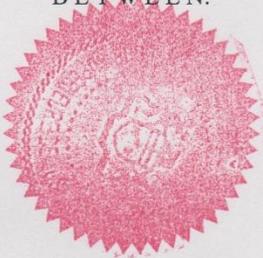


Court File No.

CV-11-5208.

ONTARIO
SUPERIOR COURT OF JUSTICE

BETWEEN:



Derek Dunlop

Plaintiff

-and-

Justice David Nadeau, Jim W. Smith, Sara Blake, Vanessa Glasser, Michael C. Birnie,

Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge

Defendants

STATEMENT OF CLAIM

TO THE DEFENDANTS

A LEGAL PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the plaintiff. The claim made against you is set out in the following pages.

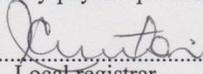
IF YOU WISH TO DEFEND THIS PROCEEDING, you or an Ontario lawyer acting for you must prepare a statement of defence in Form 18A prescribed by the Rules of Civil Procedure, serve it on the plaintiff's lawyer or, where the plaintiff does not have a lawyer, serve it on the plaintiff, and file it, with proof of service in this court office, WITHIN TWENTY DAYS after this statement of claim is served on you, if you are served in Ontario.

If you are served in another province or territory of Canada or in the United States of America, the period for serving and filing your statement of defence is forty days. If you are served outside Canada and the United States of America, the period is sixty days.

Instead of serving and filing a statement of defence, you may serve and file a notice of intent to defend in Form 18B prescribed by the Rules of Civil Procedure. This will entitle you to ten more days within which to serve and file your statement of defence.

IF YOU FAIL TO DEFEND THIS PROCEEDING, JUDGMENT MAY BE GIVEN AGAINST YOU IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU. IF YOU WISH TO DEFEND THIS PROCEEDING BUT ARE UNABLE TO PAY LEGAL FEES, LEGAL AID MAY BE AVAILABLE TO YOU BY CONTACTING A LOCAL LEGAL AID OFFICE.

IF YOU PAY THE PLAINTIFF'S CLAIM, and \$2 000.00 for costs, within the time for serving and filing your statement of defence you may move to have this proceeding dismissed by the court. If you believe the amount claimed for costs is excessive, you may pay the plaintiff's claim and \$400 for costs and have the costs assessed by the court.

Date July 14, 2011 Issued by 
Local registrar

Address of
court office

Civil and Family Division
North Bay Courthouse
360 Plouffe Street
North Bay, Ontario
P1B 9L5

TO Justice David Nadeau, 360 Plouffe Street, North Bay, Ontario, P1B 9L5
AND Jim W. Smith, 720 Bay Street, 8th Floor, Toronto, Ontario, M5G 2K1
AND Sara Blake, 720 Bay Street, 8th Floor, Toronto, Ontario, M5G 2K1
AND Vanessa Glasser, 720 Bay Street, 8th Floor, Toronto, Ontario, M5G 2K1
AND Michael C. Birnie, 116 McIntyre Street West, North Bay, Ontario, P1B 8G8
AND Shannon Goffin, 176 Elm Street, Sudbury, Ontario, P3C 1T7
AND Michael P. O'Hara, 176 Elm Street, Sudbury, Ontario, P3C 1T7
AND Gillian Dingle, 79 Wellington Street West, Suite 3000, Box 270, TD Centre, Toronto, Ontario, M5K 1N2
AND David Outerbridge, 79 Wellington Street West, Suite 3000, Box 270, TD Centre, Toronto, Ontario, M5K 1N2

CLAIM

1. The plaintiff claims against the Defendants, Justice David Nadeau, Jim W. Smith, Sara Blake, Vanessa Glasser, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge or anyone else of any of their affiliates who become implicated by this process for:
 - (a) general and special damages in the amount of \$ 1 000, 000.00
 - (b) punitive, aggravated and exemplary damages in the amount of \$ 1 000, 000.00
 - (c) speculative damages in the amount of \$500, 000.00
 - (d) prejudgment and postjudgment interest on the above pursuant to the Courts of Justice Act, R. S. O. 1990. Ch. C-43, ss. 127-130
 - (e) the Plaintiff's costs of this action on a substantial indemnity basis, or on such further and other basis as this Honourable Court allows.
 - (f) reimbursement of any previous legal fees that the Plaintiff has incurred in relation to this matter.

- (g) reimbursement of any travel expenses to and from court that the Plaintiff will incur.
- (h) reimbursement of any previous research fees and future research fees that the Plaintiff will incur.
- (i) an order for the appointment of an inspector and/or investigation order into the entire affairs and management of all the defendants including Justice David Nadeau, Jim W. Smith, Sara Blake, Vanessa Glasser, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge.
- (j) a declaration that Plaintiff's rights under sections 7, 9, 10, 11(b), 11(d), 11(e), 12, 15(1) and 24(1) of the Canadian Charter of Rights and Freedoms have been infringed upon by some, all or some combination of all of the Defendants.
- (k) such further and other relief as this Honourable Court deems just.

The Parties

2. The Plaintiff, Derek Dunlop is an individual resident in the District of Nipissing in the City of North Bay, Ontario.
3. The Defendant, Jim W. Smith is a civil law attorney employed by the Ministry of the Attorney General in the City of Toronto, Ontario.
4. The Defendant, Sara Blake is a civil law attorney employed by the Ministry of the Attorney General in the City of Toronto, Ontario.
5. The Defendant, Vanessa Glasser is a civil law attorney employed by the Ministry of the Attorney General in the City of Toronto, Ontario.
6. The Defendant, Michael C. Birnie is civil law attorney working for the Birnie Law Firm and is a resident of the District of Nipissing in the City of North Bay, Ontario.
7. The Defendant, Shannon Goffin is a civil law attorney working for the Miller & Maki LLP law firm in the City of Sudbury, Ontario.
8. The Defendant, Michael P. O'Hara is a civil law attorney working for the Miller & Maki LLP law firm in the City of Sudbury, Ontario.
9. The Defendant, Justice David Nadeau is a provincially appointed Judge in the Province of Ontario and is gainfully employed as a Judge in our court system in North Bay, Ontario. Provincially Court-Appointed Judges are supposed to adhere to, uphold and maintain:
 - a) A strong and independent judiciary that is indispensable to the proper administration of justice in our society. Judges must be free to perform their judicial duties without fear of reprisal or influence from any person, group, institution, or level of government. In turn, society has a right to expect those appointed as judges to be honourable and worthy of its trust and confidence.
 - b) The judges of the Ontario Court of Justice recognize their duty to establish, maintain, encourage, and uphold high standards of personal conduct and professionalism so as to preserve the independence and integrity of their judicial office and to preserve the faith and trust that society places in the men and women who have agreed to accept the responsibilities of judicial office.

- c) The following principles of judicial office are established by the judges of the Ontario Court of Justice and set out standards of excellence and integrity to which all judges subscribe. These principles are not exhaustive. They are designed to be advisory in nature and are not directly related to any specific disciplinary process. Intended to assist judges in addressing ethical and professional dilemmas, they may also serve in assisting the public to understand the reasonable expectations that the public may have of judges in the performance of judicial duties and in the conduct of judges' personal lives.

The Judge in Court

- d) Judges must be impartial and objective in the discharge of their judicial duties.

Commentaries:

Judges should not be influenced by partisan interests, public pressure, or fear of criticism. Judges should maintain their objectivity and shall not, by words or conduct, manifest favour, bias, or prejudice toward any party of interest.

- e) Judges have a duty to follow the law.

Commentaries:

Judges have a duty to apply the relevant law to the facts and circumstances of the cases before the court and to render justice within the framework of the law.

- f) Judges will endeavour to maintain order and decorum in Court.

Commentaries:

Judges must strive to be patient, dignified, and courteous in performing the duties of judicial office and shall carry out their role with integrity, appropriate firmness, and honour.

The Judge and the Court

- g) Judges should approach their judicial duties in a spirit of collegiality, co-operation, and mutual assistance.

- h) Judges should conduct Court business with due diligence and dispose of all matters before them promptly and efficiently, having regard, at all times, for the interests of justice and the rights of the parties before the court.

- i) Reasons for judgment should be delivered in a timely manner.

- j) Judges have a duty to maintain their professional competence in the law.

Commentaries:

Judges should attend and participate in continuing legal and general education programs.

- k) The primary responsibility of judges is the discharge of their judicial duties.

Commentaries:

Subject to applicable legislation, judges may participate in law-related activities such as teaching, participating in educational conferences, and writing and working on committee for the advancement of judicial interests and concerns, provided such activities do not interfere with the judge's primary duty to the Court.

The Judge in the Community

- l) Judges should maintain their personal conduct at a level that will ensure the public's trust and confidence.
- m) Judges must avoid any conflict of interest, or the appearance of any conflict of interest, in the performance of their judicial duties.

Commentaries:

- n) Judges must not participate in any partisan political activity. Judges must not contribute financially to any political party.
- o) Judges must not abuse the power of their judicial office or use it inappropriately.
- p) Judges are encouraged to be involved in community activities, provided such involvement is not incompatible with their judicial office.

Commentaries:

- q) Judges should not lend the prestige of their office to fundraising activities.

Justice David Nadeau

The Defendant, Justice David Nadeau possesses an abundance of biases, prejudices and discriminations against the Plaintiff. Justice David Nadeau is unwilling to admit to any of these biases, prejudices and discriminations that he possesses against the Plaintiff. Justice David Nadeau is involved in collusion against the Plaintiff. Justice David Nadeau is involved in a pre-calculated intentional and purposeful plan to cover-up for fellow judges, namely Justice Normand Glaude and Justice Peter J. Wright. Justice David Nadeau is also involved in a pre-determined plan to continue to cover-up for the North Bay Police Service and members of the North Bay Police Service such as Mike Hunter, Jeff Warner, Seth Dinsmore, Richard Hampel, Paul Cook and so forth. Justice David Nadeau is in collusion with numerous legal representatives to continue the cover-up for agencies such as the Ministry of the Attorney General, the Ontario Judicial Council and the Ontario Civilian Police Commission. Justice David Nadeau also has a vested interest in purposely covering-up for specific North Bay Courthouse staff such as Alain Hacquard, Michelle Ryan, Justice of the Peace, Michel Moreau and Justice of the Peace, Michael Kitlar. Justice David Nadeau is also purposely continuing to cover-up for numerous legal officials and court staff in Newmarket, Ontario and Toronto, Ontario. Those individuals would include Steven R. Sager, Marcy Segal, Saara Wilson, Amit Ghosh, Paul Tajt, Catherine Barker, Pamela A. Thompson, Carol P. Smith and others. Justice David Nadeau is also part of enormous plan to cover-up for Scott McIntyre, Ron Lavigne and Dr. Jeff Phillips. Justice David Nadeau is also part of a pre-meditated scheme to prevent the Plaintiff from entering any evidence against any of the Defendants in any matter. Justice David Nadeau is part of a pre-organized plan to permit and allow the civil lawyers for the Ministry of the Attorney General to dictate and control the entire situation in these matters in order to maintain all the cover-ups that have already been carried out against the Plaintiff. Justice David Nadeau is abusing his powers and authorities in order to continue the on-going collusion against the Plaintiff. Justice David Nadeau realizes that there would be severe repercussions, consequences and ramifications for numerous defendants and the entire justice system should the entire truth be revealed, exploited and unveiled.

Justice David Nadeau is part of a pre-meditated plan to ensure that the entire truth never does surface. Justice David Nadeau is intelligent enough to know that if the entire truth is revealed that the underpinnings and landscape of the entire justice system would be drastically and dramatically affected. Justice David Nadeau will resort to any type of behaviour in order to ensure that the truth is disguised, covered-up, manipulated, concealed and destroyed and that includes Justice David Nadeau breaking the laws himself in order to do so. Justice David Nadeau even possesses a high level of animosity toward the Plaintiff that he would also be unwilling to admit to. The extent of Justice David Nadeau misconduct, errors, omissions, prejudices, biases, discriminations, unfair and unjust treatment of the Plaintiff, administering unfair and unjust judicial processes towards the Plaintiff, violating numerous rights of the Plaintiff and administering improper judicial management of the matter is further outlined specifically in the body of this statement of claim. Justice David Nadeau is failing miserably and neglecting to adhere to his obligations and responsibilities while presiding as a Judge during the proceedings in this Justice David Nadeau has extensively abused his powers as it relates to the Plaintiff and to this matter. Justice David Nadeau has implicated himself in judicial bullying against the Plaintiff.

The collusion of Justice David Nadeau and the legal representatives on June 29th, 2011 at the Superior Court of Justice in North Bay, Ontario- a copy of letter dated June 30th, 2011.

10. 30-Jun-11

Subject: THE PRE-PLANNED, PRE-CALCULATED PLAN DEvised BY JUSTICE DAVID NADEAU AND NUMEROUS OTHER LEGAL REPRESENTATIVES AND OFFICIALS.

Dear Legal Representatives, Court Officials and Justice David Nadeau (Please forward a copy of the email to Justice David Nadeau):

As I have stated numerous times in the past to various legal officials, government dignitaries, judiciaries, court staff, police officers and so forth, that until somebody is willing to come forward and admit to the entire truth than everybody who comes in contact or is associated with any of my matters will be held hostage by the crimes, illegal actions and misconduct committed by many other legal officials, judiciaries, police officers and so forth. Furthermore, as these dishonourable, dishonest and disrespectful officials do not want to come forward and be forthright, they are placing numerous other judiciaries, legal dignitaries and government officials in extremely awkward, jeopardizing and compromising positions. In essence, their legal representatives continue to collude, continue to cover-up and continue to be corrupt in order to further the cover-ups against me. Please keep in mind that as all of these legal, government, police and court officials continue to conduct themselves in these reprehensible and oppressive manners towards me then they are also conducting themselves in the same inexplicable and inexcusable manners towards the entire justice system and toward the entire administration of justice. Not to mention the fact that these intolerable behaviors and actions are improprieties, transgressions and wrongdoings that are intentionally and purposely being conducted to fool, deceive and misrepresent the truth to the public.

I will state for the record that it does not matter how many judiciaries, how many government officials, how many police officers, how many court staff and how many legal officials jump aboard the single largest case of collusion, cover-ups, corruption, coercion and conspiracy in the history of our Canadian Judicial System, it will never change the truth. Moreover, it does not matter how many legal and judicial officials work feverishly to disguise, conceal, hide, destroy, manipulate and omit the truth, this will end up coming back on everybody in the end. The only way for these people to save face and restore and regain their respective reputations, credibilities and integrities is to come forward with the entire truth. Mike Hunter, Jeff Warner, Richard Hampel, the North Bay Police Service, Justice Normand Glaude, Justice Peter Wright, Steve Sager, Marcy Segal, Saara Wilson, Amit Ghosh and many others know that they are in the wrong but do not possess the courage to come forward and admit to these facts.

The collusion and conspiracy may have began well before the 20-FEB-05, HOWEVER, FROM A LEGAL STANDPOINT THE CRIMES, COVER-UPS, COLLUSION, CORRUPTION AND CONSPIRACY WERE HIGHLY EVIDENT AS A RESULT OF MIKE HUNTER AND JEFF WARNER COMMITTING AN AGGRAVATED ASSAULT ON ME IN THE DOWNTOWN CORE OF NORTH BAY, ONTARIO AND THEN COVERING THAT AGGRAVATED ASSAULT UP BY FRAMING ME, BY FALSIFYING CHARGES AND FABRICATING EVIDENCE, STATEMENTS AND NOTES FOR SOMETHING THAT I NEVER DID. ONCE AGAIN, SCOTT MCFARLANE, STEVE TRAHAN, GERRY MARTIN, KIRK KELUSKY, CST. WILSON AND A FEMALE RELEASING OFFICER WOULD HAVE FIRST HAND KNOWLEDGE OF THESE COVER-UPS. These cover-ups by Mike Hunter and Jeff Warner began as a result of the 20-Feb-05 and both Mike Hunter, Jeff Warner and many others have done nothing but add to covering up the events up of the 20-Feb-05.

YOU KNOW WHAT THE OLD ADAGE IS - THE COVER-UP IS WORSE THAN THE CRIME AND THIS HOLDS TO BE SO VERY TRUE IN WHAT MIKE HUNTER, JEFF WARNER AND THE NORTH BAY POLICE SERVICE DID ON FEBRUARY 20TH, 2005.

June 29th, 2011 at the Superior Court of Justice - North Bay, Ontario. Justice David Nadeau -presiding.

During the court proceedings as of June 29th, 2011, it was highly evident that another pre-meditated and colluded plan was instituted by Justice David Nadeau and other legal officials. THEIR COLLECTIVE PLAN WAS TO ENSURE THAT THE COURT APPLICATION (CV-11-5194) THAT WAS BROUGHT FORWARD BY VANESSA GLASSER AND SARA BLAKE AGAINST MYSELF, DEREK DUNLOP WILL BE INTENTIONALLY AND PURPOSELY HEARD PRIOR TO HEARING THE MATTER OF CV-11-5123 DEREK DUNLOP V. THE NORTH BAY POLICE SERVICE ET AL. AND PRIOR TO HEARING THE MATTER OF CV-11-5179 DEREK DUNLOP V. MICHAEL BIRNIE ET AL.

At my first glance and assessment it would definitely appear that this plotted plan by Justice David Nadeau and the legal representatives that were present in courtroom on June 29th, 2011 has been intentionally conducted in order that Justice David Nadeau has a pre-calculated plan to hear CV-11-5194 first and Justice David Nadeau already knows that he will render a judgment that I am a vexatious litigant. At that point, Justice David Nadeau will possibly be able to dismiss both CV-11-5123 - D. Dunlop v. the North Bay Police Service et al and CV-11-5179 D. Dunlop v. Michael Birnie et al. from a legal standpoint without hearing any evidence in these matters or based on their respective merits. The legal representatives in prior collaboration with Justice David Nadeau would be well aware of this plan, especially considering that it would be advantageous to their clients, themselves, to Justice Nadeau and to the court, however, this pre-planned arrangement is prejudicial, biased, discriminatory to my best interests, the public's best interests and the entire administration of justice as it relates to these matters. Justice David Nadeau and these legal representatives are also bringing the entire administration of justice into disrepute as they engage in these inappropriate, improper and inexcusable manners. Next, Justice David Nadeau and the respective lawyers had a developed and devised a plan in which Justice David Nadeau would proceed around the courtroom (Courtroom #302) asking each of the legal representatives of their respective parties whether they were in agreement that CV-11-5194 should be heard first. OBVIOUSLY, ALL OF THESE LEGAL REPRESENTATIVES WERE IN AGREEMENT TO THIS PRE-PLANNED ARRANGEMENT. THEY ALL MADE APPEAR IT AND REPRESENTED TO THE HONOURABLE COURT RECORD THAT IT WOULD NOT HAVE BEEN PRE-PLANNED. At this point, I became somewhat animated and addressed Justice David Nadeau by stating, of course they are all in agreement because this is part of the collusion. I still suggested to Justice David Nadeau that CV-11-5123 be heard on June 29th, 2011 but due to their collective pre-organized plan, I knew that Justice David Nadeau and these legal representatives would not permit CV-11-5123, D. Dunlop v. the North Bay Police Service et al. to be heard on June 29th, 2011. These legal and judicial officials already had it established that they would prevent CV-11-5123 and/or any other proceedings from being heard prior to CV-11-5194 from being heard first. -AGAIN, THIS IS WRONG ON EVERY SINGLE LEVEL IMAGINABLE.

Justice David Nadeau was also addressed by a Mr. Smith (Counsel for the Ministry of the Attorney General) and I am assuming that this gentlemen is Mr. Jim Smith. Mr. Smith also had a pre-meditated plan to ensure that he notified the Honourable Court record that another Statement of Claim had been served to their office on June 27th, 2011. I objected to entering this information as it is irrelevant at this time. Justice David Nadeau had a plan to hear the information anyways. Justice Nadeau noted my objection but stated that he wanted to hear the information from Mr. Smith.

At one point, Mr. Jim Smith and Justice David Nadeau even had the audacity and gall to collude right in front of myself and other court staff and legal officials. Justice David Nadeau was being provided direct assistance from Mr. Smith on how to proceed. Mr. Smith provided assistance by stating that it might be wise to craft something peremptory in relation to the third matter. It was also highly evident that Justice David Nadeau and Mr. Smith were trying to slip this by me without me recognizing what they may be discussing. At that point, I asked for clarification into what was transpiring and in relation to what matter. From what I was informed it appears that Mr. Jim Smith is going to file supplementary materials that are peremptory in the next week or so in relation to the matter in Newmarket, Ontario. THIS IS FURTHER EVIDENCE OF JUSTICE DAVID NADEAU'S COLLUDED PLAN WITH MR. JIM SMITH AND OTHER LEGAL REPRESENTATIVES TO ATTEMPT TO PACKAGE ALL OF THESE MATTERS TOGETHER ONCE JUSTICE DAVID NADEAU RENDERS A JUDGMENT DETERMINING THAT I AM A VEXATIOUS LITIGANT- AGAIN, THIS IS WRONG ON EVERY SINGLE LEVEL IMAGINABLE.

Another part of the pre-meditated and colluded plan is that if the matter of CV-11-5194 is heard first then they can possibly present and package the D. Dunlop v. Justice Wright et al matter to also be intentionally heard at the next court date of September 28th, 2011 and Justice David Nadeau's pre-calculated plan is to dismiss this matter without hearing any evidence on its merits. -This would also be wrong on all levels.

IT SHOULD ALSO BE NOTED THAT JUSTICE DAVID NADEAU ALSO STATED THAT THE HONOURABLE COURT WOULD PROVIDE ME A MONTH TO FILE ANY NECESSARY DOCUMENTS EVEN THOUGH RULES OF CIVIL PROCEDURE ONLY ALLOW FOR 2 WEEKS (something to this effect). AT THIS TIME I AM GOING TO STATE THAT JUSTICE DAVID NADEAU IS TRYING TO MAKE IT APPEAR AS THOUGH HE IS DOING ME A FAVOUR, HOWEVER, JUSTICE DAVID NADEAU PROBABLY ALREADY KNOWS THAT REGARDLESS OF HOW MANY MATERIALS AND DOCUMENTS I FILE, THAT THEY WILL ALL BE IRRELEVANT AS THAT EVIDENCE WILL NEVER BE HEARD IN ANY OF THESE MATTERS AS THEIR COLLECTIVE PLAN IS TO HEAR CV-11-5194 PRIOR TO ANY CASE MATERIAL. -YOU ARE ALL IN THE WRONG AGAIN. IF THIS IS NOT THE CASE THAN I WILL BE IN THE WRONG BUT, I HIGHLY DOUBT THIS IS NOT THE CASE. EITHER WAY YOU CAN BE REST ASSURED THAT JUSTICE DAVID NADEAU IS NOT TRYING TO DO ME ANY FAVOURS EVEN THOUGH JUSTICE DAVID NADEAU IS PURPOSELY TRYING TO PORTRAY TO THE HONOURABLE COURT RECORD THAT HE IS NOT BEING PREJUDICIAL, BIASED, PARTIAL OR DISCRIMINATORY TOWARDS ME ,WHEN IT IS HIGHLY EVIDENT THAT JUSTICE DAVID NADEAU IS. ONCE AGAIN, -JUSTICE DAVID NADEAU NOR ANY OTHER JUDGE EMPLOYED IN NORTH BAY AND IN THE NORTHEAST REGION IS ABLE TO APPROPRIATELY, ADEQUATELY, HONESTLY AND GENUINELY ABLE TO PRESIDE OVER ANY OF THESE MATTERS DUE TO THE NATURE OF THE MATTERS AND TO THEIR PRE-DETERMINED BIASES, PREJUDICES AND DISCRIMINATIONS TOWARDS ME. Additionally, these judges are unable to realize and recognize the high level of animosity that they possess towards me when in fact, they should possess those high levels of animosity towards people and organizations such as Mike Hunter, Jeff Warner, the North Bay Police Service, Justice Normand Glaude and so forth. I must also note that the court endorsement of June 29th, 2011 provided by Justice David Nadeau after the court proceedings to all parties involved, stated something to the effect that CV-11-5123 and CV-11-5179 would be heard at the next court date of September 28th, 2011- time permitting. SO IF JUSTICE DAVID NADEAU ALREADY KNOWS THAT HE WILL RENDER A JUDGMENT THAT I AM A VEXATIOUS LITIGANT AND JUSTICE DAVID NADEAU KNOWS THAT HE WILL BE ABLE TO IMMEDIATELY DISMISS CV-11-5123 AND CV-11-5179 than Justice David Nadeau would realize that this statement about time permitting to hear CV-11-5123 and CV-11-5179 is deceitful because it will not matter as those cases

will never be heard.

THERE IS A PRIORITY OF PROGRESSION AND SEQUENCE OF THESE MATTERS THAT NEEDS TO BE ADHERED TO:

1. CV-11-5123 - Statement of Claim issued March 2nd, 2011 must be heard first on its merits and evidence prior to proceeding to the hearing of any other issues or matters. Furthermore, this matter should be heard entirely and solely on its own.
2. CV-11-5179- Statement of Claim issued May 19th, 2011 must be heard next on its merits, evidence and after CV-11-5123. CV-11-5179 must be heard solely and entirely on its own on a separate date scheduled after CV-11-5123 has been heard.
3. CV-11- 5194- Notice of Application issued June 15th, 2011 must be heard after CV-11-5123 and CV-11-5179 and in that order.

If this is not followed, any other manner in which Justice David Nadeau and these legal representatives choose to collude in conducting business will be uncivilized and will be prejudicial, will be biased and will be discriminatory to my best interests. Not to mention the fact that if Justice David Nadeau and these legal representatives continue to proceed with this plotted plan it will be prejudicial, it will be biased and it will be discriminatory to the entire administration of justice and to the public interests.

It must also be noted that after Justice David Nadeau had been notified and addressed by myself and Mr. Michael Birnie about my application that was brought before Justice Boissonneault on May 29th, 2011 and put over until June 29th, 2011, Justice David Nadeau neglected to address the requests contained therein. Mr. Birnie even provided Justice David Nadeau with a copy of the application with reference to it contents. I am going to suggest that Justice David Nadeau purposely did not address the requests contained therein as Justice Nadeau did not want to have to render a judgment in relation to change of venue, change of judge and change of counsel.

During the court proceedings of June 29th, 2011 there were indications by legal representatives that there was an annotated copy of the Certified Court Transcript of May 31st, 2010. It appears that these legal representatives know something that I don't. I truly believe that they are making reference to the fact that there is another copy of the certified court transcript of the aforementioned court date of May 31st, 2010. EITHER WAY THIS WILL PROVE THAT JUSTICE NORMAND GLAUDE WAS IN COLLUSION WITH OTHER LEGAL OFFICIALS, POLICE OFFICIALS AND COURT STAFF. IF JUSTICE NORMAND GLAUDE PERMITTED MIKE HUNTER TO LIE UNDER OATH ON MAY 31ST, 2010 KNOWING THAT THIS TESTIMONY WOULD NOT BE VALID THAN THIS IS DEFINITELY COLLUSION. ON THE OTHER HAND, IF JUSTICE NORMAND GLAUDE INTENTIONALLY PERMITTED MIKE HUNTER TO LIE 295 TIMES UNDER OATH TO CONVICT ME OF CRIMES I DID NOT COMMIT THAN THIS IS ALSO REVEALS THE COLLUSION. REGARDLESS, JUSTICE NORMAND GLAUDE HAS COLLUDED IN SOME WAY, SHAPE AND/OR FORM AND HE IS IN THE WRONG NO MATTER WHAT. AT SOME POINT, YOU WOULD HOPE THAT JUSTICE NORMAND GLAUDE OR SOMEBODY ELSE WOULD REALIZE AND ADMIT TO THIS BEING SO VERY WRONG.

Once again it was highly evident that Justice David Nadeau was making appear that I was incompetent to the honourable court record. Justice David Nadeau appears to be part of a plan to assign me a lawyer in any of my future court proceedings. This plan is also prejudicial to my best interests. I prefer to represent my own best interests and if Justice David Nadeau or any other members of our justice system decide to assign me a lawyer this will be wrong on every single level imaginable. It would be prejudicial, biased and discriminatory to me.

Any judgments made by Justice David Nadeau or any other judge that are made in haste towards me will not be in my best interests, will not be in the administration of justice's best interests and will not be in the public's best interests. If these legal representatives and Justice David Nadeau have a pre-calculated plan to prevent me from instituting any other legal proceedings, I would be almost positive that they would be establishing a legal precedence that may never have been heard of before. (I will have to conduct the research but I would be willing to bet that this has never happened before). If Justice David Nadeau renders such a judgment in conjunction with the pre-meditated plan of many legal officials to preclude me from instituting any further court proceedings that would be in my best interests than this aforementioned judgment will be enormously prejudicial to me and my interests, it will be extremely biased to myself and my interests and it will 100% discriminatory to myself and my interests. Justice David Nadeau and these legal representatives are entering into uncharted territory all in the efforts to cover-up for many others. This plan will be detrimental to the future of the entire justice system.

Someday, somebody needs to do something that is right by admitting to the entire truth. Until that day comes everyone will continue to contribute to the multitude of crimes, array of illegal actions and on-going misconduct that is committed on almost a daily basis against me and society at large. The public confidence in the justice system will continue to erode and dissolve until somebody does come forward with the truth. Hiding the truth is the worst thing that these members of the justice system can continue to do on a daily basis.

It is ridiculous that nobody can prevent themselves from doing what is wrong. Everybody just keeps proceeding down this road.

First of all, people need to come forward with the truth for themselves. Next, they need to come forward with the truth for their independent and respective professions. Next, they need to come forward with the truth for their respective professions as a whole. Next, they need to come forward with the truth for the best interests of justice. Next, they need to come forward with the truth for the best interests of the entire administration of justice. Next, they need to come forward with the truth for the best interests of the entire justice system. Finally, they need to come forward with the truth for the best interests of the public and moral good.

At this point, no further court proceedings in any of the above noted matters should occur in the presence of Justice David Nadeau.

Thank you for your attention to this information.

Yours truly,

Derek Dunlop

Definition of Collusion

11. An agreement between two or more people to defraud a person of his or her rights or to obtain something that is prohibited by law.

A secret arrangement wherein two or more people whose legal interests seemingly conflict conspire to commit Fraud upon another person; a pact between two people to deceive a court with the purpose of obtaining something that they would not be able to get through legitimate judicial channels.

The Intentional and Purposeful Misconduct, Biases, Discriminations, Prejudices and Errors exhibited by Justice David Nadeau towards the Plaintiff, Derek Dunlop

12. Justice David Nadeau has erred in this matter as he is attempting to prevent the Plaintiff from entering evidence, documentation and information from that is directly and indirectly related to any of these civil matters.
13. Justice David Nadeau has erred as he is purposely attempting to ensure that crucial witnesses will be dismissed that the Plaintiff proposes to be highly important in uncovering the entire truth in these matters.
14. Justice David Nadeau has erred as he has personally become involved in this matter.
15. Justice David Nadeau has erred as specific sections of the Charter of Rights and Freedoms as applied to the Plaintiff in these matters have been abandoned, violated, deprived and denied.

Violations of the Charter of Rights and Freedoms

The Plaintiff asserts that his rights and freedoms as guaranteed by the Canadian Charter of Rights and Freedoms have been infringed and denied. The Plaintiff maintains this to be true in accordance to Section 24(1) of the Canadian Charter of Rights and Freedoms. It must be noted that Section 24(1) states:

"Anyone whose rights or freedoms, as guaranteed by this Charter, have been infringed or denied may apply to a court of competent jurisdiction to obtain and remedy as the court considers appropriate or just in the circumstances."

Martin's Annual Criminal Code of Canada, Canadian Charter of Rights and Freedoms, Section 24(1).

16. Justice David Nadeau has erred as he failed to recognize the significance of the landscape that initially shaped the unfair and unjust foundations towards the Plaintiff in the related criminal matter. These unfair and unjust foundations were initiated by numerous legal professionals, police professionals, government officials, other judiciaries and court employees.
17. Justice David Nadeau has erred as he failed to recognize the significance of the landscape that additionally shaped the unjust and unfair foundations towards the Plaintiff in the related criminal matter. These unfair and unjust foundations were initiated by Mr. Mike Hunter, Mr. Jeff Warner and the North Bay Police Service as a result of their fabrications and the crimes that they committed against the Plaintiff on February 20th, 2005 in North Bay, Ontario.

18. Justice David Nadeau has erred as the Plaintiff was not been afforded the basic principles of procedural fairness at specific junctures of the related criminal matter.

The appearance of fairness and the trial judge's corresponding duty to exercise restraint and remain neutral is especially critical in the criminal context where the accused takes the stand: Brouillard at page #48. Since a criminal trial is an adversarial process between the prosecution and defence, and not an investigation by the trial judge, the examination and cross-examination of witnesses is, for the most part, the responsibility of counsel: Valley at page #231. Although the trial judge is justified in occasionally intervening for one of the legitimate purposes indicated above, the trial judge must be careful not to usurp the role of counsel because otherwise the overall impression created may be fatal to the appearance of trial fairness.

***R. v. Stucky*, [2009] O. J. No. 600 at page #16, paragraph #69.**

The Plaintiff maintains that the trial Judge made a number of serious errors that denied and deprived the Plaintiff of jurisdiction to proceed and undermined the Plaintiff's right to a fair and just trial in the related criminal matter. Fundamental to the position of the Plaintiff he is stating that the trial Judge purposely dismissed evidentiary rulings as it related to the Plaintiff's defence in the related criminal matter. This evidence was necessary to the presentation of the Plaintiff's case at trial. As a result, this omission by the trial Judge improperly interfered in the conduct of the Plaintiff's case in the related criminal matter.

***R. v. Felderhof*, [2003] O. J. No. 4819 at page #2, paragraph #1.**

19. Justice David Nadeau has erred as he is becoming impatient with the proceedings in this matter.
20. Justice David Nadeau has erred as he has failed to recognize and acknowledge that he possesses an unfavourable inclination toward the Plaintiff and the Judge possesses a favourable inclination towards the defendants in these matters.

It has been noted that bias denotes a state of mind that is in some way predisposed to a particular result, or that is closed with regard to particular issues. An explanation of this concept was provided by Scalia J. in *Liteky v. U. S.* [1994] 114 S. Ct. 1147 at page 1155:

"The words [bias or prejudice] connote a favourable or unfavourable disposition or opinion that is somehow wrongful or inappropriate, either because of it is undeserved, or because it rests upon knowledge that the subject ought not to possess (for example, a criminal juror who has been biased or prejudiced by receipt of inadmissible evidence concerning the defendant's prior criminal activities), or because it is excessive in degree (for example, a criminal juror who is so

inflamed by properly admitted evidence for a defendant's prior criminal activities that he will vote guilty regardless of the facts)."

***R. v. R. D. S.*, [1997] 3 S. C. R. 484 at page #24, paragraph #105.**

21. Justice David Nadeau has erred as he **not** only possesses a reasonable apprehension of bias towards the Plaintiff, but Justice David Nadeau possesses biases against the Plaintiff that far exceed the threshold of a reasonable apprehension of bias.

Real and Perceived Apprehension of Bias

The Plaintiff submits that the trial Judge lost jurisdiction because he failed in his obligation to restrain the uncivil attacks by the North Bay Crown Attorney and this conduct interfered with the Plaintiff's presentation of his case in the related criminal matter. The Plaintiff submits that the combined effect of these various errors produced an unfair trial and also created a reasonable apprehension of bias in the trial Judge in the related criminal matter. The Plaintiff asserts that the trial judge in the related criminal is liable in the civil matter due to all the above noted issues. Justice David Nadeau is part of a purposeful colluded plan to continue to cover-up for the trial judge Justice Normand Glaude and another judge, Justice Peter J. Wright.

***R. v. Felderhof*, [2003] O. J. No. 4819 at page #4, paragraph #12.**

Regardless of the precise words used to describe the test, the object of the different formulations is to emphasize that the threshold for a finding of real or perceived bias is high. It is a finding that must be carefully considered since it calls into question an element of judicial integrity. Indeed an allegation of reasonable apprehension of bias calls into question not simply the personal integrity of the judge but the entire administration of justice. See Stark, supra, at paragraphs 19-20. Where reasonable grounds to make such an allegation arise, counsel must be free to fearlessly raise such allegations. Yet, this is a serious step that should not be undertaken lightly.

***R. v. R. D. S.*, [1997] 3. S. C. R. 484 at page #26, paragraph #113.**

22. Justice David Nadeau has erred as he possesses a personal dislike for the Plaintiff. Justice David Nadeau has erred as he now has developed a personal vendetta against the Plaintiff and Justice David Nadeau has involved himself in an intentional plan to cover-up for his fellow judges, numerous other legal and government dignitaries.
23. Justice David Nadeau has erred as he has not upheld adjudicative neutrality as it relates to these matters and to the Plaintiff.
24. The Plaintiff maintains that he had not been afforded the opportunity to make a full answer and a full defence in the related criminal matter. Justice David Nadeau is involved in a purposeful plan to cover-up that the Plaintiff was not afforded the opportunity to make a full answer and a full defence in the related criminal matter.

The Right to Make Full Answer and Full Defence

The Plaintiff contends that he was not afforded the appropriate opportunity to make full answer and defence in the related criminal matter. Please keep in mind the numerous other disadvantages that the Plaintiff would have had to further experience as a result in being in custody during the entire course of this matter. It must be noted that Section 650(3) of the Criminal Code of Canada states:

"An accused is entitled, after the close of the case for the prosecution, to make full answer and defence personally or by counsel."

Martin's Annual Criminal Code of Canada, Section 650(3).

The Plaintiff's right to make full answer and defence are guaranteed by the Canadian Charter of Rights and Freedoms. The Plaintiff maintains that his right to make full answer and defence in accordance to Section 11(d) of the Canadian Charter of Rights and Freedoms were violated, denied and deprived. It must be noted that Section 11(d) of the Canadian Charter of Rights and Freedoms states:

"Any person charged with an offence has the right to be presumed innocent until proven guilty according to law in a fair and public hearing and by an independent and impartial tribunal."

Martin's Annual Criminal Code of Canada, Canadian Charter of Rights and Freedoms, Section 11(d).

The Plaintiff asserts that the right to make full answer and full defence as guaranteed by this section have been denied. The Plaintiff contends that the trial Judge failed to permit necessary evidence to be entered into the Honourable Court record that would have been highly important to the Plaintiff's defence in the related criminal matter.

25. Justice David Nadeau has erred as the Plaintiff has not been and is not being provided with full disclosure as it relates to all of these matters, both civil and criminal.

Since the legal precedence established by the decision of the Supreme Court of Canada in *R. v. Stinchcombe*, it has been firmly recognized that an accused's right to disclosure of all relevant documents (both inculpatory and exculpatory) is integral to the right to raise full answer and defence enshrined in s. 7 of the Charter. *Stinchcombe* recognized that a failure to disclose relevant documents impedes the accused's ability to raise full answer and defence, which in turn creates the risk of an innocent person being convicted and imprisoned:

Apart from the practical advantages to which I have referred, there is the overriding concern that failure to disclose impedes the ability of the accused to make full answer and defence. This common law right has acquired new vigour by virtue of its inclusion in s. 7 of the *Canadian Charter of Rights and Freedoms* as one of the principles of fundamental justice. (See *Dersch v. Canada (Attorney General)*, [1990] 2 S.C.R. 1505, at p. 1514.) The right to make full answer and defence is one of the pillars of criminal justice on which we heavily depend to ensure that the innocent are not convicted. Recent

events have demonstrated that the erosion of this right due to non-disclosure was an important factor in the conviction and incarceration of an innocent person. In the Royal Commission on the Donald Marshall, Jr., Prosecution, Vol. 1: Findings and Recommendations (1989) (the "Marshall Commission Report"), the Commissioners found that prior inconsistent statements were not disclosed to the defence. This was an important contributing factor in the miscarriage of justice which occurred and led the Commission to state that "anything less than complete disclosure by the Crown falls short of decency and fair play" (Vol. 1 at p. 238).

***R. v. Stinchcombe*, [1991] 3 S.C.R. 326 at page #6, paragraph #2.**

26. Justice David Nadeau has erred as numerous prejudices and biases toward the Plaintiff have been previously developed and are still being created.

There is a general principle that was stated by the Supreme Court of Canada in *Wewaykum Indian Band v. Canada* [2003] 2 S. C. R. 259, as follows:

"Simply put, public confidence in our legal system is rooted in the fundamental belief that those who adjudicate in law must always do so without bias or prejudice and must be perceived to do so."

***R. v. Di Giuseppe*, [2005] O. J. No. 4064 at page #3, paragraph #14.**

27. Justice David Nadeau has erred as he has failed to lend any credence to the fact that there has been prosecutorial misconduct in the related criminal matter. Justice David Nadeau has erred as he is unwilling to acknowledge the improprieties that the North Bay Crown Attorney has directed towards the Plaintiff.
28. Justice David Nadeau has erred as he has failed to acknowledge the significance of the numerous miscarriages of justices that the Plaintiff has experienced throughout the duration of the entire court proceedings in the related criminal matter.
29. Justice David Nadeau has erred as he has neglected to recognize how these miscarriages of justices have drastically affected the entire administration of justice in the related criminal matter and the on-going civil matters.
30. Justice David Nadeau has erred as he has not adhered to upholding specific fundamental principles of justice as they relate to this matter and to the Plaintiff.
31. Justice David Nadeau has erred in some of his comments and as a result he has deprived the Plaintiff of a fair, unbiased, impartial and just judicial process in these civil matters.
32. Justice David Nadeau has erred as his perceptions and views of this matter are definitely skewed by other additional motives to try and protect his own credibility, integrity and reputation.

33. Justice David Nadeau has erred as his perceptions and views of this matter are definitely skewed by other additional motives to attempt to protect the credibility, integrity and reputations of Mr. Mike Hunter, the North Bay Police Service, other North Bay Police Officers, the North Bay Crown Attorney's Office and many other members of the legal community.
34. Justice David Nadeau has erred as his perceptions and views of this matter are definitely skewed by additional motives to uphold the entire administration of justice and the entire judicial process in these matters. The entire judicial process and entire administration of justice have already been compromised and jeopardized as a result of the unethical conduct exhibited by the Justice Normand Glaude, Mr. Mike Hunter, North Bay Crown Attorney, Ms. Bridget Laplante and by numerous other legal professionals who have had involvement in these related matters.
35. Justice David Nadeau has erred as he has not recognized that Mr. Mike Hunter has intentionally placed numerous legal professionals, police professionals and many others in extremely compromising positions by maintaining and upholding Mr. Mike Hunter's lies and fabrications while testifying under oath in the related criminal matter.
36. Justice David Nadeau has erred as his perceptions and views of this matter are skewed by external pressures from questions and concerns raised by other legal professionals, other individuals associated with this matter and anyone else in the public who has a vested interest in the proceedings.
37. Justice David Nadeau has erred and is trying to intentionally manipulate and shift all the blame towards the Plaintiff for all the wrongdoings, transgressions, improprieties and misconduct committed by Justice Normand Glaude throughout the judicial proceedings and trial in the related criminal matter.
38. Justice David Nadeau has erred as he is extremely and thoroughly displeased with the fact that in the process of the Plaintiff defending himself in the related criminal matter that the Plaintiff has uncovered, unveiled and exploited some of the collusion that has occurred in that matter. That Justice David Nadeau has erred by doing everything imaginable to try to conceal this evidence and ignore that the evidence has ever existed.
39. Justice David Nadeau has erred as he and legal representatives are obviously trying to suggest and portray that there is absolutely and positively **no** way that all of these highly reputable legal professionals would involve themselves in a case of collusion, conspiracy, cover-ups and corruption against the Plaintiff.
40. Justice David Nadeau has erred as he and all of these legal professionals will stop at nothing to convince the Ontario Superior Court of Justice, the public and others that there is **no** possible way that a case of collusion, conspiracy, cover-ups and corruption would ever occur against the Plaintiff.
41. Justice David Nadeau has erred as himself, other legal representatives and others do **not** have the courage to admit to any and/or all of their transgressions against the Plaintiff. In turn, they are individually and/or collectively using all of their legal knowledge, expertise and training to attempt to shift all the blame for everything that is happening towards the Plaintiff. These legal professionals are proceeding to great lengths in order to do so.

The pre-meditated and pre-calculated plan of the Ministry of Attorney General, Civil Attorney, Jim W. Smith in collusion with Justice David Nadeau, Sara Blake, Vanessa Glasser, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge.

42. On June 29th, 2011 at the Ontario Superior Court of Justice in North Bay, Ontario, Justice David Nadeau was addressed by a Mr. Smith (Counsel for the Ministry of the Attorney General) and the Plaintiff is assuming that this gentlemen is Mr. Jim W. Smith. Jim W. Smith also had a pre-meditated plan to ensure that he notified the Honourable Court record that another Statement of Claim had been served to their office on June 27th, 2011. The Plaintiff objected to entering this information as it is irrelevant at this time. Justice David Nadeau had a plan to hear the information anyways. Justice David Nadeau noted the Plaintiff's objection but stated that he wanted to hear the information from Mr. Smith.
43. At one point, Jim W. Smith and Justice David Nadeau even had the audacity and gall to collude right in front of the Plaintiff and other court staff and legal officials. Justice David Nadeau was provided with direct assistance from Mr. Smith on how to proceed. Mr. Smith provided assistance by stating that it might be wise to craft something peremptory in relation to the third matter. It was also highly evident that Justice David Nadeau and Mr. Smith were trying to slip this by the Plaintiff without the Plaintiff recognizing what they may be discussing. At that point, the Plaintiff asked for clarification into what was transpiring and in relation to what matter. From what the Plaintiff was informed it appears that Jim W. Smith is going to file supplementary materials that are peremptory in the next week or so in relation to the matter in Newmarket, Ontario. This is further evidence of how Jim W. Smith has a colluded plan with Justice David Nadeau, Sara Blake, Vanessa Glasser, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge to attempt to package all of these matters together. It would also appear that the scheme devised by Jim W. Smith, Sara Blake & Vanessa Glasser in collusion with Justice David Nadeau, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge is to intentionally and purposely render a judgment that the Plaintiff is a vexatious litigant prior to hearing any of the civil actions against the defendants they represent, including themselves. This colluded plan would be to ensure that if the Plaintiff is rendered to be a vexatious litigant by Justice David Nadeau in a court of law, then it would appear that the collaborative plan of all of these legal representatives and Justice David Nadeau would be to possibly dismiss the civil actions against numerous defendants as a result of intentionally establishing that the Plaintiff is a vexatious litigant. Once again, this is further evidence of the on-going intentional cover-ups, purposeful miscarriages of justices and purposeful injustices conducted against the Plaintiff.
44. Jim W. Smith in collusion with Justice David Nadeau, Sara Blake, Vanessa Glasser, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge have established a pre-organized plan to attempt to have Justice David Nadeau render in his judgment a peremptory plea that would purposely prevent and preclude the Plaintiff's right to any civil action including the actions currently before the Ontario Superior Court of Justice. Jim W. Smith in collusion with Justice David Nadeau, Sara Blake, Vanessa Glasser, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge have entered into a pre-meditated plan with each other in order to establish a peremptory precedence related to the Plaintiff that is absolutely and entirely discriminatory, pre-judicial, partial and biased to the Plaintiff and the best interests of the Plaintiff. Moreover, these type of on-going illegal actions carried out by the aforementioned defendants are not in the best interests of the entire administration of justice, the entire justice system and are not in the public's best interests.

45. It would definitely appear that the colluded scheme devised and developed by Jim W. Smith, Justice David Nadeau, Sara Blake, Vanessa Glasser, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge would be to establish a peremptory precedence in the civil actions initiated by the Plaintiff in order to preclude debate in these aforementioned law suits. This collusion devised by all the above noted defendants is a purposeful plan to continue to cover-up for the crimes committed by many other legal, police & government officials against the Plaintiff. The priority for Jim W. Smith, Justice David Nadeau, Sara Blake, Vanessa Glasser, Michael C. Birnie, Shannon Goffin, Michael P. O'Hara, Gillian Dingle and David Outerbridge is to legally establish in a court of law an absolute, decisive, conclusive and final decision against the Plaintiff not admitting of question and/or of any appeal.

Sara Blake and Vanessa Glasser's Notice of Application to intentionally prevent the Plaintiff from commencing any claims in the Province of Ontario.

46. Sara Blake and Vanessa Glasser are defendants in an action that has been initiated against them, yet they continue to have a collective, collaborative and colluded pre-meditated plan to attempt to assume full and entire control of these matters. First, Sara Blake and Vanessa Glasser have a purposeful plan that would see the Plaintiff having to have supervision and leave of a judge. Moreover, Sara Blake and Vanessa Glasser are attempting to establish a legal precedence that would determine that the Plaintiff would have to be granted permission from the Ministry of the Attorney General before commencing a claim in Ontario. This is absurd considering the fact that numerous defendants in these current civil actions are employed by the Ministry of the Attorney General in Toronto, Ontario. Any legal decisions rendered by Justice David Nadeau in relation to the above noted requests by Sara Blake and Vanessa Glasser will be issued with a reckless disregard for the truth. Any vexatious, frivolous and scandalous judgments rendered against the Plaintiff will be an entire abuse of the powers of Justice David Nadeau and the legal representatives referenced in this Statement of Claim. The attempts of the dictatorial and dogmatic plans of Sara Blake, Vanessa Glasser are another glaring example of people who are employed in positions of power, trust and authority who are intentionally abusing their individual and collective powers in order to cover-up for themselves and many others. More specifically, if Sara Blake and Vanessa Glasser are granted the relief that they intentionally seek against the Plaintiff, they will venturing into unchartered territories for the entire judicial and legal systems. Furthermore, if Sara Blake and Vanessa Glasser are granted this ludicrous relief against the Plaintiff, their intentional actions are positively discriminatory, biased, partial and prejudicial to the Plaintiff, the entire justice system, the entire administration of justice and to the public. Sara Blake and Vanessa Glasser have an intentional plan to purposely deprive, deny and prevent the Plaintiff from instituting any legal actions as they determine to be fit in accordance to provisions that they have intentionally set out. This appalling recourse that Sara Blake and Vanessa Glasser are attempting to establish in a court of law is simply a result of continuing to cover-up for the improprieties, transgressions and wrongdoings of numerous other judiciaries, police professionals, legal officials and other professional agencies and personnel.

Sara Blake's, Vanessa Glasser's and Jim W. Smith's collusion with Justice David Nadeau, Michael C. Birnie, Gillian Dingle, David Outerbridge, Shannon Goffin and Michael P. O'Hara strictly in relation to the matter of Derek Dunlop v. Justice Peter J. Wright et al.

47. It is a very distinct possibility that the colluded efforts of Jim W. Smith, Sara Blake, Vanessa Glasser with Justice David Nadeau, Michael C. Birnie, Gillian Dingle, David Outerbridge, Shannon Goffin and Michael P. O'Hara is to bring about an peremptory application to the Ontario Superior Court of Justice strictly in accordance to the matter of Derek Dunlop v. Justice Peter J. Wright et al. These colluded and collaborative efforts will be conducted in order to maintain the cover-ups of the crimes committed by Justice Peter J. Wright, Steven R. Sager, Saara Wilson, Amit Ghosh, Marcy Segal, Paul Tait and so forth. Furthermore, these legal officials are wanting to attempt to establish the decision that was rendered by Justice Peter J. Wright in the related criminal matter is absolute and without question and/or issues of appeal. For the defendants in this notice of action to engage in these types of misconduct will again be wrong on every level imaginable.
48. Sara Blake and Vanessa Glasser have a weak and feeble plan to attempt to suggest that the Plaintiff lacks factual support when Sara Blake and Vanessa Glasser know full well that there is an abundance of evidence against the defendants that they represent. Moreover, Sara Blake and Vanessa Glasser are well aware that they have purposely implicated themselves in the on-going collusion, cover-ups and corruption against the Plaintiff. The actions of Sara Blake and Vanessa Glasser are abundantly clear as they intentionally try to circumvent the laws to the fullest advantages for their clients and themselves all the while knowing that they are contributing to the infinite injustices against the Plaintiff.

The fact that Certified Court Transcripts in the related criminal matter of Derek Dunlop v. the North Bay Police Service et al. may not be legitimate, genuine and valid.

49. At this time, the Plaintiff is unsure whether the certified court transcripts in the related criminal matter against the Plaintiff are invalid. It definitely appears that the legal representatives such as Michael C. Birnie, Sara Blake, Vanessa Glasser, Jim W. Smith, Gillian Dingle, Patricia Jackson, David Outerbridge, Shannon Goffin, Michael P. O'Hara and Justice David Nadeau possess knowledge that the Certified Court Transcripts in the aforementioned criminal matter are invalid and not legitimate. If this is in fact true all of these judiciaries and legal officials are purposely covering this up for the misconduct that would have been committed by Justice Normand Glaude and many other judicial and legal professionals. This behaviors and actions are all illegal.

The fact that Justice David Nadeau purposely did not hear the application of the Plaintiff.

50. On June 29th, 2011 at the Ontario Superior Court of Justice on at least of couple of occasions it was brought to the attention of Justice David Nadeau that the Plaintiff had filed a Notice of Application in relation to requests for change of venue, change of judge and changes of counsel. Justice David Nadeau was also notified by the Plaintiff and Michael C. Birnie that at the Ontario Superior Court of Justice on May 29th, 2011 that Justice Boissonneault had not addressed the Plaintiff's request and put the Notice of Application to be heard on June 29th, 2011. It was obvious that Justice David Nadeau had a pre-meditated plan not to hear the Plaintiff's Notice of Application as Justice David Nadeau wanted no part of having to issue any decisions.

Vanessa Glasser, Sara Blake and Jim W. Smith

51. Vanessa Glasser is a civil law attorney who is gainfully employed with the Ministry of the Attorney General of Ontario in the civil law department.
52. Sara Blake is a civil law attorney who is gainfully employed with the Ministry of the Attorney General of Ontario in the civil law department.
53. Jim W. Smith is a civil law attorney who is gainfully employed with the Ministry of the Attorney General of Ontario in the civil law department.
54. Vanessa Glasser, Sara Blake and Jim W. Smith have intentionally and purposely implicated themselves in the on-going collusion, corruption and cover-ups against the Plaintiff. It is highly evident that Vanessa Glasser, Sara Blake and Jim W. Smith are doing so as they are intellectually cognizant of the fact that numerous legal, police, judicial and government officials would face severe consequences, repercussions, penalties, ramifications and punishments should the entire truth ever be revealed, exploited, unveiled and uncovered. More specifically, the dramatic impact that the entire justice system would be confronted with should the truth surface would be immense and everlasting. It must be noted that if these powerful individuals and organizations continue to cover-up the truth that the impact on the entire justice system will even be more drastic when the truth is unveiled.
55. The colluded efforts of Jim W. Smith with Justice David Nadeau and other legal representatives were highly evident and apparent at the Ontario Superior Court of Justice in North Bay, Ontario on June 29th, 2011.

Michael C. Birnie

56. Michael C. Birnie is a civil lawyer that has worked as an attorney for the Birnie Law Firm for decades.
57. Michael C. Birnie has intentionally and purposely implicated himself in the on-going collusion, corruption and cover-ups against the Plaintiff. It is highly Michael C. Birnie is doing so as he is intellectually cognizant of the fact that numerous legal, police, judicial and government officials would face severe consequences, repercussions, penalties, ramifications and punishments should the entire truth ever be revealed, exploited, unveiled and uncovered.
58. As a result of Michael C. Birnie being a lawyer in North Bay, Ontario for the number of years that he has it is highly evident that Michael C. Birnie would have established personal, professional, social and recreational relationships with members of the North Bay Police Service, staff of the North Bay Courthouse and the Honourable Justices employed with Ontario Superior Court of Justice in North Bay, Ontario as well as judges at other levels of the court system. More specifically, Michael C. Birnie would have established bonds and attachments with judges that would specifically include Justice David Nadeau. As a result of these intimate relationships with judges and Justice David Nadeau, Michael C. Birnie would be in a direct conflict of interest especially considering the clients that Michael C. Birnie is representing.

Gillian Dingle and David Outerbridge

59. Gillian Dingle is employed as a civil law lawyer with the law firm Torys, LLP.
60. David Outerbridge is employed as a civil law lawyer with the law firm Torys, LLP.
61. Gillian Dingle has intentionally and purposely implicated herself in the on-going collusion, corruption and cover-ups against the Plaintiff. It is highly Gillian Dingle is doing so as she is intellectually cognizant of the fact that numerous legal, police, judicial and government officials as well as organizations would face severe consequences, repercussions, penalties, ramifications and punishments should the entire truth ever be revealed, exploited, unveiled and uncovered.
62. David Outerbridge has intentionally and purposely implicated himself in the on-going collusion, corruption and cover-ups against the Plaintiff. It is highly David Outerbridge is doing so as he is intellectually cognizant of the fact that numerous legal, police, judicial and government officials as well as organizations would face severe consequences, repercussions, penalties, ramifications and punishments should the entire truth ever be revealed, exploited, unveiled and uncovered.

Shannon Goffin and Michael P. O'Hara

63. Shannon Goffin is employed as a civil law lawyer with the law firm Miller & Maki.
64. Michael P. O'Hara is employed as a civil law lawyer with the law firm Miller & Maki.
65. Shannon Goffin has intentionally and purposely implicated herself in the on-going collusion, corruption and cover-ups against the Plaintiff. It is highly Shannon Goffin is doing so as she is intellectually cognizant of the fact that numerous legal, police, judicial and government officials as well as organizations would face severe consequences, repercussions, penalties, ramifications and punishments should the entire truth ever be revealed, exploited, unveiled and uncovered. Furthermore, it is evident that Shannon Goffin is well aware of the repercussions that their client Dr. Jeff Phillips would encounter should members of the justice system not continue to cover-up for each other and one another.
66. Michael P. O'Hara has intentionally and purposely implicated himself in the on-going collusion, corruption and cover-ups against the Plaintiff. It is highly Michael P. O'Hara is doing so as he is intellectually cognizant of the fact that numerous legal, police, judicial and government officials as well as organizations would face severe consequences, repercussions, penalties, ramifications and punishments should the entire truth ever be revealed, exploited, unveiled and uncovered. Furthermore, it is evident that Michael P. O'Hara is well aware of the repercussions that their client Dr. Jeff Phillips would encounter should members of the justice system not continue to cover-up for each other and one another.

Abuse of Public Office/Misfeasance of Public Office

67. The Defendants, Jim W. Smith, Vanessa Glasser, Sara Blake and Justice David Nadeau are all holders of public office. The Plaintiff relies upon the facts set out in this statement of claim and contained within additional evidence that the aforementioned Defendants are deliberately violating the laws and regulations that the Defendants are supposed to uphold, maintain and govern and as a result the Defendants have committed numerous serious pre-meditated crimes against the Plaintiff.
68. The Plaintiff further states that the Defendants, Jim W. Smith, Vanessa Glasser, Sara Blake and Justice David Nadeau have intentionally caused injuries and losses to the Plaintiff and these Defendants are individually and collectively liable to the Plaintiff for abuse of public office and misfeasance in public office.
69. The misconduct of these above noted Defendants was unlawful and deliberate conduct administered in bad faith in the exercise of public functions. The Plaintiff states that these Defendants are well aware and are reckless as to the fact that this misconduct is unlawful and would intentionally injure and harm the Plaintiff. As such, the Plaintiff states that the aforementioned Defendants are liable for misfeasance in public office.

Specific Complaints of the Plaintiff Regarding the on-going injustices against the Plaintiff

70. The Plaintiff states that it is highly evident that each Defendant who is extremely consumed and dedicated to protecting the reputation and credibility of the previous Defendant who committed crimes, illegal actions and misconduct against the Plaintiff that they in turn are committing additional crimes, illegal actions and misconduct against the Plaintiff. As each Defendant decides to engage in these type of reprehensible, inexplicable and inexcusable actions against the Plaintiff, they are all legally liable for their pre-calculated and pre-meditated misconduct.

Canadian Charter of Rights and Freedoms Violations and Deprivations.

71. The Plaintiff states that the Defendants have intentionally and purposely breached numerous Charter of Rights and Freedoms that are guaranteed to the Plaintiff in accordance to the Charter of Rights and Freedoms of the Criminal Code of Canada.

As a result of the breach of the Plaintiff's rights and freedoms under sections 7, 9, 10, 11(b), 11(d), 11(e), 12, 15(1) and 24(1) of the Charter of Rights and Freedoms, constitutional damages are an appropriate and just remedy in these circumstances of this particular matter having regard for the fulfilment of financial compensation, vindication of the right and deterrence of any future breaches as established and provided by the remedies available under sections 24(1) of the Charter.

The Plaintiff states that the Defendants are additionally liable for violations of the Plaintiff's rights pursuant to Sections 7 and 12 of the Canadian Charter of Rights and Freedoms, by virtue of the facts pleaded aforesaid.

In particular, the Plaintiff states that contrary to Section 7 of the Charter, the Plaintiff was deprived and denied of his rights to security of the person in a manner that contravened the principles of fundamental justice. Furthermore, the Plaintiff states that he was intentionally subjected, contrary to Section 12 of the Charter, to cruel and unusual treatment by virtue of the misconduct of the Defendants.

72. On the basis of all of the above, the Plaintiff states that the defendants breached their duty to be fundamentally fair and act in a Bona Fide and honest fashion toward the Plaintiff.

Summation

73. The Plaintiff states that he has suffered damages as a result of the actions of the Defendants. The Plaintiff states that he is entitled to the interlocutory and permanent relief as requested in paragraph 1 hereof.
74. The Plaintiff states that there are sufficient circumstances set out in this claim to justify many thorough, comprehensive and extensive investigations into all of the acts carried out by all the Defendants.
75. The Plaintiff states that the actions of the Defendants, as set out in this claim, amount to conduct which is reprehensible, oppressive and unfairly prejudicial to the Plaintiff and is conduct which unfairly disregards the plaintiff's interests.
76. The Plaintiff asks that the trial of this action take place in a neutral jurisdiction outside of the Province of Ontario.

July 14th, 2011

*Derek Dunlop
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(705) 495-6377*

Court File No. CV-11- 5208

Derek Dunlop v. *Justice David Nadeau et al.*

Plaintiff

Defendants

ONTARIO
SUPERIOR COURT OF JUSTICE

PROCEEDING COMMENCED AT North Bay, Ontario

STATEMENT OF CLAIM

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