

## Deirdre Moore

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**From:** Wade Smith <WSmith@bellbaker.com>  
**Sent:** Friday, July 7, 2017 10:27 AM  
**To:** Deirdre Moore (Deirdre@cceh.ca)  
**Cc:** John Kiska (jonathankiska@gmail.com); Damien Fannon  
**Subject:** Proposed motion

This will confirm receipt of the motion record served today.

I am leaving on vacation and am not available July 13, 2017. You did not canvass my availability in advance.

As I have advised you, this matter will be opposed and case law needs to be presented. This is not a procedural motion.

If I have to prepare a responding affidavit, and brief alternate counsel to attend on the motion, this will result in substantial legal costs. We will ask the presiding Judge or Master to award costs in the sum of \$3,000.00, plus HST.

This email will be used with respect to the issue of legal costs.

Please confirm your position by way of reply email.

Wade L. Smith  
Bell Baker LLP  
700-116 Lisgar Street  
Ottawa, Ontario  
K1P 0C2  
613-237-3448 (324)

This Exhibit ' D ' referred to in the  
Affidavit of ... Deirdre Moore ...  
sworn before me at the City of Ottawa, this  
... 1<sup>st</sup> ... day of ... July ..., 20...17...  
[Signature]  
A Commissioner for taking affidavits