

RE: Please Confirm Receipt of emailed Complaint re Justice J. Bryan Shaughnessy

info@cjcccm.gc.ca

Thu 2016-01-07 1:41 PM

To: Donald Best.CA <info@donaldbest.ca>;

Good afternoon Mr. Best,

Thank you for your e-mail. This message confirms that we have received your e-mail with the 12 page attachment. The file number assigned to your complaint is: 15-0514.

Regards,

Mélanie McKinnon
Registry and Communications Support Officer /
Agente de soutien de registre et de communication
Canadian Judicial Council /
Conseil canadien de la magistrature

From: Donald Best.CA [mailto:info@donaldbest.ca]

Sent: January-07-16 1:22 PM

To: info@cjcccm.gc.ca

Subject: Please Confirm Receipt of emailed Complaint re Justice J. Bryan Shaughnessy

Dear Canadian Judicial Council,

Two days ago I sent the below email and an attached 12 page complaint to the Canadian Judicial Council. I have not received a simple acknowledgement that the CJC received the email and attachment.

Please just hit 'reply' and acknowledge the receipt of the January 5, 2016 email.

Yours truly,

Donald Best

From: Donald Best.CA

Sent: January 5, 2016 1:06 PM

To: info@cjccm.gc.ca

Subject: Submitting Complaint: Justice J. Bryan Shaughnessy

RE: Submitting Complaint about Justice J. Bryan Shaughnessy

Date of Misconduct: May 3, 2013

Court File Number: 000141/07 (07-0141)

Case Name: Nelson Barbados Group Ltd. v. Richard Ivan Cox et al

Dear Canadian Judicial Council,

Attached please find a .pdf file containing a complaint about the conduct of Justice J. Bryan Shaughnessy on May 3, 2013.

The supporting exhibits are available online for downloading until February 8, 2016, along with a copy of the complaint.

The complaint (same as attached) can be downloaded here:

[REDACTED]

The supporting exhibits (all court documents in .pdf format and contained in one .zip file) can be downloaded here:

[REDACTED]

Please be aware that these links are for CJC use only, and that the documents contain Identity Information as defined in the Criminal Code and therefore must not be distributed to the public without redacting the Identity Information.

My Expectations of the CJC

As can be seen in the attached complaint and supporting exhibits, the facts of Justice Shaughnessy's misconduct are indisputable. This is a serious, yet very simple, situation where Justice Shaughnessy's misconduct is well proven by the court record itself.

Several senior Canadian lawyers, including a serving Bencher of the Law Society of Upper Canada, reviewed the evidence/exhibits attached to this complaint.

Without exception, these senior lawyers are appalled at Justice Shaughnessy's misconduct. As an example, one senior Ontario lawyer said, "In all my years of practicing law, this is the most disgusting thing I have ever seen a judge do." These lawyers await the timely decision of the CJC about this complaint as do I.

[REDACTED]

Justice Shaughnessy's premeditated and deliberate misconduct is unethical and reprehensible. The misconduct is so serious that it brings the administration of justice into disrepute.

Based upon the court record alone, Justice Shaughnessy's conduct is so egregious that he should be suspended immediately (with pay), pending the results of a complete investigation. A judge capable of doing what Justice Shaughnessy did should not be allowed to adjudicate any further matters.

This complaint with the supporting evidence obviously passes the test set out in Stage 1 of the new CJC Process Overview (CJC document 'CJC-Process-Overview- 2015.pdf'). The public interest demands that such serious misconduct be dealt with transparently and on a priority basis.

Given the egregious nature of the misconduct, and that the supporting evidence is irrefutable, there is no need for a Stage 1 screening, so please immediately refer this complaint to a Stage 2 review by a Judicial Conduct Committee Member.

I expect and demand that the Canadian Judicial Council will:

- Immediately acknowledge receipt of this complaint via email,
- Immediately download the online Exhibits from the provided URL,
- Provide full transparency and immediately notify me in a timely manner via email of every step planned and taken,
- Inform me of the name of the Judicial Conduct Committee Member conducting the Stage 2 Review, and provide me with an investigative plan and timely updates of activity,
- Provide a written copy of the Judicial Conduct Committee Member's reasons for any decision taken during the Stage 2 Review,
- Process, investigate and conclude this simple and well-documented complaint within 30 days, with a recommendation to a Stage 3 Review Panel that an Inquiry Committee be constituted under Stage 4 of the CJC New Process.

Again, this is a very simple situation where Justice Shaughnessy's egregious misconduct is well proven in the court record itself.

Yours truly,

Donald Best

[REDACTED]
Barrie Ontario,
[REDACTED]

Email: info@donaldbest.ca (prefer email for primary communication)