

Superior Court of Justice Family Court Branch

(Name of court)

Court File Number

FC-15-2446-0

Form 14A: Affidavit
(general) dated

July 7, 2017

at 161 Elgin Street, Ottawa, Ontario K2P 2K1

Court office address

Applicant(s)

Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Jonathan Kiska
1244 Lampman Crescent, Ottawa, Ontario K2C 1P8
mobile: 613-723-0010 jk@johnkiska.com

Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Wade Smith
700-116 Lisgar Street, Ottawa, Ontario K2P 0C2
phone: 613-237-3444 wsmith@bellbaker.com

Respondent(s)

Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Deirdre Moore
7 Vanson Avenue, Ottawa, Ontario K2E 6A9
mobile: 613-791-1451 deirdre@cceh.ca

Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

JUL 13 2017

DÉPÔT À LA COUR
SUPERIEURE DE JUSTICE D'OTTAWA

My name is (full legal name) Deirdre Ann Moore

I live in (municipality & province) City of Ottawa, Ontario

and I swear/affirm that the following is true:

Set out the statements of fact in consecutively numbered paragraphs. Where possible, each numbered paragraph should consist of one complete sentence and be limited to a particular statement of fact. If you learned a fact from someone else, you must give that person's name and state that you believe that fact to be true.

1. Since March 2017, I have been trying to amend the answer that was prepared by previous legal counsel who lacked a complete understanding of the marital stress that I have endured—in part, because they were forced to hastily respond to a bogus emergency custody Application (which stated that I suffered from bi-polar disorder) issued by my husband in November 2015.

2. The initial answer:

- Did not give due regard to my husband's damaging testimony (that was relied upon by physicians) that I did not discover until September 2015.
- Did not consider the impact of other false information found in my medical file that was not discovered until February 2017.
- Did not consider the Children's Aid Society note that I did not discover until March 2017. (It recounts my son's reaction to my husband's verbal assault. (see exhibit A))
- Did not consider my husband's statements to the Ottawa Police that I discovered on June 29, 2017. (It states that my husband told police that I had been diagnosed with schizo-affective disorder and therefore my claims of sexual assault were deemed "frivolous". (see exhibit B))

3. In March 2017 I was diagnosed with Brief Psychotic Disorder with marked stressors—which is NOT a mood disorder.

4. When I asked the Family Law Information Centre (FLIC) about how to amend an answer that would have massive changes—including, among other things, an Order for the awarding of compensation for damages from the intentional infliction of mental suffering and emotional distress—they advised me to seek the Court's permission. I did this in March 2017, however, I erred in my presentation. Instead of seeking permission to amend the Orders and correct the history, I asked for permission to include evidence and so the motion was denied.

5. The ability for me to add the new Orders relies on, in part, Section 21.9 of the Courts of Justice Act that grants a Family Court jurisdiction, with leave of the judge, to hear and adjudicate upon related matters. Thus, damages under the tort of intentional infliction of mental suffering and emotional distress can be awarded. This was discussed during the Settlement Conference held on June 28, 2017.

6. On July 6, 2017, not only did Mr. Smith refuse to provide consent to my amended answer, he also stated that he required a regular motion in order to present one hour of case law in order to, I submit, refuse consent.

7. On July 6, 2017, FLIC advised me that in order to change my amended answer I should initiate another procedural motion that asks (not for permission to provide evidence) for permission to add new Orders and improve the history of facts.

Put a line through any blank space left on this page.

Sworn/Affirmed before me at City of Ottawa
municipality

in Ontario
province, state, or country

on July 7 2017 Shirley Lord
date Commissioner for taking affidavits
(Type or print name below if signature is illegible.)

Zeidler Mon
Signature
(This form is to be signed in front of a
lawyer, justice of the peace, notary public
or commissioner for taking affidavits.)

Excerpt from CAS file
that was apparently
Case Notes / Notes évolutives ignored.



The Children's Aid Society of Ottawa
La Société de l'aide à l'enfance d'Ottawa

2013-001-CAS-005

005

Page

Case # / # du dossier

Case Surname / Surnom

Deidre

Given Name / Prénom

Recording for / Notes au dossier

Deidre

Complete within 24 hours of contact / Rédiger dans les 24 heures du contact

Adoption ☐ Family Services & Child Protection / Services aux familles et protection ☒ Foster Care Services / Services aux familles d'accueil ☐
Outside Placement Resources / Placement externes ☐ Support Services / Services d'appui aux familles ☐

Reason for Contact & Information Discussed / Raison du contact et propos discutés

Date & time / Jour & Heure
D/M/Y J/M/A

Brief Comment / Brève commentaires

Sign after each contact
Signez après chaque contact

March 6/13

Affidavit of Deidre Moore

900am

sworn before me at the City of Ottawa, this

7 day of July, 2013

TCT - Donna Gates

Re: Sean Kiska

- Sean on Monday morning - he had none of his stuff with them. Very unusual for him.
- Parents had a big fight over the weekend.
- Daddy hit mommy that's why she is in the hospital. Really loud screaming; hiding in room; he wasn't answering withdrawn; very emotional; CAS went to have a home visit.
- Jonathan spoke w Principal & Vice-Principal about over the weekend. Mom hit by dad.
- Very quickly out of control.
- Usually only dealing w Mom; Dad does come for some meetings. Dad is intimidating; very aggressive. Mom always



OTTAWA POLICE SERVICE
GENERAL OCCURRENCE HARDCOPY

GO# 2015-261835

This Exhibit 'B' referred to in the
Affidavit of Dendree Moore SEX ASSAULT ANAL INTERCOURSE

sworn before me at the City of Ottawa, this
.....7..... day of July....., 20 17.....

Shirley Gidd
A Commissioner for taking affidavits

Narrative: INVESTIGATIVE ACTION - 5

Det Paradis

Author: **1553 PARADIS, SEBASTIEN E.**

Related date/time: **Thursday, 2015-Oct-15 19:24**

On ~~June~~^{OCT} 14, 2015, I DET PARADIS # 1553 reviewed this file as assigned through workflow.

At approx 1925hrs, I contacted the compl --John KISKA, 29 sep 60--. I advised him that I was the lead investigator of this file and provided my contact info. I explained to him that all Partner Assault files are investigated as soon as possible with the level of risk to the victim setting the priority. I advised him to call 911 or the non-emergency line should any new incidents arise. I offered her VCU but he declined. I then provided him with MHU's extension and referred him to the Mobile crisis Line for information about Mental Health.

I advised Mr KISKA that I had been made aware through investigation that Mrs MOORE had voluntarily admitted herself to the Civic Hospital on the 12 Oct 15 and he replied that she had indeed attended voluntarily the Civic but after hearing her story, the psychiatrist had formed MOORE. KISKA further added that MOORE had decided to extend her stay at the hospital voluntarily and was now on medication. She as been diagnosed with Schizo-affective disorder but further assessment are needed to confirm the initial diagnostic.

I have reviewed file 15-257822 and 15-259469 and obviously MOORE's actions are driven by mental illness. I will now be closing this file as the allegations made by MOORE appear to be unfounded and frivolous in nature.

No further action in this file by this office at this time.

end
S PARADIS
1553 det
PAU

*** CONFIDENTIAL ***



OTTAWA POLICE SERVICE
GENERAL OCCURRENCE HARDCOPY

GO# 2015-261835

SEX ASSAULT ANAL INTERCOURSE

Narrative: MCM TRACKING (MCM USE ONLY) - 1

Major Case Management Tracking Sheet (Non-disclosure)

Author: **992 RENON, CYNTHIA M.**

Related date/time: **Friday, 2015-Oct-16 13:13**

Major Case Management Tracking Sheet (Non-disclosure)

The Major Case Management Unit has reviewed this case in order to determine if the case meets the definition of a Major Case according to the Ontario Major Case Management Manual.

Major Cases will be transferred into the software approved by the Minister of Community Safety and Correctional Services (Powercase) as defined in Ontario Regulation 354/04.

PLEASE NOTE: ** Always route this case in RMS **when any new information is added or changed. **Conclude working drafts within 30 days**

MCM Tracking Notes:

Review Date and cadre: Oct 16/2015

992

Classification: Not criteria

Data Requirements:

Notes:

Indexer Assigned:

Case Mgr Notified (Threshold):

Reclassification Notes:

MCM Actions:

Date:

Action:

(Close, Add to Powercase, update new docs, Index, turn off triggers.)

*** CONFIDENTIAL ***