

**INFORMATION WHERE
INJURY OR DAMAGE FEARED**

**DÉNONCIATION - CRAINTE DE
BLESSURES OU DE DOMMAGES**

WHEREAS/ATTENDU QUE

LIONEL ANDRE JOSEPH BOUCHARD

(Informant/on behalf of the informant/dénonciateur [dénunciatrice]/personne agissant au nom de celui-ci [celle-ci])

this day appeared before me and says that there is fear that

a comparu aujourd'hui devant moi et déclare qu'il (elle) craint que

MARLENE MARY MADELEINE LEGARE

(Defendant/défendeur [défenderesse])

- will cause personal injury to/ne cause des lésions corporelles :
 - the informant as named above or/au dénonciateur (à la dénonciatrice) indiqué(e) ci-dessus ou à
 - the informant's spouse/son conjoint
 - the informant's child/son enfant
- will cause damage to the informant's property/n'endommager sa propriété

IN THAT/ÉTANT DONNÉ QUE

on ^{Between} or about the/le ou vers le 08 JANUARY 2006
(day/jour) (month/mois) (year/année)
and the 11th of February 2006
at/à WINNIPEG AND ELIE, Manitoba/au Manitoba,

the defendant/le défendeur (la défenderesse)

DISCHARGED THE INFORMANT FROM THE GRACE HOSPITAL WITHOUT CONSIDERATION TO PRIOR ARRANGEMENTS WHICH WERE MADE. THE DEFENDANT HAD THE POWER OF ATTORNEY CHANGED FROM ANDRE BOUCHARD AND LYNDIA STAUB TO CLAIRE DEMERY WITHOUT PRIOR CONSULTATION. *The defendant continues to telephone the informant when asked to stop. The informant fears for his safety*
in contravention à l'article 810 du Code criminel du Canada.

SWORN before me this/ASSERMENÉ(E) devant moi le 14 FEBRUARY 2006
(day/jour) (month/mois) (year/année)
at/à PORTAGE LA PRAIRIE, Manitoba/au Manitoba.

DR. Cross
~~Judge~~ Provincial Court Judge or Justice
Juge, juge de la Cour provinciale ou juge de paix

Lionel Bouchard
Informant/Dénonciateur (Dénunciatrice)

PEACE BOND PARTICULARS

Your name: Lionel André Joseph Bouchard

Name of Person that you want this order against: Marlene Mary Madeleine Legaré

Indicate below what has happened to cause you fear of personal injury (to you or your family) or damage to your property. Insure that you include the date/s in which the incidents occurred.

Marlene Legaré arrived in Winnipeg from Maple Ridge, BC on January 8, 2006 and remained in Winnipeg for 4 days. She contacted David Bradley of Wilder, Wilder and started proceedings on my injury claim by herself. She also insisted that a Power of Attorney be signed immediately with son, André Lionel Bouchard and daughter, Lynda Staub. It had been prepared previously by the law firm of Christianson, Christianson, Jones of Portage la Prairie but had not been signed yet.

Marlene Legaré arrived again unexpectedly from Maple Ridge on Friday, January 27, 2006 and had me discharged from the Grace Hospital after having been admitted on December 27, 2005 from a very bad fall and head injury and did not notify the rest of the family of her intentions. She immediately took me from the hospital to a lawyer's office and had me sign documents that I was not clear on as I was still confused from the head injury. She had me sign a new Power of Attorney in the name of my daughter Claire Demery without Claire's knowledge and a Living Psychiatric Will. She never submitted the new Power of Attorney to my daughter Clair but instead still has it in her possession in Maple Ridge. She cancelled all my home care arrangements including living accommodations that were in place and caused a lot of stress amongst the family. Marlene did not fill out my total prescriptions as requested in the Discharge papers from the Grace Hospital. She took me to the Bank of Montreal and we did transactions on my account that I am not clear on. i.e. There was a large \$1,000 cash deposit and withdrawal made immediately after. All this took place on Friday, January 27, 2006 between 10:40 a.m. after release from the hospital and approximately 6:00 p.m. when we arrived home in Elie.

She purchased new locks for my home without me knowing. On Sunday, January 29, 2006 at a breakfast at the Holiday Inn Airport West she hid my coat and medication which was in the pockets of my coat. When asked to return the balance of my prescription medications from her car she left with my medication and my other daughters were forced to refill the prescriptions at Shopper's Drug Mart later that day.

Marlene spent 2 evenings (January 27 and 28, 2006) with me and was up till all hours of the morning. It was during this time that I believe my Passport went missing and it still has not been located.

LYNDA'S
TYPED LIST
OF QUESTIONS
MADE UP FOR
HER FATHER
WHICH JUDGE
DISALLOWED!

On February 2, 2006 she again arrived unexpectedly from Maple Ridge to my home late at night – approximately 9:15 p.m. and scared me by throwing snow in my window to get my attention. She then knocked on the door and gave me two bottles of prune juice. Roland Bouchard, my nephew, attended at my house and at that point I phoned the police and made a report with RCMP Constable A.J. Pasquini (cell 290-7276, office 888-0358) and asked that Marlene Legaré not contact me anymore. She continues to call my cell phone.

She has been in contact with my friends and relatives and has disturbed the community and family with her lies and accusations about my other children. I continue to get on going calls from her and have asked her to stop contacting.

Times of call to cell phone:

Wednesday, February 1, 2006 – 3:29 pm

Wednesday, February 1, 2006 – 3:42 pm

Wednesday, February 1, 2006 – 3:50 pm

Wednesday, February 1, 2006 – 7:01 pm

Wednesday, February 8, 2006 – 8:13pm

Friday, February 10, 2006 – 1:30 pm, 1:32 pm, 1:34 pm, 1:39 pm, 5:15 pm, 9:16 pm

Saturday, February 11, 2006 – 1:30 pm, 1:31 pm, 1:42 pm, 2:55 pm

I do not wish to have any contact with Marlene Legaré. I feel that she has personal problems and that she has her own personal reasons for contacting me that are not for my well-being.

I am afraid as to the reasons behind her constant calling me. I do not trust her because of her past actions. She is unpredictable and continues to harass me with her endless calls and unexpected visits.

ene Legare, CFP

From: Marlene Legare, CFP [mlegare@telus.net]
Date: Sunday, February 12, 2006 1:03 PM
Subject: 'Undisclosed'
Subject: FW: Passport

cell - don't think so, never saw it, look again!

e

From: Staub, Lynda (TPR) [mailto:LStaub@gov.mb.ca]
Date: Wednesday, February 01, 2006 6:04 AM
Subject: egare@telus.net
Subject: Passport

Fax No. 1-604-467-5630

To Marlene Legare:

This will confirm the facts that:

- 1) Our Father – Lionel Bouchard's Passport went missing between the time you entered his home on Friday, January 27th, 2006 and January 30th, 2006 when you last entered our father's home.
- 2) I have had a long discussion with our Father and he is not in possession nor does he know where his passport is.
- 3) He believes that you either know the whereabouts of his passport or that you in fact have it in your possession.
- 4) This is to notify you that you have 24 hours to return the passport to me, Lynda Staub by return courier at my office or in the alternative leave a message on my home phone number at 1-204-633-4345 as to the whereabouts of the passport or we will be reporting the passport stolen. Please be advised that possession of a stolen passport is a federal offence punishable by two years in prison.

Sent February 1, 2006, 8:00 a.m.

Dated this 1st day of February, 2006.02.01

Lynda Staub

ANDY HAD
THE
PASSPORT
- BLAMING
MARLENE!

M

Good luck.
Doreen

PS Dad found his passport in his papers in his room.

PPS When I called Dad earlier today, I had to repeat my name almost 4 times

... I don't know why, maybe his hearing, but he couldn't 'place' me, it seemed... even though I just spent a whole day & sleepover with him.

Leona

had the same experience with him when he was in the hospital. So... his condition is confusing to us also... still... at times... we have to

wait,

take it all 1 day at a time.....

PPS Andre & I have discussed his 'indiscretions' towards me when we were young; I NEVER, ever made the allegations that Marlene said I did in about 3

of her recent eMails; I never had any intentions of filing charges, as

she

says; he has apologized sincerely; we are ok about it.

THE PROVINCIAL COURT OF MANITOBA

BETWEEN:

LIONEL BOUCHARD, LYNDA STAUB,
CLAIRE DEMERY and ANDRE LIONEL BOUCHARD,

Informants

- and -

MARLENE MARY MADELEINE LEGARE,

Defendant

TRANSCRIPT OF PROCEEDINGS before The Honourable
Judge Cummings, held at the Provincial Court, 2nd Floor, 25
Tupper Street North, in the City of Portage la Prairie,
Province of Manitoba, on the 15th day of February, 2006.

APPEARANCES:

MR. L. BOUCHARD, MS. L. STAUB, MS. C. DEMERY and
MR. A.L. BOUCHARD, in person

MS. M.M.M. LEGARE, in person

1 clarify.

2 THE COURT: Yes.

3 THE ACCUSED: I think the fact that I moved away
4 to B.C. has been held against me with my family as far as
5 having a voice in, in speaking for my mom and dad.

6 This all started back in January, when my brother
7 phoned me to tell me he was committing my dad after he took
8 a fall, and I didn't see that that was the case. I came
9 out, investigated and found out -- my brother told me at
10 that point that he was not going to allow my dad to ever
11 move back home.

12 In questioning my sister, Lynda Staub, she told
13 me that, yes, she was aware there was a verbal agreement
14 that Dad could remain at his farm home of 52 years, but
15 that it was only verbal, so, in essence, I discovered that
16 they were trying to evict my dad. They proceeded to do
17 this. This was back and forth.

18 My brother was charged with theft, and then he
19 started the police harassment against me to keep me out of
20 the province so I would not take my dad to a lawyer.

21 My dad had indicated to me that he did not want
22 to be moved from his home. My brothers and sisters signed
23 an agreement agreeing to that January 30th. The minute I
24 left to go to B.C., they reneged and moved him out of his
25 home to rental housing.

26 Then to make sure I did not come back to B.C.
27 (sic), they included my mom, so -- and they basically
28 tricked her into signing a form saying she did not want to
29 see me. That wasn't the case. Contact was allowed. But
30 the condition for me to come and visit my mom with respect
31 to her cancer and how things were progressing, they wanted
32 that removed, so, in essence, keeping me out of the
33 province so I could not help my dad. The two were
34 intertwined.

1 of these matters that are raised in your Informations here
2 today. Not at all.

3 I am not going to be able to do that at all. And
4 I am not going to be granting orders against your sister,
5 unless I can prove either a threat, that I believe, to your
6 property -- that's why I asked about the break-in -- or a
7 threat to your personal safety. And so like I say, I don't
8 know, and I'm really not that interested, I guess, 'cause I
9 can't be, about whether you've seen lawyers or not, to sort
10 this family mess out.

11 But somebody should be seeing a lawyer to get some
12 legal advice on this, 'cause you're definitely in the wrong
13 place to get it sorted out. But I've got these documents in
14 front of me, and I am prepared to deal with them.

15 Let's start with father first. What we'll do is
16 we'll conduct a hearing here. Father will get up, and he'll
17 tell me his side of the story. And I am going to limit him
18 to telling me what physical threats his daughter has given
19 him, has made towards him, and/or threats to damage his
20 property.

21 And so Mr. Legare, could you get up and take the
22 stand here, sir, please?

23 MS. DEMERY: Mr. Bouchard.

24 MS. LEGARE: It's Bouchard.

25 THE COURT: Mr. Bouchard. I'm sorry. I'm sorry.

26 MS. DEMERY: Dad, he just wants to ask you a few
27 questions. Okay? So we'll just -- why -- just (inaudible)
28 again.

29 THE COURT: Just remain standing for one minute,
30 sir.

31 Could you swear him in as loudly as you can?

32 THE CLERK: Will you swear on the Bible, sir?

33 THE WITNESS: Okay.

34 THE CLERK: Okay. Take the Bible in your right

1 hand. Thank you. State your full name for the court,
2 please.

3 THE WITNESS: Pardon me?

4 THE CLERK: State your full name for the court.

5 THE WITNESS: Lionel Bouchard, B-O-U-C-H-A-R-D,
6 Lionel.

7 THE CLERK: Take the Bible in your right hand.
8 Thank you. Lionel Bouchard, do you -- take, hold the Bible
9 in your right hand, sir. Thank you.

10

11 LIONEL BOUCHARD, sworn, testified
12 as follows:

13

14 THE CLERK: Thank you.

15 THE COURT: You have a seat there, sir. I'm going
16 to ask you some questions here.

17

18 DIRECT EVIDENCE BY MR. BOUCHARD:

19 THE COURT: Your application that I've got here
20 talks about the fact that you were in Grace Hospital
21 recently. Is that right?

22 THE WITNESS: That's right.

23 THE COURT: Okay. And it talks about arrangements
24 that this daughter here, Ms. Legare, made for your release,
25 and that it may not have been what other people in the
26 family wanted. Is that right?

27 THE WITNESS: That's right.

28 THE COURT: Okay. Has Ms. Legare ever threatened
29 you physically?

30 Has she ever said something like: I'm going to
31 beat you up, Dad, unless you do something.

32 THE WITNESS: No.

33 THE COURT: Okay. Has she ever threatened your
34 property? Has she ever threatened to destroy any of your

1 property, punch the windows on your car, burn your home
2 down, or anything like that?

3 THE WITNESS: No.

4 THE COURT: Okay.

5 What questions should I be asking your father
6 about this, beyond that?

7 MS. DEMERY: Oh. Can I --

8 THE COURT: Well, have you got a sheet there?
9 That's fine.

10 MS. DEMERY: Can I -- yes, I do. Dad has -- you
11 have questions there? Do you want to ask questions?

12 My father has questions. So if you want --

13 THE COURT: Is it the same sheet for everybody?

14 MR. BOUCHARD: It's our father's sheet.

15 THE COURT: Okay.

16 (ANDY) MR. BOUCHARD: Do you have your sheet, Dad? Show
17 us.

18 MS. DEMERY: Dad, you can just read your sheet.
19 Just read your sheet.

20 THE COURT: Or else give it to me.

21 MS. DEMERY: Yeah. Oh.

22 THE COURT: Just to the clerk there. You haven't
23 seen this?

24 MS. LEGARE: No. And it's obviously fabricated by
25 the other party, the family, not my Dad.

26 THE COURT: Okay. I'm reading a sheet of
27 typewritten material.

28 MS. LEGARE: And my Dad doesn't type, for your
29 information.

30 THE COURT: That's fine. I'm not accepting it as
31 evidence or anything. I'm just going to read it for now.

32 Okay, Ms. Legare. Did you take his passport?

33 MS. LEGARE: No. My brother said it from Sergeant
34 Gibbs (phonetic) in Headingley, that he had seen Dad's

1 passport in a safety deposit box in his home. When I took
2 Dad home from the hospital, my dad was upset that he didn't
3 have a key to his safety deposit box. My brother Andy has
4 seen it, and he has admitted to Sergeant Gibbs, and he's the
5 last one, or he's the only one to have seen it.

6 THE COURT: Okay. What's this about snow and the
7 window?

8 MS. LEGARE: I have no idea.

9 THE COURT: Okay. Can you tell me, sir, what this
10 is about, snow on your window?

11 THE WITNESS: Well, just to get my attention, I
12 guess.

13 THE COURT: Okay. Okay. Well, none of this has
14 anything to do with physical threats or threats to his
15 property. I appreciate the fact that there are family
16 issues here. But like I say, you're in the wrong forum to
17 deal with them. I'm not sure that they are issues that
18 really can be resolved by any forum, but you're definitely
19 in the wrong forum here to deal with them because we're only
20 dealing with a peace bond here.

21 And you, sir, are asking me -- and I want to just
22 make this clear -- you're asking me today to order that your
23 daughter have no communication with you for the next
24 one-year period?

25 THE WITNESS: That's right. Yeah.

26 THE COURT: You want to cut your daughter off from
27 talking to you. You don't want anything to do with her?

28 THE WITNESS: Well, yes. Yeah.

29 THE COURT: Okay. That's a pretty hard decision
30 at your age, isn't it?

31 THE WITNESS: I know.

32 THE COURT: Okay. Okay. Okay. Is there anything
33 else I should be asking your father, anybody here?

34 Yes, ma'am. Just stand up, and tell me. You're