.

B Yeah, well. Oh oh, Marc LeMeuix, Marc LeMeuix, he's in this article too, okay? They're calling for him, they're calling to do harm to him too.

S That's, that's in my, my firm's website?

- B No Sir.
- S You said?
- B No Sir.
- S Huh?

B Barbados Underground blog, but it's also on the motorcycle gang blog and it's all over the place. Because the confidential...

S I thought you said it was on my firm's website.

B No. It says you posted it here, Sir.

S Oh. I posted it on this, I posted on the Barbados Underground website?

- B Well.
- S Is that what it says?

B Yeah, you've got your email address here. You got the..

S Sir. Sir. Sir. You're making a serious allegation in front of a lot of people and, and, ah, so are you saying that..

B I'm saying what it says. Okay? I mean..

S Well.

B You,you, you, can..

S You know that I didn't post that. I don't know what you're talking about but I can guarantee you that you know that I didn't post that. Right?

B No. I don't know that at all, Sir. But if you say so, okay. Ah..

S Sir, you have my unconditional guarantee that I, that there's no surveillance that I have arranged or know of and you need to be here, Sir, NOW! Otherwise you're going to be in contempt of a court order. We would like to move forward with the cross-examination and deal with the costs of the motion that I suspect you know all about and how long can it take you to get down here?

You can bring whatever documents you have and the other documents that we'll need, you'll either refuse or you'll undertake to provide them. There was a court

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order that you're already in breach of that requires you to deliver them a week ago. We'll deal with that. We want to move forward.

B Well, I didn't, uh, sir..

S So where are you? How how far away are you from this office building?

B First of all, sir..

S 222 Bay Street.

B I found out about this yesterday, and I've been told that there's a bunch of documents, by the court reporter, by the court, ah coordinator..

S Mr. Ranking sent you all that doc, all of the documentation that the court thought you required before you were cross-examined

B Well she says, she says that a lot of the stuff the court, ah, wasn't sent to me and the court was told it was

But, but, you know

S Okay, take it all up with Justice Shaunessey, but, but.

B Look..

S You got to do something about that. Right now you're required by court order to be at this office building that we're all waiting for you at.

B Well I can't be there Sir. I can't be there

S Why not? Why?

B Well, I found out about it yesterday and it would take me, ah, too long to get there for one thing. And, and, for another thing, uh..

S Can you be here at two o'clock?

B No Sir. I, well, well, first of all let me ask about my..

S Sir, I'm not your lawyer but I'm trying to help you because I'm telling you, the position that's going to be taken is that you're in contempt of a court order. So it doesn't get, you'll speak to your own lawyer or whoever you take advice from but you're compounding a problem for yourself.

B Sir..

R Could you just let us know where you are, Mr. Best?

B Oh, Oh, yeah, so I'll let you know exactly, That's what they're asking on the blogs so they can..

R I'm asking you because I'd like to know if you can come here by two o'clock. That's the reason for my question.

B I can't.

R You can tell me you're in Barrie. I'm not asking for your residential address.

B I, I..

R Just tell me where you are! Whether you're in the jurisdiction or not. And if you're in the jurisdiction, where?

B I, I, I cannot make it, Sir. I found out about this yesterday and I cannot make it. I don't have any documents. I haven't seen an order. I mean, the order hasn't been sent to me. I've been told stuff hasn't been sent to me. Now, I'm willing to answer questions. I'm willing to answer them right now.

S? Can you be here tomorrow?

B I can't Sir.

S? Oh. So when can you be here? Er, should we... What date would work for you?

(whispering)

B Well, uh..

S? How about Thursday?

B Well, let's talk about my safety Sir.

S Sir, how about Thursday? Can you make it here Thursday? Or tomorrow?

B Well, can everybody who is going to be there, can you all, ah, guarantee me that there is no surveillance? That none of your clients have hired, uh, I mean, the location's unsafe, but oh, you know, can you all guarantee me that? Are you willing to?

18:00

R? I have, I'm happy to have the examination in my office if that's going to make it any better for you.

S? Or mine.

B Well.

S? Whatever you're more comfortable but, ah, Mark Lemuix's here. He's got experience in these things and if he thought that there was surveillance or, he'd ah, he'd alert you to it.

B Gentlemen. Gentlemen, I can tell you that what I see online here, somebody has committed...

S Oh, Mark's not doing anything. Anyways...

B But listen

S You heard from me that there's been no surveillance. The only surveillance that is going to take place is a written transcript. You're going to ah, answer questions under oath and there's going to be a transcript of that record, and that's going to be put before Justice Shaunessey in respect of costs submissions and any other use of it, I mean, I'm not your lawyer but there are rules that deal with this and with the greatest of respect, ah, you're raising a non-issue.

B I'm..

S For the purposes of trying to explain why you..

B A non-issue, Sir!

S ...appear to be in contempt of a court order.

B I'm intimidated, Sir. There's been a criminal offence, Provincial offences, Federal offenses for this thing to appear on..

R Let me interrupt, I just want to, Mr. Ranking, ah Mr. Best. One more person has entered. I'll have her identify herself.

C Hi, Mr. Best. Sarah Clark from (inaudible) Elliot.

B I couldn't..

C I'm with Caribbean

R Alright, we have Mr. Best on the phone. Sorry to interrupt, I just wanted you to know when somebody else came into the room Mr. Best.

S Sir, can you be here tomorrow?

B I cannot be there tomorrow, Sir.

S Can you be here Thursday?

B I doubt I could be there Thursday.

S Can, can you tell us a date when you can first be here? And then we're going to end this conversation and we're going to go on the record

B Well, alright..

S and

B Well, well why don't we do this, Sir. The, the court coordinator told me that somebody could put together a package of everything that <u>they say</u> I've been served with and they could deliver it to me with the affidavits of service and then I could take that to a lawyer or study it and then I could do it, but guys, she has told me and I see from the few things that I have, that that I haven't, I dunno, half the stuff. And, and, the court has been incorrectly told that I have

R Mr. Best, it's Ranking. Let me just answer that. I wrote to you and I spent a lot of money putting together the very package you wanted and it was couriered to your post office box in Kingston on the sixth of November, okay? So, and I know because I looked at the UPS box that as soon as it gets to Kingston, it gets re-directed to your post office box at the Cloverdale mall. So the stuff that you're saying you don't have, I'm going to be able to show that you do have or that it was certainly sent wherever it was supposed to be sent. So if you go to your post office box and you just speak to, ah, the people there I think you're going to find that you'll have all the stuff you need.

B Well..

R Have you gone to your post office box?

B Well, Sir, if this must be..

R Now listen! Just answer the question! Have you gone to your post office box?

B Sir..

S That's not a bad question, Mr. Best. You, you're claiming that you're not prepared and it's, it's really appears to be your own, ah, carelessness or or intentional conduct, so..

B Well, you know, then lets just have all this on the record..

S You can raise all those things with Justice Shaunnessey. You could have done it before. You could do it after. Tell him all your problems. Don't tell us. We are proceeding by way of court orders because of the difficulty that we had to try to locate you previously. Justice Shaunessey has made orders and we're following them. And the order requires you to be here today Sir.

B Well, I didn't know..

S And the rest of all that you have to say is really no moment to us as lawyers because we have clients that have instructed us to proceed by way of court order to make sure that things take place properly, and that's all we're doing.

S And you're in breach of a court order.

B Well, I never got the court order Sir.

R Well, let me ask you the question again. Have you gone to..

B Well, what I'd like to..

R Have you gone to your post office box? I want it noted for everybody's record that Mr. Best has refused to answer the question as to where he is. He's also refused to answer the question that I posed numerous times as to whether he had gone to his post office box to pick up the materials that were sent to him pursuant to Justice Shaunnessey's order and in compliance with Justice Eberhart's order which was the address for service. I must have asked the question three times and I am noting that you're refusing an answer.

B but

R And if you want to change your position, that's fine I'll here from you now.

B Yeah, well, well, my position is ah, you're asking, they've got death threats here. You know? From the..

R I'm just asking whether or not you went to you post office box. I'm not asking about any death threats.

B Well.

B Well, I, I..

R Cause if I send it to you again, you're going to have the same problem. Unless you want to give me your residential address. Otherwise I can put together another four packages and you're never going to get them..

- B A residential address? Well, I don't..
- R Look you can give me any, look, I'm not going to get into a debate with you
- B What's debate..
- R I've asked the question, you've refused to answer
- R And I'm in the position I can't even help you any further.
- S What do you propose that we do, Mr., ah, Best?

23:35

B Well first of all, I'd like to know who posted what purports to be..

("Kill this" is whispered)

- B and how did it come that Ministry of Transport, ah, confidential..
- S I have no idea
- B (Being talked over by Silver)
- S I have no idea and I can't help find that out nor would I if I could.

B Well it says they have a copy of a report from a private investigator from, ah, the firm of Cassels

S Oh. From the firm of Cassels?

B That's what it says.

S Okay. Well I can tell you that the firm of Cassels doesn't have a report on a, on a, you.

- B Yes? Does anyone?
- S Whoever posted it, posted the wrong information.

B Well how did this come to be?

S I have no idea nor do I care.

B Oh. Well they are only calling for, I see. Yes. Guys, I get it! Whoever put this on, whoever let the Ministry of Transport information into the public, they knew what they were doing. Identity theft. Intimidation. I'm intimidated. I know exactly what you guys have done

S I guarantee you Sir that it wasn't me or Cassels Brock.

- B Well well. Who was it then? Sir, who hired the private investigator?
- S I have no idea. Anyway, so..
- B You have no idea?
- S Sir, we're going to end the call and we're..
- B Don't hang up!
- S going to get a certificate of non-attendance
- B I would like to, give me the questions, gentlemen. Give me the questions.

24:59 or so

R We're not doing this over the phone. You're required to bring your documents with you. There's a notice of examination. There's a protocol to be followed, we intend to follow it. If you intend to do something different then you need a court order to vary what Justice Shaunnessy has ordered. It's as simple as that.

B Well I'd like to have a copy of the order

R ?

S Incidentally, do you have all the corporate records of Nelson Barbados?

B I'd like a copy of the order, gentlemen.

S Sir, you said to ask you a question. I'm asking you a question. Do you have all of the records of Nelson Barbados?

B Is that one of your questions, Sir? I'll write that down.

S That's one of them.

B (writing) Do you have..

S Yes

B all the. Okay.

S Are you going to answer it?

B I would like to put all the questions down first, and then I will answer them, Sir. Do you..

S Ok. Mr. Best

(laughing)

S Mr. Best. Thanks for the call. What we're going to take away from it is that you're not attending today. You're not attending tomorrow or Thursday and you won't give us a date when you will attend and we'll take it up with Justice Shaunnessy.

B Well, if you'd send me all the stuff gentlemen, all the, everything that

S Well we're not sending you anything further than what you've already got because what you've got is in compliance of a court order and, ah, we're in compliance but you're not and we're going to move forward. We're not going to continue, ah, this discussion where, um, you're just ah, you're not helping your cause or ours..

B Well, I'm ready..

S Okay?

B Well, I'm ready for the second question..

S We'll ah

S If you're position changes on anything, I'm sure you have our fax, our fax or email numbers. Let all counsel know what your position is.

B Well I..

S Otherwise we're going to go back to Justice Shaunnessey and ah, and ah, deal with this breach of his court order.

B I'm ready for the second question, gentlemen.

R Thank you very much

S Okay, thanks Mr. Best. I'm going to hang up, okay? Does everybody agree? Does anybody else have anything to say to Mr. Best? No. So everybody agrees that we should end this call now?

B I'm not agreeing.

- S So
- B I'm ready to take the questions, gentlemen. What is the next question?

R Thank you, Mr. Best

S Okay. We're going to go now. Speak to you later.

(Sounds of receiver being returned.)

(man coughs)

S Okay

Unknown (inaudible) I was (inaudible) going, whoo. Where the hell is everybody?

S Do we want to put anything on the record?

27:20 or so

R (inaudible)

Unknown (inaudible) he just called here?

R We were doing this for five minutes out there.

Unknown Oh yeah.

R And I finally put it on speaker phone.

Unknown So..

R Ok. (inaudible) certificate of non-attendance..

27:35 or so

R I'm happy to put it on the record. Do you want to put it on the record? There might actually be some utility in that for us. Going on the record.

- S Well, at least to ah..
- U/K fm ? on the record
- R Yeah, just confirm what we've done.
- U/K fm We're all here.
- R No, but
- S No, there (talking over each other.) will be a contemporaneous record
- R ? (overtalk)
- S and if anybody disagrees they can I think we should put it on
- R Yeah
- 27:55
- UK fm Its your party.
- R Yeah, I know. It's my record, right?
- S And then what's happening once we're all in here about these other crossexaminations? That's why Mark's..
- Mark? That's why I'm here. I don't...
- S To conduct cross
- Mark (Overtalk)
- R I wrote to whoever, Jessica. I'm not (presenting?) my guy.
- I have no idea, I know she's been in a couple of
- R No, Andrew Roman wrote and said he ? wouldn't rely upon it for Justice ??? motion and then I wrote another letter saying, well (inauidbile)
- S Right. And then Mark sent another one back and disagreed with you and said

- R No, he wrote, he responded to ?
- S (inaudbi
- Mark? But I was supposed to appear, so here I is.
- U/k female Hi Mark!
- Mark How are you?
- U/K fm Good (conversation fades as Mark and f/m walk out?)

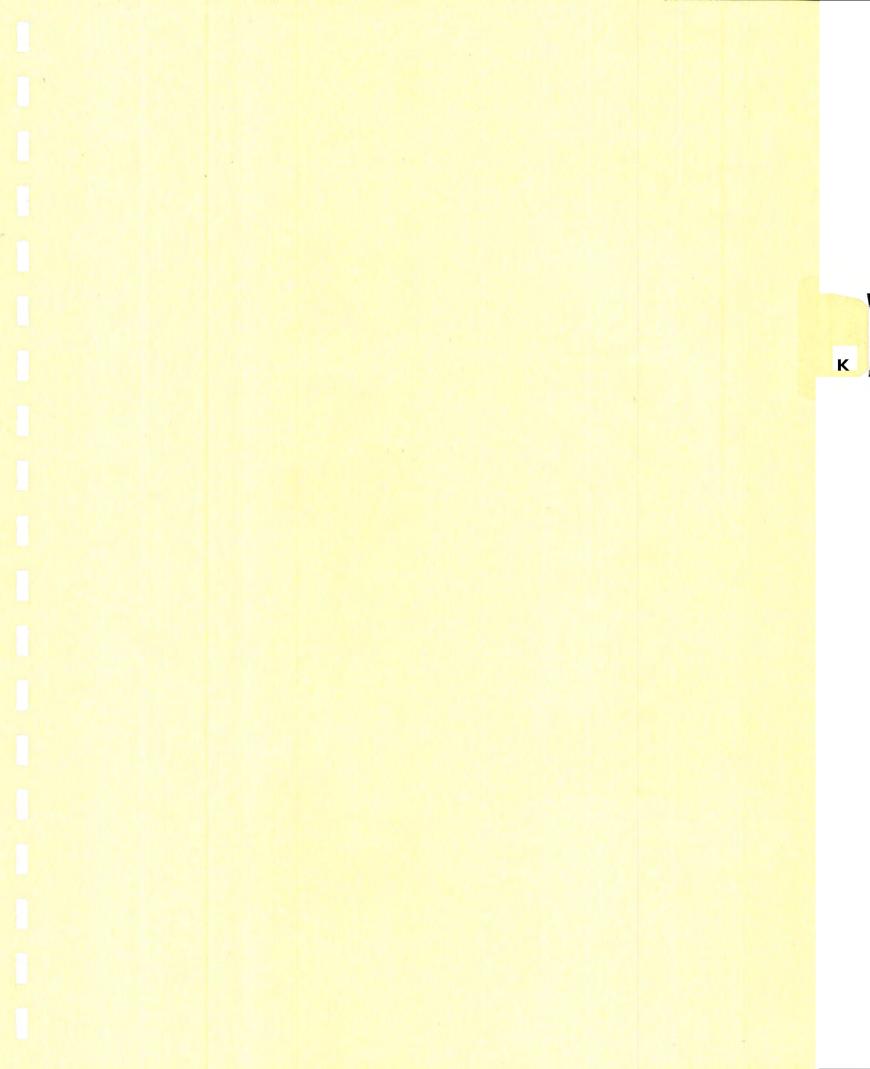
(everybody standing up to leave etc. except Ranking and Silver)

28:40

- R That was Barrie. And he called to appear.
- S Unbelievable. (???)
- S I'll even testify...?
- S ... there with him. ?
- ? Best?
- S Sure, yeah. McKenzie's there...
- ??? And I'm sure they taped that.
- ??? Have ...be careful (then?)
- ????? (garbled moving)
- ???? Can't say... might... taped...
- ???? ??? (garbled moving)

(Conversation fades as Silver and Ranking walk further away. Female's voice reenters phone area maybe in front of door. Not relevant.)

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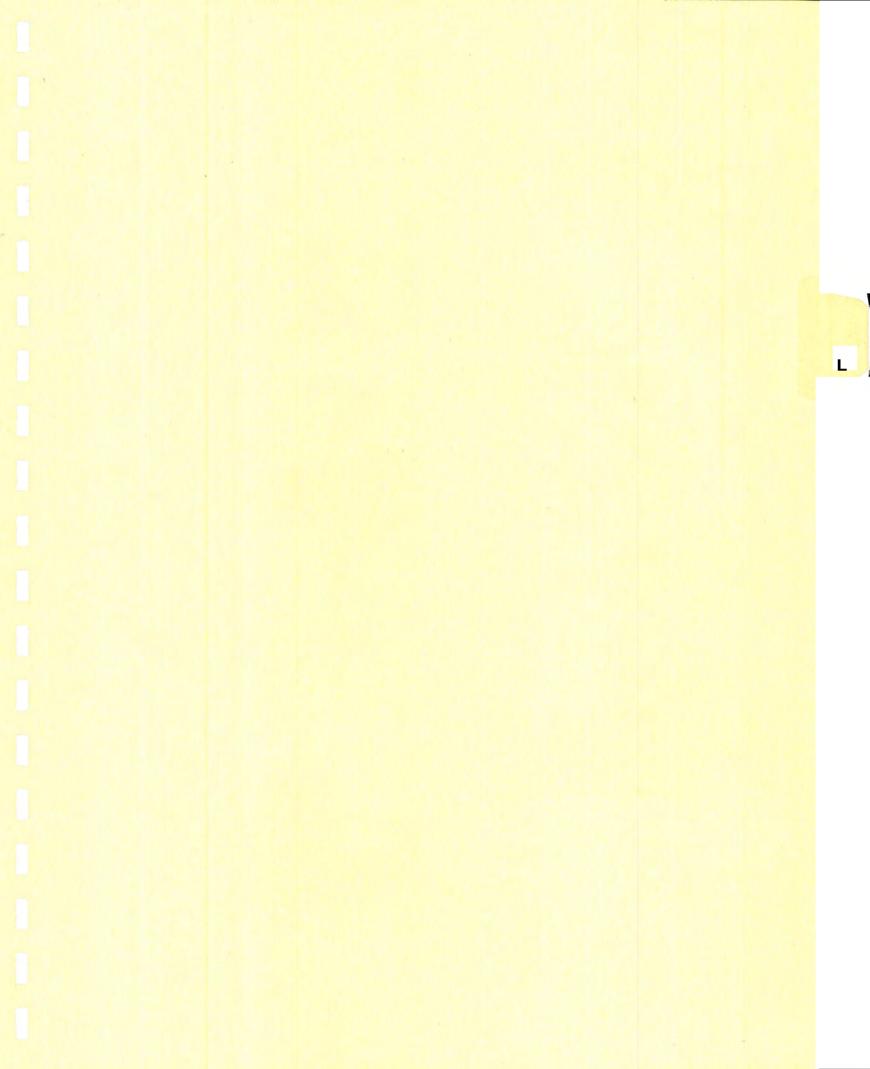


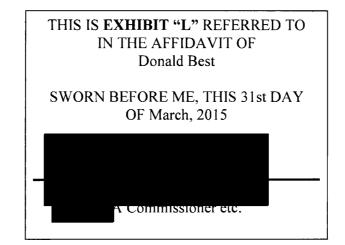
THIS IS **EXHIBIT "K"** REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo f.n. 193 Cites Gross, a Commissioner, M., Province of Chilello, for the Covernment of Ordelio, Winistry of the Interney Concerd. This page is intentionally left blank





Jo Anne Louise Gross, a Commissioner, 40., Province of Ontailo, for the Government of Ontailo, Ministry of the Interney General. Home > Whois Lookup > 206.47.255.108

IP Information for 206.47.255.108

P Location	🚺 Canada Toronto Miltom Management			
SN	AS577 BACOM - Bell Canada (registered Mar 03, 1999)			
/hois Server	whois.arin.net			
Address	206.47.255.108			
letRange:	206.47.0.0 - 206.47.255.255			
CIDR:	206.47.0.0/16			
IetName:	WORLDLINX03			
[etHandle:	NET - 206 - 47 - 0 - 0 - 1			
arent:	NET206 (NET-206-0-0-0)			
letType:	Direct Allocation			
)riginAS:				
rganization:	Bell Canada (LINX)			
egDate:	1995-07-07			
Ipdated:	2006-12-15			
omment:	ADDRESSES WITHIN THIS BLOCK ARE NON-PORTABLE			
ef:	http://whois.arin.net/rest/net/NET-206-47-0-0-1			
rgName:	Bell Canada			
rgId:	LINX			
ddress:	160 Elgin Street			
ity:	Ottawa			
tateProv:	ON			
ostalCode:	K1G-3J4			
ountry:	CA			
egDate:	1990-03-09			
pdated:	2014-06-11			
ef:	http://whois.arin.net/rest/org/LINX			
rgAbuseHandl	e: ABAI1-ARIN			
)rgAbuseName:				
-	: +1-877-877-2426			
rgAbuseEmail				
rgAbuseRef:	http://whois.arin.net/rest/poc/ABAI1-ARIN			
	: SYSAD1-ARIN			
)rgTechName:				
	+1-800-565-0567			
rgTechEmail:				
rgTechRef:	http://whois.arin.net/rest/poc/SYSAD1-ARIN			
-	e: ABUSE1127-ARIN			
)rgAbuseName:	Abuse			
rgAbusePhone				
rgAbuseEmail				
rgAbuseRef:	http://whois.arin.net/rest/poc/ABUSE1127-ARIN			
TechHandle:				
TechName:	Daoust, Philippe			
TechPhone:	+1-800-450-7771			
TechEmail:	inoc@bell.ca			
[echRef:	http://whois.arin.net/rest/poc/PD135-ARIN			
	206.47.255.104 - 206.47.255.111			
vtRange:				
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etRange: IDR: etName:	206.47.255.104/29 MIL0712-CA			

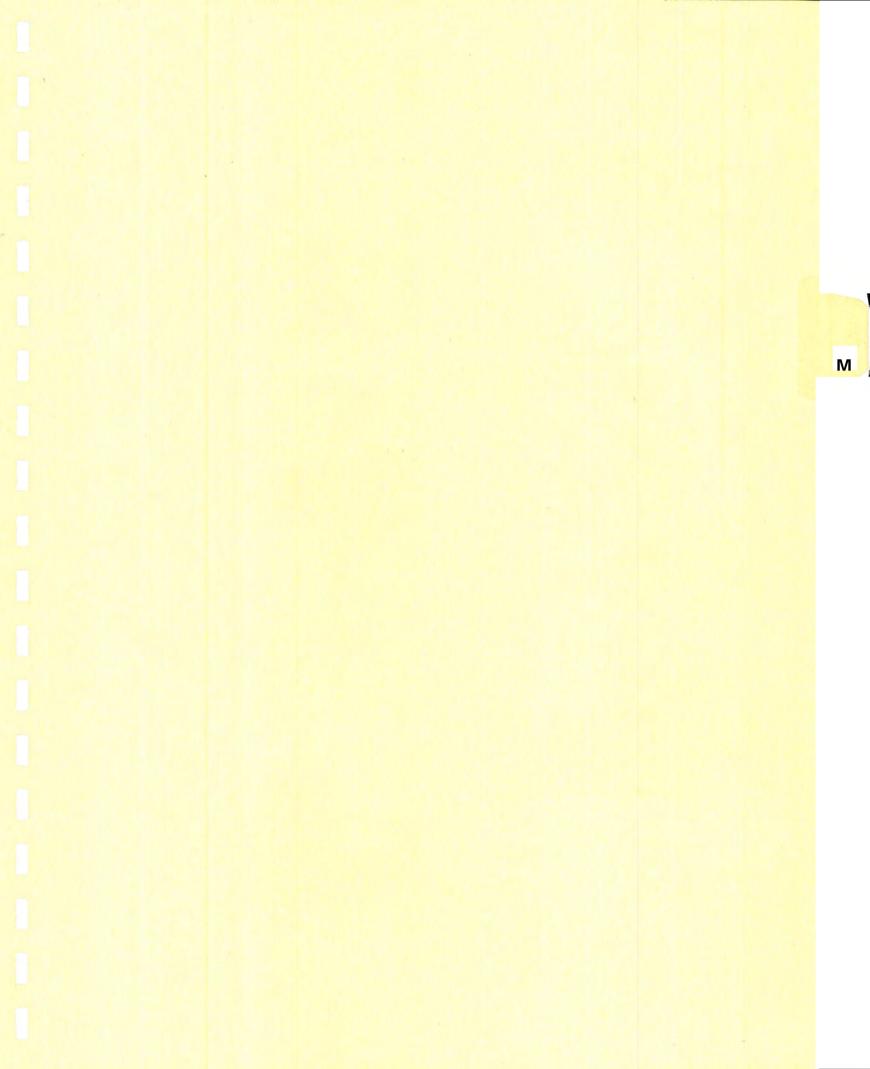
Tools

Monitor Domain Properties	•
Reverse IP Address Lookup	•
Network Tools	•

WORLDLINX03 (NET-206-47-0-0-1) Parent: NetType: Reassigned AS577 OriginAS: Customer: Miltom Management (C00343824) 2002-07-13 RegDate: 2011-09-08 Updated: Comment: For Abuse issues contact our abuse groups http://whois.arin.net/rest/net/NET-206-47-255-104-1 Ref: CustName: Miltom Management Address: 40 King ST W City: Toronto StateProv: ON M5H 3Z5 PostalCode: Country: CA 2002-07-13 RegDate: 2011-09-08 Updated: Ref: http://whois.arin.net/rest/customer/C00343824 OrgAbuseHandle: ABAI1-ARIN OrgAbuseName: Abuse Business abuse issues OrgAbusePhone: +1-877-877-2426 OrgAbuseEmail: abuse@bellnexxia.net OrgAbuseRef: http://whois.arin.net/rest/poc/ABAI1-ARIN OrgTechHandle: SYSAD1-ARIN OrgTechName: NOC technical Support OrgTechPhone: +1-800-565-0567 OrgTechEmail: inoc@bell.ca OrgTechRef: http://whois.arin.net/rest/poc/SYSAD1-ARIN OrgAbuseHandle: ABUSE1127-ARIN OrgAbuseName: Abuse OrgAbusePhone: +1-877-877-2426 OrgAbuseEmail: abuse@sympatico.ca OrgAbuseRef: http://whois.arin.net/rest/poc/ABUSE1127-ARIN RTechHandle: PD135-ARIN RTechName: Daoust, Philippe RTechPhone: +1-800-450-7771 RTechEmail: inoc@bell.ca RTechRef: http://whois.arin.net/rest/poc/PD135-ARIN

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THIS IS EXHIBIT "M" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grous, a Commissioner, 10., Province of Origito, for the Government of Origito, Ministry of the Address General.



ONE BISCAYNE TOWER 2 SOUTH BISCAYNE BOULEVARD 21⁵⁷ FLOOR MIAMI, FLORIDA 33131 TELEPHONE: 305.373.9400 FACSIMILE: 305.373.9443 www.broadandcassel.com

MARK F. RAYMOND, P.A. MANAGING PARTNER DIRECT LINE: 305. 373.9425 DIRECT FACSIMILE: 305. 995.6385 EMAIL: MRaymond@BroadandCassel.com

April 22, 2010

VIA FEDEX AND EMAIL (aroman@millerthomson.com)

Andrew J. Roman, Esq. Miller Thomson LLP Scotia Plaza 40 King Street West Suite 5800, P.O. Box 1011 Toronto, ON M5H3S1

RE: <u>Kathleen Davis</u>

Dear Mr. Roman:

Our client, Kathleen Davis, has asked us to respond to your email with a letter attached, dated April 13, 2010.

Be advised that your communication is in violation of several Florida laws. First, due to the fact that it is threatening, and another example of the harassment she has had to endure, commencing in 2004, originating from your law firm. Secondly, knowing she is represented by counsel, you are prohibited from directly communicating with her.

Be advised that our research demonstrates that the IP address of 206.47.255.109, from which your April 13th email originates, is one of eight (8) IP addresses assigned to Miltom Management (Miller Thomson LLP) by Bell Canada. These IP addresses are reflected below with two IP addresses being highlighted.

206.47.255.104
206.47.255.105
206.47.255.106
206.47.255.107
206.47.255.108
200.77.200.100
206.47.255.109
100117112001200

BOCA RATON • DESTIN • FT. LAUDERDALE • MIAMI • ORLANDO • TALLAHASSEE • TAMPA • WEST PALM BEACH

Andrew J. Roman, Esq. Miller Thomson LLP April 22, 2010 Page 2

My client has received harassing feedback on her website from the IP address of 206.47.255.108. As you should know, this IP address, which is listed above, has been assigned to your firm.

Please see the attached feedback received from your firm in 2004. You will note that they are not dissimilar in content, style, and verbosity from some of what the latter day "Black Woman Who Reads/BWWR" has written.

Please note that all of the feedback attached occurred long before any of the proceedings you refer to were even contemplated. In fact, as far as I can determine, neither Barbados Underground, nor Barbados Free Press, were in existence. Your letter is unlike most legal letters I have seen in that it attempts to foretell the future. This attempt to foretell the future was also a characteristic of "Black Woman Who Reads".

Finally, your omission in copying your correspondence to the people mentioned in your letter is noted.

Mr. Ranking recently wrote Mr. Dribin, my co-counsel here in Miami for Marjorie Knox, and I am certain you received a copy of both his letter and the response from Mr. Dribin, as did the other lawyers in the litigation to whom Mr. Ranking copied his request.

You and your firm need to cease and desist from harassing or contacting our client. All future communication is to be addressed to me.

Please see that Mr. Iain Deane gets a copy of this letter as I have no current contact details for him. Thank you.

(A Sincerely,		\frown	
Mark F. Raymond, P.A.	D	Į .	:
Managing Partner			

Enclosures cc: Nor

MFR/ss

Nora F. Osbaldeston, Managing Partner
 Bill McKenzie, Esq.
 Kathleen Davis

Michael Dribin, Esq. Gerald Ranking, Esq. Lorne S. Silver, Esq. (all w/encls.)

1st April 2004

Feedback to keltruth.com website

From IP 206.47.255.108

WHOIS :

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111

"It has been some time since I bothered to look at your website, as it has always been a most one-sided source of information with a great many omissions. If one is to form an objective opinion, it needs to be with knowledge of all the facts. This principal of forcing parties to a litigation to reveal all the facts, not only in ex parte proceedings, has now become a standard practice direction in England and Wales where counsel are required to produce even precedents which will harm their case, provided they are deemed to have the professional competence to know of them. Thus, the English courts have eliminated to a large degree the bringing of frivolous actions. Anyway, that is apart from the point. Here are a few matters upon which I am sure your readers would like to be informed. 1. Is it true that, following leave to appeal to the Privy Council being granted on consent of all parties, you wrote to all parties stating that you were advised by your English solicitors that your action would succeed and seeking to negotiate a settlement upon terms set out in your counsel's letter -f so, enlighten us as to those terms? 2. Is it true that your counsel subsequently wrote withdrawing your offer? 3. Was your counsel's letter of offer and its letter of retraction both copied to the Privy Council? 4. Is it true that you have tried to transfer your shares in the Ninth Respondent into a trust and to place liens on this trust? 5. Is it true that your youngest daughter has mortgaged her house to a Canadian lawyer for \$1.5 million, of which \$1.4 million has already been spent on your prosecution of your action? 6. I have read the various press reports which you have publicized and I ask in connection with these if, (a) you propose to attempt to have your valuations entered before the Privy Council, despite the overwhelming number of precedents disallowing this, including one right on point from the Privy Council itself, (b) what difference do you think that such evidence will make to what is not a sale of the assets of the Ninth Respondent, but the shares (personal property) of the shareholders in the Ninth Respondent; (c) why have the various press reports tried to focus on your age and chickens, and omitted to state that Erie Deane is 84, Keith Deane is 80 and his wife 86, Vere Deane is 86 and Muriel Deane has died, aged 87? Most important of all, why is this case, a civil action, being prosecuted as if it were a death penalty case where operation of Pratt and Morgan would kick in after a certain period of time? Is it somehow imagined that there will be a commutation of some sort? Pray enlighten us, your utterly perplexed readers, as to what all this manoeuvring is designed to achieve? We don't see it from the Respondents, so why do we see it from you? We await with anticipation your response, but the holding of the collective breath is really not a good idea, so we refrain." "Kingsland Estates Ltd." "" "01 Apr 2004" "07:49:14" "206.47.255.108"

ARIN WHOIS Database Search

Search ARIN WHOIS for: 206.47.255.108

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111 # ARIN WHOIS database, last updated 2010-03-25 20:00 # Enter ? for additional hints on searching ARIN's WHOIS database. # # ARIN WHOIS data and services are subject to the Terms of Use # available at https://www.arin.net/whois_tou.html

21st April 2004

Feedback to keltruth.com website

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"I have been following this case and your website and now feel impelled and, indeed, compelled, to put in my two cents worth, finally. I am frankly appalled by what has happened. I am surprised that you have not updated your site since March 30th. So much has happened since then. For instance, the Broad Street Journal has produced another two articles, which you have not publicized; in the matter of the hearing of the writ to have the transfer of your shares in Kingsland set aside on the basis of fraud so that a Charging Order can be obtained against them, an Order for Discovery of Documents has been issued by the Deputy Registrar, pursuant to the application of Plaintiff counsel in that application; in addition, it has been discovered that, although Leave to Appeal to the Judicial Committee was granted on consent on October 3, 2003, you did not register the appeal until 4 months later, on January 30, 2004; further, the Record has been sent by you to and duplicated by the Judicial Committee, without it having been seen or agreed to by Respondent counsel, as is the practice, as to form and content. In other words, more ultra vires acts and acts of mala fides on you part. Therefore, your silence makes one wonder several things. (1) Have you finally come to realise the inadequacy and sharp practices of your legal counsel and how it impacts on you and your family? (2) Have you finally come to see how you have been used by your Canadian backer, whose desire to own something and to revenge himself on someone, you have promoted at the risk to yourself and your children of forfeiting all that you own? The last time you lauded and advertised an article written by the Broad Street Journal, it was dedicated to an action which you had recently filed against the Kingsland directors, all supported by an affidavit from Mr. Peter Allard, your Canadian backer. I am utterly perplexed as to what you and your counsel hope to achieve by that action, since, almost certainly it is statute-barred by reason of the operation of the Statute of Limitations and, as you were yourself a director of Kingsland for a number of years, you are almost certainly estopped in law from bringing it in the first place. And even if you were not statute-barred or estopped, all the other side needs to do is to plead res judicata, and your action will be dismissed, with costs awarded against you. It amazes me that, since the Respondents in your first action relied heavily on the 1943 case of Greenhaulgh v. Mallard et al (and rightly so, in my opinion, as it is almost completely on point), that, prior to filing what amounts to a second action representative of an ttempt to have a second bite at the apple, your counsel would not have checked the 1947 case of Greenhalgh v. Mallard et al (3 All ER at page 255) and discovered that, exactly like you are attempting, Mr. Greenhaulgh tried to have another bite at the apple and, exactly as shall likely happen to you, the action was thrown out on the plea of res judicata and at substantial financial prejudice to the Plaintiff. Surely these are things which your counsel will be held by the reasonable man-in-the-street or, indeed, the courts, to be deemed to have the professional competence to know. I, of course, cannot and will not predict the outcome of the Judicial Committee's deliberations in your appeal, except, having examined the matter from all sides, I do not know how you expected to win in the first instance, I do not know why you did not cut a deal when you might have been able to do so - as, if the Respondents were MY clients, I certainly would not allow them to entertain any deal with you now - I cannot in any wise see how you can possibly prevail before the Judicial Committee - but maybe I am missing something somewhere and your website surely is not enlightening me as to what that may be. What I DO know, however, is that, if you lose, your conduct of the entire action has been so filled with false and misleading information given to the courts by you and has been prosecuted with such mala fides, indeed, to a degree that I have never seen before (at least in a society with a proper judicial system and rule of law) and with legal misconduct so enormous, that it constitutes gross abuse of judicial process, that, without doubt, Their Lordships will have much to say on these subjects and your and your counsel will be the recipients of their outrage. This outrage, once expressed, will be reported, first in the Law Reports of the Times and the Telegraph, and subsequently on the Judicial Committee's own website. Effectively, that means that every major, English-speaking law library, law school and court worldwide will know of the abuse and the forms which it has taken - and not from your, forgive me, one-sided reporting. Thus, in addition to the potential and probable financial ruin brought to yourself and your children, you (and they) will be branded, at worst, as vindictive liars and cheats and, at best, as credulous cretins. As for your counsel, well, the intimation of abuse of process from the Judicial Committee will almost certainly cause the local law society to launch an investigation into the conduct and professional competence of your counsel and to take disciplinary action. NOW, what happens if you die before the matter is resolved (as, at your age, you may) and before any of these actions commenced by you have been adjudicated? The decision as to whether to continue them or not will lie with your heirs (presumably your children), against whom personally orders as to costs and damages may be given, should the actions fail - and it will be immaterial in what country they reside (unless it is somewhere like Cambodia) as these orders will be enforceable in places like the United Kingdom and the USA and Canada and Australia and New Zealand and South Africa, so your heirs and their assets and future earnings will not be able to escape them. Nonetheless, be of good cheer. There is a possible ray of sunshine in the murk and mire of your own creation. Should you lose before the Judicial Committee, I refer you to the conjoined appeal to the Judicial Committee of the House of Lords of July 20, 2000 entitled Hall & Co. v. Simons et al, Barratt v. Ansell et al and Harris v. Scholfield Roberts & Hill, which you can pull up on the Internet, always provided you have the Internet - which I doubt, as the merits of your case could easily

have been researched by you using the Internet - but, if you do not have the Internet, get a friend who does to help you. You will find that, no longer is your counsel likely to be able to avail himself of the public policy of claiming immunity from an action by you against him for negligence, but that in all likelihood the Barbados courts will accept the referenced authority for a change in public policy of immunity and allow your action to proceed. Of course, it will take you about 5 years to recoup from your counsel a part of what you have given away, but you should manage to salvage a little something. You see, Mrs. Knox, unlike the Baian press and the less well-informed Bajan public which sees you as a chicken-raising, egggathering, octogenarian Boudicea, fighting for her "paternal" rights and in order to promote family unity (a claim on your part which is so patently false and motivated solely, I believe, by the principal, "having fucked up, let me see if they will let me off the hook"), I see you as an embittered, vengeful, 82 year-old liar, stupid enough to espouse the desires of a venal Canadian backer, the pawn of totally incompetent counsel and of stupid and revenge-driven children. And very soon, I honestly believe, that that is precisely the same image of you and yours which the entire world will have - and the blame will be yours and yours alone. There is no nobility in your actions or the conduct of them - on the contrary, they are completely lacking in integrity and totally self-serving. What a wonderful legacy you leave when you shuffle off this mortal coil. Oh. by the way, if you did win before the Judicial Committee, which, as I say, I doubt, are you under the impression that you will obtain an order whereby the sale of the shares of Kingsland must be made to you? You won't get such an order, you know (look up the legal precedents), and, having published two valuations, it does rather set out clearly what YOU consider to be fair value, doesn't it. The Judicial Committee would only have the power to set aside the agreement for sale to Classic -NOTHING MORE. But, as I said, I do not think there is the slightest chance of you prevailing." "Kingsland Estates Ltd." "" "" "21 Apr 2004" "10:28-18" "206 47 255 108"

195

ARIN WHOIS Database Search

Search ARIN WHOIS for: 206 47:255.108

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111 # ARIN WHOIS database, last updated 2010-03-25 20:00 # Enter ? for additional hints on searching ARIN's WHOIS database. # # ARIN WHOIS data and services are subject to the Terms of Use # available at https://www.arin.net/whois_tou.html

27 August 2004

Feedback to keltruth.com website

From IP 206.47.255.108

WHOIS :

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111 Dear Kathleen Davis et al: Are you aware that the Barbados Government has tabled a new white paper aimed at Internet libel? As you will, of course, know, the last time defamation legislation was passed in Barbados, it operated retroactively, as may well be the case here. If so, any libels which you may have uttered against any parties, dead or alive, will be actionable against yourselves and, if successful, damages and costs will be collected against your assets, since your website clearly identifies vourselves as its authors. May I respectfully suggest, therefore, that you sift through the data which you have published to date and publish retractions for any items for which you do not have solid, document-backed proof that will stand up in court. You can, of course, get away with minor infractions to the libel laws, as no one is going to sue you if they will not be awarded a sufficiently large amount of damages to compensate them for their trouble. However, you have published things which, while fact, are slanted in such a way as to infer professional wrongdoing and this may well lead to someone suing you, regardless of the small amount of damages they stand to be awarded, merely to clear their names and reputations. If this happens, you are facing a small amount of damages, but probably a very substantial amount of legal costs. This is to be avoided. In addition, commencing an action as a Plaintiff is one thing. Your lawyer will, presumably (but not always), have filed the suit on the basis of a legal opinion which he/she has given you which is that your action will succeed, although there are times when lawyers will file suit because you so instruct them and because you have the money and/or assets to pay their costs, but then they usually ask for money up front. When you are sued, however, it is more difficult to find a lawyer to represent you, unless you have an airtight defence or a lot of cash or assets as, if you lose, you may not be able to pay his/her bill, since the opposing counsel, should he/she win, has first crack. So, with respect, were I you I would examine my Internet publications most carefully and ensure that everything is in order and, if not, apologise where necessary and publish retractions with the same prominence as the libel or probable libel itself. The old proverbs, "A stitch in time saves nine" and, "an ounce of prevention is worth a pound of cure" are to be recommended here." "Kingsland Estates Ltd." "" "" "27 Aug 2004" "09:22:22" "206.47.255.108"

ARIN WHOIS Database Search

Search ARIN WHOIS for: 206,47.255.108

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111 # ARIN WHOIS database, last updated 2010-03-25 20:00 # Enter ? for additional hints on searching ARIN'S WHOIS database. # # ARIN WHOIS data and services are subject to the Terms of Use

available at https://www.arin.net/whois_tou.html

30th October 2004

Feedback to keltruth.com website

From IP 206.47.255.108

WHOIS :

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111

Obviously the failure to portray the Martyred Madge as a reincarnation of every saint did "Will you also be publishing the factors surrounding the Chief Justice's comments about parted and others res judicata) do not make it to the courts and clog up the system, or are decisions? In other words, do you intend to publish the whole story, or merely, as is your the practice of law and the moves he intends to make to ensure that frivolous cases, such wont, a part of it? Gunning for Greenidge (or assisting Alair) are we? No one is going to as Knox v. Deane et al and your other equally flimsy actions (some of which are statute would wish. It affords me great amusement and I look forward to every fallacious, one sided, desperate little update with keen anticipation. When will the next one be? I can't article in the Nation dated September 15, 2004 in its Courts section. An article clearly not strike a chord with you and accordingly you deemed it unworthy of any publicity nold their breaths to see where the answer to those questions lie. One notices another you "publishing" efforts to be restricted only to the judicial delays in handing down from you. Your site really is compulsive reading, but not, I fear, for the reasons you written simply to fill up space and which, for once, did not attempt to take sides. 0 Oct 2004 wait." "Kingsland Estates Ltd." "" "

ARIN WHOIS Database Search

Search ARIN WHOIS for: 206.47.255.108

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111 # ARIN WHOIS database, last updated 2010-03-25 20:00 # Enter ? for additional hints on searching ARIN'S WHOIS database. # # ARIN WHOIS data and services are subject to the Terms of Use

available at https://www.arin.net/whois_tou.html

25 November 2004

Feedback to keltruth.com website

From IP 206.47.255.108

WHOIS :

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111

204

"I have a story for you. The Privy Council has made available the dates of April 6th and 7th for the hearing of your appeal. Previously, responding counsel had written to your counsel saying that they were all available April 5,6,7 and 8. Everyone in Barbados knows this and is a little surprised that you, apparently, do not. " "Kingsland Estates Ltd." "" "" '25 Nov 2004" "09:11:42" "206.47.255.108"

ARIN WHOIS Database Search

Search ARIN WHOIS for: 206,47,255,108

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111 # ARIN WHOIS database, last updated 2010-03-25 20:00

Enter ? for additional hints on searching ARIN's WHOIS database.

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ARIN WHOIS data and services are subject to the Terms of Use

available at https://www.arin.net/whois_tou.html

15 December 2004

Feedback to keltruth.com website

From IP 206.47.255.108

WHOIS :

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111 "FINALLY, you announce the Privy Council dates. I suggest that you have possibly received MANY anonymous responses from persons purporting to be parties to the action and appeals or APPEARING TO YOU to be parties, usually due to their knowledge of some misinformation or omission on your part in your ""reporting"", for want of a better word. Thus I think there may well be some confusion as to which article you seek permission to publish. I do sogest to you. also, that, far from your hit counter providing an accurate head count of people who have read your journalistic efforts, you should take into account that the ONLY people, other than myself, to read your site ARE the parties to the action. Thus, you need to question if your message is getting across at all. There is ONE point I wish to raise with you. You have a mirror site named privydraft (or something like that) on which you have published the first pages only of the affidavits filed in another action which is almost certainly going to take a nose dive due to the operation of both the plea of res judicata and also the statute of limitations - with costs, of course, against you. I would be fascinated to read those affidavits in their entirety and suggest that PDF format would be the best way to scan them, rather than the TIFF or JPG which you appear to have attempted. If you see the number of hits at that site rising much above 30, it will be me checking to see if you have been able to accomodate me." "Kingsland Estates Ltd." "" "" 15 Dec 2004" "08:56:43" "206.47.255.108

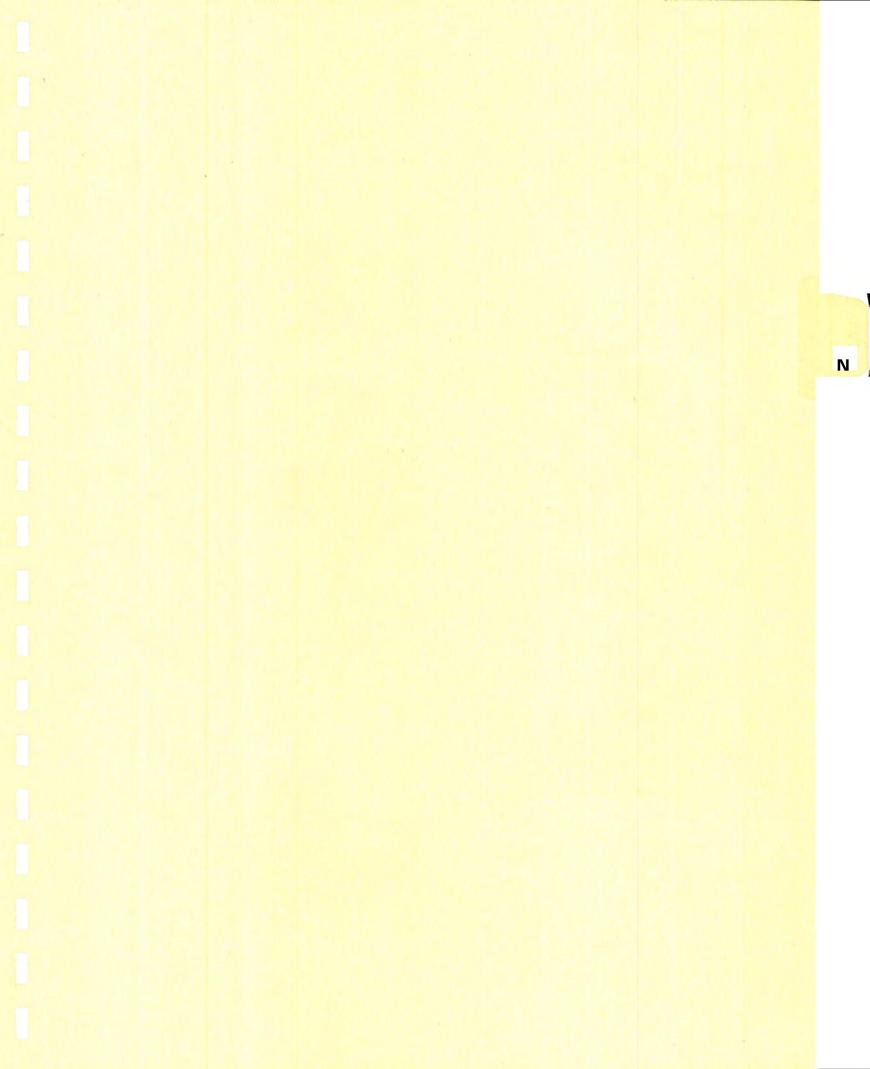
ARIN WHOIS Database Search

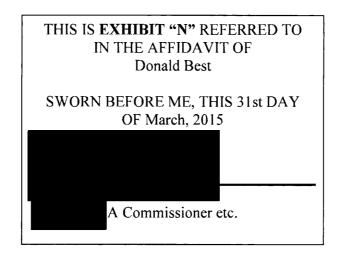
Search ARIN WHOIS for: 206.47.255.108

Bell Canada WORLDLINX03 (NET-206-47-0-0-1) 206.47.0.0 - 206.47.255.255 Miltom Management (Miller Thomson LLP) MIL0712-CA (NET-206-47-255-104-1) 206.47.255.104 - 206.47.255.111 # ARIN WHOIS database, last updated 2010-03-25 20:00 # Enter ? for additional hints on searching ARIN's WHOIS database. # # ARIN WHOIS data and services are subject to the Terms of Use # available at https://www.arin.net/whois_tou.html

http://ws.arin.net/whois/?queryinput=206.47.255.108

3/26/2010





Jo Anne Louise Grocs, a Commissioner, #J., Province of Ontaila, for the Bovernment of Ontailo, Ministry of the Automoty Ceneral.

Kenneth William McKenzie

Ph: 1-(705)-812-1574

Fax: (888) 883-4133

Monday, March 29, 2010

by fax

Mr. Andrew Roman Miller Thomson LLP Barristers & Solicitors Scotia Plaza, 40 King Street West, Suite 5800 P.O. Box 1011 Toronto, ON M5H 3S1

Dear Mr. Roman

Re: Nelson Barbados v. Cox et. al.

I have recently come across some information which, because of the nature of the allegations you have made against me, requires an immediate explanation as it is relevant to the ongoing motions.

I require that you confirm or deny that your law firm's IP address was, for each year from 2004 onward, 206.47.255.108. I have recently done a 'whois' search and find that the present IP address or Miller Thomson is 206.47.255.108 and presume that it has been so since 2004 however if that is not the case please clarify by providing the IP address for each year.

It appears that your law firm made regular postings to the Keltruth web site which started in 2004. I am not one to jump to conclusions but it appears that you have withheld crucial information that would help explain the postings about which you have complained. Accordingly I am writing to you to provide you and your firm an opportunity to investigate and explain. For ease of reference I have attached evidence of the first posting in time that has been located.

As well there is further evidence of involvement of Miller Thomson in internet exchange regarding the Kingsland matter by Sandra Lyons at Miller Thomson whose email address is shown as slyons@millerthomson.ca.

I look forward to an early response.

Yours Truly



Kenneth William McKenzie

Cc counsel by fax

Schedule to March 29th 2010 letter to Andrew Roman

Sample of postings to Keltruth web site from IP address 206.47.255.108 which is presently shown to be the IP address of Miller Thomson law firm.

Posting - April 1, 2004

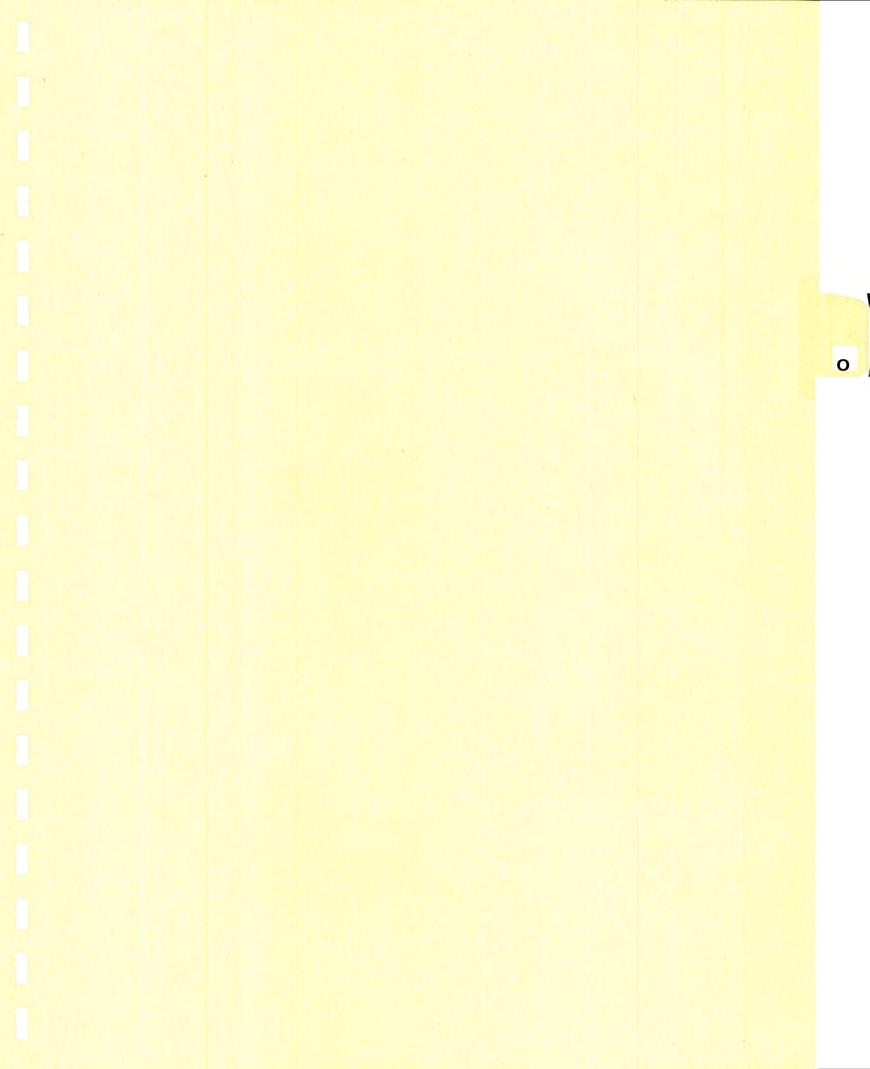
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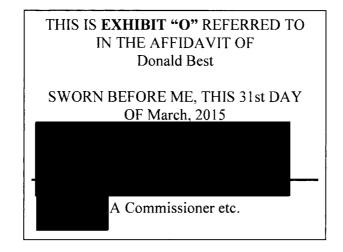
"It has been some time since I bothered to look at your website, as it has always been a most one-sided source of information with a great many omissions. If one is to form an objective opinion, it needs to b(;~with knowledge of all the facts. This principal of forcing parties to a litigation to reveal all the facts, not only in ex parte proceedings, has now become a standard practice direction in England and Wales where counsel are required to produce even precedents which will harm their case, provided they are deemed to have the professional competence to know of them. Thus, the English courts have eliminated to a large degree the bringing of frivolous actions. Anyway, that is apart from the point. Here are a few matters upon which I am sure your readers would like to be informed. 1. Is it true that, following leave to appeal to the Privy Council being granted on consent of all parties, you wrote to all parties stating that you were advised by your English solicitors that your action would succeed and seeking to negotiate a settlement upon terms set out in your counsel's letter -f so, enlighten us as to those terms? 2. Is it true that your counsel subsequently wrote withdrawing vour offer? 3. Was your counsel's letter of offer and its letter of retraction both copied to the Privy Council? 4. Is it true that you have tried to transfer your shares in the Ninth Respondent into a trust and to place liens on this trust? 5. Is it true that your youngest daughter has mortgaged her house to a Canadian lawyer for \$1.5 million, of which \$1.4 million has already been spent on your prosecution of your action? 6. I have read the various press reports which you have publicized and I ask in connection with these if, (a) you propose to attempt to have your valuations entered before the Privy Council, despite the overwhelming number of precedents disallowing this, including one right on point from the Privy Council itself; (b) what difference do you think that such evidence will make to what is not a sale of the assets of the Ninth Respondent, but the shares (personal property) of the shareholders in the Ninth Respondent; (c) why have the various press reports tried to focus on your age and chickens, and omitted to state that Erie Deane is 84. Keith Deane is 80 and his wife 86. Vere Deane is 86 and Muriel Deane has died, aged 87? Most important of all, why is this case, a civil action, being prosecuted as if it were a death penalty case where operation of Pratt and Morgan would kick in after a certain period of time? Is it somehow imagined that there will be a commutation of some sort? Pray enlighten us, your utterly perplexed readers, as to what all

this manoeuvring is designed to achieve? We don't see it from the Respondents, so why do we see it from you? We await with anticipation your response, but the holding of the collective breath is really not a good idea, so we refrain." "Kingsland Estates Ltd." "" "" "01 Apr 2004"

"07:49: 14" "206.47.255.108"

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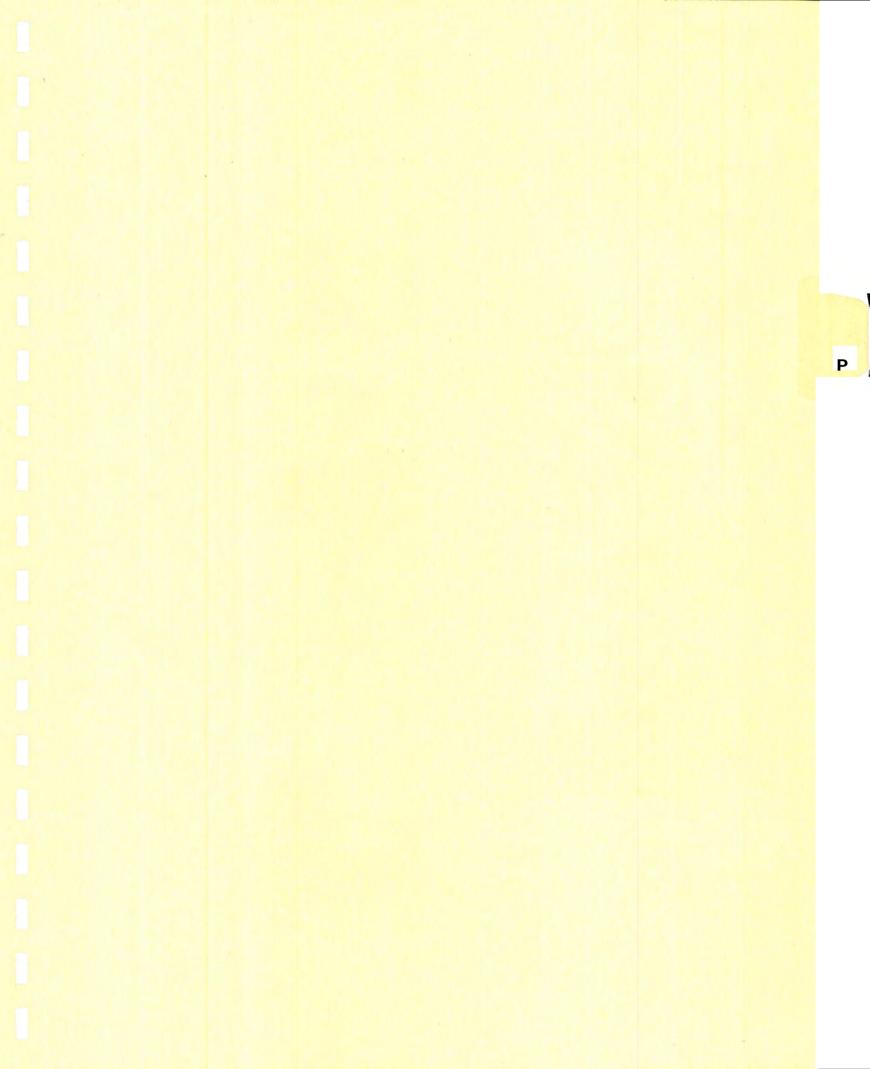
Jo Anne Louise Grous, a Commissioner, do., Province of Ontalia, for the Bovornment of Ontalia, Ministry of the Julianay Beneral.

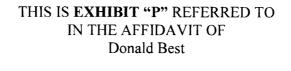
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216 Note	IP Address	Visit Time	City	State_R
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Miller Thomson LLP	206.47.255.106	2008-02-06 4:58 PM	Toronto	Ontario
Miller Thomson LLP	206.47.255.106	2009-01-26 9:45 AM	Toronto	Ontario
Miller Thomson LLP	206.47.255.106	2009-01-26 2:16 PM	Toronto	Ontario
Miller Thomson LLP	206.47.255.106	2009-01-27 1:44 PM	Toronto	Ontario
Miller Thomson LLP	206.47.255.106	2009-01-27 2:43 PM	Toronto	Ontario
Miller Thomson LLP	206.47.255.106	2009-01-27 2:51 PM	Toronto	Ontario
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Note	IP Address	Visit Time	City	State_R
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Miller Thomson LLP	206.47.255.106	2009-03-18 12:30 PM	Toronto	Ontario
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Miller Thomson LLP	206.47.255.106	2010-05-18 12:52 PM	Toronto	Ontario
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Miller Thomson LLP	206.47.255.106	2011-02-22 11:39 AM	Toronto	Ontario
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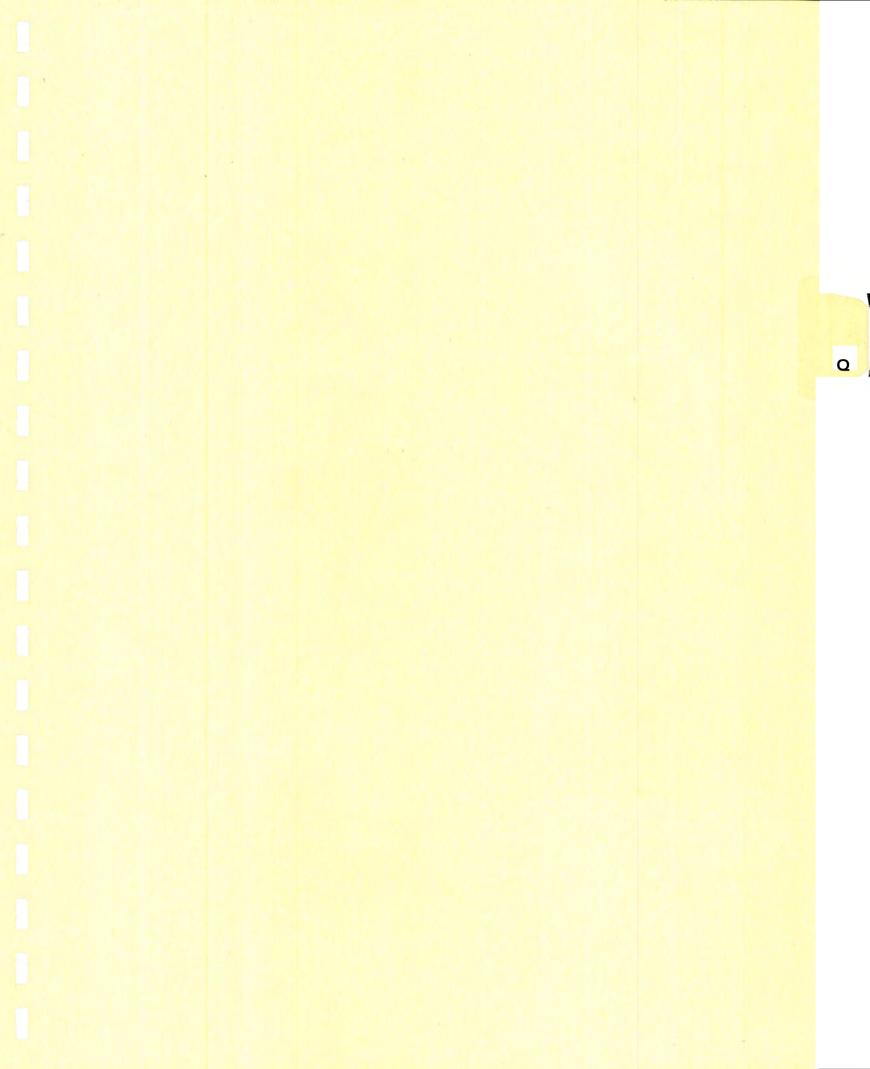


SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grees, a Commissioner, Mo., Province of Ortano, for the Government of Ortano, Ministry of the Interney General.

220	Note	IP Address	Visit Time	City	State_R
Fasken	Martineau	199.212.243.14	2008-06-24 4:08 PM	Toronto	Ontario
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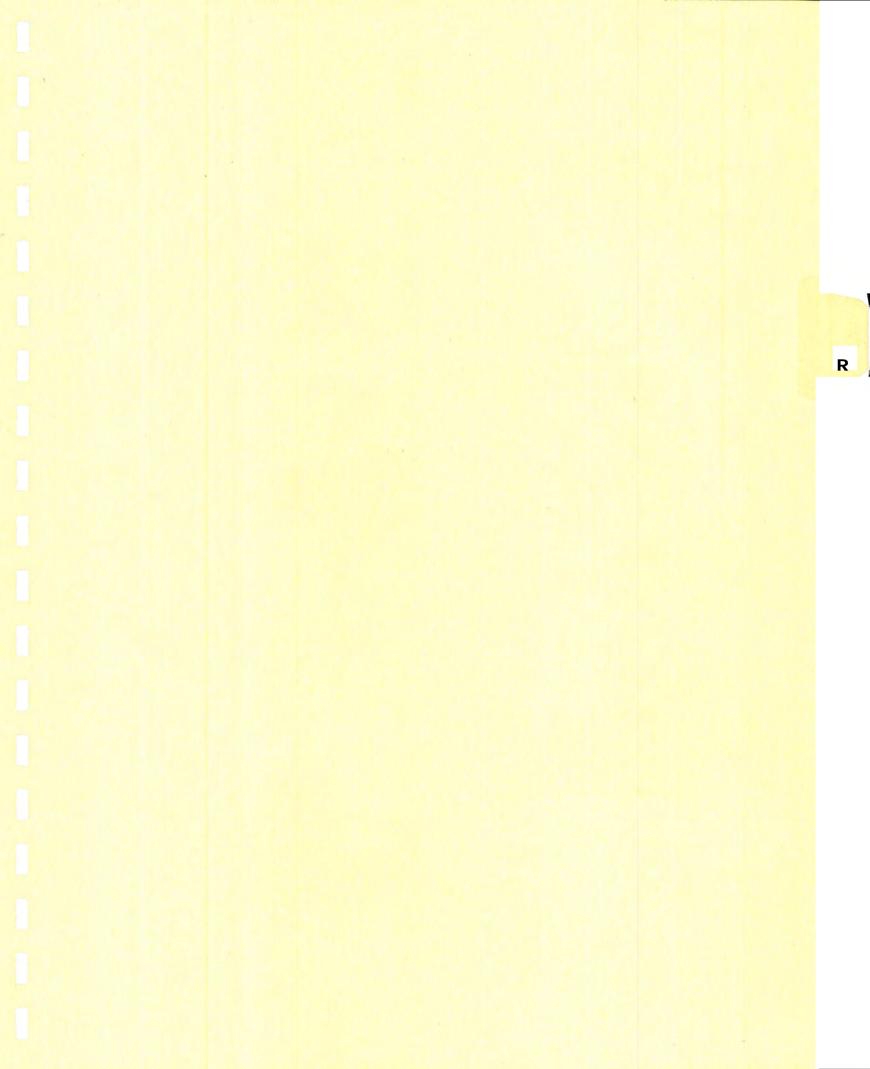
THIS IS EXHIBIT "Q" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grocs, a Commissioner, Ho., Province of Orizato, for the Government of Orizato, Ministry of the Address Concerns.

222	Note	IP Address	Visit Time	City	State_R
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cassels	brock	38.99.161.194	2010-04-23 3:53 PM	Toronto	Ontario
cassels	brock	38.99.161.194	2010-06-24 10:08 AM	Toronto	Ontario
cassels	brock	38.99.161.194	2011-06-23 5:10 PM	Toronto	Ontario
cassels	brock	38.99.161.194	2011-08-23 10:49 AM	Toronto	Ontario



THIS IS **EXHIBIT "R"** REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grace, a Commissioner, d.a., Province of Onterla, for the Government of Onterla, Ministry of the microsoft Banenak

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Iain Deane Responds To Accusations In The Blogosphere

Posted on January 28, 2009 | 54 Comments

Dear Barbados Underground Family,

I wrote to Barbados Underground some while ago stating that I would not make any comments about matters pertaining to law suits either in the Barbados or Canadian courts (or in any other country, for that matter) to which I am a party. I continue to stand by that.

I reside in the United Kingdom and am currently visiting Barbados. The primary reason for my visit is because I am responding to a request to make myself available to the Honourable High Court (Civil) to be examined and cross-examined as a witness in a trial to be heard later this week.

I was made aware this morning of the latest defamatory statements and misidentification made about me by the Keltruth Blog that purports to be owned and operated by certain of my cousins, namely Kathy Davis née Knox and her siblings.

Without indulging in the type of total and lamentable lack of respect for the Honourable Ontario Superior Court of Justice exhibited by whoever runs and operates Keltruth (which may or may not be my cousins - I have only seen unidentifiable and legally unverifiable claims that Keltruth is indeed owned and operated by my cousins, but I am not convinced of this at all) I wish to state categorically that I am NOT the blogger on Barbados Underground that Keltruth mis-identifies me as being and who writes about matters pertaining to Kingsland Estates Limited.

I refer your readers to Google and I invite you to enter the search criteria "lain Deane Barbados". You will be astonished to learn, at the very first of the multitudinous entries (over 1.15 million of them) that I am a "co-accused" of the Prime Minister of Barbados and that in addition I am being hidden by Barbados ' Chief Justice, Sir David Simmons. This must amaze the Chief and Lady Simmons, both of whom I have met a couple (meaning two) times. They must be searching their home to find out just which part of it they are hiding me in. As for the PM, since the use of the word "co-accused" imputes criminal wrongdoing, especially when used in connection with legal proceedings, the PM must be equally astonished to find out that he and I have been criminally indicted for the same unidentified crime.

A while ago, I attended a meeting with my banker in London . We had never met and I wanted to get the bank to provide me with the where-with-all to buy a house. I was told by my banker that the first thing he does when meeting someone he does not know is to google their name. Accordingly, I was placed in the extremely embarrassing position of having to explain myself in relation to the scandalous blogs emanating from Keltruth and its sister blog in order to secure the funds to purchase my house.

This was but the first of many such explanations I have had to provide, not only to people with whom I do business, but also to friends and family who, almost universally, have asked me what the hell is going on. I have been forced to respond to these one-sided and unsupported/unsupportable blogs by providing documentary back-up for my explanations/justifications. I refute any suggestions that in protecting myself and my professional standing and earning capacity that I have done anything other than to try to counter the effects of these scurrilous and malicious scandals emanating from Keltruth and it sister blog.. I sincerely doubt that ANY court would find me lacking in respect for it for effectively being forced to protect my personal and professional life from these calumnies.

I noted with interest that there is one other lain Deane in the world. He lives in Scotland. I have no doubt whatsoever that from time to time he is also being forced to give an account of himself because of the defamatory remarks of the Keltruth Blog and its sister blog. By the way, I have abundant reason to believe that this other lain Deane is, like myself, a member of British Equity, which explains exactly why when I joined British Equity I was forced to alter my professional name - which my Knox cousins know full well. And which is why I cannot quite credit that they are the ones behind the defamations of Keltruth, particularly this latest one with its references to my acting career. On that basis alone it would appear that my cousins are either the victims of attempted identity theft OR they are liars by omission - which would mean they are liars. I prefer to believe, given their religious fervour and their claim of strict adherence to the Scriptures, that they, like me, are victims of the defamations of Keltruth and its sister blog and, in their case, identity theft, as opposed to the identity confusion that must be dogging the other lain Deane. To the other lain Deane, my commiserations and sympathy, sir. I know and feel your pain.

In the latest from the Keltruth Blog, it has chosen, for reasons I cannot explain, to search the Internet for references to my former profession, that of an actor. The only reference they claim to be able to find (for which I thank them as I was unaware of it and it occurred before British Equity required that I change my name) is in connection with a stage production back in 1982 of Shakespeare's The Tempest in which I co-starred with Jeremy Brett. I suspect that the only reason that this reference (as it was a stage show) exists on the Internet is because of Jeremy Brett, who (now deceased) has become a cult figure due to his portrayal of the title role of Sherlock Holmes in the Granada TV series.

I have also to conclude that whoever the Keltruth blogger is, they have carefully selected a reference containing a negative review - of which in the course of my acting career, I (like all other actors) have had my fair share. In an acting career spanning 21 years, I have had many excellent reviews and quite a few bad to VERY bad reviews as well. The worst of these reviews was from one critic in

Winnipeg who seriously did NOT like my performance as Nicky Arnstein in the musical Funny Girl. That, for the research information of Keltruth, was in 1981 at the famous Rainbow Stage in Winnipeg and was, if memory serves, published in the Winnipeg Free Press. Fortunately, the other Winnipeg papers liked my performance a lot. What I am saying is that if you are an actor, reviews of either sort go with the territory. In The Tempest with Jeremy Brett, they were universally horrid, except for one from Canada 's late critic emeritus, Herbert Whitaker - and his was so good that I was easily able to put aside the bad ones from those less distinguished hacks.

In any event, to put the whole issue into perspective, I quote the great and historic English actor, David Garrick. "An actor's name is written on the water," said Garrick. As it turns out, in the case of David Garrick (1717 - 1779) this was not the case - he turned out to be the exception that proved his own rule. However, in my case, it is doubly true. I have not been an actor (nor claimed to be one) for over 16 years now and I have no intention of returning to that profession. So I need neither reviews nor credits any longer. They are irrelevant.

Keltruth has published a photograph of me that it is at pains to ensure its readers know is an <u>old</u> photo. Let me help Keltruth out. It is a <u>VERY</u> old photograph. It is 23 years old. It was taken in 1986. I will be 60 years old and I have never lied about nor exaggerated, up or down, my age. I mean, it is a matter of public record, so why bother.

My profession now is that of a producer and director. Just so that <u>if</u> Keltruth's search for credits for me are unsuccessful, let me assist by stating that in 2007 (mere months after my return to the United Kingdom to live) I produced and directed a show in London that starred a two-time best actress Oscar winner - there are not a lot of them about - along with other actors of iconic status and legendary stars of the opera, as well as other, hopefully and deservedly,

soon-to-be legendary singers. There is a CD of this show that can be purchased, with the money from your purchase going to a music school charity.

In 2008, I produced and directed three shows of which two were filmed and are now being edited - in fact, while here in Barbados I have received the first cut of one of these for my directions on editing the final version. I have already been engaged for three shows in 2009. However, each and every time prior to being contracted, I had been forced to fully explain and justify myself to my engagers, as a result of the scandalous blogs on Keltruth ably seconded and supported by its sister blog. I have no way of knowing how many job opportunities have NOT come my way as a direct result of these defamatory blogs.

Keltruth also seems fixated by my citizenship and describes me as being British - which is only half true. I was born and raised in Barbados , being the first child of a Bajan father and a Scottish mother. That therefore means that I am Bajan by birth and British by ancestry - two citizenships which, by the laws of Barbados and Britain , I am allowed to hold. In 1972, I immigrated to Canada in order to pursue my now-abandoned profession as an actor, director and writer. Therefore, I am Canadian by naturalization, which is also legal. However, if asked anywhere in the world to describe myself, I ALWAYS say that I am Barbadian - and proud to be so. Quite apart from it being true, it makes me far more unusual than your run-of-the mill Brit or Canadian or American or German.....

Keltruth coyly refers to me as being a bachelor, which is untrue. By this description used in the ancient past by the press to suggest that the person so described was homosexual, Keltruth clearly intends to say that I am gay. Days have changed greatly since then.

Let me set the record straight (no pun intended). I was married on January 10th 2006 in Toronto under the terms and conditions of the Ontario Marriages Act to

my same-sex partner of 7 years. So Keltruth, typically, is half right. This is what makes me think that Keltruth may NOT be written by my Knox cousins, since they (and their mother) certainly knew all about it. Also, I find it hard to believe that my Knox cousins would use the "bachelor" line and its obviously intended connotation in connection with myself, since my cousin, John Knox, is himself, at over 50 years of age, a bachelor - and I hasten to state that I do not impute or imply in any way that John Knox is gay. Frankly, it is all a non-issue to start with - and John Knox himself told me some years ago that he is NOT gay. I saw no reason then (or now) to disbelieve John, probably based on his George Washington- like claim of not being able to tell a lie. In any event, I am really not interested and have far more compelling things to do with my time - like persuading prospective engagers that I am neither a criminal in league with Barbados ' PM, nor am I being hidden by the Chief Justice and Lady Simmons.

So, let me repeat. The blogs on Keltruth by their scandalous reports, have forced me to refute certain of the allegations as and when required by family, friends and for professional purposes and to provide documentary backup therefor.

I have NEVER provided documents of any sort to any blogs nor have I penned blogs commenting on matters before the courts. I am not the blogger that Keltruth has chosen to identify me as being and I have no way of knowing the identity of the blogger either. Any suspicions I may have (and of course I do have some) are not proved and, at best, like Keltruth, guesses - and, like Keltruth most certainly is in my case, I could easily be wrong. After all, the over 60 defendants in the Ontario action must be confronting the same need to explain and documentarily justify themselves as I am.

I have not acted for 16 years and have no intention of returning to that profession.

I am almost 60 years old.

I refuse (and have not and will not) discuss on the blogs any of the lawsuits in any country to which I am a party, either before or after they have determined.

My business dealings have <u>always</u> been completely transparent and above board.

I do not defame anyone, unless I can claim fair comment and justification in my defense - and most times, not even then as it usually isn't worth the time and effort.

MALICE has never been my style. I leave that to lesser people who need to go and get a life.

Lastly, I am not now nor have I ever been anonymous. At almost age 60, I would find it impossible (not to mention highly undesirable) to start now.

Best wishes to you all.

lain Deane

(the one from Barbados)

This entry was posted in <u>Blogging</u>. Bookmark the <u>permalink</u>.

54 RESPONSES TO IAIN DEANE RESPONDS TO ACCUSATIONS IN THE BLOGOSPHERE

Adrian Hinds | January 28, 2009 at 9:16 PM |

Could you have not posted this shite on your own blog or some other place? Most persons on here do not give a fuck about you or your fucked up family issues. chupse

.....David,... articulate yeh, class and decency/... not to be found amongts this trash.

Pat | January 28, 2009 at 9:37 PM |

Hello lain, welcome back and congratulations on your marriage.

Now, I would only like to hear from BWWR. I do miss her postings. BWWR are you back from that family vacation, or are you ailing? You are in your 80's. We all know that age takes a toll on us physically. I hope you are well.

I am waiting for some information on the case now on-going in Barbados.

rinnnnnnnng, rinnnnnnnng, hellooooooooo, BWWR? Cant hear yuh......

hindssight | January 28, 2009 at 10:09 PM |

Now David i am going to give you fair warning. If you are going to allow this blog to be over run by These people when they already have BFP I will have to hightail out of here, and this is what these people want. When Barrow came to power they all ran to New Zealand Austrailia and the UK. They don't have any place to run to now, and with their influence in Barbados on the decrease they are hell bent on destablizing our island. Controling these two blogs is part of their agenda.

The Artful Dodger | January 28, 2009 at 10:25 PM |

Wuhlosss.....it's the lain and Pat show! The two uh wunnuh like a tag team....keep passin that baton.

J | January 28, 2009 at 10:33 PM |

Wait BWWR is supposed to be an 80+ black Barbadian former plantation cook?

And she spends her old age blogging in defense of the plantocrats who no doubt paid her poorly, made her work long, long hours without paying her overtime, and in general treated her badly.

She has bought a computer and pays a monthly internet bill in order to do defend the plantocrats?

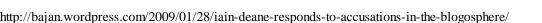
And her hands and eyes and good enough to permit her to blog?

BWWR you can't fool me. I know a lot, a lot of old black women who worked as cooks and labourers and there is no way ANY of them would do what BWWR does.

I bet that BWWR does not even know any old black cooks.

David | January 29, 2009 at 12:04 AM |

Adrian thanks for your comment. We try to post a little content to satisfy everybody. As always to listen to feedback from the BU family and when that time comes if we feel we have to take whatever decision we









will.

Anonymous | January 29, 2009 at 1:03 AM |

Is homosexuality legal in Barbados? Somebody told me it was illegal for two men to sleep together, and that the maximum penalty was life. Gays should have rights in Barbados, and should not face persecution.

Shame | January 29, 2009 at 1:15 AM |

Barbados unelected equivalent of Rod Blagojevich.

Patron of the poor and downtrodden

BU-you have been duped and suckered badly. Apologies are in order.

queenam | January 29, 2009 at 3:35 AM |

@ lain Deane

You have NOT addressed the issues i.e. that you and BWWR are the same and it seems to me that you are - reading 'her' blogs and reading what you just wrote shows the same type of personality coming through. Bajans are highly more intelligent than you seem to understand. Yes you are BWWR and please stop insulting the intelligence of Bajans. No 80 year old Bajan woman has time to write on a blog and if she did she would write using her naturally sweet flow of Bajan dialect. Get Real!

199 | January 29, 2009 at 4:06 AM |

Listin!! I hope I in being trite but, if nuhbody doan know who nabody is, does it matter, really?!!

Lord, forgive me! Maybe the implications of this r greater than I can see, at the moment, but seems a storm in a teacup, to me, and somewhat amusing!!

As far as I'm concerned, WHAT IS IMPORTANT HERE, IS ITAL!! Anything else, is insignificant, in comparison!!

lan Bourne | January 29, 2009 at 7:42 AM |

Isn't it strange how BWWR has been silent in all of this?

The Artful Dodger | January 29, 2009 at 7:51 AM |

Yes, it is strange lan. Almost as strange as how "Pat" pop up within 24 hrs of her name being called. They are in this together and always were. Tuh much lies from both.

lain Deane | January 29, 2009 at 8:01 AM |

Dear Barbados Underground,















I received last night a courtesy copy of a letter from senior litigation counsel at Miller Thomson LLP, Mr. Andrew J. Roman. Mr. Roman is the head of the department that that excellent (and very beautiful) and truthful lawyer, Miss Maanit Zemel works for.

Along with it was a personal note that seems to me to suggest that he would not be averse to me forwarding his letter on to Barbados Underground and I have written to him for confirmation of this. If he gives permission, I shall send a copy to Barbados Underground immediately. This letter sets out unequivocally the falsehoods (proven) in the scandals emanating directly from the offices of one K. William McKenzie (whom I met briefly, along with my cousin John Knox, in Toronto on November 3rd last year at my cross-examination). Mr Roman's letter suggests the remedies that may now be sought.

Anonymous, I consider homosexuality to be a non-issue. The year is 2009, not 1809. However, if you are looking up the laws that relate to homosexuality in Barbados - as your ideas are completely incorrect - you need to look under "buggery", which is an act that, among consenting adults in the privacy of their own homes is, predictably, almost impossible to prove. I hope this assists you to inform yourself on the law as it currently stands and that you will vacate your misinformation about life-sentences and the like.

I want to stress that I am NOT a white man. I am a mulatto. My father is part black (his forebears having been transported here as slaves). Another part was Spanish Jew - that lot had come to Barbados to escape the tortures and auto de fe of the Spanish Inquisition. My late mother (who died all too young at age 57 from leukhemia) was raised in abject poverty in Kirriemuir, Scotland. She was white and shunned by white Barbados, including British ex-patriots, when she married my father back in 1948 - not that Mum gave a damn as her work that she had come to Barbados to do was that of a nursing sister and midwife and to her all people were worthy and equal, irrespective of colour or creed. Mum's dad had died when she was 5 from wounds sustained in World War I and her mother (some may remember old Granny Whyte) had worked as a farm labourer (same as a plantation labourer) on the Glamis estate which is owned by the family of the late Queen Mother. I have never pretended to be anything other than mulatto - that is how my mother raised me - without pretense. Or, as my cousin Kathleen Davis was of heard (to her credit) to repeat of herself, I am an Octroon.

Pat, my dear, it is refreshing and a pleasure to know that you are still around and so young, both in spirit and outlook. Thank you for your good wishes. We celebrated our 3rd Wedding Anniversary here in Barbados with family and friends.

If I receive Mr. Roman's permission to post his letter here, it will be my pleasure to do so immediately, if not sooner. As always with me, I shall post it, not under an alias or any other type of anonymity, but under my own name.

By the way, as an actor my professional name was ADAM WHYTE. My Barbadian passport bears the statement on the title page "ERIC IAIN STEWART DEANE professionally known as ADAM WHYTE" as did the passports I once held from other countries. My family, incuding the Knox family, all know this well, which is why I still cannot credit that the outpouring of unsubstantiated venom and malice that has come from Keltruth and Barbados Free Press has ANYTHING to do with them. I have always thought that they and their mother are far too dignified to lower themselves to those sub-gutter tactics.

Best wishes,

The Artful Dodger | January 29, 2009 at 8:47 AM |

Instead of all that long talk about your family background, why don't you just stop lying and admit that you perpatrated a fraud on BU for the express purpose of subverting the course of justice in the Kingsland case. You are/were BWWR and it is insults the intelligence of the people for you to continue to deny it. Now you come forth with this ridiculous notion that because you have a "tip o the brush" like a lot of white Bajans, you are going to use that as some kind of defence for claiming that as BWWR, you were black. I can't wait to hear your explanation for the "woman" part in BWWR.

Equity | January 29, 2009 at 9:52 AM |

How did this weird incestuous guarrel ever become an issue of national importance?

Adrian Hinds | January 29, 2009 at 10:02 AM |

Good guestion Equity. Inspite of their wealth, White Americans with family interactions like what is displayed here are referred to, BY OTHER WHITES as trash, wife beaters etc. This is a whole lot of nastiness, and such nastiness can only come from nasty incestous persons. yuck!

Adrian Hinds | January 29, 2009 at 10:09 AM |

The Artful Dodger // January 29, 2009 at 8:47 am

Instead of all that long talk about your family background, why don't you just stop lying and admit that you perpatrated a fraud on BU for the express purpose of subverting the course of justice in the Kingsland case. You are/were BWWR and it is insults the intelligence of the people for you to continue to deny it. Now you come forth with this ridiculous notion that because you have a "tip o the brush" like a lot of white Bajans, you are going to use that as some kind of defence for claiming that as BWWR, you were black. I can't wait to hear your explanation for the "woman" part in BWWR.

I think i can speak for most posters here when i say that we were not in the least insulted by any suppose lying on Deans or BWWR part. What we remain insulted about is your presense, yes both you and the same Deane and BWWR amongst us. I am very dutiful in puting my garbage out on the designated collection date, therefore it is not amusing to still see it there days later. chuspe "whey all dis trash come from"

poppet exterminator | January 29, 2009 at 11:07 AM |

AH, I think you mean presence yuh? You caan even speak fuh yuhself so doan speak fuh others.

Sapidillo | January 29, 2009 at 11:22 AM |

BU, I would like to suggest that this blog does not get roped into this family web which in my opinion serves no purpose to most of us. I think BU has done its share of reporting on this saga. It is time to get back to more serious issues. This is not one of them.





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I respect and commend BU for wanting to give everyone a fair hearing but this is not a story that seems to warrant continuance. I get the impression it is a story without an end and it will continue to get more complicated in time.

BU, please, please cut that navel string the best way you know how; let it go. Let other blogs pick it up. If people are interested they can go elsewhere to read what is going on.

Adrian Hinds | January 29, 2009 at 11:50 AM |

poppet exterminator // January 29, 2009 at 11:07 am

AH, I think you mean presence yuh? You caan even speak fuh yuhself so doan speak fuh others.

You understood sufficiently to offer a correction. My work is done. Be gone

Adrian Hinds | January 29, 2009 at 12:09 PM |

Sapidillo:

I am well acquainted with what is going on here.

Freedom loving Barbadians welcomed the introduction of the Rumshoplime back in the 90's. It was owned by a white bajan name Brian Lashley operating out of Sweden or Switzerland. Over a period of time other white Bajans join the forum and before long they attempted to control all the debates taking place there. They employed all the usual tactics that can be found ongoing at BFP. That they failed miserably is another story. One day there was no more Rumshoplime, they just pull the plug without notice and refuse to release the URL, so I took up the challenge and opened rumshoplime 2. Before long another group of persons invited themselves and started agitating for the usual restrictions, targeting, etc. I would have none of it. Now BFP came along and in spite of what many of us believe, their goal and purpose is not aligned with us, and that includes both political parties, it is about the preservation of status, of perceived class, and a willingness to destroy and or destabilize that which they can no longer control. They are losing their grasp of power and control, and all that you see around you, from the approach to CSME, to the opening of our Borders, to the allowing of every failed British Tom, Dick, and Harry onto our shores as so called business people is all designed not to allow ALL bajans to gain "enfranchisement". There will be no more pre-eminent blog or forum for these people to target and destroy. Right now they are hundreds of blogs at various levels of activity, awaiting a call to spring into action should BU be compromise. They will not stop this train

notesfromthemargin | January 29, 2009 at 12:32 PM |

David,

I would suggest that regardless of who BWWR is, it is clear that Keltruth has manipulated the blogosphere to further their agenda in this lawsuit.

BFP has abandoned the position of "neutral observer" (if they ever had that position) and has thrown





their support squarely behind Keltruth. Having read the court documents supplied here which APPEAR to be authentic to my eye, it is clear that at the very least Keltruth is not always true or unbiassed.

I believe I am on record here already as saying I am not particularly interested in what BWWR, Pat, Keltruth etc. have to say but I am (and remain) VERY interested in the contents of the court documents.

From my reading of them it would appear that Barbados has been done a grave disservice in an international forum, by parties that have no compunction about ruining our good name and reputation in order to further their own narrow ends.

As a result of the above it is (to my mind) important that there is somewhere online that the official record can be easily found by the casual observer of the Barbados blogosphere.

If BU does not fulfill this role then all manner of untruths will be allowed to stand unchallenged.

Tony Hall | January 29, 2009 at 12:47 PM |

BU,

Would you please shut down discussion on this nasty family squabble and let us discuss something which would help uplift the ordinary Barbadian?

Adrian Hinds | January 29, 2009 at 12:49 PM |

NFTM:

I did not read anything much from the "Trash Pile" and I am not surprise that what I believe to be the intent of BFP, some elites, and remnants of planter/merchant class, you have gathered from reading the court documents. They are willing to destroy what they believe they are losing. Their behaviour is not disimilar from that of our local monopolistic companies.

199 | January 29, 2009 at 1:32 PM |

Adrian Hinds // January 29, 2009 at 10:09 am

The Artful Dodger // January 29, 2009 at 8:47 am

Instead of all that long talk about your family background, why don't you just stop lying and admit that you perpatrated a fraud on BU for the express purpose of subverting the course of justice in the Kingsland case.

Ooops! Seems this may be more serious that I, at first, realised!!

Sorry!!

David | January 29, 2009 at 1:49 PM |







We are listening to the feedback. Our question to BU family is why not ignore blogs posted which don't tickle your fancy?

Anonymous | January 29, 2009 at 2:16 PM |

It takes up valuable blog space David which you have to scroll past for a long time because of the bulk of the material.

Bloody waste of time.

Adrian Hinds | January 29, 2009 at 2:28 PM |

I am with BU on this. Learn to ignore that which you do not care for, or be out-right confrontational as I am and will be when the originators of and contributors too the "Chronicles of the Trash Pile" raise their OdorFULL and colourLESS heads. lol!

censure and censorship is what BFP does, and the minority has as much a right as the majority to have their views aired, no matter the "personal stink" they may cause, as is the current case.

Adrian Hinds | January 29, 2009 at 2:33 PM |

199 // January 29, 2009 at 1:32 pm

Adrian Hinds // January 29, 2009 at 10:09 am

The Artful Dodger // January 29, 2009 at 8:47 am

Instead of all that long talk about your family background, why don't you just stop lying and admit that you perpatrated a fraud on BU for the express purpose of subverting the course of justice in the Kingsland case.

Ooops! Seems this may be more serious that I, at first, realised!!

Sorry!!

Don't take my word for it. If it matters to you some what, do your investigating, form your own informed opinions, that way you can with confidence agree or disagree with my position. I am not interested in believers.

Pat | January 29, 2009 at 6:39 PM |

Tony Hall // January 29, 2009 at 12:47 pm

BU,



237





Would you please shut down discussion on this nasty family squabble and let us discuss something which would help uplift the ordinary Barbadian?

Why is it that some people always call for a blog to be closed if they do not agree with it? The same thing happened with the Veoma Ali thread.

Are we a tolerant people or not? Have we not been taught to live and let live? Why not ignore the threads we are not interested in? Why bully others to accept ones point of view but we cant accept the other side?

All some of us need now is a big stick!

Pat | January 29, 2009 at 6:42 PM |

lain:

I have not heard that term "octroon" since I was a kid, when my grandmother referred to my aunt as such. lol!

Good to see you are happy with your partner. I have a relative who has been with their better half for more than 10 years. Dont know if they plan to tie the knot and no-one brings it up. We hope to see them at Easter in hog town.

Adrian Hinds | January 29, 2009 at 7:20 PM |

Pat you can do us all a favour and take your musing about tolerence and ignoring that which you do not find favour with, over to BFP where it is sadly lacking and in need. On delivering the message spend some time there, you might find it a better fit for the kind of things you lan Deane and BWWR have a common interest in. De three or two or one uh wunnuh don't need the attention of an entire blog.

BTW when i hear supposedly older women suggesting a big stick to others it could mean that they are tekkin some.

Adrian Hinds | January 29, 2009 at 7:22 PM |

Pat // January 29, 2009 at 6:42 pm

lain:

I have not heard that term "octroon" since I was a kid, when my grandmother referred to my aunt as such. lol!

Good to see you are happy with your partner. I have a relative who has been with their better half for more than 10 years. Dont know if they plan to tie the knot and no-one brings it up. We hope to see them at Easter in hog town.

Don't you have his email address. lian could you give it to her. not de stick de email address. well de stick if that is what she really wants. chuspe

bobbie | January 29, 2009 at 7:23 PM |

What you expect AH?

Pat no everything. She is Lord of all. Always trying to show she knows it all, and talking nuff shite in the process. Since we retired her hurt a few weeks ago, we were glad to not hear from her. But the jackass is back! LOrd help us.

Adrian Hinds | January 29, 2009 at 7:32 PM |

There is at least one of these supposedly mixed race men of UK extraction on some bajan blog. There is one going by the name Goldenboy over at <u>http://www.barbadosforum.com</u>, who talks as much shite as this lian Deane person. Who knows they might be one and the same.

Micro Mock Engineer | January 29, 2009 at 7:47 PM |

http://bajan.wordpress.com/2008/08/20/nelson-barbados-group-keltruth-kingsland/#comment-37265

LOL

Red Lake Lassie | January 29, 2009 at 11:10 PM |

Keltruth took down their articles! Gone! Everything about lain Deane gone.

Pat | January 29, 2009 at 11:12 PM |

Adrian Hinds // January 29, 2009 at 7:20 pm

.....BTW when i hear supposedly older women suggesting a big stick to others it could mean that they are tekkin some.

I call it a big wood.

J | January 30, 2009 at 1:38 AM |

Adrian HInds wrote "when i hear supposedly older women suggesting a big stick to others it could mean that they are tekkin some."

So is something wrong with that?

lain Deane | January 30, 2009 at 7:35 AM |

Pat, maybe you could contact one of both our mutual acquaintances/friends from the old Registry days and give them your e-mail address and phone number and ask them to contact me at my counsel's chambers and will then be able to e-mail and phone you. I would really enjoy being in touch directly

http://bajan.wordpress.com/2009/01/28/iain-deane-responds-to-accusations-in-the-blogosphere/



again after these over 40 years.

Carson C. Cadogan | January 30, 2009 at 8:48 AM |

The articles have been removed from Keltruth blog.

I wonder why?

Anonymous | January 30, 2009 at 8:49 AM |

My good friend richard hoard put a lash in peter simmons today on the kingsland project.

Read his column.

Adrian Hinds | January 30, 2009 at 10:50 AM |

ha ha ha ha Hoad in fine form,.....but the issue remains Nelson statue, and Hoad's Lowdown: Saint Nello article

Published on: 1/16/09. in defence of Nelson's stay, is very weak, and as usual very silly. In other words a good laugh. But the facts with which he is so careless and comical, probably does not bolster his defence of Nelson statue and the prominence it holds in Barbados.

Read his article again : http://www.nationnews.com/story/319559653974352.php

Then Read this : http://mongoosechronicles.blogspot.com/2009/01/move-horation-nelson-cry-of-clamouring.html

Adrian Hinds | January 30, 2009 at 10:56 AM |

lain Deane // January 30, 2009 at 7:35 am

Pat, maybe you could contact one of both our mutual acquaintances/friends from the old Registry days and give them your e-mail address and phone number and ask them to contact me at my counsel's chambers and will then be able to e-mail and phone you. I would really enjoy being in touch directly again after these over 40 years.

lain, just give de woman de ting and stop wid all the BS in public. chuspe

@Pat:

I hey reading about Benjamin Banneker. You could be a good fit for his grandmother Molly. lol!

Adrian Hinds | January 30, 2009 at 11:04 AM |

J // January 30, 2009 at 1:38 am

Adrian HInds wrote "when i hear supposedly older women suggesting a big stick to others it could mean that they are tekkin some."

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Oh nothing dear. Um is just the willingness of Pat to offer the big stick to others, that got me wondering if she speaking from experience. Maybe the experience is so sweet, and hard, having had to contend with softwood for sometime, to long. ha ha ha

So Pat um is really a big wood, hardwood, bentwood, or a big bamboo? Duh say tamerind rod does lash better. ha haha hah lol!

Carson C. Cadogan | January 30, 2009 at 12:30 PM |

Somehow I do not belive that BWWR is lain Deane.

I believe that BWWR is a retired local lawyer.

Adrian Hinds | January 30, 2009 at 2:01 PM |

I have started my research into Keltruth corp. wait I already did. ha ha ha ha lol!

Pat | January 31, 2009 at 1:18 AM |

AH,

I like my men really dark, but I black, not white like Molly Banneker. However, she had very good taste and produced famous off-spring.

Pat | January 31, 2009 at 1:19 AM |

lain Deane:

Liz has my email and phone number.

Pat.

lain Deane | January 31, 2009 at 9:20 AM |

Thanks Pat, I will be in touch as soon as I get it from her. Then we can chat and catch up. By the way, what is this sudden curiosity about your sex life? Might it be because you have one?

JC | January 31, 2009 at 11:22 AM |

Somehow I do not belive that BWWR is lain Deane.

I believe that BWWR is a retired local lawyer.

I agree CC and I	have a feeling	that she is	really a HE!

Anonymous | January 31, 2009 at 11:32 AM |

Maybe a Symmonds or a BLP lawyer.

lain Deane | February 1, 2009 at 8:12 AM |

Pat, Liz reports that she met you at the airport and you did give her your contact info which she then lost. Wuffa do?

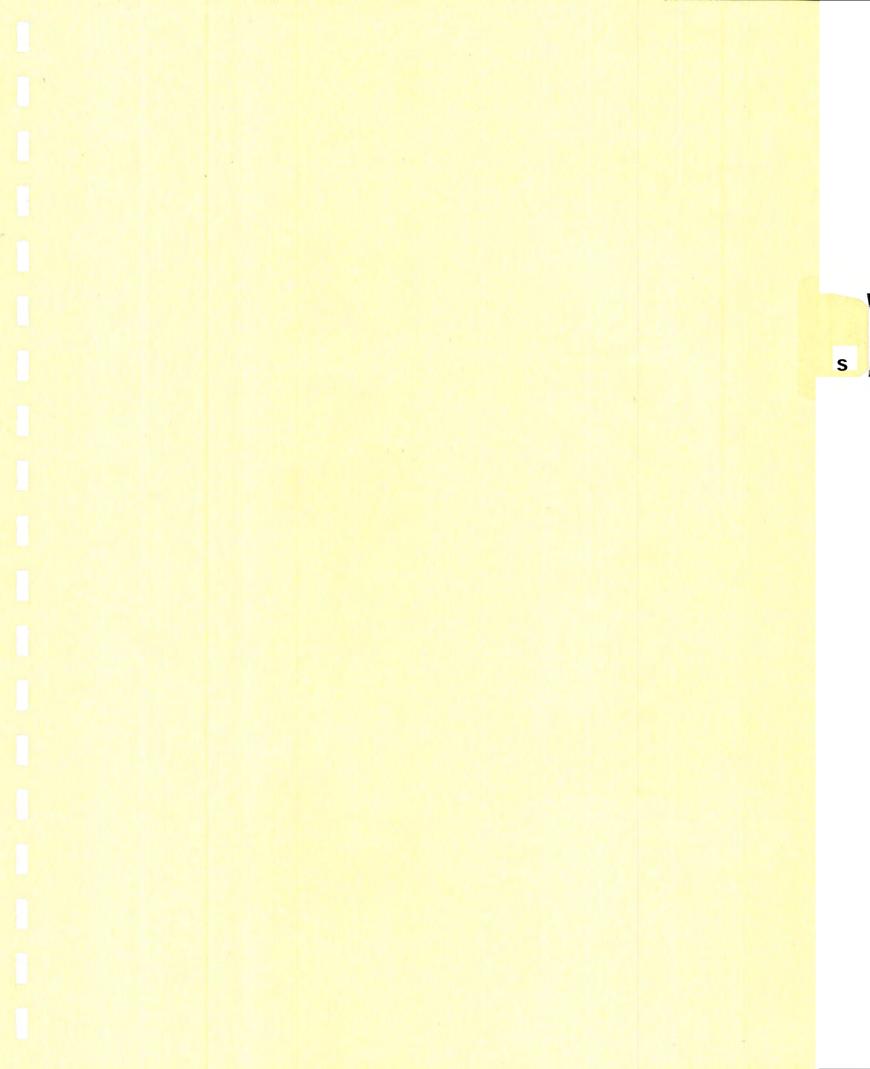
lan Bourne | February 21, 2009 at 6:24 PM |

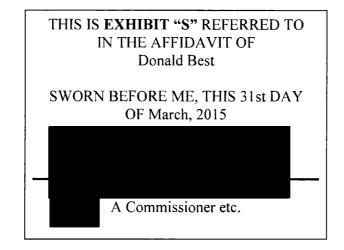
BWWR, you are yet 2 break silence - looks odd... Anything 2 say? LOL!

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Jo Anne Louise Greas, a Commissioner, Mar, Province of Onterla, for the Bovernment of Onterla, Ministry of the Publication Conterla.

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Update~The Other Side Of The Kingsland Estate Court Matter Part XIII

Posted on December 4, 2008 | 79 Comments

Submitted by BWWR



I am attaching the <u>Notice of Motion returnable December 2</u>, 2008 and the decision in respect of that Motion. Out of deference to the Ontario Court, I refrain from comment. However, my lack of commentary (that is very likely to be a one-off) is my <u>choice</u> and not something that any foreign court

can require of me, a Bajan resident in Barbados whose country is being sued. That I apprise my fellow Bajans of the course of this action against our homeland is my right as a Bajan, as indeed it is the right and due and responsibility of every Bajan to know what is taking place - and as we all know, forget about hearing it from the press. It is our tax dollars and foreign exchange currency that are going to pay the fees of lawyers in Canada and we have a right to know what is going on.

By the way, has the **BU** family noticed that Barbados Free Press has put in a cartoon of Sir David Simmons and the PM that suggests that the PM is playing along with Sir David and arranging to close down Graeme Hall at Sir David's behest? Does anyone recall a fairly recent article from supposedly unimpeachable sourced on BFP - *(September 21, 2008 Good Sources: Barbados Chief Justice To Be Fired... er, "Will Ask To Retire).*

I see that BFP has even managed to obtain an interview with Almighty Allard for its latest Graeme Hall dirge to which this silly cartoon relates. However, one has to reflect that when the real Almighty (as opposed to this cheap, tawdry fake) spoke to Moses, he did so from a burning bush on the top of a mountain. It is (one has to assume) supposed to mirror/imitate and be an indication of great favour that Almighty Allard managed to tear himself away from his contemplation of the indigenous animal activity and speak to his prophets (Keltruth and BFP) from the bushes at Long Beach - without fire, of course - poor little Pete has not yet mastered the art of a fire that does not burn.

Previous Story

Will Government Have To Compulsorily Acquire Graeme Hall Nature Sanctuary? ~ The Other Side Of The Kingsland Estate Court Matter Part XII

This entry was posted in Barbados, Barbados Judiciary, Barbados News. Bookmark the permalink.

79 RESPONSES TO UPDATE "THE OTHER SIDE OF THE KINGSLAND ESTATE COURT MATTER PART XIII

David | December 4, 2008 at 7:28 PM |

A couple of questions from the legal dunces in the BU household:

- What is meant by the "credibility of the Barbados Deponents"

- Why would a pro like Ronnie Carrington encounter the kind of failure to equipment knowing the scope of the job, we presume.

- Why are the defendants electing to hire different counsel if this is deemed a frivolous case?

Pat | December 4, 2008 at 8:01 PM |

This case gets stranger and stranger.

I get the feeling that the Hounourable Judge is getting fed-up. I get the feeling that the Hounourable Judge, is questioning why McKenzie wants the tapes/DVDs released and copied. I get the feeling the Hounourable Judge does not want to let those said tapes out of his courthouse for any reason. I wonder why?

Is it possible the Honourable Judge has had dealings with McKenzie, et al? Or is it that the Honourable Judge is suddenly being made aware of the situation he is in?

I take note that the Honourable Judge is giving the responsibility for the viewing of the tapes by the Plaintiff to the Defendants. To be done only at the courthouse. Says a lot to me.

I notice the part about blogs and web postings. Interesting, no doubt.

Pat | December 4, 2008 at 9:09 PM |

David



What it says is that MacKenzie intends to bring further motions disputing the credibility of the Barbados defendants examined in Barbados. Remember he had petitioned earlier to have the tapes copied and distributed. In fact, he wanted to hire someone to do it. It seems to me MacKenzie is telling the court that they are, in my opinion, liars. It appears to me that he plans to continue along those lines, with any future actions. He gives a clue to this in his request for motion.

Dont blame Ronnie Carrington. This went on for several days of continuous filming. Those things happen with technology. Machines will break down and malfunction at the most critical times. Dont forget, he had back up CD/DVDs, so nothing was missing. You wonder if MacKenzie was at the examinations or no.

I dont know if this is the father or son, but I knew the senior Ronnie when he was an associate of Willie Alleyne. Honest to a fault and very religious. Nothing underhand about the man. I could not even persuade him to place a bet on a horse when he was on assignment at the Garrison during the 60's.

Re the question of different lawyers, if I were sued and had a lawyer I had used before, that is the lawyer I would continue to use. Note that those who used separate lawyers are Corporations or those who have ties to Canada. Although I am not too knowledgeable about Mr. Simmons.

That is the take from a layman. I will have to see what Juris and BWWR have to say on my mouthings.

Lies | December 4, 2008 at 11:25 PM |

The author of this article falsely gives the impression that BFP had an exclusive interview with Allard. In fact, they reprinted verbatim a press release from the nature sanctuary that went out to all media. Ian Bourne at Bajan Reporter printed the release and Allard's comments the day before BFP.

The author of this article deliberately presented this lie to the readers, and many other lies and half truths.

At the end of the day the court cases will grind on and those who have never had to testify in public about their actions (about anything at all) are being forced to testify under oath.

They have fought for years to avoid this and it is happening.

The truth has been a long time coming, but it is coming out a piece at a time.

The author of this article reminds me of propaganda minister Gobbels during the final days of World War Two. With each "victory" the front line moved another ten miles closer to Berlin.

BWWR proclaims "victory" with each and every article, but the trials grind on and the most senior people are having to testify in a foreign court and explain their actions.

May the 'victories' continue!

Pat | December 4, 2008 at 11:57 PM |

I dont see any testifying and I see no trials. This is a HEARING to see if Canada has jurisdiction over a

Barbadian land issue.

Justice Shaughessy said he saw no 'merit' in the main claim of the Plaintiff's lawyer that several hours of cross examinations were missing and did not grant them permission to copy said tapes 'to prepare for future motions' or to 'instruct experts' etc. This is nonsense.

The Honourable Justice stated that tapes must remain in custody of the court. That no parts thereof will be copied. The Plaintiff can view and play them in court under direction of a technician "chosen" by the Defendants. So, did they (the Plaintiff) win/get the motion they wanted? I say No.

The Judge also chastised Counsel because a Juridictional Hearing has turned into a 'jousting match' to impugn the integrity of the affiants, Using blogs and websites. It was the Plaintiff who submitted pages and pages of of comments from the blogs as evidence in their affidavits. Stupid, stupid, stupid. Now go figure.

Why, even my comments on BFP have been submitted as supporting evidence to an affidavit. Cheupse.

BWWR | December 5, 2008 at 4:13 AM |

Dear Pat,

If you are not a lawyer, then the Barbados Bar ought to make you an honourary one. You have answered all questions. I have nothing to add to what you have said and nothing to substract. I agree completely.

But, how interesting that none other than the great Ian Bourne was the one to brave the bushes at Long Beach and interview the Almighty Allard. I wonder if he took his BFP partner, Jane Goddard with him? As our friend "Lies // December 4, 2008 at 11:25 pm" seems to know so very much about Mr Bourne's interview with the Almighty Allard, maybe they will tell us about this. Did the bushes at Long Beach writhe announcing the imminent appearance of Almighty Allard?

Seems to me, however, that any chance of Keltruth and BFP getting hold of the videos to edit, subjectively annotate and falsify and then post on Keltruth, BFP and U Tube has effectively been shot down. This will explain why our friend "Lies" is so aireated - as in flatulence, not as in a Ju-C.

BWWR | December 5, 2008 at 4:21 AM |

By the way, oh aptly named Lies, I do not proclaim victory and have never proclaimed victory - but I have stated that K William McKenzie, a member of the Law Society of Upper Canada, has stated that he knows he will lose the jurisdictional motion, but that he will just re-file in another province. Since you are clearly an insider and one of the Knoxettes or Allarettes, thank you so much for confirming the intent of Mental Madge, Pathetic Pete and Little Willy (I mean Billy). But, as Pat has pointed out, the defendants' counsel will not be filing this blog, because it is unsupported and they prefer to leave those abuses of process to the plaintiff. Barbados has no intention of dredging the sewers like Mental Madge and the Knoxettes and Almighty Allard and the Allarettes.

Peace.

Pat | December 5, 2008 at 11:30 AM |

Hahaha!

What a laugh. Sometimes after reading the drivel posted by some people I am ashamed to call them Bajans. I picked up from the request for motion that this case would have no end. Those people intend to continue throwing good money after bad.

I think they even have the Honourable Judge fed up to his eye balls. He should throw the book at the lot of them. He did not say who is to blame for the blogging, posting on web sites, etc., but while the Honourble Judge may now sit, I am sure he did not get to the Bench by sitting! lol!

Pat | December 5, 2008 at 11:36 AM |

BWWR

I dont bother with Ian Bourne. I dont visit his blog and I never comment on anything he has to say. I just dont like the "brown noser". Something about his attitude and his positions on issues turns me off completely.

David | December 5, 2008 at 12:52 PM |

The BU household hangs heads in bewilderment as the continuing mess unfolds.

BWWR | December 5, 2008 at 1:24 PM |

My mind is boggled as well, David. I have to agree with Pat once again.

public | December 5, 2008 at 3:53 PM |

We as the public of Barbados need to investigate Jane Goddard and the rest of the Knox regime. If we see them in public we should all investigate record and report there every movement and saying. We need to stand up for ourselves and shut them up

public | December 5, 2008 at 5:02 PM |

People we need to make celebrities Out of Insane Jane and Mental Madges Knoxette's. Let's publisise them.We don't need their lies to denagrate us anymore. Let's make the feel real comfort

Pat | December 5, 2008 at 5:42 PM |

David,

The sad thing about all this is that when you suggested ADR, the Knox camp said they were willing to come to the table. It was understood from another poster (maybe BWWR but I am not sure) that Classic has indicated long before this thing became a mess that they were willing to settle.

Now, from the above, it is obvious to all that the Plaintiff's statement about ADR "have no merit", as the Hounourable Judge would say.











I think the whole clan is one beer short of a six pack.

What if? | December 5, 2008 at 9:57 PM |

Personally, I dont think the Knoxes are pulling the strings. I understand, that unlike her brother, Kathy Davis is one smart cookie.

Pat | December 5, 2008 at 5:43 PM |

Public,

I understand that Jane Goddard vacations at Cattlewash. If you could find out the name of the bayhouse, I will see what I can do.

Pat | December 5, 2008 at 6:54 PM |

BWWR,

Thanks for the compliment. No, I am not a lawyer. Never studied the law, never practiced it.

I just read enough to get by and save myself legal fees when necessary.

public | December 5, 2008 at 7:40 PM |

Pat All we want is the media at her door 24 hours a day

public | December 5, 2008 at 8:12 PM |

Insane Jane is the mouth piece of how the world see barbados lets give her due diligence

public | December 5, 2008 at 8:59 PM |

Let put the press on her 24 hours a day

public | December 5, 2008 at 9:00 PM |

Media needs to survey her and her tribe

public | December 5, 2008 at 9:01 PM |

24 hours a day

Pat | December 5, 2008 at 9:46 PM |

Public,









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These posts become more and more pathetic. The two of you old hens not finished squawking yet? Why dont the two of you exchange phone numbers or emails so you can "Pat" each other on the back as much as you want without subjecting us to it.

Pat | December 6, 2008 at 12:20 AM |

What if?

Bee in your bonnet?

No one is compelling you to visit ...

No one is forcing you to read...

You like you dumber than bait!

What if? | December 6, 2008 at 1:18 AM |

Oh look finally the 3rd Stooge has joined in. Which one you want to be public; Curly, Larry or Moe?

BWWR | December 6, 2008 at 7:07 AM |

Hi Pat,

I agree. Let us mobilize a crew to overlook - PEACEFULLY - Jane Goddard and Mental Madge and John Knox. Here are the details.

Madge lives at , which is in the same compound as , but , but with a better view on the hill overlooking everything right down to the sea. John Knox lives

Jane Goddard lives at			, which is in the same compound
as	in	. The house at	is called

Jane and Larry Goddard are the proprietors of a business called **and the second second**

REMEMBER - Like all Bajans - poor, peaceful and polite - and no crowds, just single individuals or two at most. The surrounding land is the property of Kingsland Estates Limited. If any official of Kingsland Estates Limited asks anyone to leave, do so peacefully and politely and with good humour. ONLY a Kingsland official can request that you leave - that means someone authorized by the board of directors of Kingsland and NOT someone authorized by Madge Knox, who is merely a shareholder and has no such authority.

What if? // December 6, 2008 at 1:18 am . If it is all the same to you since I am a black woman and have never straightened my hair, I will be Curly. But don't you think that since you are dealing with retired women that a better name would be the "Supremes" rather than the Stooges? - then, sorry Pat, I want to be Diana and I asked first. Otherwise, Curly will do for me just fine. Okay with you, "What if"?

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Please note my new Moniker in deference to "What if".

BWWR aka Curly | December 6, 2008 at 7:37 AM |

Final warning. Do not trespass on any land belonging to or in the control of any of the people whom you are observing. Do not go on to the Goddard property or on to the lands of . Leave a LOT of space between yourselves and the people you are observing - do not be in their faces and in any way intrusive. Do not seek to engage them in conversation and if they engage you, do not be drawn into any arguments. These are beautiful areas of Barbados and just to sit and enjoy the scenery and listen to the birdsong restores the soul. Always remember, a cat can look at a queen - so maybe somebody should go up and see how the Almighty Allard is doing at the same time and, while there, form a neighbourhood watch so that Loveridge will be protected as well and have no further cause of complaint. The object of this whole exercize is that, not only can the movements of people be observed, but these same people can be protected from the violence they claim they are threatened with in our country and in Toronto, which is my view is self-manufactured. In many countries, this surveillance is done by CCTV cameras the videos of which are always available to the Police - especially in Canada, even in Orillia. We don't have these to any great extent in Barbados yet, so we have to rely on concerned citizens in a sort of neighbourhood watch to ensure that the safety of all is protected, especially these plaintiffs.

In World War II, Denmark was invaded by the Nazis, but the Danish king rode out daily among his subjects without any security guards. The Nazis asked him how he could do this and he replied that he did have guards - his subjects. Since Mental Madge and the Knoxettes and particularly Almighty Allard want to take our sovereignty unto themselves, then let us Bajans - all 276,000 of us, guard them as the Danish king was guarded, so that no threat to their persons or properties can be levelled at us Bajans. If in the course of this we happen to be witnesses to any behaviour that contravenes our laws, then we will report it as is our duty as citizens of a sovereign independent state dedicated to freedom and individual rights under the law.

We are at a stage in our development and the history of our country where our peaceful ways and historic protection and advancement of the rights of indiviuals under the law has been questioned. Therefore, we must show that we treat all people the same, regardless of how we may feel about them - or how they may feel about us. Let us demonstrate that we are above the petty behaviours that made them leave their own countries and come to Barbados in the first place. Let us show them up for the liars and cheats they actually are. Let us protect them and their properties as we would ourselves and our families and friends.

Anonymous | December 6, 2008 at 10:04 AM |

David/BU

I believe this time BWWR and Pat have gone too far and this with the sanction and complicity of BU.

When you read their above posts giving out private information of private citizens and advocating the invasion of these citizens privacy, I believe this is now beyond the pale.

I think it is more than enough time for you to shut down this thread and remove the offensive posts above.

We are treading on dangerous ground here and to continue with this post will send a loud signal the you are tacitly encouraging this dangerous stage we have reached.

David | December 6, 2008 at 11:08 AM |

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We definitely agree that the discussion as always occur on this topic is going nowhere fast. We urge both sides to consider that the country and the world is reading this matter.

On the personal details we recall that much of the information listed above is included among documents saved on BU. But we do agree that some commenter are mashing the line.

BWWR aka Curly | December 6, 2008 at 11:09 AM |

Nonsense, Anonymous. Keltruth has repeatedly ITSELF provided precisely the information that I have and so has BFP. Look at the pleadings posted and articles and you will find that the addresses of Madge Knox and Jane Goddard are **Constitution** - and you don't have to go to the Court (which you can as they are public domain documents) just look through the documents posted by both BFP and Keltruth as well as those in the public domain posted by BU.

Jane Godddard/Kathy Davis/John Knox through provided details of their addresses and directions and those of their mother. They did this themselves and they alone are responsible for breaching whatever privacy you claim has been breached.

Your suggestion of closure of the thread is self-serving and very transparent and I recommend that you do like other BU readers and do a little reading and then vacate your untenable position.

Never seen such rubbish in my life. Do you seriously think that I would breach the privacy of people who had not published details breaching that privacy themselves? I am not Mental Madge. I am not a Knoxette. I am not Almighty Allard. I am not an Allarette - nor am I Fishy Heaslett, who is welcomed into someone's home and family and then contravenes every law of hospitality - and good manners - and seeks to entrap that very person on the orders of his paymaster, Almighty Allard.

If I am privy to the private details of the Knoxs and Allard and the Goddards, it is because they - on their blogs - made me so. All Pat has done is asked to shortcut having to read again their vomitous and treasonable outpourings in order to arrange for the press corp to dog their steps as suggested by "public" and I am happy to jog her memory with information supplied me by these people themselves.

Finally, what in Hades gives you the right to assume that we Bajans are as we are portrayed by Little Willy and his clients? Just who in hell are you to accuse us of having the intention to do other than peaceful AND LEGAL observation. You are way out of order, Anonymous.

What if? | December 6, 2008 at 11:57 AM |

I saw you more as Moe BWWR to be perfectly honest.





You are advocating having people watch these private citizens every move and passed out the location of their residences so that they may do so and you see nothing wrong with that?

You must be getting a little senile in your old age.

GYPSY | December 6, 2008 at 12:09 PM |

These two ole yard fowls scratching fuh corn again?

BWWR aka Curly | December 6, 2008 at 12:38 PM |

Maybe so, David. Maybe there is some mashing of lines, but I am not convinced. With the deepest respect as always and convinced as I have always have been of your bona fides, if the details have been provided, and they have, on Keltruth and BFP (as well as BU) and it is the Knox family itself that has provided details of their personal addresses and other details, then they have no reasonable expectation of privacy in respect of that information.

As for Peter Allard, well if you go to bajan.files.wordpress.com and the second second

If this case were taking place in Barbados and it was Canada being sued, I would expect that the people bringing the action against Canada would have the Canadian press camped out on their doorsteps practicing the type of journalistic investigation that Pat and Public are suggesting ought to be accorded in this case - the type of investigative journalism so comprehensively excluded by people like Mr Babb.

Why are we expected to change the goal posts just because it is Barbados being sued and not Canada?

JC | December 6, 2008 at 12:39 PM |

Pat and BWWR wanna right!

BWWR aka Moe | December 6, 2008 at 12:43 PM |

Happy, "What If"? See above. "What is in a name," as Mr Shakespeare said. He went on to say, in essense, that the name does not matter. I agree. It is the content and the truth of what is said. I may be old, but senility is not my problem, praise the Lord.

BWWR aka Moe | December 6, 2008 at 12:47 PM |

One last one.

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David | December 6, 2008 at 1:11 PM |

@BWWR aka Moe

We agree that the personal information is out there and that is why we have not deleted for the reason anonymous proposed. What we meant by mashing the line is the escalation in the rhetoric around the case. We understand now that this matter has gone pass the point of no return, ADR is out of the question for sure. Because the parties have deep pockets there is no telling on the present path where this matter will end up. One thing is sure, life was not meant to be life the way this case is playing out.

BWWR | December 6, 2008 at 2:42 PM |

David, I do not disagree at all. This is surely NOT how life is meant to be. However, there are always the exceptions that prove the rule and regrettably this is one such. As this matter goes to trial on Monday, the escalation of rhetoric was inevitable.

I posted this article simply because there was a motion brought before the court in Ontario on Monday and a written decision had been rendered by the judge. I ommitted all comment on the motion and the decision, as I have complete faith in the BU family to read and come to their own conclusions, one way or another.

Since I also have great respect and admiration, tempered by my reservations about his nepotism, but NEVER about his ability, integrity or judicial goodwill, for Sir David Simmons, I also pointed out the contradictions of one of his chief detractors, BFP. Sir David is a fine public servant who is not a wealthy man, although as top Queens Council he could have been had he not given his life to public office - he was C.O. Williams' top counsel and that must have been nuff bucks he had to give up there. Sir David, distinct from many other politicians, has never used his parliamentary position to enrich himself - he is not a wealthy man - we all know this. This case in Ontario I would think has been a great strain on his financial resources.

It burns me to see an upright public servant maligned and defamed by anonymous jackasses who constantly pick at him and write articles to suit themselves regardless of any sort of consistency, proper verification or truth. It is a tactic that, if not opposed vigerously by people like me without any conflict of interest of any sort, will ultimately make fine public servants like Sir David ask themsleves why they ought not to do what they are accused of and "cash in" since they are going to be accused of it no matter what.

I did not agree with Sir David (as an MP) over Greenland and I still do not agree with him - but it was he and not myself who stood for election and who was elected by my fellow Bajans. I did not agree with Sir David (as CJ) on some of his appointents to the bench, but it was he and not myself who was appointed CJ. However, his personal record as CJ is above reproach.

I am particularly disgusted by the suggestion that Sir David (who has never "feathered his nest") is held up to ridicule because he went from being attorney general to being chief justice. The way this is portrayed by Keltruth and BFP, one would think that there was no precedent for it. Well, Sir Michael



Havers (attorney-general of the UK) went straight from being attorney-general to being Lord Chancellor and thereby the head of the Judicial Commitee of the House of Lords - the UK's head judge. I wrote to BFP and pointed this out - and what happened? MODERATION!!!

About the time Peter Allard arrived in Barbados, we had the IMF camped out in the office of the then Minister of Finance (David Thompson). We had a prime minister who actually lost a vote of no confidence and, in fairness to Mr. Thompson, had landed Mr Thompson with his own mess. With relief, we welcomed Owen Arthur as Prime Minister and with joy we watched as Mr Arthur sorted out our finances. Do we see praise for Mr Arthur for the things he did accomplish? No. At least not from Peter Allard, because he would not dance to Allard's tune, so we can expect only censure to be directed towards Owen Arthur for the excesses of his last years in office.

So what happens? BFP and Keltruth set about assisting in the overthrow of Owen Arthur and the elevation of David Thompson. However, Mr Thompson will not dance to the Allard tune either, so they commence their calumnies and slanders against him instead of Owen Arthur. They cite his not having introduced integrity legislation - but when he does, they try to rip it to shreds - no chance to implement and work out the kinks, but a dismissal of his efforts and the fact that he did keep his promise.

I have a problem with this constant negativity. Yes, we have areas in Barbados that need to be addressed - and Bajans are something else once they spot those types of things. But we will address these ourselves and we do not need resident and absentee Bajans who are deep in the pocket of some Canadian with an agenda and an ego several hundred times the size of his billion dollar fortune to go around denegrating us on blogs and suing us in foreign courts that have no jurisdicition in an effort to attract negative press publicity that might adversely affect our country. If they reap what they have sowed, as long as it is non-violent and their property is not violated and no laws are broken, they have no one to blame but themselves.

I rest my case.

Anonymous | December 6, 2008 at 4:02 PM |

The so called "personal information" published here should have been verified first.

This thread has caused irreparable damage to Barbados' reputation abroad.

Careless propoganda has made innocent foreigners, who are already concerned for their own safety and that of their families, the target of this systematic victimization.

JC | December 6, 2008 at 4:43 PM |

stupse!

Pat | December 6, 2008 at 7:02 PM |

Well, Anonymous,

please quote me what I said that you think has gone too far.

256

What is your problem? Cant you understand English? You go read BFP and Keltruth and come back and talk about damage to Barbados' reputation. Who is suing Barbados in a FOREIGN court? It is not BWWR, it is not me.

Where do you get off? Who started this mess on the blogs? Look, mister man, dont get my rass mad. Keltruth started it and that was followed by BFP. You have no analytical ability whatsoever and you and everything you have said, "is without merit" as the Honourable Judge would say.

You can get off the po or have a chit.

Gypsy

I may be an old yard fowl, but I can put you in my fob pocket any day - and have room left over for a watch or spare change.

JC

Seems like only three of us, are objective enough to see the BIG picture here.

Anonymous | December 6, 2008 at 7:36 PM |

Pat // December 6, 2008 at 7:02 pm

Seems like only three of us, are objective enough to see the BIG picture here.

.....

When staying up looking at a BIG picture on a wall always check the nail holding it up, particularly if the picture is bigger than you!!

Pat | December 6, 2008 at 8:33 PM |

Anonymous // December 6, 2008 at 7:36 pm

When staying up looking at a BIG picture on a wall always check the nail holding it up, particularly if the picture is bigger than you!!

That statement alone tells a whole story about you.

You ALWAYS look at a big picture from ten feet or more away, for best viewing. For one as large as the 'Guardsmen' (commonly known as the Night Watch) because of its size at least 20 feet.

I wonder how many art galleries and museums you have visited and if you really have looked at any BIG pictures.

I am an aficonado and collector of fine PAINTINGS.

Your analogy is pointless.

Anonymous | December 6, 2008 at 8:48 PM |

@ Pat

You'll figure it out sooner or later.

BWWR | December 7, 2008 at 5:50 AM |

Unbelieveable. Barbados is sued in a foreign court by people who use the blogs and anonymous comments as their grounds and as grounds for a 'security report' that says that Barbados is a savage, uncivilized country with a rotten judicial system and a corrupt government and whose off-shore banking is not nearly as good as Panama etc. etc. They post their personal information on their own websites and make all kinds of scandalous accusations about people on the internet. And Anymous thinks that those of us who defend Barbados and love our country and object to this kind of treasonous behaviour are causing irreperable damage to Barbados' reputation abroad? Interesting concept. I don't think it will catch on.

BWWR | December 7, 2008 at 6:00 AM |

Poor you, David. Seems BFP objects to your Christmas banner. Like the government, the former government, the RBPF, the CJ and every single thing to do with Barbados, including Barbados itself and its people, BFP doesn't like your banner. Well, I like your banner. Christmas and Christ are both what we hold in our hearts, not trot out in an effort to score brownie points when it suits us or to use to bludgeon people with into making them agree with our views. Christmas and true Christians embrace everyone and all creeds and colours - they do not follow the teachings of the inquisition or follow the lead of the extremists of any faith, including their own.

I love your banner, David. Let us leave BFP with its Thomson/Simmons-bashing banners and its message of hate for all things Bajan.

Pat | December 7, 2008 at 7:59 PM |

David,

I like your banner!

Seasons Greetings to you and Yours

Seasons Greetings to the BU household

Happy Eid

Happy Hannukka

This is one of the few times when major religious holidays fall in the same month.

Have a Happy Holiday whether you are Christian, Moslem or Jew. There is only one Creator.

Pat the old hen

Pingback: » Efforts to Silence Witnesses in \$500m Lawsuit Also Endanger Expatriates Keltruth Corp.: News Blog of Keltruth Corp. - Miami, Florida, USA.

BWWR | December 8, 2008 at 5:12 AM |

You know, Keltruth, you are full of it. Anyone seen the latest Keltruth? Seems that the two old hens, Pat and myself, are accused of putting the Knox family in danger by giving out their addresses. Look above and you will see that the people who gave out their addresses were - THEMSELVES on Keltruth and BFP. But they don't think all of we can read.

The next thing they pulling at is that I have documents that they say only a defendant could have. But I am a defendant. I am a citizen of the Country of Barbados and it is my tax dollars that are going to pay lawyers to defend this frivilous lawsuit that they have brought. We are all defendants and we have the right to see documents in this matter.

What Keltruth is really complaining about is that THEY cannot control who sees what. They are complaining because THEY cannot subjectively comment and post parts only of documents that support THEIR contentions. In other words, THEIR noses are out of joint.

Life is unfair generally and for years Keltruth contributed massively to this unfairness. Now, however, some of us have tried to redress the balance so that Barbados can have the justice owed it, not only in the courts, but in the news media as well.

BWWR | December 8, 2008 at 5:27 AM |

I see that we are also accusede, Pat, of having prejudiced the safety of certain ex-patriots living in Barbados by revealing their addresses. I am assuming Keltruth is referring to Almighty Allard. If you look above, you will find as link to a letter in PDF format posted on the web by Peter Allard on the letterhead of which he gives his full address, telephone number and e-mail address. It is a letter to the Prime Minister of Barbados in which Mr Allard vaguely expresses his disappointment in Barbados and its people. The only solid information it gives is, in fact, Mr Allard's address etc. He does not state what he is after to keep Graeme Hall going - he merely expresses his directions and disappoitment. Poor little Petey.

But you know what is going on? What you want to bet the Keltruth article finds its way into an affidavit (but without their filing anything to show that they themselves posted their personal information, complaining to the Ontario Courts? Just wait for it.

BWWR | December 8, 2008 at 6:48 AM |

Forgive me, but I am a little slow this morning. Couldn't sleep and got up early. Keltruth has accused Pat and myself and Public of endangering the Knox family. Let us examine this claim.

If Pat or myself were to make accusations of the type that are made against Barbados against Ontario or

Canada, we could each expect to have the press corps camped out on our doorsteps trying to get everything they could about the case and about us personally. To quote our friend Loveridge and also the other one, Nostradamus, remind me just why the Knox family and Allard think they have the right to be different? Frankly it escapes me and if someone would like to point out to me what I am missing, other than their self-perceived divinity, I would really like to be instructed.

If you bring a case like this and YOURSELVES post your addresses and telephone numbers, then you must expect people to observe you.

What Keltruth imputes is that Knox and Allard are in danger and that Pat and I have called for that. We have not. On the contrary - we have called for them and their property to be protected and their rights vigilantly observed under the law. I have no truck with violence or intimidation of any kind and I am very sure I can speak for Pat on that too. However, if you sue a whole country and its people and if you set up two blogs whose overriding purpose is to denigrate that country and its people, you are not entitled to expect that the press and people of that country are not going to take a very personal interest in you.

I think the Knox family and Loveridge and Allard are disappointed BECAUSE no one has breached their rights under the law - like they might do in less safe environments like red-neck Orillia. They are complaining through Keltruth simply because they have NOTHING to complain of - so they may try to manufacture something like they did with the much bruited blog about Mental Madge - and we, the Bajan public, will be there to ensure that when they try to harm themselves, they fail.

Anonymous | December 8, 2008 at 11:42 AM |

All I see is BWWR panicking. If he (and he is a "he") or anyone else is stupid enough to harass private citizens going about their lawful business, may they get a couple of rotweilers up their royal backsides.

passin thru | December 8, 2008 at 12:14 PM |

David, this is terrible that you are allowing your blog to be used to identify the home and vacation addresses of people that already have been threatened with rape, murder etc.

Not only identify the addresses, but you allow people to exhort others to stalk them at their homes and vacation residence.

Is this the Barbados we want to show the world? Is this the type of nonsense that defines our country?

Please rethink your position.

Anonymous | December 8, 2008 at 12:38 PM |

Hear, hear "Passin' Through". If these people are as confident as they sound, would they be advocating this kind of activity?

BWWR | December 8, 2008 at 1:02 PM |

It is not panic you sense, but OUTRAGE! I have just been able to read the Factum of the defendants and believe me if I had permission to post it to BU now, I would. However, I must defer to the condition that it









not be posted yet, otherwise I will not be able to get any other documents from my source.

However, trust me for this, in the days to come I will get the go ahead and then I will immediately post the Factum. And if you think the odium and contempt with which Mental Madge, Insane Jane and especially that jackass John Knox and Almighty Allard are held at the moment are anything, just wait till you all read this document.

Stand by, David. I am going to be giving you the ultimate story on this series. As soon as I get permission.

Anonymous | December 8, 2008 at 1:15 PM |

To BWWR

What exactly have these people done to cause you to despise them so?

BWWR | December 8, 2008 at 1:23 PM |

Anonymous // December 8, 2008 at 1:15 pm. Sued my country, idiot, sued my country.

Anonymous | December 8, 2008 at 1:25 PM |

To BWWR

Who sued your country?

David | December 8, 2008 at 7:48 PM |

We have tried to be middle of the road in this matter.

We are on record as as expressing sympathy for the old lady in the pasture of her years while at the same time annoyed that the court case continues to soak up resources that can be given to charity or even the poor BU household who can find good avenues to spend it.

We have reread the comments posted by Pat, Public and BWWR aka moe and verified that the personal information was already in the public domain.

We also have read the comments beseeching Barbadians to look out for members of the plaintiff in light of information filed in earlier affidavit which listed Barbados as an unsafe jurisdiction for them. All in all we understand the political machinations being engaged on both sides and see no reason to delete comments at this stage. We take this opportunity to urge both sides in the spirit of the

season to relax.

Pat | December 8, 2008 at 8:40 PM |

David,

Thanks. That shows that you are rational and objective as I have always credited you.

BWWR,









I guess things are worse in the Plaintiffs camp than we had supposed. I guess not being able to lay their hands on those tapes and use them dishonestly, has them hopping. What a pity!

On another thing, I wonder if they would be so foolish to go and file more comments from anonymous blogs in the Canadian or other courts after the chastising they got from the Honourable Judge Shaughnessy?

Passing thru,

Just go to BFP and you will see what defines "our country". Denigration of our political, judicial and policing systems. Castigation of our leading citizens and more. Then, come back and give us your opinion. Right now n0 one is listening to you. cheupse

Keltruth,

I know all the bayhouses at	I used to know all the
owners too, and those who rented. People at	to gossip. All one has to do, is ask anyone
which house the Goddards are at. Friends of our family own	. The aunt of a friend owns
"In-and-Out", and on and on and on. You new comers to	have nothing on me.

If you want to sue me, go right ahead: Pat the old hen @ Barbados Underground Blog. lol!

JC | December 9, 2008 at 1:15 AM |

Pat ya tooo sweet lol!

BWWR | December 9, 2008 at 7:19 AM |

Pat you are a delight. Most of us old girls, as we get older, we get worn down and tired and conform. Not you and me. They know who you are, but me they don't, so they say I am a man simply because I, like you, insist on the same advantages as a man. In some quarters this is called "thinking like a man". I think like myself - an old woman who owes no one anything and who REFUSES to believe that any man is my superior - equal, yes...superior, forget it. That, dipstick Anonymous // December 8, 2008 at 11:42 am, does not make me a man. It makes me a woman who can stand up to any man. Like Pat.

David, I will be away over Christmas staying with family overseas. However, the magic of the Internet is such that I will be checking in from time to time and as soon as I get the go ahead, I will send you - WITHOUT COMMENTARY - the document I promised.

Oh, by the way, can anyone check for me and find out which members of the Deane/Knox families keep Rotweilers? And remember that Rotweilers can be put down and their owners criminally charged if they incite the dogs to violence - maybe even given the chance to view first hand the prison facility at Dodds about which the Knox family and Charles Deane are so excited. But I pity the poor dogs having to put up and be reared and trained by some redneck (probably red man/woman) like Anonymous.

Peace.

Anonymous | December 9, 2008 at 9:44 AM |

Does this mean that every person involved in this matter may have their personal family information aired on a blog?

I hope not.

BWWR | December 9, 2008 at 3:25 PM |

If they themselves provide the information on the blogs, they have no one but themselves to blame. So the answer, Anonymous // December 9, 2008 at 9:44 am, is don't put your personal details on the web. Simple enough?

Pat | December 9, 2008 at 7:54 PM |

@BWWR,

They know who I am and still wasting their time blowing bubbles? In the air? Then they really dont know me.

I was checking the internet cafes in Jamaica, fairly expensive, but I will try and check BU while I am there. The place I am staying at in Port Antonio has the internet available to guests. I am not too sure about Ochi.

However, I am not leaving until the 21st, so you may get the stuff up before then. I will post comments as necessary. Feel free to tell me where I am wrong, etc. No problem.

I cant discern whey they are so intent on finding out who you are. Why dont they just tell themselves that you were the head cook at Kinglsland, or some such and be done with it.

Hey, it just dawned on me, maybe they want to add us to the list of defendants. lol!

BWWR | December 10, 2008 at 10:04 AM |

I agree, Pat.

Keltruth and others, I was the head cook at Kingsland. Happy now?

tourist | December 10, 2008 at 3:46 PM |

I was planning on bringing my family to Barbados on holiday this year. Everytime I type Barbados into google to search Keltruth and BFP come up. My wife won't allow me to bring my family over because of it. Can you post somthing to assure her it is safe their.

Pingback: <u>Barbados Court Responds In The Nelson Barbados Group Ltd Affair^{The} Other Side Of The Kingsland Estate</u> <u>Court Matter Part XIV « Barbados Underground</u>





@ Anonymous@ Passin thru

Would the two of you like to reassure the tourist above whether it is safe to bring their family to Barbados or not.

Can you, at least, start to repair the damage done to Barbados's reputation by the two blogs mentioned in the tourist's post.

The WORLD is waiting and watching.

How many more tourists have been turned away because of the hateful postings which, it seems to me, you both support.

Sargeant | December 10, 2008 at 10:46 PM |

Pat

• Would the two of you like to reassure the tourist above whether it is safe to bring their family to Barbados or not.

Guess what? I typed Barbados into Google and BFP and Keltruth didn't come up but I didn't go out of my way to locate them, nor for that matter BU. As a matter of fact the first site that came up was the official site of The Barbados Tourism Authority which was followed by other official sites all showcasing Barbados. The anonymous nature of blogs ensures that anyone with ulterior motives can post misleading information to support a particular viewpoint. What damage to Barbados' reputation? If blowing the whistle on government corruption and ineptitude damages Barbados' reputation I say bring it on. Tell the faux "Tourist" to take his wife to Mexico or Colombia two tourist paradises with pristine reputations.

tourist | December 11, 2008 at 7:10 PM |

Sargeant try it outside of barbados you liar. Actually lets let the public try

Kathy | December 17, 2008 at 1:06 AM |

Tourist,

Why don't you reread the above posts from BWWR, Public and Pat, advocating stalking, and then decide for yourself if Barbados is safe. The above posts don't make Barbados look great, but if it's any consolation, "they" are white male(s) living outside Barbados anyway. Their misinformation about addresses shows that they have not visited the area for a very long time. BTW, I was extremely well acquainted with both cooks at Kingsland, and I can vouch that their favourite members of the Deane family were all named "Knox"!

BWWR | December 17, 2008 at 4:02 AM |





Pat, chile, it appears Kathy Davis has weighed in. However, as both the cooks at Kingsland are probably dead, there is no testament to say if their favourites were named Knox. All I can say for sure is that Knox never paid their wages. We also see from Kathy that you and I, Pat, are white men living outside of Barbados who never visit Barbados. I have to conclude that Kathy is either (a) trying to get a definitive "fix" on who you and I are (for reasons of her own) OR (b) she has forgotten to have a "fix" of those meds the psychiatrists in wherever she lives would have ordered for her. Poor soul - in old age she beginning to remind me of Mental Madge and that the apple done fall far from the tree.

Pingback: » Cyberstalking and Cyberbullying Keltruth Corp.: News Blog of Keltruth Corp. - Miami, Florida, USA.

Kathy | December 17, 2008 at 10:09 AM |

BWWR,

Both the cooks from Kingsland are still alive, but the Knoxes are probably the only family members still in close contact with them and with many other of the past non-management employees.

Yes, Kingsland Estates paid their wages up to a point, and Mrs. Knox, as a shareholder, would have theoretically paid one-seventh of the wages. However, she paid appreciably more, since she was instrumental in getting a lawyer to help a past employee to recover severance pay - this employee had worked from the age of 14, and the management of Kingsland actively tried to prevent the severance payment.

BWWR | December 17, 2008 at 10:38 AM |

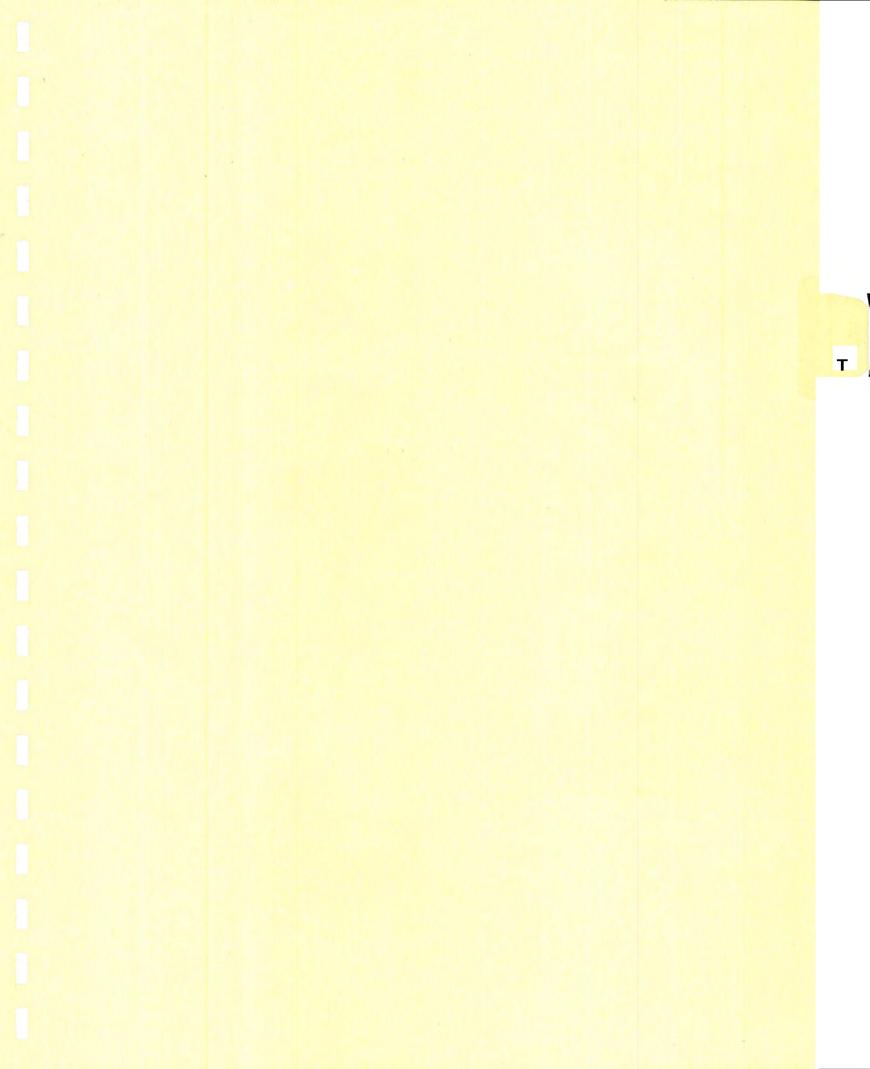
Kathy, as I was only at Kingsland about twice in my life, I have no idea who the cooks were. As for the rest, I am delighted that Madge did something decent for once. But maybe you could paper that as you seem to have the expectation of the citizens of this country whom you have sued in Canada without any evidence whatsoever that we ought to just accept everything you say. Little reality check here. We now accept nothing you say and you need only read the latest documents filed here to see why. So, if Madge did as you say, please paper it for us. You have no credibility.

Otherwise, I find it interesting that poor, impoverished Madge who relies on her chickens and their eggs for her income managed to pay one seventh of the wages of two cooks at Kingsland, plus presumably all the other Kingsland Estates staff (this seems to me to be what you are saying) and to pay legal fees for one such cook - and all out of her egg money? We have all heard about golden eggs, but I had no idea that Madge's were so valuable.

Pingback: <u>» Proof! British Bachelor is Infamous "Black Woman Who Reads"! Keltruth Corp.: News Blog of Keltruth Corp.</u> - <u>Miami, Florida, USA.</u>

Pingback: Full Colour Photo Of Barbados Underground's Race-Baiting Author "Black Woman Who Reads" « Barbados Free Press

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THIS IS **EXHIBIT "T"** REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grocs, a Commissioner, du., Province of Ordello, for the Government of Ordello, Ministry of the Address Beneral.

The Nelson Barbados Group Ltd Affair Goes To Court In BARBADOS~The Other Side Of The Kingsland Estate Court Matter Part XIV

Posted on December 10, 2008 | 33 Comments

Submitted by BWWR



Court File No.: 07-0141

ONTARIO

SUPERIOR COURT OF JUSTICE

BETWEEN:

NELSON BARBADOS GROUP LTD.

Plaintiff

and

RICHARD IVAN COX, GERARD COX, ALAN COX, PHILIP VERNON NICHOLLS, ERIC ASHBY BENTHAM DEANE, OWEN BASIL KEITH DEANE, MARJORIE ILMA KNOX, DAVID SIMMONS, ELNETH KENTISH, GLYNE BANNISTER, GLYNE B. BANNISTER, PHILIP GREAVES, a.k.a. PHILP GREAVES, GITTENS CLYDE TURNEY, R.G. MANDEVILLE & CO., COTTLE, CATFORD & CO., KEBLE WORRELL LTD., ERIC LAIN STEWART DEANE, ESTATE OF COLIN DEANE LEE DEANE, ERRIE DEANE, KEITH DEANE, MALCOLM DEANE, LIONEL NURSE, LEONARD NURSE, EDWARD BAYLEY, FRANCIS DEHER, DAVID SHOREY, OWEN SEYMOUR ARTHUR, MARK CUMMINS, GRAHAM BROWN, BRIAN EDWARD TURNER, G.S. BROWN ASSOCIATES LIMITED, GOLF BARBADOS INC., KINGSLAND ESTATES LIMITED,CLASSIC INVESTMENTS LIMITED, THORNBROOK INTERNATIONAL CONSULTANTS INC., THORNBROOK INTERNATIONAL INC., S.B.G. DEVELOPMENT CORPORATION, THE BARBADOS AGRICULTURAL CREDIT TRUST, PHOENIX ARTISTS MANAGEMENT LIMITED, DAVID C. SHOREY AND COMPANY, C. SHOREY AND COMPANY LTD., FIRST CARIBBEAN INTERNATIONAL BANK (BARBADOS) LTD., PRICE WATERHOUSE COOPERS (BARBADOS), ATTORNEY GENERAL OF BARBADOS, the COUNTRY OF BARBADOS, and JOHN DOES 1-25, PHILIP GREAVES, ESTATE OF VIVIAN GORDON LEE DEANE, DAVID THOMPSON, EDMUND BAYLEY, PETER SIMMONS, G.S. BROWN & ASSOCIATES LTD., GBI, GOLF (BARBADOS) INC., OWEN GORDON FINLAY DEANE, CLASSIC INVESTMENTS LIMITED and LIFE OF BARBADOS LIMITED c.o.b. as LIFE OF BARBADOS HOLDINGS, LIFE OF BARBADOS LIMITED, DAVID CARMICHAEL SHOREY, PRICEWATERHOUSECOOPERS EAST CARIBBEAN FIRM, VECO CORPORATION, COMMONWEALTH CONSTRUCTION CANADA LTD., AND COMMONWEALTH CONSTRUCTION, INC.

(Defendants)

FACTUM OF THE MOVING DEFENDANTS

OVERVIEW OF THE MOTION

1. These submissions are made by certain of the defendants, as set out on Schedule A-1 to A-8 and Philip Vernon Nicholls and Cottle, Catford & Co. (represented by David Bristow) (.The Moving Defendants.), in the context of motions brought by the defendants for an order pursuant to s. 106 of the Courts of Justice Act and Rules 21.03(1) and 17.06 of the Rules of Civil Procedure staying the action on the grounds that the Ontario Court does not have jurisdiction over the action or, in the alternative, that Ontario is not the convenient forum for the action.

2. The action is advanced by Nelson Barbados Group Ltd (.Nelson Barbados.), an Ontario corporation which was incorporated shortly before this action was commenced, and whose registered address is the same as its solicitor in this proceeding. Virtually nothing is known of this corporation other than a vague assertion in the Amended Statement of Claim, that it has an interest in shares in Kingsland Estates Limited (.Kingsland.), a Barbados corporation, the majority of which was acquired in 2005 (pursuant to an offer to purchase made in 1997), by certain of the Barbados defendants. The Plaintiff's counsel, and its affiant, have refused to provide any additional information regarding Nelson Barbados.

3. The action therefore relates to Kingsland and property it owned or owns in

Barbados. Almost all of the 63 named defendants in the action are located in Barbados. There is little explanation for the inclusion of a handful of Ontario defendants, other than a generalized conspiracy allegation against all of the defendants. As the evidence adduced on the motion discloses, the plaintiff had no basis for pleading such a conspiracy which, it is submitted, was only alleged in order to be able to assert the most tenuous of links between the action and Ontario.

4. This action is a transparent attempt at forum shopping, in an effort to re-litigate issues that have already been litigated in Barbados, including, in one case, an appeal to the Privy Council. Many other proceedings relating to Kingsland and involving several of the Barbados defendants are the subject of ongoing litigation in Barbados. These relate to matters involving the acquisition of shares in Kingsland by the defendant Classic Investments Limited (.Classic.) (another Barbados corporation) in 2005, and the disposition of property (in Barbados) owned by Kingsland subsequent to that date. The same issues are raised in this action.

5. The Moving Defendants submit that there is no real and substantial connection between the action and Ontario. Although reference is made, in the Amended Statement of Claim, to an attempted acquisition of Kingsland in the early 1990s which acquisition tangentially involved some Ontario defendants (and certain of the Barbados defendants), the plaintiff has, without foundation, baldly pleaded that those involved in that failed acquisition, are somehow linked to, or conspired with, those who acquired shares in Kingsland in 2005, to deprive interests now, supposedly, represented by the plaintiff (although all questions regarding how the plaintiff came to have an interest in Kingsland were refused). The plaintiff has failed to put forward any evidence to justify any link between the failed acquisition and the subsequent 2005 transaction in respect of Kingsland, or any connection between the asserted conspiracy and Ontario. Respectfully, The Moving Defendants submit that the naming of the Ontario and Barbados defendants involved in the earlier failed acquisition, is

unfounded, improper, and was done without any factual foundation and for the sole purpose of alleging some connection to Ontario.

6. The causes of action related to and following from the acquisition of shares in Kingsland in 2005, and the transaction itself, have absolutely no connection to Ontario and, in any event, are the subject of much litigation . concluded or continuing . in Barbados.

7. Further, even if this Court found that it has jurisdiction over the action, Ontario is clearly not the most convenient forum. The subject matter relates exclusively to events that took place in Barbados (which applies both to the irrelevant events of 1990-1994, and to the 2005 transaction and following), virtually all the parties reside in Barbados, and the evidence at trial will emanate from there. There have been, and continue to be, actions in Barbados involving the same facts. Any agreements in issue in this proceeding are governed by Barbados law and stipulate Barbados as choice of jurisdiction, and it is clear that Barbados law applies to this case in any event. Barbados is not just more convenient than Ontario, it is the only convenient forum for this litigation.

8. In addition, in an effort to have this Honourable Court take jurisdiction where it otherwise has no basis to do so, the plaintiff has made allegations suggesting that the Barbados justice system is inadequate or, indeed, corrupt. These scandalous allegations are unsupported by any proper evidence. John Knox, the Plaintiff's affiant, and the Plaintiff's solicitor, apparently did no investigation prior to making assertions as to bias and impropriety. All of the allegations have been clearly rebutted by the current Chief Justice, Sir David Simmons, who was named as a defendant, arising from his role as a solicitor in incorporating and acting for a company between 1990 and, at latest, 1994, on a failed bid to acquire Kingsland shares. John Knox has also now confirmed the uncontradicted evidence of the Chief Justice that facilities in Barbados are not

in any way inadequate. The construction of a state-of-the-art, modern courthouse, is about to be completed in Bridgetown, Barbados, making any suggestion as to lack of facilities (assuming it had any merit) unfounded.

9. The Moving Defendants further submit that the entire conduct of this proceeding to-date, including the allegations in the pleadings, the motions for directions and the conduct of Plaintiff's counsel in filing evidence on this motion and at the cross-examinations, has been without foundation and improper. The Moving Defendants will be urging this Honourable Court to take all of the conduct of the action by the Plaintiff and its counsel into consideration in its consideration of costs regardless of the outcome of this motion.

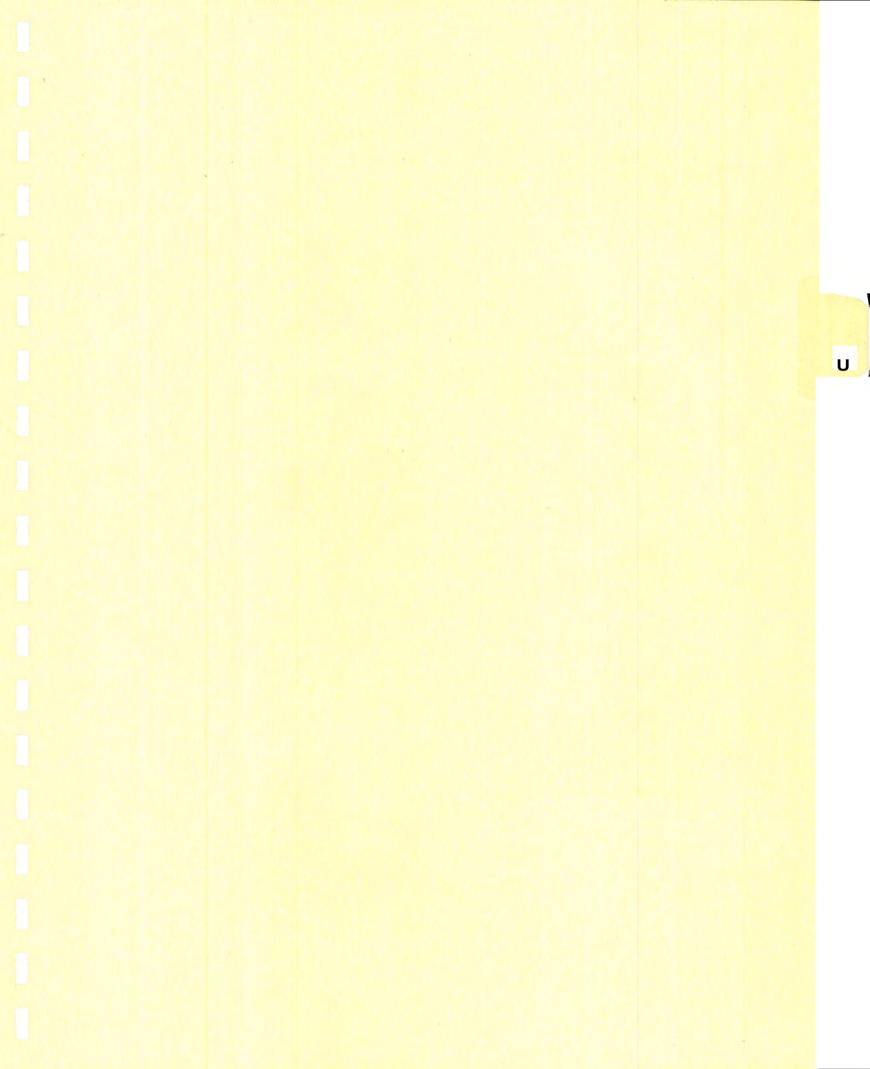
10. In sum, for the reasons set out above, and those described in more detail below, the Moving Defendants submit that this Honourable Court ought to find that it has no jurisdiction, or in the alternative ought to decline jurisdiction; this action is a blatant and improper exercise in forum shopping which should not be permitted by this Court.

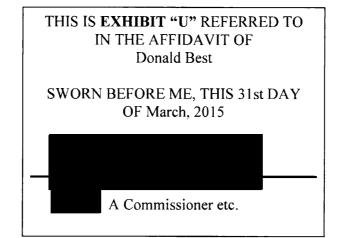
FACTS

A. The Parties

(a) The Defendants

11. The Amended Statement of Claim is addressed to 58 different defendants, although 63 defendants are listed in the title of proceedings. Of those 58 addressees, five are located in Ontario: Brian Turner, Thornbrook International Consultants Inc., Thornbrook International Inc., Phoenix Artists Management Limited, and G.S. Brown and Associates Ltd. (which is also listed as G.S. Brown Associates Limited with a Barbados address) (collectively, the "Ontario Defendants").





Jo Anne Louise Greas, a Commissioner, du., Province of Ordello, for the Boyummunt of Ordello, Ministry of the Fulction Beneral.

The Other Side Of The Kingsland Estate Court Matter Part IX

Posted on August 20, 2008 | 114 Comments

SUBMITTED BY BWWR



In its latest, Keltruth starts: *"I was ribbed for omitting to mention two scandals in a recent post, PwC has other problems besides Nelson's Canadian \$500 million law suit!"* The thrust of Keltruth's article is to complain about shell companies in Barbados. So, let us examine this carefully.

Our example will be an Ontario corporation called - guess what - Nelson Barbados Group Ltd. The self-same Nelson that is the plaintiff in the \$500 million law suit that exercises the mind of Keltruth almost exclusively. If you go online and use http://www.canada411.ca/ you can look up Nelson for yourselves. And guess what you will get.....a notice that says: *"No Listing for "Nelson Barbados Group Ltd." were found in "Orillia". Try expanding your search location".* Now, we know that Nelson's address is the same as that of the law firm of the Goat (K. William McKenzie) Nelson's counsel, so the address entered is correct, according to the Ontario corporate records. Yet it is not listed for a telephone. Yet, Keltruth complains of this same thing in relation to Barbados companies.

Next up, let us do a white pages search - same site - for Donald Best (or D. Best) in Orillia. Mr. Best is registered as Nelson's sole director. Predictably, there are no listings for any D. Best in Orillia and some 120 listings for D. Best/Donald Best in Ontario.

Please see link detailing cost paid by Nelson Barbados Group Limited

When I was a young woman, many years ago, and I wanted to get in touch with Kingsland Estates Limited or any of the other sugar companies, I would not have found them in the telephone directory. I needed to know the name of the plantation or the name of the manager of the plantation I wanted to reach and that is what would be listed. The Knox family, all of them raised, financed, educated, housed and supported by Kingsland Estates, of which Madge was a "directing mind", know this.

These days, now I am an antique (or just old, depending on your perspective) many companies operating in Barbados do the same as Nelson has done in Canada. Their registered office is that of the office of their attorneys-at-law or accountants. Exactly the same pertains in any major off-shore investment country. There is no obligation for any company to have a telephone number as long as there is an address listed for them at Corporate Affairs to which mail can be sent. This, Mrs Accountant Kathy Davis, is called a "Registered Office". There is no obligation for any company to submit it and its officers to a Keltruth and BFP witch hunt by listing a telephone number at which it can be reached. If Keltruth and BFP want to question any of what they stigmatize, with no grounds whatsoever, as "shell companies" then they can write them a letter. Of course, they would then have to provide a return address and give their real names.

A shell company is precisely that. Wikipedia provides that, *"A shell corporation is defined in Barron's Finance & Investment Handbook as "a company that is incorporated, but has no significant assets or operations."* As there is no obligation for companies registered with Corporate Affairs Barbados or its Canadian counterpart in Ontario to list their assets, how the hell does Keltruth determine, other than through the now famous psychic abilities of Jane Goddard née Knox that these companies are shell companies. More to the point, is there any evidence to show that Nelson Barbados Group Limited is NOT a shell company? The "proof of the pudding" will be whether Nelson has assets that can be charged if it fails to pay its legal costs next week. I can't wait to see what will happens there and if the Goat, like Alair Shepherd, will be the

ONLY counsel whose costs are paid by the losers in the Kingsland saga.

Bottom line: Keltruth complains of people hiding behind the very corporate veils behind which Madge Knox/Allard/Goat are hiding and, of course, takes the view that while it is quite in order to do that in Ontario (specially if you happen to be them) somehow doing it in Barbados is wrong. Interesting theory. Will it survive?

Just prior to my departure, Brutus asked if I could find certain judgments in the Kingsland Estates matter. My source has come up trumps and I am able to post both the original judgment of Greenidge J. in High Court Action No. 1805 of 1998 and that delivered by Chase A.J. in the Appeal. I am very interested, Brutus and Pat, to get your "take" on them.

Some while ago, Keltruth complained, supported by its toady and alleged fellow-Allard-supported blog, BFP, that certain corporate files were missing from the Corporate Registry and inferred that these had been stolen. Myself and others with intimate knowledge of the office in question, took up the defence on BU of the Corporate Registry, staffed by decent, overworked Bajans who, with the best will and intentions in the world, sometimes misplace some of the masses of files in their care. We explained that in our experience these files do always turn up. It seems that this is what has happened and Keltruth has reported it. However, has Keltruth also had the honesty or integrity or class to apologize to the staff of the Corporate Registry for suggesting unambiguously that they were delinquent in their duty of care and professional standards? Hell no. But there again as my dear late mother used to say, "You can't expect a silken purse out of Madge Knox's ear."

Finally, Keltruth, as usual, right at the top of its diatribe, gets it wrong. Nelson's suit is expressed in US dollars, not Canadian dollars as Keltruth has said. And please, Keltruth, do not impugn the sovereignty of Canada and of the United

States as you have repeatedly tried to do that of Barbados by telling us it is the same thing.

Related Links

- <u>The Other Side Of The Kingsland Estates Court Matter</u>
- Black Woman Who Reads Is Back The Other Side Of The Kingsland
 Estates Court Matter Part II
- <u>PWC, Turney And Dodds</u> ~ The Other Side Of The Kingsland Estate
 <u>Court Matter Part III</u>
- <u>The Other Side Of The Kingsland Estate Court Matter Part IV</u>
- <u>The Other Side Of The Kingsland Estate Court Matter Part V</u>
- <u>The Other Side Of The Kingsland Estate Court Matter Part VI</u>
- <u>The Other Side Of The Kingsland Estate Court Matter Part VII</u>
- Nelson Barbados Group Ordered To Pay Cost[~]The Other Side Of The Kingsland Estate Court Matter Part VIII

This entry was posted in <u>Barbados</u>, <u>Barbados Judiciary</u>, <u>Justice</u> and tagged <u>Kingsland</u>, <u>nelson</u>. Bookmark the <u>permalink</u>.

114 RESPONSES TO THE OTHER SIDE OF THE KINGSLAND ESTATE COURT MATTER PART IX

David | August 20, 2008 at 7:20 AM |

@BWWR

We were not sure if you wanted to have the first paragraph published and we left it off.

BWWR | August 20, 2008 at 7:37 AM |

David, always use your best judgment. Works for me.

Pingback: <u>» Enron, AIG, PricewaterhouseCoopers and today's Barbados Offshore Companies Keltruth Corp.</u>: News Blog of Keltruth Corp. - Miami, Florida, USA.

Anonymous | August 20, 2008 at 11:31 AM |

lain Deane,

Would you also consider your fictional alias BWWR as a shell?

BWWR | August 20, 2008 at 12:52 PM |

I have sent David an e-mail advising that my source has contacted me to say that Nelson Barbados paid the costs in Canada in the security motion.

When I asked how much those costs were, my source was most obliging and sent me a copy of the correspondence and cheques from the Goat Pen. I have now sent these on to BU for it to post. The amount was just slightly under Canadian\$225,000 or Barbados\$425,000.

The issue of who paid for the expert's report of Barbados\$56,000 that has so exercised the minds of Keltruth and BFP is now answered. It was NOT PwC nor was it its counsel. It was Nelson itself. Maybe Keltruth could let us know how much Nelson paid for its own two expert reports.

The state of play now, as I understand it, is that the matter of whether Canada has the jurisdiction and competence to try the case comes before the Ontario Court in early December, which means that realistically, we can look for a decision by about the end of January - just at the time that Madge Knox is summonsed by writ before the Barbados High Court to give evidence in the fraud action against her.

Just before I went on holiday (and I had a wonderful and all-too-short time) Brutus asked for details on the injunctions in respect of Kingsland that impacted on the ability of the directors to deal with the assets of the company.

My understanding, subject to correction, is that there were two injunctions. The first was given to the estate of Colin Deane and its executor (and if you wonder who that is, it is the same person that Anonymous, wrongly, identifies me as being). The second was given to Madge Knox.

The first injunction (interlocutory, not Mareva) was applied for ex parte, but Kingsland sent legal representation and so, when the injunction was granted, it was granted as opposed ex parte or inter partes. That injunction was in force from early June 1997 until whenever the shares owned by Colin's estate were sold to Classic - and the earliest that could have happened was June 2005. A period of 8 years. The injunction was a total freeze of the assets of Kingsland and there was nothing the directors could have done with the company, including to pay for the preparation of audited financial returns.

The second injunction, obtained in October 1998, was ex parte and was obtained by Madge Knox. By consent of all parties, this injunction was allowed to subsist, until the case was determined in its entirety. Madge's injunction was more or less the same as the one Colin's estate had, except that Madge's injunction also prevented the shareholders of Kingsland from dealing with their shares. Meanwhile, Madge was, on her own admission, using her shares to fund her action. The Privy Council too thought that this was unfair and so it ordered Madge to fortify her payment for security for costs by \$300,000 to \$1.3 million.

I hope this helps.

Pingback: Barbados » The Other Side Of The Kingsland Estate Court Matter Part IX

David | August 20, 2008 at 6:45 PM |

We have posted the link which details the cost paid by Nelson.

Keltruth Corp. | August 20, 2008 at 6:53 PM |

I see that J. RANDOLPH ROBINSON has written about the wicked blogs. He had good words to say about BU. Congratulations!

Since Keltruth Corp.'s blog is not anonymous, we were also pleased that we avoided any criticism.

Does anybody actually know J. RANDOLPH ROBINSON? His writing style reminds me of someone.

Amused | August 20, 2008 at 7:32 PM |

Keltruth,

From your latest post on your blog, can I ask do you even know what an IBC is?

I think you may have embarrassed yourself.

It is normal for an IBC not to have a phone number, they are prohibited by law from doing business in Barbados.

Brutus | August 20, 2008 at 9:41 PM |

Keltruth, why don't you post the last audited financials of Kingsland so we can judge the work of PwC for ourselves?

BWWR | August 21, 2008 at 3:22 AM |

Keltruth,

ANYONE who writes anything adverse to your position or fails to praise you to the skies and acknowledge you and your infallability and espouses you points of view - reminds you of someone. And







by inference, someone of whom you, and by extension the rest of the world, do not approve. Your paranoia is getting worse and worse. You are now, by your own definition, an emotional vampire. You and your good buddy at the Tourism Authority need meds FAST.

I for one am not surprised that you were not mentioned in Mr Robinson's review of blogs - and it is not because you are not anonymous, but because, rather than reporting and supporting your reports in an even handed manner so as to allow the Bajan public and other interested parties to make up their own minds, you/BFP produce carefully selected tidbits that will support your views, even if the vast bulk of unreported evidence (all of which you must have in your possession) says that you are a blasted liar - sorry, wrong words - rephrase - have uttered damnable falsehoods.

You are NOT a news blog and have no right to be reviewed as one. You are a public relations blog mouthpiece for Peter Allard and the woman who laid her fortune and future at his feet, Mental Madge. I am sure that when Mr. Robinson gets round to reviewing blogs in your category, whatever that is, he will give you a mention - honourable or dishonourable - as he sees fit.

Please publish the last audited financials for Kingsland. Believe it or not, we do not need the accounting "skills" of Kathy Davis or the great "Prof." Knox to read and understand them for ourselves. Therefore no commentaries interdispersed with tidbits. The WHOLE document, if you please.

It was you, Keltruth, that placed this issue into the hands of the Court of Public Opinion. For years we have been subjected to your sole side of things. Now, as in any court of law, we, the Bajan Public who are the defendants that your mother is suing, are exercising our rights to cross-examine you. Is it your intention, anonymous or not - we really don't care, to show the same contempt of the Court of Public Opinion as you have all the other courts that have had the timerity to rule against you? Is it your intention to show the same contempt for the sovereignty of our wonderful country that your paymaster, Allard, has shown? It certainly looks that way to me.

BWWR | August 21, 2008 at 5:04 AM |

I seem to be rushing ahead of myself these days and I put that down to jetlag. Yesterday, I wrote to BU in response to Keltruth's twisting of the issue of shell companies and within a short while of it being posted by BU, my source sent to say that Nelson had paid its court-ordered costs in the amount of approximately Barbados \$425,000 - almost half a million.

This morning, I responded to Keltruth's comments about the article by J. Randolph Robinson without having read it. I had my copy of yesterday's Nation on my bedside table, but jetlag claimed me last night and in any case, Keltruth did not provide directions on where Mr. Robinson's article was published. I found that out by entering his name (as provided by Keltruth) and followed by the word "blog" into a google search.

First, I want to say that I will remain anonymous, no matter what Keltruth may wish.

Second, I am not Mr. Robinson. I think you will find that Mr. Robinson is not a nom de plume.

Third, is Keltruth anonymous?

I think Keltruth, from the point of view of the courts, IS anonymous and I think Keltruth knows this. All its articles are attributed to "admin", but yet there are no less than five different hands at work in them - and I have no intention of disrespecting their anonymity by playing their guessing-games.

I won't go into the legal minefield of what it would take to sue Keltruth, other than to say that it would cost about US\$3 million and take about 15 years. Briefly, you would have to get a final judgment in Barbados and then enforce it in Miami. Then, you would have to pray that the Keltruth Corp. was in fact a registered corporation and also that it was not a shell company. A nightmare.

So, Keltruth ought not to take any comfort from Mr. Robinson's statement that the blogs to which he refers are anonymous, because, to all intents and purposes, Keltruth IS anonymous.

Mr Robinson discusses a certain action in Toronto (read Ontario) that is being used to fuel the denigration of Barbados by two blogs and he excludes BU from the possible malefactors. So, I recommend that, ignoring the self-serving comments of Keltruth, you go on to Google and ask about lawsuits pending in Toronto/Ontario involving Barbados. You will find that exclusively the blogs that come up are Keltruth, Barbados Free Press and BU - but of course, BU is excluded specifically by Mr. Robinson as being fair and balanced (admitted grudgingly - but hey, it is admitted).

At this point, let me not fall into the Keltruth habit. Mr. Robinson's article can be read online at http://www.nationnews.com/editorial/309580565601318.php .

Keltruth has been very quick to disclaim that the article refers to it, but we all think differently. We think it applies to Keltruth and BFP. Of course, if Keltruth and BFP wish to object in court, they can do so by suing for defamation. They would both have to identify themselves without ambiguity - that is the names of their writers and, in the case of Keltruth (a foreign business) post a great deal of money in respect of security for costs and, if countersued, damages, with the Barbados courts.

My only reservations about what Mr. Robinson wrote is that in a small society like Barbados, blogs like BU that are operated without bias, serve a vital purpose that is not served by the conventional press. I have taken my precautions to ensure that no court order obtained in Barbados will be enforceable to reveal my identity. This can be done by encryption and I think that blogs are entering a phase when contributors need to NOT rely on existing legislation that can be changed in order to serve a political agenda.

Otherwise, Mr. Robinson has said what I have been saying all along. The sole function of Keltruth and BFP is and always was to denigrate and adversely affect Barbados and its people simply to bludgeon us all into submitting to the outrageous demands of Mental Madge Knox and the little Knox's, Billy Goat McKenzie, Fishy Heaslet and King Peter Allard.

Wondering | August 21, 2008 at 8:31 AM |

Who is the "WE" BWWR refers to in every article and reply? Is BWWR writing for the bajan public? If so I think you need to speak for yourself and not others on this subject BWWR...we can draw our own conclusions thanks.

Keltruth Corp. | August 21, 2008 at 9:16 AM |

BWWR,

Thanks for your reply on behalf of J. RANDOLPH ROBINSON.

BWWR | August 21, 2008 at 1:03 PM |

Wondering, I do not seek to speak for the Bajan public, merely a portion of them whom I know who have all asked the same question of Ketruth. I am sure the people to whom I refer as "we" are happy to have me ask the questions for them and we look forward to hearing what your questions are and to reading your conclusions - if any.

BWWR | August 21, 2008 at 1:05 PM |

You seem a little agitated, Keltruth. Just reveal all, answer the questions, stop the childish games and realize that we are not children and let the light shine in and you will feel MUCH better.

Wondering | August 21, 2008 at 1:38 PM |

I won't draw a conclusion until the matter is concluded. I await the outcome because it looks like a very complicated situation for all involved. I will say however I see a lot of name calling and sense much agitation in "your" articles. At least we know who keltruth is and why they stand where they are....

BWWR | August 21, 2008 at 2:50 PM |

Well, Wondering, there are areas I am not clear on. Maybe you can, since you know who they are, get Keltruth to assist me by answering my questions. As for the rest of it, well the choice of anonymity or lack of it a personal thing. I am too old for the "I'll show you mine if you show you yours" game. Keltruth and you can go right ahead and show me yours, but understand that is your choice and I am NOT showing you mine.

Pat | August 21, 2008 at 2:52 PM |

@ Wondering

You say WE know who Keltruth is and why they stand where they are...

Well, I for one dont. So, could you please explain who they are? And why they stand where they are? While you are at it, could you please also tell me why they have failed to answer my questions? Since you know.....

Amused | August 21, 2008 at 3:39 PM |

@wondering

"I won't draw a conclusion until the matter is concluded. I await the outcome"

http://bajan.wordpress.com/2008/08/20/nelson-barbados-group-keltruth-kingsland/









dont forget we have had an "outcome" in the high court, the court of appeal and the British privy council.

if there is another negative outcome for keltruth in toronto will that "conclude" it for you?

will we need more?

Wondering | August 21, 2008 at 4:48 PM |

Mussolini has joined us! Hey Pat. Now ladies I merely pointed out the obvious hate/dislike that BWWR has for the Knox family. But you see this is why I have resisted posting on this blog....question you BWWR and a witch hunt ensues.

BWWR has been so nice as to point out the identity of Keltruth every article posted so you should ask "her" if you are unsure Pat. Not to mention how forthcoming Keltruth has been in revealing her identity.

And yes WE the bloggers know the IDENTITY of Keltruth since it had been made so clear by the blogger posting as Keltruth and you BWWR. If I pitched marbles with them I would gladly get them to answer your questions BWWR and Pat. A lot I am not clear on myself.

I frankly don't care who you are BWWR. But I do have respect for Keltruth for not hiding behind anonymity when posting articles relating to the Kingsland Estates fiasco. It gives some credibility. The cards are on the table so to speak.

I have been a keen reader of both sides to this story and I try to approach it subjectively and hope to draw my own conclusions once all the facts have come to light (if that ever happens). I like to be neutral in most subjects as it leads to a lot less stress on my mind. But get real here ladies...you may try to play it down but something stinks in this case.

Now BWWR your articles make for great reading and I am glad another side is being told but lose the personal attacks and name calling. Coupling those with serious subject matter make it no more than "propaganda" and seriously undermine your credibility.

Anyway, I will return to the woodwork for I fear I am fighting a losing battle trying to get you to exercise some restraint so we can take your articles seriously. As they say, you can't teach an "old" dog new tricks and we all know that arguing with the much more experienced "elderly" is like arguing with a piece of board.

I bid thee farewell.

Pat | August 21, 2008 at 5:28 PM |

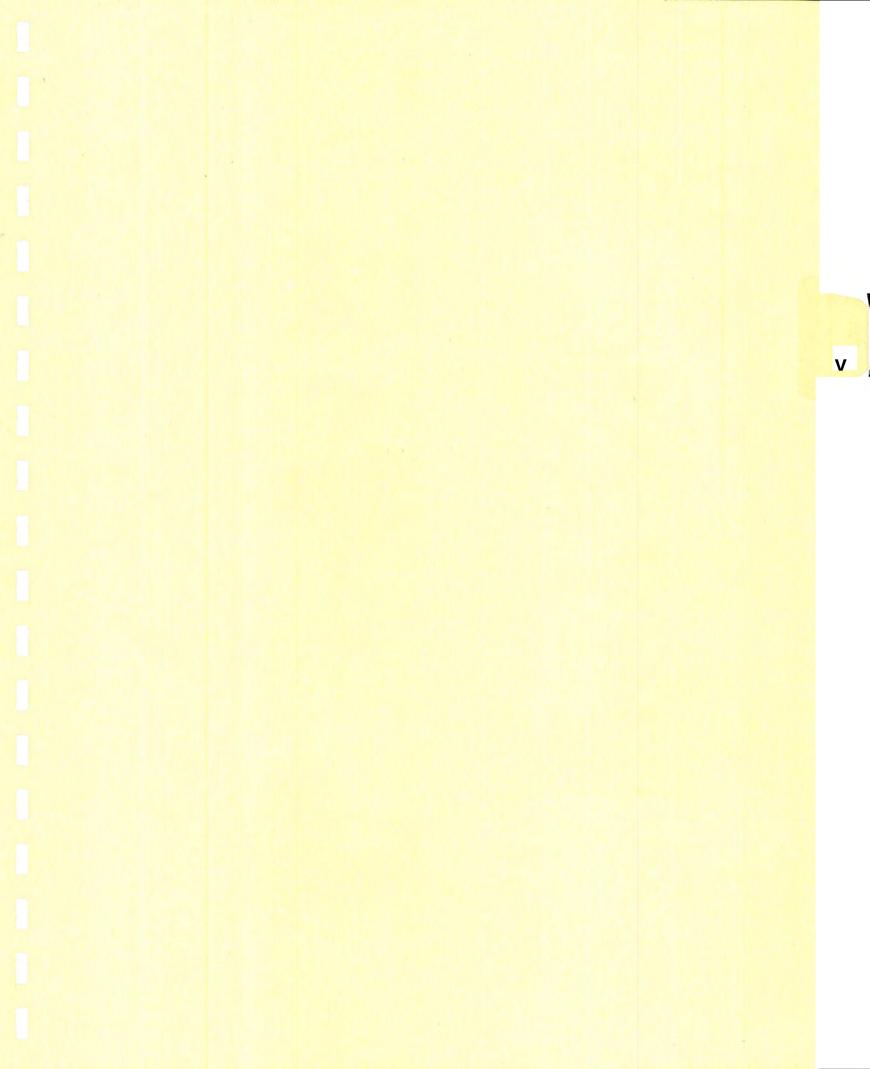
@ Wondering

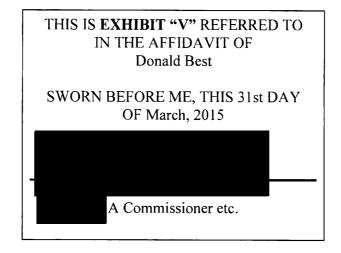
"But get real here ladies...you may try to play it down but something stinks in this case."

You sure got that right. Go read the judgment possted in the above ariticle.



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Jo Anne Louise Groco, a Commissioner, du., Province of Ontello, for the Government of Ontello, Ministry of the culturiony General. Document Examination Consultants Inc.

Forensic Report

Document Examination Consultants Inc.

www.decinc.co

March 12, 2009

Crawford, McKenzie, McLean, Anderson & Duncan LLP Barristers and Solicitors 40 Coldwater Street East Orillia, Ontario L3V 6K4

Attention: K. William McKenzie

FORENSIC REPORT

Our File No. 1990/09 Your File No. bmc586

Re: Internet Posting of Costs Order

I am a Forensic Document Examiner and President of Document Examination Consultants Inc. A copy of my curriculum vitae is attached. William McKenzie, of Crawford, McKenzie, McLean, Anderson & Duncan LLP, retained me to examine a sixpage Adobe PDF document in an effort to determine its origin. This document is described below, as are the related documents also examined. These materials were received in February and March 2009 and have been labelled and copied. Following the list of exhibits is a description of the methods employed, my observations, and the conclusions derived from the analysis. Copies of the documents and illustrative charts are attached to this report.

Head Office: 389 Roosevelt Ave., Ottawa, Canada K2A 1Y9 Tel: (613) 722-7058 Fax: (613) 728-5568 Branch Office: 350 Palmerston Blvd., Toronto, Canada M6G 2N6 Tel: (416) 927-1453 March 12, 2009 File No. 1990/09 Page 2 of 6

List of Exhibits

Questioned Document

Q1 (1-6): A six-page Adobe Acrobat file including pages of a facsimile transmission reproduction bearing Transmit Terminal Identifier (TTI) information including a date and time of, "08/19/2008 16:53", a fax number of, "17053254913", and the name, "CRAWFORDMCKENZIEMCLE". The correspondence references "Cost Order of April 16, 2008" and is addressed to thirteen parties. The copy attached to this report has been printed by me from the PDF file that I downloaded from the Barbados Underground blog site - specifically from a link under an August 2008 entry bearing the heading, "The Other Side Of The Kingsland Estate Court Matter Part IX".

Specimen Documents

- K1 (1-7): Photocopy of a seven-page facsimile transmission copy reportedly received at the office of Miller Thomson LLP. The TTI bears a date and time of 08/19/2008 16:53 and the information reproduced in the body of each page corresponds to that of K2 (1-7).
- K2 (1-7): Original fax cover page [K2 (1)], file letter dated August 18th 2008 [K2 (2 & 3)] and copies of cheques [K2 (4-7)] from the office of Crawford, McKenzie, McLean, Anderson & Duncan LLP. This document was reportedly sent by facsimile transmission to a number of recipients including Miller Thomson LLP.
- K3 (1 & 2): A two-page Activity Report generated by the facsimile machine at the office of Crawford, McKenzie, McLean, Anderson & Duncan LLP with serial number BROG5J310706 and reporting activities ranging in date from 08/18/2008 to 08/21/2008.
- K4: A Broadcast Report generated by the facsimile machine at the office of Crawford, McKenzie, McLean, Anderson & Duncan LLP with serial number BROG5J310706 and detailing a seven-page transmission broadcast to thirteen potential recipients on 08/19/2008.
- K5 (1-7): A seven-page Adobe Acrobat file including copies of the facsimile transmission reportedly received at the offices of Inn Chambers and retransmitted to another

March 12, 2009 File No. 1990/09 Page 3 of 6

recipient. The information reproduced in the body of each page corresponds to that of K2 (1-7).

Examinations Conducted

- 1. Comparison of the information contained in the Q1 and K1 Transmit Terminal Identifiers (TTIs) with details of the K3 Activity Report and K4 Broadcast Report.
- 2. Macroscopic examination of the Q1 PDF file.
- Comparison and superimposition of the Q1 PDF document with the K1 received fax and K2 original document.
- 4. Comparison of Q1 with K5.

Methods and Observations

- The Transmit Terminal Identifiers (TTIs) on Q1 and K1 were compared with information in the K3 Activity Report and K4 Broadcast Report. The following was noted:
 - Q1 and K1 both bear a TTI across the top of the page. This information is generated by the sending machine and incorporates details programmed by the user - typically including the date, time, sender telephone number, receiver telephone number, job number, and page count. Both Q1 and K1 show a date/time of 08/19/2008 16:53, which corresponds to entries seen on the K3 and K4 reports - see Chart 1. The latter two documents register transmissions sent from a particular fax machine, in this case a machine with serial number BROG5J310706.

K3 and K4 include details of a broadcast to multiple numbers between 16:51 and 17:12 of the same seven-page facsimile. This demonstrates that although one document was being faxed to several different locations under the same job number, the actual transmissions are commenced at different times. The transmission to 14165958695 was, according to the activity and broadcast reports, initiated at 16:53, a time that corresponds to that seen on K1 and Q1 – see Chart 1.

All pages of K1, the received fax, include a page count (i.e. PAGE 02/07). This
information is absent from Q1. However, by using graphics software to enhance
faint markings on the pages, evidence can be seen of white-out in the location
where the page count would appear – see Chart 2. Additionally, a vertical line
appears beneath the name "CRAWFORDMCKENZIEMCLE" on
K1 (2) that, once again, is absent from the corresponding page, Q1 (1). With
enhancement, an opaqued area can also be seen in this location, showing that
the line has been redacted from an earlier generation copy.

With respect to the remainder of the TTI, Q1 (1-6) and K1 (2-7) are consistent. Q1 does not include a page that corresponds to K1 (1) – the "Fax Cover" sheet.

- The Q1 PDF document was examined, compared and superimposed with K1 (received fax) and K2 (original document). The following was observed:
 - Correlation between the text on pages of Q1, K1 and K2 as described
 - o Q1 (1) with K1 (2) and K2 (2)
 - o Q1 (2) with K1 (3) and K2 (3)
 - o Q1 (3) with K1 (4) and K2 (4)
 - Q1 (4) with K1 (5) and K2 (5)
 - o Q1 (5) with K1 (6) and K2 (6)
 - o Q1 (6) with K1 (7) and K2 (7)
 - A defect is present on Q1 and K1 that runs vertically along the left side of each page. It is in the form of a non-print area and extends from the beginning of the text through to the typed information at the bottom of the page. It cannot be determined whether the defect extends into the area designated for the TTI as within the TTI there is no text present at the point where the void would intersect. The printing void bisects the logo and/or text at the same location within the body of each page in both Q1 and K1. See Chart 3 (a & b).
 - Unique pixel arrangements occur during a facsimile transmission, resulting from scanning of the original document, which serve to give the transmitted facsimile individuality. Such characteristics are seen on K1 and have been reproduced on Q1, the PDF document – see Chart 4. A document transmitted by broadcast to multiple destinations will exhibit the same pixel pattern for each recipient.
 - In addition to the pixel arrangement, transmission noise can result in artifacts in the form of small specks on the received document. These specks are specific to a given page and will not repeat themselves from page to page or in subsequent

March 12, 2009 File No. 1990/09 Page 5 of 6

transmission. Unlike pixel patterns, transmission noise is unique even amongst multiple recipients of a single broadcast transmission. K1 exhibits many such artifacts and they are reproduced on Q1 – see Chart 5.

3. K5 was examined and compared with K1 and Q1. It is a second generation fax, having been initially transmitted from Crawford, McKenzie, McLean, Anderson & Duncan LLP, and then forwarded on to another party via fax. As K5 is a second generation copy it bears artifacts and other defects that originate from two different transmitting machines and two separate transmissions. The document does however bear the printing void running vertically along the left side that is also present on Q1 and K1. Its occurrence on K5 demonstrates that the origin of the printing defect is the original transmitting machine at Crawford, McKenzie, McLean, Anderson & Duncan LLP.

It is noted that the time recorded for the original transmission in the TTI on K5 is 17:10, showing that it was nine transmissions after the sending of K1 at 16:53.

Conclusions

- Q1 (1-6) is an altered reproduction of K1 (2-7), the fax received at Miller Thomson LLP, which was sent by Crawford, McKenzie, McLean, Anderson & Duncan LLP, at approximately 16:53 on 08/19/2008.
- A generation of K1 has been altered by removal of the page count from the right end of each TTI and of a vertical line positioned below the TTI on K1 (2). The resulting altered document, or a generation of it, was used in the production of Q1.

Disposition of Documents

1. All documents are being returned via courier along with this report.

Attachments to Report

- 1. Curriculum Vitae.
- 2. Illustrative Charts 1-5.
- 3. Copies of all documents examined.

March 12, 2009 File No. 1990/09 Page 6 of 6

1.4

Prepared by:

Brian Lindblom, B.A., FSSocDip, D-ABFDE Forensic Document Examiner Curriculum Vitae

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CURRICULUM VITAE

BRIAN LINDBLOM

Forensic Document Examiner

DOCUMENT EXAMINATION CONSULTANTS INC.

(613) 722-7058 - Ottawa (416) 927-1453 - Toronto Email: lindblom@on.aibn.com

ACADEMIC BACKGROUND - University of Manitoba, B.A., 1979

EMPLOYMENT - Document Examination Consultants Inc: November 1987 to the present.
- Royal Canadian Mounted Police Central Forensic Laboratory (Ottawa): June 1980 to November 1987.

FORENSIC TRAINING - Understudy Program in Document Examination at the R.C.M.P. Central Forensic Laboratory commenced in June 1980 and completed in December 1981. This program included modules on such subjects as: methods and systems of handwriting, principles and philosophy of handwriting comparisons, characteristics of traced, simulated and disguised writing, mechanical and electronic office machine [i.e. checkwriters, photocopiers, typewriters, printers (laser, inkjet, dot matrix), etc.] examinations and comparisons, restoration and decipherment of indented impressions and damaged documents, examinations of altered, eradicated and indented writing, ink and paper analysis, physical matching techniques.

Understudy Program in Graphic Arts was completed at the R.C.M.P. Central Forensic Laboratory in 1985. This program of study included modules on such subjects as: paper manufacture, photography, printing processes, production and issuance of genuine security documents, methods of producing counterfeits, principles and methodology employed in examining counterfeits.

Each program included reading assignments, study tours, essays, practical exercises, oral presentations and written examinations. Practical training included the completion of more than ninety cases, all of which were reviewed by senior examiners.

A Diploma in Forensic Document Examination (FSSocDip) was awarded by the Forensic Science Society of England in September 1986.

Certification as a Forensic Document Examiner was awarded in October 1990 by the American Board of Forensic Document Examiners (ABFDE) after completion of Board examinations. Elected to the Board of Directors in July 1995, serving until 1998. Member of testing committee for certification until July 1998. Re-elected to the Board of Directors in December 2003. Served on the continuing education and testing committees until August 2005. The ABFDE is the only certifying body in North America that is sponsored by the Canadian Society of Forensic Science, American Society of Questioned Document Examiners, South-Western Association of Forensic Document Examiners, and the South-Eastern Association of Forensic Document Examiners. It is also recognized by the American Academy of Forensic Sciences, the International Association for Identification and the Mid-Atlantic Association of Forensic Sciences.

CONTINUING EDUCATION - Have attended workshops and seminars on a variety of forensic subjects including; paper analysis, complex signature cases, facsimile machines, advanced infrared examinations, digital image enhancement, physiology of writing, providing expert testimony and technical writing. These sessions were sponsored either by the Canadian Society of Forensic Science, The American Society of Questioned Document Examiners or The American Board of Forensic Document Examiners.

PROFESSIONAL MEMBERSHIP

- Canadian Society of Forensic Science (1983 present)
- American Society of Questioned Document Examiners (1983 present). Advancement to Full Membership achieved in 1989, following completion of examinations. Member of: Evaluation and Examinations Committee, September 1995 - December 1996; Journal Committee, January 1995 - August 1997
- The American Academy of Forensic Sciences (1996 present).

EXPERIENCE

Several thousand documents have been examined respecting questioned handwriting, typewriting, inks, paper, photocopy manipulation, facsimile copies, computer-generated documents, stamp impressions, alterations, counterfeit and altered negotiable instruments and travel documents. The cases were completed for clients in Canada, U.S.A., England, Australia, Namibia, Hong Kong and the Caribbean.

Casework has been completed for: law firms, accounting firms, unions, insurance companies, municipal governments, banks, private and Crown corporations, police departments, school boards, as well as regulatory bodies including: Certified Management Accountants of Ontario, The Professional Association of Engineers of Ontario, The Law Society of Upper Canada, The Law Society of Manitoba, The College of Physicians and Surgeons of Ontario, The College of Physicians and Surgeons of Saskatchewan, The College of Physicians and Surgeons of Ontario, College of Audiologists & Speech-Language Pathologists of Ontario, The College of Physiotherapists of Ontario, College of Chiropodists of Ontario, College of Occupational Therapists of Ontario, The College of Psychologists of Ontario, The College of Nurses of Ontario, and The Canadian Medical Protective Association.

Expert evidence has been given at civil and criminal trials, employment arbitration's, immigration hearings, and before licensing boards. Testimony has been presented in British Columbia, Alberta, Saskatchewan, Manitoba, Ontario, Quebec, New Brunswick, Nova Scotia, Newfoundland, in Trinidad & Tobago, and in the states of Florida and Illinois.

CONSULTING SERVICES

While employed at the Central Forensic Laboratory, provided assistance with, and recommendations for, the development of security features in Canadian negotiable documents and passports. As a private examiner have designed and evaluated negotiable instruments, driver's licenses and immigration documents for Crown and private corporations.

TEACHING

Training programs were developed for the examination of travel documents. Trainees' assignments and casework were monitored. Programs for the screening of suspect documents were designed and presented to police officers, immigration inspectors, visa officers and customs officials in Canada and the U.S.A.. Lectures have been given in the forensic science courses at the University of Ottawa Law School and at the University of Toronto. Workshops and lectures have been provided to the American Society of Industrial Security, the Canadian Institute, the Council of Private Investigators of Ontario, Federated Press programs on workplace investigations, and the American Board of Forensic Document Examiners.

AWARDS

Recipient of the 2008 Ordway Hilton Award presented by the Questioned Documents Section of the American Academy of Forensic Sciences.

Recipient of the 2007 American Board of Forensic Document Examiners New Horizon Award for publication of Scientific Examination of Questioned Documents – Second Edition. The award recognizes significant contributions to the forensic document examination field through research.

PUBLICATIONS AND PRESENTATIONS

- Write-On2 Document Comparison Software (workshop) ASQDE Conference (Asheville) August 2008
- Fax Font Project V TTI Database 2008 Update ASQDE Conference (Asheville) August 2008
- The Application of Write-On Document Comparison Software to Complex Handwriting Comparisons AAFS Conference (Washington, DC) February 2008
- Examining Documents Requiring a Multi-Faceted Approach (workshop) MAFS Conference (Traverse City) September 2007
- Fax Font Project IV TTI Database 2006 Update ASQDE Conference (Portland) August 2006

- Scientific Examination of Questioned Documents, 2nd Edition Co-Editor and a Principal Author, CRC Press 2006
- The Examination of Facsimile Reproductions (workshop) ABFDE Conference (Las Vegas) October 2004
- Multi-faceted Examinations (workshop) ABFDE Conference (Las Vegas) October 2004
- Examination of Photocopied Signatures: Distinguishing Between Line Quality and Ink Line Morphology (workshop)
 SAFDE Conference (Atlanta) April 2004
- Graphics Software as an Aid to Establishing Stroke Order in Complex Signatures ASQDE Conference (Memphis) August 2004 SAFDE Conference (Atlanta) April 2004
- Photocopied Handwriting and Signatures (Panel Discussion) Moderator/Presenter AAFS Conference (Chicago) February 2003
- The Document Examiner's Role in Deciphering Handwriting of a Severely Impaired Writer AAFS Conference (Chicago) February 2003 MAFS Conference (Milwaukee) September 2002
- Practical Problems in the Relative Dating of Inks ASQDE Conference (San Diego) August 2002 MAFS Conference (Minneapolis) September 2001
- A Case Study Illustrating Detection of Digital Manipulation ASQDE Conference (Ottawa) August 2000
- Tracking of Sourced Impressions ASQDE Conference (Ottawa) August 2000
- Enlargement and Reduction Characteristics of Facsimile Transmission Copies ASQDE/IAFS Conference (Los Angeles) August 1999 Journal of the American Society of Questioned Document Examiners, June 2003. Vol. 6, No. 1
- Write-On 1.0 Using Pikaso Software to Aid in the Comparison of Handwriting ASQDE/IAFS Conference (Los Angeles) August 1999
- The Litigator's Guide to Expert Witnesses
 Document Examination Chapter, Canada Law Book Inc, 1997
- An Evaluation of Line Quality in Photocopied Signatures ASQDE 54th Annual Conference (Washington, DC) August 1996 Science and Justice, Journal of the Forensic Science Society, 1998
- A Collection of Fax Fonts, Part II ASQDE 53rd Annual Conference (Chicago, IL) September 1995
- The Role of Forensic Document Examination Where Issues of Authenticity Arise in Estate Matters Factual Disputes in Estate Matters, The Canadian Institute, March 1994, Section 2
- Facsimile Header (TTI) Examinations ASQDE 52nd Annual Conference (Long Beach, CA) August 1994
- The Application of Forensic Document Examination in Estate and Trust Disputes Estates and Trusts Journal, September 1994. Vol. 14, No. 1. Reproduced in Will Power, CCH Canada, 1995
- Forensic Evidence in Canada
 Document Examination Chapter, Canada Law Book Inc, 1991

- The Examiner as Forensic Consultant and Expert Witness Professional and Ethical Considerations ASQDE 49th Annual Conference (Lake Buena Vista, FL) August 1991 Canadian Society of Forensic Science, Annual Conference (Montreal, Quebec) September 1991
- An Unusual Tracing Method Canadian Society of Forensic Science Annual Conference, 1990 ASQDE 47th Annual Conference (Washington, DC) August 1989
- Fraud Prevention Measures Canadian Security, Feb/Mar 1990
- The Forensic Examination of Last Wills and Testaments Estates and Trusts Journal, August 1989. Vol. 9, No. 3.
- Current Trends in the Alteration and Counterfeiting of Travel Documents Canadian Society of Forensic Science and IAFS 11th Triennial Conference (Vancouver, BC) 1987
- The Alteration of Laminated Canadian Citizenship Cards ASQDE 43rd and Canadian Society of Forensic Science joint Annual Conference (Montreal, Quebec) 1985
- Stripper Plate Markings An Individual Characteristic in Chequewriter Impression Examinations Canadian Society of Forensic Science Journal, 1984. Vol. 17, No. 3. International Association of Forensic Science, Conference (Oxford, England) 1984
- Printing Characteristics of the Perm-a-Rite Mark II Label Tape Marker Canadian Society of Forensic Science Journal, 1984. Vol. 17, No. 4. International Association of Forensic Science, Conference (Oxford, England) 1984. (Poster Presentation)
- Identifying Characteristics in the Handwriting of the Visually Impaired Canadian Society of Forensic Science Journal, 1983. Vol.16, No. 4. ASQDE 41st Annual Conference (Lake Tahoe, Nevada) 1983.

Illustrative Charts

Illustrative Charts

Chart 1

Comparison of Entries for the Date and Time of the Questioned Transmission

The image below shows a particulat the K3 (1) Activity Report (at 85% of actual size) with the relevant time outlined in green. The intermation is also shown enlarged to 150% in the bottom window. The entry describes the successful transmission of seven pages to 1,416-595 8695 or 08-19 at 16:53

ACTIVITY REPORT

0.	DATE	TIME	FAX NO. /NAME	DURATION	PAGE (S)	RESULT	COMME	NT
1284	08/19	16:47	7396899	28	82	OK		
	08/18	19:41 07:50		20 27	01	OK OK	××××××	EC
	08/19 08/19	08:37	705 325 7079 9053610789	43 15	01 02	22222	RX	
	08/19	08:54 09:05	9053610789	38	01	OK.	RX	EC
	88/19 88/19	09:05	905 2740324 705 728 8744	31	81	OK	RX	EC
	88/19	09:52	705 686 3707	12	01 03	UK	RX	EC
1285	08/19	09:58	14164856854	00	00	BUSY	RX TX	EQ
	08/19 08/19	10:06	1 705 739 6099	18	82	OK	RX	EC
	08/19	10:11 10:20	7053254135	21	01	DK:	RX	ĒC
	08/19	10:46		30 32	01	OK	RX	EC
	08/19	10:54	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	83: 37	01	222222222222222222222222222222222222222	RX RX TX	EC
207	08/19	11:14	18885232440	43	84	OK .	TX	EC
208	08/19	11:40	4845037	21	01	ÖK	IX	EC
209	08/19 08/19	12.89	18664448610	41 24	01 01	OK	RX	
210	08/19	12:28	3250044	19	01	OK	TX	EC
0211	08/19	12:28 12:38 12:57	7307857	31 22	83	0K	TX	EC
212	08/19	13:15	19859443251	22	82	DK.	RX	EC
1213	08/19	13:16	3251960	16	01 01	OK.	TX	EC
30.6	08/19	13:18		15	02	Dr.	TX RX	EC
214	08/19	13:51 13:52	18084898767	14 17	-01	DK	192	EC
215	08/19	13:52	7054845037 19052143371	17	-01	OK	RX	EC
	08/19	13:56	705 739 0365	18 38	81 03	OK.	TX	EC
	08/19	14:18		17	02	OK.	RX	EC
1216	08/19	14:30	7282243	24	83	OK.	TX	EC
1217	08/19	14:44	5194588189 12026399355	52	03	OK OK	RX	ĒC
	08/19	14:47	416 485 6054	25	82	DK .	1X	EC
218	08/19 08/19	14:49	7390365	03:28 03:54	24	DK.	RX TX	EC
220	08/19	14:54 14:59	14032647084 7307857	03:54	19	OK	TX TX	FC
	09/19	15:01	1301831	29 26	83	DK	TX	EC
(221	08/19	15:11	3239388	04:30	81 12	DK	RX TX	EC
1772	08/19 08/19	15:28	1005044000	22	82	C C C C C C C C C C C C C C C C C C C	RX	EC
222	08/19	15:45	19059443251	16	01	0K	TX	EC
	88/19	15:48	19052143371 7053277532	29 01:29	81	DK.	TX	
0.0.1	08/19	16:08	4162140605	19	63	OK.	RX RX	E.C.
1224	08/19	16:47	18885232440	03:06	18	OF.	TX	EC
1225 1225	08/19	16:51 16:53	14169791234 14165958695	81:39	87	OK.	12	EC
1225	00/19	16:54	14163647013	01:10 59	07	DK	TX	EC
225	08/19	16:54 16:57	14168632650	59	07 08	BUSY	IX	EC
225	08/19	16:57	14166403018	82:87	87	OK	IX	EC
	00719	17:00	14162249313	01:10	87	OK	TX	EČ

⁰²¹¹⁷ #22J 10:01 14103/31234 #225 08/19 16:53 14165958695 4225 01/10 1 16.54 14163647013

Chart 1

Comparison of Entries for the Date and Time of the Questioned Transmission

The image below shows a portion of the K4 Broadcast Report (at 85% of actual size) with the relevant ine outlined in green. The window below shows the detail enlarged to 150% of actual size. This Broadcast Report describes the transmission of a seven-page document to thirteen potential recipients. The outlined information shows a successful transmission to 1-416-595-8695 on 08.19 at 16:53. Note that although his is a broadcast transmission, the time differs for delivery to each of the successive for numbers e. 16:54, 16:57, etc.

				13	FAX : 17 TEL : 17	AWFORDMCKENZIEMCL 053254913 053252753 065J310706
	PAGE		0	7		
DATE	TIME	FAN NO, /NAME	DURATION	PAGE (S)	RESULT	COMMENT
08/19 08/19 08/19 08/19 08/19 08/19 08/19 08/19 08/19 08/19 08/19 08/19	16:51 16:53 16:57 16:57 17:00 17:00 17:03 17:05 17:06 17:08 17:10 17:12	$\begin{array}{c} 14169791234\\ 14165958695\\ 14163647813\\ 14168632653\\ 14166403018\\ 14162249313\\ 14165939345\\ 19057955523\\ 14169470866\\ 14164497071\\ 14165973370\\ 12464292003\\ 14168626666\\ \end{array}$	01:39 01:10 59 00 02:07 01:10 53 01:04 01:14 01:13 53 01:24 02:07	07 07 07 07 07 07 07 07 07 07 07 07 07 0	OK OK BUSY OK OK OK OK OK OK OK OK	ECM ECM ECM ECM ECM ECM ECM ECM ECM ECM

The date and time within the Transmit Terminal Identifier (TTI) on K1 (shown at 150% of actual size) corresponds to that seen in the K3 (1) Activity Report and the K4 Broadcast Report. A TTI is generated by the transmitting machine and reflects the date, time and telephone number entered by the operator, generally when the fax machine is put into service. The time reflects that indicated on the internal clock of the transmitting machine. In the case of the TTI below, the telephone number is that of the transmitting machine.

08/19/2008 16:53 17053254913 KI (2) TTI

The date and time within the reproduced TTL on Q1 (shown at 150% of actual size) also corresponds to those of the K3 (1) Activity Report and the K4 Bioladcast Report and the K1 received fas.

08/19/2008 16:53 17053254913 QI (1) TTI

<u>Chart 2</u> Evidence of Page Number Obliteration on Q1

The upper image in each set has been level-adjusted using Adobe Photoshop to make faint markings more evident. Indications of opaquing fluid in the upper-right corner of each page of Q1 are outlined using a dashed red line. The location corresponds to the position of the page count details on K1 (lower image in each set).

In addition, red arrows in the first pair of images point to a correlation between a vertical line on K1 (2) and indications of opaquing fluid on Q1 (1).

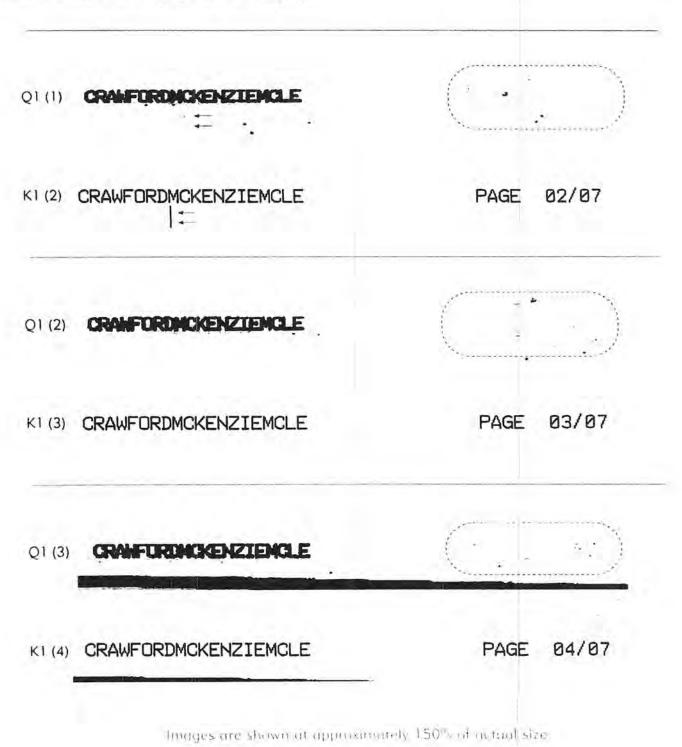
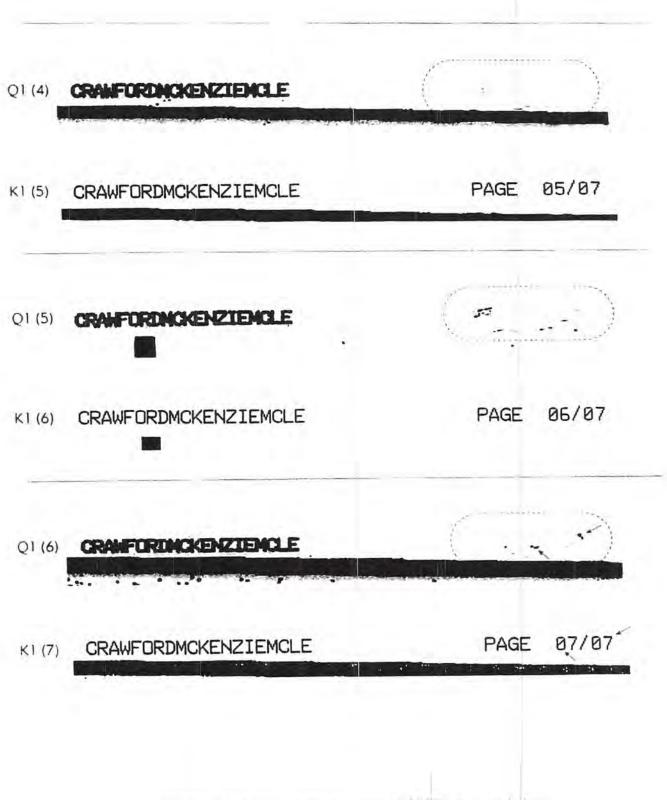


Chart 2 Evidence of Page Number Obliteration on Q1

Red arrows in the final set of images point to dark marks within the opaqued area on Q1 (6) that register with portions of the page count details on K1 (7) when the two are superimposed.



images are shown at approximately 150^m of actual size-

Chant 3 (c) Example of a Facsimile Transmission Defect in the Form of a Printing Vertically Down the Page The encoge below knows a particular for entropy and the first column of the f

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Example of a Facsimile Transmission Defect in the Form of a Printing Void Running Vertically Down the Page

Green arrows point to the location of a vertical void present on both Q1 (1) |red| and K1 (2) |blue]. The right hand image shows the text from the two corresponding pages overlaid. The defect bivects the text in the same location on each document

KI (2)

(1) 10

Don I. Crawford, G C., B.A., LL.B. K. Willism McKensie, B.A., LL.B. Willism O. McLern, B.A., LL.B. Timochy G. Anders: n. B.A., LL.B. Assica A. Duncan, B.A., LL.B. Krista J. McKenzie, B.A. (Hons.), LL.B. Gerald L.R. Ranking Fasken Martineau DuMor Barristers and Solicitors Toronto Dominion Bank 66 Wellington Street Wes Suite 4200, Toronto Dom P.O. Box 20, Toronto Dom P.O. Box 20, Toronto-Do Toronto, ON M5K 1N6

Pon J. Crawford, C C., B.A., LLB. K. William McKen ic, B.A., LLB. William G. McLeau B.A., IJ.B. Timothy G. Anders: n. B.A., LLB. Jessien A. Duncan. 3.A., LLB. Krista J. McKenzie, B.A. (Hons.), LLB.

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Overlay

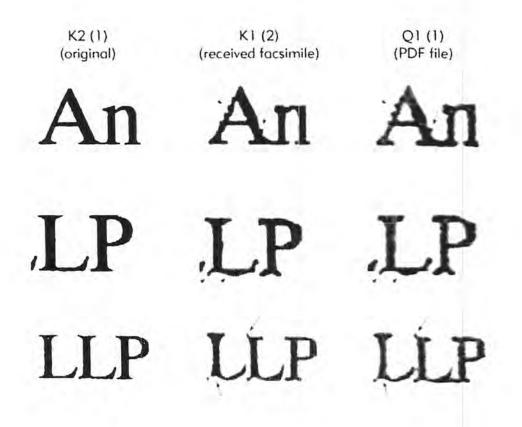
Gerald L.R. Ranking Fasken Mattineau DuMor Barristers and Solicitors Toronto Duminion Bank 66 Wellington Street Wet Suite 4200, Toronto Dom P.O. Box 20, Toronto Dom P.O. Box 20, Toronto-Do Toronto, ON M5K 1N6

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OU (U) was scaled to 104.9% in width and 107 - in height to register with K.1 (2). The adjusted images are shown at 150%

<u>Chart 4</u> <u>Comparison of Digitization Individuality Resulting from Facsimile Transmission</u>

Images on the left (black) are from the original document. Those in blue, the received tax, show digitization details that are also observed in the corresponding letters of Q1 (1) (red). Green arrows indicate examples of unique pixel characteristics.



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Chart 5

Comparison and Superimposition of Artifacts Seen on K1 (the received fax) and Q1 (the PDF copy)

When a document is faxed, the received image often contains artifacts resulting from transmission line noise, or static, which can be seen as small specks. The position of these artifacts is unique to each transmission.

A portion of Q1 (1) (colourized red) is shown superimposed with a section of K1 (2) (colourized blue). The yellow circle denotes the position of a small mark on K2, the original document, which could potentially have been reproduced on a received fax. Such marks have been carefully identified on each page to ensure they are not mistaken for transmission line noise.

Transmission noise artifacts found on K1 (2), the received fax, which are reproduced on Q1 (1), the PDF copy, have been circled in green. Such an abundance of similarities demonstrates that there is an association between the two documents.

abas and Ryder Gilliland assels & Graydon LLP s & Solicitors Street, Suite 2800 ce Court West, Box 25 ON M5L 1A9 J.Payne 1 and Payne s and Solicitors 1, 45 Sheppard Avenue East **ON M2N 5W9**

Q(1) was scaled to 105.1% in width and 106.7% in height to register with K2 (2). The adjusted images are shown at 200%.

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Crawford, McKenzie, McLean, Anderson & Duncan LLP BARESTERS - SOUCTORS - NOTABES

Dos J. Crewlond, C.C., B.A., LLB. K. William McKessis, B.A., LLB. William G. McLern, R.A., LLB. Timothy G. Andersie, B.A., LLB. Janics A. Dunga, B.A., LLB. Krista J. McKengle, B.A. (Hons.), LLB.

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Lorne S. Silver Cassels Brock & Blackwell LLP Lawyers 2100 Scoti:: Plaza 40 King Street West Toronto, ON M5H 3C2

Alair P. Shepherd, Q.C. Attorney-at-Law Inn Chambers Lucas Street Bridgetown, Barbados

Johanna Braden Stockwood: LLP Barristers Suite 2512, The Sun Life Tower 150 King Street West Toronto, ON M5H 1J9

W. Paul Hu ston CPI Plastic: Group Ltd. 151 Courts: y Park Drive West Mississaug:, ON L5W 1Y5 Angust 18, 2008

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Lawrence Hansen Devry, Smith & Frank LLP Barristers & Solicitors 100 Barber Greene Road, Suite 100 Toronto, ON M3C 3E9

88/19/2008 15:53 17053254913

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Robert Malen Goldman, Sloan Nash & Haber LLP Barristers and Solicitors 480 University Avenue, Suite 1600 Toronto, ON M5G 1V6

Maanit Zerr el Miller Thomson LLP Barristers & Solicitors Scotia Plaza 40 King Street West, Suite 5800 P.O. Box 1011 Toronto, ON Jason Wadden David D. Conklin Goodmans LLP Barristers & Solicitors 250 Yonge Street, Suite 2400 Toronto, ON M5B 2M6

Re: Cost Order of April 16, 2008

Deal Counsel;

Today we have posted to you cheques in full satisfaction of the Cost Order of Justice Shaughnessy dated April 16, 2008 and in accordance with the calculations agreed upon by all counsel in reply to my correspondence of August 13, 2008 which included the finalized cost calculations upon which this payment is made.

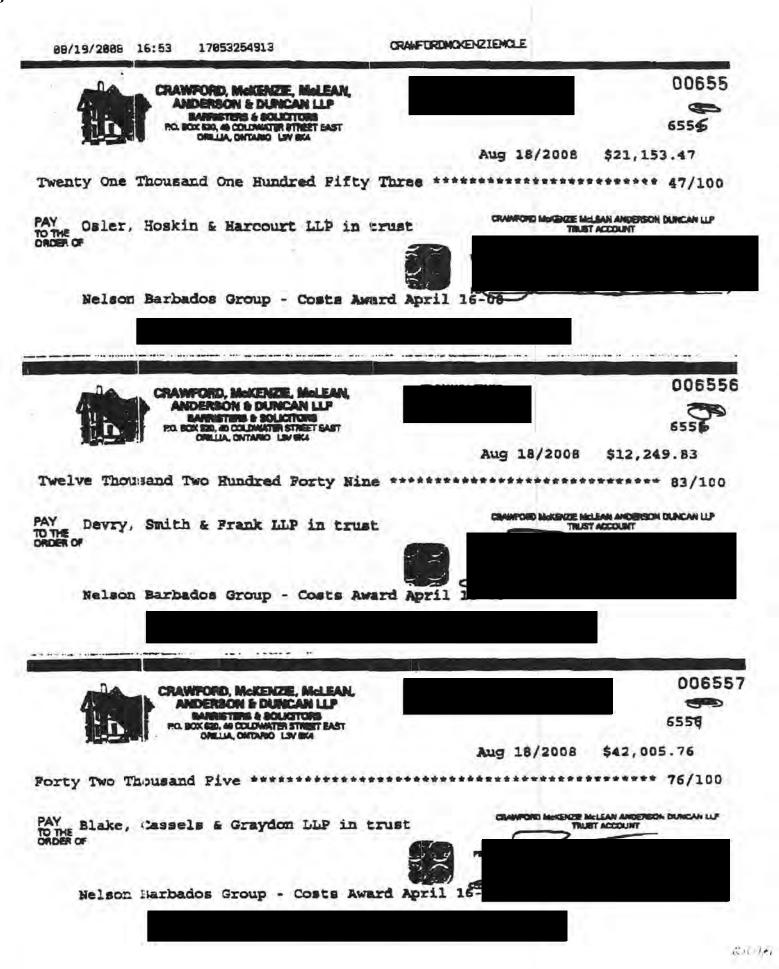
We would appreciate your suggestions as to dates in October 2008 for examinations in Barbados.

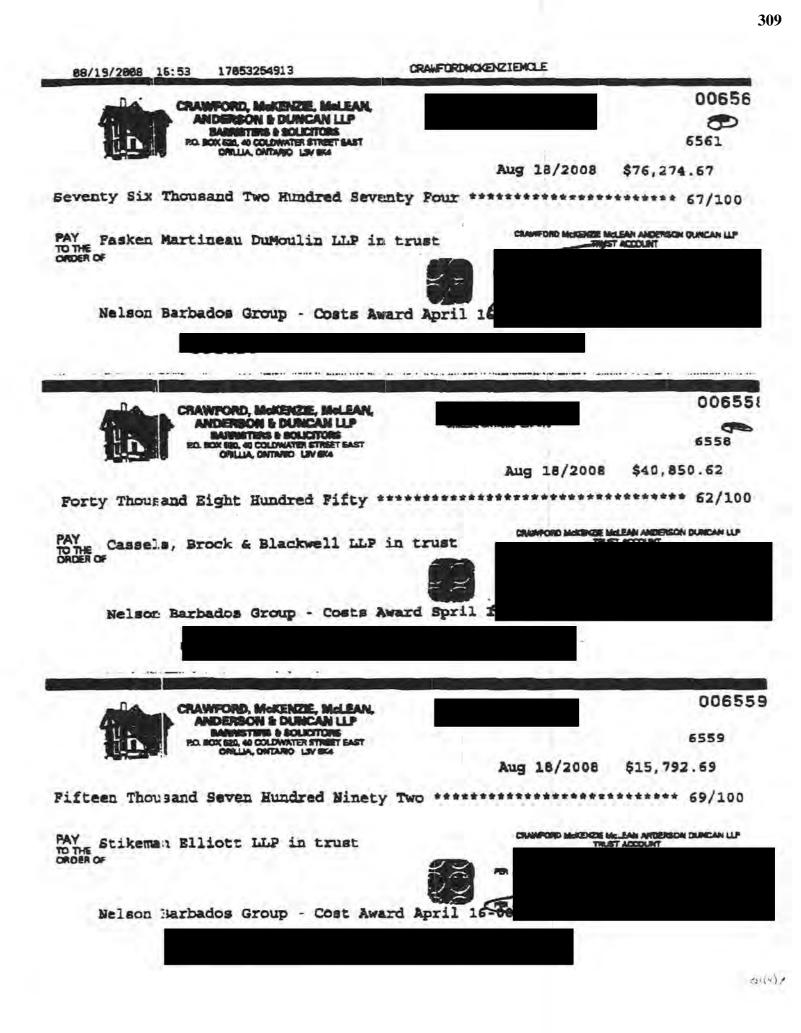
Yours very truly, Crawford, McKenzie, McLean, Anderson & Duncan LLP

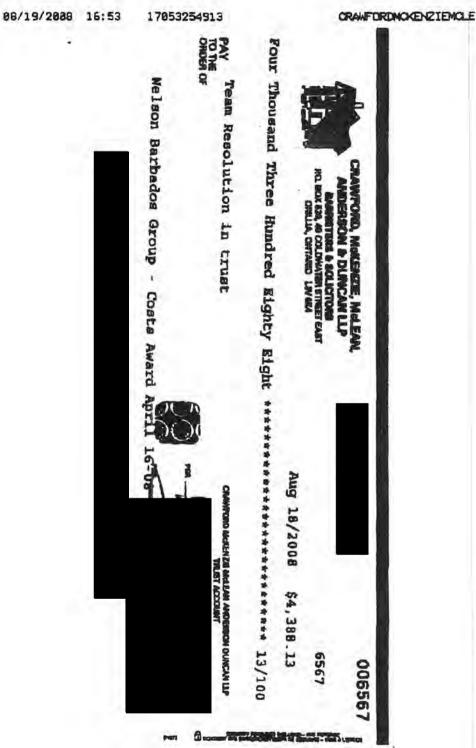
F. Marc Lemieux Student-at-Law (Electronically Signed) Photocopies

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Crawford, McKenzie, McLean, Anderson & Duncan LLP

FAX COVER

Name/Firm/Fax No:	Gerald L.R. Ranking, Fasken Martineau, (416) 364-7813
Name/Finn/Fax No:	P. Schabas/R. Gilliland, Blake, Cassels & Graydon LLP, (416) 863-2653
Name/Firm/Fax No:	Lorne S. Silver, Cassels Brock & Blackwell LLP, (416) 640-3018
Name/Firm/Fax No:	Richard J. Payne, Morrison and Payne, (416) 224-9313
Name/Firm/Fax No:	Johanna Eiraden, Stockwoods LJ.P. (416) 593-9345
Name/Firm/Pax No:	W. Paul Huston, CPI Plastics Group Ltd., (905) 795-5523
Name/Firm/Pax No:	David R. Byers/Adrian Lang, Stilteman Elliott LLP, (416) 947-0866
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Name/Firm/Fax No:	Robert Malen, Goldman, Sloan Nash & Haber LLP, (416) 597-3370
Name/Firm/Fax No:	Alair P. Shepherd, Inn Chambers, (246) 429-2003
Name/Firm/Fax No:	Paul Ivanoff/Jennifer Fairfax, Osler, Hoskin & Harcourt LLP, (416) 862-6666
Name/Firm/Pax No:	Jason Wadden/David D. Conklin, Goodmans LLP, (416) 979-1234
Name/Firm/Fax No:	Maanit Zemel, Miller Thomson LLP, (416) 595-8695
SENT BY:	Name: K. William McKenzie
DATE:	August 18, 2008
RE: I	Nelson Barbados v. Cox et al
FILE NO:	bmc568

NUMBER OF PAGES (including cover page): Transmitting fax number: (705) 325-4913

Please see letter and Responding Record attached.

If all pages are not received please call (705) 325-2753 mlemieux@mclaw.ca

CONFIDENTIAL NOTE

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Tol. (705) 325-27:13 Fax: (705) 325-49 13 mclaw@mclaw.ci

> Don J. Crewford Q.C., B.A., J.L.E.

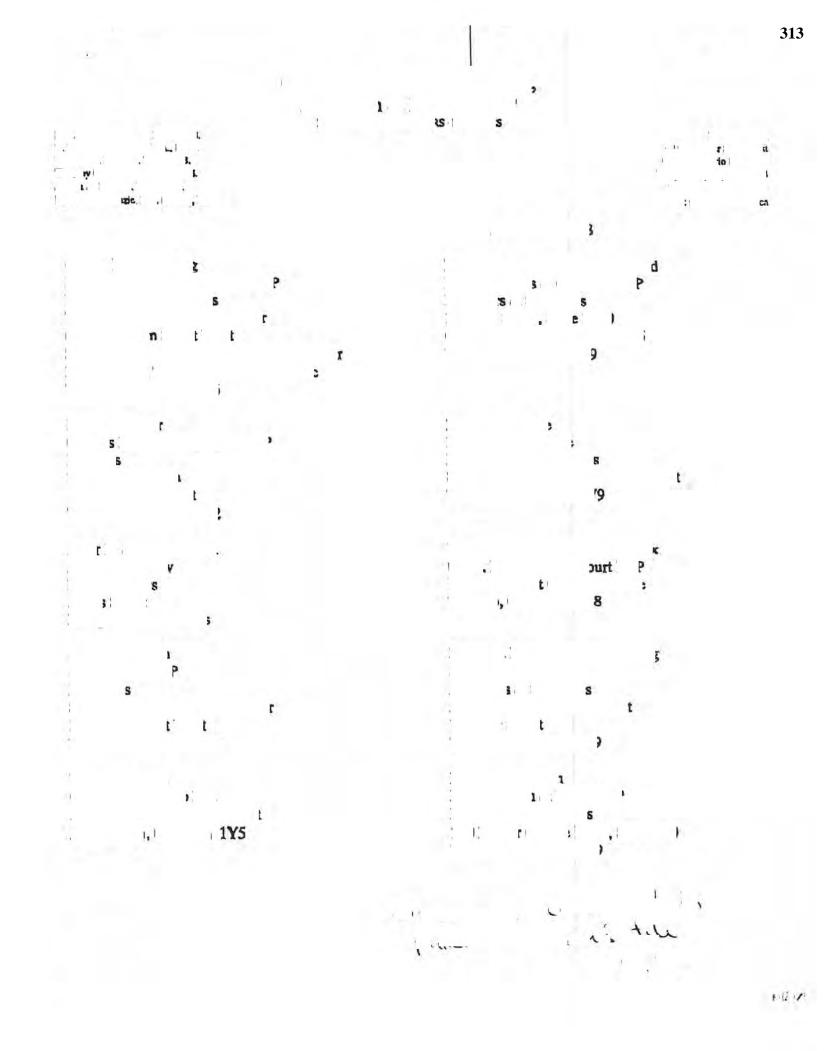
K. William McKende B.A., LL.B.

William G. Mclain B.A., LL.B.

Timothy G. Anderson B.A., LL.B.

B.A., ILB.

Krista J. McKenzis B.A. (Hons.), LL. 3.



Robert Malen Goldman, Sloan Nash & Haber LLP Barristers and Solicitors 480 University Avenue, Suite 1600 Toronto, ON M5G 1V6

Maanit Zen el Miller Thomson LLP Barristers & Solicitors Scotia Plaz: 40 King Street West, Suite 5800 P.O. Box 1011 Toronto, ON Jason Wadden David D. Conklin Goodmans LLP Barristers & Solicitors 250 Yonge Street, Suite 2400 Toronto, ON M5B 2M6

Re: Cost Order of April 16, 2008

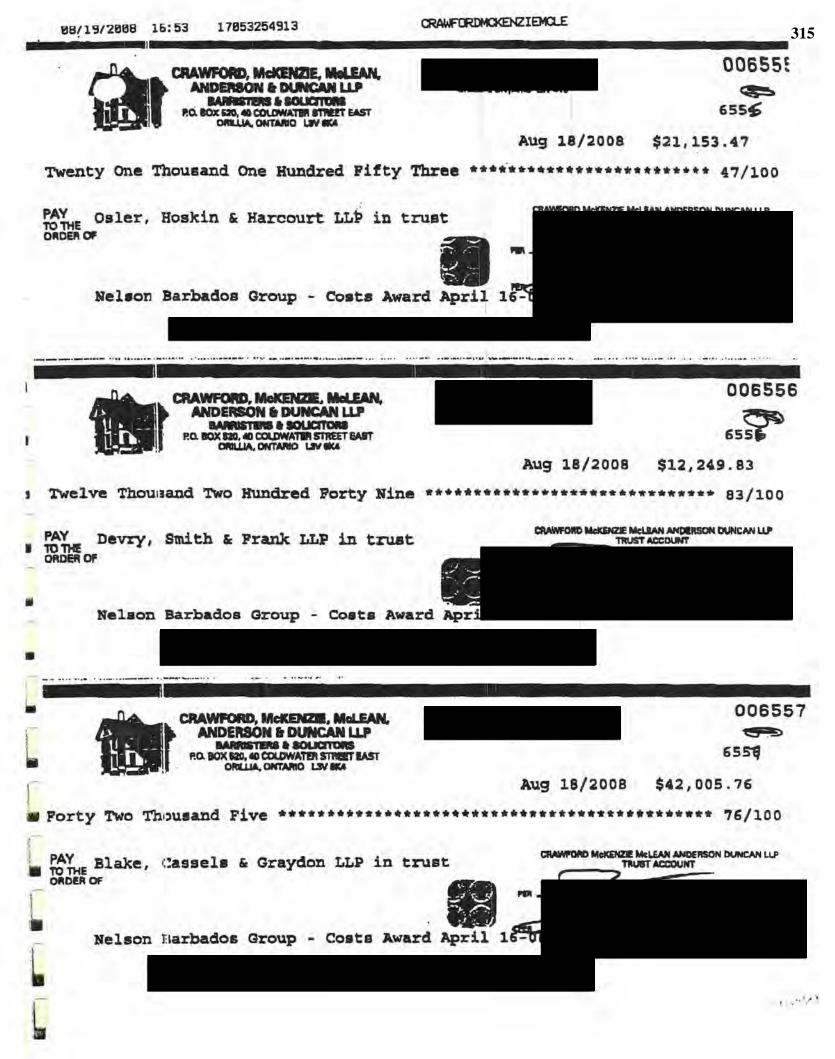
Deal Counsel;

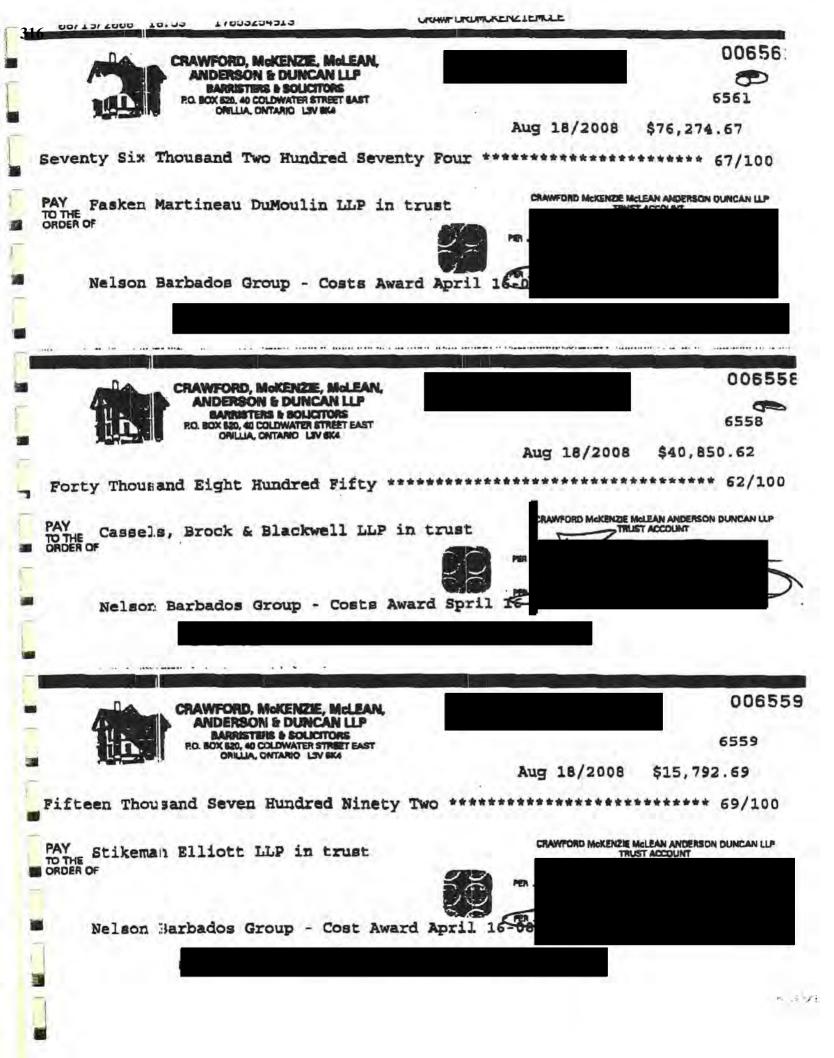
Today we have posted to you cheques in full satisfaction of the Cost Order of Justice Shaughnessy dated April 16, 2008 and in accordance with the calculations agreed upon by all counsel in reply to my correspondence of August 13, 2008 which included the finalized cost calculations upon which this payment is made.

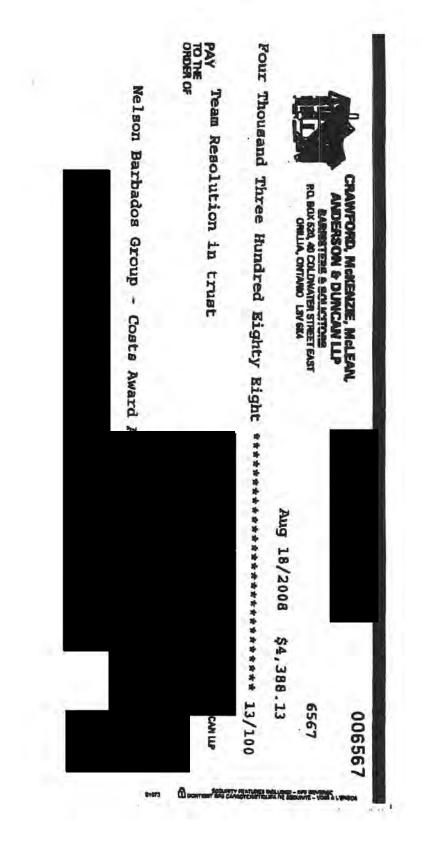
We would appreciate your suggestions as to dates in October 2008 for examinations in Barbados.

Yours very truly, Crawford, McKenzie, McLean, Anderson & Duncan LLP

F. Marc Lemieux Student-at-Law (Electronically Signed)







CRAWFORD, McKENZIE, McL		006569
SAURISTERS & SOLICITORS P.G. BOX 620, 40 COLDWATER STREET E ORILLIA, ONTARIO, LSV 6K4		6569
	Aug 19/2008	\$12,204.35
Twelve Thousand Two Hundred Four PAY Cassels Brock & Blackwell I TO THE ORDER OF Nelson Barbados Group - Cos		LEAN ANDERSON DUNCAN LLP

Crawford, McKenzie, McLean, Anderson & Duncan LLP

FAX COVER

Name/Firm/Fax No:	Gerald L.R. Ranking, Fasken Martineau, (416) 364-7813
Name/Firm/Fax No:	P. Schabas/R. Gilliland, Blake, Cassels & Graydon LLP, (416) 863-2653
Name/Firm/Fax No:	Lorne S. Silver, Cassels Brock & Blackwell LLP, (416) 640-3018
Name/Firm/Fax No:	Richard J. Payne, Morrison and Payne, (416) 224-9313
Name/Firm/Fax No:	Johanna Braden, Stockwoods LLP, (416) 593-9345
Name/Firm/Fax No:	W. Paul Huston, CPI Plastics Group Ltd., (905) 795-5523
Name/Firm/Fax No:	David R. Byers/Adrian Lang, Stikeman Elliott LLP, (416) 947-0866
Name/Firm/Fax No:	Lawrence Hansen, Devry, Smith & Frank LLP, (416) 449-7071
Name/Firm/Fax No:	Robert Malen, Goldman, Sloan Nash & Haber LLP, (416) 597-3370
Name/Firm/Fax No:	Alair P. Shepherd, Inn Chambers, (246) 429-2003
Name/Firm/Fax No:	Paul Ivanoff/Jennifer Fairfax, Osler, Hoskin & Harcourt LLP, (416) 862-6666
Name/Firm/Fax No:	Jason Wadden/David D. Conklin, Goodmans LLP, (416) 979-1234
Name/Firm/Fax No:	Maanit Zemel, Miller Thomson LLP, (416) 595-8695
SENT BY:	Name: K. William McKenzie
DATE:	August 18, 2008
RE: 1	Nelson Barbados v. Cox et al
FILE NO:	bmc568

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Jessica A. Duncan B.A., LL_B.

Krista J. McKenzie B.A. (Hons.), 11.B. Don J. Crawford, Q.C., B.A., LL-B. K. William McKenzie, B.A., LL-B. William G. McLean, B.A., LL-B. Timothy G. Anderson, B.A., LL-B. Jessica A. Duncan, B.A., LL-B. Krista J. McKenzie, B.A. (Hons.), LL-B.

P.O. Box 520, 40 Coldwater Street Last Orillia, Ontario 1.3V 6K4 Telephone (705) 325-2753 Telefax (705) 325-4913 Internet: mclaw@mclaw.ca

August 18, 2008

Gerald L.R. Ranking Fasken Martineau DuMoulin LLP Barristers and Solicitors Toronto Dominion Bank Tower 66 Wellington Street West Suite 4200, Toronto Dominion Bank Tower P.O. Box 20, Toronto-Dominion Centre Toronto, ON M5K 1N6

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Lawrence Hansen Devry, Smith & Frank LLP Barristers & Solicitors 100 Barber Greene Road, Suite 100 Toronto, ON M3C 3E9 Rovert Malen Goldman, Sloan Nash & Haber LLP Barristers and Solicitors 480 University Avenue, Suite 1600 Toronto, ON M5G 1V6

Maanit Zemel Miller Thomson LLP Barristers & Solicitors Scotia Plaza 40 King Street West, Suite 5800 P.O. Box 1011 Toronto, ON Jason Wadden David D. Conklin Goodmans LLP Barristers & Solicitors 250 Yonge Street, Suite 2400 Toronto, ON M5B 2M6

Re: Cost Order of April 16, 2008

Dear Counsel;

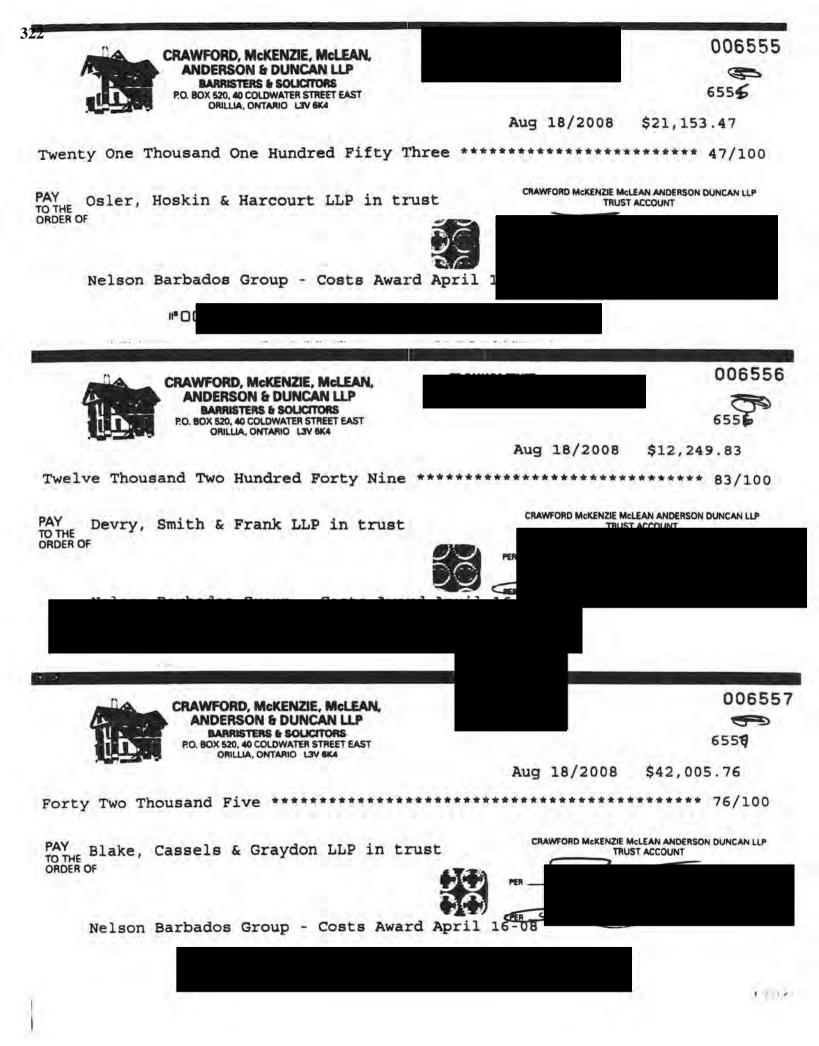
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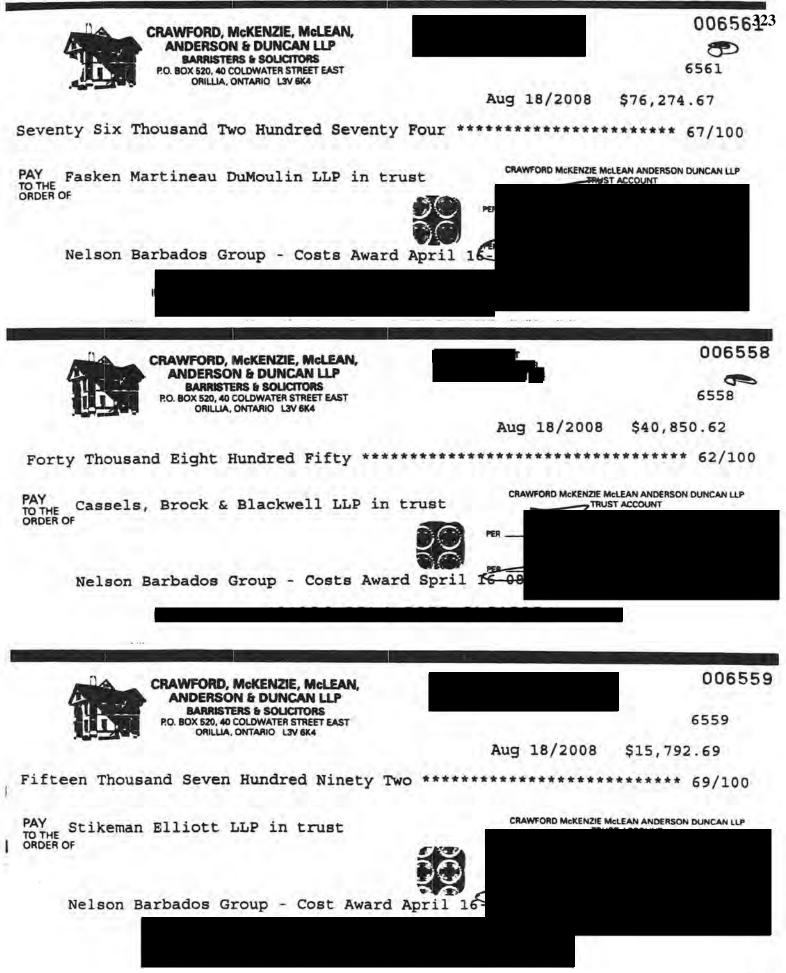
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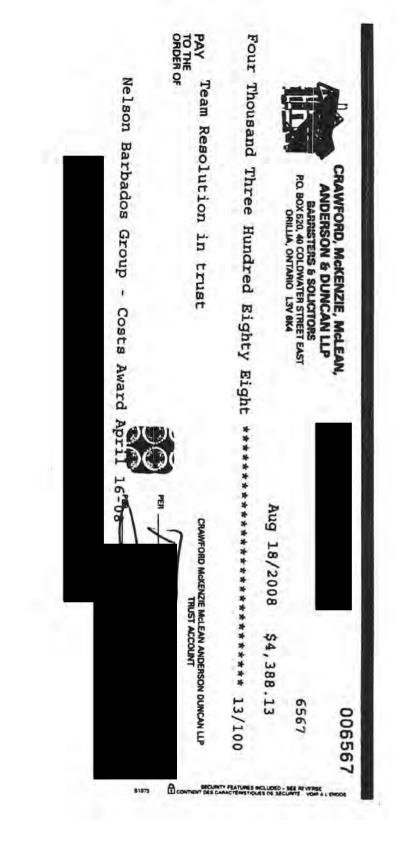
F. Marc Lemieux Student-at-Law (Electronically Signed)

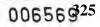
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Crawford, McKenzie, McLean, Anderson & Duncan LLP

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Name/Firm/Par No:	P. Schubes/R. Gibland, Bists, Causels & Graydon LLP, (416) \$63-2653
Nume Pine Fax No:	Lorns S. Silver, Cassels Brock & Bischnell LLP, (416) 640-3018
Name/Firm/Res No.	Richard J. Payne, Monrison and Payne, (416) 224-9313
Name Pres/Part Nos	Johanna Bandes, Sauchwoods LJ.P. (416) 593-9345
Name First/Pes No:	W. Paul Huston, CPI Plantics Group Ltd., (1965) 795-5525
Name/Franklas No.	David R. Ilyans/Advien Long. Stikeness Elliott LLP, (416) 947-0866
Numer Inav Pas No:	Lawrence Hannes, Dovry, Solth & Prank LLP, (416) 449-7071
Name/Firm/Pax No:	Robert Malen, Goldman, Siene Nach & Haber LLP, (416) 597-3370
Name/Fran/Fax No:	Alair P. Singherd, Ins Classifiers, (246) 428-2003
Nanoffren/Par No:	Paul IvensifiConnifer Pairton, Onler, Hosbin & Harcourt LLP. (416) 202-6666
Name/Fine/Past No.	Jason Waldan/David D. Conidin, Goodmans LLP, (416) 979-1234
Name/Fam/Pas No:	Mamit Zentel, Miller Thoman LLP, (416) 595-8495
SENT BY: N	ieroe: K. William McKenzie
DATE: A	mgnst 18, 2006

RB: Nelson Barbados v. Cox et al

FILE NO: bmc568

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K. William McKen sis B.A., LL.B.

William C. Midlann

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Raine J. Mallantis B.A. (Ham.), LL.S.

(246) 429 2003

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Crawford, McKenzie, McLean, Anderson & Duncan LLP MARISTRIA SOLICIONS NOTABLE

Telephone (785) 325-2753 Tolates (785) 325-0913 Intentat: acts-@vectors.co

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August 18, 2008

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Lewrence Hassen Devry, Smith & Frank LLP Barristers & Solicitors 100 Barber Greane Road, Suite 100 Toronto, ON M3C 3E9

Das J. Crowfant, G.C., B.A., LL.B. E. William McKensin, B.A., LL.B. William G. McLean, B.A., JL.B. Tireczby G. Anderson, B.A., LL.B. Jansien A. Durazen, T.A., LL.B. Knetz J. McKenson, B.A. (Name), LL.B.

Gerald L.R. Ranking Fasken Mattineau DuMoulin LLP Barristers and Solicitors Toronto Dominion Bank Tower 66 Wallington Street West Suite 4200, Toronto Dominion Bank Tower P.O. Box 20, Toronto-Dominion Toronto, Oil MSK 1N6

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Johanna Briden Stockwood:: LLP Barristers Swite 2512, The Sun Life Tower 150 King Street West Toronto, ON MSH 1J9

W. Paul He ston CPI Plastic: Group Ltd. 151 Courtney Park Drive West Mississaugs, ON 15W 1Y5 328

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Robert Malon Goldman, Slean Nash & Haber LLP Barristers and Solicitors 480 University Avenue, Saite 1600 Toronto, Oli M5G 1V6

Mannit Zen:el Miller Thomson LLP Barristers & Solicitors Scotia Plaz: 40 King Strist West, Suite 5000 P.O. Box 1011 Toronto, Oli Jason Wudden David D. Conklin Goodmains LLP Barristers & Solicitors 250 Yonge Strest, Suite 2400 Toronto, ON MSB 2M6

Re: Cest Order of April 16, 2000

Des: Counsel;

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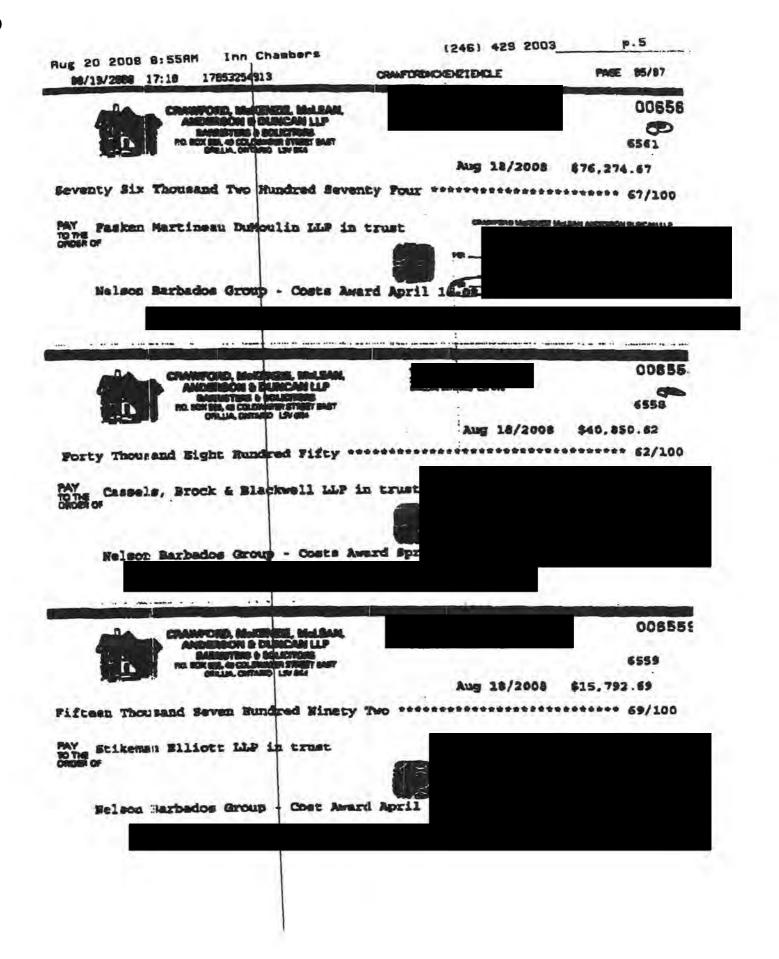
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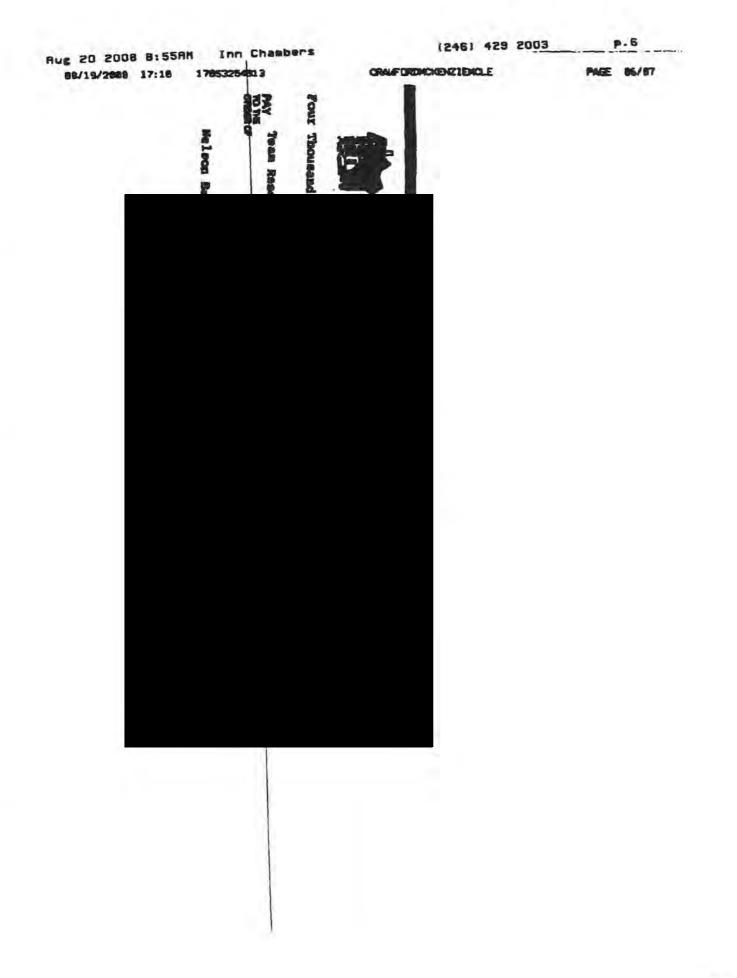
Yours very traly, Crawford, McKenzie, McLean, Anderson & Doncas LLP

F. Marc Lemieux Student-at-Law (Electronically Signed)

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Barbados Group

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TIME : 08/21/2008 08:36 NAME : CRAWFORDMCKENZIEMCLE FAX : 17053254913 TEL : 17053252753 SER.# : BRDG5J310706

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THIS IS EXHIBIT "W" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grads, a Commissioner, du., Province of Ontaila, for the Bovernment of Ontailo, Ministry of the Puterney Beneral Don J. Crawford, Q.C., B.A., LL.B. K. William McKenzie, B.A., LL.B. William G. McLean, B.A., LL.B. Timothy G. Anderson, B.A., LL.B. Jessica A. Duncan, B.A., LL.B. Krista J. McKenzie, B.A. (Hons.), LL.B. Kara-Lynne BigCanoe, B.Sc. (Hons.), LL.B. P.O. Box 520, 40 Coldwater Street East Orillia, Ontario L3V 6K4 Telephone (705) 325-2753 Telefax (705) 325-4913 Internet: mclaw@mclaw.ca

January 19, 2009

SENT VIA FACSIMILE

Maanit Zemel Miller Thomson LLP Barristers & Solicitors Scotia Plaza, 40 King Street West, Suite 5800 P.O. Box 1011 Toronto, ON M5H 3S1

Dear Ms. Zemel:

Re: Nelson Barbados v. Cox et. al.

During the hearing on December 8th that led to the adjournment, I made submissions to the Judge regarding the evidence you had given on behalf of your client, Iain Deane, to say that the letter which is exhibit 5 in the examination was never transmitted to your client and, therefore, he had never received it.

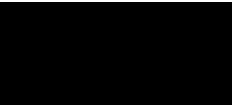
Immediately after Court was adjourned on the 8th, you advised me that you had erred and one of your staff had, indeed, transmitted it to your client as soon as it was received in your office by fax from my office. This was a surprise to me and should have been disclosed as soon as you knew and, in any event, you should have advised the Court shortly after I made submissions on the subject.

I consider that we must make sure that the Court has not been misled and would like you to send a letter to the judge to rectify the error.

Thank you for your consideration.

Yours very truly,

CRAWFORD, McKENZIE, McLEAN, ANDERSON & DUNCAN LLP

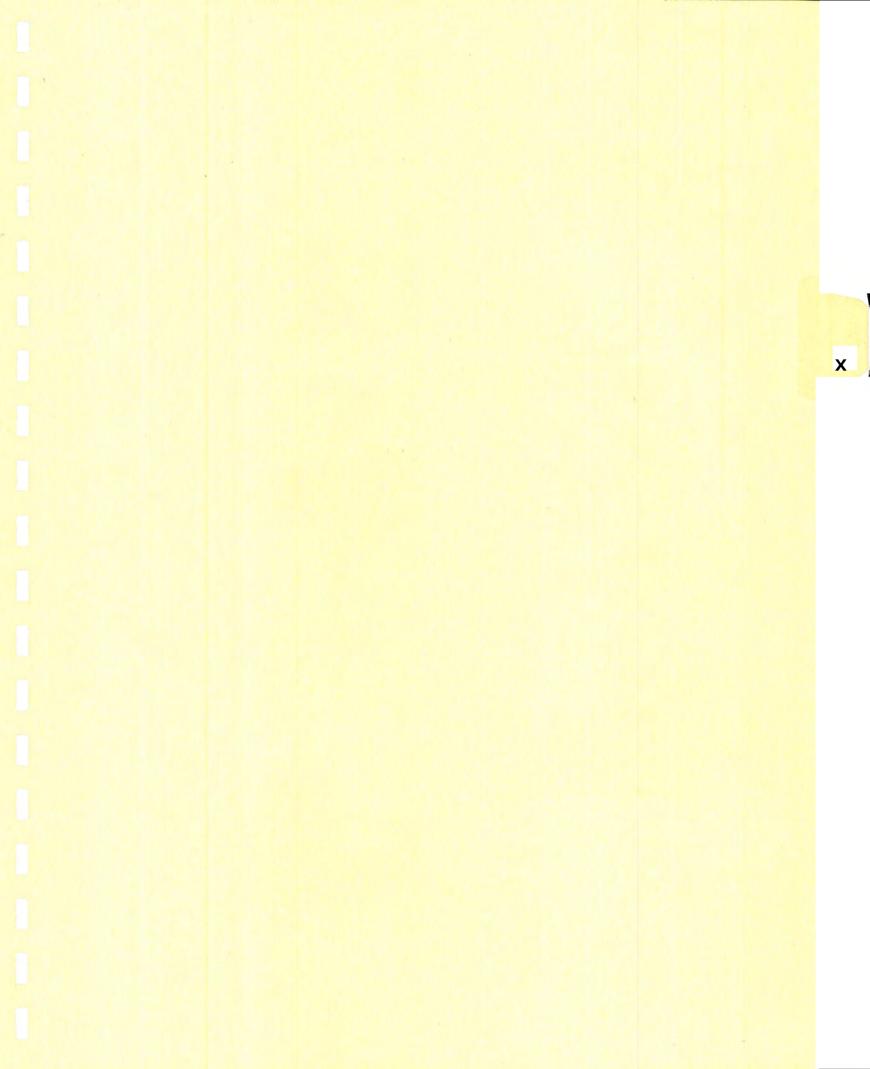


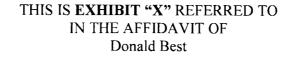
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SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grads, a Commissioner, du., Province of Onterla, for the Government of Onterla, Ministry of the externey Ceneral.

Jim Van Allen – Curriculum Vitae

Personal Profile

- President Behavioral Science Solutions Group Inc., Orillia, Ontario, Canada
- Threat Assessment Analyst
 Member of Canadian Association of Threat Assessment Professionals
- Certified Profiler International Criminal Investigative Analysis Fellowship Inc.
- Behavioral investigative advisor to justice agencies across North America

Experience

- Has prepared threat assessments and intervention strategies for private and public sector incidents with a potential for violence
- Experienced in a broad range of cases involving: workplace violence, stalking, domestic violence, school violence, threats against public figures and politicians, sexual misconduct, abduction and extortion
- Developed successful personality based forensic interview strategies that helped to conclude many high profile and difficult investigations
- Experienced analyst of anonymous written and electronic communications
- Has testified as an expert at all levels of the Ontario Court of Justice on stalking, workplace violence, Psychopathy, crime reconstruction and sexual misconduct

Achievements

- Graduate FBI National Academy, Quantico, Virginia
- Certification International Criminal Investigative Analysis Fellowship
- Completed numerous senior and advanced courses in threat assessment, dynamics of crime, applied criminal psychology, crimes of interpersonal violence, and behavioral analysis at venues across North America
- Has trained and mentored twenty-four criminal profilers from Ontario, other Canadian provinces, Georgia, South Carolina, Virginia, Texas, Florida, California, and Australia
- Has lectured internationally in United States, The Netherlands, and Belgium on Threat Assessment, evaluation and intervention of workplace violence, and dangerous individuals and their pathways to violence
- Guest lecturer University of Toronto, Laurentian University, Trent University
- Contributor to The Psychology of Criminal Investigations The Search for the Truth
- Contributor to The Canadian Lawyer's Guide to The Law of Criminal Harassment and Stalking

Related Career History

October	2008 - President – Behavioral Science Solutions Group Inc.
June	1995 - Manager, Criminal Profiling Unit, Ontario Provincial Police
January	1992 - Criminal Investigative Supervisor – Ontario Provincial Police
September	1986 - Area Crime Supervisor – Ontario Provincial Police
May	1979 - Appointed – Ontario Provincial Police

Jim Van Allen – Curriculum Vitae

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Contact Information

Jim Van Allen President,

Behavioral Science Solutions Group Inc. 3-200 Memorial Avenue, Suite 292 Orillia, ON L3V 5X6 Canada

Telephone705-330-1997Fax705-325-0771

Email: jim.vanallen@sympatico.ca



The ISN Investigative Interviewing System

March 25 – 27, 2009 Toronto Police Association 180 Yorkland Boulevard, Toronto \$550.00 plus GST includes coffee, lunch and parking for Non-ASIS Members \$495.00 ASIS Members

Discount rates at the Yorkland Hotel directly across the street.

Who should attend:

The ISN Investigative Interviewing System is a three (3) day, intense investigative interviewing course for:

Police officers Private investigators Security and loss prevention specialist Corporate investigators Fraud and anti-money laundering investigators Risk management specialists Corporate attorneys Investigators specializing in workplace matters Human resource specialists Anybody who conducts interviews as part of their career

Investigative Solutions Network Inc. (ISN) is pleased to offer our 2009 price list for our course. We offer the course at pre-arranged locations or, for groups of 10 or more, our training team would be pleased to deliver the course in-house.

Prices:

\$495.00 plus GST per person in attendance for in-house training \$550.00 plus GST per person at a location arranged by ISN *ASIS members are entitled to a 10 percent discount.*

ISN currently has a number of courses scheduled at the Toronto Police Association at 180 Yorkland Boulevard, Toronto. The cost of the course is \$550.00 plus GST which includes parking, coffee, and lunch daily. The Yorkland Hotel, directly across the street from the venue, offers discount rates to those requiring over night accommodations.



To register and for additional course dates please visit the ISN website at <u>.investigativesolutions.ca</u> or call 905-421-0046.

How will you or your company benefit:

Learn process and techniques designed to eliminate risk management issues. Assist in protecting corporate assets. Enhance personal development for employees. Learn the latest advanced techniques in keeping with current laws. Criminal, corporate and civil case resolution. Learn ethical techniques that are court acceptable. Determining the truth and detecting deception.

Development and Delivery Team:

The ISN Investigative Interviewing System was developed and is delivered by Canada's leading experts in the field of investigative interviewing.

Dave Perry is one of Canada's premier investigators; was the lead investigator on many high profile cases including the homicide cases of Holly Jones and Cecilia Zhang.

Jim Van Allen is a world renowned criminal profiler who has consulted on over 700 homicide cases in Canada and the United States.

Dr. Peter Collins is a world renowned Forensic Psychiatrist, international consultant and expert on violent crime.

The ISN Investigative Interviewing System includes in depth coverage of 10 key components:

- 1) Systems, Preparation and Planning
- 2) Law Relevant to Interviewing
- 3) Cognitive Interviewing
- 4) Behavioural Questioning
- 5) Detecting Deception
- 6) Interview Strategies
- 7) Confession Techniques
- 8) Evidence Presentation
- 9) Validating Statements
- 10) Personality Considerations and Assessments

Reating TARY VOICE

Rotury Voice is published by The Rotary Club of Toronto



The 4-way test of the things we think, say or do.

Is it the truth?

Is it fair to all concerned?

Will it build goodwill and better friendships?

Will it be beneficial to all concerned?

March 20, 2009

Vol. 84 No 138

Let us keep our hearts strong, enthusiasm fresh, hope high. As long as we keep imbued with this spirit, Rotary can never die.

THE ROTARIAN, August 1926

TODAY'S PROGRAMME

SPEAKER: JIM VAN ALLEN CSI EXPERT, BEHAVIOURAL SCIENCE



TOPIC: "CRIME SCENE ANALYSIS"

LOCATION: THE IMPERIAL ROOM

Jim Van Allen is President of *Behavioural Science Solutions Group Inc*. He has fourteen years public sector experience as a Criminal Profiler, and Threat Assessment Analyst.

Jim successfully completed several senior and advanced specialist courses in Canada and the United States related to major and serial investigations, behavioural analysis and threat assessment. He graduated from the FBI National Academy Program in Quantico, Virginia. He has had professional associations with the RCMP, FBI, Virginia State Police, Texas Rangers, L.A. County Sheriff's Office, Florida Department of Law Enforcement, South Carolina Law Enforcement Division, Georgia Bureau of Investigation and other federal, state and municipal police agencies in North America, The Netherlands and Australia.

Jim has lectured at many police training facilities, colleges and universities on criminal behaviour analysis. He has presented internationally in, The Netherlands, and Belgium. He has lectured at conferences in Ontario, Manitoba, and Alberta to Judges and Justices of the Peace, Crown Attorneys and Defence Counsel, Police investigators, Probation officers, and Psychologists and Psychiatrists.

Jim has assisted several high profile cases in Canada and the United States, including: Paul Bernardo, the Abortion Doctor Shootings, the Holly Jones homicide, the Cecelia Zhang abduction and homicide, the Lisa Posluns' homicide, and the Ianiero family homicides in Mexico. He assisted in the analysis of numerous serial rape and arson investigations, the murders of three Ontario police officers, and numerous other homicides, sexual assaults, stalking, extortion and threatening cases. Jim has recognized expertise in identifying deception in written, audio or video recorded statements; profiling authors of anonymous threatening letters and cyber-communications, and in developing personality based forensic interview strategies.

Jim has been interviewed for numerous local, national and international media projects. He has testified as an expert witness in various levels of the Ontario Court of Justice, and Coroners' Inquests on Threat Assessment, Stalking, Psychopathy, and Criminal Sexual Conduct.

Behavioural Science Solutions Group Inc. is an association of professionals that provide confidential behavioural analysis and threat assessment services to private sector clients including businesses, professional associations, legal counsel, public figures and private citizens. These services include: threat assessments, workplace violence management strategies, and detection of deception, analysis of threatening or anonymous documents, interviewing support, psychological profiling, investigative reviews, and training.



The Rotary Club of Toronto ~ Making the world a better place.

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ROTARY INTERNATIONAL THEME 2008/2009

THE ROTARY CLUB OF TORONTO

The Fairmont Royal York

(Health Club Level) 100 Front St. West Toronto, Ontario M5J 1E3 Tel: (416) 363-0604 Fax: (416) 363-0686 Email: office@rotarytoronto.on.ca Web site: www.rotarytoronto.com Meets Fridays - 12:15 p.m.

Officers:

President: Bill Morari President-Elect: Bert Steenburgh Vice President Peter Love Treasurer: Harold Fisher

Directors

Will Andras
Maureen Bird
Susan Hunter
James Fletcher
Michael Edmonds
Chris Snyder

Nancy Schafer Kim Curry Pat Neuman Jeff Dobson Sylvia Geist Demetra Layzell

Immediate Past President: Susan Howson Executive Director: Valerie Clarke

Office Administrator: Vivian Wang Club #55, Organized 1912 District 7070 Governor: Mike Phelan



UPCOMING FELLOWSHIP & ENTERTAINMENT EVENTS:

Spa Weekend—Mar 21st, 2009

Are you ready for our first Spa weekend? Or a family weekend of fun.

What a great way to begin the new year, with fellow Rotarians at Hockley Valley and resort..

Our leisure package includes: your overnight accommodation, 3 course a la carte dinner, hot and cold buffet breakfast, complimentary evening bonfire with s'mores made with lindt chocolate, and a cocktail gathering reception service hors d'oeuvres prior to dinner for only **\$135.00** per person per night stay plus taxes & service fee (based on double occupancy).

Whether it is skiing or spa treatments you desire.

You will be in your wife's good books for the rest of the year.

March 21st is the time for you. Call the office to sign up.

Location: Hockley Valley Resort (45 minutes north of Pearson International Airport)

IN MEMORIAM FOR ALAN MARTIN

It is regret that I announce the death of our great Past President, Alan Martin. Al died on Sunday March 8 very peacefully at home and a memorial service was held for him on Tuesday March 10.



Alan Martin was born and educated in England. He spent 6 ¹/₂ years in the Royal Army Service Corp of the British Navy and after being stationed in

Washington, New York and Norfolk working with the U.S. Navy on lend-lease supplies he met his wife Dorothy whom he married in 1943 and they migrated to Canada in 1946.

Al spent 23 years in the coffee, tea and restaurant supply business with J. Lyons & Co in various capacities. It was while he held the title of Executive Vice-President with that company that he became a member of The Rotary Club of Toronto in 1966 holding the classification of "Tea and Coffee Distributing."

He subsequently became the National Executive Director of the Canadian Cancer Society from which he retired in 1986 by which time his classification in Rotary changed to "Associations – Cancer Society".

In his 43 years as a member of our Club, Alan served on a number of committees including Attendance, Youth & Children's services, Classification and Membership, New Members, Senior Citizens, Special Events, Voice Newsletter, and had been chairman of quite a few. He served on the Board of Directors from 1973-1976 He became President of our Club in 1988. He was a Paul Harris Fellow and a Wm. Peace Award recipient.

Al served on a number of voluntary organizations besides Rotary including: The Coalition of National Voluntary Organizations, the Committee of National Voluntary Health Organizations and the Second Mile Club where became President in 1987.

Some of his accomplishments during his term as President included: the Club's *Futures Task Force* which drafted a directional plan for the Club for the future; *The Peace Forum*; and *Decade in the Dome*, the very successful fundraiser which netted \$164,000 for our philanthropic causes.

Al was married to Dorothy a long-standing member of the Inner Wheel and they have two daughters, a son and many grand-and-great grand children. It was delightful to hear these young people at Tuesday's service, speak so highly and lovingly of their Grandfather.

Our sympathy is extended to the family.

~By Valerie Clarke

<u>UPCOMING</u>

SPEAKERS & EVENTS

- 2009
- Mar 20 Jim Van Allen, CSI Expert— Behavioural Science "Crime Scene Analysis"
 - 21 Spa Weekend—Hockley Valley Resort
 - 27 John Campbell, President & CEO— Water Front Toronto
- Apr 3 Youth Day
 - 10 No Meeting (Good Friday)
 - 17 Dr. James Busuttil, Associate Professor Institute of Social Studies
 - 24 Gary McNeil, Managing Director & CEO, GO Transit
 - 21 Bridge Wind-up Lunch
 - 25 "Dancing with Rotary STaRS @ MaRS!"
- May 1 Alanna Mitchell, Author—Sea Sick "Environment"
 - 8 Neil Aitchinson, Drayton Entertainment "Light & Humourous"
 - 15 Ambassador of Czechoslovakia
 - 22 Roy Cullen, MP & Author "The Povery of Corrupt Nations"

PROPOSE A SPEAKER CONTACT - Marg Stanowski, Chair PROGRAMME COMMITTEE mstanowski@operationspringboard.on.ca

BRIDGE WIND-UP LUNCH

Bridge Wind-up Lunch **at the Rosedale Golf Club on Thursday April 21, 2009.** Dress code in effect.

Cash Bar 11:00AM Lunch 12:00 Noon Bridge 1PM—3PM Prizes 3PM—4PM

Register with the Office or contact Peter Naylor by April 14, 2009. Value **\$50.00**

Inner Wheel News

Important Dates: Mark your Calendars for these events:

Friday, May 8—We will be making our annual donation(s). An interesting and amusing speaker is scheduled. (at our own expense).

Tuesday, May 12—Annual Bridge Luncheon at Rosedale Golf Club. Bridge at 10 a.m., Cocktails at noon, Luncheon at 1 p.m. All welcome. Send your cheque made out to Marjorye Austin in the amount of \$35.—10 Stratheden Road, M4N 1E3

Maryan Tisdale, Recorder

Dancing.....Dancing.....

HAVE YOU GOT YOUR TICKET YET?

Date: Saturday, April 25, 2009 at 6:30pm Cost: \$275.00/person

\$500.00 /pair

Corporate Sponsorship is available for \$5,000. Corporate tables include four tickets to the event, sponsorship reception, limousine service to and from the event, corporate acknowledgement in the program, and on the Club's website and signage.

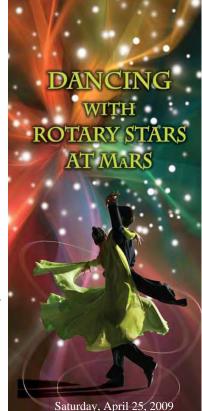
Place: MaRS Centre

101 College Street (College & University) Toronto, Ontario Attire: Black Tie or dance Attire optional Valet parking available

For your reservation to **Dancing With Rotary Stars** @ **MaRS**, contact the Rotary office by phone 416-363-0604 or email office@rotarytoronto.on.ca

Purchase your tickets by March 20th to be entered in a draw for:

- * Free Ticket to The Event
- * Gift certificate for pair of costumes from Chifforobe.
 - Trio of dance films



"DANCING WITH THE ROTARY STARS AT MARS" COSTUME INFORMATION

Rotarians:

So you've bought your ticket to our 2009 annual fundraiser gala, and to fully complete the experience, you want to come in snazzy dance attire befitting the best of world-class competition. Or perhaps you fancy yourself in a sultry tango bar of Buenos Aires, a jazz cellar of Paris, rock 'n roll club of the US South – or any of a myriad cast of characters?

Well this year's event is Black Tie or Dance Attire, so anything goes!

For those wishing to have some fun and make a splash, we've again teamed up with a local theatrical costume house. **Chifforobe** is offering a special rental price of **only \$75.00** for any costumes for our event. They have an incredibly varied selection, covering most any era...so feel free to be creative.

Contact Information:
Carmen Amini – 416-454-4443 (Mention Icebreaker 09)
Chifforobe - Call to set up an appointment.
9 Davies Ave (just before Broadview north of Queen) Suite 407
Note...voice-mail refers to "The Tantalizing Tart" – this is Carmen!
You have called the correct place...leave a message. (Baked goods business as well.)
Payment is by cash or cheque only.
You can also try other retail rental houses, however we have no special Rotary arrangement with
them. (Malabar's is popular - 14 McCaul Street, 416-598-2581, costumes mostly \$100 - \$175.)
Have fun choosing...and we'll see you there!



We had two visiting Rotarians and 17 guests, which for the start of March break made for quite a nice turn out. Michael Wolkensperg reminded us about R2R (which stands for Rotarian to Rotarian). This event is usually held at The National Club on the second Thursday of the month, Michael reported that they had 24 people; it's a great networking opportunity and a wonderful way to find out what other Rotarians do for a day job, keep it in mind! There was an announcement about our upcoming fund raising event, "Dancing with the Rotary Stars @ MaRS", (the only fund raiser our Club holds) being held at the MaRS Building on Saturday, April 25th. There is an early bird draw, so get your tickets right away there is an opportunity to win a free ticket to the event among other things. The Don Valley Rotary Club is holding a fund raising event, "Passion for Fashion" on Thursday March 26th if you need any information, call our Rotary office. Brian Westlake came up to the podium to tell us about an interesting Rotary fellowship idea. It is called ITH Fellowship which stands for International Travel and Hosting. You can get the details from the office but the main idea is that if you sign-up (there is a slight cost) you would host a Rotarian who is visiting from another country. They would stay with you and you would be expected to possibly take them to dinner , or take them on a sightseeing tour, and then when you travel abroad you would be hosted by a Rotarian in another country. Brian said that he and his wife have joined the group and have really enjoyed it.

Our guest speaker, Rev. Harry Robinson, was very nicely introduced by Walter Thompson. Reverend Robinson retired in 1992, when he was the Rector of St. John's Shaughnessy Anglican church and currently lives in Vancouver, but he was a member of this Club from 1970 to 1978. Rev. Robinson's speech was entitled, "A Tribute to Atheism" and it was very interesting. The reverend started his talk by telling us about advertisements on commuter buses in The U.K. that say "God Does Not Exist So Enjoy Yourself" and ended with thanking the atheists for helping to define a theist's ideology. Rev. Robinson said that atheism is a world view built on the idea that every individual is reasonable and it assumes that individuals will act in moral ways at all times. He pointed out that this is not necessarily the case as history and current events often show us. He said that one cannot create an ideal community without honouring the individual, the idea that Karl Marx had of creating an ideal community only with ideal people breeds the excesses that come of "correct thought", gulags in Siberia and ultimately of the evil corruptions of Nazism in the 1930's. This truth lives on today where we see the results of blinkered reactionary policy on both ends of a political circle that joins leftist and rightist ideology in exclusion of any idea or person that is different. Rev. Robinson also spoke of self knowledge. He talked about human complexity and the mystery of our own being; he said that we hide ourselves from others and that the tension between "self" and "neighbour" can be removed by honouring and loving others on equal terms. He said that we live in a space of time that "we are locked in a generation" and it is very difficult to see with any objectivity outside of those parameters. So humans live with the constant tension between truth and lie, hope and despair, love and profanity, faith and fear, eternity and time and he feels that he has found refuge in a theist's world view that sees eternal meaning set against a transient existence which in turn helps us to explore the meaning of our own individual lives.

Reminder....Celebrate World Water Day-March 22, 2009

By screening award winning film

Blue Gold World Water Wars

A film by Sam Bozzo based on the groundbreaking book Blue Gold by Maude Barlow and Tony Clark

Please contact Kim Curry by email kcurry@sayidentity.com or call The Rotary Office for more information.

LOOKING AHEAD: FRIDAY, MARCH 27, 2009

SPEAKER: JOHN CAMPBELL, PRESIDENT & CEO WATER FRONT TORONTO

LOCATION: THE UPPER CANADA ROOM



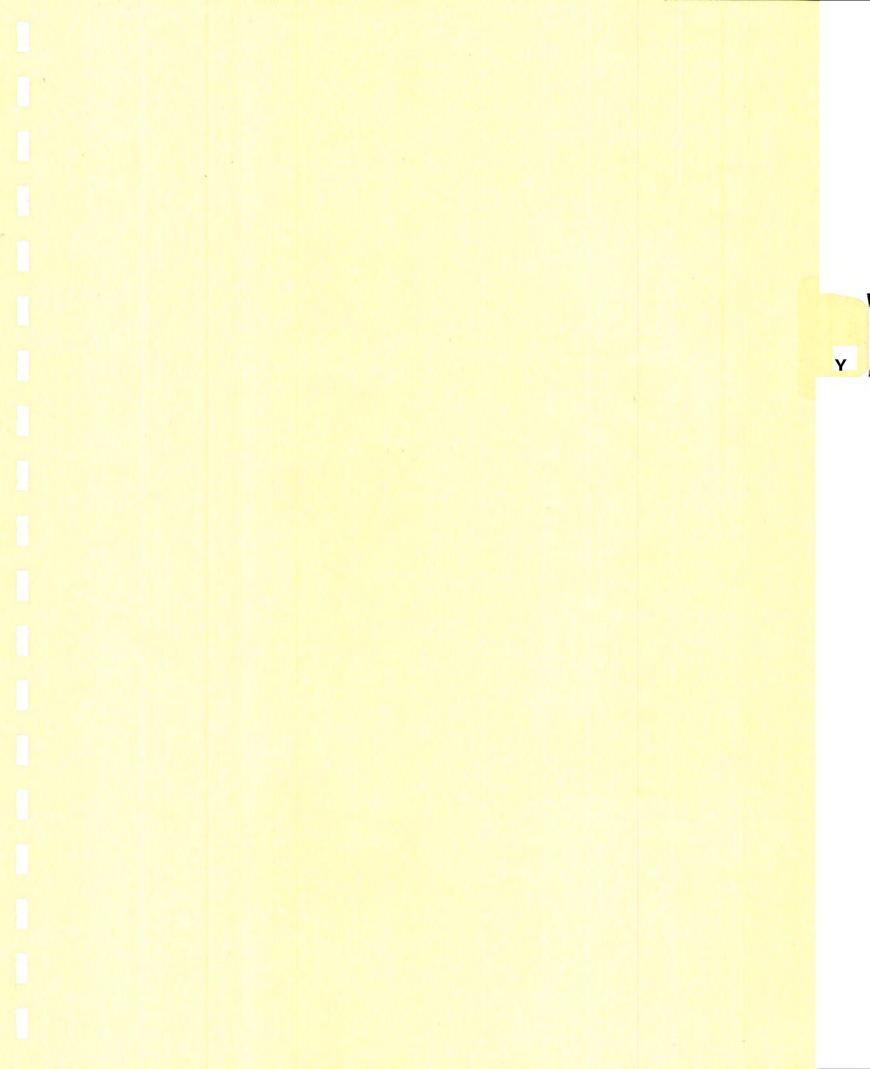
Before joining Waterfront Toronto in April 2003, John was a senior executive at Brookfield Properties. He headed up the Canadian property management services subsidiary and also played a leadership role in the development of the company's most prestigious property – BCE Place; directing construction, marketing and leasing of the \$1.2 billion award winning project. Prior to joining Brookfield in 1989, John held senior positions in the real estate divisions of Bimcor Inc. and Bell Canada. He has an MBA from the University of Toronto and a Bachelor of Engineering degree from Carleton University.

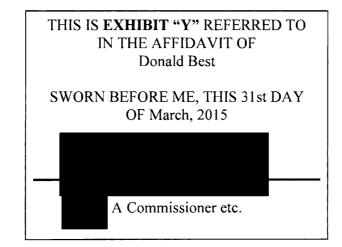


The Rotary Club of Toronto ~ Making the world a better place.

The Rotary Club of Toronto Fairmont Royal York

100 Front Street West, H Level, Toronto, ON M5J 1E4 Phone: 416-363-0604 ~ Fax: 416-363-0686 ~ Email: office@rotarytoronto.on.ca ~ Web: www.rotarytoronto.com This page is intentionally left blank





Jo Anne Louise Group, a Commissioner, du., Province of Origilo, for the Bovomment of Origilo, Ministry of the rulemoy Beneral.

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Invoice

Date: October 24, 2009 INVOICE # 011-09

To: Fasken Martineau DuMoulin LLP Barristers & Solicitors

> 66 Wellington St W Suite 4200 Toronto Dominion Bank Tower Box 20 Toronto-Dominion Centre Toronto ON, M5K 1N6 Canada

> > Mr. Corald Danking

Jim Van Allen	Ge	rald Ranking		Due on receipt			-
inquiries	RE: Donald BEST 6 Hrs @ \$12	5.00 per hour) S	750.00		\$ 750.00
(Includes -'	information checks,	checks,	record checks,				
5.1 a.	checks,		Telephone intervie	eves			
of Unsuccessful lead	l investigation, and update m	essages to G. Rar	nking and S. Kwidzins	ki)			
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Charge for comm	issioning affidavit per F. Hon	ner Law Firm, Gr	avenhurst		35.00		\$ 35.00
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Behavioural Science | Solutions Group Inc. Ŧ . -1 Behavioural Analysis Threat Management Strategies

Invoice

Date: November 7, 2009 INVOICE # 012-09

To: Fasken Martineau DuMoulin LLP Barristers & Solicitors

> 66 Wellington St W Suite 4200 Toronto Dominion Bank Tower Box 20 Toronto-Dominion Centre Toronto ON, M5K 1N6 Canada

> > Mr. Gorald Ranking

Jim Van Allen		Gerald Ranking -	g (Re: I	Donald Best)	Due	on receip	t					-
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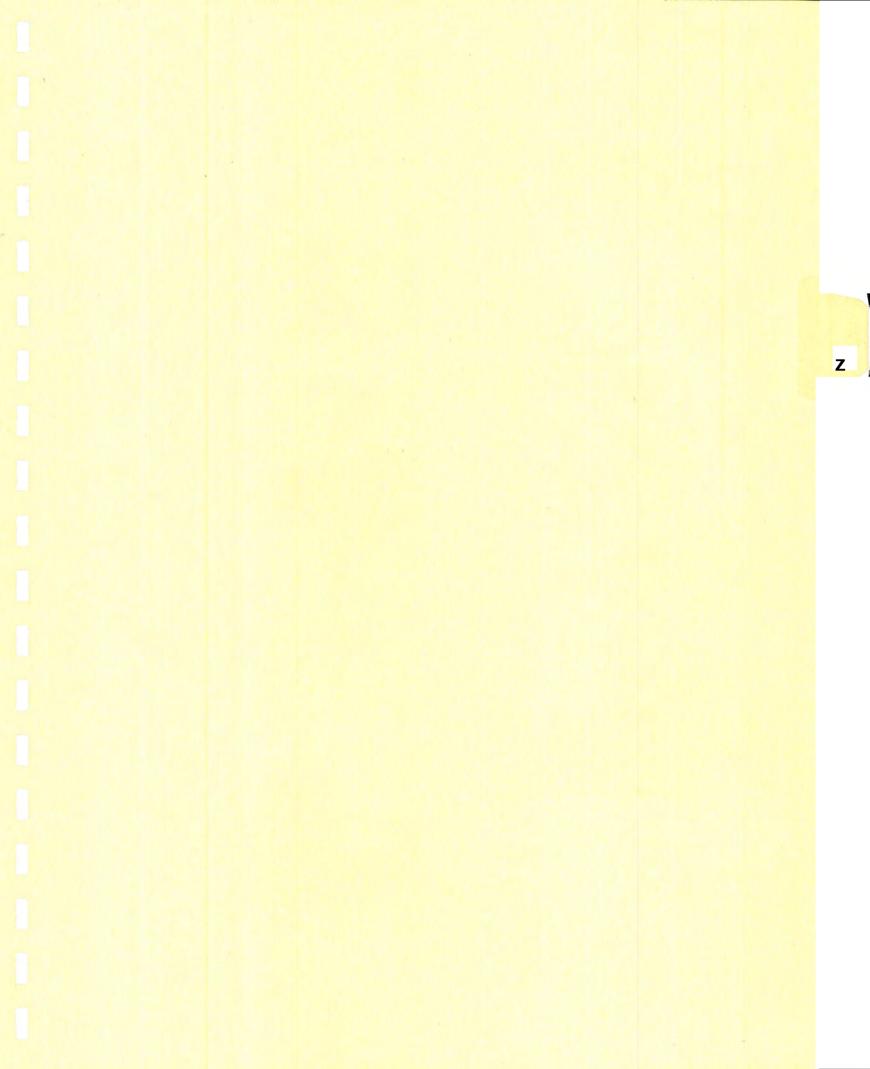
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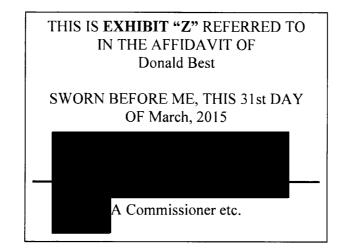
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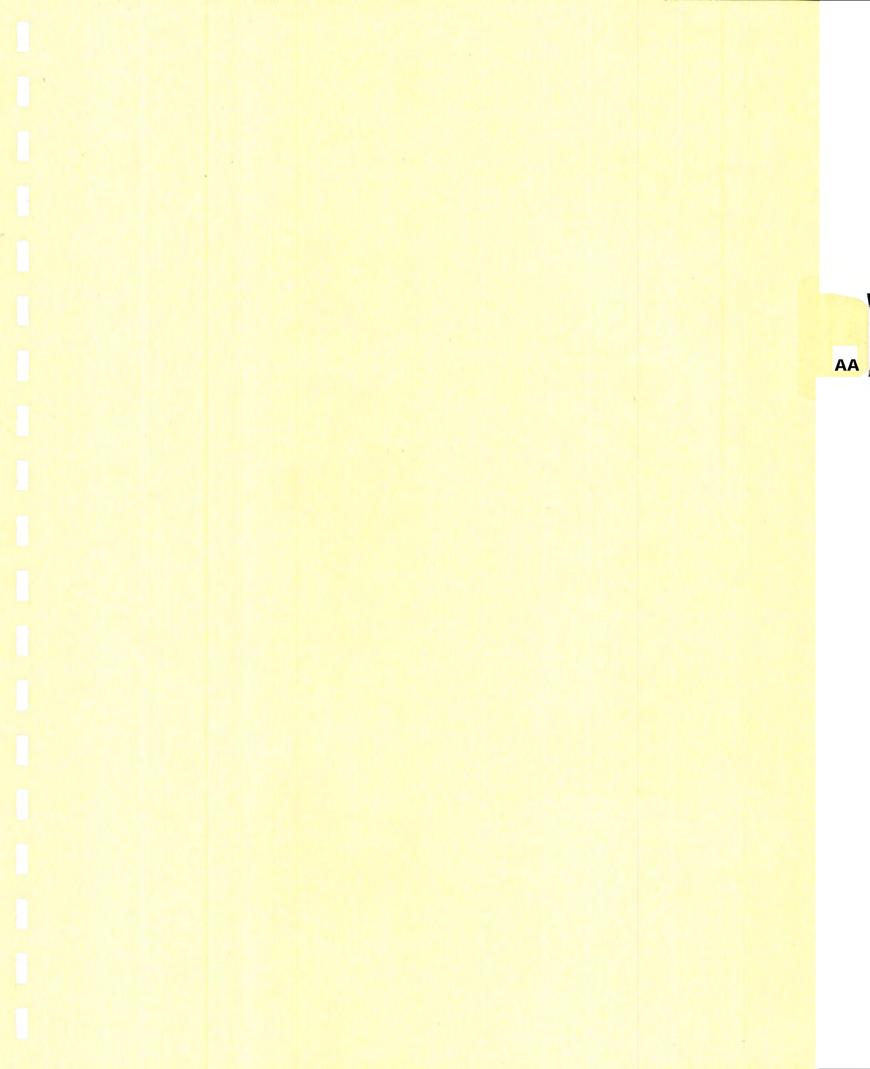
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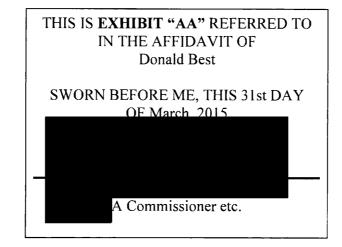




Jo Anne Louise Greas, a Commissioner, d., Province or Onterlo, for the Bovernment of Omerica, Ministry of the culturity Beneficial

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Jo Anne Louise Gracs, a Commissioner, du., Province of Ortania, for the Government of Ontaria, Ministry of the returnoy Beneral.

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	Court File No. 141-07
	SUPERIOR COURT OF JUSTICE
5	BETWEEN:
	NELSON BARBADOS GROUP LIMITED
	Plaintiff - and -
10	RICHARD IVAN COX, et al. (as listed in Schedule A) Defendants
15	CONTEMT HEARING
20	BEFORE THE HONOURABLE JUSTICE J. B. SHAUGHNESSY on January 15, 2010 at Whitby, Ontario
25	APPEARANCES: H. Rubin Counsel for the Plaintiff
30	L. Silver Counsel for the Defendants A. Roman Counsel for the Defendants G. Ranking Counsel for the Defendants E. Morse Counsel for the Defendants S. Clarke Counsel for the Defendants

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Nelson Barbados Group Limited v. Richard Ivan Cox, et al.

THE COURT: I've just looked at it this moment, but persuade me otherwise, but why shouldn't I then - if I look at page 2... MR. RANKING: Yes. THE COURT: ... the first box you're asking for 5 costs against Best without prejudice to the right to seek recovery against McKenzie and if I'm going to deal with that, am I not February 22nd, 23rd, 24th? Should these costs not move over? I mean.... 10 MR. RANKING: Your Honour, I think that.... THE COURT: You're not going to be collecting them. MR. RANKING: No, I'm not going to be collecting I'm happy to put it over. I don't want them. 15 to overstate my case. While I say that it's without prejudice to recovering some of the costs against McKenzie I think that a fraction of these costs may, in fact, be recovered against Mr. McKenzie. The lion's share of them 20 are referable to Mr. Best. So, I put that in simply to preserve the ability if that - to seek some of the costs, but I can't stand before you and say that I would be advocating strenuously to recover these costs against Mr. McKenzie or 25 his firm. THE COURT: All right. Then continue. MR. RANKING: So, it's really more out of an abundance of caution. The issue here, Your Honour, is whether we start with the efforts 30 that I had with Mr. Kwidzinski, the student, trying to find this individual, finding people

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Nelson Barbados Group Limited v. Richard Ivan Cox, et al.

in Kingston, looking at this UPS store, then having to bring on the motion for the UPS and then having to continue to coordinate - there was a lot of time. What I tried to do as senior counsel was I tried to delegate it as best I could, and if you look at page 3 I had Mr. Butler who when it came time to dealing with the UPS stores and putting that into evidence, I asked him as an associate to attend to that in addition to Mr. Kwidzinski, because I wanted to make sure that things were handled appropriately. But you'll see to the extent that I've used others; I've used a student, Mr. Butler a 2006 call, and to assist prepare for today and deal with the legal research and get things out in a timely fashion before Christmas I asked Ms. Morse, who was a 2009 call. So, that's how I dealt with the matter and I say while this - the matters that we had to deal with were not legally complex. I think they were factually complex. I can tell Your Honour that, you know, with respect to trying to get into social insurance numbers and telephone numbers and driver's licences, and things of that nature, we did a lot of work and that is what is reflected through this material. As well I asked you court clerk to hand up the materials of the separate folder of materials for the November 2nd motion to give you a sense, you actually did refer to some of that earlier, but to give you a sense of what it is we did. And then we had the various attendances and

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> preparation at Victory Verbatim. And you'll also see attached to the bill of costs the disbursements, which in and of themselves are in excess of \$5,000 and I've attached the invoices from Victory Verbatim and the invoices for the private investigator, Mr. Van Allen. I will also make this other comment, while my client is not an individual like Mr. Roman's, I can tell you that the amount of costs that my client has incurred trying to move this forward has been -I don't want to say extraordinary, but they had been far more significant than any of us would have contemplated at first instance. It's one thing when you, you know, start a cost proceeding and are trying to recover costs against Mr. McKenzie for the reasons that we'll argue in later submissions, but when all you're trying is get some documents, when you start down that road you certainly never would have thought you would have been dealing with a matter that would have dragged out for another two to three months at solicitor client costs well in excess of \$100,000. So, that's my cost I do want to refer you to two cases outline. though, Your Honour, and they're cases that I think will be of assistance to you, and I don't need to spend much time on them, but if I could just ask you to turn to the brief of authorities in the contempt motion. You certainly referred to one of the cases, if not both of them, but the first case I'd ask you to turn to is the decision of Mister Justice Cumming in the Sussex

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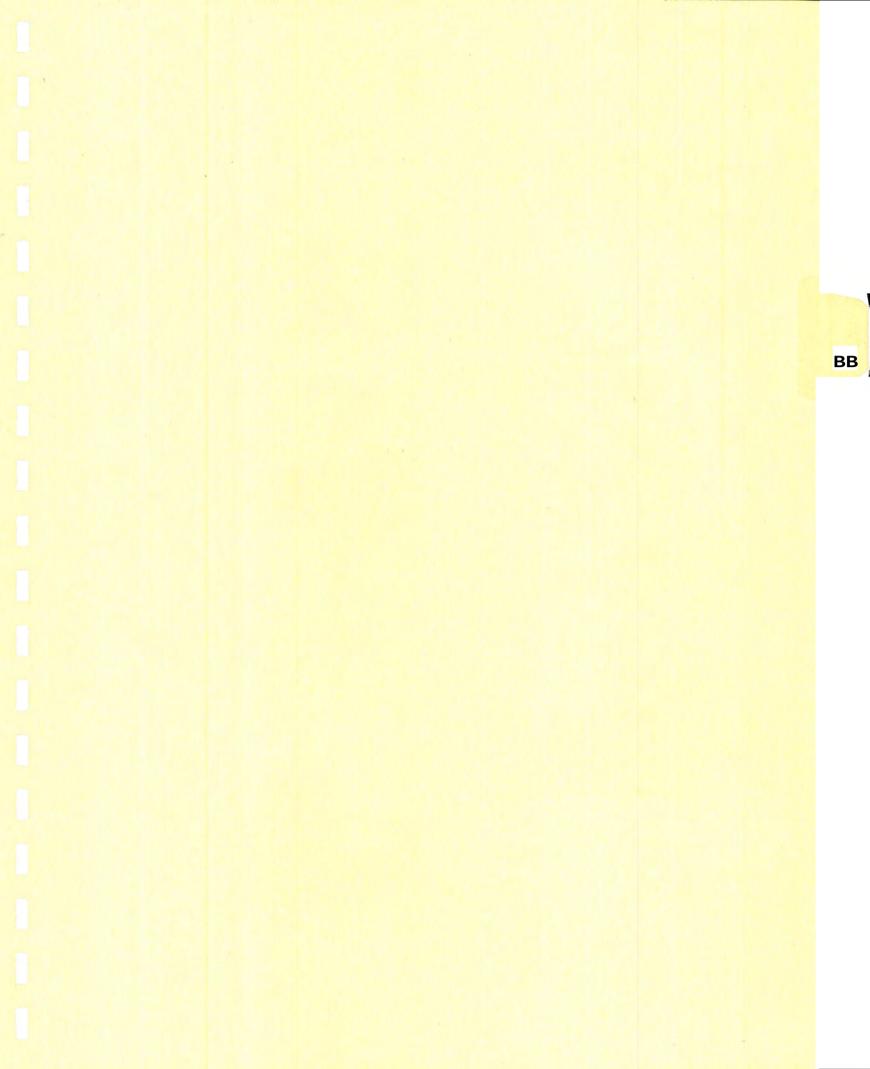
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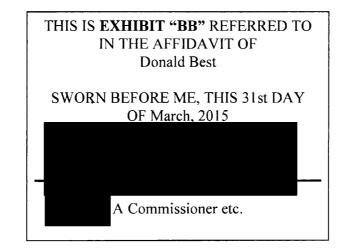
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Jo Anne Louise Grace, a Commissioner, du., Province of Onterlo, for the Government of Onterlo, Ministry of the automoty General.Such is the thinking of a true philanthropist, I would have thought.

Not quite sweetheart. A true philanthropist would have donated the swamp to the people of Barbados. A philanthropist does not sue/complain about a country if their INVESTMENT turns sour. You are either an investor or a philanthropist.

It is time Peter Allard's henchmen get the terminology correct.

True philanthropists are know for their charitable deeds. When I pass and my valuable art goes to my alma mater, that will be a philanthropic gesture. If my son wants, he can take the tax receipt. I dont really care, I would be done dead.

Amused | November 8, 2009 at 4:35 AM |

Pat is my girl. She got it right - as usual.

Nostradamus | November 8, 2009 at 12:56 PM |

Pat, I beg to differ, a true philanthropist caresw sabout his donation. They want to know that what they has donated will be sustainable. Tey care abiyt their lagacy.

Thet want to know that what they donate now will benefit this and future generations. You thinkl Warren Buffet and Bill Gates donate money and care not what happens after?

Finally some attention in Canada | November 8, 2009 at 2:27 PM |

The Law Society of Upper Canada appears to have left this crew enough rope to 'hang themselves'.

It also appears that thanks, in part to this discussion, others are now paying more attention to the countless scores of victims of frauds and other criminal conduct who have suffered at the hands of parties acting with (until VERY recently) near impunity. (That means that nobody has been able to stop this madness-until now).

Maude aka "Supreme Court" aka Jessica Duncan has organized and perverted public discussion on lawbuzz as a moderator. Many comments such as ones predicting the demise of her firm over the most recent (record?) cost award by members of this 'free' site have been purged. Not for improper content, but for CYA purposes.

It has come to MY attention that the LSUC has effectively sat on complaint after complaint filed by the public in respect of VERY similar allegations against this crew.

Funny that they are similar to comments made by judges in NUMEROUS reasons I have collected over the last few days. Improper conduct such as conflicts, bad faith, vexatious acts, obstruction of justice, spying, slander, abuse of process, ill-conceived/advised tactics, the list goes on....

http://bajan.wordpress.com/2009/10/30/the-shady-secretive-world-of-peter-andrew-allard-and-the-graeme-hall-nature-sanctuary-does-barbados-need-..

Just read the following cases here in Canada to get the gist:

http://www.canlii.org/en/on/onca/doc/2000/2000canlii26977/2000canlii26977.html http://www.canlii.org/en/on/onsc/doc/2009/2009canlii38490/2009canlii38490.html http://www.canlii.org/en/on/onsc/doc/2009/2009canlii46175/2009canlii46175.html http://www.canlii.org/en/on/onsc/doc/2005/2005canlii26313/2005canlii26313.html http://www.canlii.org/en/on/onca/doc/1999/1999canlii1360/1999canlii1360.html http://www.canlii.org/en/on/onca/doc/2008/2008onca99/2008onca99.html http://www.canlii.org/en/on/onsc/doc/1994/1994canlii7372/1994canlii7372.html http://www.canlii.org/en/on/onsc/doc/2009/2009canlii31983/2009canlii31983.html http://www.canlii.org/en/mb/mbqb/doc/2003/2003mbqb69/2003mbqb69.html http://www.canlii.org/en/mb/mbca/doc/2006/2006mbca92/2006mbca92.html http://www.canlii.org/en/mb/mbgb/doc/2002/2002mbgb65/2002mbgb65.html http://www.canlii.org/en/mb/mbqb/doc/2004/2004mbqb191/2004mbqb191.html http://www.canlii.org/en/mb/mbqb/doc/2002/2002mbqb88/2002mbqb88.html http://www.canlii.org/en/mb/mbqb/doc/2003/2003mbqb186/2003mbqb186.html http://www.canlii.org/en/mb/mbca/doc/2004/2004mbca98/2004mbca98.html http://www.canlii.org/en/ca/fct/doc/1997/1997canlii5484/1997canlii5484.html http://www.canlii.org/en/ca/fca/doc/1997/1997canlii5676/1997canlii5676.html http://www.canlii.org/en/ca/fct/doc/1997/1997canlii4936/1997canlii4936.html http://www.canlii.org/en/ca/fct/doc/2002/2002fct564/2002fct564.html http://www.canlii.org/en/ca/fct/doc/2001/2001fct1042/2001fct1042.html http://www.canlii.org/en/ca/fct/doc/2002/2002fct685/2002fct685.html http://www.canlii.org/en/ca/fca/doc/2005/2005fca45/2005fca45.html http://www.canlii.org/en/ca/fct/doc/2004/2004fc532/2004fc532.html http://www.canlii.org/en/ca/fct/doc/1997/1997canlii6357/1997canlii6357.html http://www.canlii.org/en/ca/scc/doc/2002/2002scc42/2002scc42.html http://www.canlii.org/en/on/onsc/doc/2009/2009canlii22563/2009canlii22563.html http://www.canlii.org/en/on/onsc/doc/2008/2008canlii29602/2008canlii29602.html http://www.canlii.org/en/on/onsc/doc/2008/2008canlii16079/2008canlii16079.html http://www.canlii.org/en/on/onsc/doc/2008/2008canlii4265/2008canlii4265.html http://www.canlii.org/en/on/onsc/doc/2005/2005canlii24240/2005canlii24240.html http://www.canlii.org/en/on/onsc/doc/2005/2005canlii26317/2005canlii26317.html http://www.canlii.org/en/on/onsc/doc/2005/2005canlii18285/2005canlii18285.html

Lemieux's next big case:

http://www.canlii.org/en/on/onagc/doc/2009/2009canlii55582/2009canlii55582.html

Please feel free to post any that I've missed. Reading about this crew's past helps to understand the nature of the behavior exhibited. NDS plays a central role as does Barbados. Mr. Best is another key element to this whole affair.

"Best" died as an infant in Manitoba years ago.

From the Winnipeg Free Press, Thursday, June 6, 1946, page 22, under Deaths.

" BEST - On June 4th. at Misericordia Hospital, Donald, beloved infant son of Mr.and Mrs. John Edward Best, 755 Sherburn St., age 2 days. Funeral arrangements in care of the A. B. Gardiner Funeral Home 96 424. Interment in Brookside Cemetery." Hmmm... That's a coincidence.

Where is the Donald best that Mr. McKenzie 'believes is in Thailand'?

A posting on Lawbuzz.ca entitled "Donald Best – Man or Myth?" was purged within a day of being posted.

Mr. Zee is another alias used by these people to further their cause. Why all the "cloak and dagger" as one judge puts it?

Could it be that Marc Lemieux conspired to kill a Saudi royal on behalf of who he claims was the Canadian government?

Does Marc Lemieux work for NDS?

Does Donald Best work for NDS?

Why was Lemieux's former assassin / associate found dead in Barrie, Ontario after he was fired by Lemieux for stealing secret cash payments?

Why is Lemieux's former 'boss' at the government of Canada now dead?

Why are former NDS employees / potential recruits dead?

I see a great number of suicides and otherwise 'untimely' deaths in this file, along with death threats, extortion, stolen guns and the whole 'shooting match'. I guess cloaks and daggers are what we really are dealing with.

More to come... I'll post this on Lawbuzz.ca and see how long it lasts....

CANtruth.viviti.com

Pat | November 8, 2009 at 8:11 PM |

Nostradamus // November 8, 2009 at 12:56 PM

Nostradamus, if I am not mistaken, both Mr. Buffett and Mr. Gates set up foundations with enough money to sustain their philanthropic projects in the US and Africa for years to come.

If I am mistaken, please point me to where the African governments or the US for that matter are asked/expected to put up taxpayers \$ to sustain these foundations projects. Oprah has done the same in South Africa. She is also a philanthropist.

Please, also show me what Mr. Allard has donated to the people of Barbados and the money he has set aside to sustain this "legacy".

http://bajan.wordpress.com/2009/10/30/the-shady-secretive-world-of-peter-andrew-allard-and-the-graeme-hall-nature-sanctuary-does-barbados-need-...

Not every charitable person wants, needs or looks for a legacy. Bill Gates has Microsoft. He is not doing his philanthropic work for any legacy. He already has his legacy.

Amused | November 9, 2009 at 2:38 AM |

Atta girl, Pat. You are so right. You know, I begin to think that Nostradamus is none other than Pathetic Pete himself.

Amused | November 9, 2009 at 2:41 AM |

Finally some attention in Canada // November 8, 2009 at 2:27 PM . You are a star. I am sure that now so counsel in Canada are pouring over your research. I cannot speak for my fellow Bajans, but I thank you and so probably do they.

Finally some attention in Canada | November 9, 2009 at 4:58 AM |

Thank you. Lawbuzz.ca is down now, but there is a website where other victims are connecting to expose more of the truth. <u>http://www.cantruth.viviti.com</u>

"For the chieftains of the people were similar to the chieftains of Sodom and Gomorrah, in cheating the poor and in perverting justice. And the people were similar to the people of Sodom and Gomorrah in their evil deeds."

FollowTheMoney | November 9, 2009 at 9:08 AM |

@ Nostradamus , Pat

I'm not sure about Oprah yet, but Warren Buffet and Bill Gates are not doing their philanthropic projects because they care. If you understand the companies they deal with to do their projects you would understand the link and that it's all about the money! How is that so? In what way could charitable work benefit them moneywise! Be awakened! Follow the money trail! Keep that thought mind, I can't explain this here!

Anon | November 9, 2009 at 10:09 AM |

Surely you mean the thread has closed. Not that LawBuzz is actually down.

Pat | November 9, 2009 at 8:09 PM |

FollowTheMoney // November 9, 2009 at 9:08 AM

Interesting post. You are anonymous, so I see no problem in posting information that is not widely known. I am sure the BU family would be interested as well. Afterall, some of us may have investments in Berkshire Hathaway and Microsoft. Maybe some of the companies they are 'allegedly' doing business with.

Come on, you cant just leave us hanging in the air like that! Not fair.

Anonymous | November 9, 2009 at 8:49 PM |

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I had a good laugh over at lawbuzz.ca. They saw right through you and your astroturfers in a heartbeat. They deleted many of your posts because they were in direct conflict with lawbuzz's commenting policies. One of the posters even referred to you as a "raving lunatic". The thread was even closed off several times in an attempt to make you understand that you can't defame people on the net. The only attention you were getting in Canada was that of a bunch of wingnuts. Too funny.

Finally some attention in Canada | November 10, 2009 at 2:17 AM |

LOL - right ..

Try to find this article on the internet now... IT'S GONE.

"Marc Lemieux was 31 years old when he left the small Ontario city of Barrie in October, 1997, for his first foreign assignment as a security guard, filled with excitement and some trepidation about what life would...."

So is this one:

SUB: A former Saudi Prince Turki bodyguard sues Canada's Department of Foreign Affairs and describes bizarre private spy ring.

BY: Royce de Melo

Date: May 15, 2005

Email: thirdpartyint@yahoo.ca

Out of the media spotlight memories can fade quickly and today there aren't many Canadians who would remember the case of Bill Sampson, the Canadian/Briton who had been left to stew two and a half years in a Saudi jail before he and five other Britons and a Belgian were finally released from prison on August 8, 2003; initially sentenced to be publicly beheaded on trumped up charges of 2 bombings and murder carried out as part of an illegal booze running syndicate. What is important to remember is the fact that during his time in prison Sampson informed Canadian diplomats that he had been tortured, and on one occasion even went so far as to point out his torturer to visiting diplomats to the prison. Throughout his incarceration the Canadian government refused to accept the torture accusations–either a very inept and naïve approach for the Canadian government considering Saudi Arabia's disposition for torture and public executions or perhaps other factors and interests dictated that Ottawa intentionally tum a blind eye to Sampson's allegations.

A few months ago I was in touch with James Sampson, Bill Sampson's father, and during one of several telephone conversations James claimed that the then Canadian Ambassador, Melvyn MacDonald, had been dismissive of his son's situation from the get-go. He went on to say that MacDonald had actually told him that Bill's involvement in the bombings was not unlikely. If indeed the Ambassador was so flippant, Department of Foreign Affairs And International Trade's (DFAIT) handling of the case easily raises suspicion and questions. Could it have been a lack of interest or motivation? Ineptness? Cover up? Questionable interests? James thinks he knows what went on at the embassy and put it in simple terms, "I think the Canadian Embassy was on

the take." Hard to prove? Yes. Yet, interestingly enough, in another story and a \$16.5 million lawsuit being filed against DFAIT, that on the surface appear to be unrelated to the Sampson case, there is evidence pointing to cover ups of corruption and conflict of interests at the Canadian Embassy in Riyadh, especially at the time when Sampson was suffering the wrath of Saudi justice.

Only days away from flying back to Cairo, Egypt, an editor, Steve Negus, at The Cairo Times, a bi-weekly English language newspaper, got in touch with me in October 1999 asking that I meet with someone from Barrie, Ontario, and check out what sounded like a farfetched story lead. The contact, Marc Lemeiux, at the time in his early 30s, claimed he had worked as a bodyguard for a locally well known and disruptive Saudi Royal family living in exile in Cairo and was making extraordinary claims surrounding the family and his work. Since I happened to be in the area, in not too far off Newmarket, Ontario, Negus and I thought that at least it was worth meeting with Lemeiux, so I called and set up a meeting.

I waited for Lemieux outside our meeting venue. In order to keep the meeting as private as possible, as he insisted, I had arranged to have the meeting at a local Karate dojo during off hours. When he arrived he quickly parked his car and as he got out he took with him a large duffle bag. Lemieux was (and is) a stout individual with cropped hair, and looks as though he could hold his own yet he's friendly and outgoing. The meeting itself lasted hours, and it became apparent early on that he had something more to offer than just a bar story. It was convoluted and intriguing. Throughout our discussion the duffle bag produced numerous amounts of papers, copies of emails, copies of secret documents taken from inside the Saudi Royals' home, audio tapes of conversations, references to a privately funded spy ring... He explained why 35 security men felt that they had to literally escape from their employer's service, Prince Turki bin Abdel Aziz Al Saud, the brother of King Fahd, or more specifically from Turki's wife, Princess Hend Al Fassi. At precisely 12:00 noon, 26 May 1998, everyone rushed to grab their bags and as quickly as possible began tossing them into the lift on the 29th floor of the Ramses Hilton in Cairo, Egypt. It was a carefully planned operation. Within minutes, 35 men, mainly Canadians and Austrians, were on the ground floor heading outside the hotel to two waiting buses ready to whisk them away. This is the way Lemieux remembers it. "It was a planned thing," he says. "We didn't want the Princess to have a clue of what we were up to." That afternoon, Prince Turki and Princess Hend, and family, were left virtually unprotected in their tower home.

At the time of our first meeting I hadn't imagined that years later I would still be working on this story in any way. On a cool Cairo night in February 2004, I arranged a private meeting at a hotel with another former Turki bodyguard from Lemieux's days of service, an American, Michael Antinick, who was in town visiting for a few days. I took advantage of the opportunity to invite along another bodyguard that had been in Turki's service, someone that I'd gotten to know over the months; only days before the meeting he had been dismissed from the Prince's service-to protect his identity he will be referred to as John. Neither of the men had ever met each other before, and by having all of us meet together I thought it might make for interesting dynamics. Antinick is ex-military and a former policeman from the East Coast. He liked Cairo when he worked for the Prince and the Princess, and thought coming back to the old stomping grounds of this overcrowded and polluted city for a visit would be a relaxing break from some of the other security work he does internationally-admittedly I too think Cairo has its charms. Before our rendezvous I only knew Antinick as 'Contact 1' and now I was finally going to get the chance to put a name to the name, and a name to the face. Most of all, I was looking forward to hear what Antinick had to say and to see how John would respond. As it turned out, Antinick was very keen to talk.

We sat around a small table sipping sweet teas and smoking flavoured tobacco from water-pipes,

Sheesha as the locals call them, outside in the courtyard of a posh five star hotel. John is a rather solid and intimidating looking man with an impressive former military and private security career, but, like so many in his line of work, he is actually very good-natured. Antinick is probably in his 40s but looks younger. He was wearing a baseball cap and had a one-of-the-guys feel about him, was affable, and roughly average in size. I noticed that the hotel staff called him by name and seemed to know him better than an average guest, like an old friend. He explained that they knew him from a few years earlier when he had resided at the hotel for a long period of time. The conversation was the stuff of novels, and much of what Antinick said about the Princess and the family John updated or confirmed. I learned a lot and a lot of things that I already knew became clearer to me.

And with no warning Antinick said, "I was offered \$10 million to kill the Princess," leaned back inhaling as the pipe made its bubbling sound and exhaled, "That's when I got scared." Antinick described how his contact, a high ranking Canadian diplomat from the Embassy in Riyadh, Saudi Arabia, brought money in paper bags to fund a private spy operation against Hend, while he set up a base of operations from the very hotel we were at, and how that same diplomat brought the proffer to assassinate the princess.

The former diplomat, Gary Ogaick, was first secretary and consul at the embassy in 1999 and is now at the centre of a CDN\$16.5 million dollar lawsuit being filed by former bodyguard Lemieux through the Ontario Superior Court of Justice for damages, equitable compensation for breach of duty and punitive damages. Other defendants include The Attorney General of Canada, John Manley, Lloyd Axworthy, Gaeten Lavertu, Aileen Carroll, Guy St. Jacques, The Minister of Foreign Affairs, and former Ambassador to Saudi Arabia Ted Hobson, as well as the Sovereign and Kingdom of Saudi Arabia. However, according to the Ministry of Foreign Affairs Ogaick has since died. Lemieux claims to represent 15 other Canadian bodyguards who used to work for the Prince.

With minimal security training Lemieux was lucky enough to be employed in late '97 as part of a security detail to protect Prince Turki and his wife. He and other Canadians were contracted to protect Turki through Securiton International, a reputable international security company, based in Austria, owned by Wolfgang Gamper. (Might no longer be in operation) It is worth noting that sources claim that Gamper had a secret partner by the name of Kurt Waldheim, a former UN Secretary-General, and a former World War II German Wermacht First Lieutenant accused of participating in atrocities in Balkans.

Prince Turki, in his 60s, his wife Hend, in her 40s, their daughter Samaher, sons Ahmed and Abdul Rahman, Hend's brother, his sons and their retinue of servants and guards have occupied the 28th, 29th, and 30th floors of the Ramses Hilton for years. The princess and her family are Moroccan and are persona non grata in the Kingdom, who disapproved of her and her father, Sheik Mohammed Al Fassi–a prominent cult like Sufi mystic whose teachings are anathema to Saudi Arabia's official Wahhabi ideology. Despite King Fahd's disapproval Prince Turki divorced his first wife (although in Saudi Arabia Islamic law permits men to have up to four wives), married Hend and the couple went into voluntary self-imposed exile, over the years moving to and from various countries in Europe and the U.S., leaving a trail of debts and scandal, before finally settling in Cairo, Egypt.

The royal family traditionally financially supports its immediate and extended family; and when Turki married Hend he really did marry her family. Hend's brother, Mohammed, had a gaudy and profligately lifestyle in part thanks to his sister's connection to the Saudi Royals; he also had an inclination for dirty business dealings. And Hend's father lived with her and Turki until his death in the mid-90s–he is buried in a tomb in Cairo's City of the Dead where even today his followers in cult like fashion keep a Mercedes in wait for his return from the dead.

The Fassis have lived a gilded exile, however, running up quite a reputation in the elite enclaves of the world. Hend's brother Mohammed was particularly notorious. According to the Miami Herald, California investigators looked into charges that he beat and enslaved five Tunisian employees while staying at the Diplomat Hotel in 1981, as well as allegations that he'd previously employed 150 of the Hollywood police department's 290 officers as an informal security force at his Sunset Drive mansion, notorious for the anatomically correct, painted nude statues in its garden. Two years after Mohammed had purchased the property the house burned down as neighbours came out to cheer and applaud. Mohammed later took up shop in Miami, but, according to The Herald, departed in 1989 leaving a string of bounced checks and angry creditors.

During the first Gulf War, when Saudi Arabia was directly at war with Iraq, Mohammed was kidnapped from Jordan by Saudi agents for selling arms to Iraq. Hend intervened and asked to have her brother sent to Cairo where she and Turki could keep a watchful eye on him. Mohammed was spared time in jail, or at the least a life of boredom with restricted movement in house arrest in Saudi Arabia, and was allowed to move to Cairo with his three sons, Turki, Fahd and Azziz, where he lived under his sister's and brother-in-law's wings until he died from an infected hernia on December 24, 2003.

But it seems that in Cairo, at least, the law has not been an obstacle to the Fassis' lifestyle. Beginning in the mid-1990s the Cairo press filled with stories of beatings, imprisonment of servants, and other abuses inflicted by the Prince's entourage on anyone who crossed their path. The outcry reached a peak in late 1998, soon after two Egyptian waiters fell from the 28th story window while trying to rappel down the outside of the hotel using tied-together bed sheets, crashing onto a balcony below. The two claimed they were trying to escape and had been imprisoned by the Princess along with a number of their colleagues. The case against Princess Hend was dropped over the summer of 1999. However, another case was pursued, that of police Lieutenant Emad Abaza who was struck with a walkie-talkie in the Ramses' lobby by Mohammed's son, Fahd. In this case it ended with the Fahd's imprisonment along with two companions, while another son, Azziz, and a bodyguard went on the lam. Abaza's lawyer, Mahmoud Abdel Aal, said his client refused up to \$5 million to drop the charges. What's more is that Princess Hend had been tried and convicted in Egypt for robbery over three years ago, a case where she owed a local jeweler thousands of dollars but refused to pay. Hend was tried in absentia since she had not appeared before the tribunal or sent any legal representation. The state-run newspaper Al-Ahram reported in February of 2000 that Hend again was sentenced in absentia by an Egyptian court to a one-year prison term for failing to pay a US\$2.5 million debt. Today the princess has not been jailed or expelled from Egypt and she continues to live a life of luxury in Cairo unhindered. Over two years ago one Egyptian opposition member in the People's Assembly publicly brought Hend's case to the attention of the government, asking why she was not in jail; and to date the Egyptian authorities have done nothing. However, John, the former bodyguard, said she'd not been going out on the town quite as much as she used to.

In Canada in August 2004 I met with Lemieux again and another former bodyguard, Graham Rayton, who was also now eager to talk. Both described in detail a dysfunctional sexually deviant family living a top the Ramses Hilton. According to the two Canadians, backed up by the 2004 meeting in Cairo with Antinick, and other sources, Turki Al Fassi, another of Mohammed's sons, was addicted to drugs. And, in a page out of a Qusay Hussein diary, Fahd would bring women to his room, mainly prostitutes, drug them, rape and beat them.

Both Rayton and Lemieux, as well as other sources, tell a rather disturbing issue Princess Hend had with her youngest son, Ahmed. Rayton and Lemieux claimed to have seen Ahmed, who was

13 years old at the time, being forced to watch pornography while his mother, in full view of the security team, masturbated him with the notion that somehow it would keep her son from becoming a homosexual.

The Egyptian press, for the most part, and until recently, has held Turki responsible for the abuse of servants and for not paying debts. According to Lemieux, and other former guards, Turki himself has little control over what goes on in his domain. On the 28th, 29th, and 30th floor of the Hilton, Her Royal Highness Princess Hend is the undisputed ruler.

Lemieux had begun his bodyguard stint at the Ramses in September, 1997. He was placed at the front desk, answering telephones. It didn't take him to long to learn about the nature of his job. He, like all the bodyguards, would receive personal instructions from Hend. "All of the Prince's mail was to be sent to her first. Sometimes it was not to be sent to him at all," he said. "She also issued orders about no guests or phone calls for the Prince unless she approved it. Deliveries that the Prince had ordered and that he was expecting were usually kept from him, by her order.." He goes on to explain that Hend also had a 'hot sheet' of persons not allowed to call her husband, which included the prince's own daughters from a previous marriage, his brothers, and King Fahd himself.

"Turki is a pretty cool guy," says Lemieux. "He doesn't realize what's going on. Hend runs the show. She works through a handful of picked lieutenants who do most of her dirty work. We were often told to beat the waiters and maids. Most of us wouldn't do it. But these guys who would were her lapdogs."

Lemieux, Antinick, Rayton, and John all claim that Hend had been drugging her husband without his knowledge, keeping him so doped up he was unconscious much of the time; and by doing so Turki was literally kept in the dark so Hend was left to do as she pleased. And her list of pleasures included entertaining male friends in her room for days on end, rarely coming out. On one count Lemieux describes how under Hend's orders they worked around Turki planting bugging devices in his bedroom and his personal bathroom as he laid in his bed unconscious. According to Lemieux, Rayton, and others, the family doctor gave the drugs to put into the Prince's food and drink. At the February 2004 meeting in Cairo Antinick confirmed that the prince had been "juiced up". Meanwhile, John claimed that he had not seen her drug his food but had seen her giving him drugs in the guise of healthful medicine. By all accounts Prince Turki is today in terrible health and according to recent reports is now in hospital.

The bodyguards did not have a pleasant assignment, but Lemieux says the Egyptians, Filipinos, and other non-Westerners under Princess Hend's thumb had it much worse. He describes them as "virtual slaves". When he began work, Lemieux was handed a list of "basic rules and job duties" for his post. The document posts rule number nine as, "All security shall in no way grant any form of personal assistance or favour to any waiter, maid, cleaner, worker, or engineer. This includes, but is not limited to, such things as receiving or delivering any items (jewellery, clothing, mail, film, money, message, etc.) from or to any individual within or outside the hotel. In other words, keep your distance and don't get involved!"

Lemieux tells of a situation where eight Filipina servants were kept in Hend's service against their will. He asserts that some of them had been there seven years, up to five years after their contracts had expired. Hend "would not let them go," he says. "She's scared people will talk about what goes on there." After Lemieux contacted the Pilipino embassy to Egypt detailing the plight of the eight Filipinas, diplomats investigated the matter. Secret documents from the Pilipino Embassy record a series of contacts between Lemieux and the embassy. Soon after Lemieux's efforts all eight Filipino maids were released from Hend's service.

Lemieux was lucky to have crossed the princess and not suffer any consequences. The security team escape was decided upon after a serious altercation involving a young Austrian bodyguard

named Andreas Hoffmann. According to a signed Austrian affidavit, signed by Hoffmann and Securiton's owner, Gamper, stamped by a Vienna notary on 15 June, 1998, and confirmed by the Austrian Embassy's Pitner Buddenbrock in Cairo as genuine, the whole altercation had begun from something trivial. The incident gives a sense of the anxious atmosphere in Hend's realm, where a single misunderstanding can lead to a bizarre drama of punishment and torture. Hoffmann, working the phones, had just received a telephoned order from Hend's daughter, Princess Samaher. Hoffmann asked Samaher to repeat the information again just to be clear as to what she wanted. This infuriated Hend grabbed the phone from her daughter and began insulting Hoffmann –apparently thinking that Hoffmann had suggested that Samaher's English was not good enough. Hoffmann tried to explain himself but to no avail; Hend made a vague threat and slammed down the receiver.

It was enough to put Hoffmann on edge and he decided to make a run for it but was intercepted at the elevator by two of Hend's lieutenants, identified in the affidavit as James Sciaretti and Haroon. They brought Hoffmann before Hend, who ordered him cuffed with his hands behind his back. Hoffmann was then taken to Hend's salon. There he was forced to kneel. Another guard, identified as George, was ordered to videotape the incident. More words were exchanged, and Hend went into a fit of rage who then ordered her lieutenant to get a stick. None was found. Hend dashed back to her room and came back with a coat hanger. The videotaping was ordered stopped, and the Princess beat Hoffmann with the hanger, at times across the face. Gamper, who was in Cairo at the time, was called in to the hotel. He arrived to find Hoffmann still cuffed and kneeling. It took two hours of negotiation before Gamper could get Sciaretti to uncuff Hoffmann and allow him to sit down. Hoffmann was made to sign a letter of apology, and was docked three days' pay – a violation of contract agreements.

By then, most of the security team had had enough of Hend. The security teams were basically made up of three groups: Americans, each privately contracted which included Antinick, another group of Austrians working for a different contractor, and then there was Gamper's group, Securiton employees, made up of both Austrians and Canadian's including Lemieux and Rayton. A decision was made by the Securiton team to escape and they received Gamper's blessing -in addition to the Hoffmann incident, Hend was withholding money owed Gamper to pay the guards, a total of US\$5 million. It might sound strange, bodyguards having to escape from an employer but it was no secret that the princess had clout in Egypt and could make things difficult for anyone. There were legitimate concerns that they, the bodyguards, would be stopped and tossed in the slammer before getting out of the country, accused of anything from stealing jewellery or smuggling drugs. Getting out wasn't going to be easy. Hend's paranoia and concern for security and her own privacy went so far as to have every room on the three floors, including the bathrooms, bugged with cameras and audio, not just Turki's area, Lemieux says. "Nothing goes on there that she doesn't know about." There was also a problem with passports; Hend had them confiscated when the bodyguards took up the job but the men were able to obtain new documents through the Canadian and Austrian embassies.

When I originally investigated this case in October, 1999, the Canadian Embassy in Cairo refused to comment on Lemieux or any matter related to him, but the Austrian embassy in Cairo confirmed that it, along with the Canadian embassy, helped Lemieux and company escape and leave the country. It's clear from documents and witnesses that the Canadian embassy was directly involved in the escape. During the same period Securiton's Gamper, in Vienna, confirmed both the Hoffmann cuffing and beating incident and that the bodyguard escape did occur. However, Mr. Gamper at the time refused to make any further comment. Hoffmann could not be reached for comment and to date he has not been located.

As it happened, all went smoothly for the Securiton employees. The men were all whisked off to

various hotels throughout Cairo. All the bodyguards safely left Egypt. And Hend to this day continues to refuse to pay Securiton the \$5 million owing.

A few months after the original great escape by the Securiton team, several from the other American security detail that had originally stayed behind would also pull a runner from the Ramses Hilton with the help of the U.S. Embassy.

When my contact John was first approached about this story in Cairo early in 2003 he was a trusted favourite to the princess. Because I lived in Egypt I had to be cautious so I waited months to get to know John better before I confided in him about what I knew about Hend and everything else. When I finally informed him that I knew about the 1998 bodyguard escape his initial response was rather professional, "It was wrong for the security team to have left the Royals alone like that." And he went on to explain that the Princess had told him all about the escape and that she said, "...they stole guns and radios when they left."

When I informed Lemieux by phone from Cairo of John's statement he responded, "She's making excuses... She wants to be the victim."

In time John, as a former Hend employee, would see the Princess in the same light as Antinick, Lemieux, Rayton and oh so many other former bodyguards, servants, business people do today, and learn to despise her.

Not long after the security team had fled, as luck would have it, Lemieux would be back in Egypt under very different and unique circumstances. He had contacted the Canadian embassy in Riyadh asking for help in finding someone to contact within the ruling Saudi Royal Family to discuss the money owing for their services, and, just as importantly, to bring to the Royal Family's attention Prince Turki's thorny situation. In February 1999 someone at the embassy contacted Lemieux in Canada on behalf of a Saudi 'VIP' who was interested in any details he could supply on Prince Turki's life in Cairo. That someone was first secretary and consul Ogaick. By the end of April the same year, Lemieux recruited Antinick and another former Canadian guard and escapee, George Straznovic, to spy on Mr. Ogaick's behalf. It was the beginning of an intriguing down and dirty, nitty-gritty private spy ring against Her Royal Highness in Cairo. Initially Antinick was one of the Americans that had stayed on after Securiton's people fled Egypt. He continued to work at the hotel until he was dismissed by Hend in December '98; accused of

taking a vacation without permission. He would play a key role in Ogaick's personal investigations.

A series of e-mails between Ogaick and Lemieux discuss the operation, for which he and his colleagues were to be paid well. Ogaick wanted as much information as possible on Hend, her daughter Samaher, and Hend's brother Mohammed. Ogaick and the unknown backer wanted to catch Hend in a sexual rendezvous, preferably on video, with one of any number of male visitors she had, which included two famous Arab singers, one of whom was Mohamed Fouad. Whoever the backer was, his apparent main objective was to get hard proof of Hend's infidelities to present to Turki himself, with the final intent in getting Turki safely back home to Saudi Arabia and away from Hend.

Antinick and, for a shorter time, Lemieux and Straznovic lived in Cairo in secret while gathering information and meeting with two moles. There were plans to have one of Hend's rooms bugged with cameras to catch her highness "entertaining men in her room". 4 to 5 weeks after operations began Straznovic was ditched. Lemieux and Antinick discovered that Straznovic, whose job it was to make contact and recruit working bodyguards, was intent on pocketing money meant for the moles. In order to get Straznovic safely and cleanly out of the picture both made out that operations had been ordered to stop; and to keep up appearances, they went so far as to all fly home: Lemieux and Straznovic to Canada, and Antinick to the US. However, Antinick flew back to Cairo almost immediately once that Straznovic was in Canada. In the meantime, Lemieux had to

stay in Canada since Straznovic, also from Barrie, attended the same gym as Lemieux. "I couldn't leave right away or he (Straznovic) would be suspicious if he saw that I was gone," Lemieux says. So Lemieux stayed in Canada while Antinick continued operations in Cairo.

Throughout the affair Lemieux and Antinick had no idea of who was backing the operation. Emails between Lemieux and Ogaick talk of as much as US\$350,000 being spent on expenses for operations, for their upkeep while in Cairo and more. The backer or backers were prepared to put as much as \$1.5 million into the fact finding and video taping mission. As the middleman Ogaick flew to Cairo on various occasions to meet with Antinick, pick up information and to leave money for pay and expenses. "Ogaick passed on the money we needed to buy the supplies to spy on her (Hend)," Antinick said. "I flew to London and bought the bugging devices, the cameras, everything we needed."

And then there was the day that Ogaick came to Cairo and told Antinick that "they" would pay him US\$10 million dollars to kill Hend. This gave reason for Antinick to worry; now he knew too much. He was scared but at the time was ready and willing. "We had it all planned out," he said, "We were going to use potassium chloride and put it in her food. It'd look like a heart attack, and because she's a princess they wouldn't cut her up and see what killed her. They'd ship her off fast and bury her in Saudi Arabia."

Two bodyguards, who were the two moles, working for Hend, were in on Antinick's assassination plan. Because the princess liked to eat in her room, and food was often kept there waiting for her, the two accomplices had to time things perfectly. The plan entailed that they quickly repel down into her room from the top of the hotel, spike her food and zip out and back up to the top of the Ramses. Sounds easy enough and straight forward but it never happened. Antinick got cold feet and cancelled everything.

Not long after the aborted assassination attempt Antinick got word that jewellery and a large sum of money had been stolen from inside Hend's room and no one could figure out how it was done. All sources say that the princess and her husband tend to keep boxes of ready cash in their rooms, estimated to reach a few million dollars. Antinick was amused, "I knew who did it," he said with a smile. The repelling plan worked for something else.

On August 28, 1999, an e-mail from Ogaick in Riyadh simply says, "Marc, Just received urgent instructions to cease all operations in Cairo until further notice." Coincidentally seven days earlier, King Fahd's son, Prince Faisal bin Fahd bin Abdul Azziz Al-Saud, had died suddenly of a heart attack. Ogaick advised Lemieux that Faisal was the backer. "He was the only one who knew about what I was doing and kept it very secret I guess... After his [Faisal's] death that was the end and there was no one else to keep it going. That's why I've gone to the press. [Hend] should pay for what she was doing."

During the entire operation Antinick never managed to capture video of the princess in the act of entertaining male friends.

However, Lemieux had managed to get someone attention within the Saudi Royal family after a series of contacts with the Royal Saudi Embassy in Ottawa. In March, 2000, the Ambassador, Mr. Mohammed Al Husseini, asked him to travel to Riyadh with his documents from the surveillance operation to meet with high ranking Saudi officials. Lemieux agreed and the Saudis arranged everything for his trip. In Riyadh he was taken to a private meeting at a military complex. When Lemieux left Riyadh five days later he had answered numerous questions, turned over all the documents, audiotape and other information he had. He admits that while in the complex he felt that his life was in threat, and that he didn't have much say as to whether he would be allowed to keep the documents; however, he was informed by the Saudis that he should expect money within weeks. He was never paid.

Month's later Lemieux had faxed the Deputy Foreign Minister, Gaetan Lavertu, informing him of

the actions of Ambassador Husseini and the events surrounding his trip to Saudi Arabia and asked for help to collect payment from the Saudis for his, and the others', services to Hend. Days after he contacted Lavertu, he received an anonymous call in November 2000 threatening his safety should he continue to pursue payment.

Undaunted after months of being ignored and stonewalled, of having his questions snubbed by the DFAIT, Lemieux decided to raise the stakes a notch. With legal help he launched the \$16.5 million lawsuit. According to the claim Lemieux and his lawyers believe that there is "a culture of systemic corruption and cover up within the Department of Foreign Affairs (DFAIT) and the Canadian Embassy in Riyadh and other Canadian Embassies." The way Lemieux and his lawyers see things, Ogaick as first secretary and consul had made promises of money to be paid while working as a representative of DFAIT at the embassy and through the embassy in Riyadh, therefore DFAIT is responsible for any monies that Ogaick promised would be paid to Lemieux and the others.

The National Post's May 14, 2004, front page article 'Canadian envoy ran Saudi spy ring: lawsuit: Allegedly recruited other Canadians to watch royal couple' Francine Dube reported that, "Kimberly Phillips, a spokeswoman for the DFAIT, said yesterday they have every intention of defending the action."

I contacted Ms. Phillips office in August, 2004, as to why the department had not yet issued a defence to date but never received a reply.

The allegations have yet to be proven in court and none of the defendants, including the Saudis, to date have issued a statement of defence, although for a time the defendants were long past deadlines and were at risk of going into default. It's no surprise that the DFAIT has been doing some legal posturing and manoeuvring of its own. On April 15 of this year, another DFAIT spokesperson, Pamela Greenwell, explained to me over the phone that there were problems with the statement of claim: "The plaintiff has named individuals as parties and should not have done so; and the statement of claims does not adhere to rules of civil procedure." And with that, a motion to correct deficiencies was reviewed by Justice Leaderman on April 28, 2005. He has reserved his decision on the motions in the case.

It's worth noting that in February, 2004, Bill Sampson filed a lawsuit against Saudi Arabia's interior minister, the deputy governor of the jail and two of the jail's guards for damages. Lemieux's claim against DFAIT states: "As early as February and March 1999, Ambassador Hobson knew that Ogaick had been communicating with Lemieux with a view to obtaining information for the Canadian Embassy's Saudi government contacts in exchange for money.... At all material times, Ambassador Hobson knew that Ogaick was using Canadian Embassy resources to carry out these efforts."

According to declassified documents from Ottawa, Foreign Affairs security officers knew Ogaick was involved in something that was possibly inappropriate as early as November, 1999, and yet nothing was done to stop or divert his questionable activities.

Meanwhile, the declassified documents seem to suggest there was a half-hearted effort by the DFAIT to investigate the case in August, 2001, and this only occurred after Lemieux and his lawyer approached the department claiming they were owed US\$5 million. "But considerable effort went into preparing 'media lines' in case the story leaked," The Globe and Mail's Jeff Sallot reported in his May 5, 2003, story 'Claims of rogue spy unheeded for months'.

After investigations had begun within DFAIT, the department claimed that no disciplinary action could be taken against Ogaick because he had already retired in 2001.

Things got really hot in Cairo and Riyadh when Straznovic personally paid a visit to the Canadian embassy in Cairo on or about October 12, 1999, alleging that Ogaick had personally promised him CDN\$500 000 and two passports "for persons under Straznovic's care." Who were the two

persons? Lemieux and Rayton say it was one of the ex-wives, one of several, of the infamous and dodgy Mohammed AI Fassi, and her daughter. Documents go on to say that Straznovic informed the embassy of the Hend spy operation and that Ogaick was directly involved. Lemieux said that he had not known that Straznovic had gone to the embassy until April 2002 when he "heard rumours"; it was only later confirmed through the declassified documents related to the case detailing DFAIT's investigations.

Coincidentally, only a few days after Straznovic's visit, and not long after my first meeting with Lemieux in Newmarket, Ontario, I went to the Canadian embassy in Cairo on October 27, 1999, to fish for information on this Lemieux case. Instead of answering my questions the embassy staff took me into a private soundproof room and turned the tables, asking me several questions as to what I knew about the case and Marc Lemieux. In return the staff informed me that Ottawa had notified them that they were not permitted to answer any questions regarding Marc Lemieux. Declassified documents say that Ambassador Marie-Andre Beauchemin forwarded an advisory to five bureaus including to Mr. Rick Belliveau of Security Operations and Personal Safety Division, an office attached to The Security and Intelligence Bureau of DFAIT, notifying them that I had met with Lemieux in Canada and that Lemieux had provided me with documents. This quite possibly

was the beginning of an old boys network cover up within DFAIT.

At the age of 36 Straznovic was found dead in his apartment in Barrie, Ontario in January, 2001. The cause of death was drug overdose.

Ogaick retired in May, 2001, with a full pension and had been living a life of luxury in an affluent neighbourhood in Riyadh while working for a private company in UAE before his deathapparently he died of cancer but this has not been confirmed. His wife continues to work at the Canadian embassy in Riyadh.

It appears all is not well at Canada's DFAIT. Evidence indicates that a high ranking Canadian diplomat was involved as a middleman in a bizarre inner-family Saudi spy ring and a possible assassination attempt on a Saudi princess for financial gain, and that declassified documents seems to suggest a cover up inside the department. Meanwhile, DFAIT has tried to trivialize the lawsuit. Phillips told The National Post's Dube, "If these allegations are true this was done without the knowledge of anyone in the department and while this former employee was acting in his own personal capacity." However, the evidence suggests otherwise.

Thus far the Royal Canadian Mounted Police commercial-crime section in Ottawa have concluded that there is no case of fraud against the government nor was there a breach of national security... Really? It's a wonder that this shouldn't raise some concern especially in this day and age of global terrorism, much of it outsourced from places like Saudi Arabia. If Canadian diplomats are so easily bought shouldn't there be reason for concern? What other repercussions could come about from such unethical activities? There is something to consider: after Bill Sampson languished two and half years in a Saudi prison, seeing little or no action from Ottawa to help him in his plight, his father, James, who tirelessly worked to get his son out of prison thinks he knows what the problem was, "I think the Canadian Embassy was on the take." Farfetched? Probably not.

-End-

Finally some attention in Canada | November 10, 2009 at 2:31 AM |

Yep... It's the same Lemieux who mailed out last year's CO\$TS cheques over the Nelson Barbados affair to the who's who of Canadian law firms. A few hundred thousand dollars then, how much now?

His lawsuit against the Canadian gov't was for \$16.5 million. This is not slander, it's news. Just like it was

news when Lemieux went to the press with his sordid spy stories....(and... just like it'll be news when he and his cohorts pay their dues...)

Oh... and a little about Best's client / employer NDS:

FOX TELEVISION, FOX ENTERTAINMENT:

The News Corporation Limited is one of the world's largest media companies with total assets as of September 30, 2005 of approximately; US \$58 billion and total annual revenues of approximately US\$18 billion. News Corporation's diversified global operations include the production and distribution of motion pictures and television programming; television, satellite and cable broadcasting; the publication of newspapers, magazines and books; the production and distribution of promotional and advertising products and services; the development of digital broadcasting.

News Corporation is the world's leading publisher of English-language newspapers with operations worldwide.

The Company publishes more than 175 different newspapers, printing more than 40 million papers a week.

Murdoch's New Corp. invests heavily in Israel. Murdoch News Corporation was one of three US companies that was lauded for their support of Israel at the America-Israel Friendship League Partners for Democracy Awards dinner (25th June 2001). Murdoch himself co-chaired the dinner.

News Corp.'s digital technology company based in the UK / Jerusalem, called NDS, has grown from 20 to 600 employees in the past decade.

Rupert Murdoch's News Corporation which effectively owns and controls BSkyB also owns the NDS encryption company which, though based now in the UK, originated in Israel and even today is run by Dr Abbe Peled a former member of Israel's Mossad secret intelligence organisation.

Amused | November 10, 2009 at 2:33 AM |

@Anonymous, child, yuh right to be anonymous. You got an anonymous mind. You read, but you do not understand. Our friend FollowTheMonkey has said that a law partner of 'Little Willy' McKenzie is a moderator at LawBuzz and started that blog. If I understand FTM correctly. So, is LawBuzz not then taking a lesson from your own blog, BFP, and 'moderating' any comments adverse to Little Petey Allard and Jane the Insane and your motley crew?

This thread like it got you REAL disturbed, Anonymous. I have a feeling there will be an update soon with an even more disturbing thread. I can hardly wait.

Anyway, laughter is good for the soul and we are happy you had a good laugh - like we are - at you.

@FollowThe Monkey - chile Pat is right. Don't keep we hanging. More, please. Even Anonymous is laughing - and that poor old girl don't laugh too much - she usually got she face set up like she smell

something bad. See if you can find a connection to Allarcom. Anonymous would howl like a werewolf with laughter at that. Conisder it a favour you would be doing for the deprived.

Amused | November 10, 2009 at 3:09 AM |

@Anonymous. Rejoice greatly!!!! LawBuzz is back up with the story - and guess what? It has expanded. You will get your laugh. Be happy. It also offers us from our friend FTM, the following link to the Globe and Mail - and Mr. Lemieux http://circ.jmellon.com/docs/pdf/a former ...te spy ring.pdf

There was a suggestion that Mr Lemieux was NOT a 'student-at-law' but had been hired by Little Willy to intimidate we Bajans. Guess what? he is not listed as an employee on the Crawford McKenzie etc. website. Go figure. You mean he did be here to intimidate we? Little Willy did be trying to intimidate we? Poor Little Willy. Yuh got to laugh - like Anonymous.

Finally some attention in Canada | November 10, 2009 at 4:32 AM |

So true... So true.

McKenzie/NDS/Best were working together with Allarcom Pay Television Limited since before 1997!

Allards and Knoxs? YEP.

http://www.newswire.ca/en/releases/mmnr/allarco/bio.html

http://www.canlii.org/eliisa/highlight.do?text=%22Crawford+McKenzie%22&language=en& searchTitle=Federal&path=/en/ca/fct/doc/1997/1997canlii6357/1997canlii6357.html

Finally some attention in Canada | November 10, 2009 at 4:42 AM |

Allards have Allarcom and Knoxs have Wic Premium Television Ltd. –But it's all the same bunch. Mr. Murdoch's camp.

http://www.canlii.org/eliisa/highlight.do?text=%22Crawford+McKenzie%22&language=en&searchTitle=Federal&path=/en/ca/fct/doc/2000/2000canlii15927/2000canlii15927.html

Finally some attention in Canada | November 10, 2009 at 5:07 AM |

Knox's affidavit for????

Money troubles...

http://www.pwc.com/ca/en/car/allarco/index.jhtml

Finally some attention in Canada | November 10, 2009 at 5:27 AM |

http://www.cartt.ca/news/FullStory.cfm?NewsNo=8170

http://www.channelcanada.com/Article3073.html







The filings are to be posted but I can't seem to view them on the PriceWaterhouseCoopers' website.

Concerned | November 10, 2009 at 5:48 PM |

@Finally some attention from Canada. My brother/sister you got the wrong Knox lot. Ours is Bajan. Same sumame, but a different people entirely. Coincidence - and I mean GENUINE coincidence, not being sarcastic.

Will have to have a look on the PwC website.

Finally some attention in Canada | November 10, 2009 at 6:31 PM |

It now appears that they've purged <u>http://www.lawbuzz.ca</u> completely of all public discussion and resources in respect of the Nelson Barbados Affiar.

At least WE know who's who and what's what now. (As if we we're a wee tad bit suspicious in the first place).

When the corruption is manifested in one group, it is one thing; when it appears systematic, it's quite another. Follow the money indeed. These cancers are purge of just society.

http://www.casselsbrock.com/docs%5CAllarco%20CCAA%20Initial%20Order.pdf

Peter Allard / Charles R. Allard / Malcolm Knox are each involved in this.

What's troubling, of course is that Mr. McKenzie /best acts /acted for Allard / NDS Corporations also.

In fact, as recently as June of this year, McKenzie and Lemieux, while working on the Barbados file, were still spying for their NDS-related Allard clients – this time on Roger's call centres.

It's all in yet another Lemieux affidavit!

This is really too much.

Pat | November 10, 2009 at 10:35 PM |

Well, well. What a dog's breakfast. It is sad what happened with the young Sampson lad. Canadians could not understand it at all. I think after the British got him out of his hell hole, he decided to move to Britain. He was so disappointed with the lack of care demonstrated by the Canadian government.

Re DFAIT. I never worked there, but had contacts with some of the employees. It seems to have had the highest suicide rates in the federal government, while Revenue Canada had the highest rates for nervous breakdowns.

Apparently this was why the government agreed to the unions demands to pay for psychological counselling, massage therapy, etc. and extend the leave without pay for personal reasons. Psychiartrists

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http://bajan.wordpress.com/2009/10/30/the-shady-secretive-world-of-peter-andrew-allard-and-the-graeme-hall-nature-sanctuary-does-barbados-need-...
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Anonymous | November 10, 2009 at 11:40 PM |

I wish you would try a little harder to present information Pat. William Sampson was hardly a "young lad". He was 42 when first imprisoned in Saudi Arabia and is now 50 yrs. old. Secondly, Sampson held dual citizenship, British/Canadian and was born in the U.K. where he spent the greater part of his life. While I have no doubt that he is bitter over the lack of assistance from the Canadian government, he may have returned to the U.K. for other reasons such as employment or to be with his father after his ordeal. You always somehow manage to take some basic info and then put your own spin on it, much like your good friend.

Concerned | November 11, 2009 at 4:57 AM |

Anonymous, that you should accuse anyone of putting spin on anything is just silly. You are the most prolific, but ineffective, spinner I have ever seen.

Finally Some Attention In Canada. I believe you need to go a bit easier on LawBuzz. This is a site run by legal professionals for other legal professionals, which gives it a different dynamic. By its very nature, therefore, it places on them a burden of care and raises the bar far higher than for other blogs - this is not a legal i9mperative, but a professional one between counsel and other legal professionals. I would think that their main concern is not to print anything, no matter how well documented, on which a court of law has not ruled, despite whatever evidence may be to hand.

Briefly, it means that, while other blogs (indeed, all members of the fourth estate) can use documents that come into their hands and comment on these as 'fair comment', LawBuzz has an additional agenda that dictates that, where members of the legal profession are concerned, no matter how damning the eivdence, they must wait for decisions of the courts. My feeling is that they have been very even-handed in their editing in keeping with their editorial policies. I see no evidence of bias. Your input is great. However, may I most respectfully suggest that you adhere to LawBuzz's policies, as indeed you adhere to BU's. Just my point of view and I sincerely hope you will not take offence to it - there is no disrespect intended.

Concerned | November 11, 2009 at 5:54 AM |

@Finally Some Attention in Canada, I have just read you posts and links in detail. I have also looked on the LawBuzz website.

Have got to say that I do believe that, off the wall though they may have initially seemed, it begins to appear that your assessment is correct and that LawBuzz is indeed tainted.

I hope you will keep up the good work. This whole issue goes far deeper than we knew. FAR deeper. Barbados and its fellow defendants appear to be the victims of a massive international big business game plan.

Well done, sir. Well done indeed.

Finally some attention in Canada | November 11, 2009 at 10:50 AM |

Very briefly, with respect to lawbuzz:

A thread regarding a mayoral candidate in Toronto is laced with hateful slurs such as:

"I have this weird hunch that Smitherman's campaign will flame out before the election."

"Smithy is definitely going to bottom out, I can't see him rising to the top unless he gets some great aids."

"Although I must say, I hope he wins as I would be glaad[sic] to see a proud gay man pumping his fists in victory whilst being showered with golden streamers. What a party that would be, if only JP were still around."

This topic is still up. It seems that hateful slurs are okay-if directed against gay public figures, but evidence-supported enquiry and discussion is not-but only if it pertains to Allard's people.

Interestingly, a topic posting ONLY a link to an international news story re: an Israeli spy that WAS APPARENTLY UNRELATED to Mr. Lemieux entitled "you never know..." was also purged...along with the Barbados material. It didn't even have any COMMENTS made yet-although it had been viewed dozens of times. But alas, it appears that the story HIT A LITTLE TOO CLOSE TO HOME as well-so ZAP.

Frankly, I've been watching this site closely, ever since I read the Globe Article where Maude / Duncan is quoted as an operator of the site, and reported as refusing to identify the owner/owners of the site. I have noted, with great interest, how commentary, no matter how neutral and relevant, has been systematically eliminated from the discussion.

This is notwithstanding the fact that many posters in the thread- and evidently even more readers, (the thread had more than 2000 views), expressed interest in learning more about this. One poster pointed out that in the past, Maude was vocal in respect of another similar topic, where it was someone other than her friends / cohorts on the hot seat.

The fact is that these people treat their own websites all the same-and it does make perfect sense: REMOVE ALL DAMAGING MATERIAL ASAP. This is true on Keltruth, the firm's own site, and now, also lawbuzz.ca. As was already pointed out on both lawbuzz, and here, this firm's website is in FULL DAMAGE CONTROL mode. No names, no bios, not very much at all except some hometown warm fuzzies.

The other night, "Bumblebee" from lawbuzz locked the thread and 'had to check with others' to see what to do because those nasty links to cases where Crawford McKenzie is exposed were posted. This was NOT because anybody called FM Lemieux /Best thugs, or KW McKenzie an old goat, Maude a cow, Krista a bumblebee, or the whole lot of them pigs for that matter (which happens to my opinion- as if nobody knew); it is very simply because knowledge is power. Therefore, as soon as posts appeared that enable folks so PROVE wrongdoing – in this case – systematic wrongdoing –ZAP. Gone.

Quite logically, I suppose the thread was left up initially because as one moderator put it: 'public discussion is encouraged' on the site. Most of the first posts on the thread didn't have much to do with the costs award which was the topic the original poster created, they had to do with moderators and other users chatting back and forth with Duncan and kissing her a\$\$. "How have you been", "It's been a long time", "So much to tell you about" – stuff like that. This is called controlling the message, folks.

The globe article about Maude, the site, and the site's illusive owner/s was never allowed to be quoted or stay up for more than a few hours, for instance. Explain this one to me...

One poster to the thread did see it, and commented "I haven't read that article." Of course not silly, NOW, Maude and Crawford McKenzie don't want anyone knowing that they were running the site.

To me it 's perfectly clear now. And sorry... I did say briefly the beginning.

Finally though I'd like to clarify that I, personally, don't take any disrespect from discussion(whether pro or contra my own opinions). I enjoy discussion. In fact, to be honest, the only thing that I enjoy more than sharing ideas, is when I'm corrected and actually learn something.

I wish I was wrong about Duncan and Crawford McKenzie's involvement / influence on the site. And I hope that I am wrong about the conflicts of interest that have emerged. But I know that I am not wrong about this: Allard-related companies represented by the firm over the years have benefited themselves thanks in large part to McKenzie and Best, who I know to have work/ed for NDS. I know that without Lemieux's affidavit detailing spying on Rogers, Allardcom may have had a much harder time 'restructuring'.

And yet it's these very rats who appear to spew untruths and scandalous allegations against Canada, Saudi Arabia and Barbados - against the judiciary and executive branches. I mean the best defense is a good offense, right? Well, my friends, offense is this party's game.

Amused | November 11, 2009 at 1:30 PM |

My friend, your input is fascinating, but with respect, calm down. Just a few notches. Applaud your sentiments, but...don't say anything you cannot prove - and you are getting just a little close to that - a little too speculative, evidence-wise. David provides this site that embraces all opinions, let is make sure that we protect them both.

Now, amigo, as for Smitherman, well I don't like jokes of that nature about him or anybody or any group no matter what - that is cheap and, in Canada, highly actionable and for massive damages. HOWEVER, I got to tell you that I think Smitherman is a complete jerk and I sincerely hope no one - of ANY sexual or political persuasion - is so stupid as to vote for him.

Finally some attention in Canada | November 11, 2009 at 1:33 PM |

Sky-Italia complains against TV monitoring co (by Eric J. Lyman)

Nov 11, 2009

Auditel alleged to be misrepresenting market share

Source: Hollywood Reporter http://www.friends.ca/news-item/8896

ROME – Italian satellite broadcaster Sky-Italia has filed a complaint with Italian antitrust officials, charging that rival Mediaset has been pressuring television monitoring company Auditel to "misrepresent" Sky-Italia's market share.

Antitrust officials said on Tuesday they would open a probe into the charges. The investigation will be completed within 180 days, officials said.

The complaint is the latest salvo between Sky-Italia (a News Corp. subsidiary controlled by Rupert Murdoch) and Mediaset (which is controlled by Italian Prime Minister Silvio Berlusconi).

Hmmmm.... More alleged antitrust and misconduct on the part of... who is it this time? Italy's PM Berlusconi!

Is everyone out to get the NDS crew now? Or are NDS lawyers just suing everybody as usual?

I wonder how many days the Law Society has spent juggling the multitude of complaints in respect of the McKenzie clan?

thymeforhemp | November 19, 2009 at 4:28 PM |

http://www.pwc.com/en_CA/ca/car/allarco/assets/allarco-005_071709.pdf

There you have it; a goat, a rat, a Knox, an Allard Co., & PWC all in the same dim, cozy corner.

All protected by a so-called 'privilege'. All along, and all summer long.

Why on earth would Mr. Knox, the noble, swear an affidavit in support Mr. Best's Orillia-based corporation?

Because, it appears also that, the best swears affidavits for the Allards.

Quit pro quo.

thymeforhemp | November 19, 2009 at 4:35 PM |

BTW: Page 5 of Mr.Lemieux / McKenzie's application for Allard's co. is a good place to start if you want to see proof for yourself.

Does anybody recognize the handwriting on the final page of Mr. Knox's affidavit 'commissioning' it in Toronto, Ontario?





Does something seem fishy?

kevin thor mcdougall | February 25, 2010 at 3:46 AM |

Holy shit Marc I worked in Cairo with you, im sure you remeber all the shit I went through and how frank and Haroon were looking to kill me on princess Hends orders and how that fat little shit Akmed was out to get me ove mothing. I have wrote a book thats being published this year about my privbate security team in Iraq and Afghanistan, I hope you will read it ill gladly send you one. Im in Saudia now and run my own big game fishing charter in Fiji too, all the best kevin

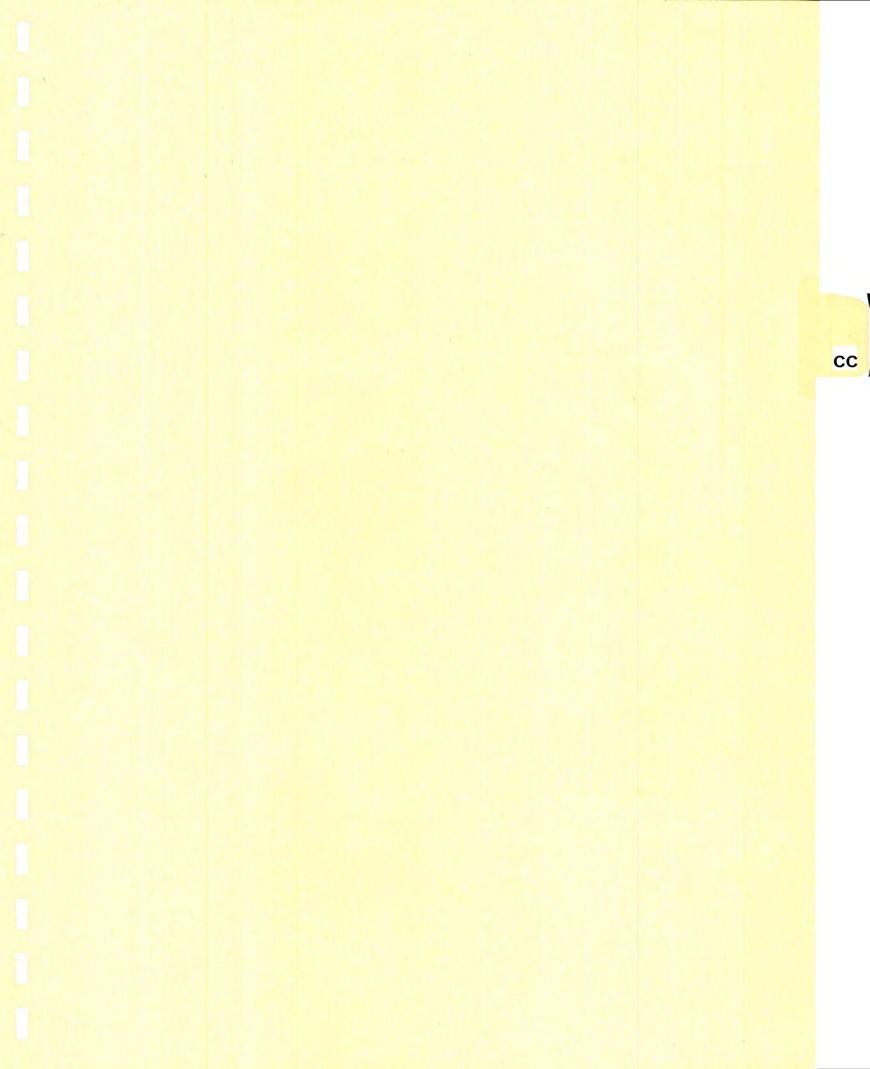
Pingback: LawPro Lawyers Ask For Surprising Adjournment In Nelson Barbados Matter: The Secretive World Of Peter Andrew Allard - Part III « Barbados Underground

alex the technician | March 24, 2010 at 1:38 PM |

You are right, holy shit, I was there too ... with Bernard (legion etrangere) responsible for the phone and video surveillance ... spy cam's in prince's bathroom ... was a nice time Heard Jim S. died and Bernard is back again. Was the 2nd time for me with the family, first time with andi hoffmann in 1989 ... Do you remember the party-time at German-Corner in Zamalek?

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THIS IS EXHIBIT "CC" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Greas, a Commissioner, du., Province of Ordalia, for the Bovernment of Ondata, Ministry of the Automory Behefak Nelson Barbados Group Ltd. 427 Princess Street, Suite # 200 Kingston, ON K7L 5S9

December 1, 2009

Justice Shaughnessy Superior Court of Justice Court House 601 Rossland Rd. E. Whitby ON L1N 9G7 VIA FAX: 905-430-5804 (Trial Coordinator – Whitby) VIA FAX: 905-430-5822 (Judicial Secretary to Justice Shaughnessy)

RE: Nelson Barbados Group Ltd. v Richard Ivan Cox et al (Proceeding Wednesday, December 2, 2009)

Your Honour,

I mean no disrespect to the court, and I am not writing you to advance my case or talk about the costs issue before the court.

I would rather be addressing the court personally, but this is impossible as I have been forced to flee the country with my family out of fear due to the actions of defendants and their law firms as detailed in the attachments.

I am concerned that the court has been in the past, and is being now, deliberately misled on a number of central issues by Mr. Ranking and Mr. Silver.

In particular I overheard Mr. Ranking and Mr. Silver in what they thought was a private conversation, agreeing to not inform Your Honour about various details of my November 17, 2009 conversation with them, and I detailed this in the attached letter to Mr. Ranking.

As you will see from my letter to Mr. Ranking, that I have copied to all counsel and yourself, Mr. Silver and Mr. Ranking have created a Victory Verbatim transcript that falsely reports to the court that I said I had received a copy of the court's order. The lawyer Heidi Rubin is a witness to this and knows the truth.

Further, as agreed to between Mr. Silver and Mr. Ranking, the Victory Verbatim transcript is at major variance with a complete and accurate accounting of our conversation in many important areas.

Further, Your Honour signed a court order on November 13, 2009 believing that Donald Best and Nelson Barbados Group Ltd. had been properly served with all the court documents that the court had been told were served. I believe that Your Honour was misled. After speaking with your trial coordinator and reading various documents posted on the internet, I believe that if Your Honour audited the documents filed at court and held Mr. Ranking and Mr. Silver to account for each document that the court has been told was properly served, Your Honour would find that Mr. Ranking and Mr. Silver cannot explain themselves.

Your Honour, I mean no disrespect to the court. Please forgive me if this letter is in any way improper. My family and I are frightened and lost our well-being and security and left our home and country in fear due to the improper actions of the defendants and their lawyers as detailed in the letter to Mr. Ranking.

Yours truly,

Nelson Barbados Group Ltd. per

President

Attached

1/ December 1, 2009 letter to Mr. Ranking 2/ Victory Verbatim transcript of November 17, 2009 3/ Barbados Underground article of October 30, 2009

Cc: (without attachments 2 and 3)

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Nelson Barbados Group Ltd.

427 Princess Street, Suite # 200 Kingston, ON K7L 5S9

December 1, 2009

Gerald L. R. Ranking Fasken Martineau DuMoulin LLP 66 Wellington Street West Suite 4200, Toronto Dominion Bank Tower Box 20, Toronto-Dominion Centre Toronto, Ontario, Canada M5K 1N6

VIA FAX: 416-364-7813

Dear Sir

You should be aware that when we last spoke on November 17, 2009 and you hung up the phone in the middle of my writing down your questions, the line did not disconnect. I therefore overheard your following conversations, including your private conversation with Mr. Silver after the others left the room, wherein the two of you agreed to go on the record and spin your report to the court for your own "utility" and to not inform the court of various details of our conversation. This was after you refused my several requests to properly put our conversation on the record at the time with a court reporter.

This letter recounts our conversation based upon my notes made at the time, which I assure you are complete and accurate. I want this letter to be part of the court file.

I am in receipt of your package of November 18, 2009 sent via courier that includes your November 18, 2009 letter and the manipulated "transcript" of our conversation that you created after the fact.

As I expected after overhearing your discussion with Mr. Silver, the contents of your letter and the transcript are at major variance with a complete and accurate accounting of our conversation.

I find it appalling that in your "Statement for the Record" on page 12 both you and Mr. Silver falsely report to the court that I said I had received a copy of Justice Shaunessey's order when <u>I said exactly the opposite several times</u> and clearly explained several times that I had not received the order. I even asked for a copy of the order to be sent to me. I note in your transcript that you and Mr. Silver are of one mind that I did say I received the court order, but Heidi Rubin recounted the truth that I said I hadn't received the order and that I asked for a copy to be sent to me. This is as I expected after overhearing your discussion with Mr. Silver. I am not in contempt of Justice Shaughnessy's order because I didn't know about it until November 16, 2009 and it was not sent to me until November 18, 2009.

After reading your version of events and my accurate notes, and in the absence of explanations from you and Mr. Silver, I have difficulty believing that your and Mr. Silver's actions in manipulating the transcript and other actions as detailed herein are in keeping with how lawyers should conduct themselves.

Further, as a result of carefully examining the materials that I did receive and various internet postings as detailed herein, I believe that the questionable actions of Fasken Martineau DuMoulin LLP and Cassels Brock & Blackwell LLP as detailed herein have all along been directly and indirectly supported and assisted by other defendant law firms and lawyers.

I received your November 18, 2009 courier package on November 24, 2009 along with some other mail when it caught up with me in another country where I was forced to flee to with my family after the law firms and defendants involved in this case took actions that imperiled my and my family's safety as detailed herein.

The package you sent also contains the court order signed by Justice Shaunnesey on November 13, 2009 and, as you know, it is the first time the order was sent to me. You sent it to me for the first time on November 18, 2009.

Now that I review it all, there's no way this order could have been issued without you telling the judge that all documents had been served on me. You knew they hadn't been served on me and so did the trial coordinator when I spoke to her as detailed later in my letter. Notwithstanding this, and your "transcript" that falsely reports to the court I said I received the court order, you have no problem informing the court that I am in contempt.

I asked you and Mr. Silver for a complete listing of the documents that the court has been told I have been served, along with the affidavits of service. You both refused.

As I told you and Mr. Silver several times, as further detailed below, I am willing to cooperate with the court and the procedure, to testify, to bring documents and to satisfy my lawful obligations to the court, but 1/I have to know about those obligations to comply with them, 2/I have to have received all the documents that the court has been told I received in order to comply with the court, and 3/ most of all I must be assured of my and my family's safety.

To address some of the statements made by you in your letter of November 18, 2009 and in the "Statement for the Record": (See attached November 18, 2009 letter from Ranking, and the Victory Verbatim "transcript")

1/ You state in your letter and the "transcript" that I was aware that I was to appear for questioning on Tuesday, January 17, 2009 but you fail to report to the court what

I told you at the time, that I first learned of the order when the trial coordinator read parts of the order to me on January 16, 2009 when I called her to ask what costs had been determined on November 2, 2009. I also clearly told you and Mr. Silver several times that I had NOT received a copy of the court order.

I also clearly told you and Mr. Silver that the trial coordinator informed me that the order had only been signed on Friday November 13, 2009 and was couriered to you on that day. You probably didn't receive it until Monday the 16th. She said I had not been sent the order and some of the other documents that the court has been told I have been sent. You leave this fact out of your letter and the Victory Verbatim "transcript" to the court.

Earlier in the summer I was served with papers that said on August 21, 2009 costs would be assessed. Then I was told it was adjourned to November 2. I wrote the court a letter on October 30, 2009 and expected costs would be assessed. I never saw one thing that told me otherwise until I called the trial coordinator on November 16, 2009 to learn the amount of the costs.

2/ On page 2, section (c) of your letter and in various sections of your "transcript" (ie: pgs 5, 6, and others) you provide an inaccurate account of our conversation respecting the issue of my and my family's safety. This is an issue that I addressed in some detail with you and Mr. Silver.

I told you and Mr. Silver that I was reading an article published on October 30, 2009 on the Barbados Underground website (Attached) and that based upon the content of the article, it appeared that Mr. Silver and his law firm published on the internet my confidential Ministry of Transport information, including my driver's license number, my date of birth, and my address history since I was 17 years old.

I said the article states that Mr. Silver's firm hired a private investigator who obtained my confidential employment information from the Toronto Police Association that was also published in the same article and that the author of this article has a copy of the report from the private investigator hired by Mr. Silver and the other law firms.

I said the article contains a general call for persons, including disaffected family members and satellite piracy criminals and others I have previously worked against as a police officer and as an investigator, to report to Mr. Silver my whereabouts, phone numbers, and residence address. The article provides Mr. Silver's email address for this purpose.

I said that there is a call on this article and other places on the internet for rogue police officers to be hired to track down my family. I said that the article had been picked up by other websites including pirate satellite and biker (motorcycle gang) websites.

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I said that out of fear my family and I left our home and hadn't slept in weeks and that I had spent days, not hours, but days, on the phone dealing with identity theft issues as a direct result of my confidential Ministry of Transport information being put in public.

I told you that based upon my knowledge of the Ministry of Transport data security and the laws respecting the same that I believe persons committed violations of criminal, federal and provincial laws for my confidential MTO information to be released to the public.

I said that I was willing to testify, but that I wanted guarantees from everybody there that not you, not your law firm and none of your defendants, none of your clients have hired surveillance to take pictures of me because it will be on the web tomorrow and further endanger my family and me.

Contrary to your statement in (c) of your letter and on page 5 of the "transcript" that you and Mr. Silver confirmed there was no surveillance, you both qualified "that I know of" and refused to guarantee the actions of your clients.

Mr. Silver shared your inappropriate response to my concerns for the safety of my family and me and the public release of my confidential Ministry of Transport information and confidential Toronto Police employment information.

You both laughed. You continued laughing and chuckling. Mr Silver said it was "a non-issue". You said you didn't care.

I said I was intimidated, that whoever let my Ministry of Transport information go public knew exactly what they were doing to intimidate me and to create identity theft. I said that I knew exactly why it was done.

When I asked Mr. Silver who posted my confidential MTO information on the web and the calls for criminals to hunt down my family and me, you whispered to Mr. Silver, "Kill this".

Mr. Silver answered my question "I have no idea and I can't help find that out nor would I if I could."

I asked how my confidential MTO information came to be in public and Mr. Silver further said, "I have no idea nor do I care." I asked who hired the private investigator and Mr. Silver said "I have no idea."

In (b) of your letter and in the "transcript" (ie:pgs 7, 11 and others) you and Mr. Silver state that I refused to agree to alternate dates, but you neglect to inform the court that you refused to talk further about my and my family's safety and that my objection to agreeing to another date was clearly stated to be based upon my safety and that you cannot or "don't care" to control the actions of your clients and whomever released my confidential MTO information to the public.

On November 24, 2009, I spoke with Mr. Rick Perry, the legal director for the Toronto Police Association, about the Barbados Underground article that states the Toronto Police Association provided my address from their police records as 123 Mountain Park Road, Hamilton, Ontario.

Mr. Perry told me that if the private investigator received this personal information from the Toronto Police Association (TPA), he did so illegally. Mr. Perry stated that if my address or any other information was released from TPA records, it may be a criminal matter and that he is horrified by the thought that TPA data about a former undercover police officer has been made public.

It is clear to me from the October 30, 2009 Barbados Underground article that all the defendants have been sent a report or reports from a private investigation agency that contains my confidential Ministry of Transport information, including my driver's license number, date of birth, complete name, and address history since I was 17 years old and living at 123 Mountain Park, Hamilton, Ontario. The report is also said to contain my confidential information as illegally obtained from the Toronto Police Association.

I have not been sent the report(s) and I want a copy of it (them).

The information in the October 30, 2009 Barbados Underground article shows me that several Ministry of Transport searches have been undertaken. I know that MTO searches revealing personal information such as address history, date of birth and driver's license numbers are closely controlled and can only be done by a very strict agreement with the Ministry of Transport or through internal police computer searches.

I want each of the defendant law firms, and their private investigators and process servers, to provide me with copies of their MTO search logs showing any and all MTO searches performed relating to this case. I want copies of the operating agreements between the Ministry of Transport and the law firms, private investigation firms, process servers and anyone else who performed MTO searches of my confidential information.

Further, I want copies of all investigations, inquiries and reports about me as made by the defendants, their law firms and hired investigators and anyone else. I need to know everything the defendants and their lawyers have about me, and have distributed about me and to whom, so I can properly ascertain my family's and my safety.

The October 30, 2009 internet article details some of my police experience, apparently taken from the private investigation report(s) about me. It is

disingenuous for Toronto lawyers to claim that I am a mysterious, unknown person or that they are unaware of my ongoing security concerns when over the past three decades both as a police officer and then as a private investigator, I have found myself working with, or for, or against various Toronto law firms numerous times, including some of the lawyers and law firms involved in this case. My name would also appear in the records of the Law Society of Upper Canada as having chaired a joint committee with Law Society members.

My undercover work against organized crime as a police officer and as a private investigator is well known. I have arrested organized crime members and other criminals for offences including murder, extortion, abduction, robbery with violence and other serious crimes. Criminals have served years in prison as a result of my work both as a police officer and later as an undercover private investigator.

Like many current and former undercover law enforcement officers and private investigators, I have received threats over the years including in recent years relating to my work as a private investigator. For this reason like many of my colleagues I have been forced for decades to maintain a low profile so my family will be safe.

<u>Mr. Ranking, you and the other lawyers are well aware of the security and safety</u> <u>issues faced by undercover police and investigators and their families</u>. Your private investigators would also be aware of the same, and especially so if they accessed my confidential information from both the MTO and the police.

That is why my confidential information was released in public. You and your fellow lawyers knew how devastating that would be to my family and me and that is why it was done. With the history of this case and documents previously published on the internet by the defendants, you and your fellow lawyers knew exactly what would happen when the private investigation report(s) was distributed to your clients.

Further, I see proof that some of the postings on the October 30, 2009 Barbados Underground article were placed there by an insider from Cassels Brock & Blackwell LLP.

On November 10, 2009 at 6:31pm, a person calling themselves "Finally some attention in Canada" posted a comment and referred readers to a document located on the Cassels internal server at the following address:

http://www.casselsbrock.com/docs%5CAllarco%20CCAA%20Initial%20Order.pdf

When accessed, visitors download a PDF document called:

"docs\Allarco CCAA Initial Order"

I am informed by a computer expert that the internet address as listed in the comment for the document location at Cassels Brock law firm's website is not published in public. The computer expert also informs me that a search at the Cassels Brock website using their public search engine does NOT reveal this document.

I am informed by the computer expert and believe that this address had to have come from an insider at Cassels as the address is so unusual and unique that it would be impossible for a person to know of its existence without having insider information.

This "Finally some attention in Canada" person posted other comments as can be seen in the article, and the content further proves the writer is an insider at Cassels law firm.

Regarding my business background, it is disingenuous for the lawyers for Barbados and several of the defendants who are or were associated with the government to claim that I am some mysterious or unknown person.

In 2005 I explored business investments and life in Barbados and became enthusiastic about the opportunities and about planning to spend my later years in that country. To this end, I incorporated Nelson Barbados Group Ltd. as my vehicle for investing in Barbados. I am the sole officer, director and shareholder of the company. I always have been the only one.

To further my business interests in Barbados, I met with various officials of the Barbados and United Kingdom governments and banking people during my trips to the island. Aside from the various meetings in Barbados, both the Barbados and UK governments have files containing correspondence with me and records for various projects and investments that were explored.

The defendants or lawyers who publish various articles at the Barbados Underground website claim in writing that they have access to Government of Barbados immigration records about me. I believe them as they published facts such as the number of times I visited Barbados and exactly where I stayed.

Once again, it is disingenuous for the lawyers for Barbados and several of the defendants who are or were associated with the Barbados government to claim they know nothing of Donald Best.

I respectfully ask you and your fellow lawyers and clients to answer the following questions.

1/ Who posted my confidential MTO information in the Barbados Underground October 30, 2009 article?

2/ How did my confidential MTO information come to be public?

3/ I want each of the defendant law firms, and their private investigators and process servers, to provide me with copies of their MTO search logs showing any and all MTO searches performed relating to this case. I want copies of the operating agreements between the Ministry of Transport and the law firms, private investigation firms, process servers and anyone else who performed MTO searches of my confidential information.

4/ Who hired the private investigator referred to in the Barbados Underground October 30, 2009 article?

5/ Provide the name of the private investigator and all reports and communications sent to, and received from the investigator.

6/ Who received the private investigation report(s)? Was the private investigation report(s) sent to all defendants? Was the court told I was provided a copy of the report(s)?

7/ How did the private investigator come to possess my confidential employment information from the Toronto Police Association?

8/ I want copies of all investigations, inquiries, searches and reports about me as made by the defendants, their law firms and hired investigators and anyone else. I need to know everything the defendants and their lawyers have about me, and have distributed about me and to whom, so I can properly ascertain my family's and my safety.

9/ Who provided the internet address from the Cassels webserver as found in the comment posted by "Finally some attention in Canada" at November 10, 2009 at 6:31pm? Who provided the location of that document to any and all persons who could have posted that on the internet? Who posted the comments on the internet?

10/ Provide the Barbados government files containing correspondence with me and the records for various projects and investments that were explored.

11/ Provide the Barbados government immigration, surveillance and other records about me as mentioned on Barbados Underground.

Mr. Ranking, I believe that the release of my confidential MTO and police employment information to the public is intended by you and your fellow lawyers to intimidate me, and to cause other persons to stalk me, including criminals whom I have had professional dealings with both as a police officer and a private investigator. Unless you answer the above questions, I shall continue to believe that you and your fellow lawyers and defendants have done this deliberately.

You have achieved your purpose of intimidating me and also my family. You have driven me out of the country and underground to protect my and my family's safety, and now you are going to court and saying "See, he's not cooperating, Judge. You should throw the book at him."

And then you and Mr. Silver are falsely telling the judge that I said I received the order when I said exactly the opposite and you know it.

You and Mr. Silver are not willing to tell me what you told the judge about what documents have been served upon me. You obviously told the judge that everything was sent to me and even the trial coordinator acknowledges it didn't happen.

I await your answers to the above list of questions, along with a list of all court documents that you and the other lawyers have told the judge I have been served with, along with the affidavits of service for each document.

The reason I have copied this letter to every lawyer is because it has been made clear that you and all of your fellow lawyers at the various law firms are acting in concert. I want all this on the official court record.

Yours truly,

Nelson Barbados Group Ltd. per

President

Cc:

Sean Dewart Sack Goldblatt Mitchell LLP - (416) 591-7333

Heidi Rubin Sack Goldblatt Mitchell LLP - (416) 591-7333

Paul Schabas Blake, Cassels & Graydon LLP - (416) 863-2653

Ryder Gilliland Blake, Cassels & Graydon LLP - (416) 863-2653 David R. Byers Stikeman Elliott LLP - (416) 947-0866

Adrian Lang Stikeman Elliott LLP - (416) 947-0866

Lawrence Hansen Devry, Smith & Frank LLP – (416) 449-7071

Lorne S. Silver Cassels Brock & Blackwell LLP - (416) 640-3018

Jessica Zagar Cassels Brock & Blackwell LLP – (416) 640-3018

David Conklin Goodmans LLP – (416) 979-1234

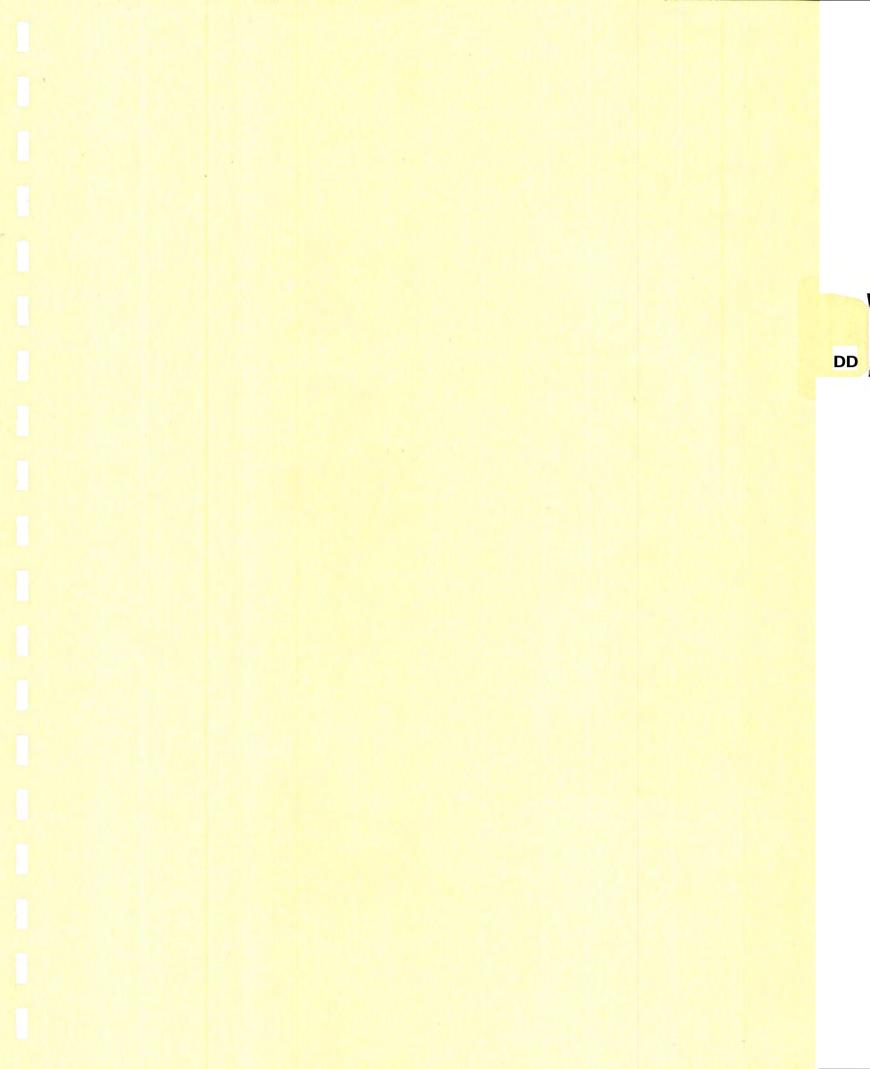
David Bristow - (416) 597-3370

Andrew Roman Miller Thomson LLP - (416) 595-8695

William McKenzie Crawford McKenzie McLean Anderson & Duncan LLP – (705) 325-4913

Jessica Duncan Crawford McKenzie McLean Anderson & Duncan LLP - (705) 325-4913

Marc Lemieux Crawford McKenzie McLean Anderson & Duncan LLP - (705) 325-4913



THIS IS EXHIBIT "DD" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anna Louise Gross, a Commissioner, Province of Orgalia, for the Covernment of Orgalia, Ministry of the Covernment Banenik

	Court File No. 14107
ONTARIO SUPERIOR COUR	T OF JUSTICE
(CENTRAL EAST R	EGION)
IN THE MATTER OF a Contempt Order	issued against DONALD BEST
on January 15, 2010, by The Honour	able Justice Shaughnessy
ΒΕΤΨΕΕΝ:	
NELSON BARBADOS G	ROUP LTD.
and	
RICHARD IVAN COX	, et al,
Transcript of the crossexamination	of DONALD BEST, taken on
the 11th day of January, 2013, at	the offices of Simcoe
Court Reporting (Barrie) Inc., 134	Collier Street, Barrie,
Ontario, commencing at 9:30 a.m.	
·	
APPEARANCES:	
MR. DONALD BEST	On his own behalf
MR. GERALD RANKING and	
MR. LORNE SILVER	For Richard Ivan Cox et
	al
	(CENTRAL EAST F IN THE MATTER OF a Contempt Order on January 15, 2010, by The Honour B E T W E E N: NELSON BARBADOS G and RICHARD IVAN COX Transcript of the crossexamination the 11th day of January, 2013, at Court Reporting (Barrie) Inc., 134 Ontario, commencing at 9:30 a.m. APPEARANCES: MR. DONALD BEST MR. GERALD RANKING and

.

.

Donald Best crex by Mr. Silver

1 A. All right, sir. 2 353 Q. Okay. That letter. What page? 3 A. Page 6. 4 354 Q. Page 6. A. You didn't read this letter, sir? 5 6 355 Q. I'm sure I did. 7 A. Yes, okay. 8 Q. You know how many letters 356 9 MR. RANKING: I've got it. 10 MR. SILVER: I've got it. 11 THE WITNESS: Okay. MR. RANKING: I'm not sure I read it. 12 13 MR. SILVER: Oh. THE WITNESS: Well, actually, sir, you referred to it 14 in your comments Mr. Ranking, you referred to it 15 in your comments to the judge on December 2nd in the 16 17 transcript. So yes, you certainly did read it. 18 BY MR. SILVER: 19 357 Q. Perfect. 20 MR. RANKING: Thanks for giving me my evidence, Mr. 21 Best. THE WITNESS: And well 22 BY MR. SILVER: 23 Q. What do you want to tell me 24 358 25 A. What I'm saying here is please let me read SIMCOE COURT REPORTING (BARRIE) INC. 134 Collier Street, Barrie, Ont. L4M 1H4

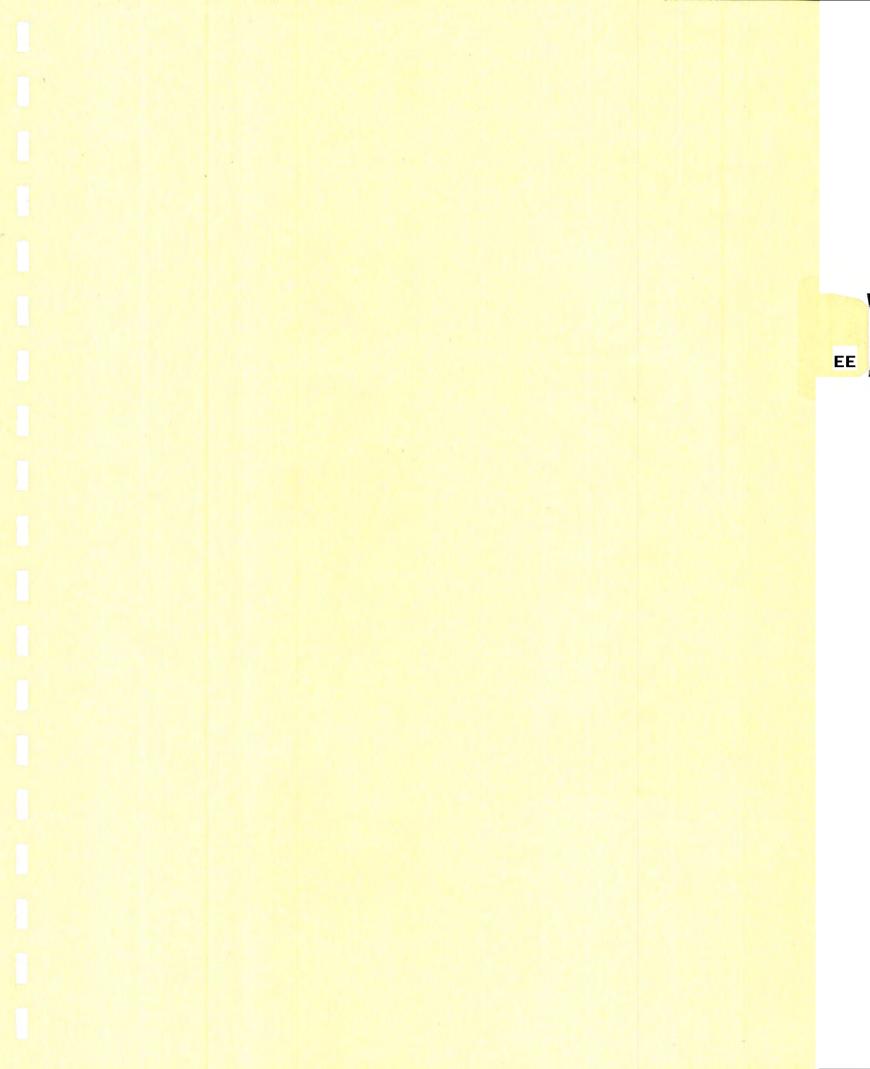
134 Collier Street, Barrie, Ont. L4M 1H Bus: (705) 7342070; Fax: (705) 7342328 simcourt@on.aibn.com Donald Best crex by Mr. Silver

this. 1 2 MR. RANKING: Just for the record, I don't believe 3 any of that your information in the letter of December 1st is relevant but in any event ... 4 THE WITNESS: Further 5 6 BY MR. SILVER: 7 359 Q. Go ahead. 8 A. You know, sir, you've asked me who did this. Here's another indication as to who contributed to it. 9 Further, I see proof that some of the postings on the 10 11 October 30th, 2009, Barbados Underground article were placed there by an insider from Cassels Brock & Blackwell LLP. On 12 13 November 10th, 2009, at 6:31 p.m. a person calling themselves 'Finally some attention in Canada' posted a 14 comment and referred readers to a document located on the 15 16 Cassels' internal server at the following address and it gives it here. And when accessed visitors downloaded a PDF 17 18 document called and there's the name. I'm informed by a computer expert that the internet address listed at the 19 20 comment for the document location at Cassels Brock law firm's web site is not published in public. The computer 21 22 expert also informs me that a search at the Cassels Brock 23 web site using their public search engine does not reveal 24 this document. I'm informed by the computer expert and believe that this address had to have come from an insider 25

1	at Cassels as the address is so unusual and unique that it
2	would be impossible for a person to know of its existence
3	without having insider information. This 'Finally Some
4	Attention In Canada' person posted other comments, as can be
5	seen in the article, and the content further proves the
6	writer is an insider at Cassels law firm. Now, sir, when
7	you read this what did you do? Did you try and discover who
8	it was at your law firm that had contributed to this?
9	360 Q. No.
10	A. Because soon thereafter, after I submitted this
11	letter, do you know the link was taken down.
12	361 Q. Wow. That's interesting. So are you asserting
13	that Cassels Brock some insider at Cassels posted the
14	October 30th blog?
15	A. I think that there's a good chance I think
16	there's an excellent chance virtually 100% that they
17	contributed to the information that was published here. And
18	that they came online yes, absolutely came online and
19	your computer internal records of your network would show
20	who connected with this web site at the time and left the
21	information
22	362 Q. And the connection relates to a Peter Allard
23	related/CC double A order?
24	A. That's what it was, sir. And it's also
25	interesting
	SIMCOE COURT REPORTING (BARRIE) INC.

Donald Best crex by Mr. Silver

1	363	Q. So have you now told me everything you want to
2	tell r	me about who you believe posted that blog?
3		A. Oh, gosh, no. I mean but, sir, if you want to
4	go on.	As I was saying, I'm going to bring all this
5	togetl	ner.
6	364	Q. When did you first meet Peter Allard?
7		A. I'm not sure I remember, sir. I would have to
8	I woul	d have to take that under advisement and think about
9	it. W	low.
10		UNDER ADVISEMENT NO. 10: Whether or not to advise
11		when witness first met Peter Allard.
12	365	Q. How did you come to meet him? Who introduced you?
13		A. Can't remember, sir.
14	366	Q. I'd like to show you a document.
15		A. Where does this come from, sir?
16	367	Q. From my files.
17		A. Who gave it to you?
18	368	Q. I can't remember whether I got it from my client
19	or thr	ough the Barbados proceeding or through McKenzie. I
20	can't	remember. But can you look at it, please?
21		A. Well
22	369	Q. Can you look at it? Yes or no?
23		A. I'm looking at it, sir, yes.
24	370	Q. Okay. Is it a document that you're familiar with?
25	Have y	ou seen this document before?



THIS IS **EXHIBIT "EE"** REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grocs, a Commissioner, do., Province of Ordenia, for the Government of Ordenia, Ministry of the Automay Beneral.

4

Auditel alleged to be misrepresenting market share

Source: Hollywood Reporter http://www.friends.ca/news-item/8896

ROME – Italian satellite broadcaster Sky-Italia has filed a complaint with Italian antitrust officials, charging that rival Mediaset has been pressuring television monitoring company Auditel to "misrepresent" Sky-Italia's market share.

Antitrust officials said on Tuesday they would open a probe into the charges. The investigation will be completed within 180 days, officials said.

The complaint is the latest salvo between Sky-Italia (a News Corp. subsidiary controlled by Rupert Murdoch) and Mediaset (which is controlled by Italian Prime Minister Silvio Berlusconi).

Hmmmm.... More alleged antitrust and misconduct on the part of... who is it this time? Italy's PM Berlusconi!

Is everyone out to get the NDS crew now? Or are NDS lawyers just suing everybody as usual?

I wonder how many days the Law Society has spent juggling the multitude of complaints in respect of the McKenzie clan?

thymeforhemp | November 19, 2009 at 4:28 PM |

http://www.pwc.com/en_CA/ca/car/allarco/assets/allarco-005_071709.pdf

There you have it; a goat, a rat, a Knox, an Allard Co., & PWC all in the same dim, cozy corner.

All protected by a so-called 'privilege'. All along, and all summer long.

Why on earth would Mr. Knox, the noble, swear an affidavit in support Mr. Best's Orillia-based corporation?

Because, it appears also that, the best swears affidavits for the Allards.

Quit pro quo.

thymeforhemp | November 19, 2009 at 4:35 PM |

BTW: Page 5 of Mr.Lemieux / McKenzie's application for Allard's co. is a good place to start if you want to see proof for yourself.

Does anybody recognize the handwriting on the final page of Mr. Knox's affidavit 'commissioning' it in Toronto, Ontario?





Does something seem fishy?

kevin thor mcdougall | February 25, 2010 at 3:46 AM |

Holy shit Marc I worked in Cairo with you, im sure you remeber all the shit I went through and how frank and Haroon were looking to kill me on princess Hends orders and how that fat little shit Akmed was out to get me ove mothing. I have wrote a book thats being published this year about my privbate security team in Iraq and Afghanistan, I hope you will read it ill gladly send you one. Im in Saudia now and run my own big game fishing charter in Fiji too, all the best kevin

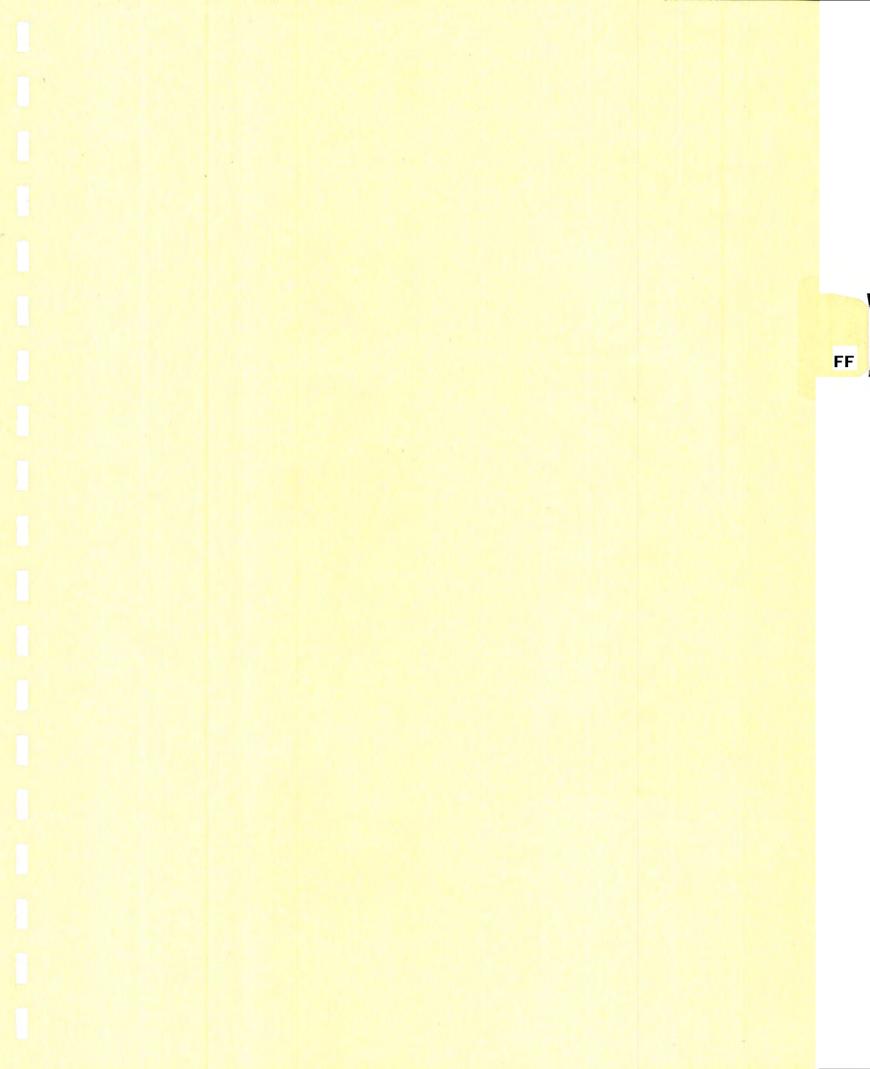
Pingback: LawPro Lawyers Ask For Surprising Adjournment In Nelson Barbados Matter: The Secretive World Of Peter Andrew Allard - Part III « Barbados Underground

alex the technician | March 24, 2010 at 1:38 PM |

You are right, holy shit, I was there too ... with Bernard (legion etrangere) responsible for the phone and video surveillance ... spy cam's in prince's bathroom ... was a nice time Heard Jim S. died and Bernard is back again. Was the 2nd time for me with the family, first time with andi hoffmann in 1989 ... Do you remember the party-time at German-Corner in Zamalek?

Theme: Coraline by Automattic Blog at WordPress.com.

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THIS IS **EXHIBIT "FF"** REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Greas, a Commissioner, 45., Province of Orderia, for the Government of Orderia, Ministry of the Factoria General. Home > Whois Lookup > pWc.com

Whois Record for pWc.com

Related Domains For Sale or At Auction OneAgenda.com (\$2,595) AgendaPhoto.com (\$2,395) AgendaLocal.com (\$1,888)

123InternationalAgenda.com(\$2,295)AgendaParis.com(\$2,159)AdAgenda.com(\$540)

- Whois & Quick Stats

trilois a quiek	01010	
Email	admin@internationaladmin.com is associated with ~921,123 domains dns-admin@cscglobal.com is associated with ~293,937 domains	•
Registrant Org	PricewaterhouseCoopers LLP is associated with ~2,305 other domains	~
Registrar	CSC CORPORATE DOMAINS, INC.	
Registrar Status	clientTransferProhibited, serverDeleteProhibited, serverTransferProhibited, serverUpdateProhibited	
Dates	Created on 2001-11-10 - Expires on 2015-11-10 - Updated on 2014-02-10	•
Name Server(s)	SPDNS3.CSCDNS.NET (has 287,886 domains) US-ATLKIPPR10.PWC.COM (has 9 domains) US-ATLKIPPR11.PWC.COM (has 9 domains)	t
IP Address	23.198.110.45 - 25 other sites hosted on this server	~
IP Location	🗾 - Washington - Seattle - Akamai Technologies Inc.	
ASN	E AS20940 AKAMAI-ASN1 Akamai International B.V. (registered Jul 10, 2001)	
Whois History	1,735 records have been archived since 2002-08-20	•
IP History	38 changes on 14 unique IP addresses over 9 years	•
Registrar History	2 registrars	•
Hosting History	8 changes on 5 unique name servers over 13 years	•
Whois Server	whois.corporatedomains.com	
– Website		

How does this work?

Tools		
Whois History	Hosting History	
Monitor Domain Properties 🔹		
Reverse Whois Lookup 🗸		
Reverse IP Address Lookup 🔹		
Reverse Name Server Lookup 🔹		
Network Tools		
Buy This Domain 🕶 Visit Website		

🕹 Preview the Full Domain Report



Available TLDs

General TLDs	Country TLDs

The following domains are available through our preferred partners. Select domains below for more information. (3rd party site) Taken domain. Available domain. Deleted previously owned domain. pWc.com View Whois pWc.net View Whois pWc.org View Whois pWc.info View Whois

Website Title	➢ PwC: Audit and assurance, consulting and tax services	
Server Type	IBM_HTTP_Server	
Response Code	200	
SEO Score	93%	
Terms	444 (Unique: 269, Linked: 314)	
Images	21 (Alt tags missing: 7)	
Links	116 (Internal: 107, Outbound: 8)	

pWc.biz	View Whoi
pWc.us	View Whoi



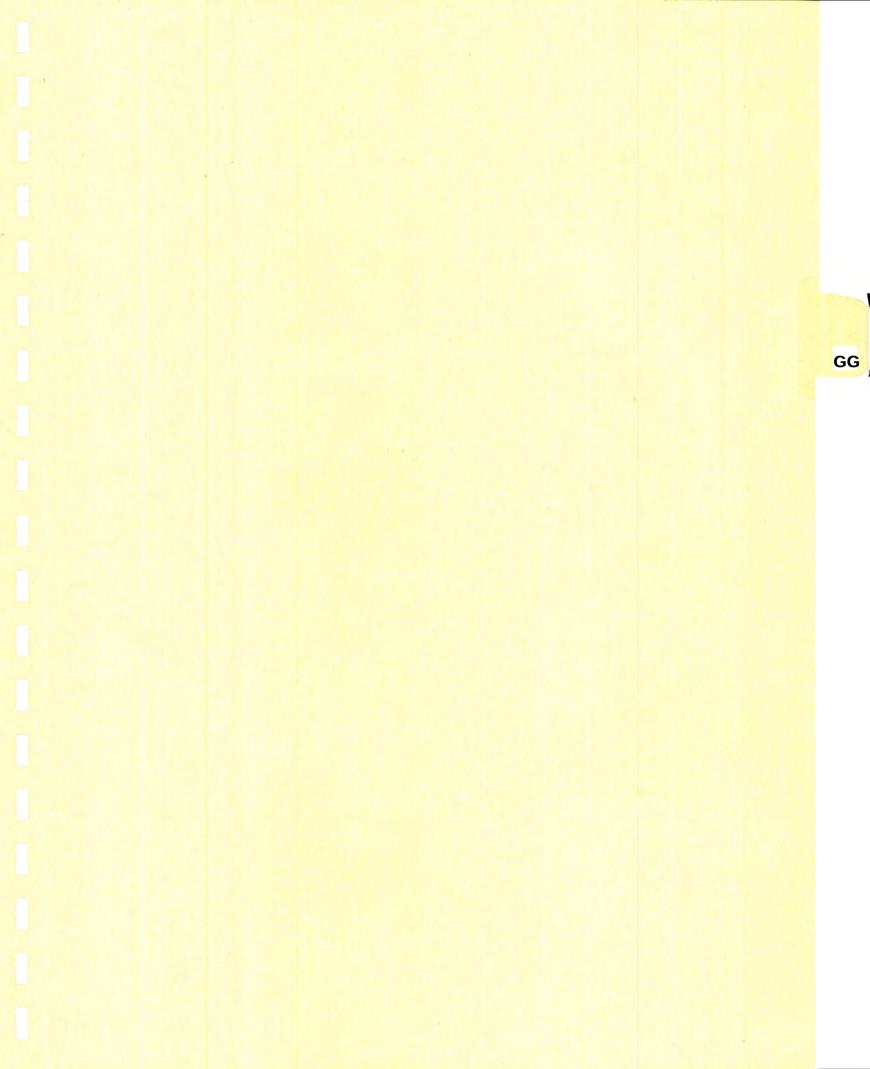
Whois Record (last updated on 2015-03-23)

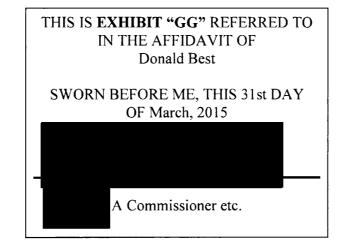
Domain Name: pwc.com Registry Domain ID: 79568154_DOMAIN_COM-VRSN Registrar WHOIS Server: whois.corporatedomains.com Registrar URL: www.cscprotectsbrands.com Updated Date: 2013-12-03 12:56:45 -0500 Creation Date: 2001-11-10 00:00:00 -0500 Registrar Registration Expiration Date: 2015-11- $10 \ 13:03:21 \ -0500$ Registrar: CSC CORPORATE DOMAINS, INC. Registrar IANA ID: 299 Registrar Abuse Contact Email: admin@internationaladmin.com Registrar Abuse Contact Phone: +1.8887802723 Domain Status: serverTransferProhibited Domain Status: serverDeleteProhibited Domain Status: clientTransferProhibited Domain Status: serverUpdateProhibited Registry Registrant ID: Registrant Name: Domain Registrar Registrant Organization: PricewaterhouseCoopers LLP Registrant Street: 3109 W. Dr. M. L. King Jr. Blvd Registrant City: Tampa Registrant State/Province: FL Registrant Postal Code: 33607-6215 Registrant Country: US Registrant Phone: +1.8133487000 Registrant Phone Ext: Registrant Fax: +1.8133487000 Registrant Fax Ext: Registrant Email: admin@internationaladmin.com Registry Admin ID: Admin Name: Domain Registrar Admin Organization: PricewaterhouseCoopers LLP Admin Street: 3109 W. Dr. M. L. King Jr. Blvd Admin City: Tampa Admin State/Province: FL Admin Postal Code: 33607-6215 Admin Country: US Admin Phone: +1.8133487000 Admin Phone Ext: Admin Fax: +1.8133487000 Admin Fax Ext: Admin Email: admin@internationaladmin.com Registry Tech ID: Tech Name: DNS Domain Name Administration Tech Organization: CSC Corporate Domains, Inc. Tech Street: 2711 Centerville Rd. Tech City: Wilmington Tech State/Province: DE Tech Postal Code: 19808 Tech Country: US Tech Phone: +1.3026365400 Tech Phone Ext: Tech Fax: +1.3026365454 Tech Fax Ext: Tech Email: dns-admin@cscglobal.com Name Server: us-atlkippr10.pwc.com

Name Server: us-atlkipprll.pwc.com Name Server: spdns3.cscdns.net DNSSEC: URL of the ICANN WHOIS Data Problem Reporting System: htt p://wdprs.internic.net/

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Jo Anne Louise Group, a Commissioner, Mul, Province of Ordalia, for the Government of Ontatio, Ministry of the electrocy Ceneral.

: ED JUN 0 8 2010

Court File No. 07-0141

ONTARIO SUPERIOR COURT OF JUSTICE

BETWEEN:

NELSON BARBADOS GROUP LTD.

Plaintiff

- and -

RICHARD IVAN COX, GERARD COX, ALAN COX, PHILIP VERNON NICHOLLS. ERIC ASHBY BENTHAM DEANE, OWEN BASIL KEITH DEANE, MARJORIE ILMA KNOX, DAVID SIMMONS, ELNETH KENTISH, GLYNE BANNISTER, GLYNE B. BANNISTER, PHILIP GREAVES, a.k.a. PHILP GREAVES, GITTENS CLYDE TURNEY, R.G. MANDEVILLE & CO., COTTLE, CATFORD & CO., KEBLE WORRELL LTD., ERIC IAIN STEWART DEANE, ESTATE OF COLIN DEANE, LEE DEANE, ERRIE DEANE, KEITH DEANE, MALCOLM DEANE, LIONEL NURSE, LEONARD NURSE, EDWARD BAYLEY, FRANCIS DEHER, DAVID SHOREY, OWEN SEYMOUR ARTHUR, MARK CUMMINS, GRAHAM BROWN, BRIAN EDWARD TURNER, G.S. BROWN ASSOCIATES LIMITED, GOLF BARBADOS INC., KINGSLAND ESTATES LIMITED, CLASSIC INVESTMENTS LIMITED, THORNBROOK INTERNATIONAL CONSULTANTS INC., THORNBROOK INTERNATIONAL INC., S.B.G. DEVELOPMENT CORPORATION, THE BARBADOS AGRICULTURAL CREDIT TRUST, PHOENIX ARTISTS MANAGEMENT LIMITED. DAVID C. SHOREY AND COMPANY, C. SHOREY AND COMPANY LTD., FIRST CARIBBEAN INTERNATIONAL BANK (BARBADOS) LTD., PRICE WATERHOUSE COOPERS (BARBADOS), ATTORNEY GENERAL OF BARBADOS, the COUNTRY OF BARBADOS, and JOHN DOES 1 - 25, PHILIP GREAVES, ESTATE OF VIVIAN GORDON LEE DEANE, DAVID THOMPSON, EDMUND BAYLEY, PETER SIMMONS, G.S. BROWN & ASSOCIATES LTD, GBI GOLF (BARBADOS) INC., OWEN GORDON FINLAY DEANE, CLASSIC INVESTMENTS LIMITED and LIFE OF BARBADOS LIMITED c.o.b. as LIFE OF BARBADOS HOLDINGS, LIFE OF BARBADOS LIMITED, DAVID CARMICHAEL SHOREY. PRICEWATERHOUSECOOPERS EAST CARIBBEAN FIRM, VECO CORPORATION, COMMONWEALTH CONSTRUCTION CANADA LTD, AND COMMONWEALTH CONSTRUCTION INC.

Defendants

AFFIDAVIT OF JESSICA ZAGAR (sworn June 7, 2010)

I, Jessica Zagar, of the City of Toronto, in the Province of Ontario, MAKE OATH AND SAY:. 1. I am an associate at Cassels Brock & Blackwell LLP, solicitors for the defendants Richard Ivan Cox, Gerard Cox, Alan Cox, Kingsland Estates Limited, Classic Investments Limited, Gittens Clyde Turney, R.G. Mandeville & Co., Keble Worrell Ltd., Lionel Nurse, Owen Seymour Arthur M.P., Mark Cummins, The Barbados Agricultural Credit Trust, The Attorney General Of Barbados, The Country Of Barbados, Elneth Kentish, Malcolm Deane, Eric Ashby Bentham Deane, Owen Basil Keith Deane, Estate Of Vivian Gordon Lee Deane, David Thompson, Owen Gordon Finlay Deane, Life Of Barbados Holdings, Life Of Barbados Limited And Leonard Nurse. I am assisting with this case and as such, I have knowledge of the matters hereinafter deposed, unless I state that that my information is based on the information of others. In such case, I verily believe that information to be true.

2. On May 3, 4 and 5, 2010, the continued cross examination of William K. McKenzie ("McKenzie") was conducted on his affidavits, sworn October 2, 2009 and April 23, 2010.

3. On May 5, 2010, during the continued cross examination of McKenzie, Lorne Silver ("Silver"), a partner at my office with carriage of this matter, requested on the record of Crawford McLean Anderson Duncan LLP's ("CMAD") counsel, Ian Epstein ("Epstein"), that counsel for the defendants be permitted to attend at CMAD's office to review boxes or files relating to BMC 543 and BMC 568 or otherwise relevant to the subject matter of the dispute (the "Files").

4. On May 6, 2010, Silver contacted Epstein to make arrangements to inspect the Files. On May 7, 2010, Epstein confirmed that counsel for the defendants could attend CMAD's office to inspect the Files. Attached hereto and marked as **Exhibit** "**A**" is a true copy of an email chain, dated May 6 to 7, 2010, containing Silver and Epstein's correspondence.

5. On Thursday, May 13, 2010, Silver, Emmeline Morse ("Morse"), an associate at Fasken DuMoulin Martineau LLP and Adria Leung ("Leung"), an articling student at Miller Thomson LLP, attended CMAD's Orillia office to inspect the physical Files. I am advised by Silver that Silver, Morse and Leung identified the documents

- 3 -

requested to be photocopied and delivered (the "**Documents**"). Attached hereto and marked as **Exhibit "B**" is an email, from Christine Barbison on behalf of Lorne Silver, to lan Epstein and Cecilia Hoover, counsel for CMAD, listing those Documents identified for photocopying and delivery.

6. I am advised by Silver and verily believe that McKenzie had located two additional boxes of documents pertaining to the matter. These documents were available for inspection at the firm of Kramer Henderson Sidlofsky LLP ("Kramer Henderson").

7. On May 25, 2010, Silver and Morse attended Kramer Henderson to review the two additional boxes of documents and to identify the documents requested to be photocopied and delivered. Cecilia Hoover, Epstein's colleague ("Hoover") and an associate from Paliare Roland Rosenberg Rothstein LLP were also in attendance.

8. On Friday, May 28, 2010, Kramer Henderson delivered the documents identified for photocopying and delivery to our office. I confirm that the documents provided by Kramer Henderson were copied to a disc and that disc contains an accurate copy of the precise documents provide by Kramer Henderson on May 28, 2010. Attached hereto and marked as **Exhibit "C"** is a disc containing copies of the documents delivered by Kramer Henderson on May 28, 2010.

9. On Friday, June 4, 2010, a summer student from my office, Andrea Buncic, attended Staples in Orillia, Ontario, to retrieve seven discs containing the Files identified on the inspection of documents of May 13, 2010 aforesaid. Attached hereto and marked as **Exhibit "D"** are seven dvds containing the Documents.

10.1 swear this affidavit for no improper purpose.

SWORN BEFORE ME at the City of Toronto, in the Province of Ontaria, on June 7, 2010.

Commissioner for Taking Affidavits

Sean Autor Williamson, & Countissioner, etc., Province of Ontario, while a Student-at-Law Ex...

2.7		
1	Jessida Zagar	
($\left(\right)$	

	" A "	
		referred to in the
affidavit ol:	Jessica	Zagar
sworn beicre	me, this	
dani at A	June	
_	N COMMODICITY	OU HADING AUTORATIO

Sean Andrew Williamson, a Commissioner, etc., Province of Omario, while a Student-at-Law, Expires March 22, 2013.

From: Ian S. Epstein [mailto:iepstein@blaney.com] Sent: Friday, May 07, 2010 4:04 PM To: Silver, Lorne

Cc: Todne Bryan; PAUL,SCHABAS@blakes.com; RYDER,GILLILAND@blakes.com; alang@stikeman.com; Andrew Roman; Maanit Zemel; Ranking_Gerald; Zagar, Jessica; Morse_Emmeline; jwkramer; bristow@gsnh.com; landerson@kramerhenderson.com; jwkramer@kramerhenderson.com; Cecilla Hoover Subject: RE: Nelson Barbados Group Ltd.

Hi Lorne, you can attend in Orillia to inspect the files next Thursday (between 11am and 5pm). There will be someone in the room with you (probably Stacey Ball) while you review the documents. If you want copies of any documents, you should flag these and copies will be provided to you at your expense. Mr. McKenzie has also requested an opportunity to review the files and this will likely take place on Wednesday. If this happens, I am advised that he will bring up the 2 boxes of files that he had in his garage to Orillia, from which he will remove any privileged documents and you will have an opportunity to review these documents as well. If, for any reason he does not come up on Wednesday, you will need to make separate arrangements with Mr. McKenzie's counsel to inspect his files. Please confirm that you will be attending at the firm on Thursday at 11am and I will ensure that the files are made available to you at that time.

lan

From: Silver, Lorne [mailto:lsilver@CasselsBrock.com] Sent: May 06, 2010 4:46 PM

To: Ian S. Epstein; Cecilia Hoover

Cc: Todne Bryan; PAUL.SCHABAS@blakes.com; RYDER.GILLILAND@blakes.com; alang@stikeman.com; Andrew Roman; Maanit Zemel; granking@fasken.com; Zagar, Jessica; emorse@fasken.com; jwkramer; bristow@gsnh.com; landerson@kramerhenderson.com; jwkramer@kramerhenderson.com Subject: RE: Nelson Barbados Group Ltd.

lan.

May I please hear from you as to arrangements to inspect the files next week up in Orillia. Next Thursday (or Wednesday but Thursday is better) would work for me. I look forward to hearing from you. Thanks

From: Todne Bryan [mailto:tbryan@millerthomson.com]

Sent: Thursday, May 06, 2010 4:41 PM

To: iepstein@blaney.com; CHoover@blaney.com; Silver, Lorne; PAUL.SCHABAS@blakes.com; RYDER.GILLILAND@blakes.com; alang@stikeman.com; Andrew Roman; Maanit Zemel; granking@fasken.com; Zagar, Jessica; emorse@fasken.com; jwkramer; bristow@gsnh.com; landerson@kramerhenderson.com Subject: Nelson Barbados Group Ltd.

Please see the attachment below. Thank you.

Todne Bryan

Legal Assistant Floater to Maanit Zemel Miller Thomson LLP Scotia Plaza 40 King Street West, Suite 5800 P.O. Box 1011 Toronto, Ontario M5H 3S1 Direct Line: 416.596.2117 Fax: 416.595.8695 Email: tbryan@millerthomson.com www.millerthomson.com



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This is Exhibit	o in the
attidavit of Jessica Zaga	Connor
sworn before me, this	
day of g. June 21	1.0
	DAVITS
Sean Andrew Williamson, a Commissioner, etc.	

Province of Ontario, while a Student-at-Law. Expires March 22, 2013.

From: Barbison, Christine On Behalf Of Silver, Lorne Sent: Friday, May 14, 2010 10:48 AM To: 'iepstein@blaney.com'; 'choover@blaney.com' Cc: 'jwkramer@kramerhenderson.com'; 'landerson@kramerhenderson.com'; 'Ranking_Gerald'; 'Morse_Emmeline'; 'SCHABAS, PAUL'; 'GILLILAND, RYDER'; 'Maanit Zemel'; 'Andrew Roman'; 'David Bristow (bristow@gsnh.com)'; 'alang@stikeman.com'; 'larry.keown@devrylaw.ca'; 'dconklin@goodmans.ca'

Subject: Inspection of Physical Files - bmc 543 and bmc 568 / 586

Further to our telephone conversation yesterday afternoon, I confirm that Emmeline Morse of Faskens, Adria of Miller Thomson and I attended in Orillia and conducted an inspection of the physical files referenced above. Ms. Stacey Ball was made available to us to assist in our review of the files and we greatly appreciated her assistance.

The agreed upon protocol in respect of the inspection of physical files was for us to identify (and mark with post-it notes) those documents which we wanted copies of and that same would be made and delivered, at our expense. Accordingly, following below is a description of the documents which Cassels and Faskens requested be photocopied. Adria of Miller Thomson used a different colour of post-it notes and I leave it to her to follow-up on the copying and delivery of same to her.

bmc 568 - 586 - 22 boxes

Boxes 1 - 10 • pleadings - court filed records (no transcripts). We have requested a pleading list (located in box 10) which describes the 245 different records which make up the

content of boxes 1 - 10.

 Boxes 11 - 15 - correspondence in bmc 568 - 586, arranged in brads in reverse chronological order. Cassels and Faskens have requested that the entirety of these five boxes be photocopied, with the view that virtually all of the communications therein contained are relevant. Certainly, a great number of the undertakings relating to Mr. McKenzie's email communications with Best, DA, JG, JK, KD, Mike Dribin, John Kelly, etc. would be fulfilled. Please note that whilst in Orillia yesterday. Stacey Ball made inquiries of the local Staples as to copying and scanning charges and while we await final confirmation of the estimated price, we wish that the photocopying and scanning process commence Immediately. In this way, as Staples had indicated that they require a five business day turnaround, we could expect to receive the photocopies early in the week commencing May 24th, just two weeks before the June 7th hearing recommencement date. It is thus imperative that arrangements be finalized immediately and delivery of the documents to Staples completed today.

Boxes 16, 17 & 18 - no copies requested.

Boxes 19 & 20 - various sub files requested, as well as various documents within the sub files.

Boxes 21 & 22 - no copies requested.

bmc 543 - 6 boxes

Box 1 - a few sub files and various documents within sub files are requested.

- Box 2 copy of envelope and contents re trust, will and power of attorney, "Lenny St. Hill" file, "PWC and cost issues" sub file, "package re PWC" and "Peter security and personal" sub file are requested.
- Box 3 sub files requested included "bmc 543 Kingsland trust litigation", "bmc 543 Florida attorney and agents" and miscellaneous documents within "security issue" sub file.

Box 4 - miscellaneous documentation from monthly accounting sub files and "Inn Chambers" sub file.

Boxes 5 & 6 - correspondence files within bmc 543, the full content of which was requested.

We are thus requesting that the full contents of seven boxes of correspondence files be copied and scanned immediately, as well as the other documentation referenced above. Please confirm that the photocopying requested yesterday and as confirmed herein will take place immediately.

Please also confirm that all steps will be taken to preserve these original physical files in their current state. Indeed, it may be that we require some of the original files to be brought to court when the hearing recommences before Justice Shaughnessy on June 7th.

I look forward to hearing from you at your earliest convenience.

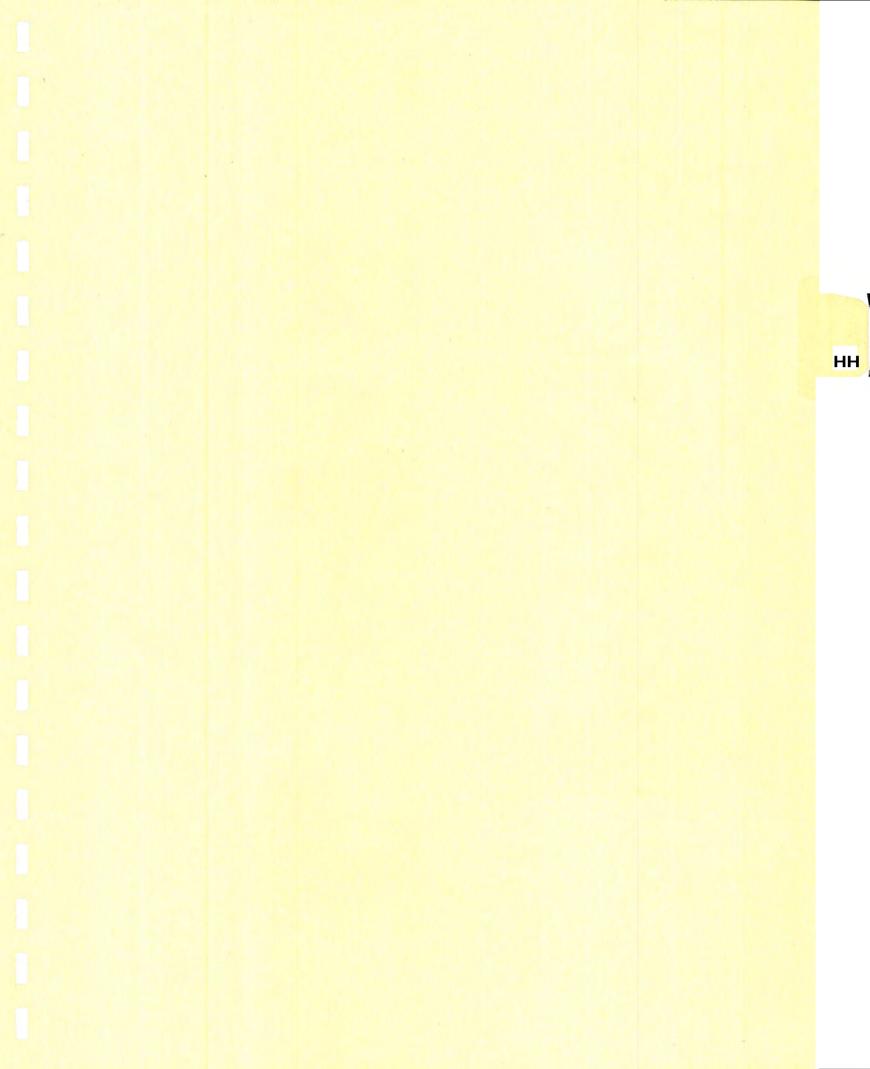
Lorne S. Silver Cassels Brock & Blackwell LLP Barristers and Solicitors Scotia Plaza, 21st floor

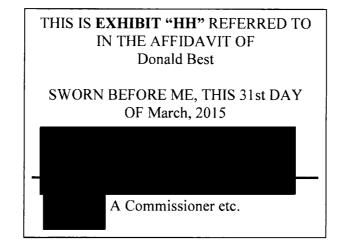
Direct Telephener	(416) 869-5490 (416) 640-3018 Isilver@casselsbrock.com
Email Address:	15ilver@cccccc

THIS IS EXHIBIT "C" REFERRED TO IN THE AFFIDAVIT OF JESSICA ZAGAR, SWORN BEFORE ME THIS 7 DAY OF JUNE, 2010



Sean Andrew Williamson, a Commissioner. etc., Province of Ontatio, while a Student-at-Law. Expires March 22, 2013. This page is intentionally left blank





Jo Anne Louise Greas, a Commissioner, du., Province of Ortesta, for the Evenment of Ortesta, Ministry of the Emoy General. PEOPLE Sign In

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http://www.pwc.com/en_CA/ca/car/allarco/ass
ets/allarco-005_071709.pdf | 14:02:40 Nov 3
, 2011

Got an HTTP 302 response at crawl time

Redirecting to...

http://pwc.com/gx/en/error.jhtml

Impatient?

The Wayback Machine is an initiative of the <u>Internet Archive</u>, a 501(c)(3) non-profit, building a digital library of Internet sites and other cultural artifacts in digital form. Other <u>projects</u> include <u>Open Library</u> & <u>archive-it.org</u>.

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http://www.pwc.com/en_CA/ca/car/allarco/assets/allarco-

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http://www.pwc.com/en_CA/ca/car/allarco/assets/allarco-005_071709.pdf Saved 1 time on November 3, 2011

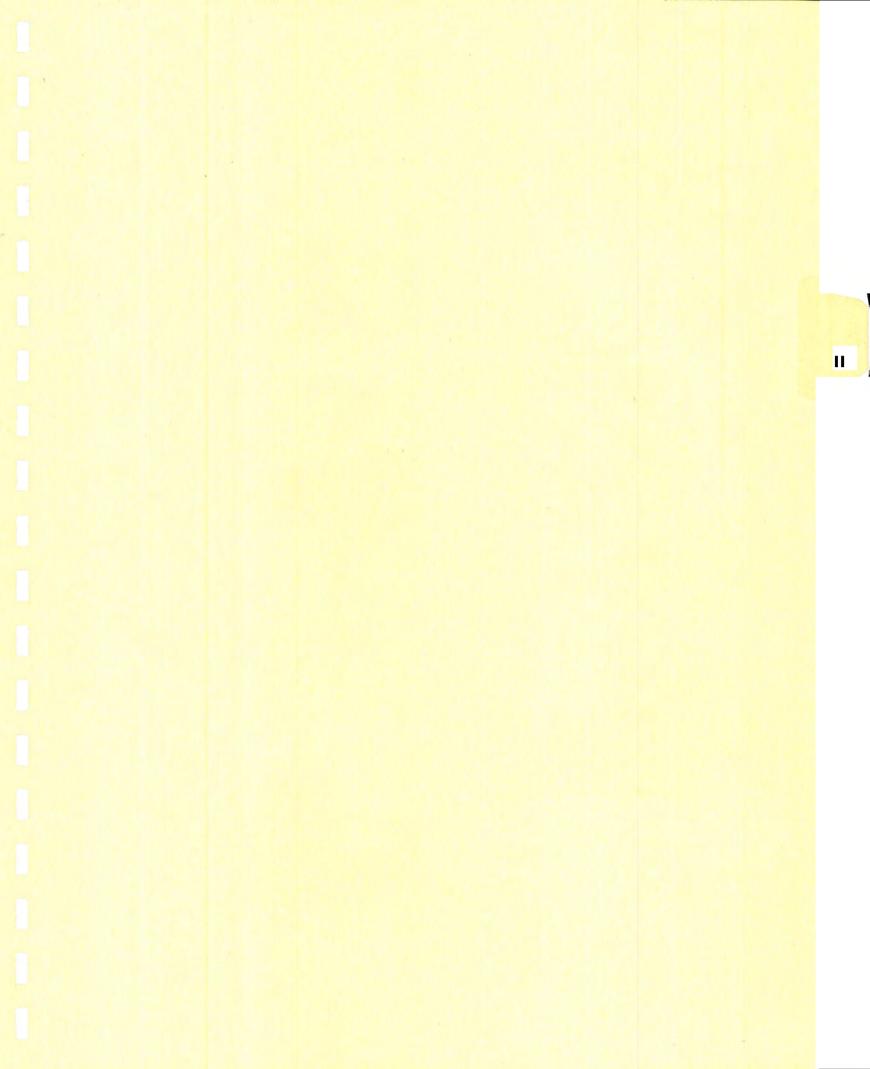
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Note

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THIS IS **EXHIBIT "II"** REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

In Anne Louise Grace, a Commissioner, September of Orderio, for the Svernment of Orderio, Ministry of the Submoy Beneral.

1	Court File No. 14107
2	ONTARIO SUPERIOR COURT OF JUSTICE
3	(CENTRAL EAST REGION)
4	
5	IN THE MATTER OF a Contempt Order issued against DONALD BEST
6	on January 15, 2010, by The Honourable Justice Shaughnessy
7	
·8	BETWEEN:
9	NELSON BARBADOS GROUP LTD.
10	
11	and
12	RICHARD IVAN COX, et al,
13	
14	
15	Transcript of the crossexamination of DONALD BEST, taken on
16	the 11th day of January, 2013, at the offices of Simcoe
17	Court Reporting (Barrie) Inc., 134 Collier Street, Barrie,
18	Ontario, commencing at 9:30 a.m.
19	
20	
21	APPEARANCES:
22	MR. DONALD BEST On his own behalf
23	MR. GERALD RANKING and
24	MR. LORNE SILVER For Richard Ivan Cox et
25	al

.

.

SIMCOE COURT REPORTING (BARRIE) INC. 134 Collier Street, Barrie, Ont. L4M 1H4 Bus: (705) 7342070; Fax: (705) 7342328 simcourt@on.aibn.com 1

question. A. All right. Let me think. Because there's a lot 2 more in this Exhibit Q than there was in yours. This one 3 has a Schedule A on it and, you know, I'm not sure where I 4 got it but I wonder if I can find out. 5 6 919 Q. You got it from McKenzie. A. I'm not sure of that at all, sir. 7 Q. Well, what are the other possibilities? 8 920 A. I got a lot of stuff on line, sir. I got an awful 9 lot of stuff on line. This was all published. This was all 10 11 available. 921 Q. How was it published? 12 13 A. Those hundred thousand documents are hundreds 14 and thousands of them are available on line. 15 922 Q. Who published them on line? 16 A. I don't know but you guys distributed them. 923 Q. I didn't distribute them, I filed them with the 17 18 court. 19 A. Send them to your clients? Send the disc to your clients, sir? 20 924 Q. Of course I sent the disc to my clients. 21 22 A. Oh, well, there you go. Because everything else that was so you sent unredacted passports of people who 23 have nothing to do with this case to your clients? 24 25 925 Q. I sent what the parties had agreed as confirmed in SIMCOE COURT REPORTING (BARRIE) INC.

134 Collier Street, Barrie, Ont. L4M 1H4 Bus: (705) 7342070; Fax: (705) 7342328 simcourt@on.aibn.com

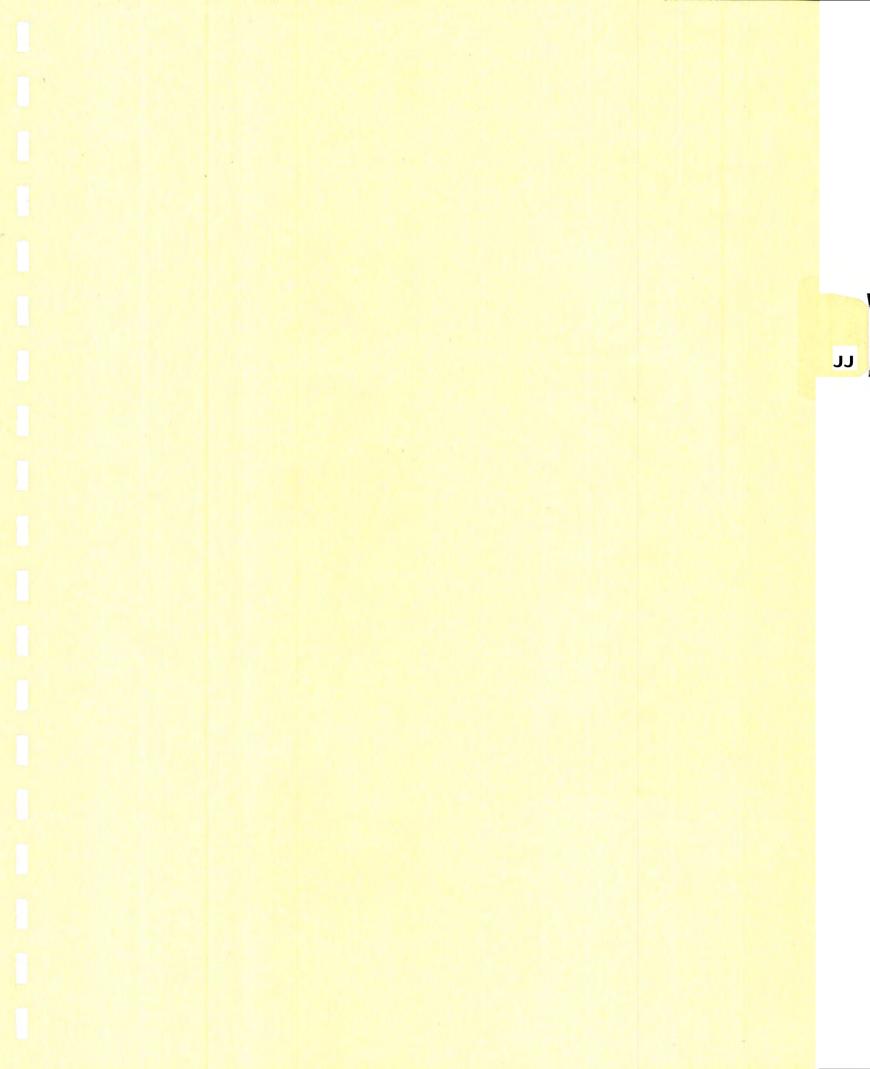
1	this	
2		A. But you chose to.
3	926	Q. Excuse me. You just interrupted me.
4		A. Oh, well.
5	927	Q. I sent to my client what the parties had agreed as
6	confir	med in these minutes of settlement would be filed with
7	the co	urt.
8		A. So you sent to your client let's just review
9	someth	ing
10	928	Q. No, let's just answer my question. Where did you
11	get th	ese minutes of settlement?
12		A. You sent my children's names to your client.
13	Maybe	I got it out of there, I don't know.
14	929	Q. I don't know where.
15		A. I don't know where I got it but
16	930	Q. You know what, you've looked at these more than I
17	have.	I don't know that your children's names are in there.
18	But th	ey're the content of Bill McKenzie's files which Bill
19	McKenz	ie and the lawyers representing him consented to be
20	filed	with the court. So if you've got a problem with that
21		
22		A. You chose the documents from his file.
23	931	Q. take it up with Bill McKenzie or his lawyers.
24	They c	onsented.
25		A. Who chose the files?
		SIMCOE COURT REPORTING (BARRIE) INC. 134 Collier Street, Barrie, Ont. L4M 1H4 Bus: (705) 7342070: Fax: (705) 7342328

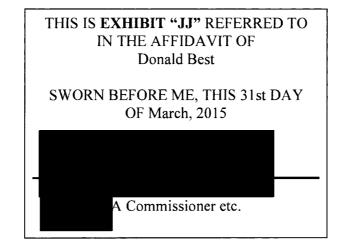
Bus: (705) 7342070; Fax: (705) 7342328 simcourt@on.aibn.com

1	932	Q. The files were all of McKenzie's files that were
2	produc	ed in consequence of the review of his files being
3	conduc	ted for the costs thing.
4		A. You were there for the review. Did you to go to
5	his pl	ace and do that?
6	933	Q. No, of course not.
7		A. Did Mr. Ranking?
8	934	Q. I doubt it. I think it was
9		MR. RANKING: I'm not answering any questions. This
10		is so wholly inappropriate and a continued waste of
11		time.
12		THE WITNESS: Sir.
13	BY MR.	SILVER:
14	935	Q. Sir
15		A. It's not a waste of time for people whose lives
16	have b	een ruined.
17		MR. RANKING: I don't accept anyone's lives have been
18		ruined. I accept that you are filibustering and that
19		you don't want to answer Mr. Silver's questions.
20	BY MR.	SILVER:
21	936	Q. Okay. I'm going to mark to move forward I want
22	to mar	k the minutes of settlement that I showed that Mr.
23	Best w	as interested in as the next exhibit, which is 15.
24		EXHIBIT NO. 15: Minutes of settlement produced by
25		Mr. Silver.

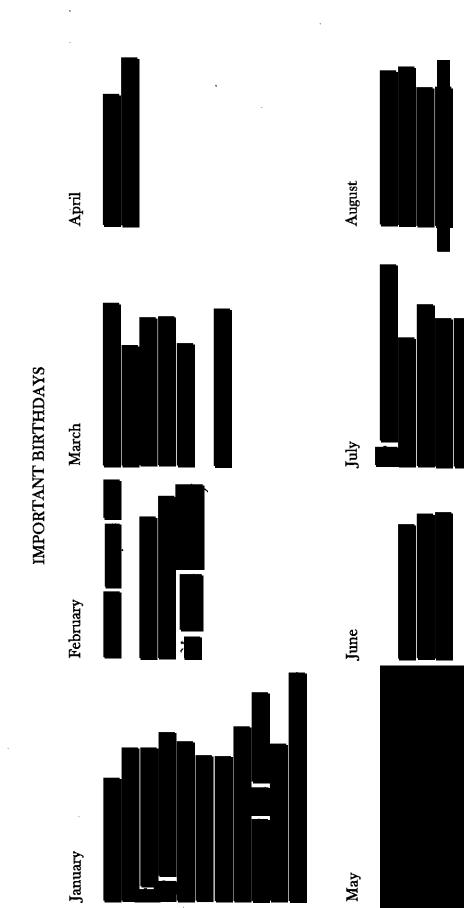
SIMCOE COURT REPORTING (BARRIE) INC. 134 Collier Street, Barrie, Ont. L4M 1H4 Bus: (705) 7342070; Fax: (705) 7342328 simcourt@on.aibn.com 435

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Jo Anne Louise Gross, a Commissioner, 452, Province of Ordalia, for the Sovernment of Ontatio, Ministry of the externoy Benetals



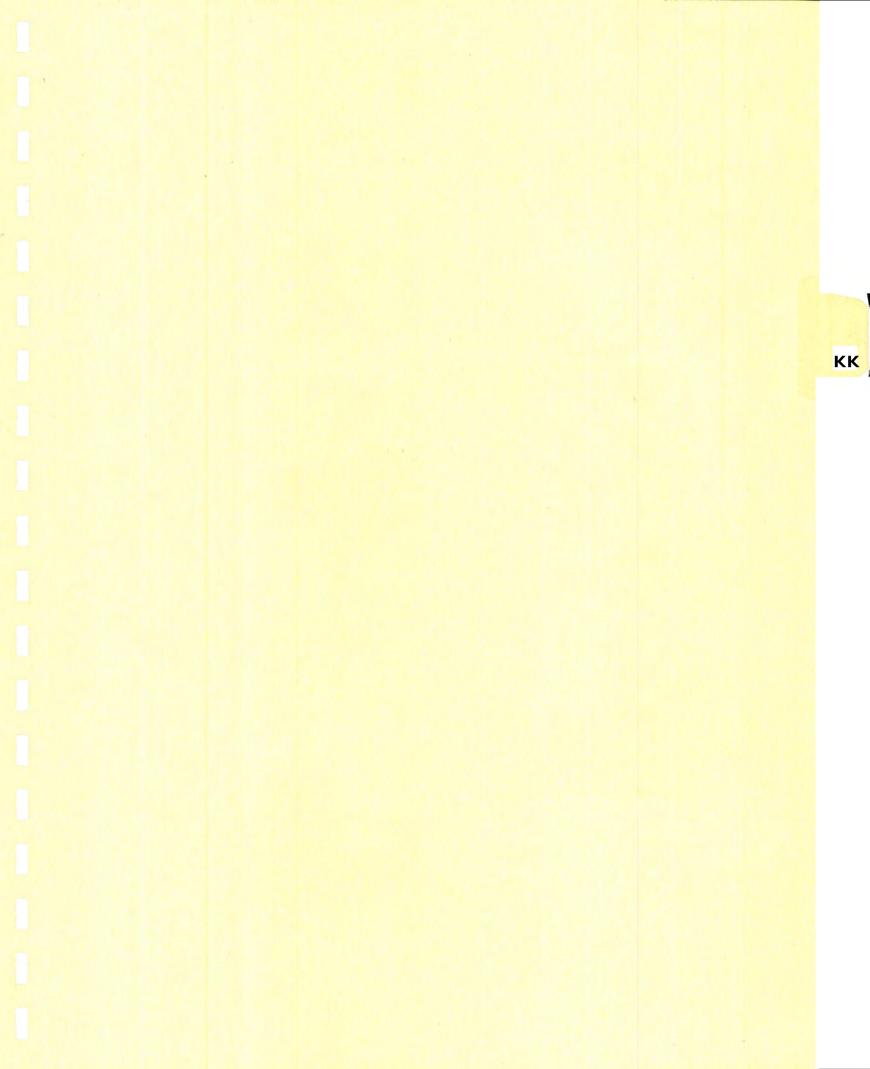
September

October

November

December

438



THIS IS EXHIBIT "KK" REFERRED TO IN THE AFFIDAVIT OF Donald Best

SWORN BEFORE ME, THIS 31st DAY OF March, 2015

A Commissioner etc.

Jo Anne Louise Grocs, a Commissioner, Jo., Province of Orgelia, for the Bovomniant of Ordelia, Ministry of the Johnmay Beneral. Home > Whois Lookup > 72.0.220.68

IP Information for 72.0.220.68

- Quick Stats

AS26198 3MENATWORK - 3Men@Work Integrated Networks, Inc. (registered Jul 23, 2002
/hois.arin.net
2.0.220.68
72.0.220.64 - 72.0.220.95
72.0.220.64/27
NET-72-0-220-64-27
NET-72-0-220-64-1
3MENATWORK-COM (NET-72-0-192-0-1)
Reassigned
AS26198
Cassels Brock (C02231339)
2009-05-20
2014-12-03
http://whois.arin.net/rest/net/NET-72-0-220-64-1
Cassels Brock
40 King street West, suite 2100
Toronto
ON
M5H 3C2
CA
2009-05-20
2014-12-03
http://whois.arin.net/rest/customer/C02231339
: ABUSE1922-ARIN
+1-514-448-5858
abuse@3menatwork.com
http://whois.arin.net/rest/poc/ABUSE1922-ARIN
SUPPO593-ARIN
Support Team
+1-514-448-5858
support@3menatwork.com
http://whois.arin.net/rest/poc/SUPP0593-ARIN
72.0.192.0 - 72.0.223.255
72.0.192.0/19
3MENATWORK-COM
NET-72-0-192-0-1
NET 72 (NET-72-0-0-0-0)
Direct Allocation
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3Men@Work Integrated Networks, Inc. (3IN)
2004-09-24
2006-06-06
http://whois.arin.net/rest/net/NET-72-0-192-0-1
3Men@Work Integrated Networks, Inc.
31N
950 Ogilvy Suite 206
Montreal
QC
H3N 1P4
CA
2002-09-18
2014-01-09 http://whois.arin.net/rest/org/3IN
ncep.,,whore.arin.het/ites/org/JIN
ABUSE1922-ARIN
Abuse Account
Abuse Account +1-514-448-5858
+1-514-448-5858

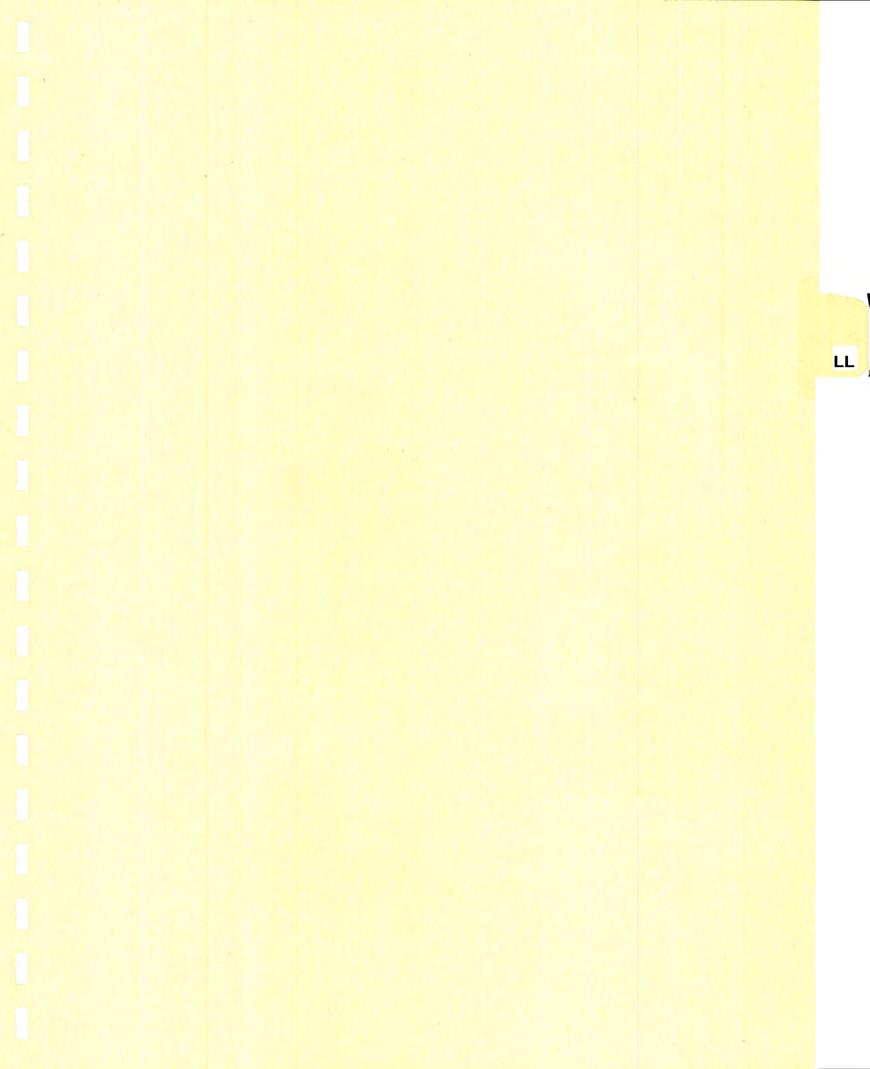
Tools

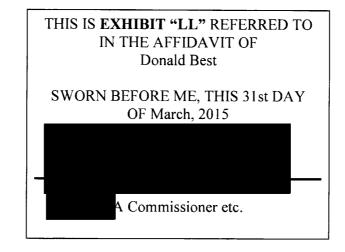
Monitor Domain Properties	-
Reverse IP Address Lookup	•
Network Tools	-

N A V 8

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Anne Louise Gross, a Commissioner, S., Province of Ordenia, for the Novemment of Ordenia, Ministry of the Automay Baneral. Home > Whois Lookup > 204.212.241.212

IP Information for 204.212.241.212

- Quick Stats

	📷 Barbados Bridgetown Tele (barbados) Inc.
ASN	AS14813 BB-COLUMBUS - Columbus Telecommunications (Barbados) Limited (registered N 15, 2007)
Whois Server	whois.arin.net
IP Address	204.212.241.212
NetRange:	204.212.240.0 - 204.212.247.255
CIDR:	204.212.240.0/21
NetName:	SPRINTLINK
NetHandle:	NET-204-212-240-0-1
Parent:	SPRINT-BLKB2 (NET-204-212-0-0-1)
NetType: OriginAS:	Reassigned
Organization	: Tele (Barbados) Inc. (TELEB-5)
RegDate:	2013-01-29
Updated:	2013-01-29
Ref:	http://whois.arin.net/rest/net/NET-204-212-240-0-1
OrgName: OrgId:	Tele (Barbados) Inc. TELEB-5
Address:	6th Floor CGI Tower
Address:	Warrens
City:	St. Thomas
StateProv:	
PostalCode:	
Country:	BB
RegDate:	2006-12-19
Updated:	2015-03-26
Ref:	http://whois.arin.net/rest/org/TELEB-5
OrgNOCHandle	: NOC11339-ARIN
OrgNOCName:	Network Operations Center
OrgNOCPhone:	+1-246-620-1000
OrgNOCEmail:	bb-noc@columbus.co
OrgNOCRef:	http://whois.arin.net/rest/poc/NOC11339-ARIN
OrgAbuseHand	le: NOC11339-ARIN
-	Network Operations Center
	e: +1-246-620-1000
OrgAbuseEmai	<u>1</u> : bb-noc@columbus.co
OrgAbuseRef:	http://whois.arin.net/rest/poc/NOC11339-ARIN
OrgTechHandl	e: WEEKE3-ARIN
-	Weekes, Raymond
	: +1-246-262-0039
	rweekes@columbus.co
OrgTechRef:	
OrgTechHandl	e: NLA27-ARIN
OrgTechName:	
	+1-246-620-1000
OrgTechEmail	-
OrgTechRef:	http://whois.arin.net/rest/poc/NLA27-ARIN
NetRange:	204.212.0.0 - 204.215.255.255
CIDR:	204.212.0.0/14
NetName:	SPRINT-BLKB2
NetHandle:	NET-204-212-0-0-1
Parent:	NET204 (NET-204-0-0-0-0)
NetType:	Direct Allocation
OriginAS:	· Corrint (CDDN)
Organization	: Sprint (SPRN) 1994-12-11
RegDate:	1996-09-10
RegDate: Updated:	1996-09-10 Addresses within this block are non-dortable
RegDate:	1996-09-10 ADDRESSES WITHIN THIS BLOCK ARE NON-PORTABLE http://whois.arin.net/rest/net/NET-204-212-0-0-1

Tools

Monitor Domain Properties	-
Reverse IP Address Lookup	•
Network Tools	-

OrgId:	SPRN
Address:	12502 Sunrise Valley Drive
City:	Reston
StateProv:	VA
PostalCode:	20196
Country:	US
RegDate:	
Updated:	2014-12-04
Comment:	For abuse issues please send email to <pre>abuse@sprint.net</pre>
Comment:	only. Law Enforcement requests should call the Corporate Security Hot
line at	
800-877-7330,	option 3
Ref:	http://whois.arin.net/rest/org/SPRN
OrgTechHandle:	ARINS-ARIN
	arin-sprint-iprequest
-	+1-800-232-3458
OrgTechEmail:	ip-request@sprint.net
OrgTechRef:	http://whois.arin.net/rest/poc/ARINS-ARIN
-	
OrgTechHandle:	CHUYI-ARIN
OrgTechName:	
OrgTechPhone:	+1-703-592-4850
OrgTechEmail:	yi.chu@sprint.com
OrgTechRef:	http://whois.arin.net/rest/poc/CHUYI-ARIN
orgreenker	
OrgAbuseHandle	: SAET-ARIN
	Sprint AUP Enforcement Team
OrgAbusePhone:	+1-800-232-6895
OrgAbuseEmail:	abuse@sprint.net
OrabuaoBof	http://whoig arin not/root/pog/SAFT APIN
OrgAbuseRef:	http://whois.arin.net/rest/poc/SAET-ARIN
OrgNOCHandle:	SPRINT-NOC-ARIN
OrgNOCName:	
-	+1-800-232-6895
	ipsa.noc@sprint.com
_	-
OrgNOCRef:	http://whois.arin.net/rest/poc/SPRINT-NOC-ARIN
OrgTechHandle:	
-	Williams, David R
	+1-913-794-7784
	david.r.williams@sprint.com
OrgTechRef:	http://whois.arin.net/rest/poc/DRW52-ARIN
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OrgTechName:	west, ken k +1-703-689-7173
	ken.r.west@sprint.com
OrgrechEmail:	kenti west@spinit.com
OrgTechRef:	http://whois.arin.net/rest/poc/KRW1-ARIN
OrgTechHandle:	
	Budd, Kenneth
	+1-866-886-4187
OrgTechEmail:	kenneth.l.budd@sprint.com
OrgTechRef:	http://whois.arin.net/rest/poc/BUDDK-ARIN
OrgTechHandle:	
OrgTechName:	
-	+1-703-592-4850
OrgTechEmail:	deipaddy@sprint.com
OrgTechRef:	http://whois.arin.net/rest/poc/SIE-ARIN
	PRINT-NOC-ARIN
	P Services
RTechPhone: +	
RTechEmail:	psa.noc@sprint.com
RTechRef: h	ttp://whois.arin.net/rest/poc/SPRINT-NOC-ARIN

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Donald Best (Plaintiff) v. Gerald Ranking et.al. (Defendants)

Court File No. 14-0815

SUPERIOR COURT OF JUSTICE
(CENTRAL EAST REGION)
PROCEEDING COMMENCED IN BARRIE
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SUPERIOR COURT OF JUSTICE
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