

**From:** Sandstrom, Kurt JAG:EX  
**To:** Harris, Megan A GCPE:EX; Harvey, James JAG:EX; Fyfe, Richard J JAG:EX  
**Subject:** Fwd: Heads up s.13  
**Date:** Wednesday, December 6, 2017 12:54:41 PM

---

FYI

Begin forwarded message:

**From:** "Merner, David JAG:EX" <[David.Merner@gov.bc.ca](mailto:David.Merner@gov.bc.ca)>  
**Date:** December 6, 2017 at 11:53:07 AM PST  
**To:** "Sandstrom, Kurt JAG:EX" <[Kurt.Sandstrom@gov.bc.ca](mailto:Kurt.Sandstrom@gov.bc.ca)>  
**Cc:** "Pallan, Jason JAG:EX" <[Jason.Pallan@gov.bc.ca](mailto:Jason.Pallan@gov.bc.ca)>, "Zabarauckas, Carmen AG:EX" <[Carmen.Zabarauckas@gov.bc.ca](mailto:Carmen.Zabarauckas@gov.bc.ca)>  
**Subject:** Heads up s.13

Kurt,

Diana Juricevic called this morning s.79  
s.79

s.79 Diana indicated that she would get back to me on Friday.

David

**From:** [Admin, OIC AG:EX](#)  
**Subject:** Vol. 45 No. 15  
**Date:** Thursday, April 19, 2018 3:03:58 PM  
**Attachments:** Vol. 45 No. 15.pdf

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Good afternoon ,

Please find attached a copy of this week's Proclamations, Orders in Council and Ministerial Orders Resume.

Regards,

Order in Council Administration  
Ministry of Attorney General  
Ph: 250-387-0724 | Fax: 250-387-4349

# RESUME OF PROCLAMATIONS, ORDERS IN COUNCIL AND MINISTERIAL ORDERS

OIC No. 166 – 193  
MO No. 146 – 157

Vol. 45 No. 15  
April 11 – April 17, 2018  
ISSN 0382–1897

## Proclamations

- *BC ALS Awareness Month – June 2018*
- *BC Boating Week – May 14 to 21, 2018*
- *BC Book Day – April 23, 2018*
- *Child Care Month – May 2018; and Child Care Provider Appreciation Day – May 17, 2018*
- *Creative Industries Week – April 23 to 30, 2018*
- *Disability Employment Month – September 2018*
- *International Internal Audit Awareness Month – May 2018*
- *International Workers Day – May 1, 2018*
- *Mental Health Week – May 7 to 13, 2018*
- *Multiple Sclerosis Awareness Month – May 2018*
- *Music Monday – May 7, 2018*
- *Neighbourhood House Week – April 29 to May 5, 2018*
- *North American Occupational Safety and Health Week – May 6 to 12, 2018*
- *Nursing Week – May 7 to 13, 2018*
- *Prevention of Violence Against Women Week – April 15 to 21, 2018*
- *RVing and Camping Week – May 22 to 27, 2018*
- *St. George Day – April 23, 2018*
- *Tourism Week – May 27 to June 2, 2018*
- *Youth Justice Week – May 7 to 13, 2018*

## Orders in Council

### Approved and Ordered April 11, 2018

166	Public Service, s. 15	The appointment of Charisma Brandt made by OIC 385/2017 is rescinded, and Charisma Brandt is appointed as a Financial Services Coordinator, Government Communications and Public Engagement, Ministry of Finance, and remuneration is set.
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**Approved and Ordered April 13, 2018**

167	FLNR	Plant Protection, s. 8	Effective April 15, 2018, (a) the North American Gypsy Moth Eradication Regulation, 2018 is made, and (b) the North American Gypsy Moth Eradication Regulation, 2017, B.C. Reg. 86/2017, is repealed.
168	AG	Provincial Court, s. 30	The following individuals are appointed as Justices of the Peace in and for the Province of British Columbia: (a) Moshtaba Araghi of Chilliwack; (b) Katrina Brown of North Vancouver; (c) Andrew Caldwell of Burnaby; (d) Jesse Hadfield of Burnaby; (e) Kelsey Thumath of Vancouver.
169	AG	Lobbyists Registration Amendment, 2017, s. 10; Lobbyists Registration, s. 11 (2)	Effective May 1, 2018, (a) the <i>Lobbyists Registration Amendment Act, 2017</i> , S.B.C. 2017, c. 19, is brought into force, and (b) the Lobbyists Registration Regulation, B.C. Reg. 284/2002, is amended as set out in the Schedule.
170	AG	Court Rules, s. 1	Effective May 1, 2018, Rule 5.1 (1) of the Provincial Court (Family) Rules, B.C. Reg. 417/98, is amended by adding "Burns Lake," before "Chilliwack".
171	AG	Insurance Corporation, s. 47	Section 3 (1) (c) (ii) of Special Direction IC2 to the British Columbia Utilities Commission, B.C. Reg. 307/2004, is repealed and replaced.
172	EMPR	Mines, s. 38 (2) and (3)	(a) The Mines Fee Regulation, B.C. Reg. 54/2015, is amended as set out in Schedule 1, and (b) effective May 1, 2018, the Mines Fee Regulation is amended as set out in Schedule 2.
173	HLTH	Health Professions, s. 25.03	The Health Professions Designation Regulation, B.C. Reg. 270/2008, is amended as set out in the Schedule. [re: retitled to "Health Professions Designation and Amalgamation Regulation" and addition of Part 4 – College Amalgamations]
174	HLTH	Medicare Protection, ss. 5 and 51	The Medical and Health Care Services Regulation, B.C. Reg. 426/97, is amended as set out in the Appendix.

**Approved and Ordered April 16, 2018**

175	AG	Human Rights Code, ss. 31 and 32	The following appointments to the British Columbia Human Rights Tribunal are made: (a) Paul Jit Singh is appointed as a member for a term of 4 years, and (b) effective May 1, 2018, Devyn Maya Cousineau is appointed as a member for a term ending May 1, 2022.
176	AG	Legal Profession, s. 5 (1)	The following appointments as Benchers of the Law Society of British Columbia are made: (a) Anita Lynette Dalakoti; (b) Roland Martin Krueger; (c) Claire Ann Marshall; (d) Qi Yan.
177	AG	Insurance Corporation, ss. 2 and 3	Janet Wood is appointed as a member of the Insurance Corporation of British Columbia for a term of one year, and remuneration is set.
178	FIN	Financial Institutions, s. 220	Chamkaur Singh Cheema and Frank Leong are appointed as voting members of the Insurance Council of British Columbia for terms of 3 years.
179	MAH	Ministry of Lands, Parks and Housing, s. 10	Effective April 26, 2018, Faye L. Wightman is reappointed as a member of the British Columbia Housing Management Commission for a term ending April 26, 2019.
180	FIN	Financial Administration, ss. 51, 53, 53.1, 65 and 87.1	The order set out in the Schedule is made. [re: borrowing authority]
181	FIN	Financial Administration, ss. 51, 53, 53.1, 65 and 87.1	(a) OIC 118/2017 is amended as set out in Schedule A, (b) OIC 438/2013 is amended as set out in Schedule B, and (c) OIC 692/2004 is amended as set out in Schedule C. [re: delegation of powers, borrowing authority]
182	FIN	Income Tax, s. 96	The Film and Television Tax Credit Regulation, B.C. Reg. 4/99, is amended, (a) effective July 8, 2008, as set out in Appendix 1, (b) effective April 1, 2010, as set out in Appendix 2, (c) effective February 25, 2013, as set out in Appendix 3, and (d) as set out in Appendix 4.

183	FIN	Home Owner Grant, s. 18 (2) and (3)	Effective January 1, 2018, section 8 of the Home Owner Grant Regulation, B.C. Reg. 100/2002, is amended by striking out "\$1 600 000" and substituting "\$1 650 000".
184	FLNR	Water Sustainability, s. 39 (4)	OIC 877/1925, as amended by OIC 1334/1940, is amended.
185	FLNR	Wildlife, ss. 53 and 108	(a) The Angling and Scientific Collection Regulation, B.C. Reg. 125/90, is amended as set out in Appendix 1, (b) the Hunting Licensing Regulation, B.C. Reg. 8/99, is amended as set out in Appendix 2, (c) the Permit Regulation, B.C. Reg. 253/2000, is amended as set out in Appendix 3, and (d) the Wildlife Act General Regulation, B.C. Reg. 340/82, is amended as set out in Appendix 4.
186	FLNR	Natural Resource Compliance, s. 5	The Table in the Natural Resource Officer Authority Regulation, B.C. Reg. 38/2012, is amended.
187		Provincial Symbols and Honours, s. 14 (g)	Dr. Rosamund Harrison, O.B.C., of Vancouver, is appointed to the advisory council under the <i>Provincial Symbols and Honours Act</i> for a term of one year.
188		Provincial Symbols and Honours, s. 14 (g)	Wendy Morton, O.B.C., of Sooke, is appointed to the advisory council under the <i>Provincial Symbols and Honours Act</i> for a term of one year.
189	JTT	Ministry of International Business and Immigration, s. 5	Approval is given to the Minister of Jobs, Trade and Technology, on behalf of the government of British Columbia, to enter into an agreement with the government of Canada, substantially in the form of the draft entitled "Amendment Agreement – Canada-British Columbia Immigration Agreement".
190	JTT	Ministry of International Business and Immigration, s. 5	Approval is given to the Minister of Jobs, Trade and Technology, (a) on behalf of the government of British Columbia, to enter into information-sharing agreements with the government of Canada respecting trade and investment agreements and initiatives, and (b) to collect any personal information that may be disclosed by the government of Canada to the government of British Columbia in accordance with an information-sharing agreement referred to in paragraph (a).

191	LBR	Family Day, s. 2	Section 1 of the Family Day Regulation, B.C. Reg. 149/2012, is amended by striking out "The second Monday of February" and substituting "The third Monday of February".
192		Public Service, s. 12	Effective April 16, 2018, Matthew Alfred Austin is appointed as an Assistant Deputy Minister, Ministry of Forests, Lands, Natural Resource Operations and Rural Development.

### **Approved and Ordered April 17, 2018**

193		Public Service, s. 15	Effective April 17, 2018, the appointment of Jasleen Kaur Arora made by OIC 393/2017 is rescinded, and Jasleen Kaur Arora is appointed to the position of Ministerial Assistant in the Office of the Minister of Children and Family Development, for the purpose of performing work for the Minister of State for Child Care. Remuneration is set.
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### **Ministerial Orders**

146	AGRI	Fish and Seafood, s. 40 (1) (a)	Michael Joseph Lane is designated as a licensing officer under the <i>Fish and Seafood Act</i> , S.B.C. 2015, c. 14.
147	AGRI	Fish and Seafood, s. 40 (1) (a)	Noel Williams is designated as a licensing officer under the <i>Fish and Seafood Act</i> , S.B.C. 2015, c. 14.
148	FLNR	Wildlife, ss. 16, 108 and 109	(a) The Hunting Regulation, B.C. Reg. 190/84, is amended as set out in Appendix 1, and (b) the Limited Entry Hunting Regulation, B.C. Reg. 134/93, is amended as set out in Appendix 2.
149	AEST	Private Training, s. 63 (2) (e) and (3) (b)	Section 7 of the Private Training Regulation, B.C. Reg. 153/2016, is amended as set out in the Schedule.
150	AG	Expropriation, s. 12 (1)	Vivienne Nerys Poole is appointed as an Inquiry Officer regarding the Notice of Request for Inquiry received from Hao Tran and Hong Tran, dated March 15, 2018; and for the Notice of Request for Inquiry received from Trung Thanh Chu and Muriel Martin, dated March 22, 2018, for described land.

151	AG	Expropriation, s. 12 (1)	Vivienne Nerys Poole is appointed as an Inquiry Officer regarding the Notice of Request for Inquiry received from Hao Tran and Hong Tran, dated March 15, 2018; and for the Notice of Request for Inquiry received from Trung Thanh Chu and Muriel Martin, dated March 22, 2018, for described land.
152	FLNR	Oil and Gas Activities, s. 104 (3) (c); Environmental Protection and Management Regulation, s. 33	The species of plants, as listed, are established as invasive plants for the purpose of section 33 of the Environmental Protection and Management Regulation.
153	FIN	Financial Institutions, s. 220	The appointments of Chamkaur Singh Cheema and Frank Leong, as non-voting members of the Insurance Council of British Columbia, made by MO 192/2016, are rescinded.
154	HLTH	Health Professions, s. 19 (3.2) (b); Ministry of Health, s. 4 (2)	The amendments to the bylaws of the College of Registered Psychiatric Nurses of British Columbia, as set out in the schedule to the resolution dated April 6, 2018, come into force on April 23, 2018.
155	HLTH	Health Professions, s. 19 (3.2) (b); Ministry of Health, s. 4 (2)	The amendments to the bylaws of the College of Licensed Practical Nurses of British Columbia, as set out in the schedule to the resolution dated April 11, 2018, come into force on April 23, 2018.
156	HLTH	Health Professions, s. 19 (3.2) (b); Ministry of Health, s. 4 (2)	The amendments to the bylaws of the College of Registered Nurses of British Columbia, as set out in the schedule to the resolution dated April 6, 2018, come into force on April 23, 2018.
157	FLNR	Forest, ss. 128 and 129	The type of wood residue described in the application received from Nanaimo Forest Products Ltd., dated April 6, 2018, is considered surplus and is exempt from the requirements of section 127 of the <i>Forest Act</i> , subject to conditions.



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The resume is a weekly summary of Proclamations, Orders in Council and Ministerial Orders received by the Order in Council Administration Office. The cut-off date for items to be included in the resume is end-of-day Tuesday.

**Proclamations** are issued by government to give official recognition to occasions or events of provincial importance.

**Orders in Council** are orders made by the Lieutenant Governor in Council.

**Ministerial Orders** are orders made by a minister and received by the Order in Council Administration Office.

The information listed under **Orders in Council** and **Ministerial Orders** is as follows:

Column 1: the identifying number of the referenced order

Column 2: the Ministry responsible (if applicable), in acronym format

Column 3: the name of the enacting authority

Column 4: a brief summary of the order

This resume is produced by the Order in Council Administration Office and is distributed for information purposes only. Full text versions of Proclamations, Orders in Council and Ministerial Orders are available at: [BC Laws](#)

A list of OIC and MO Ministry contacts is available at: [Ministry OIC contacts](#)

Questions and comments about the resume can be sent to: [AGOICAdmin@gov.bc.ca](mailto:AGOICAdmin@gov.bc.ca)

**From:** [Richter, Connie AG:EX](#)  
**To:** [Fyfe, Richard J AG:EX](#)  
**Subject:** RE: BCHRT Salary Approval Request  
**Date:** Monday, June 25, 2018 2:33:08 PM

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Yes, you approved and JSB managed (advised Diana).

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**From:** Fyfe, Richard J AG:EX  
**Sent:** Monday, June 25, 2018 2:30 PM  
**To:** Richter, Connie AG:EX  
**Subject:** FW: BCHRT Salary Approval Request

Hi Connie, I am just reviewing some old emails and did not see a reply from me on this one. Do you know if the issue was resolved?

Thanks,

RF

Richard J.M. Fyfe QC  
Deputy Attorney General  
Ministry of Attorney General  
Tel. (250) 356-0149

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Page 011 to/à Page 012

Withheld pursuant to/removed as

s.79

**From:** Minister, AG AG:EX  
**To:** Addo, Wolfgang AG:EX  
**Subject:** AG draft reply please - with a referral to CCU - Many thanks!!! FW: The Fitness for Devyn Cousineau to Serve on Tribunal; ref: Bill Whatcott (Case #16408)  
**Date:** Tuesday, July 31, 2018 12:27:35 PM

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**From:** s.22  
**Sent:** Tuesday, July 31, 2018 3:02 AM  
**To:** Minister, AG AG:EX  
**Cc:** BC Human Rights Tribunal AG:EX  
**Subject:** The Fitness for Devyn Cousineau to Serve on Tribunal; ref: Bill Whatcott (Case #16408)  
Dear Mr. Attorney General Eby,

I am writing to express my concern over the fitness for Devyn Cousineau to serve on the BC HUMAN RIGHTS TRIBUNAL which is hearing the case of:

Morgane Oger v. Bill Whatcott  
Case #16408

It is obvious from her Twitter account that Cousineau takes a hard-left, anti-Christian position on social issues (ref: (<https://twitter.com/devyncousineau?lang=en>)). For example, she reposted an article which sought to discredit Trinity Western University in Langley when it aimed to create a "Community Covenant" which required students to abstain from:

"sexual intimacy that violates the sacredness of marriage between a man and a woman."

(The article she reposted is here: <https://www.theglobeandmail.com/news/british-columbia/lawyer-walks-out-of-human-rights-case-against-comedian/article577316/>)

In addition, Cousineau has apparently already ruled that the **"‘truth’ of the statements in (Whatcott’s) flyer is not a defence”**.

So, not only do her strong hard-left biases jeopardize the ability of Mr. Whatcott to receive a fair hearing, she is not allowing TRUTH to be used as a defense.

*In what type of civilized society is truth not a defense?*

I urge you to not only remove the biased Cousineau from the Whatcott tribunal, but because "truth" has been disallowed as a defense by the tribunal, I urge you to prevent a further miscarriage of justice by terminating this case against Mr. Whatcott.

Best Regards,

s.22

s.22

Dear <sup>s.22</sup>

I am responding to your July 31, 2018 email, regarding your ongoing concerns with the Human Rights Tribunal, and in particular your concern regarding Ms. Cousineau's role.

While I am the Minister accountable for the Tribunal's administration, I am not permitted to be directly involved in matters that are or were before the Human Rights Tribunal or the courts.

I suggest that you contact the Office of the Ombudsperson. As an independent Officer of the Legislature, the Ombudsperson has the authority to investigate complaints about the actions and decisions of public agencies.

Office of the Ombudsperson of British Columbia  
PO Box 9039 Stn Prov Govt  
Victoria BC V8W 9A5  
Toll Free: 1-800-567-3247  
Email: [info@bcombudsperson.ca](mailto:info@bcombudsperson.ca)

Thank you for bringing this matter to my attention. It is unfortunate that I am unable to be of more assistance. Please consider this letter a final acknowledgment of your concerns relating to this matter.

Yours truly,

David Eby, QC  
Attorney General

552380

**Moore, Brianne AG:EX**

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Friday, August 10, 2018 4:53 PM  
**To:** 'saquail@aqwlaw.ca'; 'dr.charles.lugosi@crease.com'; 'jcameron@jccf.ca';  
'paul@paulfromm.com'; Lindsay Waddell; 'litigation@westcoastleaf.org';  
'kfisher@bctf.ca'; Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger  
**Attachments:** Scan\_20180810.pdf

Please see attached.

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 016 to/à Page 019

Withheld pursuant to/removed as

s.79

**Moore, Brianne AG:EX**

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Friday, August 10, 2018 3:16 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** FW: BCHRT Case No. 16408 - Oger (dv)  
**Attachments:** 154085.pdf

Hello Freya,

I overlooked you in the notice I send out a few minutes ago, my apologies. Please see attached.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Friday, August 10, 2018 2:53 PM  
**To:** 'saquail@aqwlaw.ca'; 'dr.charles.lugosi@crease.com'; 'jcameron@jccf.ca'; 'paul@paulfromm.com'; Lindsay Waddell; 'litigation@westcoastleaf.org'; 'kfisher@bctf.ca'  
**Subject:** BCHRT Case No. 16408 - Oger

Please see attached.

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020



Page 021 to/à Page 022

Withheld pursuant to/removed as

s.79

**Moore, Brianne AG:EX**

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Friday, August 3, 2018 10:03 AM  
**To:** 'saquail@aqrlaw.ca'; 'dr.charles.lugosi@crease.com'  
**Cc:** 'lindsaywaddell@unionlawyers.com'; 'jcameron@jccf.ca'; 'paul@paulfromm.com';  
'kfisher@bctf.ca'; Zaltz, Freya AG:EX  
**Subject:** MS BCHRT - Case Number: 16408 Oger v. Whatcott  
**Attachments:** 153938.pdf

Dear participants,

Please see the attached Notice of Adjournment for the above-noted matter.

Regards,

Meagan Stangl  
*Resolution Clerk*  
BC Human Rights Tribunal  
1170 – 605 Robson St.  
Vancouver, BC V6B 5J3  
D: <sup>s.17</sup>  
E: [meagan.stangl@gov.bc.ca](mailto:meagan.stangl@gov.bc.ca)

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Page 024

Withheld pursuant to/removed as

s.79

## Moore, Brianne AG:EX

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Friday, August 3, 2018 9:08 AM  
**To:** 'saquail@aqrlaw.ca'; 'dr.charles.lugosi@crease.com';  
'lindsaywaddell@unionlawyers.com'; Zaltz, Freya AG:EX; 'kfisher@bctf.ca';  
'litigation@westcoastleaf.org'; 'jcameron@jccf.ca'; 'paul@paulfromm.com'  
**Subject:** BS BCHRT - Case Number: 16408 Oger v. Whatcott  
**Attachments:** 16408 - Letter Decision - Aug 3 2018.pdf; 16408 - Letter Decision (2) - Aug 3 2018.pdf

Dear participants,

Attached are the Tribunal decisions for an intervenor application and applications for recusal of Tribunal member, costs, dismissal and adjournment.

Regards,

Meagan Stangl, for  
Britt Stevens  
*Resolution Clerk*  
BC Human Rights Tribunal  
1170 – 605 Robson St.  
Vancouver, BC V6B 5J3  
D:<sup>s.17</sup>  
E: [meagan.stangl@gov.bc.ca](mailto:meagan.stangl@gov.bc.ca)

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Page 026 to/à Page 057

Withheld pursuant to/removed as

s.79

**Moore, Brianne AG:EX**

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Thursday, July 26, 2018 12:25 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hi Freya,

No decision has been issued yet in respect of the adjournment and recusal applications. I will forward you a copy of the decision when it is issued.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Thursday, July 26, 2018 12:05 PM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hi Daniel,

Has the Tribunal made a decision yet on the respondent's adjournment and recusal application? If so, can I please have a copy of the decision?

Thanks.

**FREYA ZALTZ**  
Barrister and Solicitor  
Constitutional and Administrative Law Group  
Ministry of Attorney General / Legal Services Branch  
1301-865 Hornby Street, Vancouver BC  
Phone: (604) 660-3004, Fax: (604) 660-6797  
Email: [freya.zaltz@gov.bc.ca](mailto:freya.zaltz@gov.bc.ca)

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Wednesday, July 11, 2018 4:41 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hi Freya,

Attached is a copy of the document you requested.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Wednesday, July 11, 2018 12:16 PM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Thank you, Daniel.

Can we please also have a copy of the complainant's response to the respondent's dismissal application, received by the Tribunal on November 14, 2017?

Freya

**FREYA ZALTZ**  
Barrister and Solicitor  
Constitutional and Administrative Law Group  
Ministry of Attorney General / Legal Services Branch  
1301-865 Hornby Street, Vancouver BC  
Phone: (604) 660-3004, Fax: (604) 660-6797  
Email: [freya.zaltz@gov.bc.ca](mailto:freya.zaltz@gov.bc.ca)

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Wednesday, July 11, 2018 12:00 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hi Freya,

Attached is copy of the requested submissions.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Wednesday, July 11, 2018 10:55 AM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hi Daniel,

Thank you for providing those documents. I am wondering if you could also provide the complainant's responses to the dismissal and recusal applications? We think reviewing those might assist us in understanding the complainant's position more generally.

Thanks,

Freya

**FREYA ZALTZ**

Barrister and Solicitor  
Constitutional and Administrative Law Group  
Ministry of Attorney General / Legal Services Branch  
1301-865 Hornby Street, Vancouver BC  
Phone: (604) 660-3004, Fax: (604) 660-6797  
Email: [freya.zaltz@gov.bc.ca](mailto:freya.zaltz@gov.bc.ca)

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Thursday, June 28, 2018 3:45 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hello Freya,

Attached are copies of the dismissal and recusal applications. I don't believe there are any specific guidelines concerning sharing file content with the Attorney General. However, I have consulted with Tribunal Member Cousineau prior to sharing documents.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: <sup>s.17</sup> or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Thursday, June 28, 2018 1:37 PM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hello Daniel,

Thank you very much for forwarding those documents. I am wondering if we could possibly also receive copies of the following:

- 1) Application by the respondent under s. 27(1)(b) and (c), and any supporting materials. I have the Tribunal's rulings on those issues, but not the application itself or any other submissions on the topic.



- 2) Application by the respondent asking the Tribunal member (Devyn Cusineau) to recuse herself on the grounds of a conflict of interest, as discussed at yesterday's conference call.

I understand that the file contains a large volume of documents, and I don't think we need to see them all. We're just hoping to get a sense of the key issues explored to date and the positions taken by the parties in addressing them. I don't know what the Tribunal's usual practice is in terms of sharing the file content with the Attorney General, so if there are guidelines that you usually follow please let me know.

Freya

**FREYA ZALTZ**

Barrister and Solicitor  
Constitutional and Administrative Law Group  
Ministry of Attorney General / Legal Services Branch  
1301-865 Hornby Street, Vancouver BC  
Phone: (604) 660-3004, Fax: (604) 660-6797  
Email: [freya.zaltz@gov.bc.ca](mailto:freya.zaltz@gov.bc.ca)

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---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Tuesday, June 26, 2018 1:46 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v. Whatcott

Dear Ms. Zaltz,

I am writing further to our telephone conversation earlier today. You indicated you had a copy of the original complaint form but would like to obtain additional documents concerning this matter. I am attaching copies of subsequent pleadings filed by the parties along with various interim decisions.

If there are other documents you require please let me know.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Wednesday, July 11, 2018 4:41 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott  
**Attachments:** Scan\_20180711.pdf

Hi Freya,

Attached is a copy of the document you requested.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Wednesday, July 11, 2018 12:16 PM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Thank you, Daniel.

Can we please also have a copy of the complainant's response to the respondent's dismissal application, received by the Tribunal on November 14, 2017?

Freya

**FREYA ZALTZ**  
Barrister and Solicitor  
Constitutional and Administrative Law Group  
Ministry of Attorney General / Legal Services Branch  
1301-865 Hornby Street, Vancouver BC  
Phone: (604) 660-3004, Fax: (604) 660-6797  
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---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Wednesday, July 11, 2018 12:00 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hi Freya,

Attached is copy of the requested submissions.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Wednesday, July 11, 2018 10:55 AM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hi Daniel,

Thank you for providing those documents. I am wondering if you could also provide the complainant's responses to the dismissal and recusal applications? We think reviewing those might assist us in understanding the complainant's position more generally.

Thanks,  
Freya

**FREYA ZALTZ**  
Barrister and Solicitor  
Constitutional and Administrative Law Group  
Ministry of Attorney General / Legal Services Branch  
1301-865 Hornby Street, Vancouver BC  
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---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Thursday, June 28, 2018 3:45 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hello Freya,

Attached are copies of the dismissal and recusal applications. I don't believe there are any specific guidelines concerning sharing file content with the Attorney General. However, I have consulted with Tribunal Member Cousineau prior to sharing documents.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Thursday, June 28, 2018 1:37 PM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hello Daniel,

Thank you very much for forwarding those documents. I am wondering if we could possibly also receive copies of the following:

- 1) Application by the respondent under s. 27(1)(b) and (c), and any supporting materials. I have the Tribunal's rulings on those issues, but not the application itself or any other submissions on the topic.
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I understand that the file contains a large volume of documents, and I don't think we need to see them all. We're just hoping to get a sense of the key issues explored to date and the positions taken by the parties in addressing them. I don't know what the Tribunal's usual practice is in terms of sharing the file content with the Attorney General, so if there are guidelines that you usually follow please let me know.

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Tuesday, June 26, 2018 1:46 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v. Whatcott

Dear Ms. Zaltz,

I am writing further to our telephone conversation earlier today. You indicated you had a copy of the original complaint form but would like to obtain additional documents concerning this matter. I am attaching copies of subsequent pleadings filed by the parties along with various interim decisions.

If there are other documents you require please let me know.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: <sup>s.17</sup> or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 065 to/à Page 077

Withheld pursuant to/removed as

s.79

**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Wednesday, July 11, 2018 12:00 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott  
**Attachments:** 2018.07.06 submission re respondent's four applications.pdf

Hi Freya,

Attached is copy of the requested submissions.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: <sup>s.17</sup> or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Wednesday, July 11, 2018 10:55 AM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hi Daniel,

Thank you for providing those documents. I am wondering if you could also provide the complainant's responses to the dismissal and recusal applications? We think reviewing those might assist us in understanding the complainant's position more generally.

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Thursday, June 28, 2018 3:45 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

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Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

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**From:** Zaltz, Freya AG:EX  
**Sent:** Thursday, June 28, 2018 1:37 PM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

Hello Daniel,

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**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Tuesday, June 26, 2018 1:46 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v. Whatcott

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CASE MANAGER

**BC HUMAN RIGHTS TRIBUNAL**

Tel: <sup>s.17</sup> or 1-888-440-8844 toll free

Fax: 604-775-2020



Page 081 to/à Page 095

Withheld pursuant to/removed as

s.79

## Moore, Brianne AG:EX

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Thursday, June 28, 2018 3:45 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott  
**Attachments:** Scan\_20180628.pdf; Scan\_20180628.pdf

Hello Freya,

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Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

---

**From:** Zaltz, Freya AG:EX  
**Sent:** Thursday, June 28, 2018 1:37 PM  
**To:** BC Human Rights Tribunal AG:EX  
**Cc:** Gabay, Dany AG:EX  
**Subject:** RE: BCHRT Case No. 16408 - Oger v. Whatcott

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**Sent:** Tuesday, June 26, 2018 1:46 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v. Whatcott

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CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 098 to/à Page 142

Withheld pursuant to/removed as

s.79

**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Wednesday, June 27, 2018 4:29 PM  
**To:** 'saquail@aqwlaw.ca'; 'dr.charles.lugosi@crease.com'  
**Cc:** 'jcameron@jccf.ca'; 'paul@paulfromm.com'; Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v. Whatcott  
**Attachments:** Scan\_20180627.pdf

Please see attached.

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 144

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s.79

**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Wednesday, June 27, 2018 4:27 PM  
**To:** 'saquail@aqwlaw.ca'; 'jcameron@jccf.ca'; 'dr.charles.lugosi@crease.com';  
'paul@paulfromm.com'; Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v. Whatcott  
**Attachments:** Scan\_20180627.pdf

Please see attached.

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: <sup>s.17</sup> or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 146 to/à Page 148

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**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Tuesday, June 26, 2018 1:46 PM  
**To:** Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v. Whatcott  
**Attachments:** Scan\_20180626.pdf; Scan\_20180626.pdf; Scan\_20180626.pdf; Scan\_20180626.pdf; Scan\_20180626.pdf; Scan\_20180626.pdf; Scan\_20180626.pdf; Scan\_20180626.pdf; Scan\_20180626.pdf; Scan\_20180626.pdf

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Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 150 to/à Page 245

Withheld pursuant to/removed as

s.79

**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Tuesday, June 19, 2018 12:33 PM  
**To:** 'saquail@aqwlaw.ca'; 'dr.charles.lugosi@crease.com';  
'lindsaywaddell@unionlawyers.com'; 'litigation@westcoastleaf.org'; 'kfisher@bctf.ca'  
**Cc:** 'jcameron@jccf.ca'; 'paul@paulfromm.com'; Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v. Whatcott (dv)  
**Attachments:** Scan\_20180619.pdf; Scan\_20180619.pdf; Scan\_20180619.pdf

Please see attached.

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 247 to/à Page 280

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s.79

**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal AG:EX  
**Sent:** Friday, June 15, 2018 11:41 AM  
**To:** 'saquail@aqwlaw.ca'; 'dr.charles.lugosi@crease.com'; 'jcameron@jccf.ca';  
'paul@paulfromm.com'; Zaltz, Freya AG:EX  
**Subject:** BCHRT Case No. 16408 - Oger v Whatcott  
**Attachments:** Scan\_20180615.pdf

Please see attached.

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 282 to/à Page 283

Withheld pursuant to/removed as

s.79

**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal JAG:EX  
**Sent:** Friday, June 1, 2018 2:50 PM  
**To:** 'saquail@aqwlaw.ca'; 'dr.charles.lugosi@crease.com'; 'jcameron@jccf.ca';  
'paul@paulfromm.com'; Zaltz, Freya JAG:EX  
**Subject:** Case No. 16408 - Oger v. Whatcott  
**Attachments:** f2900119804.pdf

Please see attached.

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 285 to/à Page 286

Withheld pursuant to/removed as

s.79



**Moore, Brianne AG:EX**

---

**From:** BC Human Rights Tribunal JAG:EX  
**Sent:** Monday, May 28, 2018 9:46 AM  
**To:** Zaltz, Freya JAG:EX  
**Subject:** Case No. 16408 - Oger v. Whatcott  
**Attachments:** Scan\_20180517.pdf

Dear Ms. Zaltz,

Further to your letter of May 25<sup>th</sup>, attached is a letter we attempted to send to your office on May 16, 2018.

Regards,

Daniel Varnals  
CASE MANAGER  
BC HUMAN RIGHTS TRIBUNAL  
Tel: s.17 or 1-888-440-8844 toll free  
Fax: 604-775-2020

Page 288 to/à Page 293

Withheld pursuant to/removed as

s.79