

May 14, 2018

ONTARIO

18-76443

SUPERIOR COURT OF JUSTICE

BETWEEN:

Deirdre Moore *plaintiff*

and

Bell Baker LLP *defendant*



Courts of Justice Act

STATEMENT OF CLAIM

TO THE DEFENDANT

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 \$1,500.00 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.

TAKE NOTICE: THIS ACTION WILL AUTOMATICALLY BE DISMISSED if it has not been set down for trial or terminated by any means within five years after the action was commenced unless otherwise ordered by the court.

Date MAY 14 2018

Issued by 

Local registrar

Address of 161 Elgin Street, Ottawa, ON K2P 2K1

Court Office ONTARIO SUPERIOR COURT OF JUSTICE

TO *Bell Baker LLP, 700-116 Lisgar Street, Ottawa, Ontario, K2P 0C2*

THIS ACTION IS BROUGHT AGAINST YOU UNDER THE SIMPLIFIED PROCEDURE
PROVIDED IN RULE 76 OF THE RULES OF CIVIL PROCEDURE

CLAIM

1. The plaintiff claims:

- Pecuniary damages in the amount of \$95,000 due to the intentional infliction of emotional suffering.
- Pecuniary damages in the amount of \$95,000 (less the amount awarded for the intentional infliction of emotional suffering) due to the negligent infliction of emotional suffering.
- Other damages that the Court deems to be fair and just.
- Costs on a full-indemnity basis.

2. On April 23, 2018, the defendant e-mailed to the plaintiff a letter that was addressed to The Honourable Madam Justice J. Audet that stated "... Ms. Moore brought a Procedural Motion with respect to the wording of Orders which were made on prior occasions".

3. However, as confirmed by several clerks at the Courthouse, no such Procedural Motion ever occurred.

4. On May 10, 2018, the defendant e-mailed to the plaintiff that "They will be requesting that no further motions be authorized."

5. The plaintiff requires the ability to bring Motions in order to survive the separation process from Jonathan Kiska (the "Applicant") and protect the best interests of her children.

6. The defendant's actions inflicted emotional suffering upon the plaintiff who has had several psychiatric hospitalizations and already suffers from mental illness, of which the defendant is well aware.
7. As a result, the plaintiff has increased her dosage of zopiclone which is a medication that she has been advised to take only as needed due to its addictive properties.
8. The plaintiff has also increased her dosage of clonazepam which is a medication that she has been advised to take only as needed due to its link to the onset of Alzheimer's Disease.
9. If the plaintiff were to have another psychotic break during the separation process, the likelihood that she would lose custody and access to her two children would increase significantly.
10. As a result, the plaintiff has also begun to experience severe nightmares and has been exploring the addition of yet another psychiatric medication such as a beta-blocker.

Deirdre Moore, 7 Vanson Avenue, Ottawa, Ontario, K2E 6A9

(613) 261-3520

MAY 14 2018

(Date of issue)

(Name, address and telephone number of lawyer or plaintiff)

RCP-E 14A (June 9, 2014)

18-76443

ONTARIO
SUPERIOR COURT OF JUSTICE

BETWEEN:

Deirdre Moore

Plaintiff

and

Bell Baker LLP

Defendant

Courts of Justice Act

AFFIDAVIT OF SERVICE

I, Deirdre Ann Moore, of the City of Ottawa, of the Regional Municipality of Ottawa-Carleton MAKE OATH AND SAY:

1. On May 14, 2018, *at 11:10 a.m.*,

I served Bell Baker LLP with a Statement of Claim

by leaving a copy with *Wade Smith*

at 700-116 Lisgar Street, Ottawa, Ontario K2P 0C2.

2. I was able to identify the person by means of

facial recognition.

Sworn (or Affirmed) before me at the (City,

Town, etc.) of

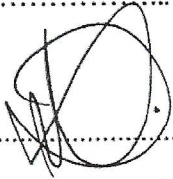
Ottawa.....

in the (County, Regional Municipality, etc.) of

province of Ontario.....

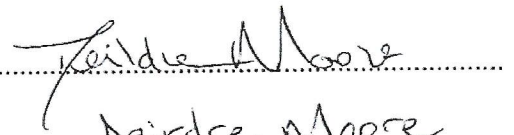
....., on

MAY 14 2018



Commissioner for Taking Affidavits

(or as may be)



Deirdre Moore

(Signature of deponent)

RCP-E 16B (May 1, 2016)

BACKSHEET

DEIRDRE ANN MOORE

BELL BAKER LLP

ONTARIO

Deirdre Moore vs. Bell Baker

SUPERIOR COURT OF JUSTICE

COURT FILE NUMBER 18-76443

PROCEEDING COMMENCED AT 161 ELGIN STREET,

OTTAWA, ONTARIO K2P 2K1

AFFIDAVIT OF SERVICE

Deirdre Ann Moore, 7 Vanson Avenue, Ottawa, Ontario, K2E 6A9

(613) 261-3520 Deirdre_CFA@iCloud.com

Bell Baker LLP, Plaintiff / Defendant, Fax # (613) 237-1413

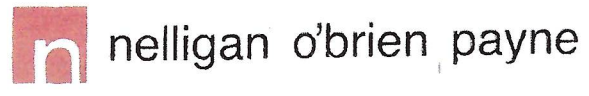
OF JUSTICE AT OTTAWA

MAY 14 2018 RCP-E 4C (May 1, 2016)

DEPOSÉ À LA COUR

SUPRIMÉ DE JUSTICE À OTTAWA

NUT



Marta Siemiarczuk, Tel: (613) 231-8281, Fax: (613) 788-2358, marta.siemiarczuk@nelligan.ca

July 11, 2018

BY EMAIL: *deirdre_cfa@icloud.com*

Deirdre Moore
7 Vanson Avenue
Ottawa, ON K2E 6A9

Dear Ms. Moore:

Re: *Moore v. Bell Baker*
Court File No.: 18-76443
Our File No.: 1500-1122

I am writing to confirm that you have our consent to serve and file an Amended Statement of Claim in the form which you had provided to me via email, and attached to this correspondence.

I am also writing to respond to the multiple emails you have sent to me, with scanned portions of Bell Baker's affidavit of documents, seeking that I confirm that these are the documents which we intended to send to you (which were delivered to you in a bound brief via courier). I am not prepared to review and compare the scanned copies with the brief that we had sent you. What I can say is that you were provided with the Affidavit of Documents and all of the documents listed in our schedule "A".

Finally, I am writing to let you know that in future, if you intend on serving me with documents in this proceeding by attending at our office, please simply leave the document with our receptionist. It is not necessary that you hand them directly to me or another lawyer in the office. We cannot continue to produce lawyers at reception simply to take documents. As long as they are delivered to our receptionist, they are properly served on our office in accordance with the rules.

Yours truly,

A handwritten signature in blue ink, appearing to read 'Marta Siemiarczuk', written over a light blue circular stamp.

Marta Siemiarczuk
MRS/sew
Encl.

cc: **Wade Smith**