

Federal Court



Cour fédérale

180 Queen Street West
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June 28, 2023

VIA EMAIL

Raymond Turmel
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James Schneider
DEPARTMENT OF JUSTICE
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RE: T-138-21 RAYMOND TURMEL v. HIS MAJESTY THE KING

Please be advised of the following oral direction of Associate Judge Trent Horne dated June 28, 2023:

“The plaintiff has filed a motion for reconsideration of my order of June 19, 2023 on the basis that John Turmel has brought a motion to the Supreme Court of Canada to reconsider the decision on his leave to appeal. The motion record does not include an affidavit, and does not include evidence related to any motion at the Supreme Court.

The defendant, by letter dated June 23, 2023, requests that the motion be removed from the Court file on the grounds that the motion record identifies no basis on which the Court could reconsider the June 19, 2023 order, and that it appears the motion was prepared and distributed by John Turmel.

Rule 74 provides that an order to remove a document from the Court file can only be made if all interested parties have been given an opportunity to make submissions.

Pursuant to section 20 of the *Official Languages Act* all decisions, orders and judgments, including any reasons given therefor, issued by the Court are issued in both official languages. In the event that such documents are issued in the first instance in only one of the official languages, a copy of the version in the other official language will be forwarded on request when it is available.

Conformément à l'article 20 de la *Loi sur les langues officielles*, les décisions, ordonnances et jugements finals, avec les motifs y afférents, sont émis dans les deux langues officielles. Au cas où ces documents ne seraient émis, en premier lieu, que dans l'une des deux langues officielles, une copie de la version dans l'autre langue officielle sera transmise, sur demande, dès qu'elle sera disponible.

John Turmel has been declared to be a vexatious litigant (Canada (Attorney General) v Turmel, 2022 FC 1526). The Court's judgment, among other things, states that "Mr. Turmel is prohibited from assisting others with any proceedings before this Court, including by filing materials, or purporting to represent them, or communicating with the Court on their behalf."

The affidavit of service for the reconsideration motion in T-138-21 was sworn by John Turmel. The defendant's correspondence includes an email from John Turmel to counsel for the defendant stating "I'm filing for reconsideration of the decision until it's over at the top." The font and style of the documents for the motion in T-138-21 is somewhat unique, and the same as the documents filed by John Turmel in T-130-21 and T-277-22. This gives the appearance that John Turmel is directly assisting the plaintiff in T-138-21.

Raymond Turmel shall therefore be given an opportunity to make submissions as to why the reconsideration motion in T-138-21 should not be removed from the Court file. The submissions must specifically address the extent, if at all, that John Turmel provided assistance with the preparation and filing of the reconsideration motion. Any such submissions shall be served and filed by July 14, 2023. Any responding submissions shall be served and filed by July 28, 2023. None of the deadlines in this or related proceedings are suspended or otherwise affected by this direction. If Raymond Turmel does not serve and file submissions by July 14, 2023, the reconsideration motion shall be removed from the Court file".

Sincerely,

Cherlin McColman
Registry Officer