

AUG. 11/2008

Marlene Legare, CFP

From: Winston Smith [wsmith@hookandsmith.com]
Sent: Wednesday, July 30, 2008 11:11 AM
To: 'Solomon~Wise Consulting'
Subject: RE: Lionel Bouchard v. Andre Bouchard & Jack Bock - Transcript of July 16, 2008

Marlene,

Thanks for the transcript of the July 16th proceedings before Madam Justice Greenberg at which time she adjourned the matter of the Possession and Access Application we have made on behalf of your father, Lionel Bouchard, in order for him to regain possession of his home in which he has a life interest. The matter was set over to today to allow for filing of the respondent's affidavit material.

Today, Mr. Kelly Land appeared on behalf of the respondent. He requested a date for the argument and I requested the court hear the matter today as I had notified Mr. Land of the urgency of this matter. Mr. Justice Sinclair advised that he was unable to hear the matter today and recommended that counsel seek a fixed summer date from the court office. That date is now Wednesday, August 13, 2008, at 10:00 am assuming no cross examination on any affidavit. I advised the court I would not be cross examining the respondent and Mr. Land is to confirm to me ASAP that he will not be cross examining your Dad on his affidavit. The respondent's counsel said he would have his brief filed and a copy over to me by August 6th.

Meanwhile, as a result of my statement that your Dad was not even allowed to gain access to his equipment on his home property, Mr. Land advised that he would recommend to his client that his father could have access to recover his own property and would send over a letter to that effect. Following the court hearing I suggested to Mr. Land that his letter should set forth the notification steps required to access the property. Also, in view of the fact that your Dad was required to secure the assistance of the RCMP to obtain his motor home a month or so ago, I have recommended to your father, for his safety, to have his good friend, Mike Slegers, accompany him onto the property every time he goes there to obtain his things.

Regards,

Winston F. Smith, Q.C.
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From: Solomon~Wise Consulting [mailto:solomonwise@telus.net]
Sent: July 30, 2008 10:40 AM