Court File No.: T-962-22

FEDERAL COURT

BETWEEN:

ATTORNEY GENERAL OF CANADA

Applicant

and

JOHN C. TURMEL

Respondent

APPLICANT'S RECORD

VOLUME 7 of 8

ATTORNEY GENERAL OF CANADA
Department of Justice Canada
Ontario Regional Office
National Litigation Sector
120 Adelaide Street West, Suite 400
Toronto, Ontario M5H 1T1

Per: Jon Bricker
Tel: 647-256-7473
E-mail: jon.bricker@justice.gc.ca

Solicitor for the Applicant

TO: John C. Turmel
50 Brant Avenue
Brantford, Ontario
N3T 3G7

Respondent

AND TO: The Administrator
Federal Court of Canada
180 Queen Street West
Suite 200
Toronto, Ontario
M5V L6

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Applicant

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JOHN C. TURMEL

Respondent

VOLUME 3

VOLUME 7

THIS IS EXHIBIT "163" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

Date: 20210712

Docket: T-130-21

Ottawa, Ontario, July 12, 2021

PRESENT: Case Management Judge Mandy Aylen

BETWEEN:

JOHN C. TURMEL

Plaintiff

and

HER MAJESTY THE QUEEN

Defendant

ORDER

[1] The Court is case managing a group of 74 actions in which the self-represented Plaintiffs seek various forms of relief related to the federal Government's COVID-19 mitigation measures. The Statements of Claim in each action are almost identical and based on a "kit claim" made available on the internet by John Turmel, the Plaintiff in this action. By Order dated April 8, 2021, the Court ordered that all other actions be stayed pending the final determination (by judgment or order) of this action and any appeal therefrom. Accordingly, at present, only T-130-21 is moving forward.

[2] In his Statement of Claim, the Plaintiff alleges that:

> 116. All of the world's elected politicians fell for the Apple-Orange Comparison and only Guinness Record never-elected-100-times politician John Turmel did not.
>
> 117. The Prime Minister and his Government have been duped by the most elementary trick in statistics, comparing apples to oranges to exaggerate the threat by a hundredfold, duped by an unproven theory of asymptomatic transmission of a virus with only 166 Canadians not in Long-Term-Care dying up to Nov. 15, 2020; a Population Fatality Rate for Canadians not in Long-Term-Care of a mere 0.00044%, 1 in 230,000.
>
> 118. Government-mandated COVID-Mitigation restrictions on civil rights imposed under such delusions are unconstitutionally per incuriam. Restrictions on civil liberties are not warranted for a COVID threat if they are not warranted for the tenfold deadlier Flu threat. The restrictions are focused on the long-shots with a 0.00044% (1/230,000) chance of death and not on those shorter shots in Long-Term-Care with 10,871/38M = 0.03% (1/3,300). A third of the Flu's 1/1000.

[3] The Statement of Claim makes extensive references to statistics comparing COVID-19 mortality rates to those of the flu, news reports and statements and reports made by the World Health Organization, Dr. Fauci, and the American Centers for Disease Control and Prevention [CDC].

[4] The Plaintiff alleges that there has been a "cover up" because actual deaths from COVID-19 do not match the exaggerated expected death rate, such that the Government has "fudged the statistical Cases and Fatalities data". The pleading refers to alleged changes by the CDC to its death certificate guidelines, setting PCR test kits with sensitivity cycles set too high in order to generate massive false positives and an effort by mainstream media to discredit HydroxyChloroQuine HCQ as a treatment alternative (as opposed to a "Bill Gates-funded Oxford Recovery HCQ test protocol that "was really murder on his patients"), which suppression of hopeful alternatives suggests "deliberate malevolence".

[5] The Plaintiff alleges that there has been "a general slaughter of unorthodox viewpoints on the internet", with various social media platforms like YouTube, Twitter and Facebook having instituted "draconian censorship policies". He pleads:

> 111. With the Apple-Orange amplification of the COVID threat by a hundredfold is exposed, Dr. Hodkinson, Dr. Bhakdi and many other doctors protesting the hoax are proven right and have been defamed by Big Brother at AP and Facebook. Too many doctors have avowed in public that COVID is a tame virus and the numbers back them up to expose the COVID 19 scamdemic.

[6] Under the heading "Lockdown Gain Does Not Justify Lockdown Pain", the Plaintiff pleads:

> 103. COVID-Mitigation restrictions include lockdowns & curfews, quarantines, mandatory masks, mandatory social distancing, mandatory vaccine, mandatory immunity card for public services. The debilitating effects of lockdowns on prisoners is well-documented even if the effects of home arrests are less so. Lockdowns have been a Canadian disaster regularly detailed in the news. It is hoped it should not take much to convince the court that suicides, murders, abuses, addictions, truancy, have all gone up under lockdown. Personal loss suffered not visiting relatives, time lost by line-ups at stores, higher prices to pay for protection measures, stress from the distress shown by many. Neighbours snitching on neighbours, friendships breaking over accusations of deniers putting alarmists at risk from the invisible plague by not obeying preventative measures seriously.

[7] With respect to the Plaintiff's alleged *Charter* breaches, paragraph 104 of the Statement of Claim pleads:

> Such restrictions on civil liberties to mitigate a sham-virus are an arbitrary, grossly disproportional, conscience-shocking violation of the Charter Section 2 right to freedom of peaceful assembly and association is gone, s.6 right to mobility, s.7 right to life, liberty and security, s.8 right to be secure against unreasonable search or seizure, s.9 right to not to be arbitrarily detained or imprisoned, s.12 right to not be subjected to any cruel or unusual treatment or

> punishment, not in accordance with the principles of fundamental justice.

[8] The Statement of Claim refers to the Ontario government's declaration of a provincial emergency and a "Stay-at-Home Order" issued under the provincial *Emergency Management and Civil Protection Act* and a statement made by Prime Minister Trudeau describing the requirements for international travelers arriving by air to produce a negative COVID-19 test before entering Canada, for all travelers to quarantine upon entering Canada and the potential for fines and prison time for not following these requirements. In issuing these COVID-19 measures, the Plaintiff pleads that government has been "fooled by an Apple-Orange comparison" and that the Prime Minister has been duped.

[9] The Statement of Claim goes on to ask "Who did it?!", questioning "what kind of evil cabal would use global media and medical establishments to hype a mini-virus a hundredfold with an Apple-Orange comparison into an imaginary plague to convince a gullible world into shutting down life-support systems and imposing famine on a quarter billion people and innumerable woes on many hundreds of millions more? Why condemn so many to death on a cross of hype? Qui bono? Who benefits?" The Plaintiff responds to his questions by pleading that "Personal Protection Equipment producers, Skip-the-Dishes delivery come to mind but vaccine companies seem to have most to gain by an exaggerated scamdemic".

[10] The Plaintiff pleads that vaccine promotion has the hallmarks of a "scam" and that some people would prefer alternatives to vaccines, such as "drinking the water of your own cistern", vitamins and supplements.

[11] Based on the foregoing, the Plaintiff seeks the following relief:

A. A declaration pursuant to section 52(1) of the *Canadian Charter of Rights and Freedoms* that the Government of Canada's COVID-mitigation restrictions are arbitrary and constitutionally unreasonable restrictions on the *Charter* section 2 right to freedom of peaceful assembly and association, section 6 right to mobility, section 7 right to life, liberty and security, section 8 right to be secure against unreasonable search or seizure, section 9 right to not be arbitrarily detained or imprisoned, section 12 right to not be subjected to any cruel and unusual treatment or punishment not in accordance with the principles of fundamental justice and not saved by section 1 of the *Charter*;

B. An order pursuant to section 24(1) of the *Charter* for an injunction prohibiting any federal COVID-mitigation restrictions that are not imposed on the deadlier Flu;

C. A permanent constitutional exemption from any COVID-mitigation restrictions;

D. An order for an appropriate and just remedy for damages incurred by such unconstitutional restrictions on rights for pain and losses, including the:

   i. Stress and concern suffered;

   ii. Family and friend connections damaged;

   iii. Inconvenience and time lost in line-ups; and

   iv. Higher expected prices for COVID Mitigation Measures; and

E. An order abridging the time for service or amending any error or omission as to form or content which the Honourable Court may allow.

[12] The Defendants have brought the present motion seeking:

A. An order striking the claim without leave to amend;

B. In the alternative, an order requiring the Plaintiff to provide security for costs in the amount of $11,350.00 and not take any further steps in the action until security for costs is provided;

C. The costs of the motion and of the action; and

D. Such further and other relief as this Honourable Court may allow.

[13] The Defendant seeks to strike the Statement of Claim on the basis that: (i) this Court lacks jurisdiction in relation to any provincial or municipal COVID-19 measures; (ii) to the extent that the claim targets federal COVID-19 measures, the Plaintiff has not pleaded that he was affected by these measures; (iii) the pleading discloses no reasonable cause of action; and (iv) the pleading is frivolous and vexatious. In the alternative, the Defendant seeks an order for security for costs on the basis that the Defendant has six orders for costs against the Plaintiff in other proceedings which remain unpaid, the claim is frivolous and vexatious and there is reason to believe that the Plaintiff will have insufficient assets available to pay the Defendant's costs.

[14] The Plaintiff opposes the motion in its entirety.

[15] For the reasons that follow, the Defendant's motion is granted and the Statement of Claim is hereby struck, without leave to amend.

Motion to Strike

[16] The threshold for striking out a statement of claim is high. A statement of claim will only be struck out where it is plain and obvious that the pleading should be struck on the basis of one of the grounds detailed in Rule 221(1).

[17] In the case of a Rule 221(1)(a) motion, the Court will only strike a statement of claim where it is plain and obvious that the pleading discloses no reasonable cause of action. In making that assessment, the material facts pleaded must be taken as true, unless the allegations are based on assumption and speculation. If a statement of claim contains bare assertions without material facts upon which to base those assertions, then it discloses no cause of action and is liable to be struck. However, if there is any doubt as to whether a cause of action can succeed, the matter should be left for a decision of the trial judge [see *Operation Dismantle Inc v Canada*, [1985] 1 SCR 441 at paras 7-8, 27; *R v Imperial Tobacco Canada Ltd*, 2011 SCC 42 at para 17].

[18] It is fundamental to the trial process that a plaintiff plead material facts in sufficient detail to support the claim and relief sought. In order to disclose a reasonable cause of action, a statement of claim must plead each constituent element of every cause of action with sufficient particularity and each allegation must be supported by material facts. Pleadings play an important role in providing notice and defining the issues to be tried, so as to inform the defendant "who, when, where, how and what gave rise to its liability". The Court and opposing parties cannot be left to speculate as to how the facts might be variously arranged to support various causes of action.

Viewing the pleadings as a whole and considering all the circumstances, the Court must ensure that the issues are defined with sufficient precision to make the proceedings "manageable and fair" [see *Mancuso v Canada (National Health and Welfare)*, 2015 FCA 227 at para 16-17, 19; *Al Omani v Canada*, 2017 FC 786 at para 17; *Simon v Canada*, 2011 FCA 6 at para 18; *Enercorp Sand Solutions Inc v Specialized Desanders Inc.*, 2018 FCA 215 at paras. 36-37].

[19] The Federal Court of Appeal recognized at paragraph 17 of *Mancuso* that:

> The latter part of this requirement – sufficient material facts – is the foundation of a proper pleading. If a court allowed parties to plead bald allegations of fact, or mere conclusory statements of law, the pleadings would fail to perform their role in identifying the issues. The proper pleading of a statement of claim is necessary for a defendant to prepare a statement of defence. Material facts frame the discovery process and allow counsel to advise their clients, to prepare their case and to map a trial strategy. Importantly, the pleadings establish the parameters of relevancy of evidence at discovery and trial. [emphasis added]

[20] The Federal Court of Appeal has confirmed that there are no separate rules of pleadings for *Charter* cases. The requirement of materials facts applies to pleadings of *Charter* infringement as it does to causes of action rooted in the common law. The substantive content of each *Charter* right has been clearly defined by the decisions of the Supreme Court of Canada and a plaintiff must plead sufficient material facts to satisfy the criteria applicable to the provisions in question. This is not a technicality, but rather is essential to the proper presentation of *Charter* issues [see *Mancuso, supra* at para 25; *MacKay v Manitoba*, [1989] 2 SCR 357].

[21] Moreover, a plaintiff may not rely on facts applicable to other individuals to support an alleged infringement of the plaintiff's *Charter* rights [see *Harris v Canada (Attorney General)*, 2019 FCA 232 at para 22].

[22] In the case of a Rule 221(1)(c) or (f) motion, a pleading will be struck as being scandalous, frivolous or vexatious or an abuse of process where the claim is so clearly futile that it has not the slightest chance of succeeding [see *Apotex Inc v Syntex Pharmaceuticals International Ltd*, 2005 FC 1310 at para 33]. A statement of claim containing bare assertions but no facts on which to base those assertions discloses no reasonable cause of action and may also be struck as an abuse of process. Bare assertions of conclusions that the Court is called upon to pronounce are not allegations of material fact, and making bald conclusory allegations without any evidentiary foundation constitutes an abuse of process [see *Merchant Law Group v Canada Revenue Agency*, 2010 FCA 184 at para 34; *Mancuso* at paras 17 and 27].

[23] On a motion to strike, a pleading must be read as generously as possible with a view to accommodating any inadequacies in the allegations [see *Condon v Canada*, 2015 FCA 159].

[24] With respect to the Defendant's assertion that this Court lacks jurisdiction to grant relief in respect of the non-federal COVID-19 measures identified, generally or specifically, in the Statement of Claim, the Plaintiff acknowledged in his responding motion record that non-federal COVID-19 measures are "beyond this Court's jurisdiction" and that he was content to focus on the federal COVID-19 measures. In that regard, this is consistent with the prayer for relief in the Statement of Claim which specifically seeks relief in relation to federal COVID-19 measures. As such, I find that the Statement of Claim, as properly construed, does not seek to challenge non-federal COVID-19 measures and thus cannot be struck on that basis.

[25] The Plaintiff asserts that the federal COVID-19 measures infringe his section 2(c) and (d), 6, 7, 8, 9 and 12 *Charter* rights and are not saved by section 1 of the *Charter*. However, I find that the Statement of Claim fails to plead the material facts to satisfy the essential elements of any of

the specific *Charter* infringements alleged and does not allege or particularize how the Plaintiff's *Charter* rights have been infringement. Specifically:

A. With respect to section 2(c), the pleading does not identify a federal measure that has directly prevented the Plaintiff from peaceful assembly with others and what specific assembly the Plaintiff was prevented from undertaking [see *Roach v Canada*, [1994] FCJ No 33 at para 51].

B. Section 2(d) of the *Charter* protects three classes of activities: (i) the right to join with others and form associations; (ii) the right to join with others in the pursuit of other constitutional rights; and (iii) the right to join with others to meet on more equal terms the power or strength of other groups or entities [see *Mounted Police Association of Ontario v Canada (Attorney General)*, 2015 SCC 1 at para 66]. The pleading does not identify a federal measure that has directly prevented the Plaintiff from engaging in any of these activities, nor has the Plaintiff particularized any such activities that he was specifically prevented from engaging in.

C. Section 6 of the *Charter* contains two sets of mobility rights. Pursuant to section 6(1), every Canadian citizen has the right to enter, remain in and leave Canada and pursuant to section 6(2) to 6(4), every Canadian citizen and permanent resident has the right to move in, live in and work in any province subject to certain limitations [see *Divito v Canada (Public Safety and Emergency Preparedness)*, 2013 SCC 47 at para. 17]. While the pleading does refer to the federal pre-flight testing and 14-day quarantine requirements, the Plaintiff has not alleged that he has personally been subject to any such measures.

D. Section 7 of the *Charter* provides that the state cannot deny a person's right to life, liberty or security of the person, except in accordance with the principles of fundamental justice [see *Bedford v Canada (Attorney General)*, 2013 SCC 72 at para 58]. While the 14-day quarantine measure arguably engages an individual's liberty interest under section 7, the Statement of Claim does not plead that the Plaintiff has personally been subjected to that measure. With respect to the Plaintiff's security of the person, the Statement of Claim pleads no material facts concerning any psychological impact of the federal COVID-19 measures on the Plaintiff, yet alone any serious and profound effects on the Plaintiff's psychological integrity [see *Blencoe v British Columbia (Human Rights Commission)*, 2000 SCC 44 at para 81]. I find that the Statement of Claim pleads no material facts capable of demonstrating that a federal COVID-19 measure deprives the Plaintiff of his section 7 rights, nor that any such deprivation is inconsistent with the principles of fundamental justice.

E. With respect to the section 8 allegation, the Statement of Claim does not identify any federal COVID-19 measure that authorizes a search or seizure, nor does it plead that the Plaintiff himself has been subjected to any such search or seizure.

F. With respect to the section 9 allegation, the Statement of Claim does not allege that the Plaintiff has been detained or imprisoned as a result of any federal COVID-19 measure, nor does the pleading particularize how any specific federal COVID-19 measure amounts to significant physical or psychological restraint [see *R v Le*, 2019 SCC 34 at para 27].

G. With respect to the section 12 allegations, the Statement of Claim does not plead facts capable of demonstrating that any of the federal COVID-19 measures constitute punishment or treatment that is grossly disproportionate in the sense that it outrages standards of decency and are abhorrent or intolerable in society [see *R v Lloyd*, 2016 SCC 13 at para 24]. Moreover, the Ontario Superior Court of Justice has held that a claim that quarantine is arbitrary detention or cruel and unusual punishment is frivolous and I agree with that finding [see *Canadian Constitution Foundation v Attorney General of Canada*, 2021 ONSC 2117 at para 39].

[26] The Plaintiff asserts that it is premature to provide facts at this stage of the proceeding as the pleadings are not yet closed and that the necessary facts will be provided in due course when the parties present their evidence. This is incorrect. The Plaintiff appears to conflate facts, with evidence. The Plaintiff must plead, in his Statement of Claim, the material facts in sufficient detail to support the claims and relief sought. It is the proof of those facts through evidence that occurs after the close of pleadings. Where the necessary material facts are absent (as is the case here), the Statement of Claim will be struck before the close of pleadings.

[27] The Plaintiff admitted in his responding motion materials that he "may not exemplify all of the woes cited, but I'd bet some of the other 76 plaintiffs whose actions are stayed do". However, as detailed above, the Plaintiff may not rely on facts applicable to other plaintiffs to support his *Charter* breach allegations.

[28] I find that the Statement of Claim contains bare assertions of *Charter* breaches without sufficient material facts to satisfy the criteria applicable to each of the *Charter* rights alleged to

have been violated. As a result, the Statement of Claim discloses no cause of action and shall be struck.

[29] Moreover, I find that the Statement of Claim should also be struck as an abuse of process as it pleads bare assertions without the necessary material facts on which to base those assertions, such that the Defendant cannot know how to answer it, is replete with lengthy diatribes and makes scandalous and extreme allegations that are unsubstantiated, such as alleged cover-ups and conspiracies.

[30] Given the nature of the deficiencies and given that the Plaintiff has not suggested that his pleading could be cured by way of amendment (to the contrary, the Plaintiff acknowledged in his responding motion materials that many of his *Charter* rights at issue have not in fact been engaged as a result of any federal COVID-19 measures), I am satisfied that the defects in the pleading are such that the Statement of Claim cannot be cured by amendment [see *Collins v Canada*, 2011 FCA 140 at para 26]. Accordingly, I decline to exercise my discretion to grant the Plaintiff leave to amend his Statement of Claim.

Motion for Security for Costs

[31] As I have determined that the Statement of Claim should be struck without leave to amend, I need not make a determination in relation to the Defendant's alternative request for an order for security for costs. That said, had I been required to do so, I would have been inclined to grant an order for security for costs in the amount sought by the Defendant in light of the Plaintiff's numerous unpaid cost awards and the absence of any demonstration of impecuniosity by the Plaintiff.

Costs

[32] The Defendant having been successful on this motion, I find that the Defendant is entitled to its costs of the motion and of the underlying proceeding. The Defendant seeks costs fixed in the amount of $1,000.00, which quantum I find to be reasonable. In that regard, I would note that the Plaintiff did not dispute the quantum of costs sought by the Defendant in his responding motion record.

THIS COURT ORDERS that:

1. The Statement of Claim is hereby struck in its entirety.

2. The Plaintiff shall pay to the Defendant their costs of the motion and the action, fixed in the amount of $1,000.00, inclusive of disbursements and taxes.

"Mandy Aylen"
Case Management Judge

THIS IS EXHIBIT "164" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

TURMEL: Judge Aylen nixes "Fudge Mortality Rates" action

5 views

John KingofthePaupers Turmel Jul 12, 2021, 11:02:20 PM
to

JCT: Remember, Prothonotary Mandy Aylen has known about them fudging the mortality rates from the start. After trying to stall our action for 5 months, successfully for 4 months, she has now dismissed our actions making sure no one else finds out they took toxic jab and she knew it was not needed all along for a death rate 1/3 of the Flu.

Date: 20210712
Docket: T-130-21
Ottawa, Ontario, July 12, 2021
PRESENT: Case Management Judge Mandy Aylen
BETWEEN:
JOHN C. TURMEL
Plaintiff
and
HER MAJESTY THE QUEEN
Defendant
ORDER
[1] The Court is case managing a group of 74 actions in which the self-represented Plaintiffs seek various forms of relief related to the federal Government's COVID-19 mitigation measures.

JCT: Mainly a declaration that lockdowns are unjustified by a trick pandemic.

J: The Statements of Claim in each action are almost identical and based on a "kit claim" made available on the internet by John Turmel, the Plaintiff in this action. By Order dated April 8, 2021, the Court ordered that all other actions be stayed pending the final determination (by judgment or order) of this action and any appeal therefrom. Accordingly, at present, only T-130-21 is moving forward.

[2] In his Statement of Claim, the Plaintiff alleges that:
116. All of the world's elected politicians fell for the Apple-Orange Comparison and only Guinness Record never-elected-100-times politician John Turmel did not.
117. The Prime Minister and his Government have been duped by the most elementary trick in statistics, comparing apples to oranges to exaggerate the threat by a hundredfold, duped by an unproven theory of asymptomatic transmission of a virus with only 166 Canadians not in Long-Term-Care dying up to Nov. 15, 2020; a Population Fatality Rate for Canadians not in Long-Term-Care of a mere 0.00044%, 1 in 230,000.
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JCT: Notice she doesn't mention the 3.4% Apple to the 0.1% Orange. Notice how she ducked mentioning the Apple-Orange Comparison!

J: [3] The Statement of Claim makes extensive references to statistics comparing COVID-19 mortality rates to those of the flu, news reports and statements and reports made by the World Health Organization, Dr. Fauci, and the American Centers for Disease Control and Prevention [CDC].

[4] The Plaintiff alleges that there has been a "cover up" because actual deaths from COVID19 do not match the exaggerated expected death rate, such that the Government has "fudged the statistical Cases and Fatalities data". The pleading refers to alleged changes by the CDC to its death certificate guidelines, setting PCR test kits with sensitivity cycles set too high in order to generate massive false positives and an effort by mainstream media to discredit HydroxyChloroQuine HCQ as a treatment alternative (as opposed to a "Bill Gates-funded Oxford Recovery HCQ test protocol that "was really murder on his patients"), which suppression of hopeful alternatives suggests "deliberate malevolence:.

[5] The Plaintiff alleges that there has been "a general slaughter of unorthodox viewpoints on the internet", with various social media platforms like YouTube, Twitter and Facebook having instituted "draconian censorship policies". He pleads:
111. With the Apple-Orange amplification of the COVID threat by a hundredfold is exposed, Dr. Hodkinson, Dr. Bhakdi and many other doctors protesting the hoax are proven right and have been defamed by Big Brother at AP and Facebook. Too many doctors have avowed in public that COVID is a tame virus and the numbers back them up to expose the COVID 19 scamdemic.

[6] Under the heading "Lockdown Gain Does Not Justify Lockdown Pain", the Plaintiff pleads:
103. COVID-Mitigation restrictions include lockdowns & curfews, quarantines, mandatory masks, mandatory social distancing, mandatory vaccine, mandatory immunity card for public services. The debilitating effects of lockdowns on prisoners is well-documented even if the effects of home arrests are less so. Lockdowns have been a Canadian disaster regularly detailed in the news. It is hoped it should not take much to convince the court that suicides, murders, abuses, addictions, truancy, have all gone up under lockdown. Personal loss suffered not visiting relatives, time lost by line-ups at stores, higher prices to pay for protection measures, stress from the distress shown by many. Neighbours snitching on neighbours, friendships breaking over accusations of deniers putting alarmists at risk from the invisible

plague by not obeying preventative measures seriously.

[7] With respect to the Plaintiff's alleged Charter breaches, paragraph 104 of the Statement of Claim pleads: Such restrictions on civil liberties to mitigate a sham-virus are an arbitrary, grossly disproportional, conscience-shocking violation of the Charter Section 2 right to freedom of peaceful assembly and association is gone, s.6 right to mobility, s.7 right to life, liberty and security, s.8 right to be secure against unreasonable search or seizure, s.9 right to not to be arbitrarily detained or imprisoned, s.12 right to not be subjected to any cruel or unusual treatment or punishment, not in accordance with the principles of fundamental justice.

[8] The Statement of Claim refers to the Ontario government's declaration of a provincial emergency and a "Stay-at-Home Order" issued under the provincial Emergency Management and Civil Protection Act and a statement made by Prime Minister Trudeau describing the requirements for international travelers arriving by air to produce a negative COVID-19 test before entering Canada, for all travelers to quarantine upon entering Canada and the potential for fines and prison time for not following these requirements. In issuing these COVID-19 measures, the Plaintiff pleads that government has been "fooled by an Apple-Orange comparison" and that the Prime Minister has been duped.

[9] The Statement of Claim goes on to ask "Who did it?!", questioning "what kind of evil cabal would use global media and medical establishments to hype a mini-virus a hundredfold with an Apple-Orange comparison into an imaginary plague to convince a gullible world into shutting down life-support systems and imposing famine on a quarter billion people and innumerable woes on many hundreds of millions more? Why condemn so many to death on a cross of hype? Qui bono? Who benefits?" The Plaintiff responds to his questions by pleading that "Personal Protection Equipment producers, Skip-the-Dishes delivery come to mind but vaccine companies seem to have most to gain by an exaggerated scamdemic".

[10] The Plaintiff pleads that vaccine promotion has the hallmarks of a "scam" and that some people would prefer alternatives to vaccines, such as "drinking the water of your own cistern", vitamins and supplements.

[11] Based on the foregoing, the Plaintiff seeks the following relief:

A. A declaration pursuant to section 52(1) of the Canadian Charter of Rights and Freedoms that the Government of Canadas COVID-mitigation restrictions are arbitrary and constitutionally unreasonable restrictions on the Charter section 2 right to freedom of peaceful assembly and association, section 6 right to mobility, section 7 right to life, liberty and security, section 8 right to be secure against unreasonable search or seizure, section 9 right to not be arbitrarily detained

or imprisoned, section 12 right to not be subjected to any cruel and unusual treatment or punishment not in accordance with the principles of fundamental justice and not saved by section 1 of the Charter;
B. An order pursuant to section 24(1) of the Charter for an injunction prohibiting any federal COVID-mitigation restrictions that are not imposed on the deadlier Flu;
C. A permanent constitutional exemption from any COVID-mitigation restrictions;
D. An order for an appropriate and just remedy for damages incurred by such unconstitutional restrictions on rights for pain and losses, including the:
i. Stress and concern suffered;
ii. Family and friend connections damaged;
iii. Inconvenience and time lost in line-ups; and
iv. Higher expected prices for COVID Mitigation Measures; and
E. An order abridging the time for service or amending any error or omission as to form or content which the Honourable Court may allow.

[12] The Defendants have brought the present motion seeking:

A. An order striking the claim without leave to amend;
B. In the alternative, an order requiring the Plaintiff to provide security for costs in the amount of $11,350.00 and not take any further steps in the action until security for costs is provided;
C. The costs of the motion and of the action; and
D. Such further and other relief as this Honourable Court may allow.

[13] The Defendant seeks to strike the Statement of Claim on the basis that:
(i) this Court lacks jurisdiction in relation to any provincial or municipal COVID-19 measures;
(ii) to the extent that the claim targets federal COVID-19 measures, the Plaintiff has not pleaded that he was affected by these measures;
(iii) the pleading discloses no reasonable cause of action; and (iv) the pleading is frivolous and vexatious.
In the alternative, the Defendant seeks an order for security for costs on the basis that the Defendant has six orders for costs against the Plaintiff in other proceedings which remain unpaid, the claim is frivolous and vexatious and there is reason to believe that the Plaintiff will have insufficient assets available to pay the Defendants costs.

[14] The Plaintiff opposes the motion in its entirety.

[15] For the reasons that follow, the Defendant's motion is granted and the Statement of Claim is hereby struck, without leave to amend.

Motion to Strike

[16] The threshold for striking out a statement of claim is high. A statement of claim will only be struck out where it is plain and obvious that the pleading should be struck on

the basis of one of the grounds detailed in Rule 221(1).

[17] In the case of a Rule 221(1)(a) motion, the Court will only strike a statement of claim where it is plain and obvious that the pleading discloses no reasonable cause of action. In making that assessment, the material facts pleaded must be taken as true, unless the allegations are based on assumption and speculation. If a statement of claim contains bare assertions without material facts upon which to base those assertions, then it discloses no cause of action and is liable to be struck. However, if there is any doubt as to whether a cause of action can succeed, the matter should be left for a decision of the trial judge [see Operation Dismantle Inc v Canada, [1985] 1 SCR 441 at paras 7-8, 27; R v Imperial Tobacco Canada Ltd, 2011 SCC 42 at para 17].

JCT: Notice the Crown couldn't say which allegations were bald and she can't either.

J: [18] It is fundamental to the trial process that a plaintiff plead material facts in sufficient detail to support the claim and relief sought.

JCT: And if she's got her eyes closed, she won't see any more than the Crown does.

J: In order to disclose a reasonable cause of action, a statement of claim must plead each constituent element of every cause of action with sufficient particularity and each allegation must be supported by material facts. Pleadings play an important role in providing notice and defining the issues to be tried, so as to inform the defendant "who, when, where, how and what gave rise to its liability". The Court and opposing parties cannot be left to speculate as to how the facts might be variously arranged to support various causes of action. Viewing the pleadings as a whole and considering all the circumstances, the Court must ensure that the issues are defined with sufficient precision to make the proceedings "manageable and fair" [see Mancuso v Canada (National Health and Welfare), 2015 FCA 227 at para 16-17, 19; Al Omani v Canada, 2017 FC 786 at para 17; Simon v Canada, 2011 FCA 6 at para 18; Enercorp Sand Solutions Inc v Specialized Desanders Inc., 2018 FCA 215 at paras. 36-37].

JCT: Notice not one specific.

[19] The Federal Court of Appeal recognized at paragraph 17 of Mancuso that:

The latter part of this requirement - sufficient material facts - is the foundation of a proper pleading. If a court allowed parties to plead bald allegations of fact, or mere conclusory statements of law, the pleadings would fail to perform their role in identifying the issues. The proper pleading of a statement of claim is necessary for a defendant to prepare a statement of defence. Material facts frame the discovery process and allow counsel to advise their clients, to prepare their case and to map a trial strategy. Importantly, the pleadings establish the

parameters of relevancy of evidence at discovery and trial. [emphasis added]

JCT: Isn't it nice to know why facts are important.

J: [20] The Federal Court of Appeal has confirmed that there are no separate rules of pleadings for Charter cases. The requirement of materials facts applies to pleadings of Charter infringement as it does to causes of action rooted in the common law. The substantive content of each Charter right has been clearly defined by the decisions of the Supreme Court of Canada and a plaintiff must plead sufficient material facts to satisfy the criteria applicable to the provisions in question. This is not a technicality, but rather is essential to the proper presentation of Charter issues [see Mancuso, supra at para 25; MacKay v Manitoba, [1989] 2 SCR 357].

JCT: Isn't it nice to know why facts are important.

J: [21] Moreover, a plaintiff may not rely on facts applicable to other individuals to support an alleged infringement of the plaintiff's Charter rights [see Harris v Canada (Attorney General), 2019 FCA 232 at para 22].

JCT: Isn't it handy that she stayed others so their facts can't apply to our case.

J: [22] In the case of a Rule 221(1)(c) or (f) motion, a pleading will be struck as being scandalous, frivolous or vexatious or an abuse of process where the claim is so clearly futile that it has not the slightest chance of succeeding [see Apotex Inc v Syntex Pharmaceuticals International Ltd, 2005 FC 1310 at para 33]. A statement of claim containing bare assertions but no facts on which to base those assertions discloses no reasonable cause of action and may also be struck as an abuse of process. Bare assertions of conclusions that the Court is called upon to pronounce are not allegations of material fact, and making bald conclusory allegations without any evidentiary foundation constitutes an abuse of process [see Merchant Law Group v Canada Revenue Agency, 2010 FCA 184 at para 34; Mancuso at paras 17 and 27].

JCT: If only she could name one allegation that's bald. She's named so many, you'd think she could tell us which were bald and why.

J: [23] On a motion to strike, a pleading must be read as generously as possible with a view to accommodating any inadequacies in the allegations [see Condon v Canada, 2015 FCA 159].

JCT: Who thinks she read our pleading as generously as possible?

J: [24] With respect to the Defendant's assertion that this Court lacks jurisdiction to grant relief in respect of the non-federal COVID-19 measures identified, generally or specifically, in the Statement of Claim, the Plaintiff acknowledged in his responding motion record that non-

federal COVID-19 measures are "beyond this Court's jurisdiction" and that he was content to focus on the federal COVID-19 measures.

JCT: Yes, once federal lockdown restrictions are unjustified, there's no reason provincial restrictions would be.

J: In that regard, this is consistent with the prayer for relief in the Statement of Claim which specifically seeks relief in relation to federal COVID-19 measures. As such, I find that the Statement of Claim, as properly construed, does not seek to challenge nonfederal COVID-19 measures and thus cannot be struck on that basis.

[25] The Plaintiff asserts that the federal COVID-19 measures infringe his section 2(c) and (d), 6, 7, 8, 9 and 12 Charter rights and are not saved by section 1 of the Charter. However, I find that the Statement of Claim fails to plead the material facts to satisfy the essential elements of any of the specific Charter infringements alleged and does not allege or particularize how the Plaintiff's Charter rights have been infringement. Specifically:
A. With respect to section 2(c), the pleading does not identify a federal measure that has directly prevented the Plaintiff from peaceful assembly with others and what specific assembly the Plaintiff was prevented from undertaking [see Roach v Canada, [1994] FCJ No 33 at para 51].

JCT: The pleading doesn't identify how lockdown has directly prevented me from peaceful assembly with others and what specific assembly the Plaintiff was prevented from undertaking.

JCT: Maybe she doesn't understand what the word lockdown means.

B. Section 2(d) of the Charter protects three classes of activities: (i) the right to join with others and form associations; (ii) the right to join with others in the pursuit of other constitutional rights; and (iii) the right to join with others to meet on more equal terms the power or strength of other groups or entities [see Mounted Police Association of Ontario v Canada (Attorney General), 2015 SCC 1 at para 66]. The pleading does not identify a federal measure that has directly prevented the Plaintiff from engaging in any of these activities, nor has the Plaintiff particularized any such activities that he was specifically prevented from engaging in.

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C. Section 6 of the Charter contains two sets of mobility rights. Pursuant to section 6(1), every Canadian citizen has the right to enter, remain in and leave Canada and pursuant to section 6(2) to 6(4), every Canadian citizen and permanent resident has the right to move in, live in and work in any province subject to

certain limitations [see Divito v Canada (Public Safety and Emergency Preparedness), 2013 SCC 47 at para. 17]. While the pleading does refer to the federal pre-flight testing and 14-day quarantine requirements, the Plaintiff has not alleged that he has personally been subject to any such measures.

JCT: My affidavit would have explained how I couldn't visit my brother in Quebec let alone live in and work there. But I don't get to file my affidavit since she let the Crown skip filing a Statement of Defence.

D. Section 7 of the Charter provides that the state cannot deny a person's right to life, liberty or security of the person, except in accordance with the principles of fundamental justice [see Bedford v Canada (Attorney General), 2013 SCC 72 at para 58]. While the 14-day quarantine measure arguably engages an individual's liberty interest under section 7, the Statement of Claim does not plead that the Plaintiff has personally been subjected to that measure. With respect to the Plaintiff's security of the person, the Statement of Claim pleads no material facts concerning any psychological impact of the federal COVID-19 measures on the Plaintiff, yet alone any serious and profound effects on the Plaintiff's psychological integrity [see Blencoe v British Columbia (Human Rights Commission), 2000 SCC 44 at para 81]. I find that the Statement of Claim pleads no material facts capable of demonstrating that a federal COVID-19 measure deprives the Plaintiff of his section 7 rights, nor that any such deprivation is inconsistent with the principles of fundamental justice.

JCT: Restrictions on me aren't facts she noticed.

E. With respect to the section 8 allegation, the Statement of Claim does not identify any federal COVID-19 measure that authorizes a search or seizure, nor does it plead that the Plaintiff himself has been subjected to any such search or seizure.
F. With respect to the section 9 allegation, the Statement of Claim does not allege that the Plaintiff has been detained or imprisoned as a result of any federal COVID-19 measure, nor does the pleading particularize how any specific federal COVID-19 measure amounts to significant physical or psychological restraint [see R v Le, 2019 SCC 34 at para 27].

JCT: Others have been imprisoned. Too bad none of them has filed. But they'd be stayed anyway.

G. With respect to the section 12 allegations, the Statement of Claim does not plead facts capable of demonstrating that any of the federal COVID-19 measures constitute punishment or treatment that is grossly disproportionate in the sense that it outrages standards of decency and are abhorrent or intolerable in society [see R v Lloyd, 2016 SCC 13 at para 24].

JCT: Suffering lockdown based on fudged mortality rates

outrages my standards of decency if not a judge's.

Moreover, the Ontario Superior Court of Justice has held that a claim that quarantine is arbitrary detention or cruel and unusual punishment is frivolous and I agree with that finding [see Canadian Constitution Foundation v Attorney General of Canada, 2021 ONSC 2117 at para 39].

JCT: Quarantine is cruel and unusual punishment but not lockdown!

J: [26] The Plaintiff asserts that it is premature to provide facts at this stage of the proceeding as the pleadings are not yet closed and that the necessary facts will be provided in due course when the parties present their evidence. This is incorrect. The Plaintiff appears to conflate facts, with evidence. The Plaintiff must plead, in his Statement of Claim, the material facts in sufficient detail to support the claims and relief sought. It is the proof of those facts through evidence that occurs after the close of pleadings. Where the necessary material facts are absent (as is the case here), the Statement of Claim will be struck before the close of pleadings.

JCT: Notice she repeats there is not sufficient detail to know why we have a Cause of Anger. Notice she doesn't say what material facts are missing, just keeps repeating it without particulars. Remember, someone keeping their eyes closed can truthfully say they don't see!!

J: [27] The Plaintiff admitted in his responding motion materials that he "may not exemplify all of the woes cited, but I'd bet some of the other 76 plaintiffs whose actions are stayed do". However, as detailed above, the Plaintiff may not rely on facts applicable to other plaintiffs to support his Charter breach allegations.

JCT: Only because she stayed the others. Had they not been stayed, I could have relied on them. So she rigged the game and now says I can't win because she rigged the game.

J: [28] I find that the Statement of Claim contains bare assertions of Charter breaches without sufficient material facts to satisfy the criteria applicable to each of the Charter rights alleged to have been violated. As a result, the Statement of Claim discloses no cause of action and shall be struck.

JCT: Notice she can't cite anything specific. She just doesn't see!

J: [29] Moreover, I find that the Statement of Claim should also be struck as an abuse of process as it pleads bare assertions without the necessary material facts on which to base those assertions, such that the Defendant cannot know how to answer it, is replete with lengthy diatribes and makes scandalous and extreme allegations that are unsubstantiated, such as alleged cover-ups and conspiracies.

JCT: If only she had cited just one diatribe!

J: [30] Given the nature of the deficiencies and given that the Plaintiff has not suggested that his pleading could be cured by way of amendment (to the contrary, the Plaintiff acknowledged in his responding motion materials that many of his Charter rights at issue have not in fact been engaged as a result of any federal COVID-19 measures), I am satisfied that the defects in the pleading are such that the Statement of Claim cannot be cured by amendment [see Collins v Canada, 2011 FCA 140 at para 26]. Accordingly, I decline to exercise my discretion to grant the Plaintiff leave to amend his Statement of Claim.

JCT: Maybe we can file again when the corpses from the unneeded jab start piling up! And blame her for keeping it the fact there was no need due to the hype suppressed.

J: Motion for Security for Costs

[31] As I have determined that the Statement of Claim should be struck without leave to amend, I need not make a determination in relation to the Defendants alternative request for an order for security for costs. That said, had I been required to do so, I would have been inclined to grant an order for security for costs in the amount sought by the Defendant in light of the Plaintiff's numerous unpaid cost awards and the absence of any demonstration of impecuniosity by the Plaintiff.

Costs

[32] The Defendant having been successful on this motion, I find that the Defendant is entitled to its costs of the motion and of the underlying proceeding. The Defendant seeks costs fixed in the amount of $1,000.00, which quantum I find to be reasonable. In that regard, I would note that the Plaintiff did not dispute the quantum of costs sought by the Defendant in his responding motion record.

THIS COURT ORDERS that:
1. The Statement of Claim is hereby struck in its entirety.
2. The Plaintiff shall pay to the Defendant their costs of the motion and the action, fixed in the amount of $1,000.00, inclusive of disbursements and taxes.
Mandy Aylen
Case Management Judge

JCT: Again, that $1,000 does not apply to anyone but me. Now I'm going to appeal to a Federal Court judge, then to 3 Appeal Court judges then to the Supreme Court. If I lose them all, then you get to decide if you want to continue your action (facing costs) or accept her dismissal (no costs!).

They're not going to be able to keep the Apple Orange fudging of the mortality rates secret for much longer. When word gets out people took a jab that was unneeded for a trick pandemic only because Judge Aylen wouldn't let the case to go trial, more people may file. If the Cause of Anger goes viral and many sign on, it won't be so easy for the Supreme Court to back her in keeping the truth hidden.

Remember, she's known about the fudging mortality rates since February. Everyone who took the jab since then knows whom to blame for their not finding out the reason for lockdown was a lie!

If you are angered at being tricked into taking an experimental and seemingly dangerous jab, especially if you end up dying, let's make sure to blame it on the right person. Maybe we can call those who took the jab while she was sitting on the truth about the fudged mortality rates the Aylen Spikers. I was going to call people who took the Spike Protein "Spikers" anyway but if they took the spike while Aylen was suppressing the truth, they'll be the Aylen Spikers.

But now that millions of Canadians have taken the jab due to her, what's a few more millions? Especially when the Aylen Spiker mortalities start making the news.

THIS IS EXHIBIT "165" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

TURMEL: Election chance to end clot shot lockdowns

4 views

John KingofthePaupers Turmel
to

Aug 23, 2021, 2:52:02 PM

"We made a big mistake" said Dr. Bridle in alarm,
"We didn't know the spike could travel, heart and brain to harm."
When spike attaches in an artery, we find the flow,
Impaired enough to have the blood clots start around to grow.
Clots start in capillaries so you'll not yet feel the threat.
As pumping blood gets harder, watch as bigger clots you'll get.
Blood thinners, anyone?

Would you have taken clot shot if Judge Aylen us had told,
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http://SmartestMan.Ca/c19
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The only way we're going to stop mandatory lockdowns and vaccinations for the trick pandemic hoax will be to have a new electoral party that goes viral. The election is the only hope of avoiding your kids being jabbed. To kick out Trudeau and replace him with other low-tech losers who also fell for the trick pandemic can't help. They all support mandatory vaccination for you and your kids.

In the past three elections, I promoted Dream Teams of recommended candidates. I got 12 small parties to all endorse Bank of Canada interest-free credit cards for all citizens.
https://groups.google.com/forum/#!topic/alt.fan.john-turmel/LBxfxUOecTY

Now I need them to also endorse ending lockdown restrictions because the virus was a 1/3 mini-Flu hyped a hundredfold into a 34x plague. Can I get the small parties organized into a c19team again this election but with cancel lockdown restrictions added to the program? Hope so. Nothing can save you but to admit you got suckered by the Covid Apple Orange Hundredfold Hyped Mortality and vote for those who have also admitted we were tricked but now know better. Once you realize how they Apple Oranged you, you can't forget.

If I and my team do not get elected this time, you and your kids will be forced to take the clot shot or be excluded from society and you, dear reader, will deserve what you didn't vote for even if your kids will not.

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"Hello, can you vote in this riding? (If yes)
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Over half the people will say yes right away, doesn't matter what you want to say, they'll let you say it. The other half will ask what you have to say.

"If you give me the chance to speak, you'll find out. But I support ending lockdown restrictions and interest-free credit cards at the Bank of Canada. Give me the chance to explain it?"

Half of them will say okay. If some want more, I say:

"I want to promote the LETS timebank software. It allows poor single moms to log on and list what nights they're free to double duty babysit each other's kids and pay each other with IOUs for the time they can use for an night of babysitting back. The mechanic can join the network and take 3 Babysitting Hours per hour in his garage, the dentist can take 6 hours per hour in his chair, and a support network grows around a bunch of broke single parents. I just want the chance to explain it."

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And I don't spend any money on electioneering. If we don't go viral with Covid Apple Orange to skip the clot shot and interest-free credit cards to help the victims, it won't matter. If we don't go viral, we're pretty well dead.

And that's it. No cost. Show up at any election debates you are invited to and explain what the C19team want to do, answer any questionnaires, that's all.

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THIS IS EXHIBIT "166" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

File No: T-130-21

FEDERAL COURT

Between:

John Turmel

Appellant

Plaintiff

AND

Her Majesty The Queen

Respondent

Defendant

RECORD OF APPEAL MOTION

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For the Appellant/Plaintiff

John C. Turmel, B.Eng.,

50 Brant Ave.,

Brantford, N3T 3G7,

519-753-5122, Cell: 226-966-4754

johnturmel@yahoo.com

For the Respondent/Defendant

Benjamin Wong

400-120 Adelaide St. W.

Toronto, ON, M5H 1T1

647-256-0564

Benjamin.Wong2@justice.gc.ca

NOTICE OF APPEAL MOTION

TAKE NOTICE THAT John Turmel will move on Sep 7 2021 to appeal the July 12 2021 Order of Federal Court Prothonotary and Case Management Judge Mandy Aylen striking the Statement of Claim.

THE GROUNDS of the appeal are that the learned judge failed to see that deadly lockdowns are unjustified for:
A) a Covid mortality rate hyped a hundredfold that turned a 1/3 mini-Flu into a 34-times-worse-than-Flu plague;
B) a Covid asymptomatic transmission rate hyped infinitely turning zero documented symptomless spread into 50%.

AND FOR ANY ORDER amending any defect of the motion as to form or content, or for any Order deemed just.

Dated at Brantford Ontario on Aug 31 2021.

_____

John C. Turmel, B.Eng.,
50 Brant Ave., Brantford, N3T 3G7,
519-753-5122, Cell: 226-966-4754 johnturmel@yahoo.com

Cc: Registrar,
And to: Benjamin Wong Counsel for the Defendant
Department of Justice, Ontario Regional Office
120 Adelaide Street West, Suite #400
Toronto, Ontario M5H 1T1
Tel: 647-256-0564 Fax: 416-952-4518
E-mail: benjamin.wong2@justice.gc.ca

File No: T-130-21

FEDERAL COURT

Between:

John Turmel

Appellant

Plaintiff

AND

Her Majesty The Queen

Respondent

Defendant

WRITTEN REPRESENTATIONS

1. The July 12 2021 Order of Prothonotary and Case Management Judge Mandy Aylen stated:

> **[1] The Court is case managing a group of 74 actions in which the self-represented Plaintiffs seek various forms of relief related to the federal Government's COVID-19 mitigation measures.**
> **[2] In his Statement of Claim, the Plaintiff alleges (A) that:**
>
> > **116. All of the world's elected politicians fell for the Apple-Orange Comparison and only Guinness Record never-elected-100-times politician John Turmel did not.**
> > **117. The Prime Minister and his Government have been duped by the most elementary trick in statistics, comparing apples to oranges to exaggerate the threat by a hundredfold,(B); duped by an unproven theory of asymptomatic transmission,(C); of a virus with only 166 Canadians not in Long-Term-Care dying up to Nov. 15, 2020; a Population Fatality Rate for Canadians not in Long-Term-Care of a mere 0.00044%, 1 in 230,000.(D)**

2. (A) In a motion to strike, no cause of action must be shown despite the facts in the claim being presumed to be provably true. Instead of saying "the Plaintiff alleges that.." it should have said "it is presumed true that".
(B) The 3.4% Covid CFR Apple was compared to the 0.1% Flu IFR Orange, not its 10% CFR Apple. Comparing the Covid Apple 3.4 to a tenth and not to ten makes it look a hundredfold bigger. 1/3 as bad as the Flu was hyped to be 34 times worse. A hundredfold!
(C) Duped by a disproven CDC theory of half of transmissions by asymptomatics necessitating masked social distancing. WHO reported no symptomless spread documented, reported again it was "very rare" and Wuhan found zero out of 10 million tested disproving the CDC's theory of 50% spread by asymptomatics.
(D) 166 Canadians dying not in long-term-care were still probably the sickest. Almost no healthy Canadians died.

3. The Court continued:

> **[3] The Statement of Claim makes extensive references to statistics comparing COVID-19 mortality rates to those of the flu, news reports and statements and reports made by the World Health Organization, Dr. Fauci, and the American Centers for Disease Control and Prevention [CDC].**
> **[4] The Plaintiff alleges that there has been a "cover up" because actual deaths from COVID19 do not match the exaggerated expected death rate, such that the Government has "fudged the statistical Cases and Fatalities data". The pleading refers to alleged changes by the CDC to its death certificate guidelines, setting PCR test kits with sensitivity cycles set too high in order to generate massive false positives and an effort by mainstream media to discredit HydroxyChloroQuine HCQ as a treatment alternative (as opposed to a "Bill Gates-funded Oxford Recovery HCQ test protocol that "was really murder on his patients"), which suppression of hopeful alternatives suggests "deliberate malevolence:.**

[11] Based on the foregoing, the Plaintiff seeks the following relief:

> **A. A declaration pursuant to section 52(1) of the Canadian Charter of Rights and Freedoms that the Government of Canada's COVID-mitigation restrictions are arbitrary and constitutionally unreasonable restrictions on the Charter section 2 right to freedom of peaceful assembly and association, section 6 right to mobility, section 7 right to life, liberty and security, section 8 right to be secure against unreasonable search or seizure, section 9 right to not be arbitrarily detained or imprisoned, section 12 right to not be subjected to any cruel and unusual treatment or punishment not in accordance with the principles of fundamental justice and not saved by section 1 of the Charter;**
>
> **B. An order pursuant to section 24(1) of the Charter for an injunction prohibiting any federal COVID-mitigation restrictions that are not imposed on the deadlier Flu;**
>
> **C. A permanent constitutional exemption from any COVID-mitigation restrictions;**
>
> **D. An order for an appropriate and just remedy for damages incurred by such unconstitutional restrictions on rights for pain and losses, including the:**
>
> **i. Stress and concern suffered;**
>
> **ii. Family and friend connections damaged;**
>
> **iii. Inconvenience and time lost in line-ups; and**
>
> **iv. Higher expected prices for COVID Mitigation Measures;...**

[12] The Defendants have brought the present motion seeking an order striking the claim without leave to amend...

[13] The Defendant seeks to strike the Statement of Claim on the basis that:

> **(i) this Court lacks jurisdiction in relation to any provincial or municipal COVID-19 measures;**
>
> **(ii) to the extent that the claim targets federal COVID-19 measures, the Plaintiff has not pleaded that he was affected by these measures;**
>
> **(iii) the pleading discloses no reasonable cause of action; and**
>
> **(iv) the pleading is frivolous and vexatious...**

> **[15] For the reasons that follow, the Defendant's motion is granted and the Statement of Claim is hereby struck, without leave to amend.**
>
> **[18] It is fundamental to the trial process that a plaintiff plead material facts in sufficient detail to support the claim and relief sought.**
>
> **[22] In the case of a Rule 221(1)(c) or (f) motion, a pleading will be struck as being scandalous, frivolous or vexatious or an abuse of process where the claim is so clearly futile that it has not the slightest chance of succeeding [see Apotex Inc v Syntex Pharmaceuticals International Ltd, 2005 FC 1310 at para 33]. A statement of claim containing bare assertions but no facts on which to base those assertions discloses no reasonable cause of action and may also be struck as an abuse of process. Bare assertions of conclusions that the Court is called upon to pronounce are not allegations of material fact, and making bald conclusory allegations without any evidentiary foundation constitutes an abuse of process [see Merchant Law Group v Canada Revenue Agency, 2010 FCA 184 at para 34; Mancuso at paras 17 and 27].**
>
> **[26] The Plaintiff asserts that it is premature to provide facts at this stage of the proceeding as the pleadings are not yet closed and that the necessary facts will be provided in due course when the parties present their evidence. This is incorrect. The Plaintiff appears to conflate facts, with evidence. The Plaintiff must plead, in his Statement of Claim, the material facts in sufficient detail to support the claims and relief sought. Where the necessary material facts are absent (as is the case here), the Statement of Claim will be struck before the close of pleadings.**
>
> **[27] The Plaintiff admitted in his responding motion materials that he "may not exemplify all of the woes cited, but I'd bet some of the other 76 plaintiffs whose actions are stayed do". However, as detailed above, the Plaintiff may not rely on facts applicable to other plaintiffs to support his Charter breach allegations.**

4. The material facts and constitutional violations of the other plaintiffs would have been under discussion had the Court not stayed their actions leaving me alone.

5. The Court concluded:

> **[28] I find that the Statement of Claim contains bare assertions of Charter breaches without sufficient material facts to satisfy the criteria applicable to each of the Charter rights alleged to have been violated. As a result, the Statement of Claim discloses no cause of action and shall be struck.**
>
> **[29] Moreover, I find that the Statement of Claim should also be struck as an abuse of process as it pleads bare assertions without the necessary material facts on which to base those assertions, such that the Defendant cannot know how to answer it, is replete with lengthy diatribes and makes scandalous and extreme allegations that are unsubstantiated, such as alleged cover-ups and conspiracies.**
>
> **THIS COURT ORDERS that:**
> **1. The Statement of Claim is hereby struck in its entirety.**
> **Mandy Aylen Case Management Judge**

6. On Feb 26, the Court was made aware of the fact that:

a) the WHO mis-compared the Covid CFR to the Flu IFR to exaggerate the threat of Covid a hundredfold;

b) the asymptomatic transmission rate was exaggerated from zero to 50%.

7. Rather than expedite the action to strike down Covid restrictions based on fudged data, the Court delayed any hearing these last few months so that deaths due to lockdowns and vaccinations under fraudulent fear could continue.

8. They're not going to be able to keep the Apple Orange fudging of the mortality rates secret for much longer. When word gets out people took a jab that was unneeded for a trick pandemic only because Judge Aylen wouldn't let the

case to go trial, more people will be angry. If the Cause of Anger goes viral, many more may still sign on. Millions of Canadians who took the jab thinking it was a plague should be quite angry to find out the court knew it was a 1/3 mini-Flu all along. Would they have taken the experimental vaccine to escape lockdown had the Court not suppressed that the virus mortality rate was exaggerated?

9. Every person who died due to lockdown in the 5 months the Court knew the virus was a hoax is blood on this court's hands. Everyone who took the jab since then the Court learned the fact will know whom to blame for their not being told the reason for lockdown was a lie! Millions will have cause to be angry for the Court failing to see the exaggeration of the threat and letting them be injected without telling them it was only a mini-Flu. This Court's failure to see the hoax puts the blood on their hands.

10. Worse, this month, virologist Dr. Bridle of Guelph University announced "We made a big mistake. We didn't know the spike protein would travel from the injection site to harm the heart and brain!"

11. "We made a big mistake" said Dr. Bridle in alarm,
"We didn't know the spike could travel, heart and brain to harm."
When spike attaches in an artery, we find the flow,
Impaired enough to have the blood clots start around to grow.
Clots start in capillaries so you'll not yet feel the threat.
As pumping blood gets harder, watch as bigger clots you'll get.
Would you have taken clot shot if Judge Aylen us had told,
"Virus Mortality was over-hyped a hundredfold?"

12. If the experimental novel gene therapy is the big mistake Dr. Bridle fears, the victims be able to curse the court on their tombstones. Credit where credit is due. If the clot shot is a killer, every person who will die due to the experiment is more blood on this court's hands for failing to see the facts.

12. Yes, the Court would like this action to be dismissed with no one ever finding out how we were tricked to death but it's too late now. The whole world will find out. When the Apple Orange trickery is finally exposed, this court's abetting of the fraud will be finally exposed too. So many will die because the Court could not see the material facts. There's no washing the blood off the hands for this one.

Dated at Brantford Ontario on Aug 31 2021

_____

For the Appellant/Plaintiff
John C. Turmel, B.Eng.,
50 Brant Ave.,
Brantford, N3T 3G7,
519-753-5122, Cell: 226-966-4754
johnturmel@yahoo.com

File No: T-171-21

FEDERAL COURT

Between:
John Turmel
Appellant
Plaintiff

AND

Her Majesty The Queen
Respondent
Defendant

RECORD OF APPEAL MOTION

For the Appellant/Plaintiff
John C. Turmel, B.Eng.,
50 Brant Ave.,
Brantford, N3T 3G7,
519-753-5122 Cell: 226-966-4754
johnturmel@yahoo.com

THIS IS EXHIBIT "167" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

Federal Court Cour fédérale

Date: 20211018

Docket: T-130-21

Citation: 2021 FC 1095

Ottawa, Ontario, October 18, 2021

PRESENT: The Honourable Mr. Justice Zinn

BETWEEN:

JOHN C. TURMEL

Plaintiff

and

HER MAJETY THE QUEEN

Defendant

ORDER AND REASONS

[1] The Plaintiff appeals the July 12, 2021 Order of Prothonotary Aylen, as she then was, striking his Statement of Claim in its entirety, without leave to amend and with costs.

I. The Claim

[2] Prothonotary Aylen describes the Plaintiff's claim as seeking "various forms of relief related to the federal Government's COVID-19 mitigation measures." The grounds asserted in

the 130 paragraph Statement of Claim allegedly warranting the relief sought, are the following actions of the World Health Organization [WHO] and Canada:

> 1) WHO's comparing the Covid 3.4% “Case Fatality Rate” CFR “Apple” not to Flu's known 10% CFR “Apple” but to the Flu's 100-times smaller 0.1% “Infection Fatality Rate” IFR “Orange” to exaggerate the threat of Covid death by a hundredfold;
>
> 2) WHO's finding no documented asymptomatic transmission and Wuhan's finding zero transmission by 300 asymptomatics in 10 million tested shows the “Theory of Asymptomatic Transmission” behind masked social distanced lockdowns does not agree with experiment.
>
> 3) Canada's 10,947 Covid deaths by Nov 15 2020 had 10,781 in Long-Term-Care and only 166 not in Long-Term-Care died; only 1 in 230,000 Canadians.
>
> 4) restrictions on civil liberties to mitigate a virus with lethality hyped a hundredfold are an arbitrary, grossly disproportional, conscience-shocking violation of Charter rights resulting in an unwarranted toll in human degradation and impoverishment.

[3] The Plaintiff seeks the following relief:

> A) a Declaration pursuant to S.52(1) of the Canadian Charter of Rights and Freedoms (“the Charter”) that the Government of Canada's (“Canada”) Covid-mitigation restrictions are arbitrary and constitutionally unreasonable restrictions on the Charter S.2 right to freedom of peaceful assembly and association, S.6 right to mobility, S.7 right to life, liberty and security, S.8 right to be secure against unreasonable search or seizure, S.9 right to not to be arbitrarily detained or imprisoned, S.12 right to not be subjected to any cruel and unusual treatment or punishment not in accordance with the principles of fundamental justice and not saved by s.1 of the Charter.
>
> B) an Order pursuant to S.24(1) of the Charter for an Injunction prohibiting any federal Covid-mitigation restrictions that are not imposed on the deadlier Flu; or
>
> C) a permanent constitutional exemption from any Covid-mitigation restrictions;

> D) an Order for unspecified damages for pain and losses incurred by such unconstitutional restrictions on rights;
>
> E) any Order abridging any time for service or amending any error or omission as to form or content which the Honourable Court may allow.

[4] Prothonotary Aylen found several deficiencies in the claim. At paragraph 25, she found with respect to the alleged *Charter* violations that "the Statement of Claim fails to plead the material facts to satisfy the essential elements of any of the specific *Charter* infringements alleged and does not allege or particularize how the Plaintiff's *Charter* rights have been infringement [*sic*]." At paragraph 28, she found that "the Statement of Claim contains bare assertions of *Charter* breaches without sufficient material facts to satisfy the criteria applicable to each of the *Charter* rights alleged to have been violated."

[5] She therefore concluded that the Statement of Claim discloses no cause of action.

[6] She also found at paragraph 29 that the Statement of Claim should be struck as an abuse of process "as it pleads bare assertions without the necessary material facts on which to base those assertions, such that the Defendant cannot know how to answer it, is replete with lengthy diatribes and makes scandalous and extreme allegations that are unsubstantiated, such as alleged cover-ups and conspiracies."

[7] The Plaintiff submitted, in part, that these deficiencies, and the lack of evidence that he personally had been subjected to certain of the COVID-19 mitigation measures would be found in the more than 70 additional claims apparently based on a kit he made available online. The

Prothonotary held that the Plaintiff could not rely on facts applicable to other plaintiffs to support his own alleged *Charter* breaches.

II. Test on Appeal and Issue

[8] In *Hospira Healthcare Corp v Kennedy Institute of Rheumatology*, 2016 FCA 215, the Court of Appeal held that intervention by this Court on an appeal of a decision of a prothonotary is justified where a prothonotary has made an error of law, has exercised her discretion on wrong principles, or where has misapprehended the evidence such that there is a palpable and overriding error.

[9] The sole issue on this appeal is whether Prothonotary Aylen erred in striking the claim without leave to amend.

III. Discussion and Analysis

[10] In paragraph 2 of his submissions, the Plaintiff states: “In a motion to strike, no cause of action must be shown despite the facts in the claim being presumed to be provably true.” That is not correct. It has always been the case that when one considers the merits of a motion to strike, one presumes the facts as alleged to be true. The question one then addresses is whether the claim as written discloses any cause of action. Contrary to the Plaintiff’s submissions, this is precisely the approach taken by the Prothonotary.

[11] The Plaintiff argued that the absence of relevant facts would be overcome if and when the Court considered the similar facts alleged in the additional similar claims that were stayed by the Court pending disposition of this action. He suggested that this was an approach used in another matter by Justice Phelan in 2015. I believe that the Plaintiff may be referring to *John Doe v Canada*, 2015 FC 916; however, it was a proposed class action and was therefore subject to the Rules regarding class proceedings. These include requirements for notice to class members and that there be a representative plaintiff who would fairly represent the interests of the class. In the present case, not only has the Plaintiff not chosen to proceed as a class action, but he has actively encouraged the creation of individual lawsuits. In doing so, he and the other plaintiffs have denied themselves any strategic advantages of class proceedings, including the ability to rely on common fact between them.

[12] Regardless, the Order of this Court staying the other similar actions was upheld on appeal by Justice Favel (see *Ethier v Her Majesty the Queen* (May 7, 2021), T-171-21 (FC)). The Federal Court of Appeal dismissed a motion to extend time to appeal his decision, noting that "the applicant has failed to establish that his proposed appeal has any merit as he has failed to identify any relevant argument in support of setting aside the decision of the Federal Court": (*Ethier v Her Majesty the Queen* (August 9, 2021), 21-A-14 (FCA)). Therefore the procedure adopted by the Prothonotary is not an issue of any relevance.

[13] Much of the Plaintiff's oral submissions on this appeal were directed to his view that the data and statistics have been misinterpreted or exaggerated and this has led Canada to impose

measures breaching his *Charter* rights. He stated that had the Prothonotary accepted these "facts" as true, they did establish his cause of action.

[14] I agree with the submissions of Canada that the Prothonotary did indeed consider the statistics on which he relies: see paragraph 3 of her Reasons. However, she found that those facts were insufficient to establish that the Plaintiff's personal *Charter* rights were breached. At paragraph 25 of her Reasons, the Prothonotary sets out and analyzes each of the Plaintiff's alleged *Charter* breaches.

[15] Regarding section 2(c) of the *Charter*, the right of peaceful assembly, she writes: "the pleading does not identify a federal measure that has directly prevented the Plaintiff from peaceful assembly with others and what specific assembly the Plaintiff was prevented from undertaking."

[16] Regarding section 2(d) of the *Charter*, the right to freedom of association, she first sets out the activities protected by this section and then writes: "The pleading does not identify a federal measure that has directly prevented the Plaintiff from engaging in any of these activities, nor has the Plaintiff particularized any such activities that he was specifically prevented from engaging in."

[17] Regarding section 6 of the *Charter*, the right to move within Canada, and to enter and leave Canada, she writes: "While the pleading does refer to the federal pre-flight testing and 14-

day quarantine requirements, the Plaintiff has not alleged that he has personally been subject to any such measures."

[18] Regarding section 7 of the *Charter*, the right to life, liberty, and security of the person, she writes: "While the 14-day quarantine measure arguably engages an individual's liberty interest under section 7, the Statement of Claim does not plead that the Plaintiff has personally been subjected to that measure." She continues: "With respect to the Plaintiff's security of the person, the Statement of Claim pleads no material facts concerning any psychological impact of the federal COVID-19 measures on the Plaintiff, yet alone any serious and profound effects on the Plaintiff's psychological integrity" [emphasis in original]. She concludes: "I find that the Statement of Claim pleads no material facts capable of demonstrating that a federal COVID-19 measure deprives the Plaintiff of his section 7 rights, nor that any such deprivation is inconsistent with the principles of fundamental justice."

[19] Regarding section 8 of the *Charter*, the right to be secure against unreasonable search or seizure, she writes: "the Statement of Claim does not identify any federal COVID-19 measure that authorizes a search or seizure, nor does it plead that the Plaintiff himself has been subjected to any such search or seizure."

[20] Regarding section 9 of the *Charter*, the right to be free from arbitrary detention or imprisonment, she writes: "the Statement of Claim does not allege that the Plaintiff has been detained or imprisoned as a result of any federal COVID-19 measure, nor does the pleading

particularize how any specific federal COVID-19 measure amounts to significant physical or psychological restraint."

[21] Regarding section 12 of the *Charter,* the right to be free from any cruel or unusual treatment or punishment, she writes: "the Statement of Claim does not plead facts capable of demonstrating that any of the federal COVID-19 measures constitute punishment or treatment that is grossly disproportionate in the sense that it outrages standards of decency and are abhorrent or intolerable in society […]. Moreover, the Ontario Superior Court of Justice has held that a claim that quarantine is arbitrary detention or cruel and unusual punishment is frivolous and I agree with that finding [see *Canadian Constitution Foundation v Attorney General of Canada*, 2021 ONSC 2117 at para 39]."

[22] Having reviewed the Statement of Claim myself, I find that the observations of the Prothonotary regarding the lack of facts necessary to support these claims are accurate.

[23] Her decision that this claim fails to disclose a cause of action for the Plaintiff is reasonable on the facts and her observations on the law are correct.

[24] I further agree with the Prothonotary that the claim as drafted is an abuse of process. The Plaintiff pleads bare assertions but not the necessary material facts on which to base those assertions. It is, as she notes, "replete with lengthy diatribes and makes scandalous and extreme allegations that are unsubstantiated, such as alleged cover-ups and conspiracies."

[25] While a self-represented litigant may expect to be granted some leniency by a court, he must still draft a claim that discloses a cause of action to which the defendant can respond. This Statement of Claim falls well short of that requirement.

[26] For these reasons, the appeal is dismissed. Canada proposed that if successful, it be awarded costs of $500.00. In my view, that is more than a reasonable sum. Had more been sought, it would have been awarded.

ORDER IN T-130-21

THIS COURT ORDERS that the appeal is dismissed, and the Defendant is awarded costs in the amount of $500.00.

"Russel W. Zinn"
Judge

FEDERAL COURT

SOLICITORS OF RECORD

DOCKET:	T-130-21
STYLE OF CAUSE:	JOHN C TURMEL v HER MAJESTY THE QUEEN
PLACE OF HEARING:	HELD BY VIDEOCONFERENCE
DATE OF HEARING:	SEPTEMBER 7, 2021
ORDER AND REASONS:	ZINN J.
DATED:	OCTOBER 18, 2021

APPEARANCES:

John C. Turmel	PLAINTIFF (ON HIS OWN BEHALF)
Benjamin Wong	FOR THE DEFENDANT

SOLICITORS OF RECORD:

- Nil -	SELF-REPRESENTED PLAINTIFF
Attorney General of Canada Department of Justice Canada Toronto, Ontario	FOR THE DEFENDANT

THIS IS EXHIBIT "168" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

FCA No: A-286-21

FCC No: T-130-21

FEDERAL COURT OF APPEAL

Between:

John Turmel

Appellant

Plaintiff

AND

Her Majesty The Queen

Respondent

Defendant

NOTICE OF APPEAL

Pursuant to Rule 337

TO THE RESPONDENT:

A LEGAL PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the appellant. The relief claimed by the appellant appears on the following page.

THIS APPEAL will be heard by the Court at a time and place to be fixed by the Judicial Administrator. Unless the Court directs otherwise, the place of hearing will be as requested by the appellant. The appellant requests that this appeal be heard at Toronto.

IF YOU WISH TO OPPOSE THIS APPEAL, to receive notice of any step in the appeal or to be served with any documents in the appeal, you or a solicitor acting for you must prepare a notice of appearance in Form 341 prescribed by the Federal Courts Rules and serve it on the appellants solicitor, or where the appellant is self-represented, on the appellant, WITHIN 10 DAYS of being served with this notice of appeal.
IF YOU INTEND TO SEEK A DIFFERENT DISPOSITION of the order appealed from, you must serve and file a notice of cross-appeal in Form 341 prescribed by the Federal Courts Rules instead of serving and filing a notice of appearance.

Copies of the Federal Courts Rules information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613-992-4238) or at any local office.

IF YOU FAIL TO OPPOSE THIS APPEAL, JUDGMENT MAY BE GIVEN IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.

Date: October 27, 2021

Issued by:_____
(Registry Officer)

TO: Attorney General for Canada
400-120 Adelaide St. W.
Toronto, ON, M5H 1T1
647-256-0564
Benjamin.Wong2@justice.gc.ca
Attn: Benjamin Wong

APPEAL

1. THE APPELLANT APPEALS to the Federal Court of Appeal from the Oct 18 2021 decision Federal Court Justice Zinn dismissing the appeal against the July 12 2021 Order of the Case Management Judge Prothonotary Mandy Aylen, as she then was, striking the Statement of Claim for an Injunction prohibiting any federal Covid-mitigation restrictions in its entirety, without leave to amend and with costs, for disclosing no cause of action.

2. It was held that the claim contained bare assertions of Charter breaches without sufficient material facts to satisfy the criteria.

3. On a motion to strike, the allegations in the Statement of Claim are presumed to be true but that even so, there is no cause of action.

EVIL CABAL

4. My Statement of Claim asks what kind of "evil cabal" of epic proportion" comprising WHO, CDC, MainStreamMedia, top Medical Journals, pharmaceutical corporations, government leaders and financiers could do this to us.

5. My book at Amazon "Covid Mortality Hyped Hundredfold" https://www.amazon.com/dp/b09dfgld8d explains details of how Covid 3.4% CFR Apple was compared to the Flu 0.1% IFR Orange to trick us. It lays out my Statement of Claim for all to read and the legal documentation for it not reaching trial.

6. I showed that the Forces Of Evil, FOE, had the power to:

6) Discredit HydroxyChloroQuine

7. a) France's Didier Raoult used 200mg of HCQ for 5 days, 1 gram total, to save 99.2% of 4,000 patients and only lose 0.8%. Bill Gates' UK Oxford Recovery test used 9.6 total grams over 10 days to lose 25.7% proving not that HCQ doesn't work but that overdosing patients doesn't work. Ten times the dosage was really murder on Gates' Recovery patients.

8. b) On May 22, Lancet and New England Journal of Medicine publish bogus study discrediting HCQ so WHO shut down studies on it. On June 4, Lancet and NEJM retracted their stories citing the bogus data used though many studies remain shut down. Must have missed the retraction!

9. Since there would be no Emergency Use Authorization with an effective already-existing pill, they got Bill Gates to lose 25% of his patients to prove HCQ doesn't work after Didier Raoult only lost under 1% using a tenth of the dosage and they got the world's two most prestigious medical journals to publish a false smear to take out their competition. Doing the same with Ivermectin and Vitamin D now.

5) Up Covid over lightning on death certificates

10. On Mar 24 2020 CDC changed Death Certificate Guidelines hyping the deaths by changing the death certificate guidelines to up death from "Covid" over "bullet,"

"lightning" or "accident." CDC site shows only 6% died FROM Covid alone. Hyping deaths by 1,600%. They also pumped up the deaths by sending those who tested positive home until they could come back really sick to be put on a ventilator and finished off.

4) Over Amplify PCR Test for False Positives

11. The Tanzanian President/Chemist John Magafuli declared the number of cases was hyped with many false positives from PCR tests set too sensitive after a goat, sheep and papaya samples tested positive.

3) CTV deletes number of healthy Covid fatalities

12. On Nov 15 2020, CTV reported 10,947 deaths had 10,781 in long-term care (98.5%) omitting the difference of only 166 deaths (1.5%) not in long-term-care! Now deleted from their online video. 166 deaths from 38,000,000 non-long-term-care Canadians is 0.00044%: 1 in 230,000 healthy Canadians perish! 99.99956% of healthy Canadians survive.

13. With mainly the old, fat, diabetic and vitamin-D-deficient perishing, almost no healthy Canadians have died. Between Jan 15 to July 13, Ontario reported 1 death for children under 20. Co-morbidities? They shut down schools to prevent a second death?

2) CDC theory vs Wuhan 10M experiment

14. Governments imposed masked social distanced lockdowns when CDC said "most coronavirus cases spread from people

with no symptoms." An asymptomatic spreader would unknowingly infect clusters of family and friends. On April 2 WHO found "no documented asymptomatic transmission." On June 3, Wuhan tested 10 million to find zero transmission by asymptomatics. No clusters have been found.

15. Mathematician Richard Feynman quipped: "It doesn't matter how beautiful your theory is, how smart you are. If it doesn't agree with experiment, it's wrong."

1) Covid Mortality Hyped Hundredfold by Apple Orange

16. WHO's comparing the Covid 3.4% CFR "Case Fatality Rate" "Apple" not to Flu's known 10% CFR "Apple" but to the 100-times smaller Flu 0.1% IFR "Infection Fatality Rate" "Orange" exaggerated the threat by a hundredfold;

17. So they blew the credibility of the top two medical journals and over-dosed patients to prove HCQ didn't work, changed death certificate guidelines to hype deaths by 1,600%, made PCR tests over-amplify false positives, made CTV delete that 166 healthy Canadians died, exaggerated zero symptomless spread to 50% infections by asymptomatics and compared the Covid CFR Apple to the Flu IFR Orange to hundredfold hype the Covid mortality.

18. Tricking us with an Apple Orange comparison is laughing at us.

NOT PERSONALLY AFFECTED

19. Zinn J. pointed out the Crown argued I did not

personally suffer any federal mitigation restrictions suffered by other plaintiffs whose actions were stayed.
Justice Zinn:

<< He suggested that this was an approach used in another matter by Justice Phelan in 2015. I believe that the Plaintiff may be referring to John Doe v Canada, 2015 FC 916; >>

20. No, that is not the decision. A search of the court web site does not find that judgment given by Justice Phelan on Jan 11 2017. It was buried in an early case management order under the Style of Cause:

<< Date: 20140507
Ottawa, Ontario, May 7, 2014
PRESENT: The Honourable Mr. Justice Phelan
BETWEEN:

In the matter of numerous filings seeking a declaration pursuant to s. 52 (1) of the Canadian Charter of Rights and Freedoms ("The Charter");

and

In the matter of numerous motions requesting interim or interlocutory relief pursuant to s. 24(1) of The Charter with regards to changes to the Marihuana Medical Access Regulations ("MMAR") and the Marihuana for Medical Purposes Regulations ("MMPR".) >>

21. The judgment was given by Justice Phelan Jan 11 2017 under "Reference re subsection 52(1) of the Canadian Charter of Rights and Freedoms" at:
https://decisions.fct-cf.gc.ca/fc-cf/decisions/en/item/218251/index.do

22. In the hearing, over 300 self-represented plaintiffs were invited to attend a teleconference in 12 courtrooms in 10 provinces where all were given the opportunity to contribute their plaints. Had that format allowing all plaintiffs to participate been used, the Crown could not be arguing that my action should be dismissed because I personally did not suffer violations which others did. Yes, the Court had jurisdiction to stay the other actions pending mine but that stay by the Court is the only reason I could not rely on the material facts of the other plaintiffs.

23. Though others who were stayed cannot contribute their facts to bolster my case, they will have the option to continue their actions once I'm through. We can make sure that when asked who wants to continue, we have one plaintiff who has been personally affected by the federal violation of that particular right that I did not. I wasn't quarantined, impeded in travelling, but the others who were will be still able to opt to make the point.

24. So another plaintiff who has had their S.2 right to freedom of peaceful assembly and association violated will continue their action, a plaintiff for the S.6 right to mobility violation, one for the S.7 right to life, liberty and security violation, one for the S.8 right to be secure against unreasonable search or seizure violation, one for the S.9 right to not to be arbitrarily detained or imprisoned violation, one for the S.12 right to not be subjected to any cruel and unusual treatment or punishment violation. So though I am now bemoaning not having them with me now, there will be a plaintiff to challenge each

violation of right later separately. Dismissing my claim because those stayed are not with me now only wastes time.

SPIKES CAUSE CLOTS

25. Blood vessels are designed to be smooth to permit fast laminar flow. But when your cells start producing spike proteins to protrude into the capillaries, the spikes impede the flow. Impeding the flow of blood causes clots. So it's a good bet that everyone who got the clot shot now have their capillaries clogged with micro-clots and a D-Dimer test is the only way to find out. But it makes sense from a fluid mechanical point of view that if you've got impediments in the bloodstream like spikes, you're going to form clots around them. And there have already been many reports of clots with respect to the vaccine from doctors.

26. Doctors who are warning us against the clot shot are being fired, censored, their accounts been taken down, their licenses have been suspended. Spikes must clog capillaries with micro-clots. The vaxed are Walking Dead who will need blood-thinners for life.

VAERS

27. A doctor has to spend an unpaid half an hour filling out an Vaccine Adverse Event Reaction form and most of the symptoms are minor. Like sneezes, or flus, or pains, little symptoms. What doctor is going to spend half an hour reporting an ache? So VAERS forms don't get filled out very much and are understated, they say by a factor of 100.

28. Worse, the CDC now doesn't count those vaccinated under 14 days as officially vaccinated. They might die the day after the shot but it doesn't count as a vaccine death until 14 days later. Since most adverse effects are in the first days, it ensures that they are not listed as vaccine adverse effects. They're fudging the numbers right to your face!

HEART PROBLEMS

29. http://archive.md/pvggn is the University of Ottawa study over June and July 2021 of 32 heart problems after 15,997 Moderna and 16,382 Pfizer shots. 32/32,379 is about 1/1,000.

30. Though 30 heart problems in 32,379 doses is 1/1,000, if they double-dosed, then it's 30 heart problems in 16,000 patients. So, not 1/1,000 but could be 1/500 who get heart problems!

31. A National Post Sep 24 2021 article titled "Study claiming 1 in 1,000 risk of heart inflammation after Covid vaccine got calculation wrong" claims the result is over-stated for using the wrong denominator. It said 32 problems were not from 32,000 doses but from 833,000 doses. The report was filed before the last reading came in which added 800,000 shots to the already-counted 32,000.

32. If you believe they missed the last data entry from 32k to 833k, then it's 32/833,000, 1/25,000, 25 times less than 1/1,000!

33. 26 million vaccinated Canadians * 1/25,000th is 1,000 new heart patients. How many would have taken the shot if they had known that the Virus Mortality was an exaggerated hoax?

34. 2.6 billion vaccinated around the world * 1/25,000 = 100K new heart conditions.

35. But if we accept the original result out of 32K and not 833K, then 1/1000 of Canada's 26 million = 26,000 heart problems. 1/1000 of the world's 2.6 billion = 2.6 million heart problems! How many would have taken the jab if they had known Covid was as deadly as a lousy 1/3 mini-Flu?

36. That's just heart problems. Now count clots to the lungs and brain for more patients coming up.

INSANITIES

VACCINES DO NOT WORK

37. Prime Minister Trudeau said he will not allow the unvaxed to put the vaxed at risk of infection by letting them travel on public transportation. Despite the vaxed also able to spread the infection, only the unvaxed will be restricted in their travel. So they took a suicide shot for an exaggerated threat that doesn't even prevent infection!

VACCINATE IMMUNE KIDS

38. Give clots to kids who are in no danger from the virus. If 1/230,000 not in long-term-care perish, kids are in even

less danger. Zero deaths or transmission by youth reported in Iceland and Ireland, So instead of the over-all death rate of one in a quarter million healthy Canadians, say it's 1 in a million for kids. And they still want to clog their capillaries with clots?

39. And given the 1/1/230,000 chance of a healthy person dying, it would seem to be insane to compel healthy Canadians to take their clots over a 1/230,000 chance of death.

NATURAL IMMUNITY NOT CONSIDERED

40. It is now established that natural immunity to a virus from sleeping off infection is many ways better than unnatural immunity by vaccine for just one designer spike protein. But superior natural immunity is not considered in the rush to clot everyone. it's insane to make them risk clots when they're already better immunized by natural antibodies rather than unnatural ones.

NEED JUST DECISION

41. A court has the mandate to do anything that is just. This Court can lawfully allow millions to die but it can also justly let millions live.

42. Crown says that I can't ask for a declaration that any Covid mitigation restrictions at all is unconstitutional, I must state which one or ones, but not all.

43. So if this Court were to grant a declaration that any

covid mitigation restriction is unconstitutional, the Crown could appeal and see if the Supreme Court reverses the decision for all the lawyerly reasons stated.

44. Making the declaration stops all the strife. Zap. Gone. No more discussion when it is admitted vaccines are not needed for a hoax mortality rate. Once a Court declares the Covid Mortality a hundredfold hyped hoax, it stops all restrictions everywhere, world-wide. To the plaudits of humanity if not the pharmaceutical corporations.

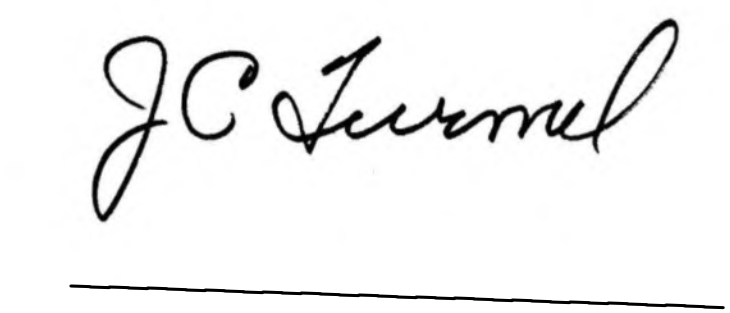
45. Declare the Covid Mortality Hoax to end the strife and see if they take your just ruling away for the lawful one and await us coming back with the actual victims of personal woes to get the court to declare each right violated because of the Covid Mortality Hyped Hundredfold Hoax.

46. I have been warning everyone to whom I gave my flyer with proof that the Covid Mortality Hyped Hundredfold is on Judgment Day. Once you found out the threat was a hoax, did you warn your friends and family to avoid the needless experimental vaccine? No? Would they have taken the jab if you had warned them?

47. After Prothonotary Aylen had dismissed the Statement of Claim after having had carriage of it before March, every time I see an article about someone who died from a blood clot from the vaccine taken after she knew Covid Mortality was a hoax, I share it to my Apple Orange Resistance Facebook group wondering if they'd have taken the killer shot if Judge Aylen had them warned them...

48. With such a powerful cabal to contend with, I can only ask for justice and hope I don't get law.

Dated at Brantford on Oct 27 2021



For the Appellant/Plaintiff
John C. Turmel, B.Eng.,
50 Brant Ave.,
Brantford, N3T 3G7,
519-753-5122, Cell: 226-966-4754
johnturmel@yahoo.com

FCA No: _____

FCC No: T-130-21

FEDERAL COURT OF APPEAL

Between:

John Turmel

Appellant

Plaintiff

AND

Her Majesty The Queen

Respondent

Defendant

NOTICE OF APPEAL

For the Appellant/Plaintiff

John C. Turmel, B.Eng.,

50 Brant Ave.,

Brantford, N3T 3G7,

519-753-5122 Cell: 226-966-4754

johnturmel@yahoo.com

THIS IS EXHIBIT "169" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

Court File No.:

FEDERAL COURT

BETWEEN:

JOHN TURMEL

Plaintiff

and

HER MAJESTY THE QUEEN

Defendant

STATEMENT OF CLAIM

(Pursuant to S.48 of the Federal Court Act)

1. Plaintiff seeks a Declaration:

A) pursuant to S.52(1) of the Canadian Charter of Rights and Freedoms ("the Charter") that the Minister of Transport's January 15, 2022 decision to make an interim order in the form of "Interim Order Respecting Certain Requirements for Civil Aviation Due to Covid-19, No. 52" (the "Decision") restricting the mobility of Canadians based on their Covid-19 vaccination status is ultra vires section 6.41 of the Aeronautics Act and therefore of no force and effect.

B) that the Decision is invalid due to errors in fact.

C) pursuant to section 52(1) of the Constitution Act, 1982 that sections 17.1 to 17.4, 17.7, 17.9, 17.10, 17.22, 17.30 to 17.33, 17.36 and 17.40 of the Decision ("the Vaccine Provisions") violate the Plaintiff's section 6 Charter right as set out below, and that these violations are not demonstrably justified under section 1 of the Charter;

D) In the alternative, pursuant to section 24(1) of the Charter that the Vaccine Provisions of the Decision unreasonably and unjustifiably infringe Section 6 of the Charter;

2. The Decision implements restrictions on Canadians that are not related to a "significant risk, direct or indirect, to aviation safety or the safety of the public" and are ultra vires the authority of the Aeronautics Act. The Decision, with limited exceptions, effectively bans Canadians who have chosen not to receive an experimental medical treatment from domestic and international travel by airplane. The result is discrimination and a gross violation of the constitutionally protected rights of Canadians, as guaranteed by the Canadian Charter of Rights and Freedoms (the "Charter").

3. This action is a constitutional challenge to the Decision in respect of the Constitution Act, 1982, and the Canadian Charter of Rights and Freedoms, and on the basis that the Decision breaches the Right to Mobility afforded to the Plaintiff by section 6 of the Charter; and

4. This Action seeks, inter alia,
a. An order of certiorari quashing and setting aside the Decision; and
b. A Declaration that said Decision is ultra vires the Aeronautics Act and an unconstitutional breach of the Plaintiff's Charter rights not in accordance with the principles of fundamental justice and not saved by s.1 of the Charter.

5. The Grounds of the Application are that:

1) WHO's comparing the Covid 3.4% "Case Fatality Rate" CFR "Apple" not to Flu's known 10% CFR "Apple" but to the Flu's 100-times smaller 0.1% "Infection Fatality Rate" IFR "Orange" exaggerated the threat of Covid mortality by a hundredfold;

2) WHO's finding no documented asymptomatic transmission and Wuhan's finding zero transmission by 300 asymptomatics in 10 million tested shows the "Theory of Asymptomatic Transmission" behind masked social distanced lockdowns does not agree with experiment.

3) Canada's 10,947 Covid deaths by Nov 15 2020 had 10,781 in Long-Term-Care and only 166 not in Long-Term-Care died; only 1 in 230,000 Canadians.

4) restriction on air travel to mitigate a false alarm over a virus with mortality hyped a hundredfold is an arbitrary, grossly disproportional, conscience-shocking violation of Charter right.

BACKGROUND

5. The Parties

A) The Plaintiff John C. Turmel is a 70-year-old man residing in the City of Brantford Ontario. He is a Canadian citizen, engineer, politician with the Right of Mobility guaranteed by S.6 of the Canadian Charter of Rights.

B) The Defendant, Her Majesty the Queen in Right of Canada, as represented by the Attorney General of Canada on behalf of the Governor General in Council ("GIC");
b. The Honourable Omar Alghabra, Minister of Transport, responsible for the Ministry of Transport and certain aspects of the Covid-Mitigation legislation; and
c. Transport Canada.

6. All computations were done in Basic Language by John "The Engineer" Turmel, B. Eng., 4-year Teaching Assistant of Canada's only Mathematics of Gambling course at Carleton University, "Great Canadian Gambler" "TajProfessor" http://SmartestMan.Ca/gambler accredited as an Expert Witness in the Mathematics of Gambling by the Federal Tax Court of Canada. http://SmartestMan.Ca/credits

FACTS

1) WHO EXAGGERATED COVID THREAT BY A HUNDREDFOLD

> **"WHO said the latest mortality rate for the virus is 3.4%. This is well above the seasonal flu, which has a mortality rate of under 0.1%." (Mar 4 2020)**

7. The following definitions are used:

F: Fatalities
R: Rate

C: Cases, with best hospital treatment
CFR: Case Fatality Rate: F / C Percent.

I: Infections, estimated total
IFR: Infection Fatality Rate: F / I Percent

P: Population total
PFR: Population Fatality Rate, F / P Percent

MR: Mortality Rate: Fatalities per 100,000

8. While Case Fatality Rate and Infection Fatality Rate remain consistent, Population Fatality Rate PFR and Mortality Rate MR depend on the seasonal size of the Infected Population. If 1/5th or 1/10th of the total Population are
Infected, PFR is a fifth or tenth of the IFR.

9. PFR percent is not yet used in analysis because decimals in percentages have been found to be confusing. Instead, Mortality Rate per-hundred-thousand is used. Just multiply the PFR by 1,000! A PFR = .02 per hundred is an MR = 20 per hundred thousand. Mortality Rate is almost never used unless to mislabel the CFR or IFR!

MR = PFR * 1,000 or PFR = MR / 1,000

FLU IFR = "0.1%"

10. On Mar 2 2020, Flu Mortality = "0.1%"
Christopher Mores, a global health professor at George Washington University, calculated the average, 10-year mortality rate for flu using CDC data and found it was "0.1%." That "0.1%" rate is frequently cited among experts, including Dr. Anthony Fauci.

https://khn.org/news/fact-check-coronavirus-homeland-security-chief-flu-mortality-rate/

11. Professor Mores refers to Flu's well-known Infection Fatality Rate IFR cited by experts as a tenth per hundred infections, one thousandth, Mortality Rate is per 100,000, not per 100, for which yearly data for size of infection is lacking.

12. Mislabelling known percentages like the IFR or CFR as annual "Mortality Rate" takes away little from the point that Flu's reputed "death rate" is always represented to be the well-known "0.1%," whether it is the rightly labeled Infection Fatality Rate IFR per-hundred, or the wrongly labeled Case Fatality Rate CFR per-hundred, or the wrongly labeled Mortality Rate MR per-hundred-thousand. It does show expert confusion on those metrics, at best.

NIH - NIAID: FLU CFR "0.1%"

13. On Feb 29 2020, Dr. Anthony S. Fauci, M.D., H. Clifford Lane, M.D., and Robert R. Redfield, M.D. wrote:

> **severe seasonal influenza (which has a Case Fatality Rate of approximately 0.1%)**

https://www.nejm.org/doi/full/10.1056/NEJMe2002387

14. NIH and NIAID have substituted Flu's known 0.1% IFR for its unknown CFR! It is commonly known that "0.1%" is the Flu's Infection Fatality Rate, not its Case Fatality Rate.

FLU CFR = 10%

15. The Flu's well-known 0.1% IFR has been mis-attributed as CFR so regularly that most don't know the Flu's actual CFR. On Nov 1 2014, National Institute of Health wrote:

> **Case Fatality Risk[A] of influenza A(H1N1pdm09): We identified very substantial heterogeneity in published estimates, ranging from less than 1 to more than 10,000 deaths per 100,000[B] cases or infections [C]. The choice of case definition in the denominator accounted for substantial heterogeneity, with the higher estimates based on laboratory-confirmed cases (point estimates = 1-13,500 per 100,000 cases)[D] compared with symptomatic cases (point estimates = 1-1,200 per 100,000 cases) or infections (point estimates = 1-10 per 100,000 infections)[E].**

https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3809029/

16. [A] CFR Case Fatality "Rate" has been changed to CFR Case Fatality "Risk" which would obfuscate searches.
[B] 10,000 deaths per 100,000 is a Mortality Rate, not a CFR percentage. "More than 10,000 per 100,000" is CFR more than 10%!
[C] "Cases or Infections" shows the NIH conflates the IFR and CFR metrics. More than 10,000 of 100,000 of Cases may die but only 100 of 100,000 Infections may die. Only 0.1%, not 10%.
[D] 13,500/100,000 of lab-confirmed Cases is CFR = 13.5%!
[E] 1-10 per 100,000 infections is an IFR of 0.001%-0.01%, not the expected 0.1%! Off by a factor of 10 to 100?

17. Such confusion with decimals in percents even for "experts" only exists since most were not taught all the Inverts of Unity. Everyone knows how many pennies in a Dollar (1*100); how many two-pence (2*50) and how many half dollars (50*2); how many quarters (25*4) and how many 4-pence (4*25); how many fifths (5*20) and how many twentieths (20*5); even how many 3-pence (3*33.3) and how many third dollars (3.33*3). Other invert pairs are not taught, how many ninths (9*11) or eleventhS (11*9) = 99% (1% error); how many eighths (8*12) or twelfths (12*8) = 96% (4% error); how many sevenths (7*14) and how many fourteenths (14*7) = 98% (2% error); how many sixths (6*17) and how many seventeenths (17*6) = 102 (2% error). TajProfessor's Inverts of Unity, the Missing Dimension in Math completes the schooling on fractions and decimal percentages: .rm250 http://SmartestMan.Ca/inverts

18. On Mar 17 2020, under the best of medical care:

> **even some so-called mild or common-cold-type coronaviruses that have been known for decades can have case fatality rates as high as 8% when they infect elderly people in nursing homes.**

https://www.statnews.com/2020/03/17/a-fiasco-in-the-making-as-the-coronavirus-pandemic-takes-hold-we-are-making-decisions-without-reliable-data/

19. With CFR = 8% for a lousy cold and up to CFR = 13.5% for a bad Flu, the data indicates CFR = 10% a workable estimate!

20. On Jan 8 2020, CDC published 2018-2019 data:

> **CDC estimates that influenza was associated with more than 35.5 million illnesses.. 490,600 hospitalizations,**

and 34,200 deaths during the 2018-2019 influenza season, similar to the 2012-2013 influenza season.
https://www.cdc.gov/flu/about/burden/2018-2019.html

21. IFR, F / I = 34K/35.5M = 0.097%, close to 0.10%
CFR, F / C = 34K/500K = 7%, still not far from 10%.

22. On Mar 17 2020, IFR data:
so far this season, the estimated number of influenza-like illnesses is between 36,000,000 and 51,000,000, with an estimated 22,000 to 55,000 flu deaths.
https://www.statnews.com/2020/03/17/a-fiasco-in-the-making-as-the-coronavirus-pandemic-takes-hold-we-are-making-decisions-without-reliable-data/

23. IFR = F / I = 55K/51M = 0.107%, close to 0.1%

24. In early 2020, the CDC 2019-2020 numbers showed the Flu season had 222,552 confirmed Cases from testing and an estimated 22,000 deaths.
https://www.cdc.gov/flu/weekly/weeklyarchives2019-2020/Week10.htm

25. F = 22K, C = 222K; CFR = 9.9%!

26. On Aug 25 2020, New York Times data
On average, seasonal flu strains kill about 0.1 percent of people who become infected. In the current season, there have been at least 34 million cases of flu in the United States, 350,000 hospitalizations..
https://www.nytimes.com/article/coronavirus-vs-flu.html

27. I / C = 34M/350K = 97, close to 100.
C / I = 350K/34M = 1.03%, very close to 1%.

28. It's so consistent that 1/1,000, 0.1%, of Infected die that the corollary that Fatalities result from 1,000 times more Infections is also true. It works both ways.

F = I / 1,000 or I = F * 1,000

29. It is also consistent that CFR ia about 1/10, 10%, of Hospitalized Intensive Care Unit ICU Cases die and that Fatalities result from 10 times more hospitalized Cases is also true. It works both ways too.

F = C / 10 or C = F * 10

30. The Flu Rule of Thumb:

Fatalities are a thousandth of Infected; F = I / 1,000
Fatalities are a tenth of Cases; F = C / 10
Cases are a hundredth of Infected; C = I / 100

Infected are a thousand times Fatalities; I = F * 1000
Cases are ten times Fatalities; C = F * 10
Infected are a hundred times Cases; I = C * 100

31. One Fatality per Ten Cases per Thousand Infections make Flu analysis serendipitously simple:

The Case Fatality Rate (CFR) who die of Flu,
Is "10%" in hospitals, a tenth don't make it through.
While (IFR) Infection Rate Fatality of all
Is Tenth of One Percent, Point One, a Thousandth, very small.

WHO COMPARED COVID 3.4% CFR APPLE TO FLU 0.1% IFR ORANGE

32. On Mar 4 2020 WHO Apple-Oranged the metrics:

> **WHO said the latest mortality rate for the virus is 3.4%. This is well above the seasonal flu, which has a mortality rate of under 0.1%.**

https://www.thestar.com/news/gta/2020/03/11/the-novel-coronavirus-outbreak-is-threatening-to-turn-into-a-global-pandemic-heres-everything-we-know-about-covid-19.html

33. Though WHO mislabeled the Covid 3.4/100 CFR and the Flu's 0.1/100 IFR as MR Mortality Rate per 100,000, WHO is still comparing Covid's 3.4% Apple to Flu's 0.1% Orange making the Covid threat look 34 times deadlier than the Flu's.

34. On Mar 6 2020, WHO said:

> **Mortality for COVID-19 appears higher than for influenza, especially seasonal influenza.[A] the crude mortality ratio[B] (reported deaths divided by reported Cases) is between 3-4%[C], the infection mortality rate[D] (reported deaths divided by the number of infections) will be lower. For seasonal influenza, mortality is usually well below 0.1%[E].**

https://www.who.int/docs/default-source/coronaviruse/situation-reports/20200306-sitrep-46-covid-19.pdf?sfvrsn=96b04adf_4

35. [A] Covid's 3.4% CFR is only a third of Flu's 10% CFR so Covid's Mortality should not appear higher;
[B] "Crude Mortality Ratio!" CMR: A new metric which avoids the old CFR "Case Fatality Rate?"

[C] Mortality Rate is 3-4%. Mortality Rate should be 3,000-4,000 out of 100,000, not a percentage?
[D] "Infection Mortality Rate" IMR, not IFR "Infection Fatality Rate" is another new metric.
[E] Flu's "mortality" is always below its IFR once the uninfected population are counted in too, conflating IFR and MR.

36. On Mar 18 2020, Gateway Pundit was the only news source that noted WHO had not compared Covid's 3.4% CFR Apple to Flu's 10% CFR Apple but to Flu's hundredfold too small 0.1% IFR Orange! Grape? and remains alone to this day:

> **HELLO WORLD! Before Economy Totally Disintegrates - Will Anyone Else Notice WHO Director Made BASIC MATH ERROR in Causing Global Coronavirus Panic?**
>
> > **WHO: Globally, about 3.4% of reported COVID-19 cases have died. By comparison, seasonal flu generally kills far fewer than 1% of those infected.**
>
> **This statement led to the greatest panic in world history as the global elite media shared and repeated that the coronavirus was many, many times more deadly than the common flu. The problem is his statement is false.**

https://www.thegatewaypundit.com/2020/03/hello-world-before-economy-totally-disintegrates-will-anyone-else-notice-who-director-made-basic-math-error-in-causing-global-coronavirus-panic/

37. That the Covid 3.4% CFR was 34 times worse than an average 60K Flu season justified the panic over 2.2 million predicted fatalities. Projecting that 2 million can die is 34 times a 60K Flu. When compared to the Flu's 10% Apple,

it's not 34 times worse but 3 times better. A factor of a hundred. But if the Coronavirus has similar CFR to IFR ratio as the Flu, then IFR may be the 3.4% CFR divided by 100, Covid IFR = 0.034%, a third of the Flu's tenth of a percent. Comparing to the Flu's actual 10% CFR, Covid is only a third which does allay concern. Covid's 3.4% CFR compared to Flu's 0.1% IFR amplified the panic a hundredfold:

When Fauci said Corona death rate: "thirty times the Flu,"
Would you've hit panic button sounding the alarm bell too?
Had Fauci told the truth, it's really only third as bad,
Would you've hit panic button sounding the alarm so sad?

Can't blame the Chief Executives for sounding the alarm,
It's not their job to check if expert models do more harm.
But a Chief Engineer must check the model blueprint out,
To find out Fauci fudged the metrics. "False alarm!" to shout.

When heard the Covid CFR was three point four percent!
One-third the 10% of Flu, Good News was heaven sent.
But Fauci Apple-Oranged Three Point Four to Flu's Point One
Fear Factor amplified a hundredfold when the scam begun.

Hear Gateway Pundit "apples not to apples" first complain,
When checked twas found an Apple to an Orange was the stain.
How will a world of scientists admit to being fooled,
By ruse most elementary in which we thought them schooled.
-

It's easier into a scam the simpletons to coax,
Than to convince them that they have been taken by a hoax.
Delay to cancel Fauci False Alarm is costing lives!
The nation quickest back to normal's nation that survives.

It feels like we escaped a plague that came so very near.
A panic justifiable; now hard to break the fear.
Admit it's "not so bad" to end imaginary Hell,
We must shake hands and hug again to break pandemic spell
http://SmartestMan.Ca/fauci

COVID 3.4% CFR NOW 1% CFR LIGHT

38. On Nov 1 1974 NIH Case Fatality RISK Definitions!

> **The case fatality RISK[A] for a population is estimated as the number of H1N1pdm09-associated deaths divided by the number of H1N1pdm09 cases in that population... The denominator could be counts or estimates of the number of laboratory-confirmed H1N1pdm09 cases, the number of symptomatic H1N1pdm09 cases, or the number of infections.[B]**

https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3809029/

39. [A] Case Fatality "Rate" defined as Case Fatality "Risk" can can only detract from searches;
B] The denominator of the NIC Case Fatality "Risk" can include Infections, not just Cases! CFR Light! Mislabelling the Flu's IFR as its CFR to then compare to the Covid CFR is comparing a CFR Apple to an IFR Orange disguised as an CFR Apple. The Apple-Orange comparison is the most elementary scam in statistics.

40. On Feb 29 2020, Dr. Anthony S. Fauci, M.D., H. Clifford Lane, M.D., and Robert R. Redfield, M.D. wrote:

> **If one assumes that the number of asymptomatic or minimally symptomatic cases[A] is several times as high**

as the number of reported cases, the case fatality rate may be considerably less than 1%.[B]
https://www.nejm.org/doi/full/10.1056/NEJMe2002387

41. [A] "Asymptomatic or minimally symptomatic" are not Cases, they're Infections. Counting "asymptomatic or minimally symptomatic" patients as Cases isn't a Case Fatality Rate any more, it's a CFR Light. Their CFR depends on how many Infections they mislabel as Cases. Add Infections with Cases, get CFR Lighter.
B] Covid does not have a case fatality rate of less than 1%, that's counting Infections. It has a claimed 3.4% CFR.

42. On Mar 26 2020, Dr. Fauci said:
"The flu has a mortality of 0.1 percent, this has a mortality of 10-times that.
https://www.wcnc.com/article/news/health/coronavirus/data-cdc-estimates-covid-19-mortality-rate/275-fc43f37f-6764-45e3-b615-123459f0082b

43. Though Dr. Fauci again wrongly uses the Mortality metric, the Covid threat is now only tenfold as deadly and not the 34 times as deadly as previously advertised. Walking back their 3.4% over-estimate? Compared to Flu's 0.1% IFR, Covid 3.4% CFR sounded 34 times deadlier. But reduced to 1% by counting Infections, CFR Light is only tenfold as deadly as previously feared. But always mis-compared to Flu's 0.1% IFR and never to its true 10% CFR. But when compared to the Flu's real 10% comparable rate, Covid is a now a tenth the danger of the CFR of the Flu, no longer a third!

44. Dr. Ronald B. Brown at University of Waterloo wrote:

> **Public health lessons learned from biases in coronavirus mortality overestimation,**
> **The WHO got it right in that influenza has an IFR of 0.1% or lower, not a CFR of 0.1%.**
> **Dr. Fauci reported that Covid-19 has a mortality rate of 1%, which he said had fallen from 2-3% after taking into account asymptomatic infections.[A]**
> **And Dr. Fauci probably meant to say that Covid-19 has an IFR of 1% (not CFR of 1%)[B] after having considered asymptomatic infections.[C]**

https://www.cambridge.org/core/services/aop-cambridge-core/content/view/7ACD87D8FD2237285EB667BB28DCC6E9/S1935789320002980a.pdf/public_health_lessons_learned_from_biases_in_coronavirus_mortality_overestimation.pdf

45. [A] Professor Brown noted that had Dr. Fauci not lowered the Covid CFR to CFR Light, the threat would have been 20, 30 times the now lighter 10 times the danger of Flu.
[B] Dr. Fauci could not have probably meant to say Covid has an IFR of 1%, he was talking about reducing its CFR from 3.4% to CFR Light 1%.
[C] Professor Brown also mentioned the CDC had no definition for IFR at their web site and only in July of this year was IFR uploaded as a "new" metric!!! Maybe Dr. Fauci had really never heard of the IFR and CFR Light was all he knew?

46. On Oct 3 2020, Joe Hoft proudly crowed about Gateway Pundit being proven right on not being Apple-Oranged:

> **WHO Finally Agrees Our March Analysis was Correct: The WHO's Early Coronavirus Mortality Rate Was Irresponsibly Overstated and We Called Them Out with The**

CORRECT NUMBERS!

On March 17, 2020 The Gateway Pundit first reported on the controversial Ethiopian politician and Director General of the World Health Organization (WHO), Tedros Adhanom Ghebreyesus, and his irresponsible and completely inaccurate fear mongering.

Tedros claimed in a press conference in early March that the fatality rate for the coronavirus was 3.4% - many multiples that of the fatality rate of the common flu which is estimated to be around 0.1%. This egregiously false premise[A] led to the greatest global pandemic panic in world history.

The Director General of the WHO spoke on March 3, 2020 and shared this related to the coronavirus:

> **Globally, about 3.4% of reported COVID-19 cases Have died. By comparison, seasonal flu generally kills far fewer than 1% of those infected.**

The WHO did not compare "apples to apples".

We reviewed the WHO's data and statements and determined that the fatality rate for the China coronavirus does not include those who had the coronavirus but were not sick enough to seek medical attention or be tested[B]. This is why the flu fatality rate is 0.1% and the coronavirus fatality rate was reported at 3.4%!

The two rates are like comparing apples to oranges. By doing so, the coronavirus fatality rate was overstated when compared to the flu[C]. The WHO and liberal media created a worldwide crisis and panic by falsely comparing the two numbers!

The Gateway Pundit writers Jim and Joe Hoft.. attacked for our reporting and ridiculed by the far-left for "downplaying the danger of the spread of [the]

coronavirus in the US."[D] On Friday time proved us right. A couple of days ago the CDC came out with updated numbers indicating as we noted in March that the China coronavirus is much like the flu:
China, the WHO and the medical elites in the US created this global economic meltdown based on fraudulent numbers and bogus models. We knew it and we pointed it out and we were attacked. We were the first and only to point this out. We did so because we figured out the lies. And now the WHO finally admitted that our initial numbers were correct![E]
https://www.thegatewaypundit.com/2020/10/right-march-provided-evidence-coronavirus-mortality-rate-grossly-overstated-today-finally-came-conclusion/

47. [A] It is not a mere false premise. It is an Apple to Orange Mis-comparison.
[B] China does not count Infections in its CFR!
[C] Over stated by a hundredfold is more precise.
[D] Those denying the threat face the accusation of causing deaths if wrong while those hyping the threat face no more than "Oops, sorry for wasting your time and money." It is a far greater risk to deny a medical hoax than perpetrate one.
[E] It is nice to be proven right and still alone.

48. On Dec 29, a Google search finds current Covid CFR:
Canada: F = 15K; C = 557K; CFR = 15K/557K = 2.7%.
World: F = 1.8M; C = 81M; CFR = 1.8M/81M2 = 2.2%.
Both rates are below the original 3.4% CFR predicted but higher than the 1% CFR Light also predicted.

2) ZERO DOCUMENTED ASYMPTOMATIC TRANSMISSION!

"It doesn't matter how beautiful your theory is, how smart you are. If it doesn't agree with experiment, it's wrong."
(Mathematician Richard Feynman)

49. On Apr 2 2020, WHO reported:

> **There are few reports of laboratory-confirmed cases who are truly asymptomatic, and to date, there has been no documented asymptomatic transmission[A]. This does not exclude the possibility that it may occur[B].**

https://www.who.int/docs/default-source/coronaviruse/situation-reports/20200402-sitrep-73-covid-19.pdf

50. [A] no documented asymptomatic transmission." Up until April, people not sniffling were not shedding.
[B] Of course, no asymptomatic transmission documented so far does not exclude the possibility that an asymptomatic transmitter may one day be found.

51. On Jun 3 2020, AP: 10 Million Tests in Wuhan

> **It identified just 300 positive cases, all of whom had no symptoms. The city found no infections among 1,174 close contacts of the people who tested positive, suggesting they were not spreading the virus easily to others. That is a potentially encouraging development because of widespread concern that infected people without symptoms could be silent spreaders of the disease.**

52. ZERO of 300 asymptomatics in 10 Million tested does allay widespread concern that infected people without

symptoms could be silent spreaders. An Asymptomatic or Pre-Symptomatic spreader of a deadly virus would unknowningly infect clusters of family and friends. But no such clusters have been found, the distribution of patients has been random; the symptomless are not spreading to their clusters.

53. On Jun 8 2020, WHO says none found is "very rare"

> **Maria Van Kerkhove:**
>
> **00:34:04 We have a number of reports from countries who are doing very detailed contact tracing. They're following asymptomatic cases, they're following contacts and they're not finding secondary transmission onward. It's very rare and much of that is not published in the literature...**
>
> **We are constantly looking at this data and we're trying to get more information from countries to truly answer this question. It still appears to be rare that an asymptomatic individual actually transmits onward.**

https://www.who.int/docs/default-source/coronaviruse/transcripts/who-audio-emergencies-coronavirus-press-conference-08jun2020.pdf

54. Yet, "very rare" "no documented asymptomatic transmission" is the raison d'etre for masked social distanced lockdowns. If there is no symptomless spread, there is no raison d'etre for Covid-mitigation restrictions.

55. On Jun 9 2020, CBC reported:

> **WHO backtracks on claim that asymptomatic spread of COVID-19 is 'very rare'**
>
> **Experts say research on extent of asymptomatic spread of COVID-19 still emerging...**

Maria Van Kerkhove, the COVID-19 technical lead at WHO, has walked back statements that the spread of COVID-19 from people who do not show symptoms is "very rare," amid backlash from experts who have questioned the claim due to a lack of data.[A]

On Tuesday, Van Kerkhove aimed to clear up "misunderstandings"[B] about those statements in an updated briefing, stressing that she was referring to "very few studies" that tried to follow asymptomatic carriers of the virus over time to see how many additional people were infected.

"I was responding to a question at the press conference, I wasn't stating a policy of WHO," she said. "I was just trying to articulate what we know."[C]

Van Kerkhove said she didn't intend to imply that asymptomatic transmission of the virus globally was "very rare," but rather that the available data based on modelling studies and member countries had not been able to provide a clear enough picture on the amount of asymptomatic transmission[D].

"That's a big, open question," she said. "But we do know that some people who are asymptomatic, some people who don't have symptoms, can transmit the virus on."[E]

Some experts say it is not uncommon for infected people to show no symptoms[F].

But data is sparse on how likely such people are to transmit the disease[G].

"There's a big question mark at the actual data in real-world observations with asymptomatic [carriers]," Saxinger said. "Asymptomatic spread is a dumpster fire in terms of data."[H]

56. [A] What data do experts who have questioned the claim due to a lack of data expect after having found "none" and "zero" so far? A check-list of everything expected to be found that was not found? more data on the nothing found? Finding "none" and "zero" is not due to a lack of data but due to a lack of Asymptomatic Transmission.
[B] There was no "misunderstandings" about those statements even if she was only referring to "very few studies" when Wuhan had such a huge sample with a zero result. The lack of smaller studies is not persuasive.
[C] Not stating a WHO policy but letting escape that experiment had found no evidence for the WHO Theory of Asymptomatic Transmission policy. "Very rare" though it was still expected to find some someday.
[D] How can modelling studies be able to provide a clear enough picture on the amount of asymptomatic transmission when there is none reported?
[E] The policy that "people who don't have symptoms can transmit" is the theory behind masked social distanced lockdown that has not been documented by experiment.
[F] "experts say it's not uncommon for infected to have no symptoms." And yet, only 300 of 10 million tested in Wuhan had no symptoms. 0.003%. The experts are wrong, again. It is 1/33,000 uncommon for an infected to have no symptoms.
[G] So far, the sparse data shows "none" to April and "zero" of 300 of 10 million tested in Wuhan in June.
[H] A "dumpster fire is an apt description for an unproven theory being shredded by data from experiment.

57. On Jun 10 2020, Dr. Fauci said:

> **The WHO's remark that transmission of the coronavirus by people who never developed symptoms was rare "was not**

correct," Dr. Anthony Fauci said. The organization "walked that back because there's no evidence to indicate that's the case," he said. The WHO said its comment was a misunderstanding" and "we don't have that answer yet."

https://www.cnbc.com/2020/06/10/dr-anthony-fauci-says-whos-remark-on-asymptomatic-coronavirus-spread-was-not-correct.html

58. Dr. Fauci should know zero Asymptomatic Transmission from 300 Wuhan Asymptomatics out of 10 million is not "no evidence." We do now have the answer. Evidence of zero spread in Wuhan means "very rare" is almost correct. What is "very rarer" than zero?

59. In Jul 2020, the CDC published:

Public Health Implications of Transmission While Asymptomatic

The existence of persons with asymptomatic infection who are capable of transmitting the virus to others has several implications.[A]

First, the case-fatality rate for COVID-19 may be lower than currently estimated ratios if asymptomatic infections are included[B].

Second, transmission while asymptomatic reinforces the value of community interventions to slow the transmission of COVID-19.[C]

Knowing that asymptomatic transmission was a possibility[D], CDC recommended key interventions including physical distancing, use of cloth face coverings in public, and universal masking in healthcare facilities to prevent transmission by asymptomatic and symptomatic persons with infection.[E]

> **Third, asymptomatic transmission enhances the need to scale up the capacity for widespread testing and thorough contact tracing to detect asymptomatic infections, interrupt undetected transmission chains, and further bend the curve downward.[F]**

https://wwwnc.cdc.gov/eid/article/26/7/20-1595_article

60. [A] Implications only if the existence of persons with asymptomatic infection who are capable of transmitting the virus to others is true. So far, it is not.
[B] CFR Light, IFR in disguise.
[C] Community interventions have no value in slowing the transmission while asymptomatic if transmission while asymptomatic can not be found.
[D] Beautiful Theory does not agree with experiment.
[E] Key interventions are not needed to prevent transmission by asymptomatic persons with no documented evidence yet that they do transmit.
[F] No transmission chains from Asymptomatics have yet been detected to interrupt.

61. On Nov 20 2020 Dr. Fauci said:

> **40-45% of transmission is due to asymptomatic people unwittingly infecting others. This is why masks are so essential - by wearing one, you protect other people even if you don't know that you're infected.**

https://coronavirus.medium.com/anthony-faucis-thoughts-on-covid-19-transmission-treatments-and-vaccines-b7908ac0a749

62. On Nov 21 2020, CDC said:

> **Most coronavirus cases spread from people with no symptoms, CDC says in new report**

> **Research shows that people "who feel well and may be unaware of their infectiousness to others" likely account for more than 50% of COVID-19 transmissions, the CDC said in a science update on Friday.[A] People with no symptoms could drive Thanksgiving infections**
> **The CDC report stressed that masks help reduce asymptomatic spread since they can protect both the mask-wearer and the people around them.[B]**

https://www.businessinsider.com/cdc-most-coronavirus-cases-spread-from-people-without-symptoms-2020-11

63. [A] While WHO and Wuhan reported "none" and "zero" infections by Asymptomatics, CDC and Dr. Fauci report more than half! A contradiction. Whom to believe? Those with the theory or those with the data to disprove the theory?
[B] Why protect against people who do not shed?

64. On Aug 6 2020, an article shared on Facebook from Dr. Mercola titled: "Asymptomatic People do not spread COVID 19" was labelled by Facebook with:

> **"People infected with Cov-2 can transmit the virus to others, even if they do not show symptoms of the disease."**

65. Facebook Fact-Checker said:

> **people who are sick and people who are infected but show no symptoms as two distinct groups of people. Both groups can be contagious and must therefore follow the same preventive measures to avoid infecting others. Scientific evidence indicates that about half of SARS-CoV-2 transmission occurs before infected individuals experience any symptoms of COVID-19. Studies show that**

asymptomatic carriers, who are people that never develop symptoms of COVID-19, carry as much of the SARS-CoV-2 virus as symptomatic patients and can spread the virus if they do not take adequate measures, such as wearing masks or maintaining physical distance from others. recent estimates from the CDC indicate that around 50% of SARS-CoV-2 transmission occurs during the incubation period before infected individuals experience any symptoms[5,6].

https://healthfeedback.org/claimreview/people-infected-with-sars-cov-2-can-transmit-the-virus-to-others-even-if-they-do-not-show-symptoms-of-the-disease-and-are-not-considered-sick/

66. WHO reported no documented asymptomatic transmission." Wuhan reported "ZERO." WHO reports "Rare" and "Very rare" by symptomless Infected. But Facebook says its official policy is "half of infections are from Asymptomatics!" To disagree with Facebook's medical opinion is to be banned. Dr. Mercola's medical opinions have been banned, they are that good. In Poland, Facebook could be fined for taking down truthful legal information.

67. On Dec 25 2020, JAMA said:

New Study Suggests Asymptomatic COVID Patients Aren't "Driver Of Transmission"

The American Medical Association's JAMA Network Open journal has published new research from a government-backed study that appears to offer new evidence that asymptomatic spread of COVID-19 may be significantly lower than previously thought[A]. Some members of the public might remember all the way back in February and January when public officials first speculated that mass

mask-wearing might not be that helpful unless individuals were actually sick.

They famously back-tracked on that, and - for that, and other reasons - decided that we should all wear masks, and that lockdowns were more or less the best solution to the problem[B].

In the paper noted above which examined 54 separate studies with nearly 78K total participants, the authors claim that "The lack of substantial transmission from observed asymptomatic index cases is notable... These findings are consistent with other household studies reporting asymptomatic index cases as having limited role in household transmission."[C] Two British scientists recently published an editorial in the BMJ imploring scientists to rethink how the virus spreads "asymptomatically". They pointed to "the absence of strong evidence that asymptomatic people are a driver of transmission" as a reason to question such practices as "mass testing in schools, universities, and communities."

the WHO's current guidance on the issue is that "while someone who never develops symptoms can also pass the virus to others, it is still not clear to what extent this occurs, and more research is needed in this area" [D].

https://www.zerohedge.com/geopolitical/new-study-suggests-asymptomatic-covid-patients-arent-driver-transmission

68. [A] "lower than previously thought." Can't get much lower than NONE from the WHO and ZERO from Wuhan.

[B] No reason but do keep wearing masks even if not sick.

[C] "the lack.. is notable.. consistent with other studies"

With "none" documented by WHO, "zero" in Wuhan, "none" consistent with other studies, experiment has disproven the theory of Asymptomatic Transmission.
[D] With none, it is not clear to what extent it occurs? The clarity problem isn't with the data, it's with the viewer:

Asymptomatic is transmission with no symptoms seen,
Not knowing who's a threat, the answer is to quarantine.
Social distance remedied the never knowing who,
Would be infectious, even though they would be very few.

But on June 8 WHO said it won't transmit without a sneeze,
Like Flu, no symptoms means no danger. Coping's now a breeze.
It will be tough to break the spell, get close again like yore,
Where we share cards and sit at poker table like before.

3) 166 DEATHS NOT IN LONG-TERM-CARE

69. On Nov 15 2020, CTV reported 10,947 deaths out of 38 million Canadians had 10,781 in long-term care (98.5%) omitting the difference of only 166 deaths (1.5%) not in long-term-care. The threat of death by Covid to non-long-term-care Canadians is 166/38,000,000 = 0.00044%. 1 in 230,000! 99.99956% not in Long-Term-Care will not die.

70. Lockdowns, masks and social distancing may make some sense in Long-Term-Care homes with the susceptible people but for a 1/230,000 danger for those not in Long-Term-Care, such restrictions make no sense at all. The 166 deaths were probably Canada's sickest not in Long-Term-Care with co-morbidities such as obesity, diabetes, cancer, heart condition. If 90% of the 166 had such co-morbidities, only a

tenth of the 166 Canadians who died were really healthy, 0.000044%, 1 in 2.3 million! Almost no healthy Canadians have died. Though the online CTV replay has edited out the numbers, what is being hidden is always of prime interest.

COVERING FOR REAL LOW DEATHS

71. With the world panicked by a threat hyped a hundredfold added to the undocumented Asymptomatic Transmission Theory that sniffles are not needed to spread Covid makes the exaggerated plague invisibly ubiquitous. The only way to cover up when deaths do not match exaggerated expectations is to fudge the statistical Cases and Fatalities data.

EARLY INTUBATIONS

72. Quick intubation killed 90% of patients and is now discontinued. Patients needed oxygen, not ventilators to help pumping it in.

INFECTED PATIENTS TO LONG-TERM-CARE HOMES

73. Sending infected persons into Long-Term-Care homes with the only demographic really susceptible to infection sadly helped increase the real death numbers until discontinued.

CDC DEATH CERTIFICATE GUIDELINES CHANGE

74. On Mar 24 2020, the CDC changed the Death Certificate guidelines from the previous 17-year standard to a new standard where even presumed not-tested Covid suspicion was raised in priority while "bullet to the head" or "lightning

strike" were lowered to secondary co-morbidities. New symptoms like Diarrhea, vomiting, stomach cramps may now confirm death by Covid. Some Death Certificates do not even mention Covid at all with Covid being later added to the Covid count under "All deaths within 30 days of positive are Covid."

75. On Dec 27 2020, Gateway Pundit Joe Hoft reported:

> **330,000 Americans Die "With" China Coronavirus - CDC says Number Who Died "From" Coronavirus Is Much Less, Around 6 Percent**
>
> **We reported in August that the CDC admits that only 6% of all deaths in the US classified as Coronavirus deaths actually died from the China Coronavirus alone.**
>
> **Yes, this was from the CDC's own reporting.**
>
> **So today it looks like less than 20,000 deaths in the US (330,000 x 6% = 19,800) over the past year have actually been due to the coronavirus only. The remainder of the deaths reported by the CDC include accidents, overdoses, suicides and those presumed to have had the coronavirus upon their death.**
>
> **So basically many local and state governments are shutting down their local businesses and institutions due to over-inflated statistics regarding the number of Americans who died from this China oriented coronavirus.**

https://www.thegatewaypundit.com/2020/12/330000-americans-die-china-coronavirus-closer-20000-died-china-coronavirus/

76. On Dec 28 2020, Facebook Fact-Checker Science Feedback:

> **False claim shared by President Trump that only 6% of CDC-reported deaths are from COVID-19 is based on flawed reasoning... Independent fact-checkers say this information has no basis in fact.**

Learn more about how Facebook works with independent fact-checkers to stop the spread of false information.
https://www.facebook.com/john.turmel/posts/10159912392987281

77. Facebook Fact-Checkers saying that "only 6% of CDC-reported deaths are from COVID-19" is "false" and "based on flawed reasoning" is belied by CDC's own site report:

> **For 6% of the deaths, COVID-19 was the only cause mentioned. For deaths with conditions or causes in addition to COVID-19, on average, there were 2.9 additional conditions or causes per death.**

https://www.cdc.gov/nchs/nvss/vsrr/covid_weekly/index.htm

78. How can it be flawed reasoning leading to a false claim to state a published fact, easily verifiable even if most will not. Under the previous CDC guidelines, only 6%, 1/17th of Death Certificates, would have recorded Covid as Cause of Death, 94%, 16/17ths would have registered the other morbidity that really caused the death with Covid as the secondary co-morbidity if mentioned at all.

79. If 94% of Covid deaths are really other co-morbidities, it would be expected that the deaths for other co-morbidities currently now in the Covid column would decrease. Overall Fatalities in the US not having risen makes it more likely Covid was substituted for those co-morbidities. Flu's disappearance from this year's record suggests continued mis-attribution.

PCR TEST FALSE POSITIVES

80. PCR Test kits with sensitivity cycles set too high have generated massive false positives detecting Covid from many reported silly things but over-sensitivity was necessary to cover for the massively exaggerated Covid death count expected from a virus 34 times deadlier than the Flu. It is now found that the PCR test amplifies pieces of virus, dead or alive and cannot be used to detect live infection. Tanzanian President Magufuli got false positives after submitting a goat and a papaya! Overly sensitive.

81. Facebook fact-checked Dr. Roger Hodkinson:

> **Hodkinson's Instagram post also states that "testing should stop" because it finds the virus in people who have no symptoms, producing false numbers..."[A]**
>
> **According to Dr. Luis Ostrosky-Zeichner, a professor of infectious diseases at McGovern Medical School at the University of Texas Health Science Center in Houston positive COVID-19 molecular test "pretty much nearly assures that you have genetic material of the virus in your system, whether you have the active infection or are recovering from it."[B]**
>
> **This is part of The Associated Press ongoing effort to fact-check misinformation that is shared widely online, including work with Facebook to identify and reduce the circulation of false stories on the platform. Here's more information on Facebooks fact-checking program:**

https://www.facebook.com/help/1952307158131536

https://apnews.com/article/fact-checking-9765563716

82. [A] Testing symptomless people who are not shedding serves no purpose is all Dr. Hodkinson said.
[B] That the test "pretty much nearly assures that you have genetic material of the virus in your system" is belied by the existence of over-sensitive false positives!

CHINA

83. The panic started with the viral video showing Chinese Covid victims collapsed and dead in the streets with citizens being locked down and sealed in their homes. Has anyone seen such collapsed corpses anywhere else?

SWAMPED V EMPTY HOSPITALS

84. Too many patients were sent to too few swamped hospitals while other hospitals and hospital ships sat empty! So many hospitals shut down and laid off staff in anticipation of a surge that never came while the breathless reports were about the few hospitals that were swamped. Intensive Care Units (ICUs) are always near capacity in Flu season so reports about hospitals being overwhelmed during Flu season are not particularly persuasive.

ALARMISTS SAY DENIERS ENDANGER OTHERS

85. It's the same persuasion technique as Global Warming. Deniers endanger everyone else just as not complying with medical restrictions endangers everyone else. If a Denier is wrong, people will die. If an alarmist is wrong, resources have been wasted. So it's a much safer bet to alarm than to assuage and it takes moral courage to follow the math.

FOCUS ON INFECTIONS NOT DEATHS

86. With deaths decreasing, focus on rising Infections from unreliable PCR tests makes a rosy picture look gloomy.

DISCREDITING PROMISING HCQ ALTERNATIVE

87. While in full-blown promotion of potential vaccines, other more regular flu-like remedies including vitamins have shown promise and been discredited by MainStreamMedia.

88. The most egregious example is when France's Dr. Didier Raoult announced he used HydroxyChloroQuine HCQ to save 99.2% of his 4,000 Cases and only losing CFR 0.8%! His Covid CFR was under 1% with HCQ! President Trump mentioned that it looked promising and there were many patient and and doctor testimonials to its efficacy discounting any need for a vaccine! So this decades-safe medication had to be discredited.

89. A report in the Lancet and New England Journal of Medicine announced a global study of 90,000 had found much danger using HCQ for Covid which caused the cancellation of HCQ trials around the world. Whom to believe, a sample of 4,000 showing it worked great or a global survey saying it was dangerous? The report was soon shown to be completely fraudulent and retracted by Lancet and NEJM who blew their credibility to squelch the good HCQ news and further the panic but HCQ test research remains discontinued.

90. Worse than such fraud, a Bill Gates-funded Oxford Recovery HCQ test in the UK used a different protocol than in France that lost 25.7% of their 1,500 patients compared to Raoult's protocol that lost 0.8% of his 4,000, 32 times a greater loss! Why did the UK Gates protocol use lose so many and the France Raoult protocol lose so few?

91. A Normal Bell Curve can be fit to any average from any known sample to tell us the range of averages expected from more samples. Expect 2/3 to land within 1 Standard Deviation of the average. 95% to land within 2 Standard Deviations, 99.7% to land within 3SD. The formula for the Standard Deviation around any mean is an elementary Square Root SQR(n * p * q) where
n: number in sample; f: number of Fatalities;
p: probability of Fatality: fatalities / number: f / n;
q: probability of life: non-fatalities / number: 1 - p,

92. Applying the quick and easy Bell Curve Equation to any average "p" and sample size "n" to let you know in a short instant the range of future expected results Belled about any mean is the most invaluable tool in statistics.

93. France: f=32; n=4,000; p=32/4,000 =.008 q=1-.008 = .992 SD=SQR(4000*(.008)*(.992)) = 5.7, say 6 about mean 32.

94. If you treated more 4,000-patient samples with the France protocol, the Bell curve of spread around the mean predicts:
- 66%, 2/3 of results will be between 26 and 38 deaths. 33%, 1/3 of the results are in the tails. 1/6 of samples with less than 26 and 1/6 with more than 38;

- 95% of samples will be between 20 and 44 deaths. 1/20 outside. 1/40 less than 20 and 1/40 more than 44;
- 99.7% of results will be between 14 and 50 deaths. 1/370 outside. 1/740 less than 14 and 1/740 more than 50;
- 99.997 of results will be between 8 and 56 deaths, 1/16,500 outside. 1/33,000 less than 8 and 1/33,000 more than 56. The odds of someone losing more than 56 patients following Raoult's protocol is 33,000 to 1 against.

95. How far off is the Oxford Recovery HCQ test that had 25.7% (396) deaths in over 1500 patients? 25.7% is 32 times greater than .8%. Had Oxford also tested a 4,000 sample, extrapolating shows they would have had 1,040/4,000 deaths compared to Raoult's 32/4,000! When it's 33,000:1 against more than 56 deaths and the Recovery protocol lost over a thousand per 4,000 more, that is off Raoult's 32 by 1,008. That's 180 5.7 Standard Deviations away.

96. Something unusual in the Gates Oxford Recovery protocol had to have caused the extra 25% deaths for comparable sample. It was found the Gates protocol used much higher dosages of HCQ than the Raoult protocol to enable Gates to lose 25% more patients in UK than Raoult in France. Had the Gates test used even greater overdoses, he could have lost 50%, even 100% of the patients. The Gates failed experimental protocol was really murder on his patients and does not belie the Raoult experimental protocol. Suppressing hopeful alternatives that furthered the Covid panic suggest deliberate malevolence.

CENSORSHIP

97. In July 2020, AmericasFrontlineDoctors.com held a press conference in Washington where Dr. Simone Gold touted her positive experiences with HydroxyChloroQuine. Their site was deplatformed and she has since been fired by her two hospitals. Other doctors have had their medical licenses suspended. Doctors who have spoken out with great results for HCQ against the orthodox narrative have also been persecuted. In the US, doctors have had their web sites taken down! suffered hit pieces by Facebook. Who benefits in discrediting a promising "cheap" treatment? Those with an interest in Emergency Use Authorization for their vaccines.

98. There has been a general slaughter of unorthodox viewpoints on the Internet. Youtube has killed hundreds of channels, Twitter, Facebook, other platforms have instituted draconian censorship policies.

99. On Apr 1 2020, John Turmel on the Youtube SmartestManSays channel published the first daily video on the only way to save the planet, the Mr. Spock Upgrade of the central bank software to provide all citizens with access to interest-free credits to tide them over the pandemic with a lifetime to pay it back was banking on Earth as in Heaven. The videos posited obtaining antibodies from the urine of survivors and pointed out delay in cancelling Fauci's false alarm was costing deaths of desperation.

100. On July 25 2020, "COVID Apple-Orange Data Hoax" was published at https://youtu.be/btrGKYYmJeI

101. On Aug 26 2020, 'Youtube Downs "Covid Apple Orange Data Hoax" Video' was published at https://youtu.be/ikoh_R8X7PY

> **Youtube informs me my video "Covid Apple-Orange Data Hoax" was taken down for violating their community guidelines on contradicting WHO. They wouldn't tell me what part of it was objectionable so I'm going to redo it in pieces to find out which ones will be banned. They can be found at http://SmartestMan.Ca/kotp videos index.**

102. The topics were cut into 8 videos and published separately. None was taken down. Perhaps each alone did not have the same impact on the censors as the united whole. Why did the Apple-Orange hoax never get out? Disqus has banned commentary by John Turmel to the 750,000 sites that use its platform. Censorship at the core without users knowing.

4) LOCKDOWN GAIN DOES NOT JUSTIFY LOCKDOWN PAIN

103. Covid-Mitigation restrictions include lockdowns & curfews, quarantines, mandatory masks, mandatory social distancing, mandatory vaccine, mandatory immunity card for public services. The debilitating effects of lockdowns on prisoners is well-documented even if the effects of home arrest are less so. Lockdowns have been a Canadian disaster regularly detailed in the news. It is hoped it should not take much to convince the court that suicides, murders, abuses, addictions, truancy, have all gone up under lockdown. Personal loss suffered not visiting relatives, time lost by line-ups at stores, higher prices to pay for protection measures, stress from the distress shown by many. Neighbors snitching on neighbors, friendships breaking over

accusations of deniers putting alarmists at risk from the invisible plague by not obeying preventative measures seriously.

104. Such restrictions on civil liberties to mitigate a false alarm are an arbitrary, grossly disproportional, conscience-shocking violation of the Charter Section 2 right to freedom of peaceful assembly and association is gone, S.6 right to mobility, S.7 right to life, liberty and security, S.8 right to be secure against unreasonable search or seizure, S.9 right to not to be arbitrarily detained or imprisoned, S.12 right to not be subjected to any cruel and unusual treatment or punishment, not in accordance with the principles of fundamental justice.

LOCKDOWN FUTILITY

105. On Jan 17 2021, a new peer reviewed study out of Stanford University: "Assessing Mandatory Stay-at-Home and Business Closure Effects on the Spread of COVID-19" in 10 different countries, including England, France, Germany and Italy wrote:

> **"In summary, we fail to find strong evidence supporting a role for more restrictive NPIs in the control of COVID in early 2020. We do not question the role of all public health interventions, or of coordinated communications about the epidemic, but we fail to find an additional benefit of stay-at-home orders and business closures. The data cannot fully exclude the possibility of some benefits. However, even if they exist, these benefits may not match the numerous harms of these aggressive measures. More targeted public health interventions that**

more effectively reduce transmissions may be important for future epidemic control without the harms of highly restrictive measures."

https://onlinelibrary.wiley.com/doi/epdf/10.1111/eci.13484

DR. HODKINSON PROTESTS SHAMDEMIC

106. On Nov 13 2020, Dr. Roger Hodkinson's righteous rant:

What I'm going to say is lay language, and blunt. It is counter-narrative... There is utterly unfounded public hysteria driven by the media and politicians.[A] It's outrageous. This is the greatest hoax ever perpetrated on an unsuspecting public.[B]

There is absolutely nothing that can be done to contain this virus. Other than protecting older, more vulnerable people. It should be thought of as nothing more than a bad flu season.[C] This is not Ebola. It's not SARS. It's politics playing medicine and that's a very dangerous game.

There is no action of any kind needed other than what happened last year when we felt unwell. We stayed home, we took chicken noodle soup, we didn't visit granny and we decided when we would return to work. We didn't need anyone to tell us. Everywhere should be opened tomorrow as well as was stated in the Great Barrington Declaration..

All that should be done is to protect the vulnerable and to give them all in the nursing homes that are under your control, give them all 3,000 to 5,000 international units of vitamin D every day which has been shown to radically reduce the likelihood of Infection.

And I would remind you all that using the province's own statistics, the risk of death under 65 in this province is one in 300,000. One in 300,000. You've got to get a grip on this.[D]

The scale of the response that you are undertaking with no evidence for it is utterly ridiculous given the consequences of acting in a way that you're proposing. All kinds of suicides, business closures, funerals, weddings etc. It's simply outrageous! It's just another bad flu and You've got to get your minds around that. Let people make their own decisions. You should be totally out of the business of medicine. You're being led down the garden path by the chief medical officer of health for this province. I am absolutely outraged that this has reached this level. It should all stop tomorrow.

https://vimeo.com/487473042

107. [A] The hysteria has simple people deeming a Tenth of a Flu as a Plague Ten Times worse than Flu. People have been terrorized with rumors of invisible plague. Such hysteria explains why advanced nations are reporting such a dire pandemic while poorer nations without medical protection or testing equipment have not reported any crisis, no corpses in the streets. Not having changed to counting deaths "with Covid" rather than "of Covid" pursuant to the new CDC guidelines may have helped keep their death numbers down and so they are unaware of a pandemic danger not being experienced.

[B] Dr. Hodkinson's "greatest hoax ever perpetrated" is now proven by the data. More and more doctors are speaking up.

[C] It is not "nothing more than a bad Flu." The original Covid 3.4% CFR made it a third as Bad as the Flu 10% CFR but its new 1% CFR Light makes it only a tenth as bad.
[D] 166 deaths in non-long-term care at 230,000:1 (0.00044%) is very close to deaths for under 65s at 300,000:1 (0.00033%). His odds are in the ball park with the right number of zeros.

108. On Dec 2 2020, Facebook labels Hodkinson's speech false:

> **Pathologist falsely claims COVID-19 is "the greatest hoax ever perpetrated" and "just another bad flu." a AP ASSESSMENT: False. Not only is COVID-19 deadlier than the flu, but symptoms can be long-lasting, according to medical experts. But health officials widely agree that the coronavirus is much more dangerous than the flu.[A] "This [COVID-19] is very different from influenza, much higher mortality, much higher morbidity if you survive it,"[B] said Ostrosky-Zeichner...**

109. [A] "health officials widely agree that the coronavirus is much more dangerous than the flu" only if comparing Covid's CFR to the hundredfold too small Flu's IFR.
[B] A tenth of the Flu's mortality is not "much higher mortality!"

110. On Dec 22 2020, Dr. Sucharit Bhakdi Vaccine Warning:

> **Americans and people all over the world are rushing to be the first in line to get one of the new COVID vaccines. This is despite the fact that the risks associated with the vaccines could be worse than the coronavirus itself.[A]**

> **Much of the United States and the world has been shut down over a virus that has more than a 99% survivability rate.[B] In fact, the virus is so tame, most people never even know they have it.**
> **And yet we continue to see business closures, lockdowns, quarantines, mask mandates, and social distancing rules. As a result of these devastating government actions, we've seen skyrocketing unemployment, suicide, drug abuse, and crime. In fact, in San Francisco, the deaths from suicide have far outpaced the deaths from COVID. Yet we're told this is all part of the "new normal" and we should expect it to go on - not for months - but years.**

https://deepstatejournal.com/2020/12/22/world-renowned-microbiologist-has-urgent-warning-about-covid-vaccines/

111. With the Apple-Orange amplification of the Covid threat by a hundredfold exposed, Dr. Hodkinson, Dr. Bhakdi and many other doctors protesting the hoax are proven right and have been defamed by Big Brother at AP and Facebook. Too many doctors have avowed in public that Covid is a tame virus and the numbers back them up to expose the Covid 19 scamdemic.

ONTARIO LOCKS DOWN

112. On January 12 2021, the Ontario Premier Doug Ford declared a second provincial emergency under s 7.0.1 (1) of the Emergency Management and Civil Protection Act (EMPCA) to address the Covid Crisis and Save Lives. The Province issues Stay-at-Home Order and Introduces Enhanced Enforcement Measures to Reduce Mobility for the looming threat of the collapse of the province's hospital system shown by models.

Stay-at-home unless for groceries, pharmacy, health care, exercise, work if can't do remotely with no more than 5 people meeting to help stop the spread by reducing mobility as the province continues its vaccine rollout and ramps up to mass vaccination.
https://news.ontario.ca/en/release/59922/ontario-declares-second-provincial-emergency-to-address-covid-19-crisis-and-save-lives

113 In the 6 months between Jan 15 to July 13, for children under 20, Ontario reported 1 Death! Ontario schools are closed for 1 death? Extrapolation expects 3 deaths under 20 in Canada.
https://files.ontario.ca/moh-covid-19-report-en-2020-07-26.pdf

CANADA THREATENS IMPRISONMENT

114. On Jan 5 2021, Prime Minister Justin Trudeau warned:

> **We've been very clear. No one should be vacationing abroad right now. But if you still decide to travel at your own risk, you will need to show a negative Covid 19 test before you return[A]. You must self-isolate for 2 weeks when you get back[B]. You need to take this seriously[C]. Not following the rules can mean real consequences including fines and prison time.[D]**

115. [A] Showing a negative Covid test given the PCR test's propensity for false positives may be a problem. No fun being locked in over a false positive. The CDC is now expected to require the same hard-to-show negative Covid test from international visitors to the US.

[B] With zero reported transmission without symptoms, quarantining returning people without sniffles is not logical.
[C] It is very hard to take anything seriously from a government fooled by an Apple-Orange Comparison.
[D] A duped Prime Minister wants to fine and imprison those refusing to be fooled with him.

116. The Prime Minister and his Government have been duped by the most elementary trick in statistics, comparing apples to oranges to exaggerate the threat by a hundredfold, duped by an unproven theory of asymptomatic transmission of a virus with only 166 Canadians not in Long-Term-Care dying up to Nov 15 2020; a Population Fatality Rate for Canadians not in Long-Term-Care of a mere 0.00044%, 1 in 230,000.

117. All the world's elected politicians fell for the Apple-Orange Comparison and only Guinness Record never-elected-100-times politician John Turmel did not.

118. Restrictions on civil liberties are not warranted for a Covid threat if they are not warranted for the tenfold deadlier Flu threat. The restrictions are focused on the healthy long-shots with a 0.00044% (1/230,000) chance of death and not on those shorter shots in Long-Term-Care with 10,781/38M = 0.03% (1/3,300).

WHO DID IT?!

119. Global effects of lockdown restrictions have caused
- desperation deaths far in excess of Covid deaths;
- hundreds of millions unemployed;
- 250 million facing famine around the world.

120. Global media and medical establishments have hyped a mini-virus a hundredfold with an Apple-Orange comparison into an imaginary plague to convince a gullible world into shutting down life-support systems and imposing famine on a quarter billion people and innumerable woes on many hundreds of millions more? Qui bono? Who benefits? Personal Protection Equipment producers, Skip-the-Dishes delivery come to mind but vaccine companies seem to have most to gain by an exaggerated scamdemic.

MANDATORY VACCINE PROTECTION SCAM

121. It would seem all the hype is promoting vaccines to get immunity cards for release from house arrest.

122. Without comment on the validity of tests for any particular vaccine, it is the untested combinations of many vaccines that are worrisome. When a new vaccine is added to the approved schedule, the formula for the number of combinations to test is 2^n for "n" vaccines, an exponential geometric doubling with each additional new vaccine.

123. With n=10 vaccines, there are 2^10 = 1,024 combinations to test for clashes, from a test of none to a test of all ten, with all other combinations in between. Add an 11th vaccine and where there were 1,024 combinations without it, there now need to be tested another 1,024 combinations with it. The original 1024 without plus the next 1024 with. 2^11 = 2,048! Another vaccine doubles the number of combinations to be tested again to 2^12, 4,096 combinations. 20 vaccines have 2^20 = over 1,000,000 combinations to test.

124. Vaccine promotion has the hallmarks of a scam which is always exposed by its illogic. The vaccinated who feel threatened by the unvaccinated are like someone with an umbrella worried about you getting them wet because you don't have an umbrella too. It's too stupid an argument to take seriously but it is the argument at the base of mandatory vaccines. The delusion that the protected are threatened by the unprotected. It belies the belief that vaccines work. If they work, why is protection needed from unvaccinated others? These are the health officials who put fluoride, a known neuro-toxin, into our water? Can they be trusted to put anything into our veins?

125. On Jan 19 2021, Plaintiff filed a Statement of Claim for an Order pursuant to S.24(1) of the Charter for an Injunction prohibiting any federal Covid-mitigation restrictions that are not imposed on the deadlier Flu; or a permanent constitutional exemption from any Covid-mitigation restrictions as an appropriate and just remedy.

126. On July 12 2021, Prothonotary Mandy Aylen struck the claim without leave to amend on the grounds that no restriction had been imposed on Plaintiff at that time.

127. On January 15, 2022, the Respondent, the Honourable Omar Alghabra issued the Decision pursuant to section 6.41 of the Aeronautics Act. The Decision came into effect January 15, 2022 and does not have an expiry date. It is the ninth order since October 29, 2021, to prohibit Canadians who have chosen not to receive the experimental Covid-19 vaccines from air travel.

128. Sections 17.1 to 17.9 of the Decision require all air travellers to show proof of Covid-19 vaccination to board an airplane departing from an airport in Canada that is listed in Schedule 2 of that Order, including all major airports in Canada.

129. The Plaintiff herein has chosen not to receive the current Covid-19 vaccines because fluid mechanical engineering predicts that spikes obstructing blood flow in capillaries would cause clots. Dr. Hoffe announced he had given his vaxed patients D-Dimer tests and found that 63% had micro-clots.

SPIKES CAUSE CLOTS

130. Blood vessels are designed to be smooth to permit fast laminar flow. But when your cells start producing spike proteins to protrude into the capillaries, the spikes impede the flow. Impeding the flow of blood causes clots. So it's a good bet that everyone who got the clot shot now have their capillaries clogged with micro-clots and a D-Dimer test is the only way to find out. But it makes sense from a fluid mechanical point of view that if you've got impediments in the bloodstream like spikes, you're going to form clots around them. And there have already been many reports of clots with respect to the vaccine from doctors.

131. Doctors who are warning us against the clot shot are being fired, censored, their accounts been taken down, their licenses have been suspended. Spikes must clog capillaries with micro-clots. The vaxed are Walking Dead who will need blood-thinners for life.

We made a big mistake! said Dr. Bridle in alarm,
We didn't know the spike could travel, heart and brain to harm.

When spike attaches in an artery, we find the flow,
Impaired enough to have the blood clots start around to grow.
Clots start in capillaries so you'll not yet feel the threat.
As pumping blood gets harder, watch as bigger clots you'll get.

With capillaries clogged by clots from spikes, it may be said,
If you and kids took jab, your clots now make you Walking Dead,
Though Trudeau said the shots were safe, effective, not to fear,
He'll even pay your funeral expenses, what a dear!

VAERS

132. A doctor has to spend an unpaid half an hour filling out an Vaccine Adverse Event Reaction form and most of the symptoms are minor. Like sneezes, or flus, or pains, little symptoms. What doctor is going to spend half an hour reporting an ache? So VAERS forms don't get filled out very much and are understated, they say by a factor of 100.

133. Worse, the CDC now doesn't count those vaccinated under 14 days as officially vaccinated. They might die the day after the shot but it doesn't count as a vaccine death until 14 days later. Since most adverse effects are in the first days, it ensures that they are not listed as vaccine adverse effects. They're fudging the numbers right to your face!

HEART PROBLEMS

134. http://archive.is/pvggn is the University of Ottawa study over June and July 2021 of 32 heart problems after 15,997 Moderna and 16,382 Pfizer shots. 32/32,379 is about 1/1,000.

135. Though 32 heart problems in 32,379 doses is 1/1,000, if they double-dosed, then it's 30 heart problems in 16,000 patients. So, not 1/1,000 but could be 1/500 who get heart problems!

136. A National Post Sep 24 2021 article titled "Study claiming 1 in 1,000 risk of heart inflammation after Covid vaccine got calculation wrong" claims the result is over-stated for using the wrong denominator. It said 32 problems were not from 32,000 doses but from 833,000 doses. The report was filed before the last reading came in which added 800,000 shots to the already-counted 32,000.

137. If you believe they missed the last data entry from 32k to 833k doses, 416 double-dosed patients, then it's 32/416,000, 1/13,000, 25 times less than the 1/500!

138. 26 million vaccinated Canadians * 1/13,000th is 2,000 new heart patients. How many would have taken the shot if they had known that the Virus Mortality was an exaggerated false alarm?

139. 2.6 billion vaccinated around the world * 1/13,000 = 200,000 new heart conditions world-wide.

140. But if we accept the original result out of 32K and not 833K, then 1/500 of Canada's 26 million = 52,000 heart problems. 1/500 of the world's 2.6 billion = 5.2 million heart problems! How many would have taken the jab had they known Covid was no more deadly than a lousy 1/3 mini-Flu?

141. That's just heart problems. Now count clots to the lungs and brain and destruction of the immune system for many more patients coming up.

142. In the months leading up to the issuance of the Decision, the Prime Minister of Canada made pejorative and discriminatory statements toward Canadians who have made the decision not to receive the Covid-19 vaccine including by calling them "racists", "misogynists" and asking "[d]o we tolerate these people?"

143. On December 16, 2021, the Prime Minister wrote to the Respondent Minister of Transport expressly directing him to enforce vaccination requirements across the federally regulated transport sector, and requiring travellers on commercial flights within and departing Canada to be vaccinated.

144. The resulting Decision provides a limited number of classes of individuals that are exempt from the requirement to show proof of Covid-19 vaccinations. The Plaintiff does not qualify for any of the exemptions in S.17(3).

145. Four vaccines are currently authorized in Canada to treat symptoms of Covid-19: AstraZeneca, Moderna, Pfizer, and Johnson & Johnson. All Covid-19 vaccines are still undergoing clinical trials, which are scheduled for

completion in 2023 or later. None of these vaccines prevent the infection or transmission of Covid-19 as promised, including the Omicron variant.

146. Covid-19 vaccines, while recommended by Canadian public health authorities, are also known to cause severe adverse effects and injuries for some individuals, including serious disabilities and death. Health Canada has placed warning labels on all of the Covid-19 vaccines available in Canada for various serious conditions, including myocarditis, pericarditis, Bell's Palsy, thrombosis, immune thrombocytopenia, and venous thromboembolism.

147. Vaccinated and unvaccinated Canadians can be infected with and transmit Covid-19. However, individuals under 60 years old without co-morbidities have an approximately 99.997% chance of recovery from Covid-19. That's 1/33,000!
148. The Decision discriminates against an identifiable group of Canadians (those who have not received a Covid-19 vaccine).

INSANITIES

VACCINES DO NOT WORK

149. Prime Minister Trudeau said he will not allow the unvaxed to put the vaxed at risk of infection by letting them travel on public transportation putting the lie to the claim that vaccines are effective. Despite the vaxed also able to spread the infection, only the unvaxed will be restricted in their travel. So they took a unsafe shot for an exaggerated threat that doesn't even prevent infection!

VACCINATE IMMUNE KIDS

150. Give clots to kids who are in no danger from the virus. If 1/230,000 not in long-term-care perish, kids are in even less danger. Zero deaths or transmission by youth reported in Iceland and Ireland and Germany, So instead of the over-all death rate of one in a quarter million healthy Canadians, say it's 1 in a million for kids. And Justin Trudeau still wants to clog their capillaries with clots?

151. And given the 1/1/230,000 chance of a healthy person dying, it would seem to be insane to compel healthy Canadians to take their clots over a 1/230,000 chance of death.

NATURAL IMMUNITY NOT CONSIDERED

152. It is now established that natural immunity to a virus from sleeping off infection is many ways better than unnatural immunity by vaccine for just one designer spike protein. But superior natural immunity is not considered in the rush to clot everyone. it's insane to make them risk clots when they're already better immunized by natural antibodies rather than unnatural ones.

153. This situation is analogous to shouting "Fire" in a crowded church which is a crime because many could be hurt in the stampede. The crime would be compounded if the preacher found out it was a false alarm and did not inform the congregation.

154. The pharma-cabal set off the false alarm and this court refusing to call it a false alarm is thusly as responsible for the deadly repercussions as the preacher who did not call the false alarm for the fire.

155. Declaring a false alarm ends all the strife. No more discussion of vaccine safety or efficacy when it is admitted vaccines are not needed for a false alarm mortality rate. Once a Court declares the Covid Mortality a hundredfold hyped false alarm, it stops all restrictions everywhere, world-wide. To the plaudits of humanity if not the pharmaceutical corporations.

156. It is a Judgment Day for all shown proof that the Covid Mortality Hyped Hundredfold. Once you found out the threat was a false alarm, did you warn your friends and family to avoid the needless experimental gene therapy? No? Would they have taken the jab if you had warned them?

157. My http://SmartestMan.Ca/fauci poem now ends with:

Would you have taken jab if Crown Ben Wong had Trudeau told,
Covid Mortality was over hyped by hundredfold?
Would you have taken jab if Justice Crampton had us told,
That Apple Orange were compared to hype by hundredfold

Would you have taken clot shot if Judge Aylen said: Behold
The CFR to IFR's too small by hundredfold
Would you have taken jab if Justice Zinn had us all told,
Comparing Apple Orange hyped the threat by hundredfold.

Would you have taken jab if Randy Hillier had you told...
Would you have taken clot shot if Max Bernier had you told...
Would you have taken jab if MPPs had us all told...
Would you have taken jab if those who knew had us told...

158. This is not the first time Plaintiff attempt to save millions was denied by the courts. In 1982, Supreme Court of Canada Chief Justice Laskin dismissed the application that would have given every citizen of Canada, then the whole world, an interest-free credit card which would have ended poverty overnight. With 40 million souls perishing of poverty every year since then, that's an Equation of Responsibility of 1,600 million souls I tried to save and 1,600 million souls Justice Laskin let die.

159. Who could have imagined anyone would top Justice Laskin's 1.6 billion souls lost but with almost 3 billion now having suffered the clot shot since this Court knew the threat was a false alarm, this error may well exceed Justice Laskin's equation of responsibility.

160. The Decision's requirement for Canadians to be vaccinated to fly does not address a matter of "significant risk, direct or indirect, to aviation safety or the safety of the public" and would not prevent vaccinated travellers from introducing or spreading Covid-19.

161. In making the Decision, the Minister of Transportation erred in fact by treating a mini-flu like a 100 times worse plague.

162. The Minister of Transport is constrained by the Charter, the Constitution Act, 1982. The Minister of Transport cannot:
a. Deprive any individual of their rights, except in accordance with the principles of fundamental justice; or
b. Deprive any individual of their right to mobility, except by due process of law.

163. The Vaccine Provisions of the Decision are a violation of the Plaintiff's
- Section 6: Charter right to leave the country and travel within the country for business or pleasure by prohibiting the Plaintiff only means of exiting Canada or travelling long distances interprovincially in a timely and safe fashion, without submitting to an experimental medical procedure;
- Section 15: equality rights, by discriminating and labelling the Plaintiff as "unvaccinated" and barring him from boarding aircraft in Canada, while permitting a "vaccinated" class of Canadians to fly from Canadian airports.

164. The Vaccine Provisions of the Decision punish Plaintiff for the lawful exercise of his fundamental constitutional rights and freedoms.

165. The Decision is not justified under section 1 of the Charter. The Decision is not in the public interest, is not a rational means to pursue the stated objective as there is no evidence to show that the prohibition of unvaccinated Canadians from air travel limits or reduces the spread of Covid-19. The Decision does not cause minimal impairment to

the rights of the Plaintiff. Further, the deleterious and negative impact of the Decision is not proportional to the minimal or non-existent benefits it may have.

166. The Plaintiff relies on the following legislation, regulations, documents, and enactments:
a. Canadian Charter of Rights and Freedoms, ss. 1, 6, 15 and 24(1);
b. Constitution Act, 1982;
c. Federal Court Rules, SOR/98-106;
d. Aeronautics Act, R.S.C., 1985, c. A-2;
e. Interim Order Respecting Certain Requirements for Civil Aviation Due to Covid19, No. 52; and
f. Such further and other authorities and legislation as counsel may advise and this Honourable Court may accept.

ORDER SOUGHT

167. Upon the grounds of the threat of Covid exaggerated a hundredfold, the theory of Asymptomatic Transmission not being documented, the 0.00044% Population Fatality Rate for Canadians not in Long-Term-Care being miniscule, Plaintiff seeks a Declaration pursuant to S.52(1) of the Canadian Charter of Rights and Freedoms ("the Charter") in respect of the Minister of Transport's "Interim Order Respecting Certain Requirements for Civil Aviation Due to Covid-19, No. 52" (the "Decision") restricting the mobility of Canadians based on their Covid-19 vaccination status is ultra vires section 6.41 of the Aeronautics Act and therefore of no force and effect.
B) A Declaration that the Decision is invalid due to errors in fact.

C) A declaration pursuant to section 52(1) of the Constitution Act, 1982 that sections 17.1 to 17.4, 17.7, 17.9, 17.10, 17.22, 17.30 to 17.33, 17.36 and 17.40 of the Decision ("the Vaccine Provisions") violate the Plaintiff's section 6 Charter right as set out below, and that these violations are not demonstrably justified under section 1 of the Charter;

D) In the alternative, a Declaration pursuant to section 24(1) of the Charter that the Vaccine Provisions of the Decision unreasonably and unjustifiably infringe Section 6 of the Charter;

168. This application will be supported by the Affidavit of John C. Turmel, to be sworn, and such further and other evidence as counsel may advise and this Honourable Court may permit.

The Plaintiff proposes this action be tried in the City of Toronto, Province of Ontario.

Dated at Brantford Feb 14 2022.

Plaintiff
John C. Turmel, B.Eng.,
50 Brant Ave.,
Brantford, N3T 3G7,
519-753-5122, Cell: 226-966-4754
johnturmel@yahoo.com

FEDERAL COURT

Between:
John Turmel
Plaintiff

AND

Her Majesty The Queen
Defendant

STATEMENT OF CLAIM

For the Plaintiff
John C. Turmel, B.Eng.,
50 Brant Ave.,
Brantford, N3T 3G7,
519-753-5122 Cell: 509-209-1848
johnturmel@yahoo.com

THIS IS EXHIBIT "170" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

Court File No.: T-277-22

FEDERAL COURT

BETWEEN:

JOHN C. TURMEL

Applicant
Plaintiff

and

HER MAJESTY THE QUEEN

Respondent
Defendant

RECORD OF MOTION

For the Applicant/Plaintiff
John C. Turmel, B.Eng.,
50 Brant Ave., Brantford, N3T 3G7,
519-753-5122, C: 519-209-1848
johnturmel@yahoo.com

For the Respondent/Defendant
Benjamin Wong
400-120 Adelaide St. W. Toronto, ON, M5H 1T1
647-256-0564
Benjamin.Wong2@justice.gc.ca

Court File No.: T-277-22

FEDERAL COURT

BETWEEN:

JOHN C. TURMEL

Applicant
Plaintiff

and

HER MAJESTY THE QUEEN

Respondent
Defendant

NOTICE OF MOTION

TAKE NOTICE THAT on Friday Feb 25 2022 or at any time thereafter set by the Court, the Plaintiff will make a motion by Zoom or teleconference to the Court on short notice if necessary.

THE MOTION IS FOR an Order granting Plaintiff interim relief of a personal constitutional exemption to the vaccine requirement for air travel promulgated by the Minister of Transport on January 15, 2022, in "Interim Order Respecting Certain Requirements for Civil Aviation Due to Covid-19, No. 52" (the "Decision").

THE GROUNDS FOR THE MOTION ARE that the requirement is in reaction to a Covid pandemic that is a hundredfold exaggerated psy-op false alarm.

AND FOR ANY ORDER abridging the time or mode of service or dispensing with any documents or amending any error or omission which this Honourable Court may allow.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used: Applicant's Affidavit and any other material this court will allow.

Dated at Brantford on Feb 22 2022.

For the Applicant:
John C. Turmel, B.Eng.,
50 Brant Ave.,
Brantford, N3T 3G7,
519-753-5122, Cell: 519-209-1848
johnturmel@yahoo.com

TO: Registrar of this Court,
Attorney General of Canada

File No: T-277-22

FEDERAL COURT

BETWEEN:

John C. Turmel

Applicant

Plaintiff

and

Attorney General of Canada

Respondent

Defendant

NOTICE OF MOTION

For the Applicant/Plaintiff

John C. Turmel, B.Eng.,

50 Brant Ave.,

Brantford, N3T 3G7,

519-753-5122, C: 519-209-1848

johnturmel@yahoo.com

Court File No.: T-277-22

FEDERAL COURT

BETWEEN:

JOHN C. TURMEL

Applicant

Plaintiff

and

HER MAJESTY THE QUEEN

Respondent

Defendant

APPLICANT'S AFFIDAVIT

I, John Turmel, residing at 50 Brant Ave. in Brantford Ontario, make oath:

1. I was accredited an expert witness in the Mathematics of Gambling in the Oct 20 2003 decision of the Honourable Justice Diane Campbell of the Federal Tax Court of Canada in Epel v. The Queen (2003 TCC 707; Docket: 2001-1769(IT)G) https://decision.tcc-cci.gc.ca/tcc-cci/decisions/en/item/27060/index.do

2. On Mar 4 2020, the Toronto Star reported:

> **WHO said the latest mortality rate for the virus is 3.4%. This is well above the seasonal flu, which has a mortality rate of under 0.1%.**

https://www.thestar.com/news/gta/2020/03/11/the-novel-coronavirus-outbreak-is-threatening-to-turn-into-a-global-pandemic-heres-everything-we-know-about-covid-19.html

3. WHO mislabeled the Covid 3.4% CFR (Case Fatality Rate) and the Flu's 0.1% IFR (Infection Fatality Rate) as mortality rates without informing that they were different mortality rates.

4. Comparing Covid's 3.4% CFR Apple not to Flu's 10% CFR Apple but to Flu's 0.1% IFR Orange made the Covid threat look 34 times deadlier than the Flu's when it was really only a third as bad.

5. WHO's finding no documented asymptomatic transmission and Wuhan's finding zero clusters of infections transmitted by 300 asymptomatics out of 10 million tested shows the "Theory of Asymptomatic Transmission" behind masked social distanced lockdowns did not agree with experiment.

6. The Statement of Claim lists other things done to hype the false alarm:
- CTV censoring that only 166 healthy Canadians had died making the odds 1/230,000 of a healthy Canadian dying;
- PCR test set too sensitive to hype cases with false positives;
- Mar 24 2020 Death Certificate Guideline change to up deaths "with Covid" over deaths "from lightning strike" or "from bullet to the head" or "from cancer" or "from heart attack" leaving only 6% (1/17) dying from Covid alone;
- Bill Gates' UK Oxford Recovery trial showing HydroxyChloroQuine was dangerous by killing 25.7% of the patients with a 9.6 gram overdose after Dr. Didier Raoult had lost only 0.8% in France using 1 gram.

7. Plaintiff has started an action to declare the "Interim Order Respecting Certain Requirements for Civil Aviation Due to Covid-19, No. 52" (the "Decision") which restricts the mobility of Canadians based on their Covid-19 vaccination status to be ultra vires section 6.41 of the Aeronautics Act and therefore of no force and effect.

8. Plaintiff argues the Decision, with limited exceptions, effectively bans Canadians who have chosen not to receive an experimental medical treatment from domestic and international travel by airplane resulting in discrimination and a gross violation of the constitutionally protected right to Mobility afforded to the Plaintiff by section 6 of the Charter.

9. Plaintiff seeks a Declaration that the Decision is invalid due to errors in fact and a declaration pursuant to section 52(1) of the Constitution Act, 1982 that sections 17.1 to 17.4, 17.7, 17.9, 17.10, 17.22, 17.30 to 17.33, 17.36 and 17.40 of the Decision ("the Vaccine Provisions") violate the Plaintiff's section 6 Charter right and that these violations are not demonstrably justified under section 1 of the Charter;

10. Restriction on air travel to mitigate a false alarm over a virus with mortality hyped a hundredfold is an arbitrary, grossly disproportional, conscience-shocking violation of Charter right.

11. Affiant wishes to fly to Ottawa to visit family and should not be deprived of such mobility in reaction to a Covid pandemic false alarm.

12. This Affidavit is made in support of a Motion for an Order granting Plaintiff an interim personal constitutional exemption from the Minister of Transport's January 15, 2022 "Interim Order Respecting Certain Requirements for Civil Aviation Due to Covid-19, No. 52" (the "Decision") requiring proof of vaccination for air travel pending adjudication of the action.

John C. Turmel, B.Eng.,
50 Brant Ave.,
Brantford, N3T 3G7,
519-753-5122, C: 519-209-1848
johnturmel@yahoo.com

Sworn before me at Brantford on Feb 22 2022.

A COMMISSIONER, ETC.

Mary Louise Donald, a Commissioner, etc.,
County of Brant, for the Government of Ontario,
Ministry of the Attorney General.

File No: T-277-22

FEDERAL COURT

BETWEEN:

John C. Turmel

Applicant

Plaintiff

and

Attorney General of Canada

Respondent

Defendant

APPLICANT'S AFFIDAVIT

For the Applicant/Plaintiff
John C. Turmel, B.Eng.,
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Court File No.: T-277-22

FEDERAL COURT

BETWEEN:

JOHN C. TURMEL

Applicant

Plaintiff

and

HER MAJESTY THE QUEEN

Respondent

Defendant

APPLICANT'S WRITTEN REPRESENTATIONS

1. Applicant has shown that WHO compared the Covid 3.4% Case Fatality Rate ("CFR") to the hundredfold too-small Flu 0.1% Infection Fatality Rate ("IFR") to hype the false alarm a hundredfold without informing that they were comparing two different mortality rates.

2. No asymptomatic transmission mandating masked social distanced lockdowns has yet to be documented.

3. Applicant attests that restricting air travel for the unvaccinated because of a Covid pandemic false alarm is an unreasonable violation of Applicant's Mobility Right under S.6 of the Charter.

4. Applicant's seeks an Order granting Plaintiff interim relief of a personal constitutional exemption to the vaccine requirement for air travel by the Minister of Transport in the January 15, 2022 "Interim Order Respecting Certain Requirements for Civil Aviation Due to Covid-19, No. 52" (the "Decision") requiring proof of vaccination for air travel pending adjudication of the action.

Dated at Brantford on Feb 22 2022.

_____

For the Applicant/Plaintiff
John C. Turmel, B.Eng.,
50 Brant Ave.,
Brantford, N3T 3G7,
519-753-5122, C: 519-209-1848
johnturmel@yahoo.com
For the Applicant:

TO: Registrar of this Court,
Attorney General of Canada

File No: T-277-22

FEDERAL COURT

BETWEEN:

John C. Turmel

Applicant

Plaintiff

and

Attorney General of Canada

Respondent

Defendant

APPLICANT'S WRITTEN REPRESENTATIONS

For the Applicant/Plaintiff

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519-753-5122, C: 519-209-1848

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File No: T-277-22

FEDERAL COURT

BETWEEN:

John C. Turmel

Applicant

Plaintiff

and

Attorney General of Canada

Respondent

Defendant

RECORD OF MOTION

For the Applicant/Plaintiff

John C. Turmel, B.Eng.,

50 Brant Ave.,

Brantford, N3T 3G7,

519-753-5122, C: 519-209-1848

johnturmel@yahoo.com

THIS IS EXHIBIT "171" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

TURMEL: New Blue excluded from Leaders' Debate as Fringe

Subscribe

0 views

johnt...@yahoo.com May 16, 2022, 7:17:43 a.m.
to

NEW BLUE FRINGE
The New Blue Party was excluded from last week's Ontario Leader's Debate and should get used to it.

"Meet the known fringe candidates running in Guelph" is the recent headline about the New Blue fringe party! Big Brother will try to exclude the New Blue candidates as "fringe" for the whole election.
https://www.guelphtoday.com/2022-provincial-election-news/meet-the-known-fringe-candidates-running-in-guelph-5318379

The article mentions
According to the New Blue party platform, if elected the party will fight to end all COVID mandates,

Yes, you are the only party wanting to end all mandates. That's great but most people are already vaxed and are no longer affected nor care about the vax mandates. How to get an already-vaxed Red Liberal to change vote? an already-vaxed Brown NDP to change vote? an already-vaxed Green to change vote? an already-vaxed Old Blue to change vote? Calling off vax mandates and rehiring the unvaxed might be the issue that can get them off their favorite color. The major parties are not only going to get all the free broadcast time but have fleets of cars to drive their database of voters to the polls.

STEAL THE SHOW
Not just promising to end mandates if elected but asking a judge to end mandates because the threat was a false alarm can steal the show to beat that disadvantage and get the New Blue party into the news. Asking the Federal Court makes news provincially, nationally and internationally by exposing the numbers were fudged to cause a deliberate false alarm in the most insulting way, tricked by comparing Apple to Orange. But there is no easier statistical trick to expose than an Apple to Orange comparison.

FIRST CHALLENGES C19 AND C19B
I've done such template group actions in Federal Court 5 times before. In 2014, almost 400 self-represented plaintiffs being heard in a televised hearing in 12 courthouses across 10 provinces was described by the Crown as "unprecedented, extraordinary, remarkable."

http://SmartestMan.Ca/c19sc.pdf (C19) was my first Federal Court Covid challenge last year against "any" restrictions.

75 others plaintiffs spent the $2 filing fee to join me and were stayed pending the result in my Lead Action. Challenging "any" restrictions was struck for lack of specific restriction to strike down and I got hit with $1,000 court costs. Judge Mandy Aylen failing to warn Canadians of the false alarm is on appeal. Other plaintiffs get off cost-free since their actions were stayed pending what happens to me.

http://SmartestMan.Ca/c19bsc.pdf (C19B) is my second challenge in 2022 for the "air travel vax requirement" also being challenged by Brian Peckford and Maxime Bernier. The Crown has moved to strike because the S.6 Mobility Right protects the right to move to, live in, and work in any province but not to travel domestically. The decision of Prothonotary Trent Horne is pending.

http://SmartestMan.Ca/c19csc.pdf is my latest template challenging the air=travel ban under S.7 Right to Security. How secure can we be when we can't travel by air domestically? http://SmartestMan.Ca/c19cins.pdf has instructions for the latest claim against the air travel vax requirement under the S.7 Right to Security.

GOLD STAR BADGE OF HONOR
Alim Manji was one of the 75 self-represented plaintiffs in the first C19 Challenge against "any" restriction and signed on to the new C19B Challenge against the air travel restriction under Mobility Right with me.
http://SmartestMan.Ca/c19balim.jpg is a picture of him with his second Gold Star souvenir. You can bet he'll sign on for his third Gold Star with the (C19C) S.7 Security Right Challenge http://SmartestMan.Ca/c19csc.pdf Read the case and decide if it's a worthy argument to make.

NEW BLUE LEAD
I've been trying to get New Blue candidates to lead the charge in asking the courts to declare Covid Mortality a Hundredfold Hyped false alarm. From my reports at
http://SmartestMan.Ca/c19reps
220425 Jim Karahalios: Steal the Show seeking False Alarm Declaration
http://SmartestMan.Ca/c19115.txt
220428 Jim Karahalios must lead the fight
http://SmartestMan.Ca/c19116.txt
220509 Last try to get Jim Karahalios to save us
http://SmartestMan.Ca/c19117.txt

https://rumble.com/v14k4zj-vaxed-walking-dead-16-more-bad-numbers-on-death-row.html is my latest of 16 videos on the Covid False Alarm that mentions at 27:30 how the New Blue Party can steal the show and end mandates not only in Ontario, but Canada and the world.

CLOG THE COURT TO MAKE NEWS EVEN IF NOT ON DEBATE
I've explained that if all the New Blue candidates were to file, just asking a Federal Court to declare the Covid threat a false alarm would make provincial, national and international news no matter if the judge eventually rules the Apple and Orange are both fruit.

SPINA JOB BACK
Imagine the whole New Blue team filing and plugging up the court. http://SmartestMan.Ca/c19cins.pdf has instructions. New Blue candidates John Spina and Tad Brudzinski both lost their jobs for refusing the be vaxed and realised that it would be easier getting their job back with compensation if a judge rules they had been fired over a false alarm. They're not alone. There are still mandates forcing people to get clotted over a false alarm. All those victims across Canada would have reason to follow your lead in court.

Imagine the power of clogging up the courts with documents from your homes rather than clogging up streets with trucks in Ottawa. All New Blue candidates could file, their supporters could file and then those who want their jobs back or to not lose their jobs could file. You could cram the Registry and Ministry of Justice with files at no costs to your supporters but the token $2 filing fee. And you would get a Gold Star Statement of Claim as a badge of honor showing you resisted, not in the streets but in the courts.

A hundred New Blue candidates with thousands of New Blue supporters and tens of thousands of victims across Canada all filing for a mere $2 and plugging up the courts with self-represented files would shake the establishment.

CROWN SEEKS TO BAR TEMPLATES
http://SmartestMan.Ca/c19csc40.pdf is the May 14 2022 Crown application to bar me from posting these template challenges or helping others:

NOTICE OF APPLICATION
Plaintiff seeks:
(a) that no further proceedings may be instituted, and that any proceeding previously instituted may not be continued, by the respondent in the Federal Court or Federal Court of Appeal, except with leave of the Federal Court;
(b) that any application by the respondent for leave to institute or continue proceedings must, in addition to satisfying the criteria in S.40(4) of the Federal Court Act, demonstrate that all outstanding costs awards against the respondent in the in the Federal Court or Federal Court of Appeal have been paid in full;
(c) prohibiting the respondent from preparing, distributing or in any way disseminating court documents, including template documents, for use by others in proceedings before the Federal Court or the Federal Court of Appeal;
(d) prohibiting the respondent from assisting others with their Federal Court or Federal Court of Appeal proceedings, including by filing materials or by purporting to represent or communicate with the Courts on their behalf;
(e) that no further proceedings may be instituted by anyone in the Federal Court or Federal Court of Appeal using originating documents that are in any way prepared, distributed, or disseminated by the respondent, except with leave of the court;

THE GROUNDS OF THE APPLICATION ARE:
(a) the respondent has persistently instituted vexatious proceedings and has conducted proceedings in a vexatious manner;

(b) since 1980, the respondent has instituted at least 67 proceedings in the courts of Ontario, the Federal Court or Federal Court of Appeal, and the Supreme Court of Canada;
(c) since 2014, plaintiffs have filed more than 800 Federal Court claims as well as numerous motions, appeals, and applications for leave to appeal, based on litigation materials prepared, distributed and promoted by the respondent.
(d) the respondent persistently brings and encourages others to bring meritless claims, motions, appeals and applications for leave to appeal;
(e) the respondent brings and encourages others to bring proceedings for an improper purpose or that obviously cannot succeed;
Jon Bricker

http://SmartestMan.Ca/c19118.txt has my comments in response.

For a party that's going to be labelled "fringe" and shut out of the debates, a thousand New Bluers opening filing court claims leading thousands more victims across the country would make the news. New Blue could clog the courts and how could Big Brother keep that quiet? Imagine all the victims who will be happy you're asking. Stealing the show is your only way to go.

GOAL IS FALSE ALARM DECLARATION
The goal is to get a judge to declare the threat a false alarm regardless of which right is being violated. This is the greatest Show Stealer move you can make. There is no hope of scoring an upset without it. Beating the major parties with databases of supporters and fleets of cars to carry them to the polls and the after-election parties by changing their minds won't be easy.

PLUG UP COURTS NOT STREETS
The C19C template is up but I've urged previous self-plaintiffs to wait for some New Blue people to file first so New Blue can get the credit for asking! Otherwise, there are a few eager beavers who won't mind leading the charge for other Canadians to follow when I can't without paying the $15,000 in previous costs owed. As a professional gambler, they had no way to ever collect from me other than waiting at the casino cage when I cash out.

APPLE ORANGE TRICK TO HILLIER & BERNIER
http://SmartestMan.Ca//c19flyer.pdf is the flyer I gave to Randy Hillier early on explaining the Apple Orange trick and sought his help in getting the declaration of false alarm. He was too busy decrying how we need our freedom.

I gave the flyer with the Apple Orange trick to Max Bernier during the last election and asked him to help get the declaration of false alarm. He was too busy decrying the pains of lockdowns.

"Too much pain" and "we need freedom" are no answer when the government says it's being done to us for our own good. Only "Tricking us isn't for our own good" is a winning answer.

How can I explain Maxime Bernier having the Apple Orange trick explained and not warning family and friends against taking the clots, looking at a winning play and not seeing it. So Max Bernier led his team to a resounding defeat while having a winning card in hand! And before New Blue do the same, I am urging you to check the math to be insulted at being tricked by an Apple Orange comparison.

So the Great Canadian Gambler http://SmartestMan.Ca/gambler says New Blue have no chance to win without a spectacular show-stealing Wild Card! just like the People's Party had no chance against the organized majors without a Show Stealer.

But Maxime Bernier didn't see the power of asking a judge to call a false alarm because they Apple-Oranged the metrics to hype the Covid Mortality a hundredfold. Whoever wins the False Alarm declaration from a judge will get world-wide attention. Maybe even just asking, especially if the added story is you plugging up the Justice Ministry and Court Registry with thousands of self-plaintiffs whose only cost will be the $2 filing fee to follow you with the Gold Star Badge of Honor.

CANADA CANCELS AIR TRAVEL BAN?
If Canada cancels the vax requirement for air travel, our action, those of Brian Peckford and Maxime Bernier are mooted. People are already beefing that Canada is the only nation still mandating vax for air travel. We must steal the show before the chance is gone.

So Randy Hillier has the blood of his family and friends who took the jab while he knew the threat was a false alarm, Max Bernier has the blood of his family and friends who took the jab while he knew the threat was a false alarm, and soon you will have the blood of his family and friends who took the jab while you knew the threat was a false alarm.

They've let millions get clotted, tens of thousands get Myocarditis, don't you do it too. Be a hero, lead the fight to get a judge to declare John and Tad were fired over a false alarm. This is the most spectacular Show Stealer in election history. Don't flub it.

THIS IS EXHIBIT "172" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

TURMEL: 9 days for New Blue to Steal the Show

Subscribe

1 view

johnt...@yahoo.com May 23, 2022, 9:15:58 p.m. (6 days ago)

to

JCT: I can't believe that after watching the People's Party blow their shot in the last election, getting cheated by Big Brother and not stealing the show by fighting to have the Covid Mortality Hyped Hundredfold declared a false alarm.

And now it looks like New Blue are going to blow their chance too.

Recent news shows that Canadians are still suffering and could use some heroes:

On Monday, May 23, 2022, New Blue candidate Iulian Caunei wrote:

Hi John, Thank you for your email.
I am ready for your questions in public or you can reach out to me. Regards,

JCT: My question is:

When you found out they hyped the Covid mortality a hundredfold to cause a panic by false alarm, why didn't you tell family and friends there was no need to take the experimental clot shot?

And why didn't your party file a lousy $2 claim in Federal Court asking a judge to declare the false alarm when you faced no other costs when your claim is stayed pending the lead plaintiff who alone pays if it loses?

Pain is still ongoing:

O.N.S. confirms 70K people have died within 28 Days of Covid-19 Vaccination in England; & 179K have died within 60 Days - The Expose
https://expose-news.com/2022/05/19/70k-dead-28-days-covid-vaccination/

G T P 6 million Canadians detained in largest prison in the world -- Science of the Spirit -- Sott.net
https://www.sott.net/article/467879-6-million-Canadians-detained-in-largest-prison-in-the-world
And New Blue won't ask a judge to declare Covid a false alarm for fudged stats to steal the show in the election!

JCT: Pretty amazing and Randy Hillier and Maxime Bernier are responsible for not warning the world that the Covid virus

was a hoax. Had Max led the People's Party into Federal Court then, rather that now, it would have made Canadian news and global news as well. So all those

Would they have taken shot had Maxime Bernier said: Behold Covid Mortality was over-hyped a hundredfold.

I think not. So those 179,000 Brits wouldn't be dead had Max stolen the show.

And of course, the same will apply to the New Blue Party who had this last chance to let the world know about the false alarm.

What's sad is that all the candidates could be registered by tomorrow night by following the simple instructions in http://SmartestMan.Ca/c19cins.pdf

It takes 10 minutes to fill out the template, and 10 minutes to upload it to the Federal Court Registry site. I got 75 to do it in 2020 over lockdowns due to the false alarm and even if Lead Plaintiff appeals are dismissed, they'll pay no costs.

So here's a move you can make for a $2 filing fee with no costs to clog the court and make the news.

So I'm going to bug you all until the last day. Of course, making the news now rather than in a week gets you that much more publicity.

And if you don't, then I'll get to point out all the people who couldn't have taken the jab if you had warned them it was a false alarm. With math so easy, an Apple to Orange comparison, that even an idiot should grasp how we were tricked.

Me too. Gateway Pundit editors dug down to find out WHO weren't comparing Apples to Apples. Once I checked, it became cause of action.

Imagine a move so powerful and so simple it could be launched to steal the show by tomorrow night.

THIS IS EXHIBIT "173" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

Date: 20220518

Docket: T-277-22

Citation: 2022 FC 732

Toronto, Ontario, May 18, 2022

PRESENT: Case Management Judge Trent Horne

BETWEEN:

JOHN TURMEL

Plaintiff

and

HER MAJESTY THE QUEEN

Defendant

JUDGMENT AND REASONS

I. Overview

[1] This is the plaintiff's second proceeding that challenges the constitutionality of the federal government's Covid-19 mitigation restrictions. The statement of claim in the first proceeding was struck, without leave to amend. An appeal of that decision was unsuccessful; a further appeal is pending.

[2] The defendant has brought a motion to strike the statement of claim in this proceeding on the basis that it is an abuse of process, and that it discloses no reasonable cause of action. For the reasons that follow, the motion is granted.

II. Background

[3] On January 19, 2021, the plaintiff filed a statement of claim that was assigned Court file no. T-130-21 (the "First Claim"). In general, the First Claim asserted that all of Canada's Covid-19 mitigation restrictions are arbitrary and unreasonable, and infringe rights that are guaranteed by sections 2, 6, 7, 8, 9 and 12 of the *Canadian Charter of Rights and Freedoms*, Part 1 of the *Constitution Act, 1982*, being Schedule B to the *Canada Act 1982* (UK), 1982, c 11 ("*Charter*").

[4] In addition to filing his own statement of claim, the plaintiff published a "kit claim" on the internet so that others could copy it and file their own. Approximately 75 other actions were commenced, each of them being almost identical to the one filed in T-130-21.

[5] The defendant brought a motion to strike the First Claim, and alternatively for security for costs. By order dated April 8, 2021, the "kit claim" actions were stayed pending the final determination of the proceedings in T-130-21, including any appeals.

[6] Prothonotary Aylen (as she then was) struck the First Claim, without leave to amend. In an unreported decision dated July 12, 2021, prothonotary Aylen reviewed the First Claim in detail, and concluded that it failed to plead the material facts to satisfy the essential elements of

any of the specific *Charter* infringements alleged, and did not allege or particularize how the plaintiff's *Charter* rights had been infringed (para 25). The statement of claim was struck for failure to disclose a cause of action, particularly because it contained bare assertions of *Charter* breaches without sufficient material facts to satisfy the criteria applicable to each of the *Charter* rights alleged to have been violated (para 28). The First Claim was also struck as an abuse of process because it pleaded bare assertions without the necessary material facts on which to base those assertions, and the defendant could not know how to answer it. Prothonotary Aylen also determined that the statement of claim was replete with lengthy diatribes, and made scandalous and extreme allegations that were unsubstantiated, such as alleged cover-ups and conspiracies. Given the nature of the deficiencies, and because the plaintiff did not suggest that his pleading could be cured by way of amendment, the statement of claim was struck without leave to amend (paras 29-30).

[7] Prothonotary Aylen's decision was upheld on appeal (*Turmel v Canada*, 2021 FC 1095). The plaintiff commenced a further appeal (Federal Court of Appeal file no. A-286-21) on October 27, 2021. That appeal remains pending. A requisition for hearing has been filed; a hearing date has not been fixed.

III. The Second Claim

[8] While the plaintiff's appeal to the Federal Court of Appeal was pending, he commenced this proceeding (the "Second Claim"). The material difference between the First Claim and the Second Claim is that the latter specifically challenges a January 15, 2022 decision of the Minister of Transport to make an interim order in the form of an *Interim Order Respecting Certain*

Requirements for Civil Aviation Due to Covid-19, No. 52 (“Interim Order No. 52”). The Second Claim seeks a declaration that certain sections of this decision violate the plaintiff's section 6 *Charter* rights, and that these violations are not demonstrably justified under section 1 of the *Charter*.

[9] Otherwise, the Second Claim is substantially the same as the First Claim. The Second Claim is lengthier than the First Claim (168 and 130 paragraphs, respectively). Other than narrowing the declaratory relief requested to a specific decision, paragraphs 1-124 of the Second Claim are essentially the same as the First Claim. The Second Claim includes the same lengthy diatribes, and unsubstantiated allegations of cover-ups and conspiracies, as the First Claim.

[10] Paragraphs 125-168 of the Second Claim are new, but are the in the same rambling style as the rest of the pleading, and the First Claim that preceded it. In addition to further assertions that Covid-19 vaccines cause blood clots, cause heart problems and are otherwise ineffective, the Second Claim includes further poetry at paragraph 157:

> Would you have taken jab if Crown Ben Wong had Trudeau told,
> Covid Mortality was over hyped by hundredfold?
> Would you have taken jab if Justice Crampton had us told,
> That Apple Orange were compared to hype by hundredfold
>
> Would you have taken clot shot if Judge Aylen said: Behold
> The CFR to IFR's too small by hundredfold
> Would you have taken jab if Justice Zinn had us all told,
> Comparing Apple Orange hyped the threat by hundredfold.
>
> Would you have taken jab if Randy Hillier had you told...
> Would you have taken clot shot if Max Bernier had you told...
> Would you have taken jab if MPPs had us all told...
> Would you have taken jab if those who knew had us told...

IV. The Second Claim is an Abuse of Process

[11] The primary focus of the doctrine of abuse of process is the integrity of the adjudicative functions of courts. As the Supreme Court of Canada held in *Toronto (City) v CUPE, Local 79*, 2003 SCC 63, it is improper to attempt to impeach a judicial finding by the impermissible route of relitigation in a different forum (para 46).

[12] Since the First Claim challenged all federal Covid-19 mitigation restrictions, it would necessarily include the specific travel restrictions challenged in the Second Claim. Both the First Claim and Second Claim assert alleged violations of section 6 *Charter* rights. I therefore agree with the respondent's submissions that it is improper and abusive for the plaintiff to initiate a new claim while he concurrently pursues an appeal of the decision to strike the First Claim without leave to amend. The Second Claim should be struck on that basis alone.

V. Law on Motions to Strike

[13] The legal principles applying to motions to strike are well known. To strike a pleading, it must be plain and obvious, assuming the facts pleaded to be true, that the pleading discloses no reasonable cause of action. It needs to be plain and obvious that the action is certain to fail because it contains a radical defect (*R v Imperial Tobacco Canada Ltd*, 2011 SCC 42, [2011] 3 SCR 45 at para 17).

[14] It is incumbent upon a plaintiff to plead the facts which form the basis of his or her claim as well as the relief sought. These facts form the basis upon which the success of a claim is

evaluated. A plaintiff must plead with sufficient details the constituent elements of each cause of action or legal ground raised (*Pelletier v Canada*, 2016 FC 1356 at paras 8 and 10).

[15] To disclose a reasonable cause of action, a claim must: (a) allege facts that are capable of giving rise to a cause of action; (b) disclose the nature of the action which is to be founded on those facts; and (c) indicate the relief sought, which must be of a type that the action could produce and the Court has jurisdiction to grant (*Oleynik v Canada (Attorney General)*, 2014 FC 896 at para 5).

[16] To show a plaintiff has a reasonable cause of action, the statement of claim must plead material facts satisfying every element of the alleged causes of action. The plaintiff needs to explain the "who, when, where, how and what" giving rise to the defendant's liability (*Al Omani v Canada*, 2017 FC 786 at para 14 ("*Al Omani*")).

[17] On a motion to strike, the pleadings must be read as generously as possible, erring on the side of permitting a novel but arguable claim to proceed to trial (*Atlantic Lottery Corp Inc v Babstock*, 2020 SCC 19 at para 19).

VI. Rules of Pleading

[18] Rule 174 requires that pleadings contain a concise statement of material facts. There are four basic requirements of a pleading to comply with this rule:

(a) Every pleading must state facts and not merely conclusions of law or arguments;

(b) It must include material facts satisfying each element of the cause of action with sufficient particularity;

(c) It must state facts and not the evidence by which they are to be proven; and

(d) It must state facts concisely and in summary form.

(*Carten v Canada*, 2009 FC 1233 at para 36 ("*Carten*"))

[19] Pleadings play an important role in providing notice and defining the issues to be tried; the Court and opposing parties cannot be left to speculate as to how the facts might be variously arranged to support various causes of action (*Mancuso v Canada (National Health and Welfare)*, 2015 FCA 227 at para 16 ("*Mancuso*")).

[20] *Charter* actions do not trigger special rules on motions to strike; the requirement of pleading material facts still applies. The Supreme Court of Canada has defined in the case law the substantive content of each *Charter* right, and a plaintiff must plead sufficient material facts to satisfy the criteria applicable to the provision in question. This is no mere technicality, "rather, it is essential to the proper presentation of *Charter* issues" (*Mancuso* at para 21).

[21] Section 6 of the *Charter* contains two sets of mobility rights. Pursuant to subsection 6(1), every Canadian citizen has the right to enter, remain in and leave Canada and pursuant to subsection 6(2) to 6(4), every Canadian citizen and permanent resident has the right to move in, live in and work in any province subject to certain limitations (*Divito v Canada (Public Safety and Emergency Preparedness*), 2013 SCC 47 at para. 17 ("*Divito*")).

VII. Regulatory Background

[22] Interim Order No. 52 was made on January 15, 2022 pursuant to subsection 6.41(1) of the *Aeronautics Act*, RSC 1985, c. A-2. Interim Order No. 52 was repealed and replaced with a new ministerial order on January 28, 2022 (*Interim Order Respecting Certain Requirements for Civil Aviation Due to COVID-19, No. 53* ("Interim Order No. 53")). The most recent ministerial order, *Interim Order Respecting Certain Requirements for Civil Aviation Due to COVID-19, No. 62* ("Interim Order No. 62"), contains provisions that are similar to those in Interim Orders No. 52 and 53.

[23] Paragraph 17.3(1) of Interim Order No. 62 sets out the same vaccination requirements for flights departing from an aerodrome in Canada as those in Interim Orders No. 52 and 53: a person is prohibited from boarding an aircraft for a flight or entering a restricted area unless they are a fully vaccinated person.

[24] While there is a general requirement to be vaccinated to board an aircraft, paragraph 17.3(2) of Interim Order No. 62 sets out several exceptions from this requirement, including where the individual:

(a) has a medical inability to be vaccinated;

(b) has a sincere religious belief opposing vaccination;

(c) is travelling for essential medical services and treatment;

(d) is accompanying a minor attending an appointment for essential medical services or treatment, a person with a disability, or a person requiring assistance to communicate; or

(e) is travelling for a purpose other than an optional or discretionary purpose.

[25] In such cases, a passenger who is recognized as being entitled to an exception will have to present a valid Covid-19 test in order to be permitted to board an aircraft (paragraph 17.3(2)).

VIII. The Second Claim

[26] While the Second Claim has been narrowed to a challenge of a single decision or series of interim orders, it suffers from the same fatal defects as the First Claim. The Second Claim, like the one that preceded it, contains bare assertions of *Charter* breaches without sufficient material facts to satisfy the criteria applicable to the *Charter* rights alleged to have been violated. The plaintiff has not even pleaded that he intends to board a flight departing in Canada.

[27] The plaintiff has stated that he does not qualify for any of the exemptions in paragraph 17(3) of Interim Order No. 52 (Second Claim, paragraph 144), however this conclusion is unsupported by any material facts capable of establishing that he would not be entitled to an exemption, that having to seek an exemption on specified grounds infringes his *Charter* rights, or that the existing exemptions are unconstitutionally vague or narrow.

[28] A similar matter was before the Court in *Zbarsky v Canada*, 2022 FC 195 ("*Zbarsky*"). In that proceeding, the plaintiff commenced an action in which he alleged that the Government of Canada's Covid-19 vaccination requirements relating to international air travel infringed his *Charter* rights. Among other things, he sought an order that would exempt him from those requirements so that he could continue to engage in development work in Guatemala and Mexico.

[29] In *Zbarsky*, Justice Norris granted a motion to strike the statement of claim, without leave to amend. In reviewing the fatal deficiencies in the statement of claim, Justice Norris stated:

> [34] The current mandate does impose a general requirement to be vaccinated to board an aircraft but it also includes several exemptions from this requirement, including travel for essential medical services and treatment, emergency and urgent travel, medical inability to be vaccinated, and sincere religious belief opposing vaccination: see paragraph 17.3(2) of *Interim Order No.54.* In such cases, a passenger who is recognized as being entitled to an exemption will have to present a valid COVID-19 molecular test in order to be permitted to board an aircraft.
>
> [35] Given this, it is not the case that the more stringent vaccine mandate currently in place prevents Mr. Zbarsky from boarding an international flight leaving Canada simply because he refuses to get vaccinated. At most it imposes a conditional obligation on him*: if* he wishes to board an international flight departing Canada *and* he does not qualify for an exemption, *only then* must he be fully vaccinated. And in any event, no such restrictions are placed on him returning to Canada: see paragraphs 11 to 17 of *Interim Order No. 54*. Mr. Zbarsky has failed to plead any material facts capable of establishing that his *Charter* rights are even engaged in these circumstances.
>
> [36] Furthermore, even if his *Charter* rights were engaged, Mr. Zbarsky has failed to plead any material facts capable of establishing that the vaccine mandate infringes those rights. Again assuming for the sake of argument that the statement of claim could be amended to refer to the vaccine mandate that is currently in force, Mr. Zbarsky has not pled any material facts capable of establishing that he would not be entitled to an exemption, that

> having to seek an exemption on specified grounds infringes his *Charter* rights, or that the existing exemptions are unconstitutionally vague or narrow. The alleged *Charter* breaches Mr. Zbarsky asserts are entirely hypothetical. In any event, Mr. Zbarsky has failed to plead the constituent elements of the legal tests for determining whether his rights under any of sections 2, 6(1) or 7 of the *Charter* have been infringed and, if so, the legal remedy to which he is entitled. In short, he has failed to plead, even in summary form, the constituent elements of the legal grounds he raises. All these deficiencies leave the defendant unable to know how to answer the claim.
>
> [Emphasis in original.]

[30] The same analysis applies here. At best, the Second Claim advances hypothetical *Charter* breaches. It does not contain material facts to satisfy the essential elements of a claim under section 6 of the *Charter*. The Second Claim does not allege that the plaintiff has been personally prevented from entering, remaining in, or leaving Canada. The plaintiff does not allege that he has had any intention to travel internationally or domestically during this time, or that he plans to do so anytime in the near future.

[31] Further, the Second Claim does not allege that the plaintiff has been personally prevented from moving to, living in, or working in another Canadian province. Even if section 6 of the *Charter* encompassed a right to travel domestically, the Second Claim does not explain why the plaintiff must travel by air, and cannot travel by other methods to which the impugned order does not apply.

[32] I therefore conclude that, in addition to being an abuse of process, the Second Claim fails to disclose a reasonable cause of action. It must be struck.

[33] Striking a pleading without leave to amend is a power that must be exercised with caution. If a statement of claim shows a scintilla of a cause of action, it will not be struck out if it can be cured by amendment (*Al Omani* at paras 32-35).

[34] The plaintiff filed lengthy submissions in response to the motion, however these submissions did little to engage the substantive legal issues advanced by the defendant. In his written representations, the plaintiff highlights certain data and statistics in the statement of claim, and asserts that they are provable facts, not allegations. Whether these facts are provable does not overcome a fundamental flaw in the statement of claim – that the plaintiff has not alleged that he has been personally subject to the measures in the impugned interim order, nor has he established that his personal *Charter* rights have been breached.

[35] The plaintiff's written representations indicate a wish to visit a family member in Québec. The plaintiff acknowledges that air travel is not necessary between Ontario and Québec, and that other means of transportation (e.g. automobile) are presently available to him. A preference to travel domestically by air for pleasure (as opposed to automobile) is not a constitutionally protected right (*Divito*). Even if such leisure travel was a constitutional right, an expression of general interest to travel from one province to another is insufficient to properly plead an infringement of rights guaranteed by section 6 of the *Charter*.

[36] The plaintiff also points to applications for judicial review commenced by other parties that also challenge Interim Order No. 52 (T-168-22 and T-247-22). The fact that those proceedings are moving forward and have not been the subject of motions to strike is of no

assistance to the plaintiff. The existence of other proceedings seeking the same or similar relief does not give the plaintiff a ticket of entry to file and sustain a claim that does not engage the test for infringement of *Charter* rights, and is otherwise non-compliant with the rules of pleading. A similar issue was before prothonotary Aylen when she struck the First Claim. There, the plaintiff argued that other plaintiffs who used his "kit claim" to advance their own proceeding may have material facts to sustain an action. This argument was summarily dismissed; the plaintiff was unable to rely on facts applicable to other plaintiffs to support his own *Charter* breach allegations (para 27). Here, the plaintiff cannot rely on how other parties have framed their pleadings in other proceedings to overcome the numerous deficiencies in his own action.

[37] Based on the materials filed on the motion, I am satisfied that the plaintiff is unwilling or unable to cure the defects in the statement of claim by way of amendment. I therefore decline to exercise my discretion to grant the plaintiff leave to amend his statement of claim.

IX. Security for Costs

[38] Having concluded that the statement of claim should be struck without leave to amend, it is not necessary to determine the defendant's alternative request for security for costs. Had I been required to do so, I would have been inclined to grant an order for security for costs for at least the amount sought by the defendant in light of the plaintiff's numerous unpaid cost awards, and the absence of any demonstration of impecuniosity by the plaintiff.

X. Costs

[39] The Court has full discretion over the amount and allocation of costs (*Federal Courts Rules*, subrule 400(1)).

[40] The defendant was entirely successful, and is entitled to costs. The amount requested is $2,000.00. While not presented in this way, the amount is about what would be awarded at the high end of Column V of the Tariff for a contested motion. I find this amount to be reasonable in the circumstances. Had more been requested, it would have been awarded.

JUDGMENT in T-277-22

THIS COURT'S JUDGMENT is that:

1. The statement of claim is struck in its entirety, without leave to amend.

2. The defendant is awarded costs of the motion and the action, fixed at $2,000.00, payable forthwith.

"Trent Horne"

Case Management Judge

FEDERAL COURT

SOLICITORS OF RECORD

DOCKET:	T-277-22
STYLE OF CAUSE:	JOHN TURMEL v HER MAJESTY THE QUEEN

MATTER CONSIDERED AT TORONTO, ONTARIO WITHOUT PERSONAL APPEARANCE OF THE PARTIES

JUDGMENT AND REASONS:	CASE MANAGEMENT JUDGE TRENT HORNE
DATED:	MAY 18, 2022

APPEARANCES:

John Turmel	FOR THE PLAINTIFF
Benjamin Wong	FOR THE DEFENDANT

SOLICITORS OF RECORD:

Attorney General of Canada Toronto, Ontario	FOR THE DEFENDANT

THIS IS EXHIBIT "174" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

TURMEL: 6 days for New Blue to blow their big chance

Subscribe

0 views

johnt...@yahoo.com May 27, 2022, 5:07:30 a.m. (3 days ago)
to

JCT: As the best limit Holdem player in the world for a quarter century, the Great Canadian Gambler http://SmartestMan.Ca/gambler got to regularly watch lesser players make mistakes that blew their chances of winning the pots.

New Blue is about to blow their big chance to pull off a second time in history political upset by a brand new party. Bible Bill Aberhart was first during the Great Depression in Alberta.

Your program announces that you'll cancel vaccine mandates. Great except that most people don't care any more. Sure, there are still millions to go to be coerced into taking the Myocarditis Shot or lose their jobs. But the low view count on your Youtube videos means they aren't hearing.

6 million Canadians detained in largest prison in the world -- Science of the Spirit -- Sott.net
https://www.sott.net/article/467879-6-million-Canadians-detained-in-largest-prison-in-the-world

This is about the last 6 million Canadians who are unvaxed and cannot avail themselves of air travel because of the vaccine requirement my latest Federal Court template is challenging, not because it's unjust but because it's unjustifiied because the threat is a false alarm.

And New Blue won't ask a judge to declare Covid a false alarm for fudged stats to steal the show in the election!

I've tried to reason to show you how to steal the show, which I have done so many times before. Clogging the courts for a mere $2 filing fee was a simple move that clogging the streets with trucks could never accomplish.

My 17th Covid "Vaxed Walking Dead" video now lets you know how you'll be laughed at for blowing your big chance.

Vaxed Walking Dead #17: New Blue Party of Ontario losers
https://rumble.com/v169921-vaxed-walking-dead-17-new-blue-party-of-ontario-losers.html

You've seen how I've lampooned the Max Bernier for leading his People's Party off the political cliff and I've now sadly had to do the same for the New Blue Party.

I published a short book on the Covid Mortality Hyped Hundredfold threat being a false alarm!

https://www.amazon.com/dp/b09dfgld8d

I had thought about publishing my dozen reports urging the People's Party to go for the False Alarm declaration. But now with a second party blowing their chance, it will be worth it.

"I refuse the jab because the Covid mortality threat was hyped a hundredfold by comparing Covid CFR to the hundredfold too small Flu IFR." I would think most of the remaining 6 million unvaxed in Canada would too.

But they're not going to hear unless I can clog the court with self-represented plaintiffs as I've done several times before. Once the election is over and New Blue has blown their chance for sure, making making fun of the losers in a new book will detail my frustration dealing with the New Blue Slows.

I have waited to give New Blue candidates the chance to be first to file and lead the parade of angry voters. But once it's the election is over, there will be regular plaintiffs objecting to being tricked again.

http://SmartestMan.Ca/c19csc.pdf is the case you could have made. The SmartestManOnEarth.Ca is quite proud of the analysis so won't the SlowestTeamOnEarth be shamed for not having seen it.

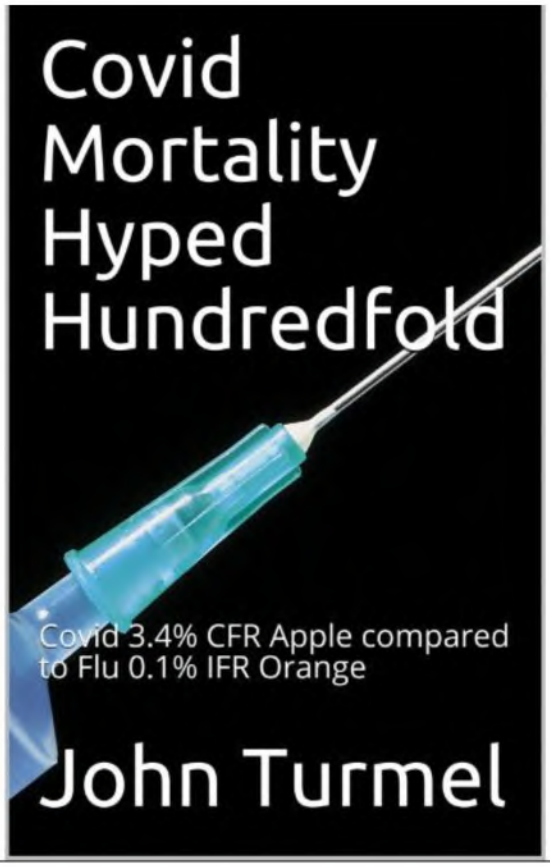
I don't shame the loser poker players by telling them how I'd have won the pot but I won't mind shaming the New Blue Party of Ontario for telling you how you could have won the election had you made the winning move.

There's still time for some New Blue candidates to lead the charge and steal the show. 10 minutes to fill out the template and 10 minutes to upload the Statement of Claim to the registry. It may not won't make the news to steal the show without the whole team filing, but that's on Jim for not showing any leadership. Like Max Bernier and Randy Hillier.

I know it will be tough for any New Blue candidate to lead the charge when your party leader won't lead. So prepare to hang your heads in shame for blowing the biggest political opportunity since Bible Bill for not listening to the Great Canadian Gambler who tried to show you how to win the pot.

THIS IS EXHIBIT "175" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS



Covid Mortality Hyped Hundredfold : Covid 3.4% CFR Apple compared to Fl...

COVID MORTALITY HYPED HUNDREDFOLD

Covid 3.4% CFR Apple to Flu 0.1% IFR Orange

John Turmel

To the doctors who told the truth despite the threat to their careers

To all those who took a beating standing up with inconvenient facts.

INVICTUS

Out of the night that covers me,
Black as the pit from pole to pole,
I thank whatever gods may be
For my unconquerable soul.
In the fell clutch of circumstance
I have not winced nor cried aloud.
Under the bludgeonings of chance
My head is bloody, but unbowed.

Beyond this place of wrath and tears
Looms but the horror of the shade,
And yet the menace of the years
Finds and shall find me unafraid.
It matters not how straight the gait,
How charged with punishments the scroll,
I am the master of my fate.
I am the captain of my soul.
William Ernest Henley

CONTENTS

PREFACE

<< Toronto Star Mar 4 2020:
"WHO said the latest mortality rate for the virus is 3.4%. This is well above the seasonal flu, which has a mortality rate of under 0.1%.">>

WHO didn't say they were comparing different mortality rates, the Covid 3.4% CFR (Case Fatality Rate) to the Flu's hundredfold too small IFR 0.1% (Infection Fatality Rate) to make the Covid mortality rate seem a hundredfold bigger. WHO hundredfold hyped the Covid mortality rate by comparing it to the wrong Flu mortality rate! The world medical intelligentsia were duped by the most elementary statistical trick of all, a Covid Apple to Flu Orange comparison! 3.4% CFR may be 34 times worse than Flu's

0.1% IFR but only 1/3 as bad as Flu's 10% CFR. So it's a 1/3 mini-Flu hyped a hundredfold into a 34x worse plague. The world was tricked into lockdown and clot shots by an Apple Orange comparison! Can't think of a stupider reason to die.

Those with co-morbidities mainly succumb to Covid, the aged, the obese and those on death's door. But not the youth! Compared to Flu's IFR of 0.1% where 99.9% beat it, Covid's IFR for kids is 0.002% where 99.998% beat it. So, even if Covid is only 1/3 the mortality of Flu over-all, Covid is 50 times less deadly for kids than Flu! It seems youth have a 16 times more powerful immunity than adults. So why do kids have to be masked, social distanced, and take the "vaccine" to qualify to go back to school?

Real doctors are now calling the vaccine a "big mistake" because the spike protein travels throughout the body making spikes protrude everywhere. Like thorns sticking out of vasculature, it's reported the jabbed have micro-clots growing in their capillaries.

This is a fluid mechanics problem, slow down the flow and the clots will grow?

"We made a big mistake" said Dr. Bridle in alarm,
"We didn't know the spike could travel, heart and brain to harm."
When spike attaches in an artery, we find the flow,
Impaired enough to have the blood clots start around to grow.
Clots start in capillaries so you'll not yet feel the threat.
As pumping blood gets harder, watch as bigger clots you'll get.
Would you have taken clot shot if Judge Aylen had us told,
"Mortality rate fudged to hype the danger hundredfold?"

This book has the pleading where I brought it to the Federal Court of Canada's attention. But Judge Mandy Aylen dismissed it ruling the facts I'm bringing to the court's attention are deemed "not facts." She buried the hoax so the maximum number of Canadians were coerced to take the clot shot.
http://SmartestMan.Ca/c19scjct.pdf is my Statement of Claim listing the 6 ways they fudged the data:
1) Apple Oranged the Covid CFR to the Flu's IFR
2) upped ZERO asymptomatic transmission to 50%
3) CTV deleted the 166 Canadian deaths not in long-term-care
4) over sensitive PCR test to hype false positives from a sheep, goat, papaya
5) changed death certificate guidelines to up Covid over bullet in

6) Lancet bogus survey to discredit HCQ which, if it worked, would not all for the Emergency Use Authorization for the vaccines.

So the only way to stop lockdowns and clot shots now is the election. And yet, all the major parties support mandatory vaccination for all, children too. Maxime Bernier of the People's Party of Canada PPC says no. But he was given a flyer about the Apple Orange hundredfold hype and didn't pass it on to his supporters being coerced to take the jab. It is best to say: "I refuse a clot shot for a 1/3 mini-flu now that we know it's not a "34x worse flu."

So there seems little hope to stop Parliament from mandating your kids be jabbed to attend school or other activities. Unless a new political force sweeps them away, a long shot.

I'm the only politician on Earth who saw the Covid Apple Orange Hundredfold Hyped Mortality Hoax and I'm the only one who can call off the planned Jab Fest. I also hold the Guinness Record for most elections contested and losing most elections. Many think losing 100 elections (one by-election called off by a general election) offering to reprogram the Bank of Canada computer to give everyone interest-free credit cards makes me a loser; I think voters rejecting interest-free credit cards 100 times doesn't make me the loser. Of course, Big Brother never told them what the LETS software could do on the Bank of Canada computer. So why should I feel bad when I kept getting cheated for a great cause?

The vaccinated will need to be helped. My program for interest-free financing by the Bank of Canada lets everyone get an interest-free credit card which will be the only way to fund the medi-

software could do on the Bank of Canada computer. So why should I feel bad when I kept getting cheated for a great cause?

The vaccinated will need to be helped. My program for interest-free financing by the Bank of Canada lets everyone get an interest-free credit card which will be the only way to fund the medical resources that will be needed to take care of the unnaturally immune. http://SmartestMan.Ca/1974

Randy Hillier Lanark-Frontenac-Kingston
Andrea Horwath Hamilton Centre
Belinda C. Karahalios Cambridge
Bhutila Karpoche Parkdale-High Park
Terence Kernaghan London North Centre
Sol Mamakwa Kiiwetinoong
Mike Schreiner Guelph
Amanda Simard Glengarry-Prescott-Russell
Jennifer (Jennie) Stevens St. Catharines
Monique Taylor Hamilton Mountain
John Vanthof Timiskaming-Cochrane
Jamie West Sudbury
Kathleen O. Wynne Don Valley West

Toronto Star Mar 4 2020:
WHO said the latest mortality rate for the virus is 3.4%. This is well above the seasonal flu, which has a mortality rate of under 0.1%.

3.4 is 34 times worse than a tenth portending over 2 million Covid deaths compared to the 60,000 US deaths in an average Flu season. Presuming WHO was talking about the same mortality rates!

There are three different death rates:

- MR: Mortality Rate, Deaths per Population;
- IFR: Infection Fatality Rate, Deaths in Infected Group;
- CFR: Case Fatality Rate, Deaths in hospital Cases.

Gateway Pundit dug deeper and reported "WHO didn't compare Apple to Apple." I agreed we've been duped by the most elementary statistical trick of all, WHO compared the Covid Apple to the Flu Orange. Covid's 3.4% was its CFR, its IFR was not known.

Flu's IFR is the well-known 0.1% stated in the article, 1/1,000 chance of dying if you get infected, symptoms or not. But only 1% of that thousand, 1/100 become hospitalized Cases. 1/10th of Cases die. 10% CFR. So 1 death per 1,000 Infected and 1 death per 10 hospitalized Cases shows Flu's historical IFR = 0.1% and CFR = 10%! WHO comparing Covid's CFR not to Flu's CFR but to its hundredfold smaller IFR is a hundredfold error. Gateway Pundit showed the world was suckered by an Apple Orange Comparison, a delusion that has been tough to dispel. It is not enough to simply bemoan the pain if you have good reason to be angry. Being tricked twice is a truly just Cause of Anger.

Adding insult to injury, Wuhan tested 10 million and found ZERO asymptomatic transmission. There were no surprised clusters of family and friends infected by an asymptomatic and therefore no reason for social distanced masks. Tricked for another righteous Cause of Anger. They not only Apple-Oranged the danger but then Apple-Aired the transmission.

On Jan 19th, 2021, I brought their statistical Apple-Orange trickery to justice by filing a $2 Statement of Claim in Federal Court of

other righteous Cause of Anger. They not only Apple-Oranged the danger but then Apple-Aired the transmission.

On Jan 19th, 2021, I brought their statistical Apple-Orange trickery to justice by filing a $2 Statement of Claim in Federal Court of Canada asking for an injunction against any and all Covid restrictions or an exemption from them and cash damages for the pain caused by leaders duped into locking us down.
http://SmartestMan.Ca/c19flyer.pdf is a flyer detailing our http://facebook.com/groups/appleorangeresistance

http://SmartestMan.Ca/c19scjct.pdf is my Statement of Claim detailing the 6 main Causes of Anger:
- Apple-Orange Comparison;
- No Asymptomatic Transmission;
- CTV 166 deaths not in long-term-care down memory hole;
- PCR False Positives
- CDC Death Certificates with Covid over lightning strike.
- HCQ alternative smeared to enable experimental vaccines!

I have written Federal Court templates used twice before by over 300 self-represented Plaintiffs in 2014 before Justice Phelan and again in 2017 before Justice Brown. This time, a Magnificent Seventy Seven have used a template to file a Cause of Anger differing only by the damages each claimed. The statistical gist is from my Lead Action T-130-21.
http://SmartestMan.Ca/c19ins.pdf has the template instructions. It's 15 minutes to fill in the and upload it to the Registry's website. Biggest bonus, there are no legal costs if it loses!

website. Biggest bonus, there are no legal costs if it loses!

It's no defence to chant "We need freedom," or "It hurts too much" when we're told: "Lockdown is for your own greater good," "You fudged the numbers to trick us" is valid reason to go on offence with righteous Cause of Anger. Going on offense fortifies the soul. "What you're doing is stupid!" is better than "What you're doing hurts!"

You'll have the Great Canadian Gambler to make the statistical case. I think it serendipitous to have found a cost-less way for no-lockdowners to have their voices heard in the right forum with a nice certified Gold Star Statement of Claim as a trophy for having generated a couple of files in the Resistance to the Apple-Orange Comparison.

I am also noted for running and losing a Guinness Record 101 elections to reprogram the Bank of Canada to give everyone interest-free credit cards http://SmartestMan.Ca/1974 and leave it to posterity to decide whether I was the fool to keep offering or the electors were the fools for not saying yes... had they heard!

It is interesting that 6 years after I took out the site SmartestManOnEarth.Ca, SmartestMan.Ca for short, that I should now be the only science graduate on the planet who caught the Apple-Orange Mal-Comparison!

I ask you 22 members to join our Cause of Anger and lead your supporters in venting our displeasure at being duped to a court of justice, where it should be heard. Enough protesting in the streets. If we have any hope of ending the pain, how they tricked

streets. If we have any hope of ending the pain, how they tricked us must go viral. How the whole world was tricked should be first found in Canada?

I was fined $880 for attending the April 3 2021 Brantford lock-down protest facing a driver's license suspension if I don't pay. I was passing out the orange flyers
http://SmartestMan.Ca/c19flyer.pdf detailing our
http://facebook.com/groups/appleorangeresistance

It's far safer to get government's attention not by civil disobedience but by an avalanche of paperwork flooding the Ministry and Registry with files; with no further cost than the original $2 fee?
Tuesday, June 15, 2021

FLYER

http://SmartestMan.Ca/c19flyer.pdf

COVID APPLE ORANGE RESISTANCE
http://facebook.com/groups/AppleOrangeResistance

When we `re told: "Lockdown is for your own greater good," it's no answer to chant "We need freedom,"or "It hurts too much" but "How is fudging the numbers to hype the threat a hundred-fold and lying about symptomless spread for our own good?" is the reason for righteous anger.

Not knowing when Apple is compared to Orange can trick people. You didn't know they compared the Covid CFR Apple to the Flu IFR Orange. AppleOrangeResistance are angry Plaintiffs

who found out and filed a Statement of Claim template in Federal Court of Canada for a $2 fee for damages suffered from Covid Restrictions on grounds:

- 1) WHO's comparing the Covid 3.4% "Apple" CFR "Case Fatality Rate" not to Flu's known 10% CFR "Apple" but to the 100-times smaller Flu 0.1% "Orange" IFR "Infection Fatality Rate" exaggerated the threat by a hundredfold;

- 2) CDC said masked social distanced lockdowns were needed when "most coronavirus cases spread from people with no symptoms." An asymptomatic spreader would unknowningly infect clusters of family and friends. WHO found "NO documented asymptomatic transmission." Wuhan tested 10 million with ZERO asymptomatic spread;

- 3) On Nov 15 2020, CTV reported 10,947 deaths had 10,781 in long-term care (98.5%) omitting the difference of only 166 deaths (1.5%) not in long-term-care! Now deleted from their online video. 166 deaths from 38,000,000 non-long-term-care Canadians is 0.00044%: 1 in 230,000! Old, fat, diabetic and vitamin-D-deficient die, almost no healthy Canadians. Ontario reported 1 death under 20-years-old so the idiots closed down the schools to prevent a second.

4) On Mar 24 2020 CDC hyped the deaths by changing the death certificate guidelines to count deaths by murders, suicides, accidents WITH Covid as FROM Covid. Their site admits only 6% died FROM Covid alone.

5) The number of cases was hyped with many false positives from PCR machines set too sensitive. Tanzanian President John

Magufuli submitted goat, sheep and papaya samples that tested positive. Rest in Peace Mar 18.

6) France's Didier Raoult used 1 gram of HCQ and lost only 0.8% of patients. Bill Gates' UK Oxford Recovery test used 9.6 total grams to lose 25.7%. Ten times the overdose was really murder on Bill Gates' patients.

Mandatory vaccine promotion is based on the delusion that those protected by vaccination are threatened by the unprotected, like someone with an umbrella worried about getting wet if others don't have umbrellas too. Can we trust injections from those putting fluoride in water, aspartame in kids' sweets?

All the world's elected politicians fell for the Apple-Orange comparison and only Guinness Record 101-times never-elected-politician John "The Engineer" Turmel did not.

The template requires name, address, phone, email, signature jpg and damages personally suffered, then email or upload pdf to the Registry site in minutes. Your action will be stayed. If I lose, you lose but I pay my costs, stayed actions do not pay any costs. $2 to be part of the Resistance in civil court of face an $880 fine or lose your license.

http://SmartestManOnEarth.Ca / http://SmartestMan.ca/

POEM FAUCI FALSE ALARM

http://SmartestMan.Ca/fauci

	FLU	C19
C.F.R. (Apple) Case Fatality Rate	10%	3.4%
I.F.R. (Orange) Infection Fatality Rate	0.1%	??

Would you've hit panic button sounding the alarm so sad?

Can't blame the Chief Executives for sounding the alarm,
It's not their job to check if expert models do more harm.
But a Chief Engineer must check the model blueprint out,
To find out Fauci fudged the metrics. False alarm! to shout.

The Case Fatality Rate (CFR) who die of Flu,
Is "10%" in hospitals, a tenth don't make it through.
While (IFR) Infection Rate Fatality of all
Is 10th of 1% , Point One, a Thousandth, very small.

When WHO said Covid CFR was 3.4%,
One-third the 10% of Flu, Good News was heaven sent.
But Fauci Apple-Oranged 3.4 to Flu's Point One
Fear Factor amplified a hundredfold when scam begun.

The Gateway Pundit "apples not to apples" first complain,
I checked and found an Apple to an Orange was the stain.
How will a world of scientists admit to being fooled,
By ruse most elementary we thought them very schooled?

March 24, the CDC changed Cause of Death to do,
So Death with Covid, not from Covid, is the guideline new.
Subtracting murders, suicides, and accidents from count,
Shows only six percent of stated deaths is true amount!

The CDC said half transmitters had no symptoms seen,
Not knowing who's a threat, the answer is to quarantine.
Social distance remedied the never knowing who,
Would be infectious, even though they would be very few.

On April 2, WHO said that "after long time searching spent,
Asymptomatic is transmission we can't document."
10 million tested in Wuhan proved CDC was wrong,
Found ZERO symptomless transmitters passing it along.

June 8 WHO said again it won't transmit without a sneeze,
Like Flu, no symptoms is no danger. Coping's now a breeze.
It's easier into a scam the simpletons to coax,
Than to convince them that they have been taken by a hoax.

It feels like we escaped a plague that came so very near.
A panic justifiable; now hard to break the fear.
Admit it's "not so bad" to end imaginary Hell,
We must shake hands and hug again to break demonic spell.
UNLESS YOU'RE SNEEZING. DUH!

"We made a big mistake" said Dr. Bridle in alarm,
"We didn't know the spike could travel, heart and brain to harm."
When spike attaches in an artery, we find the flow,
Impaired enough to have the blood clots start around to grow.

Clots start in capillaries so you'll not yet feel the threat.
As pumping blood gets harder, watch as bigger clots you'll get.
Would you have taken clot shot if Judge Aylen us had told,
Mortality rate fudged to hype the danger hundredfold?

Jct: Sadly, they let their families and friends take the clot shot
without informing them of the hyped Covid mortality rate hoax.

PROLOGUE

My guerrilla law templates have been used for court self-defence or self-offence hundreds of times before. This Apple Orange Resistance group of 75 self-represented plaintiffs is nothing new. My court experience started with being busted for running underground Blackjack games.

CASINO BUSTS

I had taken the Mathematics of Gambling course in 1974 during my last year of systems engineering at Carleton University and then been the Teaching Assistant for 4 more years. I learned to count cards at Blackjack and in 1974, I started junketing to Las Vegas and making tons. In 1975, I ran the first university student card counting team despite the world thinking the first was the 1980s team from Harvard in the movies. Then I started getting barred so I reasoned that since poker was legal to play in Canada because it gave everyone a fair game with no rake-off, why not Blackjack if I gave everyone the chance to bank me back? In 1977, I was raided and the judge found that my skillful advantage made me guilty, unlike poker players with advantage who are not.

Not a lawyer, I did get a notorious reputation for continuing to run games and getting raided. I had a lawyer for my first bust and then learned the Criminal Court ropes by self-defending for all later busts including the 1993 OPP Project Robin Hood raid on my 28-table 155-employee underground Casino Turmel, the world's

MARIJUANA CHARGES

In 2,000, my brother Ray was busted growing marijuana and I started court battles to legalize it. http://SmartestMan.Ca/kits has the templates I drafted for over 80 accused to self-defend and beat criminal cannabis charges. http://SmartestMan.Ca/wins list their wins.

http://SmartestMan.Ca/stay4k.jpg reports on my getting myself charged by going on Parliament Hill in 2003 with a life-sentence 7 pounds and my appeal forcing the Crown to withdraw 4,000 cannabis charges. The article mentions the case in Toronto but not the name of the guy who filed the appeal! Though a judge had ordered that the appeal be styled Appellants Terrance Parker and John Turmel and Cross-Appellant Warren Hitzig versus the Queen, Court of Appeal Justices Doherty, Goudge and Simmons changed the title of the case from the Appellants to the Cross-Appellants to rob me of the credit and give it to the Hitzig lawyer Allan Young. I'd bet it's the only precedent not named after the Appellants.

MARIJUANA EXEMPTION JUDICIAL REVIEWS

I then wrote templates for Federal Court judicial reviews of Health Canada's regulations for patients who had applied for exemptions and were being stalled for years. I helped Canada's first medical exemptee, Jean Charles Pariseau, challenge his 3-plant grow limit to produce his 1-gram/day prescription. Fat chance getting 365 grams out of 3 plants in a year. But it's how Health

Canada deterred cannabis use back then. In 2001, the Supreme Court of Canada building was opened to hold a Federal Court

THIS IS EXHIBIT "176" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

TURMEL: Crown moves to stop legal templates

Subscribe

3 views

johnt...@yahoo.com May 14, 2022, 9:58:17 p.m.
to

JCT: I got a Notice of Application under S.40 to stop me helping in the Federal Courts.
File No: T-962-22
FEDERAL COURT
BETWEEN
ATTORNEY GENERAL OF CANADA
Applicant
and
JOHN C. TURMEL
Respondent

APPLICATION

CR: THE APPLICANT MAKES AN APPLICATION for an Order:

(a) that no further proceedings may be instituted, and that any proceeding previously instituted may not be continued, by the respondent in the Federal Court or Federal Court of Appeal, except with leave of the Federal Court;

JCT: Notice we're waiting for the decision by Prothonotary Trent Horne on the Crown's motion to strike my claim. My memorandum in response to the Crown motion to strike:
http://smartestman.ca/c19bcnr.pdf

And we're waiting for a date for the hearing of my appeal against the decision of Prothonotary Aylen and Justice Zinn before the Court of Appeal.
http://smartestman.ca/c19a3m3.pdf

I don't think a Federal Court Judge can order the 3 higher Court of Appeal judges not to slate the appeal hearing.

CR: (b) that any application by the respondent for leave to institute or continue proceedings must, in addition to satisfying the criteria in S.40(4) of the Federal Court Act, demonstrate that all outstanding costs awards against the respondent in the in the Federal Court or Federal Court of Appeal have been paid in full;

JCT: They want $15,000 security for past costs I didn't pay on many previous cases.

CR: (c) prohibiting the respondent from preparing, distributing or in any way disseminating court documents, including template documents, for use by others in proceedings before the Federal Court or the Federal Court of

Appeal;

(d) prohibiting the respondent from assisting others with their Federal Court or Federal Court of Appeal proceedings, including by filing materials or by purporting to represent or communicate with the Courts on their behalf;

(e) that no further proceedings may be instituted by anyone in the Federal Court or Federal Court of Appeal using originating documents that are in any way prepared, distributed, or disseminated by the respondent, except with leave of the court;

(f) for costs; and

(g) for such other further relief as counsel may advise and this Honourable Court may deem just.

THE GROUNDS OF THE APPLICATION ARE:

(a) the respondent has persistently instituted vexatious proceedings and has conducted proceedings in a vexatious manner;

(b) since 1980, the respondent has instituted at least 67 proceedings in the courts of Ontario, the Federal Court or Federal Court of Appeal, and the Supreme Court of Canada;

JCT: Wow. One and a half proceedings per year. How persistent.

CR: (c) since 2014, plaintiffs have filed more than 800 Federal Court claims as well as numerous motions, appeals, and applications for leave to appeal, based on litigation materials prepared, distributed and promoted by the respondent.

JCT: Anyone complaining? Showing 800 people how to strike a blow against by complaining in the courts, not the streets. How vexatious! Imagine if 8,000 truckers filed to ask?

CR: (d) the respondent persistently brings and encourages others to bring meritless claims, motions, appeals and applications for leave to appeal;

(e) the respondent brings and encourages others to bring proceedings for an improper purpose or that obviously cannot succeed;

JCT: If they're so meritless with such little chance of success, why did Justice Brown dismiss the Crown's motions to strike them and let them proceed? His decisions:
http://johnturmel.com/delcn2j.pdf
http://johnturmel.com/150cn1j.pdf

CR: (f) in his own proceedings and in materials prepared for use by others, the respondent frequently attempts to re-litigate issues which have already been decided;

JCT: That's bull. For example, my first C19 action in 2021 to declare "any" Covid mitigation restrictions due to a

false alarm unconstitutional was dismissed for not citing a specific restriction, when the Air Travel restriction was imposed in 2022,

I filed C19B to declare the Air Travel vax requirement as unconstitutional under the Mobility Right but the Crown argued the Right to Mobility does not ensure domestic air travel. So domestic travel C19C under the Right to Security. Not re-litigating the issue! Litigating the air travel restriction not re-litigating the unspecified "any!"

CR: (g) in his own proceedings and in materials prepared for use by others, the respondent uses pleadings to make bald, unsubstantiated and intemperate or scandalous allegations against others;

JCT: It's neat that though the Crown keeps repeating this, they have never pointed out one bald, unsubstantiated and intemperate or scandalous allegation against others. Not one specific example and now they're going to have to come up an example.

CR: (h) the respondent frequently expresses disregard, and at times outright contempt for the Federal Courts, including Justices and the Registry;

JCT: Sure, I've pointed out that not letting the action proceed for the declaration of false alarm has allowed millions of Canadians to get clotted and that blood in on their hands. Is pointing out the courts are responsible for the deaths and damage to millions of Canadians who would not have taken the clot shots had the court told them it was as false alarm contempt of court?

From my http://SmartestMan.Ca/fauci poem:

Would you have taken jab if Crown Ben Wong had Trudeau told,
Covid Mortality was over hyped by hundredfold?
Would you have taken jab if Justice Crampton had us told,
That Apple Orange were compared to hype by hundredfold

Would you have taken clot shot if Judge Aylen said: Behold
The CFR to IFR's too small by hundredfold
Would you have taken jab if Justice Zinn had us all told,
Comparing Apple Orange hyped the threat by hundredfold.

JCT: Is explaining to the judges the damage the other judges have done contempt of the courts? When the Crown prosecutes a crime,is it because of contempt for the criminal?

Okay, I'm the toughest opponent they've ever faced. As I criticize the courts for not letting Canadians know it's a false alarm, their only out is to shut me up. So what if I do "unprecedented, extraordinary, remarkable" things in court (Apr 29 2014 televised Big Event in 12 courthouses in 10 provinces).

If New Blue get their candidates to spend 10 minutes filling out the template and 10 minutes uploading the Statement of Claim to Court Registry, then supporters, then victims who lost their jobs and want them back with compensation...

leading the charge for the thousands!

And I have no idea how I'm supposed to have shown contempt for the Registry. After all, it's used as a web site. So how did I show contempt for the Registry? Har har har.

CR: (i) the respondent frequently disregards court rules and orders;

JCT: Notice no example cited. I only ever got into trouble for disregarding a publication ban once.

CR: (j) although not licensed to practice law, the respondent frequently advises others on the conduct of their claims

JCT: I've been investigated by the Bars of Ontario and Quebec 3 times and as long as I don't take money for my documentation.

What advice is needed for someone who copies my claim, gets stayed pending what happens to the Lead and then waits to see what happens to the Lead. Not much advice needed!

CR: or purports to represent others;

JCT: I know I can't represent others. The fact I've been the Lead Plaintiff while they wait to see what happens is not representing others (even if it makes arguments for the claim used by others). This does show how the Crown has a distorted view of what's going on. My being Lead for others looks to them like representing others so they say what it looks like is what it is. Not.

CR: (k) the respondent persistently fails to comply with costs orders

JCT: I was a professional gambler most of my career and couldn't risk the cash to pay them. Now I'm on pension, never went back to my job as a pro at the casino after getting it, and they examined my finances under oath a few years ago and gave up trying to collect. If I had the cash, they would take it but I don't. And I stiff them for half a million in income taxes from the Project Robin Hood raid on TopaZ Casino Turmel and they didn't bother chasing.

CR: and encourages others not to pay costs orders.

JCT: Sure, if they're paupers like me, don't pay. Lead Plaintiff Harris in the first of 400 medpot permit processing delay actions was hit with $2,500 in costs at the Court of Appeal and not only were his costs paid, I paid them, $200 a month for a year.

(l) the requested order will promote the integrity of the judicial process of this Court and prevent the respondent from continuing to conduct, and from encouraging others to conduct, proceedings in an abusive and vexatious manner that is harmful to the court system and its participants;

JCT: What's abusive and vexatious about filing claims,

appointing a Lead Plaintiff while staying the others, and my writing the documentation? The Law Societies said: Can't stop people from taking bad even bad advice for free.

(m) Federal Courts Act, RSC 1984, ss40, 44;

(n) the plenary jurisdiction of the Court;

(o) such further and other grounds as counsel may submit and this Honourable Court may accept.

THE APPLICATION WILL BE SUPPORTED BY THE FOLLOWING MATERIAL:

(a) the Affidavit of Lisa Minarovich, and

(b) such other material that counsel may advise and this Honourable Court may permit.

May 10 2022
ATTORNEY GENERAL OF CANADA
Per Jon Bricker
CONSENT OF THE ATTORNEY GENERAL OF CANADA
(SECTION 40 OF THE FEDERAL COURTS ACT)
THE ATTORNEY GENERAL OF CANADA consents to the bringing of an application for an order pursuant to S.40 of the Federal Court Act.

JCT: So the Crown has all those bogus reasons to stop me from doing guerrilla law. Let's see if I end up having to keep asking a judge to keep going. As if that's going to stop me.

Jeff Harris May 15, 2022, 12:58:40 p.m.
to

so being their "toughest opponent" why do you ALWAYS loser? how is that a tough opponent? that's like saying that irritating mosquito in your tent is gonna get ya. you're just a loser who thinks he's a "something" you're the worlds biggest loser and you're proud of that. i would be ashamed of having so many failures. which cases have you won? oh yeah-the thing about 4,000 cases being dropped-you weren't the only person going for that were you? seems many people were on that yet you claim it was your victory. you have NEVER won a case on your own. the temp with of the `10 day carry was slammed almost the day after because of your weak words.
People put their faith in you to help and you never do. you spout lies and nonsense but when the Crown does it-you cry foul...way too funny. you think you're such a big deal and so important. just because you're a loser?? i guess we should be aware of something like you
Mussolini still comes to mind when i think of you. Both blow hards that failed when pressed to prove things

too bad you didn't cover all the costs. I had to pay some myself. you knew there was more to pay but you said nothing to me after your cheques ran out. nice try claiming you paid it all...another LIE!

THIS IS EXHIBIT "177" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

Department of Justice Canada

Ontario Regional Office
The Exchange Tower
130 King St. West
Suite 3400, Box 36
Toronto, Ontario
M5X 1K6

Ministère de la Justice Canada

Bureau régional de l'Ontario
la tour Exchange
130 rue King ouest
Pièce 3400, CP 36
Toronto (Ontario)
M5X 1K6

Tel: (416) 973-7171
Fax: (416) 973-0809
Email: Jon.Bricker@justice.gc.ca

Our File:
Notre dossier: 3764393

Your File:
Votre dossier:

January 6, 2016

VIA REGULAR MAIL

John C. Turmel
50 Brant Avenue
Brantford, Ontario
N3T 3G7

Dear Sir:

RE: TURMEL, John C. and Her Majesty the Queen in Right of Canada
Court File No.: T-488-14

By Order dated November 6, 2015 (copy enclosed), the Federal Court dismissed your motion for leave to file a motion for summary judgment, and awarded costs in favour of the Respondent, Her Majesty the Queen in Right of Canada, in the amount of $250.00.

Accordingly, please forward payment in full to my attention payable to the **Receiver General for Canada** no later than the end of business Monday, January 18, 2016, to avoid incurring any further enforcement costs and interest.

Yours truly,

Jon Bricker
Counsel
Business and Regulatory Law Division

Enclosure

Canada

Department of Justice Canada
Ontario Regional Office
The Exchange Tower
130 King St. West
Suite 3400, Box 36
Toronto, Ontario
M5X 1K6

Ministère de la Justice Canada
Bureau régional de l'Ontario
la tour Exchange
130 rue King ouest
Pièce 3400, CP 36
Toronto (Ontario)
M5X 1K6

Tel: (416) 973-7171
Fax: (416) 973-0809
Email: Jon.Bricker@justice.gc.ca

Our File:
Notre dossier: 3597214

January 4, 2017

VIA REGULAR MAIL

John Turmel
50 Brant Avenue
Brantford, Ontario
N3T 3G7

Dear Sir:

RE: TURMEL, John and Her Majesty the Queen in Right of Canada
Federal Court of Appeal File No.: T-488-14

TURMEL, John and Her Majesty the Queen in Right of Canada
Federal Court of Appeal File No.: A-342-14

TURMEL, John and Her Majesty the Queen in Right of Canada
Supreme Court of Canada File No.: 36937

By Order dated January 13, 2016, the Federal Court of Appeal dismissed your appeal from the July 9, 2014, Order of the Federal Court, and awarded costs in favour of the Respondent, Her Majesty the Queen in Right of Canada, in the amount of $3,350.

By further Order dated June 23, 2016, the Supreme Court of Canada dismissed your application for leave to appeal the above-noted Order of the Federal Court of Appeal, with further costs. By Certificate dated November 30, 2016, the Registry taxed and allowed these costs in favour of the Respondent, in the amount of $807.86.

Further to my letter of January 6, 2016, I also remind you that by Order dated November 6, 2016, the Federal Court dismissed your motion for summary judgment, and awarded costs in favour of the Respondent, in the amount of $250.

Accordingly, please prepare a cheque made payable to the **Receiver General for Canada** in the amount of $4,407.86, and send it to my attention at the address indicated above as soon as possible.

Canada

Yours truly,

Jon Bricker
Counsel
Litigation, Extradition and Advisory Division

Enclosures

Federal Court of Appeal Cour d'appel fédérale

Date: 20160113

Docket: A-342-14

Toronto, Ontario, January 13, 2016

CORAM: PELLETIER J.A.
STRATAS J.A.
GLEASON J.A.

BETWEEN:

JOHN C. TURMEL

Appellant

and

HER MAJESTY THE QUEEN

Respondent

JUDGMENT

The appeal is dismissed with costs fixed in the amount of $3,350, all inclusive.

"J.D. Denis Pelletier"
J.A.

Supreme Court of Canada | Cour suprême du Canada

No. 36937

BETWEEN:

John Turmel

Applicant

- and -

Her Majesty the Queen

Respondent

ENTRE :

John Turmel

Demandeur

- et -

Sa Majesté la Reine

Intimée

I hereby certify that the costs of the respondent have been taxed and allowed in the sum of eight hundred seven dollars and eighty-six cents ($807.86).

Je certifie par les présentes que les frais de l'intimée ont été taxés et que leur montant a été fixé à huit cent sept dollars et quatre-vingt-six cents (807,86$).

REGISTRAR OF THE SUPREME COURT OF CANADA

Dated this 30th day of November 2016.

REGISTRAIRE DE LA COUR SUPRÊME DU CANADA

Fait le 30e jour de novembre 2016.

Federal Court Cour fédérale

Date: 20151106

Docket: T-488-14

Ottawa, Ontario, November 6, 2015

PRESENT: The Honourable Mr. Justice Phelan

BETWEEN:

JOHN C. TURMEL

Plaintiff

and

HER MAJESTY THE QUEEN IN RIGHT OF CANADA

Defendant

ORDER

UPON MOTION by the Plaintiff for leave to lift the Stay Order (May 7, 2014) in respect of his Statement of Claim and to proceed with his Motion for Summary Judgment;

AND UPON the Court having ordered that motions to lift a stay are to proceed by way of Rule 369 motion;

AND UPON CONSIDERING that:

1. section 50(3) of the *Federal Courts Act* gives the Court the discretion to lift a stay;

2. the discretion to lift the stay should take into consideration whether the facts are "substantially different from the facts upon which the original disposition was made" (*Del Zotto v Canada (Minister of National Revenue - MNR)*, [1996] FCJ No 294/*Murphy v Compagnie Amway Canada*, 2014 FCA 136);

3. the Applicant has not shown any substantial change of facts upon which the stay order was made;

4. the *Allard* trial is complete, final submissions were concluded in July and a decision is pending;

5. the Plaintiff is, in effect, attempting to re-litigate the stay order in the face of a pending appeal; and

6. there is no proper basis for lifting the stay of proceedings.

THIS COURT ORDERS that this motion be dismissed with costs payable forthwith of $250.00.

"Michael L. Phelan"
Judge

Department of Justice Canada
Ministère de la Justice Canada

Ontario Regional Office
120 Adelaide Street West
Suite 400
Toronto, Ontario
M5H 1T1

Bureau régional de l'Ontario
120 rue Adelaide ouest
Pièce 400
Toronto (Ontario)
M5X 1T1

Tel: (647) 256-0562
Fax: (416) 973-4328
Email: deborah.telesford@justice.gc.ca

Our File:
Notre dossier: 3597214

June 14, 2018

VIA PRIORITY POST

John Turmel
50 Brant Avenue
Brantford, Ontario
N3T 3G7

Dear Sir:

RE: TURMEL, John and Her Majesty the Queen in Right of Canada
Federal Court File No.: T-488-14

TURMEL, John and Her Majesty the Queen in Right of Canada
Federal Court of Appeal File No.: A-342-14

TURMEL, John and Her Majesty the Queen in Right of Canada
Supreme Court of Canada File No.: 36937

TURMEL, John and Her Majesty the Queen in Right of Canada
Supreme Court of Canada File No.: 37647

TURMEL, John and Her Majesty the Queen in Right of Canada
Federal Court File No.: T-561-15

By Order dated November 6, 2015, the Federal Court dismissed your motion for summary judgment in the matter with Court File No. T-488-14, and awarded costs in favour of the Respondent, Her Majesty the Queen in Right of Canada, in the amount of $250.

By Order dated January 13, 2016, the Federal Court of Appeal also dismissed your appeal in the matter with Court File No. A-342-14, and awarded costs in favour of the Respondent, Her Majesty the Queen in Right of Canada, in the amount of $3,350.

By Order dated June 23, 2016, the Supreme Court of Canada also dismissed your application for leave to appeal in the matter with Court File No. 36937, with costs in favour of the Respondent, Her Majesty the Queen in Right of Canada. By Certificate dated November 30, 2016, the Registry taxed and allowed these costs, in the amount of $807.86.

This office previously wrote to you on January 6, 2016, and January 4, 2017, to request payment of the costs awards in the matters with Court File Nos. T-488-14, A-342-14, and 36937.

Since our previous letter, the Supreme Court of Canada has also dismissed your application for leave to appeal in the matter with the Court File No. 37647, again with costs. By Certificate dated February 7, 2018, the Registry taxed and allowed these costs in favour of the Respondent, Her Majesty the Queen in Right of Canada, in the amount of $877.70.

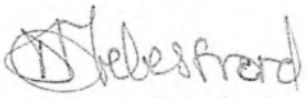
Also since our previous letter, the Federal Court has dismissed your action with Court File No. T-561-16, with costs. By Certificate dated May 17, 2018, an Assessment Officer assessed and allowed these costs at $6,105.03.

We have not received payment of these amounts, and together with interest, the amount outstanding is now $11,619.55.

Accordingly, please prepare a cheque made payable to the **Receiver General for Canada** in the amount of **$11,619.55**, and send it to my attention at the address above.

Please provide payment by **June 29, 2018**. If we do not receive payment by this date, please be advised that my client will begin enforcement measures, and will seek further costs associated with this enforcement.

Yours truly,



Deborah Telesford
Paralegal
Litigation, Extradition and Advisory Division

THIS IS EXHIBIT "178" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

T-561-15

FEDERAL COURT

B E T W E E N:

JOHN TURMEL

Plaintiff

- and -

HER MAJESTY THE QUEEN IN RIGHT OF CANADA

Defendant

****

This is the Examination Under Oath of **JOHN TURMEL,** taken under oath at the offices of Cindy Jones Verbatim Reporting Service this 23rd day of November, 2018, in pursuance of the appointment herein.

****

A P P E A R A N C E S:

Ms. Wendy Dennis Counsel for the Defendant

(i)

I N D E X T O U N D E R T A K I N G S

NOTE: The above list is provided as a service to counsel and does not purport to be complete and binding on parties herein.

****

1919

A. Yeah.

81. Q. I just want to go back to the most recent statements here. Okay. So, I'm looking at your personal bank statement up to September 24th --

A. Yeah.

82. Q. -- 2018.

A. Yeah.

83. Q. And you have a monthly deposit of CPP, one sixty-four eleven. And your Old Age Security is one thousand four hundred seven dollars and eighty-five cents. I'm just going to take a few minutes here. We can go off record just for a second while I just take a quick scan through these statements.

OFF THE RECORD

84. Q. Okay. So, Mr. Turmel, who is John Harris?

A. John Harris, no idea.

85. Q. Okay. So, he sent you an e-transfer of fifty dollars in August --

A. Of what year?

86. Q. This year, 2018.

A. John Harris?

87. Q. Let me pull that up for you. Maybe I'm getting the first -- sorry Jeff Harris.

A. Oh.

88. Q. I'm sorry, Jeff Harris.

A. Okay.

89. Q. Yes, right there.

A. All right. Jeff Harris is the lead Plaintiff in for two hundred and fifty self-represented Plaintiffs in the Federal Court right now and, jeez, I can't imagine why he would have sent me the fifty unless I paid something for him in Court.

90. Q. Okay. So, it's not a charge of fees or anything, for any services --

A. No, no, nothing like that.

91. Q. -- provided?

A. Nothing like that. He's --

92. Q. Okay.

A. -- just someone using my Court kits who I must have filed something for him, paid the fifty. Ah, the Appeal, that's probably it, fifty bucks for an Appeal.

93. Q. Okay.

A. And it's going on right now.

94. Q. Okay. I'm also looking, it appears that you might be receiving GST rebates on a quarterly basis. So, in July I'm seeing a payment of a hundred and eight point five --

A. I guess.

95. Q. -- deposit.

A. I don't really note it.

96. Q. And then in April you had a hundred and four sixty-four deposit.

A. Okay.

97. Q. Okay. So, we're just acknowledging those. In July there's a deposit from the provincial government of three hundred and one dollars.

A. Some sort of --

1923

out?

422. Q. You're retired now. Okay. So, the next one I'm looking at here is Total Credit Recovery.

A. And that was, I think it was Canadian Tire credit card. What's it for, twenty-five hundred?

423. Q. So, this is what the note says, "It's come to our attention that you are employed and we presume that you are in a position to repay your outstanding account."

A. Is it twenty-five hundred?

424. Q. It's twenty-five hundred, yes.

A. All right. Well, that was from the 1993 conviction okay --

425. Q. 1993 --

A. The Judge ordered me --

426. Q. -- conviction --

A. -- to pay twenty-five hundred dollars, I never did.

427. Q. Okay.

A. And instead of bringing me back to Court

they gave it to a collection agent.

428. Q. A credit company.

A. Yeah.

429. Q. Okay.

A. That's it.

430. Q. So, it went to collections.

A. So, every -- and they call me at least five times a week, okay. And I tell 'em, "Eh, if the cops and the Judge couldn't get it out of me, you really think you will?"

431. Q. So, this notice is dated October 25th, 2012.

A. All right.

432. Q. Are you saying they still call you to this day?

A. Yeah.

433. Q. Okay. So, they continue to call?

A. Yeah.

434. Q. The same credit company?

A. Total Credit Recovery, yeah.

435. Q. They continue to call four to five times a

1926

474. Q. -- we're going to try and get the account number for that.

A. Oh, yeah.

475. Q. I'll --

A. Oh, yeah, that's right, you said it's x'd out, okay.

476. Q. Yeah, it's x'd out on these statements.

A. Yeah.

477. Q. Okay. Why don't we take a ten minute break.

A. Okay.

478. Q. Or, a fifteen minutes break, let's do a fifteen minute break and then --

A. Do you have a phone I can use?

OFF THE RECORD

479. Q. Okay. So, I just want to clarify what we just did as we're coming back from break.

A. Yeah.

480. Q. Right before we went back on the record.

A. Yeah.

481. Q. So, John, you provided me with the licence plate for the Pontiac Vibe 2005 --

A. Yeah.

482. Q. -- which belongs to your sister in-law.

A. Yes.

483. Q. Clarifying her name is Denise Beaudoin.

A. Beaudoin.

484. Q. B-E-A-U-D-O-I-N.

A. Yeah.

485. Q. And the licence plate number is P-11-E-J as in Jim G as in George. Okay. You've also provided me with the MBNA account number, and this is the MasterCard credit card that is in your name and it is used exclusively by your friend and you've given me the correct spelling of his name, which is D-E-L-A-H-N-N-O-V as in Victor A-H-H, and the last name is Livingston, L-I-V-I-N-G-S-T-O-N-E.

A. Yes.

486. Q. And we have executed an Authorization and

Direction, you have signed this off so that I can send and obtain the credit card statements from October, 2017 to November 30th, 2018.

A. Yes.

487. Q. Correct? Okay. Good. Okay. So, we don't have too much more to go through but just tying up some loose ends here. You do have websites, is that correct?

A. Yes.

488. Q. And what are all the websites that you own?

A. Turmel Press dot com.

489. Q. Okay.

A. John Turmel dot com. Smartest man on earth dot ca.

490. Q. Okay.

A. Smartest man dot ca, for short. Who would date take out 'smartest man on earth' no one did before me.

491. Q. There's no judgment here.

A. Hey, I got the same education as Mr.

Spox(ph), systems engineering and mathematics of gambling so I got it right. Any others, gold nugget network dot com.

492. Q. G-O-L-D-N-U-G-G-E-T.

A. Gold nugget network.

493. Q. Network.

A. Dot com.

494. Q. Okay. Are all of these websites currently active?

A. Yes. Through Go Daddy.

495. Q. And they're all up to date?

A. Yes.

496. Q. And all of them are through Go Daddy?

A. Yeah.

497. Q. And what do they cost, what is the, I guess, I don't know if you pay monthly, annually, how do you pay for that?

A. Annually. But, it's probably in the neighbourhood -- I don't know, I have no idea. My brother pays it for me so --

498. Q. Brother Ray?

A. Yeah. So, it's, I guess, it's twenty bucks each.

499. Q. And your brother takes care of all of those payments?

A. Yeah.

500. Q. And how long have you owned them all, generally, for?

A. Oh, well, let's see, well, at least five years. Smartest man on earth, just, no, that's maybe three years, since the 2015 elections. So --

501. Q. So, I'll say three to five years?

A. Yeah.

502. Q. Just for a general?

A. Yeah.

503. Q. Okay. So, all of the elections that you've run in, I just did a short list of the past couple of years --

A. Yeah, Wikipedia's got the whole list.

504. Q. Yes. Well, we don't need to go through the

1932

553. Q. Okay.

A. That sort of rings a bell. I did get a speeding ticket a while back and I had to pay it so...

554. Q. And whose car would that have been in?

A. The Vibe, it would have been in the Vibe, I think.

555. Q. Okay. Let me get back to my notes here. I'm just going to go through the tail end. I'm just going to take a quick look through and see if I have missed anything because I think we're just nearing the end here. And, so, outside of this list of creditors that you've given me there are no other --

A. No, I can't think of any.

556. Q. -- credit -- okay.

A. The account, Millards, was the only creditor I had of an honourable debt.

557. Q. Right. I guess in terms of any ongoing actions in the Courts right now, how many do you have going on right now, how many are active?

A. You mean mine, personally?

558. Q. Yes.

A. I have one in the Federal Court of Appeal-- Federal Court right now.

559. Q. And that's you as Plaintiff?

A. Yeah.

560. Q. Against?

A. Her Majesty the Queen.

561. Q. Okay.

A. I want to strike the prohibitions on Marijuana because they impede my right to get juice and, so... And then I have another almost two hundred and, two hundred and seventy people who used -- I, I do the cases, I write 'em up and then I leave the name blank and they put their name in it and then they go file it.

562. Q. That's your Turmel Kit?

A. That's my Turmel Kits. So, I've two hundred and seventy people. But --

563. Q. But, those are not filed --

A. -- I get a juice.

564. Q. They're not filed in your name?

A. No. I did the one on juice, so I'm not sick, so I only have one that I can think of. I don't have any others going in action, so it's the only case I have in action right now.

565. Q. Okay. Have you ever been bankrupt?

A. No. Well, I mean, I've been broke umpteen times in my life but --

566. Q. But, have you ever filed for --

A. -- never officially, no, no.

567. Q. -- bankruptcy?

A. No. No. No.

568. Q. And when's the last time you took a vacation?

A. Oh, wow, I don't... Oh, oh, three, four years ago I spent nine, ten days up in at a cottage in Northern, Ontario.

569. Q. Okay. Did you rent the cottage?

A. I paid a hundred dollars. It was someone whom, who had used one of my kits successfully and

gave me a really good deal.

570. Q. Are there any assets that you had that you have sold in the past couple of years?

A. No. No.

571. Q. Okay.

A. No. Again, I don't have anything of value.

572. Q. Almost everything I have is bought at second hand stores, uses, so...

573. Q. Do you have any intention of paying any of these Judgments owed to --

A. No. Well --

574. Q. -- the Government of Canada?

A. Only if I'm forced to.

575. Q. Okay. So --

A. I usually obey a Judge.

576. Q. Okay. Well, these are Judgements, these are from Judges.

A. Oh, okay, okay. But, I mean, I will be a garnishee or whatever.

577. Q. So, you would prefer to be garnished --

THIS IS EXHIBIT "179" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

John Turmel

November 1, 2019 ·

Impeachment Inquiry resolution makes every Dem candidate "dead man walking" when Honest Don asks: Why did you vote to inquire into impeachment without letting me hear or defend myself against my accusers? Dead Man Walking.

2 71 Comments

Like **Comment** **Share**

Rick Lines

Because this is an inquiry. And that's how they are done. Obviously.

You can't build a case while letting the accused harass the witnesses. Duh! Any grand jury is the same, for obvious reasons.… **See more**

Like · **Reply** · 2y

Rick Lines replied · 4 Replies

Shane Hollinrake

There's rumors that this may get shut down in the senate. As it stands there is no due process and no full disclosure.

Like · **Reply** · 2y

Rick Lines

Cross examination happens in the trial. The trial happens in the Senate. We're not there yet. You are just ignorant of our system. But it's no so different from any trial: first the cases have to he built and that requires data collection. With an impe… **See more**

1

Like · **Reply** · 2y

Hide 50 Replies

View 10 more replies

John Turmel

Jct: Geez, I remember you writing:
Turmel is NOT a lawyer, he is an engineer by trade with more legal knowledge than you can find in Conroy's whole office.

1

Like · **Reply** · 2y

Jeff Harris

don't bet or listen to Minimum Effort McCluskey..he's a confirmed liar and doesn't pay his bets. he owes me for 2 bets he lost but refuses to pay..when he thought he won, he was asking me to pay up but when i showed his loss, he won't pay.

Like · **Reply** · 2y

John Turmel

Well, that was nice of him to laud me that way.

1

Like · **Reply** · 2y

Rick Lines

Look, I am terribly fond of **John Turmel**, and have been for years. But he does require fact-checking. He's like that Allie Fox character in The Mosquito Coast. When I see Turmel's posts I think of the thing the Asparagus farmer in the film said to Fox's…**See more**

Like · **Reply** · 2y · Edited

John Turmel

he does require fact-checking.
Jct: I'm too smart to lie. It's easy to remember the truth. Bet you $20 you can't find me in one deliberate lie anywhere. Because errors I admit and adopt the new error-free argument.

Like · **Reply** · 2y

Rick Lines

The real tragedy for me at this stage in **John Turmel**Turmel's life is that he's attracted to this inept contrarian Trump. Other than the Oppositional Defiance Disorder they share, the two have nothing in common. Where Turmel has fought tirelessly for ca…**See more**

YOUTUBE.COM

Fraud Of Donald Trump's Self-Made Persona Exposed In Father's Financials | Rachel…

Like · **Reply** · 2y · Edited

Jeff Harris

here's the site where Scott was praising John..His handle was Gatorgold but he was banned. he went after people trying to expose them but was wrong. he got served a cease and desist letter for it but have a read. you can also read where people are call… **See more**

ROLLITUP.ORG

Can you move a grandfathered MMAR license, no here's the proof

Like · **Reply** · 2y · Edited

John Turmel

Rick Lines Turmel learned engineering and probability and successfully applied his skills in card games. That required some amount of intelligence and discipline. Trump randomly threw money around as the whimsy of his intuition dictated, and had his ri… **See more**

Like · **Reply** · 2y

John Turmel

Neither man can admit when his is very badly mistaken about something.
Jct: I've got a $100 bill on a certificate if you can prove one thing I'm badly mistaken about. Maybe you'd like to try to win it? Go ahead. Just one thing SmartestManOnEarth.ca is… **See more**

Like · **Reply** · 2y · Edited

Jeff Harris

John Turmel Honest Don?? i am not a political guy but do you think he's really honest? i can show you lots of times when he didn't pay for services rendered...that's not honest at all

Like · **Reply** · 2y

John Turmel

i can show you lots of times when he didn't pay for services rendered...
Jct: Find me another building contractor not in suits over workmanship. Besides, it was his lawyers who made those decisions anyway. Just like those who want Trump's tax returns t… **See more**

Like · **Reply** · 2y · Edited

Jeff Harris

John Turmel doesn't make him honest just because others did it. it was for more than contracting

Like · **Reply** · 2y

John Turmel

Did what? You don't think the sub-contractors had lawyers too? If he won, he won. If he lost, he paid.

Like · **Reply** · 2y · Edited

Jeff Harris

John Turmel he'd rent places and not pay the workers. he did that a lot. you show me something and i address it and you say "what"?? "Find me another building contractor not in suits over workmanship" that's from your own post

Like · **Reply** · 2y

John Turmel

he'd rent places and not pay the workers. he did that a lot. you show me something and i address it and you say "what"??
Jct: Yes, what did the judge say?

Like · **Reply** · 2y

Jeff Harris

John Turmel you just want to argue and not look at facts...not interested

1

Like · **Reply** · 2y

Rick Lines

John Turmel And that drives me crazy! What smart things has he done? His failures are everywhere. But it is true that successful risk takers do often fail. So his failures alone do not mean he's an idiot. What, then are his successes that redeem him in your eyes?

Like · **Reply** · 2y

Rick Lines

Jeff Harris Trump is still stiffing American cities for his own expenses.

Getting a free ride at other's expense is good for your own balance sheet but very bad for society. Obviously.… **See more**

THEHILL.COM

Ten cities say Trump owes them money from rally security

1

Like · **Reply** · 2y

Rick Lines

Just google this, and you can see the stories piling up over time. An older story cites six unpaid cities, newer articles cite more and more as he repeats his freeloader behavior.

https://www.sltrib.com/.../2019/10/25/political-cornflakes/

SLTRIB.COM

Political Cornflakes: Trump owes more than $1 million to U.S. cities for rally expenses

1

Like · **Reply** · 2y

John Turmel

What are the lawyers saying? Don't cities have lawyers to enforce their contracts?

Like · **Reply** · 2y

John Turmel

This is the best you've got?

Like · **Reply** · 2y

Rick Lines

John Turmel Why do you defend this? Where in your miracle equations does it say to just skip out on your debts?

Like · **Reply** · 2y

Rick Lines

John Turmel obviously this is not "the best I've got"

It's just more evidence of the pattern mentioned by John Harris.… **See more**

YOUTUBE.COM

Donald Trump's business links to the mob - BBC Newsnight

Like · **Reply** · 2y

Rick Lines

ANYWAY... **Jeff Harris** and Scott McCluskey, I used to watch **John Turmel**Turmel's videos on alternative currencies, and they got my mind engaged with the possibilities there.

Adoption of these superior currencies was clearly not happening, so I puzzled … **See more**

ACADEMIA.EDU

Accounting for Contribution and Commitment

Like · **Reply** · 2y

Jeff Harris

sometimes John just wants to be right so he uses "alternative facts" saying Trump is honest is very much one of these times. we have both shown proof he's not honest and John tosses it aside and says something else. that's not what i call a conversat… **See more**

1

Like · **Reply** · 2y

Jeff Harris

https://www.nbcnews.com/.../judge-orders-trump-pay-2...

NBCNEWS.COM

Judge orders Trump to pay $2 million for misusing his foundation

1

Like · **Reply** · 2y

Jeff Harris

I love how Super Goof Minimum Effort McCluskey says i didn't do my duties. I have asked him for those "duties" several times and he has yet to produce any of them. he got his case separated from ours because he's a goof and I can't stand him. he charge… **See more**

Like · **Reply** · 2y

John Turmel

Rick Lines Where in your miracle equations does it say to just skip out on your debts?
Jct: It's okay to skip out on paying the interest, that I've done. So I don't pay income tax. It's okay to skip out on costs to courts that allow me to be cheated by the guys I'm stiffing. But I do not say to just skip out on debts. But if that's your misinterpretation...

Like · **Reply** · 2y

John Turmel

Rick Lines It's just more evidence of the pattern
Jct: Scott Adams points out that when you ask for a crime and they come back with a list, it's usually a lost of very weak points which is why it has to be bolstered by the list. He's been attacked by s… **See more**

Like · **Reply** · 2y

John Turmel

Rick Lines Accounting for.. I popped over, searched for "interest,"found nothing about the cause of the problem, usury, and stopped considering it a winning solution.

Like · **Reply** · 2y

John Turmel

Jeff Harris Trump is honest is very much one of these times. we have both shown proof he's not honest
Jct: Sure you've said it often enough. But not enough to become evidence. What's the worst he's ever pulled off? And don't come back with a list.

Like · **Reply** · 2y

John Turmel

Judge orders Trump to pay..
Jct: Now let's go attack everyone whose lawyers lost their case. And besides, wasn't that the case where they used his brand and he had no other connection? Which is why it was civil and not criminal. Got any convictions?

Like · **Reply** · 2y · Edited

John Turmel

Jeff Harris Scott just repeats the same lie to trigger us. We know he didn't get all the actions dismissed. Judge Brown kicked him off your list of plaintiffs to lead and he thinks it means he got you kicked out. Har har har. He's delusional so let's n… **See more**

1

Like · **Reply** · 2y

Jeff Harris

John Turmel again with the "other people did it so it's OK" line again. if you haven't heard of his lies and deciet then you are not paying attention. I came to you to say he's not honest and gave you a very recent example and you asked for more?? OK … **See more**

1

Like · **Reply** · 2y

John Turmel

if you haven't heard of his lies and deciet then you are not paying attention.
Jct: Still waiting for the biggest lie on your list.
I came to you to say he's not honest and gave you a very recent example … **See more**

Like · **Reply** · 2y · Edited

Rick Lines

Trump stiffs people who actually rendered services for him. Big difference between that and not paying immoral interest.

And speaking of interest, I was surprised to learn that it did not originate with agriculture as one so often assumes. One would t…**See more**

Like · **Reply** · 2y

Rick Lines

John Turmel As for Trump's constant lies, why should we have to rank them in order of importance and find the "biggest one"? How does that help? In your system of credit, do you trust a perpetual liar as long as you disagree with someone else over whic… **See more**

EN.WIKIPEDIA.ORG

Trump University - Wikipedia

Like · **Reply** · 2y · Edited

1

John Turmel

Rick Lines Many ancient codes had 20% max on silver and 33% max on grains. And you couldn't seek 33% silver on grain, only grain. And some codes let you pay with anything.

Like · **Reply** · 2y · Edited

Rick Lines

Getting into Forbes' list wasn't Trump's biggest lie, but it's still a humdinger. It has lots of competition from the others he has told and continues to tell.

https://youtu.be/dxNYaN1f7Mk

YOUTUBE.COM

Biographer: Trump has been lying since childhood

Like · **Reply** · 2y · Edited

John Turmel

Rick Lines why should we have to rank them in order of importance and find the "biggest one"?
Jct: Scott Adams explains that the laundry list is best challenged by first beating the best card and letting them figure out the rest. And he notes how peop… **See more**

Like · **Reply** · 2y

Rick Lines

Scott McCluskey Legal kits? Oh my. This is the first I've heard of those. Uhhhm...

Yikes?… **See more**

Like · **Reply** · 2y · Edited

Rick Lines

John Turmel And I'm still willing to accept that tuition payment from you for Trump's top-quality best education about money that money can buy. You trust Trump, don't you?

Like · **Reply** · 2y

Rick Lines

John Turmel But go ahead and try to prove that Trump got into the Forbe's list by telling the truth. Or that John Barron was anyone other than Donald Trump himself pretending to be someone else vouching for Donald Trump.

Like · **Reply** · 2y

Jeff Harris

Rick Lines please don't pay attention to Scott. he's a very bitter man who has proven that he's a liar. i have several instances to prove it too. he's butt hurt because John didn't want to include his words on some paperwork. the thing is, he can use t… **See more**

Like · **Reply** · 2y

Jeff Harris

John Turmel why should i list his lies? i asked you if you really think he's honest and you skate the question...see, you only want to argue and not look at what's written. again John, you win...Trump is the most honest person ever. Jesus asks him for …**See more**

Like · **Reply** · 2y

John Turmel

Rick Lines You can't win by declaring yourself the winner and name-calling and other petulant behavior.. No sir.
Jct: An opinion from a guy who hasn't even read my Statement of Claim! Har har har. http://SmartestMan.Ca/stay4k.jpg

SMARTESTMAN.CA

smartestman.ca

Like · **Reply** · 2y

John Turmel

OK. considering the glare on his life, I'd bet he's honest. And considering he can afford good lawyers, I'd bet he's legal. Can you imagine anyone with real baggage exposing themselves by running for president with Big Brother bent on destruction.

Like · **Reply** · 2y · Edited

Jeff Harris

Rick Lines John's kits do work. if you're busted his kit can and has helped a lot of people. if your license application takes too long for Health Canada to process, fill out the kit and you have your license within a week. not all of his kits are mag… **See more**

Like · **Reply** · 2y

John Turmel

http://johnturmel.com/kits

JOHNTURMEL.COM

Turmel's Grow-Op Exemption Fed Court Kits and/of Fight marijuana charges kits

Like · **Reply** · 2y

Rick Lines

Jeff Harris Well, I live in the United States, and the federal government is dragging its feet while the states rebel against pot prohibition. So every state is a little different in its approach now. We used to admire the Canadians for how much freer … **See more**

1

Like · **Reply** · 2y

Write a reply…

Sean Tucker

It's funny this impeachment trial or hearings. Per say Trump gets impeached. Then Mike Pence becomes Prez. He'll then full pardon him and make him vice Prez. Then technically he could step down and make Trump Prez who then appoints Pence as VP again lmao

Like · **Reply** · 2y

John Turmel

Better yet, he runs again. Show me where he can't even if he is removed.

1

Like · **Reply** · 2y

Sean Tucker

John Turmel yup from what I've read there's nothing that says he can't run again

Like · **Reply** · 2y

John Turmel

I just hope he gets removed with the RINO senators identified so he can take them out at the next election. Almost everyone in government is compromised. Just agree to visit Epstein Island and you get Deep State support.

Like

1

THIS IS EXHIBIT "180" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

TURMEL: Crown Factum of Aylen/Zinn Covid "no false alarm" appeal

1 view

John KingofthePaupers Turmel Mar 16, 2022, 3:05:41 AM (5 days ago)

to

TURMEL: Crown Factum of Aylen/Zinn Covid "no false alarm" appeal

JCT: On Jan 19 2021, I filed an action to declare "any" restrictions to mitigate the Covid Mortality Hyped Hundredfold false alarm unconstitutional and seeking damages from lockdown. 75 others paid the $2 filing fee to file similar Statements of Claim that were stayed pending adjudication of mine when they can decide to quit or continue on their own. If I lose, I pay my costs and if they quit, they pay no costs since they didn't cause any work to the Crown.

On July 12 2021, Prothonotary Mandy Aylen, now promoted to judge, struck it without leave to amend because there had to be a restriction on me and there wasn't yet.

On Oct 18 2021, Justice Zinn dismissed my appeal.

My goal is to get the pandemic declared a deliberate false alarm which would stop the panic immediately.

It's an easy to explain false alarm by the comparison of the Covid "Case Fatality Rate" (CFR) Apple to the hundredfold too small Flu "Infection Fatality Rate" (IFR) Orange. Comparing the Covid mortality rate to the wrong Flu mortality rate exaggerated the Covid rate.

So all the death and misery so far and upcoming could have been avoided if she had issued the declaration that any restrictions based on a false alarm is unconstitutional. Sure the Crown would appeal she can't do that, but a judge can do anything that is just.

My appeal is that informing Canadians that the Covid pandemic is was a false alarm would have saved lives lost during continued lockdown and Vaccine Adverse Effects for many who would not have taken the jab if those judges had told them the threat was a false alarm.

My memorandum is at http://SmartestMan.Ca/c19095.txt

The Crown's Memorandum:

Court File No.: A-286-21
FEDERAL COURT OF APPEAL
BETWEEN:
JOHN C. TURMEL
Appellant
and

HER MAJESTY THE QUEEN
Respondent

RESPONDENT'S MEMORANDUM OF FACT AND LAW

CR: OVERVIEW

1. The Motion Judge did not err in affirming the Prothonotary's original order to strike the claim that forms the subject of this appeal. The Prothonotary identified the relevant legal principles concerning the elements of proper pleadings and the causes of actions alleged, and applied them to find that the appellant's claim failed to disclose a reasonable cause of action and was an abuse of process. On the appeal motion, the Motion Judge found no reviewable error in the Prothonotarys identification or application of these principles. The appellant has not established any error in either of these decisions that would warrant appellate intervention. Canada therefore requests that this appeal be dismissed with costs.

PART I - STATEMENT OF FACTS

A. THE JOHN TURMEL CLAIM

2. The appellant's claim (the "john Turmel Claim") is one of more than 70 virtually identical claims in which the self-represented plaintiffs seek various forms of relief related to federal COVID-19 mitigation measures.

JCT: Actually, only 2 forms of relief:
1) Declaration the threat is a false alarm,
2) Damages for our political leaders being suckered by an Apple Orange comparison.

CR: The statements of claim in each action are based on a "kit" made available on the internet by Mr. Turmel, and seek:
(a) a declaration that the federal government's COVID-19 mitigation measures infringe subsections 2(c) and (d), 6, 7, 8, 9, and 12 of the Canadian Charter of Rights and Freedoms ("Charter") and are not justified under section 1 of the Charter;
(b) an order pursuant to subsection 24(1) of the Charter prohibiting any COVID restriction measures "that are not imposed on the deadlier Flu";
(c) a permanent personal constitutional exemption from any such measures; and
(d) an order for "unspecified damages for pain and losses incurred" as a result of stress, damaged personal connections, inconvenience and time lost in line-ups, and higher prices.1

3. The Chief Justice of the Federal Court ordered that the claims be collectively case managed by Prothonotary Aylen (as she then was), who ordered that the other claims be stayed pending the final determination of the John Turmel Claim.2

4. The claims allege that the World Health Organization is

exaggerating COVID-19 fatality rates, and that only 1 in 230,000 Canadians have died of COVID-19.3 The claims allege that COVID-19 is a "man-made virus, albeit a very mild one," and that most COVID-19 deaths were in long-term care homes.4 They allege that asymptomatic transmission of COVID-19 is rare, and provides several paragraphs of statistics comparing COVID-19 mortality rates to those associated with the flu.

5. The claims allege a "cover up" to "fudge the statistical Cases and Fatalities data."5 They refer to alleged changes by the American Centres for Disease Control and Prevention to its death certificate guidelines, as well as an effort by the mainstream media to suppress "HydroxyChloroQuine HCQ" as an alternative to "a Bill Gates-funded Oxford Recovery HCQ test", which the claims allege is "deliberate malevolence."6

6. The claims allege that "Covid-Mitigation restrictions include lockdowns & curfews, quarantines, mandatory masks, mandatory social distancing, mandatory vaccine, [and] mandatory immunity card for public services."7 They allege that "lockdown gain does not justify lockdown pain" and that lockdown measures are not supported by evidence, and have increased "suicides, murders, abuses, addictions, [and] truancy."8

7. The claims allege that COVID measures have resulted in line-ups at stores, higher prices, stress, neighbours "snitching" on neighbours, and lost friendships due to "accusations of deniers putting alarmists at risk from the invisible plague,"9 and that:

> Such restrictions on civil liberties to mitigate a sham-virus are an arbitrary, grossly disproportional, conscience-shocking violation of the Charter Section 2 right to freedom of peaceful assembly and association is gone, S.6 right to [m]obility, S.7 right to life, liberty and security, S.8 right to be secure against unreasonable search or seizure, S.9 right to not to be arbitrarily detained or imprisoned, S.12 right to not be subjected to any cruel and unusual treatment or punishment, not in accordance with the principles of fundamental justice.10

8. The claims refer to a statement by the Prime Minister describing the requirements for international travellers arriving by air to produce a negative COVID-19 test before entering Canada, for all travellers to quarantine upon entering Canada, and the potential for 'fines and prison time" for not following these requirements.11They allege that "The Prime Minister and his Government have been duped," and that "Restrictions on civil liberties are not warranted for a Covid threat if they are not warranted for the tenfold deadlier Flu threat."12

9. The claims ask the rhetorical question "Who benefits?," and allege that "Personal Protection Equipment producers, Skip-the-Dishes delivery come to mind but vaccine companies seem to have most to gain by an exaggerated scamdemic."13

10. The claims allege that the vaccine promotion is a "scam", and that some would prefer alternatives including

"drinking the waters of your own cistern", vitamins, and supplements.14

11. The claims also allege that the government owes Canadians $2 trillion in compensation, which it could pay by borrowing "new interest-free credits from the Bank of Canada."15

JCT: I didn't say it owes $2 trillion. I said that Pierre Trudeau changed the Bank Act to force federal and provincial governments to no longer access interest-free loans and instead fund government services with private bank borrowings at interest. Over the past almost 50 years, over $2 trillion was collected in taxes. So if they could collect $2 trillion to waste it on interest, they can collect $2 trillion over the next 50 years to compensate the victims of their having fallen for the Apple Orange trick. I didn't estimate how much financial pain and only mentioned the $2 trillion as already having been collected to be wasted.

CR: B. THE PROTHONOTARY STRIKES THE JOHN TURMEL CLAIM WITHOUT LEAVE TO AMEND

12. Canada filed a motion to strike the John Turmel Claim on the grounds that it failed to disclose a reasonable cause of action and was an abuse of the Court's process.16 In the alternative, Canada's motion requested that the appellant be ordered to provide security for costs in light of Canada's numerous costs awards against him that remain unpaid.17

JCT: This year's Action T-277-22 seeks a declaration that the vaccine requirement for air travel violates my mobility right, using the same arguments as those of Brian Peckford's Judicial Review of the Minister's Interim Order. So now we do have a restriction and I don't need to mention that S.7 right to life, liberty, security is violated, I only need to get it known mobility right violated because of the false alarm. It's the false alarm I want to make known.

CR: 13. On July 12, 2021, the Prothonotary granted Canada's motion (the "Prothonotary's Order").18 She found that the statement of claim disclosed no reasonable cause of action as it contained "bare assertions of Charter breaches without sufficient material facts to satisfy the criteria applicable to each of the Charter rights alleged to have been violated."19

JCT: Sounds like a pretty good reason for not letting Canadians know the reason for lockdowns and vaccines was a false alarm. No matter how many corpses until they find out.

CR: She also noted that the claim contained no facts to indicate that the appellant was personally subjected to any federal COVID-19 mitigation measures, and that the appellant could not rely on facts applicable to other plaintiffs to support his Charter breach allegations.20

JCT: Now, it contains the same facts Brian Peckford is using to challenge the air travel restrictions.

14. The Prothonotary held that the statement of claim was an

abuse of process as it "pleads bare assertions without the necessary material facts on which to base those assertions, such that the Defendant cannot know how to answer it, [and] is replete with lengthy diatribes and makes scandalous and extreme allegations that are unsubstantiated, such as alleged cover-ups and conspiracies."21

JCT: Pretty good reason to have let millions die around the world by suppressing that it was a false alarm. And millions will die. Infrastructure was destroyed and lost food production will kill millions, maybe hundreds of millions. But she did have a valid legal reason for not letting the world know the panic was as false alarm.

CR: 15. Given the nature of the deficiencies, and that the appellant had not suggested that his claim could be cured by way of amendment, the Prothonotary declined to grant leave to amend his claim.22

JCT: Great for not declaring the false alarm and letting millions die.

CR: 16. Finally, the Prothonotary noted that, had she not struck the claim without leave to amend, she would have granted an order for security for costs in the amount of $11,350 in light of the appellant'S numerous unpaid cost awards and the absence of any demonstration that he was impecunious.23

JCT: And they've asked for it again in my new Statement of Claim against air travel restrictions. So someone else will have to be Lead Plaintiff and file the documentation I produce.

CR: C. THE MOTIONS JUDGE AFFIRMS PROTHONOTARY AYLEN'S DECISION

17. The appellant appealed the Prothonotary's order.

JCT: I want to get as many judges' names on orders refusing to inform Canadians of the false alarm as I can.

CR: On October 18, 2021, Justice Zinn dismissed the appeal with costs (the "Motions Judge's Decision"), finding that Prothonotary Aylen did not err in striking the claim without leave to amend.24

JCT: He had a good reason for not informing the world that the threat was a false alarm too. Sad about all the corpses. But it's a valid legal reason to let them all die.

CR: 18. In his decision, the Motions Judge first identified that the governing standard of review - intervention by the Federal Court on an appeal of a decision of a prothonotary is justified where a prothonotary has made an error of law, has exercised her discretion on wrong principles, or where they have misapprehended the evidence such that there is a palpable and overriding error.25

JCT: And I'm saying not letting those millions die would have been just. And a judge can do anything that is just.

And if millions about to die doesn't call for unorthodox remedy, what does? But they had valid reasons to not inform the millions who are about to die.

CR: 19. The Motions Judge considered the appellant's argument that the Prothonotary did not accept the facts set out in the claim as true as required on a motion to strike. The Motions Judge disagreed, finding that the Prothonotary "did indeed consider the statistics on which he relies... However, she found that those facts were insufficient to establish that the Plaintiff's personal Charter rights were breached" (emphasis in original).26

JCT: He had great reason to not call the false alarm.

CR: 20. After reviewing the claim, as well as the Prothonotary's findings on each of the alleged Charter breaches, the Motions Judge found that "the observations of the Prothonotary regarding the lack of facts necessary to support these claims are accurate" and that "her decision that this claim fails to disclose a cause of action for the Plaintiff is reasonable on the facts and her observations on the law are correct."27

JCT: Great reasons for not declaring the false alarm to save the millions about to now be lost from infrastructure destruction.

CR: 21. The Motions Judge considered the appellant's argument that the absence of relevant facts would be overcome if the Court considered the facts alleged by other plaintiffs in the stayed "kit" claims. He rejected this argument, noting that the appellant was not permitted to represent other plaintiffs or rely on facts pleaded by others.

JCT: Lucky she stayed those other plaintiffs so I couldn't rely on their facts.

CR: 22. Finally, the Motions Judge agreed with the Prothonotary's determination that the claim as drafted constituted an abuse of process. He noted that "While a self-represented litigant may expect to be granted some leniency by a court, he must still draft a claim that discloses a cause of action to which the defendant can respond. This Statement of Claim falls well short of that requirement."28

JCT: They may angry I didn't have a specific restriction to rely on, like I do now, but I bet the world will be angry that they didn't declare the false alarm when they found out. My error doesn't leave my hands covered in blood.

CR: PART II - POINTS IN ISSUE

23. The issues in this motion are:
(a) What is the appellate standard of review?
(b) Did the Motion Judge err in affirming the Prothonotarys decision to strike the claim?; and
(c) If the claim should not be struck, should security for costs should be granted?

PART III - SUBMISSIONS

A. APPELLATE STANDARD OF REVIEW

24. The standard of review applicable on review of a decision of a motions judge reviewing a discretionary order of a Prothonotary is palpable and overriding error with respect to the motion judge's findings of fact and mixed fact and law, and correctness with respect to the motions judge's findings on any extricable questions of law.

JCT: It would have been just too unorthodox to declare that any future restriction based on the false alarm would violate my rights. Had to be orthodox and wait for a restriction.

CR: B. THE MOTIONS JUDGE DID NOT ERR IN AFFIRMING THE PROTHONOTARY'S DECISION

25. The Motions Judge did not err in concluding that there were no grounds to interfere with the Prothonotary's decision.

1) The Courts below properly determined that the claim discloses no reasonable cause of action

26. The claim was properly struck as disclosing no reasonable cause of action. In considering whether the claim disclosed a reasonable cause of action, the Prothonotary correctly identified the relevant legal principles underlying Rule 221(1)(a):
(a) It must be plain and obvious that the pleading discloses no reasonable cause of action30;
(b) The material facts pleaded must be taken as true, unless the allegations are based on assumption and speculation31;
(c) In order to disclose a reasonable cause of action, a statement of claim must plead each constituent element of every cause of action with sufficient particularity and each allegation must be supported by sufficient material facts32;
(d) There are no separate rules of pleading for Charter cases, the substantive content of each Charter right has been clearly defined by the decisions of the Supreme Court of Canada and a plaintiff must plead sufficient material facts to satisfy the criteria applicable to the provisions in question33; and
(e) A plaintiff cannot rely on facts applicable to other individuals to support a claim that the plaintiff's Charter rights have been infringed.34

JCT: I can only argue that granting the unorthodox remedy to save millions would have done justice.

CR: 27. The Prothonotary also relied on the Supreme Court of Canada jurisprudence concerning the essential elements of Charter subsections 2(c) and (d), 6, 7, 8, 9 and 12, and found that the claim lacked the material facts necessary to establish an infringement of any of these rights in the appellant's case.35

28. On appeal, the Motions Judge affirmed that the Prothonotary's "observations on the law are correct," "the observations of the Prothonotary regarding the lack of facts necessary to support these claims are accurate," and "her decision that this claim fails to disclose a cause of action for the Plaintiff is reasonable on the facts."36

JCT: They followed the rules to not declare the false alarm, no matter the multitudes about to perish.

CR: 29. The appellant continues to allege that, had the Court not stayed the other "kit" claims, he would be able to rely on facts applicable to the other plaintiffs to support his claim. The Motions Judge correctly dismissed this argument, noting 1) that the appellant had chosen a procedure that did not allow him to rely on facts applicable to other plaintiffs, and 2) that the order staying the other "kit" claims had already been unsuccessfully appealed to the Federal Court of Appeal.37

JCT: She had the power to stay the others and we only appealed because she granted the Crown dispensation with emailling them the documentation. Making sure they'll make their decision to quit or not on least information. Emailling them the documentation would have been too "onerous a burden" on the competence of the Crown.

CR: 30. The appellant also notes that, in a previous group of claims that were similarly based on "kits" developed by the appellant, Phelan J. allowed the claims to proceed in parallel rather than identifying a lead claim and staying the remaining claims.38 While the appellant referred to this group of cases in the Court below, he notes that the Motion Judge did not address it, and wrongly assumed that the appellant was referring to another case, John Doe v Canada, 2015 FC 916.

31. However, the case that the appellant identifies does not stand to the proposition that a plaintiff can rely on facts applicable to the other plaintiffs,

JCT: But the fact everybody got to speak of their facts means that their facts did get to the judge unlike here where they did not get to the judge. See the difference?

CR: and indeed this Court has more recently and expressly rejected this proposition in yet another proceeding that was also based on a "kit" developed by the appellant.39

JCT: Though Judge Brown did twice appoint a Lead Plaintiff, he did not stay the other claims. In the 150-gram medpot cap challenge, he was going to extend the remedy of a 10-day carry possession permit he had granted the Lead Plaintiff to the others pending the hearing of the Lead Plaintiff action. So they were not stayed even if there was a Lead.

CR: It is also noteworthy that the claims on which the appellant relies were, like the present case, ultimately struck on the grounds that they failed to disclose a reasonable cause of action and were an abuse of process."40

JCT: Judge Phelan did rule that having a medpot permit number did not sufficiently prove the patient's medical need but Judge Brown did not grant the Crown motions to strike even if those decisions were later overturned on appeal.

CR: 2) The Courts below did not err in finding that the claim is an abuse of process

32. In finding that the claim should also be struck as an abuse of process, the Prothonotary identified the correct legal principles governing Rule 221(1)(f), and did not commit a palpable and overriding error in applying them to the claim.41

JCT: She sure had the right legal principles to let millions not find out the threat was a false alarm.

CR: 33. The appellant does not allege any error in the Prothonotary's finding, or the Motion Judge's affirmation that the claim was bereft of material facts but "replete with lengthy diatribes and makes scandalous and extreme allegations that are unsubstantiated, such as alleged cover-ups and conspiracies."42

JCT: I allege that it would have been just to warn the world that the panic was a false alarm no matter the good legal reasons for letting them all die.

CR: 34. In fact, the appellant's written submissions in support of the present appeal make additional scandalous and extreme allegations - for example, that "the pharma-cabal set off the alarm and this court refused to call it a false alarm and is thusly as responsible for the deadly repercussions as the preacher who did not call the false alarm" and "with such a powerful cabal to contend with, I can only hope for justice and not law."43 These allegations are further evidence that the claim is an abuse of process and that it should not be allowed to proceed.

JCT: Telling them they let millions die is an abuse of process...

CR: 3) The Courts below not err in declining to grant leave to amend

35. The Prothonotary did not commit a palpable and overriding error in exercising her discretion not to grant the appellant leave to amend his claim.44

36. In declining leave to amend, the Prothonotary observed that the appellant did not suggest that the deficiencies in the claim could be cured by amendment, and indeed acknowledged in written representations that many of his personal Charter rights were not engaged. The appellant has not alleged, let alone established, any error in this portion of the Prothonotarys analysis. The Court should accordingly affirm the decision striking the claim without leave to amend.

JCT: I didn't need to amend. I needed the judge to do

something unorthodox to save millions. Sad she let them die.

CR: C. IN THE ALTERNATIVE, SECURITY FOR COSTS SHOULD BE GRANTED

37. In the alternative, if the decision striking the claim is set aside, this Court should grant the alternative request made by Canada below for security for costs in the amount of $11,350, and order that the appellant take no further steps in the action until security is provided.

38. Although the Motions Judge did not rule on this request, the Prothonotary found that Canada had numerous unpaid costs awards against the appellant and that the appellant had not demonstrated impecuniosity. The Prothonotary found that Canada was therefore entitled to security for costs, and noted she would have ordered security had it been necessary to decide the issue.45 The appellant has not identified any legal error or palpable and overriding error of fact or mixed fact and law in this portion of the Prothonotary's analysis, and effect should be given to the Prothonotary's reasons in these circumstances.

JCT: As a professional gambler, I could take on the biggest government ministries and banks and media stations and then stiff them for the costs. I think they gave up chasing me for the $25,000 I owe for suing Dragons Den. Youtube for it.

CR: PART IV - ORDER SOUGHT

39. Canada requests an order dismissing the appellant's appeal, with costs.

ALL OF WHICH IS RESPECTFULLY SUBMITTED

Dated at Toronto this February 24, 2022.

Attorney General of Canada
Department of Justice
Ontario Regional Office
120 Adelaide Street West, Suite #400
Toronto, Ontario M5H 1T1
Per: Benjamin Wong
Tel: 647-256-0564
Fax: 416-952-4518
E-mail: benjami...@justice.gc.ca
Counsel for the Respondent

JCT: So, lots of valid legal reasons for letting millions die and the justice of an orthodox order declaring the false alarm didn't seem just enough for these justices.

The only good news is they have probably been vaxed so 2 out of 3 judges have clots I can warn them about.

Later today, I file the Notice of Requisition of Hearing.

Stay tuned. I'll find out if you can listen in.

THIS IS EXHIBIT "181" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

Department of Justice Canada
Ministère de la Justice Canada

Ontario Regional Office
The Exchange Tower
130 King St. West
Suite 3400, Box 36
Toronto, Ontario
M5X 1K6

Bureau régional de l'Ontario
la tour Exchange
130 rue King ouest
Pièce 3400, CP 36
Toronto (Ontario)
M5X 1K6

CONFIDENTIAL

VIA COURIER

August 23, 2016

Ms. Lisa Osak
Professional Regulation Division
Intake Department
The Law Society of Upper Canada
Osgoode Hall, 130 Queen Street West
Toronto, Ontario M5H 2N6

Dear Ms. Osak:

RE: Referral – Provision of Unauthorized Legal Services by Member of Public

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The Department of Justice Canada wishes to refer the conduct of Mr. John C. Turmel, who is not a licensed lawyer, to the attention of the Law Society of Upper Canada (LSUC).

Since February 2014, more than 300 self-represented plaintiffs across Canada have filed virtually identical claims, motions, appeals, and applications for leave to appeal in the Federal Court, Federal Court of Appeal, and Supreme Court of Canada (Annex 1). The claims challenge the constitutionality of Canada's medical marihuana regulatory regime. A motion by Canada to strike the claims for failure to disclose a reasonable cause of action is currently pending. The various plaintiffs' motions, appeals, and applications for leave to appeal have all been dismissed, with costs in several cases (Annexes 2-5).

On the basis of the attached documentation, it appears that Mr. Turmel may have provided unauthorized legal services to these plaintiffs. The identical claims, motions, appeals, and applications for leave to appeal are based on templates prepared by Mr. Turmel and disseminated on his websites, www.johnturmel.com/kits and www.teamgoldstar.ca (Annex 6).

Mr. Turmel has also used his websites, social media websites including Facebook, and his YouTube website, https://www.youtube.com/user/kingofthepaupers, to actively promote the use of his litigation templates, to advise plaintiffs as to their legal rights and the conduct of their claims, and to offer to file materials for them. For example, on a recent post to his own website, Mr. Turmel invited others to "email me a picture of your signature and I'll file it [a statement of claim] for you." (Annexes 7-8). In at least one instance, Mr. Turmel appears to have filed a motion for reconsideration with the Supreme Court of Canada on behalf of another plaintiff. This motion also requests relief on behalf of several other plaintiffs (Annex 9).

In the course of his own claim, Mr. Turmel has also attempted to advance arguments or seek relief on behalf of others. For example, in recent correspondence with both the Federal Court and the Supreme Court of Canada, Mr. Turmel requested several procedural directions on behalf of his co-plaintiffs and co-applicants (Annex 10). In response to one such request, the Federal Court has reminded Mr. Turmel that he is not permitted to represent other persons (Annex 11). Despite this reminder, Mr. Turmel has continued to engage in the above conduct.

We are concerned that Mr. Turmel has led the plaintiffs, some of whom are medically needy, to believe that he can assist them. In fact, the plaintiffs who have relied upon Mr. Turmel's templates and advice have been unsuccessful at every step. The Federal Court has also specifically cautioned the plaintiffs against relying on Mr. Turmel's template materials. In a May 7, 2014, decision temporarily staying the plaintiffs' claims, the Federal Court (Phelan J.) noted several deficiencies in the templates developed by Mr. Turmel, and suggested that "Those using the Turmel Kit blindly may wish to consider whether doing so will advance their particular interest" (Annex 2).

We are also concerned that Mr. Turmel has encouraged others to commence unmeritorious litigation, which has compelled both the courts and the Government of Canada to divert resources toward these unfounded claims, causing prejudice to the public at large.

For these reasons, it appears that Mr. Turmel may have engaged in the unauthorized practice of law, contrary to s. 26.1(1) of the *Law Society Act*. Consistent with section 7.6 of the *Rules of Professional Conduct*, which requires that "a lawyer shall assist in preventing the unauthorized practice of law and the unauthorized provision of legal services," the Department of Justice brings this matter to the attention of the LSUC.

We would be pleased to provide you with any further information that you may require. Please address future correspondence regarding this matter to the attention of Mr. Leslie Walden, Counsel & Team Lead, Professional Responsibility Service, at the address noted below.

Yours truly,

Carla Lyon
Regional Director General and Senior General Counsel
Ontario Regional Office
Department of Justice Canada

Encl.

c.c.: L. Walden, Counsel & Team Lead, Professional Responsibility Service, Workplace Branch, Justice Canada, 350 Albert St., Suite 300, Ottawa, ON K1A 0H8

ANNEXES

1. List of "Turmel Kit" actions in Federal Court

2. Reasons for Order of the Federal Court, dated May 7 and June 4, 2014

3. Reasons for Order of the Federal Court of Appeal, dated January 13, 2014

4. Various costs orders of the Federal Court of Appeal

5. Costs orders of the Supreme Court of Canada, dated June 23, 2016

6. Selected litigation templates downloaded from www.johnturmel.com/kits

7. Selected excerpts from www.johnturmel.com/kits and www.teamgoldstar.ca

8. Selected excerpts from the Facebook page of John C. Turmel

9. Motion for Reconsideration in *Beverley Sharon Misener v Her Majesty the Queen*, Supreme Court of Canada File No. 36991

10. Correspondence from John C. Turmel to the Federal Court and Supreme Court of Canada

11. Direction of the Federal Court, dated May 24, 2016

THIS IS EXHIBIT "182" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

LET RIGHT PREVAIL

The Law Society of Upper Canada | Barreau du Haut-Canada

November 15, 2016

Osgoode Hall
130 Queen Street West
Toronto, Ontario
M5H 2N6

Professional Regulation
Division
Intake Department

Private & Confidential

Department of Justice Canada
C/O Leslie Walden
130 King Street West
Suite 3400, Box 36
Toronto, ON M5X 1K6

Dear Mr. Walden:

Re: Subject: John C. Turmel
Complainant: Department of Justice Canada
Case No.: 2016-195305

The Law Society has reviewed the complaint you made to the Law Society against John Turmel in which you allege that Mr. Turmel may have provided unauthorized legal services to plaintiffs in claims challenging the constitutionality of Canada's medical marihuana regulatory regime and that Mr. Turmel used his websites, social media websites including Facebook and his YouTube website to actively promote the use of his litigation templates, to advise plaintiffs as to their legal rights and the conduct of their claims, and to offer to file materials for them.

The Law Society has concluded that the review did not uncover sufficient evidence to warrant further regulatory proceedings. Therefore, the file has been closed.

Thank you for bringing this matter to our attention.

Yours truly,

MDubiansky

Miko Dubiansky
Intake Counsel
Telephone: (416) 947-3300, ext. 2084
Facsimile: (416) 947-3382
Email: mdubians@lsuc.on.ca

THIS IS EXHIBIT "183" mentioned and referred to in the affidavit of LISA MINAROVICH SWORN before me by affiant in the City of Brampton, in the Regional Municipality of Peel, in the City of Toronto in the Province of Ontario this 31st day of MAY, 2022 in accordance with O. Reg. 431/20.

A COMMISSIONER FOR TAKING AFFIDAVITS

Department of Justice Canada | Ministère de la Justice Canada

Professional Responsibility Service
275 Sparks St., SAT 10015
Ottawa, ON
K1A 0H8

CONFIDENTIAL
VIA E-MAIL

December 16, 2019

Intake Department
Law Society of Ontario
Osgoode Hall, 130 Queen St. West
Toronto, ON
M5H 2N6

Dear Sir or Madam:

Re: Referral Re: Potential Contravention of s. 26.1 of *Law Society Act*

The Department of Justice Canada wishes to bring information concerning Mr. John C. Turmel to the attention of the Law Society of Ontario (LSO).

We recently became aware that the "John Turmel's Gold Star Team" Facebook website (https://facebook.com/goldstarteam) describes Mr. Turmel as a "Lawyer & Law Firm". We enclose a snap-shot from this website, which we believe to be operated by Mr. Turmel (see e-mail Attachment – "Facebook Page _ Turmel.pdf").

As Mr. Turmel is not a licensee of the LSO, he may have contravened s. 26.1 of the *Law Society Act* (R.S.O. 1990, c L.8), by holding himself out as, or representing himself to be, a person who may practice law or who may provide legal services in Ontario, or by practicing law or by providing legal services in Ontario.

In our view, this type of conduct raises concerns about the potential adverse impacts on the public that Mr. Turmel may purport to "represent", as contemplated under section 7.6-1 of the LSO *Rules of Professional Conduct*, which provides that, lawyers shall assist in preventing the unauthorized practice of law and the unauthorized provision of legal services. As noted under Commentary [1] to s. 7.6-1, unauthorized persons who practice law are immune from control, regulation, and, in the case of misconduct, from discipline by the LSO.

We are sufficiently concerned with this matter that we wish to refer it to the LSO for its consideration.

If you have any questions or concerns, please do not hesitate to contact me.

Yours truly,

Les Walden
Legal Counsel
Professional Responsibility Service
Legal Practices Branch
Department of Justice Canada

Encl.: E-mail Attachment – "Facebook Page _ Turmel.pdf"

facebook

Email or Phone

Password

Log In

Forgot account?

John Turmel's Gold Star Team

@goldstarteam

Home

Reviews

Photos

Posts

About

Community

Create a Page

Like Share

Send Message

Recommendations and Reviews

Recommended by 2 people

If You don't know about this ...
Do you really know about Cannabis at all?
December 4, 2017

Good luck!
73!
February 3, 2018

great help solves lots of problems
July 8

See All

Photos

John Turmel's Gold Star Team
Lawyer & Law Firm
5 ★★★★★

Community See All

214 people like this

216 people follow this

About See All

519-753-5122

turmelpress.com

Lawyer & Law Firm

Page Transparency See More

Facebook is showing information to help you better understand the purpose of a Page. See actions taken by the people who manage and post content.

Page created - April 14, 2014

People >

★★★★★

214 likes