

VANCOUVER
OCT 31 2022
COURT OF APPEAL
REGISTRY

CA47399
Vancouver Registry

COURT OF APPEAL

ON APPEAL FROM THE SUPREME COURT OF BRITISH COLUMBIA FROM THE JUDGMENT OF THE HONOURABLE JUSTICE TAMMEN PRONOUNCED THE 13TH DAY OF APRIL 2021 AND FROM THE SENTENCE PRONOUNCED THE 16TH DAY OF APRIL 2021 AT VANCOUVER, BRITISH COLUMBIA

BETWEEN:

REX

RESPONDENT

AND:

C.D.

APPELLANT

(INDEXED AS: E190334 A.B. AND C.D. AND E.F. 31563)

Bans on Publications

The publication bans made to date in the B.C. Supreme Court Registry file E-190334 apply, including:

A Ban on publication, broadcast or transmission of by any person of any information that could disclose the identify of A.B. (the child), C.D. (the father), or E.F. (the mother). For greater clarity, broadcast or transmission includes re-broadcast, re-transmission, or republishing on any paper, digital, electronic or other means of publication. For further clarity, broadcast includes the second definition in the Oxford Concise Dictionary: "make known to many people" (Justice Bowden's order of February 27,2019 as amended by Tammen J. February 21,2020 in E190334)

Ban on publication by C.D. and Jenn Smith from publishing information relating to A.B.'s gender identity, physical and mental health, medical status or treatments and information that could identify the names of the parties referred to as A.B., C.D., E.F., G.H., I.J., K.L., M.N., O.P., Q.R. S.T., U.V., and W.X. including prohibiting C.D. and Jenn Smith from repeating or otherwise making such information known in any forum, including in writing, or ally, by any electronic medium, by telephone, or in person, in relation to these proceedings (Justice Tammen's order of February 12, 2020 as amended February 21,2020, with the respondent understands, a limited exception carved out for Jenn Smith by way of March 10,2020 order)

**RESPONDENT'S MEMORANDUM AND MATERIALS
ON BAIL RENEWAL APPLICATION**

Appellant, C.D.

C.D.
6039-192 Street
Surrey, BC V3S 7T8

Counsel for the Respondent on Appeal:

Margaret A. Mereigh
Criminal Appeals & Special Prosecutions
6th Floor, 865 Hornby Street
Vancouver, BC V6Z 2G3
Tel: (604) 660-1130
Email: Margaret.mereigh@gov.bc.ca

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RESPONDENT'S MEMORANDUM ON BAIL RENEWAL APPLICATION

Appellant:

**C.D.
6039-192 Street
Surrey, BC V3S 7T8
(PHONE)**

Counsel for the Respondent:

**Margaret A. Mereigh
Ministry of Attorney General, CASP
6th Floor, 865 Hornby Street
Vancouver, BC V6Z 2G3
Tel: (604) 660-1130
Email: Margaret.mereigh@gov.bc.ca**

Memorandum on Bail Renewal Application

A. Respondent's Position on Appellant's Bail Renewal Application

1. The respondent takes the position that the appellant's application for a new order of release is a *de novo* application. The BC Court of Appeal Release Order of October 21, 2021 expires on November 1, 2022. The appellant applies for a new order of release on the same conditions pending the hearing of his appeal. However, the appellant's conduct and his voluntary participation with Arthur Schaper and the American based organization, *Mass Resistance* continue to challenge the privacy interests of the child, AB. The respondent says the appellant's release ought to be released on stricter conditions with an increased cash deposit. The respondent asks that all bail materials be sealed.

B. The Argument

2. The appellant has filed a Notice of Appeal (April 21, 2021) and two amended Notices of Appeal (April 27, 2021 & October 15, 2021). The key ground of appeal is a claim of ineffective assistance of counsel against CD's former lawyer, Carey Linde.

3. Since April of 2021, the appellant has been on bail conditions in pursuit of his conviction appeal in the BC Court of Appeal. On October 21, 2021, the appellant was released on his second BC Court of Appeal Release order. It is this order which expires on November 1, 2022. *October 21, 2021 Release Order*

4. The appellant's conviction appeal is scheduled for a one day hearing on February 9, 2023 in the BC Court of Appeal.

5. In a Case Management Conference on August 24, 2022, Madam Justice Stromberg-Stein granted Mr. Vincent Larochelle's application to be removed as counsel of record. Mr. Larochelle provided to CD the near completed appellant's factum. This factum was filed in the BC Court of Appeal Registry on August 29, 2022.

6. On October 26, 2022, Detective Brock of the Vancouver Police Department submitted a Report to Crown Counsel for possible breaches of the CD's October 21, 2021 Release Order. *RTC of Det. Brock; Affidavit of Christie Lusk*

7. The content of the video interview between the appellant and Arthur Schaper posted on December 8, 2021 on the *Mass Resistance* website includes the following:

- The appellant and Mr. Schaper speak of the appellant's March 2021 remand in custody being "8 months ago". Mr. Schaper says he will post the interview on the *Mass Resistance* website soon. This suggests the interview between CD and Mr. Schaper occurred in November or December of 2021, weeks after the BC Court of Appeal Release Order.
- Condition "h" of the October 21, 2021 Release Order states, "The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information that could disclose the identity of A.B., his father..."

And Condition "j" states "The APPELLANT shall not, directly or indirectly through a third party, publish broadcast or transmit any information or provide documentation information that could identify the parties referred to in this proceedings as A.B., C.D... including by repeating or otherwise making such information known in any forum, including in writing, orally, by any electronic medium, by telephone, or in person, in relation to these proceedings.

The video interview is posted on the *Mass Resistance* website with links to past articles, interviews and photographs – including photographs of AB.

The caption above the video identifies the appellant by his last name.

In a *Note* below the video, the appellant is identified as "the father", his full legal name and as CD. Also in the *Note* is the following statement:

In the interview (above), he was careful to abide by all of the court's restrictions. All media in Canada are also ordered to comply with that. But Mass Resistance – based in the United States – is not subject to those orders.

- Condition "i" of the October 21, 2021 Release Order states, "*The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast or transmit information or provide documentation relating to AB's gender identity....*" and restricts such communications to legal counsel, medical professionals engaged in the care of AB or CD, persons authorized by AB or by a court order.

In the video, the appellant speaks of his child wanting to transition from a girl to a boy. He identifies his child as "AB".

- Condition “k” of the October 21, 2021 Release Order states, “*The APPELLANT shall not post online, on Facebook, GoGetFunding, or any other online forum, in a manner that may identify him as the father in A.B. and C.D.(the civil proceedings) or related legal proceedings including this appeal.*”

During interview, both the appellant and Mr. Schaper reference an online GoGetFunding page for the appellant to raise funds for his BC Court of Appeal hearing. Mr. Schaper asked the appellant “how is your daughter referenced?” and the appellant stated “AB”. Throughout the video interview, CD identifies himself as the father of AB.

The still active GoGetFunding link below states the following:

<https://gogetfunding.com/bc-father-fighting-medical-transitioning-of-children/>

Bail extended for another year!

Update posted by [CD](#)

“CD” will not have to return to jail [until November 1, 2022](#). He currently owes the province of British Columbia 4 more months of jail time and \$30,000. He was convicted of “Contempt of Court” for speaking out and telling his story of what happened with his child who identifies as transgender. “CD” spoke when the Court had put a publication ban on the court case.

“CD” is in the process of appealing his conviction and taking his case to the highest court of British Columbia – the B.C. Court of Appeal.

CD needs to raise another \$25,000 in order to complete his appeal case. He has hired a top-notch criminal attorney, Vincent LaRoche, and together they will challenge the very dangerous precedent that has been set. We must not allow the Courts to sentence parents to prison for attempting to exercise their Parental Rights. It is only by winning this Appeal that all other parents will be spared the same horrendous fate.

Please support “CD” – a parent with no face and no name – whom the Courts have dehumanized and silenced.

C. The Proposed Terms of Release

8. The respondent proposes the appellant be released on a \$10,000 cash deposit on the following terms:

CONDITIONS OF RELEASE

- (a) The APPELLANT shall keep the peace and be of good behaviour.
- (b) The APPELLANT shall reside at 6039-192 Street, Surrey, British Columbia and shall not change his residence without the prior permission of a justice of this Court.

- (c) The APPELLANT shall report within 24 hours in person and thereafter once per month in person to a bail supervisor in Surrey, British Columbia.
- (d) The APPELLANT shall maintain employment with Canada Post and if the APPELLANT changes his employment, notify the court immediately. .
- (e) The APPELLANT shall remain within the province of British Columbia unless the APPELLANT obtains the prior permission of a justice of this Court.
- (f) The APPELLANT shall within two business days of the APPELLANT's release from custody, attend at the Royal Canadian Mounted Police Detachment, 15299 Pacific Ave, White Rock, BC and surrender all his travel documents, including any passport(s), Nexus card(s), or travel visas, to a peace officer, and must not obtain or possess any travel document thereafter.
- (g) The APPELLANT shall diligently pursue his appeal.
- (h) The APPELLANT shall abide by the Orders with respect to publication that have been made in civil proceedings in the Supreme Court of British Columbia in action number E190334.
- (i) The APPELLANT acknowledges and refers to AB as male and employ male pronouns, both generally and with respect to any matters arising in these proceedings;
- (j) The APPELLANT shall not; directly or indirectly through a third party, publish, broadcast, or transmit any information that could disclose the identity of A.B., his father, or his mother. For greater clarity, broadcast or transmission includes re-broadcast, re-transmission, or republishing on any paper, digital, electronic, or other means of publication. For further clarity, broadcast includes the second definition in the Oxford Concise Dictionary: "make known to many people";
- (k) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast or transmit information or provide documentation relating to AB's gender identity, physical and mental health, medical status or treatments, other than with:
 - (1) counsel retained on this appeal, if any;
 - (2) retained legal counsel for AB or EF;
 - (3) medical professionals engaged in AB's care or CD's care;
 - (4) any other person authorized by AB's written consent; or
 - (5) any other person authorized by court order.

This paragraph does not restrict the APPELLANT'S right to express his opinion in private communications with family, close friends and close advisors provided:

(1) none of these individuals is part of or connected with the media or any public forum, and

(2) the APPELLANT obtains assurances from those with whom he shares information or views that they will not share that information with others.

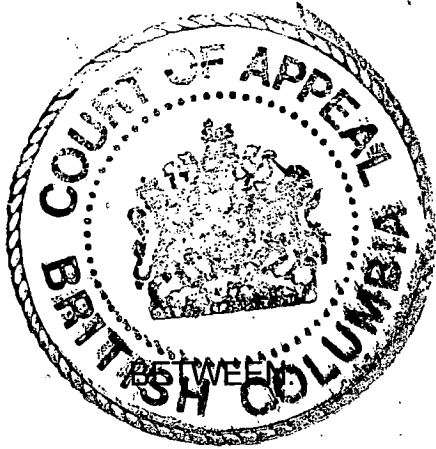
- (l) The APPELLANT shall not, directly or indirectly through a third party, publish broadcast or transmit any information or provide documentation information that could identify the parties referred to in this proceedings as A.B., C.D., E.F., G.H., I.J., K.L., M.N., O.P., Q.R., S.T., U.V., and W.X., including by repeating or otherwise making such information known in any forum, including in writing, orally, by any electronic medium, by telephone, or in person, in relation to these proceedings.
- (m) The APPELLANT shall not post online, on Facebook, GoGetFunding, or any other online forum, in a manner that may identify him as the father in A.B. and C.D.(the civil proceedings) or related legal proceedings including this appeal.
- (n) As a condition precedent to the hearing of his conviction appeal, the APPELLANT arrange the removal of his video interview posted on the *Mass Resistance* website on December 8, 2021 along with the links to past articles, interviews and photographs, particularly photographs of AB.
- (o) The APPELLANT shall surrender to the Sheriff's office at the Law Courts at 800 Smithe Street, Vancouver B.C. by 9:00 am on Thursday, February 9, 2023, the date set for the hearing of the conviction appeal.

ALL OF WHICH IS RESPECTFULLY SUBMITTED.



October 31, 2022
Vancouver, B.C.

Margaret A. Mereigh
Counsel for the Respondent



Court of Appeal File Nos. CA45940; CA46229

COURT OF APPEAL

CA45940

A.B.

Respondent
(Claimant)

AND:

C.D.

Appellant
(Respondent)

AND:

E.F.

Respondent
(Respondent)

AND:

Attorney General of British Columbia,
pursuant to s. 204 of the *Family Law Act*, S.B.C. 2011, c. 25

Respondent

AND:

Provincial Health Services Authority (B.C. Children's Hospital),
Justice Centre for Constitutional Freedoms, Association for Reformed Political
Action Canada, Canadian Professional Association for Transgender Health,
West Coast Leaf Association, and Egale Canada Human Rights Trust

Intervenors

COURT OF APPEAL

CA46229

Between:

C.D.

Appellant
(Claimant)

And

Provincial Health Services Authority (B.C. Children's Hospital), E.F., G.H., I.J.,
British Columbia Ministry of Education, Delta School District, and A.B.Respondents
(Respondents)**ORDER**

BEFORE:

The Honourable Chief Justice Bauman
The Honourable Mr. Justice Groberman
The Honourable Madam Justice Fisher

Vancouver, British Columbia, September 3-5, 2019

Reasons to follow being released on January 10, 2020

THE APPEAL from the order of Mr. Justice Bowden of the Supreme Court of British Columbia, dated February 27, 2019 (*A.B. v. C.D. and E.F.*, 2019 BCSC 254, Vancouver Docket E190334); and from the order of Madam Justice Marzari of the Supreme Court of British Columbia, dated April 15, 2019 (*A.B. v. C.D. and E.F.*, 2019 BCSC 604, Vancouver Docket E190334); and from the order of Mr. Justice McEwan of the Supreme Court of British Columbia, dated July 4, 2019 (*C.D. v. Provincial Health Services Authority (B.C. Children's Hospital)*, Vancouver Docket E191371); AND ON HEARING C. Linde and H. J. Dunton, counsel for the Appellant, C.D.; b. findlay Q.C., C.E. Hunter, Q.C., K. Scorer and S. Chaster, counsel for the Respondent A.B.; J. Wahid and J. R. Lithwick, counsel for the Respondent E.F.; R. J. Danay and R. V. A. Doerksen, counsel for the Respondents, Attorney General of British Columbia and British Columbia Ministry of Education; M. M. Skorah, Q.C. and S. L. Hamilton, counsel for the Intervenor, Provincial Health Services Authority (B.C. Children's Hospital); J. Cameron, counsel for the Intervenor, Justice Centre for Constitutional Freedoms; G. Trotter and J. Sikkema, counsel for the Intervenor Association for Reformed Political

Action Canada; P.R. Senkpiel and J.K. Lockhart, counsel for the Intervenor, Canadian Professional Association for Transgender Health; C. J. Wong and R. Mangat, counsel for the Intervenor, West Coast Leaf Association; D. Klaudt, J. Klinck and J. Sealy-Harrington, counsel for the Intervenor, Egale Canada Human Rights Trust; M. M. Skorah, Q.C. and S. L. Hamilton, counsel for the Respondents, Provincial Health Services Authority (B.C. Children's Hospital) and I.J. ; D. H. Liu, counsel for the Respondent, G.H.; and N.C. Toye, counsel for the Respondent, Delta School District;

AND ON READING the materials filed herein; AND ON JUDGMENT BEING PRONOUNCED ON THIS DATE;

THIS COURT ORDERS that the appeal from the decisions of Mr. Justice Bowden and Madam Justice Marzari are allowed in part and the appeal of the order of Mr. Justice McEwan is dismissed;

AND THIS COURT FURTHER ORDERS that the application of A.B. and E.F. to have this Court decline to hear the appeal is dismissed;

AND THIS COURT FURTHER ORDERS that the application of C.D. to admit fresh or new evidence on the appeal is dismissed;

AND THIS COURT FURTHER ORDERS that the declarations made in paragraphs 1(a) to 1(c) and paragraph 2(a) and 2(c) of the Order of Mr. Justice Bowden dated February 27, 2019 are set aside;

AND THIS COURT FURTHER ORDERS that paragraphs 1(a) and 2(a) of the Order of Mr. Justice Bowden dated February 27, 2019 are substituted with the following declaration:

With respect to the gender transition treatment being testosterone treatment for gender dysphoria proposed for A.B. (and already begun), this Court declares that:

- i. s. 17 of the *Infants Act* has been complied with,
- ii. A.B.'s consent to that treatment is valid, and
- iii. no further consent from either parent is required with respect to that treatment;

AND THIS COURT FURTHER ORDERS that paragraph 1(b) and 1(c) of the Order of Mr. Justice Bowden dated February 27, 2019, is substituted with the following conduct order under s. 227(c) of the *Family Law Act*, that:

- a. C.D. acknowledge and refer to A.B. as male and employ male pronouns, both generally and with respect to any matters arising in these proceedings, and
- b. C.D. identify A.B. by the name he has chosen, both generally and with respect to matters arising in these proceedings;

AND THIS COURT FURTHER ORDERS that in place of paragraph 2(b) of the Order of Mr. Justice Bowden dated February 27, 2019, this court orders that further to section 201(2)(b) of the *Family Law Act*, A.B. is permitted to bring this application under the *Family Law Act* and to bring or defend any further or future proceedings concerning his gender identity;

AND THIS COURT FURTHER ORDERS that the protection orders of Madam Justice Marzari dated April 15, 2019 are set aside;

AND THIS COURT FURTHER ORDERS that in place of the Order of Madam Justice Marzari dated April 15, 2019, this court substitutes the following conduct order under s. 227(c) of the *Family Law Act*, that:

C.D. shall not, directly or indirectly through a third party, publish information or provide documentation relating to A.B.'s gender identity, physical and mental health, medical status or treatments, other than with:

- i. his retained legal counsel,
- ii. retained legal counsel for A.B. or E.F.,
- iii. medical professionals engaged in A.B.'s care or C.D.'s care,
- iv. any other person authorized by A.B.'s written consent, and
- v. any other person authorized by court order;

AND THIS COURT FURTHER ORDERS that the conduct order set out in the preceding paragraph does not restrict C.D.'s right to express his opinion in his private communications with family, close friends and close advisors, provided:

- a. none of these individuals is part of or connected with the media or any public forum, and
- b. C.D. obtain assurances from those with whom he shares information or views that they will not share that information with others;

AND THIS COURT FURTHER ORDERS that C.D. is not prohibited from expressing his opinion to AB about AB's choice to continue with gender transition treatment;

AND THIS COURT FURTHER ORDERS that the conduct orders set out above shall be effective for a one-year term commencing from April 15, 2019, subject to any extension on application to the British Columbia Supreme Court;

AND THIS COURT FURTHER ORDERS that the appeal of the order of Mr. Justice McEwan dated July 4, 2019 is dismissed;

AND THIS COURT FURTHER ORDERS that the respondent A.B. is awarded his costs of the appeals of the order of Mr. Justice Bowden, the order of Madam Justice Marzari, and the order of Mr. Justice McEwan from C.D. promptly after assessment.

APPROVED AS TO FORM:

BY THE COURT

AGBL

Deputy Registrar

McL...

*Settled
before the
Registrar
2 April 2020*
[Signature]

ENTERED
APR 22 2020
VANCOUVER REGISTRY
VOL 360 FOL 78

VANCOUVER
APR 28 2021
COURT OF APPEAL
REGISTRY

Affidavit #1 of Robert Hoogland
April 27, 2021

Court of Appeal No.: CA - 47399
Lower Court Registry Number: E190334
Lower Court Registry Location: Vancouver

BETWEEN:

QUINN HOOGLAND, formerly known as Celeste Hoogland

Respondent/Claimant

AND:

ROBERT HOOGLAND

Appellant/Respondent

AND:

KELLY HOOGLAND

Respondent/Respondent

COURT OF APPEAL

Criminal Court Registry Number: 31563
Criminal Court Registry Location: Vancouver

REGINA

Respondent

vs.

ROBERT HOOGLAND

Appellant

AFFIDAVIT IN SUPPORT OF APPLICATION FOR INTERIM RELEASE

I, Robert Hoogland, of 6039–192 Street in the City of Surrey, British Columbia, MAKE OATH AND SAY AS FOLLOWS:

1. I am the applicant/appellant in this judicial interim release application.
2. I have direct knowledge of the information deposed to in this Affidavit, except where stated to be on information and belief, which information I believe to be true.

Statements made pursuant to s.19(2) of the Criminal Appeal Rules, 1986

3. I was born November 16, 1973. I am 47 years old and have lived in the Vancouver Metropolitan Area for my whole life except approximately 6 years in the 1990s.
4. In the time leading up to my arrest, I was living in Surrey, in my residence of 6039-192 Street, Surrey, British Columbia, V3S 7T8.
5. I had been living in this residence for approximately 18 months, since September of 2019. I have continued to pay rent for this residence since my arrest.
6. From approximately September 2016 until September 2019, I resided at 116A Street, Delta, British Columbia.
7. If I am released, I intend to continue residing at my residence of 6039-192 Street, Surrey, British Columbia.
8. Prior to my conviction, I was employed full time with Canada Post as a letter carrier. My place of employment is in Whiterock, B.C.
9. If released by this Court, my plan is to continue to work as a mailman for Post Canada.
10. If this Court requires a surety, my parents William and Grace Hoogland (Address: #4 – 4356 Beach Avenue, Peachland, British Columbia, V0H 1X6) would be willing to act as my sureties. However, were I to take up residence with my parents, I would most likely be unable to continue my employment with Post Canada. Another possibility is my brother Raymond Hoogland, who lives in Abbotsford, B.C.
11. I have not been charged with nor found guilty of any criminal offences other than the one under appeal.

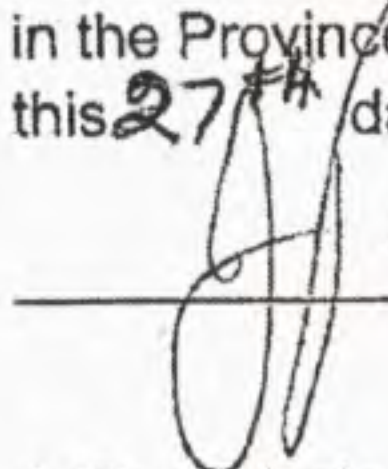
Statements made in support of application

12. I was arrested for the offence of criminal contempt of court on March 16, 2021.

That was my first time in a jail.

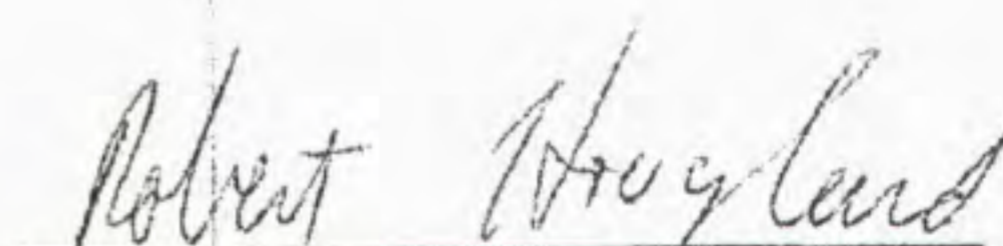
13. The lawyer representing me for this charge was a family lawyer with no experience in criminal law, but offering *pro bono* services to me.
14. I have been in custody since the date of my arrest.
15. On April 6, 2021, my counsel, Carey Linde, received an offer for resolution from the Crown. I was offered to plead guilty in exchange for a sentence of 45 days of time served in custody and 18 months probation. Crown advised I could choose to join on its sentencing proposal or seek a lower sentence.
16. I instructed Mr. Linde to accept this proposal and agree the Crown's sentencing position, as I had already served the jail time and had nothing to lose.
17. During my sentencing, I took the stand to explain my offending conduct and provide answers to various questions. The presiding judge asked me more questions than both the lawyers combined. I felt belittled and scolded by the judge.
18. I was further astonished that the presiding judge yelled at my lawyer and refused to accept that I had entered my guilty plea on the understanding of a joint submission despite my explanations providing during the sentencing hearing to the judge that both my instructions and my intention were to accept a joint submission.
19. My current counsel on this appeal has explained to me that the breach of a release order is an offence under the *Criminal Code of Canada*, and that any breach would most likely lead to my reincarceration pending the determination of my appeal, as well as additional criminal charges being laid against me.
20. I have no intention of breaching any of the court orders currently in effect, nor of any order made by this Court imposing conditions upon my release.
21. I make this Affidavit for no improper purpose.

SWORN BEFORE ME at Port Coquitlam)
in the Province of British Columbia)
this 27th day of April, 2021.)



ADW POLONIO)

A Commissioner for taking Affidavits
In the Province of British Columbia



Robert Hoogland

BETWEEN:

QUINN HOOGLAND, formerly known as Celeste Hoogland

Respondent/Claimant

AND:

ROBERT HOOGLAND

Appellant/Respondent

AND:

KELLY HOOGLAND

Respondent/Respondent

COURT OF APPEAL

Criminal Court Registry Number: 31563
Criminal Court Registry Location: Vancouver

REGINA

Respondent

vs.

ROBERT HOOGLAND

Appellant

AFFIDAVIT

COURT OF APPEAL
RELEASE ORDER

Regina

Respondent

vs.

Robert Hoogland

Appellant

BEFORE THE HONOURABLE

Friday, the 30th day

MR. JUSTICE WILLCOCK

of April, 2021

'IN CHAMBERS'

IT IS ORDERED that the appellant, unless he is detained for some cause other than the said sentence, be released from custody pending the determination of his appeal as aforesaid upon the appellant entering into a release order with a promise to pay \$1,000.00, without sureties or deposit.

with the conditions that follow

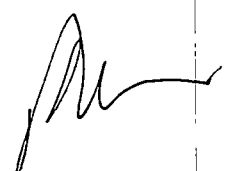
Before a Justice of the Peace at the Courthouse, 800 Smithe Street, Vancouver, British Columbia

Without depositing any money or other valuable security with a Justice of the Peace.



CONDITIONS OF RELEASE ORDER

- (a) The APPELLANT shall keep the peace and be of good behaviour.
- (b) The APPELLANT shall reside at 6039-192 Street, Surrey, British Columbia and shall not change his residence without the prior permission of a justice of this Court.
- (c) The APPELLANT shall maintain employment with Canada Post. and if the APPELLANT changes his employment, notify the court immediately.
- (d) The APPELLANT shall remain within the province of British Columbia unless the APPELLANT obtains the prior permission of a justice of this Court.
- (e) The APPELLANT shall within two business days of the APPELLANT's release from custody, attend at the Royal Canadian Mounted Police Detachment, 15299 Pacific Ave, White Rock, BC and surrender all his travel documents, including any passport(s), Nexus card(s), or travel visas, to a peace officer, and must not obtain or possess any travel document thereafter.
- (f) The APPELLANT shall diligently pursue his appeal.
- (g) The APPELLANT shall abide by the Orders with respect to publication that have been made in civil proceedings in the Supreme Court of British Columbia in action number E190334.
- (h) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information that could disclose the identity of A.B., his father, or his mother. For greater clarity, broadcast or transmission includes re-broadcast, re-transmission, or republishing on any paper, digital, electronic, or other means of publication. For further clarity, broadcast includes the second definition in the Oxford Concise Dictionary: "make known to many people";
- (i) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast or transmit information or provide documentation relating to AB's gender identity, physical and mental health, medical status or treatments, other than with: (1) counsel retained on this appeal; (2) retained legal counsel for AB or EF; (3) medical professionals engaged in AB's care or CD's care; (4) any other person authorized by AB's written consent; or (5) any other person authorized by court order.
- (j) The APPELLANT shall not, directly or indirectly through a third party, publish broadcast or transmit any information or provide documentation information that could identify the parties referred to in this proceedings as A.B., C.D., E.F., G.H., I.J., K.L., M.N., O.P., Q.R., S.T., U.V., and W.X., including by repeating or otherwise making such information known in any forum, including in writing, orally, by any electronic medium, by telephone, or in person, in relation to these proceedings.



- (k) The APPELLANT shall not post online, on Facebook, GoGetFunding, or any other online forum, in a manner that may identify him as the father in A.B. and C.D.(the civil proceedings) or related legal proceedings including this appeal.
- (l) The APPELLANT shall surrender to the Sheriff's office at the Law Courts at 800 Smithe Street, Vancouver B.C. by 9:00 am on Monday November 1, 2021 or on the date set for the hearing of his conviction appeal, whichever date first occurs.

Approved as to Form

"Christie Lusk"

Prosecutor

P. Wing J.A.

Court of Appeal File No. CA47399
Supreme Court File No. 31563
Police File #2020-128585
DOB: November 16, 1973



FORM 32

CONDITIONS OF RELEASE ORDER

CANADA: PROVINCE OF BRITISH COLUMBIA

Be it remembered that on this day the persons named in the following schedule personally came before me and severally acknowledged themselves to owe to Her Majesty the Queen the several amounts set opposite their respective names, namely,

<u>Name</u>	<u>Address</u>	<u>Amount</u>
HOOGLAND, Robert	6039-192 Street, Surrey, British Columbia	Promises to pay \$1,000.00 Without sureties or deposit

to be made and levied of their several goods and chattels, lands and tenements, respectively, to the use of Her Majesty the Queen, if the said Robert Hoogland falls in any of the conditions hereunder written.

Taken and acknowledged before me on the 30th day of April, 2021, at Vancouver, British Columbia.

R Hoogland
(Signature of appellant)

April 30, 2021
Date

[Signature]
(A Justice of the Peace in and for
the Province of British Columbia)

Whereas the said Robert Hoogland, herein after called the Appellant, is an appellant against his conviction (or against sentence) in respect of the following charge:

Count 1: Contempt of Court

Now, therefore, the conditions of this release order are that the appellant attends as required by the Court in order to be dealt with according to law;

And further, the Appellant shall comply with the following conditions:

- (a) The APPELLANT shall keep the peace and be of good behaviour.
- (b) The APPELLANT shall reside at 6039-192 Street, Surrey, British Columbia and not change his residence without the prior permission of a justice of this Court.
- (c) The APPELLANT shall maintain employment with Canada Post, and if the APPELLANT changes his employment, notify the court immediately.
- (d) The APPELLANT shall remain within the province of British Columbia unless the APPELLANT obtains the prior permission of a justice of this Court.
- (e) The APPELLANT shall within two business days of the APPELLANT's release from custody, attend at the Royal Canadian Mounted Police Detachment, 15299 Pacific Ave, White Rock, BC and surrender all his travel documents, including any passport(s), Nexus card(s), or travel visas, to a peace officer, and must not obtain or possess any travel document thereafter.
- (f) The APPELLANT shall diligently pursue his appeal.
- (g) The APPELLANT shall abide by the Orders with respect to publication that have been made in civil proceedings in the Supreme Court of British Columbia in action number E190334.
- (h) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information that could disclose the identity of A.B., his father, or his mother. For greater clarity, broadcast or transmission includes re-broadcast, re-transmission, or republishing on any paper, digital, electronic, or other means of publication. For further clarity, broadcast includes the second definition in the Oxford Concise Dictionary: "make known to many people";
- (i) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast or transmit information or provide documentation relating to AB's gender identity, physical and mental health, medical status or treatments, other than with: (1) counsel retained on this appeal; (2) retained legal counsel for AB or EF; (3) medical professionals engaged in AB's care or CD's care; (4) any other person authorized by AB's written consent; or (5) any other person authorized by court order.
- (j) The APPELLANT shall not, directly or indirectly through a third party, publish broadcast or transmit any information or provide documentation information that could identify the parties referred to in this proceedings as A.B., C.D., E.F., G.H., I.J., K.L., M.N., O.P., Q.R., S.T., U.V., and W.X., including by repeating or otherwise making such information known in any forum, including in writing, orally, by any electronic medium, by telephone, or in person, in relation to these proceedings.

- (k) The APPELLANT shall not post online, on Facebook, GoGetFunding, or any other online forum, in a manner that may identify him as the father in A.B. and C.D.(the civil proceedings) or related legal proceedings including this appeal.
- (l) **The APPELLANT shall surrender to the Sheriff's office at the Law Courts at 800 Smithe Street, Vancouver B.C. by 9:00 am on Monday November 1, 2021 or on the date set for the hearing of his conviction appeal, whatever date first occurs.**

NOTE

Section 763 and subsections 764 (1) to (3) of the *Criminal Code of Canada* state as follows:

"763. Where a person is bound by an order to appear before a court, justice or provincial court judge for any purpose and the session or sittings of that court or the proceedings are adjourned or an order is made changing the place of trial, that person and her sureties continue to be bound by the release order in like manner as if it has been entered into with relation to the resumed proceedings or the trial at the time and place at which the proceedings are ordered to be resumed or the trial is ordered to be held.

764. (1) Where an accused is bound by an order to appear for trial, her arraignment or conviction does not discharge the release order, but it continues to bind her and her sureties, if any, for her appearance until she is discharged or sentenced, as the case may be.

(2) Notwithstanding subsection (1), the Court, justice, or provincial court judge may commit an accused to prison or may require her to furnish new or additional sureties for her appearance until she is discharged or sentenced, as the case may be.

(3) The Sureties of an accused who is bound by an order to appear for trial are discharged if she is committed to prison pursuant to subsection (2)."

7. Whereas a warrant was issued under section 462.32 or a restraint order was made under 462.33 (3) of the *Criminal Code* in relation to any property (set out legal description) _____;

Now, therefore, the condition of this release order is that Robert Hoogland shall not do or cause anything to be done that would result, directly or indirectly, in the disappearance, dissipation or reduction in value of the property or otherwise affect the property so that all or a part thereof could not be subject to an order of forfeiture under section 462.37 or 462.38 of the *Criminal Code* or any other provision of the *Criminal Code* or any other Act of Parliament [462.34].

FORM 33
(Section 770)

Certificate of default to be endorsed on release order

I hereby certify that _____ has not appeared as required by this rerelease order and that by reason thereof the ends of justice have been (defeated or delayed, as the case may be).

The reason for the default is _____

The names and address of the principal and sureties are as follows: _____

Dated this _____ day of _____, A.D. _____, at Vancouver, British Columbia.

Judge, Justice, or a Judge of the
Provincial Court of British Columbia

VANCOUVER
OCT 15 2021
BETWEEN
COURT OF APPEAL
REGISTRY

Affidavit #2 of C.D.
October 15, 2021

A.B.

Respondent/Claimant

AND:

C.D.

Appellant/Respondent

AND:

E.F.

Respondent/Respondent

COURT OF APPEAL

Criminal Court Registry Number: 31563
Criminal Court Registry Location: Vancouver

REGINA

Respondent

vs.

C.D.

Appellant

AFFIDAVIT

Court of Appeal No.: CA - 47399

Lower Court Registry Number: E190334

Lower Court Registry Location: Vancouver

BETWEEN:

A.B.

Respondent/Claimant

AND:

C.D.

Appellant/Respondent

AND:

E.F.

Respondent/Respondent

COURT OF APPEAL

Criminal Court Registry Number: 31563

Criminal Court Registry Location: Vancouver

REGINA

Respondent

vs.

C.D.

Appellant

AFFIDAVIT IN SUPPORT OF APPLICATION FOR INTERIM RELEASE

I, [REDACTED] of [REDACTED] British Columbia, MAKE
OATH AND SAY AS FOLLOWS:

1. I am the applicant in this judicial interim release application.
2. I have direct knowledge of the information deposed to in this Affidavit, except where stated to be on information and belief, which information I believe to be true.
3. I was released on interim release by this Court on April 30, 2021. I have since abided by the terms of this release order.
4. I swore an affidavit on April 27, 2021 in support of my initial release application. The information contained in that affidavit remains true and accurate with the exception of paragraph 11.
5. This paragraph was in error. I have a prior conviction for assault dating from December 18, 2013. I received a conditional discharge for this offence.

SWORN BEFORE ME at)
in the Province of British Columbia)
this 15 day of October, 2021.)
)


A Commissioner for taking Affidavits
In the Province of British Columbia


[REDACTED]

THE LAW OFFICES OF CAREY LINDE
605 - 1080 HOWE STREET
VANCOUVER, B.C. V6Z 2T1
TEL: 684-7794

COURT OF APPEAL

RELEASE ORDER

Regina

Respondent

vs.

Robert HOOGLAND

Appellant

BEFORE THE HONOURABLE

Thursday, the 21st day

MADAM JUSTICE DEWITT-VAN OOSTEN

of October, 2021

'IN CHAMBERS'

IT IS ORDERED that the appellant, unless he is detained for some cause other than the said sentence, be released from custody pending the determination of his conviction appeal as aforesaid upon the appellant entering into a release order with a promise to pay \$1,000.00, without sureties or deposit.

with the conditions that follow

Before a Justice of the Peace at the Courthouse, 800 Smithe Street, Vancouver, British Columbia

Without depositing any money or other valuable security with a Justice of the Peace.

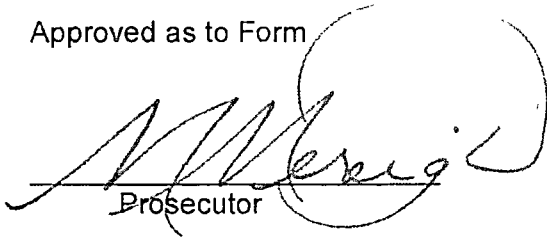
CONDITIONS OF RELEASE ORDER

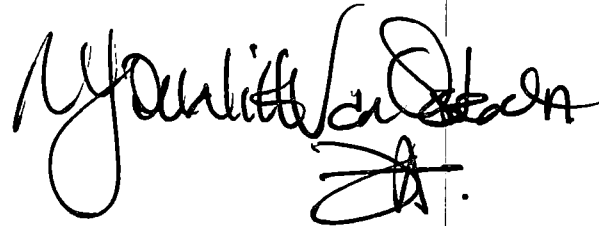
- (a) The APPELLANT shall keep the peace and be of good behaviour.
- (b) The APPELLANT shall reside at 6039-192 Street, Surrey, British Columbia and shall not change his residence without the prior permission of a justice of this Court.
- (c) The APPELLANT shall maintain employment with Canada Post, and if the APPELLANT changes his employment, notify the court immediately.
- (d) The APPELLANT shall remain within the province of British Columbia unless the APPELLANT obtains the prior permission of a justice of this Court.
- (e) The APPELLANT shall within two business days of the APPELLANT's release from custody, attend at the Royal Canadian Mounted Police Detachment, 15299 Pacific Ave, White Rock, BC and surrender all his travel documents, including any passport(s), Nexus card(s), or travel visas, to a peace officer, and must not obtain or possess any travel document thereafter.
- (f) The APPELLANT shall diligently pursue his appeal.
- (g) The APPELLANT shall abide by the Orders with respect to publication that have been made in civil proceedings in the Supreme Court of British Columbia in action number E190334.
- (h) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information that could disclose the identity of A.B., his father, or his mother. For greater clarity, broadcast or transmission includes re-broadcast, re-transmission, or republishing on any paper, digital, electronic, or other means of publication. For further clarity, broadcast includes the second definition in the Oxford Concise Dictionary: "make known to many people";
- (i) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast or transmit information or provide documentation relating to AB's gender identity, physical and mental health, medical status or treatments, other than with: (1) counsel retained on this appeal; (2) retained legal counsel for AB or EF; (3) medical professionals engaged in AB's care or CD's care; (4) any other person authorized by AB's written consent; or (5) any other person authorized by court order.
- (j) The APPELLANT shall not, directly or indirectly through a third party, publish broadcast or transmit any information or provide documentation information that could identify the parties referred to in this proceedings as A.B., C.D., E.F., G.H., I.J., K.L., M.N., O.P., Q.R., S.T., U.V., and W.X., including by repeating or otherwise making such information known in any forum, including in writing, orally, by any electronic medium, by telephone, or in person, in relation to these proceedings.

Court of Appeal File No. CA47399
Supreme Court File No. 31563
Police File #2020-128565
DOB: November 16, 1973

- (k) The APPELLANT shall not post online, on Facebook, GoGetFunding, or any other online forum, in a manner that may identify him as the father in A.B. and C.D.(the civil proceedings) or related legal proceedings including this appeal.
- (l) The APPELLANT shall surrender to the Sheriff's office at the Law Courts at 800 Smith Street, Vancouver B.C. by 9:00 am on Tuesday, November 1, 2022 or on the date set for the hearing of his conviction appeal, whichever date first occurs.

Approved as to Form


Prosecutor



Court of Appeal File No. CA47399
Supreme Court File No. 31563
Police File #2020-128565
DOB: November 16, 1973



COURT OF APPEAL

FORM 32

RELEASE ORDER OF BAIL

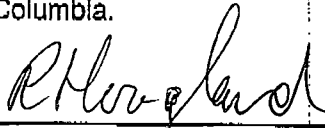
CANADA: PROVINCE OF BRITISH COLUMBIA

Be it remembered that on this day the persons named in the following schedule personally came before me and severally acknowledged themselves to owe to Her Majesty the Queen the several amounts set opposite their respective names, namely,

<u>Name</u>	<u>Address</u>	<u>Amount</u>
Robert HOOGLAND	6039-192 Street, Surrey, British Columbia	Promise to pay \$1,000.00 Without sureties or deposit

to be made and levied of their several goods and chattels, lands and tenements, respectively, to the use of Her Majesty the Queen, if the said **Robert HOOGLAND** fails in any of the conditions hereunder written.

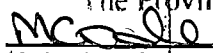
Taken and acknowledged before me on the 26th day of October, 2021, at Surrey, British Columbia.



(Signature of appellant)

October 26, 2021

Date

M. Code
Justice of the Peace in and for
The Province of British Columbia


(A Justice of the Peace in and for
the Province of British Columbia)

Whereas the said **Robert HOOGLAND**, herein after called the Appellant, is an appellant against his conviction in respect of the following charge;

Count 1: Contempt of Court

Now, therefore, the conditions of this release order are that the appellant attends as required by the Court in order to be dealt with according to law;

And further, the Appellant shall comply with the following conditions:

- (a) The APPELLANT shall keep the peace and be of good behaviour.
- (b) The APPELLANT shall reside at 6039-192 Street, Surrey, British Columbia and not change his residence without the prior permission of a justice of this Court.
- (c) The APPELLANT shall maintain employment with Canada Post, and if the APPELLANT changes his employment, notify the court immediately.
- (d) The APPELLANT shall remain within the province of British Columbia unless the APPELLANT obtains the prior permission of a justice of this Court.
- (e) The APPELLANT shall within two business days of the APPELLANT's release from custody, attend at the Royal Canadian Mounted Police Detachment, 15299 Pacific Ave, White Rock, BC and surrender all his travel documents, including any passport(s), Nexus card(s), or travel visas, to a peace officer, and must not obtain or possess any travel document thereafter.
- (f) The APPELLANT shall diligently pursue his appeal.
- (g) The APPELLANT shall abide by the Orders with respect to publication that have been made in civil proceedings in the Supreme Court of British Columbia in action number E190334.
- (h) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information that could disclose the identity of A.B., his father, or his mother. For greater clarity, broadcast or transmission includes re-broadcast, re-transmission, or republishing on any paper, digital, electronic, or other means of publication. For further clarity, broadcast includes the second definition in the Oxford Concise Dictionary: "make known to many people";
- (i) The APPELLANT shall not, directly or indirectly through a third party, publish, broadcast or transmit information or provide documentation relating to AB's gender identity, physical and mental health, medical status or treatments, other than with: (1) counsel retained on this appeal; (2) retained legal counsel for AB or EF; (3) medical professionals engaged in AB's care or CD's care; (4) any other person authorized by AB's written consent; or (5) any other person authorized by court order.
- (j) The APPELLANT shall not, directly or indirectly through a third party, publish broadcast or transmit any information or provide documentation information that could identify the parties referred to in this proceedings as A.B., C.D., E.F., G.H., I.J., K.L., M.N., O.P., Q.R., S.T., U.V., and W.X., including by repeating or otherwise making such information known in any forum, including in writing, orally, by any electronic medium, by telephone, or in person, in relation to these proceedings.

- (k) The APPELLANT shall not post online, on Facebook, GoGetFunding, or any other online forum, in a manner that may identify him as the father in A.B. and C.D.(the civil proceedings) or related legal proceedings including this appeal.
- (l) **The APPELLANT shall surrender to the Sheriff's office at the Law Courts at 800 Smithe Street, Vancouver B.C. by 9:00 am on Tuesday, November 1, 2022 or on the date set for the hearing of his conviction appeal, whichever date first occurs.**

NOTE

Section 763 and subsections 764 (1) to (3) of the *Criminal Code of Canada* state as follows:

"763. Where a person is bound by an order to appear before a court, justice or provincial court judge for any purpose and the session or sittings of that court or the proceedings are adjourned or an order is made changing the place of trial, that person and her sureties continue to be bound by the release order in like manner as if it has been entered into with relation to the resumed proceedings or the trial at the time and place at which the proceedings are ordered to be resumed or the trial is ordered to be held.

764. (1) Where an accused is bound by an order to appear for trial, her arraignment or conviction does not discharge the release order, but it continues to bind her and her sureties, if any, for her appearance until she is discharged or sentenced, as the case may be.

(2) Notwithstanding subsection (1), the Court, justice, or provincial court judge may commit an accused to prison or may require her to furnish new or additional sureties for her appearance until she is discharged or sentenced, as the case may be.

(3) The Sureties of an accused who is bound by an order to appear for trial are discharged if she is committed to prison pursuant to subsection (2)."

7. Whereas a warrant was issued under section 462.32 or a restraint order was made under 462.33 (3) of the *Criminal Code* in relation to any property (set out legal description) _____;

Now, therefore, the condition of this release order is that Robert Hoogland shall not do or cause anything to be done that would result, directly or indirectly, in the disappearance, dissipation or reduction in value of the property or otherwise affect the property so that all or a part thereof could not be subject to an order of forfeiture under section 462.37 or 462.38 of the *Criminal Code* or any other provision of the *Criminal Code* or any other Act of Parliament [462.34].

FORM 33
(Section 770)

Certificate of default to be endorsed on release order

I hereby certify that _____ has not appeared as required by this rerelease order and that by reason thereof the ends of justice have been (defeated or delayed, as the case may be).

The reason for the default is

The names and address of the principal and sureties are as follows:

Dated this day of , A.D. , at Vancouver, British Columbia.

Judge, Justice, or a Judge of the
Provincial Court of British Columbia

COURT OF APPEAL

BETWEEN:

C.D.

Appellant

AND:

Rex

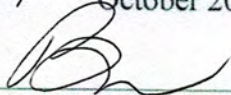
Respondent

AFFIDAVIT

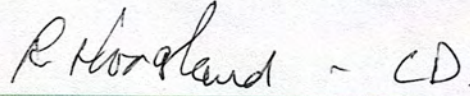
I, C.D.. of Surrey, British Columbia, SWEAR THAT:

1. I am the Appellant herein on release from custody pending my appeal scheduled to be heard in Vancouver on Feb 9 2023.
2. Attached and marked Exhibit A to this affidavit is a copy of my Release Order dated October 21 2021.
3. The Release Order expires on Nov 1, 2022. I seek an order it be extend or a new one declared on the same terms and conditions, all of which I have met to date.

SWORN BEFORE ME at,
British Columbia,
on 19 October 2022


A commissioner for taking
affidavits for British Columbia

BRITTANY E. RATZLAFF
NOTARY PUBLIC
#105 - 6758 188th STREET
SURREY, BC V4N 6K2
TEL: 604-575-7494


CD



On July 7th, 2022, Detective Constable 2855 BROCK (“Det 2855 BROCK”) of the Vancouver Police Department (“VPD”) Special Investigation Section (“SIS”) Domestic Violence and Criminal Harassment Unit (“DVACH”) was tasked with reviewing video footage and articles pertaining to this file.

The purpose of this review is to determine if ACC Robert HOOGLAND (“HOOGLAND”) has breached the release conditions that were given to him on April 30th, 2021 when released from custody.

Det 2855 BROCK was made aware of the following conditions:

1. Shall abide by the orders with respect to publication that has been made in civil proceedings in Supreme Court of British Columbia.
2. Shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information that could disclose the identity of A.B., his father, or his mother. For greater clarity, broadcast or transmission includes re-broadcast, re-transmission, or re publishing on any paper, digital, electronic or other means of publication. For further clarity, broadcast includes the second definition in the Oxford Concise Dictionary: “Make known to many people”.
3. Shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information or provide documentation relating to AB’s gender identity, physical and mental health, medical status or treatments, other than with: (1) counsel retained on this appeal; (2) retained legal counsel for AB or EF; (3) medical professionals engaged in AB’s care or CD’s care; (4) any other person authorized by AB’s written consent; or (5) any other person authorized by court order.
4. Shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information or provided documentation information that could identify the parties referred to in this proceedings as A.B., C.D., E.F., G.H., I.J., K.L., M.N., O.P., Q.R., S.T., U.V., and W.X., including by repeating or otherwise making such information known in any forum, including in writing, orally, by any electronic medium, by telephone, or in person, in relation to these proceedings.
5. Shall not post online, on Facebook, GoGetFunding, or any other online forum, in a manner that may identify him as the father in A.B. and C.D. (the civil proceedings) or related legal proceedings including this appeal.

On July 7th, 2022 Det 2855 BROCK reviewed 15 documents and 3 videos with information believed to relate to HOOGLAND and his release conditions.

Of these documents and videos, items listed 1-12 were dated prior to the release date of HOOGLAND on April 30th, 2021 and do not relate to his current release conditions.

1. **Video Name:** Laura=Lynn Tyler Thompson – Courageous father finally speaks out

Date: 2020

Video Length: 54:30

Description: Live Show Laura-Lynn and Friends, TV interview with Robert HOOGLAND. The video is split into 4 screens. Host Laura-Lynn is viewed on the bottom 2 screens and top left screen, HOOGLAND is viewed on the top right screen. During the interview the screen switches back and forth between Laura-Lynn and HOOGLAND.

Laura-Lynn introduces HOOGLAND and asked him to talk about his story involving his child wanting to transition and his fight against it.

2. **Video Name:** Canadian father facing prison for opposing daughter's transition

Date: 2020

Video Length: 43:40

Description: Mass Resistance (www.massresistance.org)

The interview is between Arthur Schaper ("SCHAPER") and Robert HOOGLAND. The video includes audio and switches screens between SCHAPER and HOOGLAND.

3. **Document:** BC Prosecution Service

<https://www.massresistance.org/docs/info3/Rob-Hoogland-Canadian-father.html>

Date: March 5th, 2021

Description: Mass Resistance website site with links to court case and interviews

4. **Document:** <https://www.massresistance.org/docs/gen4/20a/Canadian-father-banned-by-court/index.html>

Date: February 16th, 2020

Description: Mass Resistance website article with initial interview of HOOGLAND prior to April 30th, 2021
5. **Document:** <https://www.massresistance.org/docs/gen4/21a/Rob-Hoogland-facing-jail/index.html>

Date: March 13th, 2020

Description: Mass Resistance website with article about HOOGLAND prior to April 30th, 2021
6. **Document:** <https://gogetfunding.com/bc-father-fighting-medical-transitioning-of-children/>

Date: Unknown

Description: Go Get Funding page supporting CD case. No new postings, or identifiable names.
7. **Document:** <https://www.massresistance.org/docs/gen4/21a/Rob-Hoogland-bail-hearing-Mar2021/index.html>

Date: March 25th, 2021

Description: Mass Resistance website with article about HOOGLAND prior to April 30th, 2021
8. **Document:** <https://www.massresistance.org/docs/gen4/21b/Rob-Hoogland-plea-bargain/index.html>

Date: April 8th, 2021

Description: Mass Resistance website with article about HOOGLAND prior to April 30th, 2021

9. **Document:** <https://www.massresistance.org/docs/gen4/21b/Rob-Hoogland-given-prison-sentence-fined/index.html>

Date: April 16th, 2021

Description: An article by Mass Resistance talking about the trial prior to April 30th, 2021

10. **Document:** <https://www.massresistance.org/AboutUs.html>

Date: Unknown

Description: Article about Mass Resistance with no mention or participation from HOOGLAND

11. **Document:** <https://www.plebity.org/conversations/lawyer-for-rob-hoogland-discusses-the-case/>

Date: Unknown

Description: Page cannot be found

12. **Document:** PRESS RELEASE Vancouver AB v CD 14 year old transgender child

Date: Prior to April 2021

Description: Carey Linde releases a document to the media describing the upcoming court case on March 16th involving AB and CD.

[Investigator note: The last court hearing for AB vs CD was on April 13, 2021, dating this document before April 30th, 2021]

Documents numbered 13-15 are dated post release date of April 30th, 2021 containing no evidence pertaining to a breach.

13. **Document:** <https://www.yourtango.com/news/canadian-father-jailed-referring-his-transgender-son-female-pronouns>

Date: July 20th, 2021

Description: Article written by Alice Kelly from your tango news discussing aspects of the case and showing a partial photo of HOOGLAND at the top. No comments or discussion from HOOGLAND.

14. **Document:** <https://dailyrake.ca/2022/05/14/carey-linde-case-gets-covered-favourably-by-canadian-lawyer-mag/>

Date: May 14th, 2022

Description: Article discusses a Law Society tribunal in relation to a lawyer who represented HOOGLAND.

15. **Document:** <https://dailyrake.ca/2022/05/17/rob-hoogland-and-the-he-who-must-not-be-named-trial-part-1-of-2/>

Date: May 17th, 2022

Description: Document shows a picture of HOOGLAND and his child with a brief description of the case. The article is posted on the daily rake website with reference to Dr. Wallace Wong but does not indicate any participation by HOOGLAND.

Breach

Documents 16-18 show evidence of HOOGLAND breaching his conditions.

16. **Video Name:** Mass Resistance interviews Canadian father.

Date: December 8th, 2021 (Interview conducted and posted after release conditions issued)

[Investigator note: Aired date located via DuckDuckGo (search engine) search of this video and coincides with the date on the article summarizing the video]

[https://www.massresistance.org/archive/postings_2021.html]



MassResistance interviews Canadian father imprisoned over his objections to 'sex-change' treatments on teenage daughter by the state

12/8/21 - Rob Hoogland ("CD") talks about his case, his time in prison, and his ground-breaking pending court appeal by a prominent attorney.

Video Length: (1:00:55)

Description: Mass Resistance (www.massresistance.org)

This interview is an audio/video recording between Arthur SCHAPER, the organization director from Mass Resistance and a Canadian activist that is referred to as CD. The video shows SCHAPER on video with audio and switches back and forth to a black screen with CD written in the middle. CD provides an audio/video interview with SCHAPER without showing his face for the entire duration.

SCHAPER tells his audience that he is revisiting one of the Canadian activists who has a considerable role to play in “fighting against the whole LGBT madness that has taken over the Great White North”.

SCHAPER explains that the interviewee will be referred to as CD as that is how he has to be referred to in court documents and court proceedings. The interview will cover the updates in the criminal case and the appeal which follows.

SCHAPER says that he has spoken with CD in the past and during that time CD has spoken plainly, openly and has shared his identity and face with the public.

SCHAPER explains that CD is now following precautions by not showing his identity.

During the interview, CD mentions the following names and their part in the case.

1. Justice Tammen – The Judge that sentenced CD to 6 months jail time
2. Carey Linde – CD's family court Lawyer
3. Vincent Larochelle – CD's criminal Lawyer
4. Chief Justice Christopher Hinkson – Filed a complaint against Lawyer Carey Linde

[Investigator note: Due to the publication ban it is unclear at this point who E.F., G.H., I.J., K.L., M.N., O.P., Q.R., S.T., U.V., and W.X refers to.]

CD says the case is based on his child wanting to transition from a girl to a boy.

CD mentions AB during the interview and referred to AB as "My child".

SCHAPER refers to CD's child as daughter on multiple occasions.

Summarized Interview

(1:13) SCHAPER says that he has spoken with CD in the past and during that time CD has spoken plainly, openly and has shared his identity and face with the public. CD is now following precautions and covering his identity.

(1:24) CD says he has to follow these rules because he has already broken all of the gag orders.

(2:07) CD says the case started around his child wanting to transition from a girl to a boy. CD brought this to the courts.

(3:58) SCHAPER says early on CD's name was fully displayed in the press along with his daughter and ex-wife.

(4:48) SCHAPER asks CD how his daughter is referenced or how his child is referenced in the court proceedings?

(4:55) CD responds with AB.

(5:00) SCHAPER asked how CD's ex-wife is referenced as?

(5:02) CD responds with EF.

(5:19) SCHAPER asks CD if he can mention the judge's name from the court proceedings in March related to the gag order.

(5:22) CD says he can say the judge's name

(5:27) SCHAPER asks which Judge was holding CD in contempt

(5:30) CD says Justice Tamm

(6:56) CD says he broke his court orders, he did interviews with Frank Van, the Federalist, Laura-Lynn, and was going to do an interview with Jen Smith.

(7:14) SCHAPER says that CD showed his face in an audience with a microphone.

(7:30) SCHAPER talks about the Go Get Funding page and says that there is specific information in the Go Get Funding Page "that clearly identified you, that identified your daughter, the case, the whole situation".

(07:54) CD talks about a previous interview with Mass Resistance which he identified himself.

(08:05) CD says the Go Get Funding page had a link to a documentary that showed his face and his child's face. This documentary caused the arrest warrant.

(9:37) SCHAPER says "We really wanna communicate to the world how vicious this LGBT agenda has become and the rank persecutions which has become so prevalent even in so called free western countries like Canada" SHAPER continues to summarize CD's case. Remand, Prism sentence.

(10:10) CD talks about the \$30,000 fine he was given which was going to the Ronald McDonald House. CD explains this hospital supports the medical transition of children.

(10:26) SCHAPER says we are talking about father who has been fighting to protect his daughter from perforce agenda that worked its way through the schools.

(11:51) CD talks about how the courts made the Civil Case into a Criminal Case.

(14:04) CD is asked what he does for a living, CD responds that he is a letter carrier with the crown corporation, Canada Post.

(14:30) SCHAPER says that every other prisoner was given the opportunity to do zoom online hearing.

(14:38) CD says Justice Tamm always required him show up to court.

(15:18) CD says that is what Justice Tamm decided he wanted to do

(23:33) CD makes calls from prison to Lawyer Carey Linde

(25:17) CD says he made a plea deal with the government of which Justice Tamm rejected

(25:27) CD says he would have gotten out of jail that day but Justice Tamm made it clear early on that wasn't going to be the case.

(27:20) CD says lawyer Carey Linde was in over his head. Needs to get a new lawyer.

(27:59) SCHAPER asks CD if the prison guards or some of the prisoners know about his situation and asked if they commiserate with his fight to protect his daughter

(34:22) CD mentions that his lawyer Carey Linde proceeded to file an appeal to get him out of prison.

(35:05) CD says he was put in touch with a new lawyer Vincent Larochelle, who's a criminal appeals lawyer.

(35:09) CD says Carey Linde is a divorce lawyer, family law lawyer.

(35:10) CD said he talked to Vincent today. Vincent told CD he would be released today

(35:49) CD said it took about two weeks, but he finally got out

(35:54) SCHAPER says "we are in the month of April at this point, is that correct?"

(35:58) CD said "I got out April 30"

(36:22) SCHAPER asked what the legal argument was that got CD out of jail.

(36:32) CD says Vincent Larochelle had to convince the courts that he would follow the gag orders and that he wasn't a threat to come out.

(39:08) CD says Vincent has a civil litigation lawyer helping with the case (not named)

(39:19) CD says his conditions of release are sealed, that's why SCHAPER is not sharing them. CD also says that's why he's not sharing the document.

(39:58) CD speaks about Lawyer Carey Linde and his other cases

(40:34) CD says Justice Tammon's mistake was not to allow the plea deal.

(45:00) SCHAPER speaks about Vincent Larochelle

(45:20) CD talks about Vincent being able to overturn the entire conviction

(46: SCHAPER asks CD if Carey Linde is facing any repercussion after defending CD.

(46:30) CD speaks about having a conversation with Carey Linde.

(47:58) SCHAPER asks what is happening to Carey Linde now after representing CD

(48:05) CD says chief Justice Hinkson filed a complaint with the law society against Carey Linde. Carey Linde shared information with the public that he was not supposed to following an interview with Kean Bexte of Rebel news. Carey Linde posted this information on his firm's website.

(49:00) SCHAPER shows a snap shot picture of Chief Justice Christopher Hinkson

(51:29) SCHAPER mentions Mr. Larochelle stepping in.

(52:10) CD says one of the reason he wanted to do this interview was to get his funding page “back out there”

(52:18) SCHAPER shows s snap shot of CD’s GoGetFunding page titled “BC Father fighting medical transitioning of 14 years old child and prison term”.

(52:43) CD asks if anyone is able to help

(53:56) SCHAPER talks about another case and relates it to what is happening to CD’s daughter.

(54:04) SCHAPER shows the GoGetFunding page and says he will be providing this page along with the report with this interview on the Mass Resistance site. SCHAPER says they ca get to that \$100,000 plus mark very soon.

(55:32) CD apologizes that he has to do the interview this way but really glad they agreed to do it this way.

(1:00:55) Interview ends

Following the interview on December 8th, 2021 Mass Resistance published an article naming CD in the interview as Rob HOOGLAND. The article talks about the case and summarizes the interview provided by HOOGLAND.

17. **Document:** <https://www.massresistance.org/docs/gen4/21d/MR-interviews-Canadian-father/index.html>

Date: December 8th, 2021

Description: Article published by Mass Resistance following the interview provided by HOOGLAND



Arthur Schaper (left) of MassResistance interviews the Canadian father – who must identify himself only as “CD” by order of a judge.

NOTE: A Canadian judge has banned the father, Rob Hoogland, from revealing his name or face in connection with this case. He is required to be identified only as “CD.” In the interview (above), he was careful to abide by all of the court’s restrictions. All media in Canada are also ordered to comply with that. But MassResistance – based in the United States – is not subject to those orders.

18. **Document:** 2022-06-15 17.00.35_massresistance-org-docs-gen4-21b-rob-hoo_7197f7a_6081

Date: May 7th, 2021

Description: This document dated May 7th, 2021 is an article published by Mass Resistance obtained from: <https://www.massresistance.org/docs/gen4/21b/Rob-Hoogland-freed-from-prison/index.html>

The last article names Rob HOOGLAND thanking Mass Resistance for standing up for the truth and not backing down. The Document also names HOOGLAND's current Lawyer Vincent LAROCHELLE and the British Columbia Supreme Court Justice Michael Tammen who sentenced him to 6 months in jail.



The screenshot shows the MassResistance website header with a logo of a person in a hood and the text "MassResistance Pro-Family Activism". A navigation bar includes links for Home, About, Archives, Knowledge, Videos, Contact, Donate, and Search. The main article title is "Rob Hoogland is freed from prison! Powerful new attorney takes over his case and successfully files for appeal." Below the title is a sub-headline: "Hoogland thanks MassResistance for standing up for the truth and not backing down." The article text begins with "Describes horrible conditions in prison – just for breaking 'gag order' (about his teenage daughter's 'sex-change' procedures)." and "Case reverberates across Canada. Rob got a letter of support from a Member of Parliament while in prison." The date "May 7, 2021" is visible. On the right side, there is a sidebar titled "ISSUES" with several topics listed: "In Ludlow, MA: Fighting the explicit sexual and LGBT agenda in the middle school!", "Fighting Graphic Sex Ed & Porn in Schools & Libraries", "How medicine and therapy have become politicized by the LGST movement", "MassResistance reports: Drag Queen Story Hours", "Bill Whatcott and the free speech crisis in Canada", "International Pro-family Resistance", and "Transgender 'Rights'"

<https://www.massresistance.org/docs/gen4/21b/Rob-Hoogland-freed-from-prison/index.html>

The article identifies HOOGLAND by showing a picture of him standing outside the court house and naming him in the caption.

These articles and pictures are posted on the Mass Resistance Website linking the interview and the court case to HOOGLAND.



Rob Hoogland takes a last look outside of the Court building before turning himself in on March 16.

A new attorney takes on the appeal!

After he was jailed, Rob's friends and family contacted one of the top young criminal-appeal lawyers in British Columbia, Attorney [Vincent Larochelle](#), who has taken the case. Larochelle is a graduate of Oxford Law School, a Rhodes Scholar, and is considered a "rising star" in this field. His fees are coming from the money Rob raised on his [GoGetFunding](#) page.

Larochelle successfully filed an appeal for Rob, arguing that his rights were clearly violated under Canada's Charter of Rights. On April 30, the British Columbia Court of Appeal granted the application for Rob to be released



From what we're already hearing it's likely that the activism in British Columbia on Rob's behalf is only just beginning. We'll keep you informed!



Activists across Canada - in British Columbia, Alberta, and Ontario - are prepared to post thousands of these stickers in public areas to keep Rob's fight alive while he is in jail.



Please help us continue to do our uncompromising work!

Our successes depend on people like you.

[Donate to MassResistance](#)

Your support will make the difference!

<https://www.massresistance.org/docs/gen4/21b/Rob-Hoogland-freed-from-prison/index.html>

Summary

HOOGLAND only refers to himself as CD in the interview however the article posted after the interview by Mass Resistance clearly identifies the interviewee, CD, as Robert HOOGLAND. The article summarizes the interview given by CD and describes the case relating it to HOOGLAND and his 14 year old child.

Based on the information, details, and names provided by HOOGLAND in the interview, it is clear which court case he is making reference to. By using this detailed information, it is easy for the general public to obtain his identity and the identity of other involved in the case.

Though HOOGLAND's child is not mentioned by name in the interview, any person with knowledge/access to the internet can view the interview and article provided by Mass Resistance and identify CD as Robert HOOGLAND. Once HOOGLAND has been identified by Mass Resistance, a google search of his name will bring up pictures of HOOGLAND, his child and other participants.

The article below came up immediately after searching HOOGLAND's name in DuckDuckGo search.

FAMILY

Canadian Father Jailed For Talking About Court-Ordered Transgendering Of His Teenage Daughter

BY: JEREMIAH KEENAN | MARCH 26, 2021 | 6 MIN READ

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BY DAVI
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BY TRIS

Last week, Robert Hoogland was arrested at the British Columbia Supreme Court in Vancouver for speaking against court-ordered testosterone injections for his teenage daughter. Hoogland was denied bail, and Justice Michael Tammen issued [an oral decision](#) last Friday confining Hoogland to prison until his case is tried on April 12, 2021.

<https://thefederalist.com/2021/03/26/canadian-father-jailed-for-talking-about-court-ordered-transgendering-of-his-teenage-daughter/>

Det 2855 BROCK used DuckDuckGo search engine and entered key words and phrases (not including HOOGLAND's name) that were provided in the interview and was able to locate documents identifying HOOGLAND as well as other information related to the trial.

[Example phrases: (April 30, 2021 release lawyer Vincent Larochelle) (Justice Tammen rejects plea deal) (Carey Linde, Justin Tammen, Vincent Larochelle)]



April 30, 2021 release lawyer Vincent Larochelle



All Images Videos News Maps

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Canada term Safe search: moderate Any time

<https://www.larochellelaw.ca>

Vincent Larochelle - Barrister & Solicitor

Vincent Larochelle - Barrister & Solicitor, Courtroom specialist. Welcome. If you are looking for a lawyer who will fight zealously and passionately for you in court, you've come to the right place. I believe that effective courtroom advocacy requires a blend of knowledge, passion and creativity.

About me - Practice Areas - Cases - Press - Contact Me

<https://www.larochellelaw.ca/about-me>

About me — Vincent Larochelle

About me — Vincent Larochelle About me My Philosophy "Some lawyers will look up the law and tell you what it is. I believe a lawyer can be more than that. A lawyer should be able to tell you what the law is, but also what the law could be. My philosophy is simple: I don't want to apply the law; I want to shape it." My Lawyer Credentials

<https://opengovny.com/attorney/5150503>

Vincent Larochelle - Larochelle Law - OpenGovNY

VINCENT LAROCHELLE is an attorney registered with New York State Unified Court System, Office of Court Administration, admitted in 2013. The current status is Currently registered. The employer name is LAROCHELLE LAW. The business address is 4133 Fourth Avenue, Suite 203, Whitehouse Pt Ys THE CANADA. Organization Information

<https://clearwaylaw.com/lawyers/vincent-larochelle>

Vincent Larochelle - Clearway - Speak To A Canadian Lawyer

You can easily find a lawyer in Canada or China with ClearWay Law. We have listed most of the lawyers in Canada on our website. Vincent Larochelle - Clearway - Speak To A Canadian Lawyer

<https://wallywake.ca/2022/05/25/rob-hoogland-and-the-he-who-must-not-be-named-trial-p>

Rob Hoogland and the "He Who Must Not be Named" Trial, Post Trial

May 25, 2022 - Larochelle successfully filed an appeal for Rob, arguing that his rights were clearly violated under Canada's Charter of Rights. On April 30, the British Columbia Court of Appeal granted the application for Rob to be released on \$1,000 bail until his appeal hearing, which has been



Justice Tammen rejects plea deal



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<https://www.nolo.com/legal-encyclopedia/can-the-judge-reject-plea-deal.html>

How Judges Accept and Reject Plea Deals | Nolo

A plea bargain (or plea deal or agreement) occurs when the prosecution and defense negotiate and agree upon the appropriate resolution of a criminal case. There are several types of plea bargains, but no agreement is binding until the parties present it to a judge who approves it. **How Judges Evaluate Plea Deals:** To evaluate a proposed plea bargain, the judge must know all the terms of the

<https://news.yahoo.com/federal-prosecutors-reach-plea-deal-135706837.html>

'We want 100% justice': Judge rejects plea deal with man ... - Yahoo! ...

Feb 1, 2022 - **Wanda Cooper-Jones**, Ahmaud Arbery's mother, said the U.S. Justice Department's decision to propose the plea deal despite her objections was "disrespectful." "I fought so hard to get these guys in...

<https://www.easthamptonstar.com/policy/courts/2019-08/23-justice-rejects-plea-deal>

Justice Rejects Plea Deal | The East Hampton Star

Justice Rejects Plea Deal Thu, 08/23/2019 - 07:22 By TE Mc Morrow September 4, 2014 - Almost all contested cases in East Hampton Town Justice Court are settled by plea bargain, whether they

<https://www.messresistance.org/docs/gen4/216/Rob-Hoogland-given-prison-sentence-fine>

Rob Hoogland gets prison sentence, fine - judge rejects plea bargain

Apr 16, 2021 - British Columbia Supreme Court Justice Michael Tammen got right to business. He put Rob on the stand, had the clerk read the charges, and asked, "How do you plead?" Rob answered, "Guilty." The judge asked Rob if he understood that he is giving up his right to a trial. Rob answered, "Yes." But then the judge rejected the deal.

<https://www.theguardian.com/us-news/2022/jan/31/ahmaud-arbery-plea-deal-gregory-br>

Federal judge rejects plea deal for Ahmaud Arbery's murderers

Feb 1, 2022 - A federal judge has rejected a plea deal that would have averted a hate crimes trial for two of three white men convicted of murdering Ahmaud Arbery, the 25-year-old Black man who was chased and...



Google Search with Hoogland's name

Search: Robert Hoogland child

Image result: Pictures of Hoogland's child

Web link attached to one of the pictures:

Settings

lors ▾ All types ▾ All layouts ▾ All Licenses ▾



s M... Robert Hoogland Ordeal with the Abominable Trans... muslimsincalgary.ca We Ci caldro

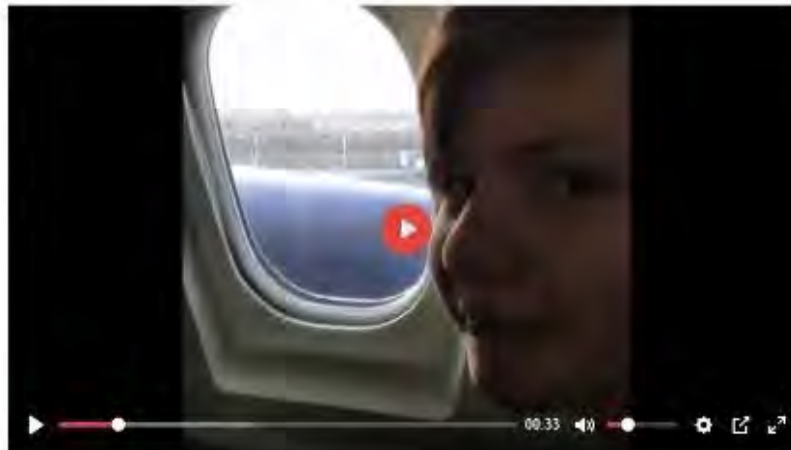
<https://muslimsincalgary.ca/robert-hoogland-ordeal-with-the-abominable-transgenderism-agenda/>

Result: Video of Hoogland talking about his child and the case. The video includes pictures of his child

Date: Article and video posted May 8th, 2021

Robert Hoogland, a resident of Surrey, British Columbia, is the brave father of a young teenage girl who has been essentially stolen from him by the medical community and by the Canadian courts. Rob, whose daughter decided in 7th grade that she wanted to be a boy, believed that at 14-years-old, she was too young to make the decision to medically transition to a male. The doctors, school officials, and now the Supreme Court have decided that her father does not have the authority to make that decision, and furthermore, he is to always refer to his daughter by "his" proper pronouns or he will face legal action.

Here is his incredible story:



MIC, previously posted about Rob ordeal here.

Robert Hoogland, a resident of Surrey, British Columbia, is the brave father of a young teenage girl who has been essentially stolen from him by the medical community and by the Canadian courts. Rob, whose daughter decided in 7th grade that she wanted to be a boy, believed that at 14-years-old, she was too young to make the decision to medically transition to a male. The doctors, school officials, and now the Supreme Court have decided that her father does not have the authority to make that decision, and furthermore, he is to always refer to his daughter by "his" proper pronouns or he will face legal action.

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Here is his incredible story:



MIC, previously posted about Rob ordeal here.

During the interview SCHAPER says that he will be providing this page (GoGetFunding) along with a report of the interview on the Mass Resistance website.

SCHAPER made HOOGLAND aware that an article would be published following the interview.

HOOGLAND has interviewed with Mass Resistance before (in 2020) and that interview was summarized and published in an article following the interview.

HOOGLAND already aware that Mass Resistance publishes detailed articles following an interview.

HOOGLAND knowingly risked making his identity and the identity of others known by providing an interview to Mass Resistance.

Det 2855 BROCK listened to both interviews between SCHAPER and HOOGLAND

The first Audio/Video interview, aired in 2020 clearly identifying HOOGLAND by name and picture.

The second Interview, aired in December 2021, does not show HOOGLAND's face, he is only identified in the video as CD.

After reviewing each video Det 2855 BROCK is satisfied that the voice in the first interview where HOOGLAND is identified matches that of the voice in the second interview where HOOGLAND is not identified by picture.

The above evidence shows that HOOGLAND breached the follow release conditions:

1. Shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information that could disclose the identity of A.B., his father, or his mother. For greater clarity, broadcast or transmission includes re-broadcast, re-transmission, or re publishing on any paper, digital, electronic or other means of publication. For further clarity, broadcast includes the second definition in the Oxford Concise Dictionary: "Make known to many people".
2. Shall not, directly or indirectly through a third party, publish, broadcast, or transmit any information or provided documentation information that could identify the parties referred to in this proceedings as A.B., C.D., E.F., G.H., I.J., K.L., M.N., O.P., Q.R., S.T., U.V., and W.X., including by repeating or otherwise making such information known in any forum, including in writing, orally, by any electronic medium, by telephone, or in person, in relation to these proceedings.

VANCOUVER

OCT 31 2022

COURT OF APPEAL
REGISTRY

Court of Appeal File No. 47399

COURT OF APPEAL

BETWEEN:

REX

RESPONDENT

AND:

C.D.

APPELLANT

(INDEXED AS: A.B., C.D. AND E.F.; R. v. C.D.)

AFFIDAVIT OF CHRISTIE LUSK

I, Christie Lusk of 865 Hornby Street in the City of Vancouver, British Columbia,
AFFIRM THAT:

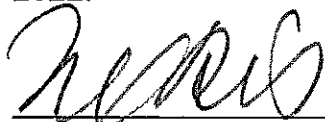
1. I have personal knowledge of the matters to which I hereinafter depose, except where those matters are stated to be based on information and belief, in which case I believe them to be true.
2. I am Crown Counsel with the BC Prosecution Service, where I have worked since 2005, and I am now working in the Criminal Appeals Office.
3. A Case Management Conference (CMC) was scheduled for August 24, 2022, at the request of former counsel for the appellant, Vincent Larochelle. Zoom links

were sent to the appellant, Mr. Larochelle and Ms. Mereigh and a "cc" to Kevin Woodall, counsel for Carey Linde and to Ms. Mereigh's legal assistant. Present at the CMC via the Zoom link were Mr. Larochelle, Ms. Mereigh, Carey Linde and CD attended late by telephone. During the August 24, 2022 CMC was an unknown virtual observer named Arthur Schaper who joined the Zoom link. Registry staff of the BC Court of Appeal enquired whether counsel provided this link and whether counsel knew this person. Both Mr. Larochelle and Ms. Mereigh provided negative responses. Attached to this Affidavit as Exhibit A is the email correspondence between the Registry and counsel.

4. I have spoken with Crown Counsel, Margaret A. Mereigh and reviewed recent October 2022 email correspondence between Ms. Mereigh and the appellant and believe to be true that Ms. Mereigh requested the appellant state his current residential address in his current affidavit in support of bail extension and CD provided no such information on his bail renewal materials. However, I have reviewed the appellant's Affidavit filed October 21, 2022 in support of interim release in which he affirms he has "met" the terms and conditions of his current Release Order, expiring November 2, 2022. I have reviewed that Release Order and understand that condition (b) requires the appellant to reside at 6039-192 Street, Surrey, BC and shall not change without the prior permission of a justice of this Court. Email correspondence between Ms. Mereigh and the appellant is attached to this Affidavit at Exhibit B.
5. On October 27, 2022, Ms. Mereigh requested that the Vancouver Police Department (VPD) coordinate with the RCMP in Surrey to organize a residence check to verify CD's address. In the later afternoon of Friday, October 28, 2022, Ms. Mereigh received email correspondence from the VPD confirming the appellant's residence of 6039 – 192 Street in Surrey, BC. Email dated October 28, 2022 is attached to this Affidavit as Exhibit C.
6. In May of 2022, Ms. Mereigh requested the Vancouver Police Department (VPD) review a video interview of the appellant posted on the *Mass Resistance* website.

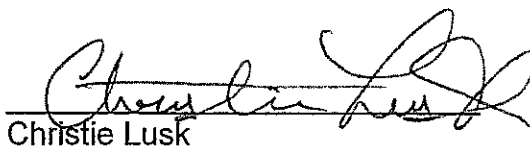
On Thursday, October 27, 2022, Ms. Mereigh and I received from Region 2 of the BC Prosecution Service a Report to Crown Counsel from Detective Brooke of the VPD proposing a breach of bail. Region 2 Crown Counsel decided not to lay a breach charge.

AFFIRMED BEFORE ME at the City of)
Vancouver, in the Province of British)
Columbia, this 31st day of October,)
2022.)



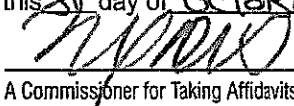
A Commissioner for Taking Affidavits)
Within British Columbia)

MEGAN RICHARDS.



Christie Lusk

From: Mereigh, Margaret A AG:EX
To: Enderton, Torri
Cc: Robinson, Bria AG:EX; Robert Hoogland; Kevin Woodall; "Vincent Larochelle"
Subject: RE: R v CD, CA47399 - CMC request
Date: Wednesday, August 24, 2022 9:52:00 AM
Attachments: [image004.png](#)
[image005.png](#)
[image006.png](#)
[image007.png](#)

This is Exhibit " A " referred to in the Affidavit of CHRISTIE LUSK sworn (or affirmed) before me at VANCOUVER, BC this 31st day of OCTOBER 2022.

A Commissioner for Taking Affidavits for British Columbia

Hello Torri,

I do not know anyone named Arthur Schaper. I shared the link with no one.

Best regards,

Margaret A. Mereigh (she/her)

BA, LLB, LLM

Crown Counsel

Ministry of Attorney General

BC Prosecution Service

Criminal Appeals & Special Prosecutions

6th Floor, 865 Hornby Street

Vancouver, BC V6Z 2G3

604 660 1130 (direct line)

604 660 1133 (fax)

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From: Vincent Larochelle <vincent@larochellelaw.ca>

Sent: Wednesday, August 24, 2022 8:55 AM

To: Enderton, Torri <Torri.Enderton@BCCourts.ca>; Robert Hoogland <hooglandr4@gmail.com>;
Mereigh, Margaret A AG:EX <Margaret.Mereigh@gov.bc.ca>

Cc: Robinson, Bria AG:EX <Bria.Robinson@gov.bc.ca>; Kevin Woodall <kwoodall@woodall.ca>

Subject: RE: R v CD, CA47399 - CMC request

EXTERNAL: This email came from an external source. Only open attachments or

- If the Meeting has not started please remain on the line until your matter is called.
- Once your matter is called, the Clerk will allow you talk and you will be prompted to unmute yourself.
- Once the clerk has prompted you to unmute you will need to press *6 to unmute yourself to speak.

Thank you,
Torri

From: Vincent Larochelle <vincent@larochellelaw.ca>
Sent: August 17, 2022 11:29 AM
To: Enderton, Torri <Torri.Enderton@BCCourts.ca>
Cc: Robinson, Bria AG:EX <Bria.Robinson@gov.bc.ca>; Kevin Woodall <kwoodall@woodall.ca>;
Mereigh, Margaret A AG:EX <Margaret.Mereigh@gov.bc.ca>; Robert Hoogland
<hooglandr4@gmail.com>
Subject: RE: R v CD, CA47399 - CMC request

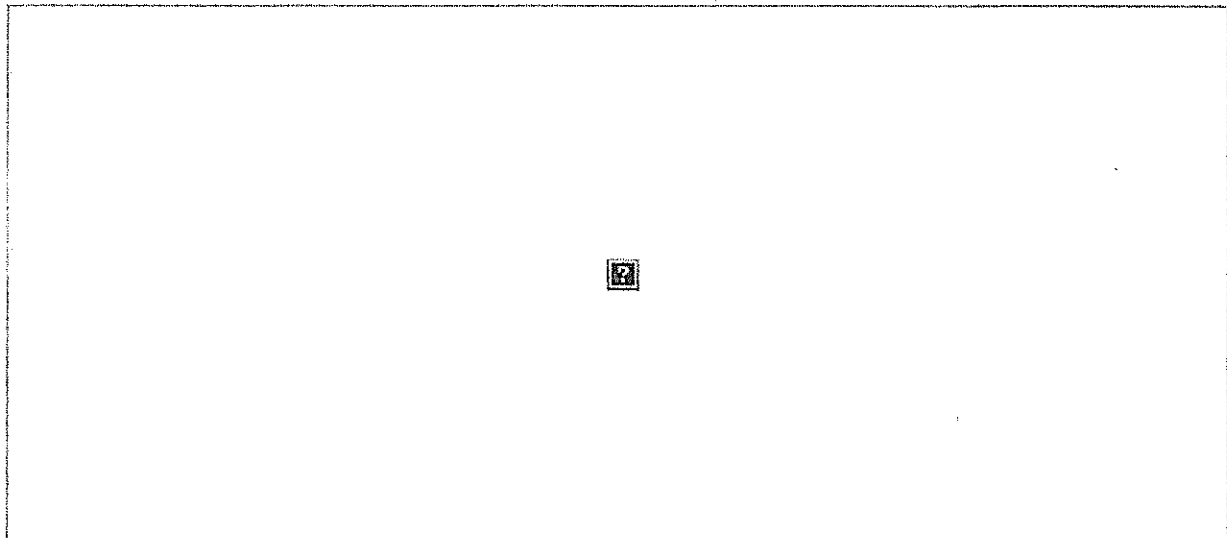
[EXTERNAL EMAIL]

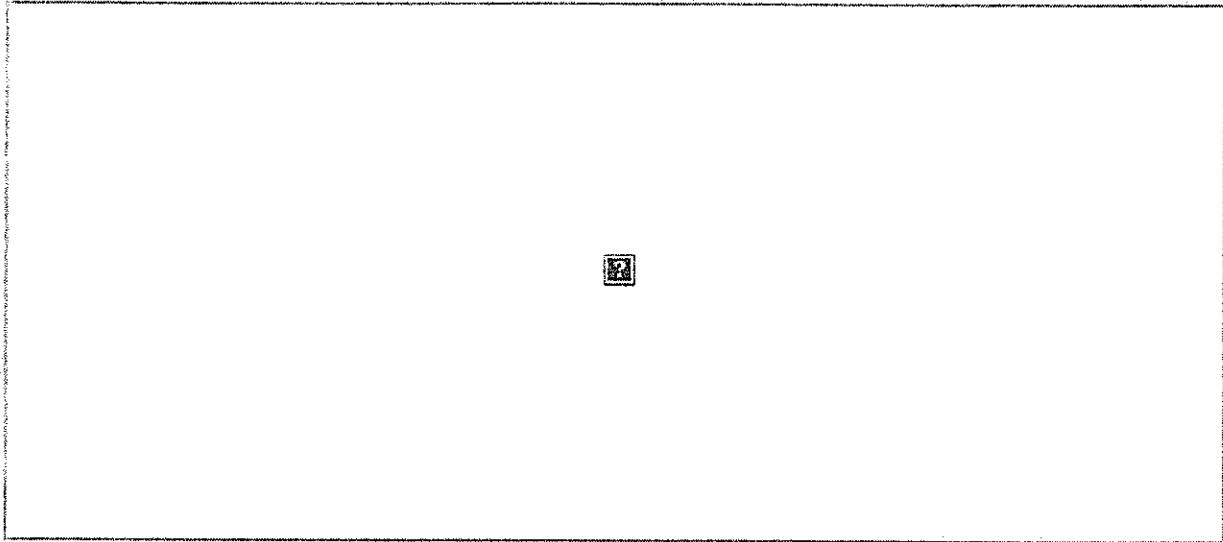
Dear Torri,

Is it possible to book a CMC for Wednesday, August 24th at 9:00 a.m.? Mr Woodall has indicated his presence is not necessary (I agree). Ms. Mereigh and I are both available. Mr. Hoogland has been advised of the date, but is not responding.

Best regards,

Vincent Larochelle





From: Littlejohn, Maria <Maria.Littlejohn@BCCourts.ca>
Sent: Monday, July 11, 2022 11:32 AM
To: Vincent Larochelle <vincent@larochellelaw.ca>; Enderton, Torri <Torri.Enderton@BCCourts.ca>; Mereigh, Margaret A AG:EX <Margaret.Mereigh@gov.bc.ca>
Cc: Robinson, Bria AG:EX <Bria.Robinson@gov.bc.ca>; Kevin Woodall <kwoodall@woodall.ca>; carey linde <careylinde@hotmail.com>
Subject: RE: R v CD, CA47399 - Hearing Date for appeal

Dear counsel,

I write to advise that the *Regina vs. C.D.* conviction appeal is currently scheduled for hearing on **FEBRUARY 9, 2023** for 1 day.

Further to the email below, if February 9th is not suitable for all counsel, please advise on a new date that all counsel agree on.

(I have attached today's list of available dates in 2023).

Thank you,
Maria Littlejohn

From: Vincent Larochelle <vincent@larochellelaw.ca>
Sent: June 9, 2022 9:39 AM
To: Enderton, Torri <Torri.Enderton@BCCourts.ca>; Mereigh, Margaret A AG:EX <Margaret.Mereigh@gov.bc.ca>
Cc: Robinson, Bria AG:EX <Bria.Robinson@gov.bc.ca>; Littlejohn, Maria <Maria.Littlejohn@BCCourts.ca>; Kevin Woodall <kwoodall@woodall.ca>; carey linde <careylinde@hotmail.com>
Subject: RE: R v CD, CA47399 - Filing Schedule & Hearing Date

From: Mereigh, Margaret A AG:EX <Margaret.Mereigh@gov.bc.ca>
Sent: June 8, 2022 10:06 AM
To: Enderton, Torri <Torri.Enderton@BCCourts.ca>
Cc: Robinson, Bria AG:EX <Bria.Robinson@gov.bc.ca>; Littlejohn, Maria <Maria.Littlejohn@BCCourts.ca>; Vincent Larochelle <vincent@larochellelaw.ca>; Kevin Woodall <kwoodall@woodall.ca>; carey linde <careylinde@hotmail.com>
Subject: R v CD, CA47399 - Filing Schedule & Hearing Date

[EXTERNAL EMAIL]

Hello Ms. Enderton,

Yesterday, Mr. Larochelle, Mr. Woodall and I appeared before Madam Justice Stromberg-Stein on a final case management session. The Judge confirmed May 4, 2022, the filing date of Mr. Linde's affidavit, will be the date from which we calculate filing deadlines and the hearing date rather than the filing of Transcripts (April 1, 2022) and the Appeal Books (April 11, 2022).

Given that February 8, 2023 is not available, the hearing date will be February 9, 2023. Mr. Woodall has confirmed Mr. Linde is available on February 9, 2023 should the Division grant the appellant's application for cross-examination as part of his fresh evidence application.

Here is the filing schedule:

Record Filing Date - Wednesday, May 4, 2022

Appellant's Factum & Fresh Evidence Application - Wednesday, August 24, 2022 (16 weeks)

Compliance Hearing Date - Wednesday, August 31, 2022

Respondent's Factum - Wednesday, December 28, 2022 (18 weeks)

Appellant's Reply - Wednesday, January 4, 2023 (1 week)

Hearing Date & Possible Cross-Examination – 1 full day Thursday, February 9, 2023

I understand that Ms. Littlejohn is presently away. Please communicate to her the scheduling of this matter. Thank you for your assistance in this matter.

Best regards,

Margaret A. Mereigh (she/her)


BA, LLB, LLM

Crown Counsel

Ministry of Attorney General
BC Prosecution Service
Criminal Appeals & Special Prosecutions
6th Floor, 865 Hornby Street
Vancouver, BC V6Z 2G3
604 660 1130 (direct line)
604 660 1133 (fax)

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From: Mereigh, Margaret A AG:EX
To: "Robert Hoogland"
Cc: Kim, Juhon AG:EX
Subject: RE: ab vs cd and ef - Bail Renewal Application
Date: Thursday, October 20, 2022 10:32:00 AM
Attachments: image001.png

This is Exhibit "B" referred to in the Affidavit of CHRISTIE LUSK sworn (or affirmed) before me at VANCOUVER, BC this 31st day of OCTOBER 2022

A Commissioner for Taking Affidavits for British Columbia

Hello Mr. Hoogland,

Thank you for your email of yesterday and your attached materials.

You need to file your materials in the BC Court of Appeal Registry. You also need to file a redacted copy of your materials which comply with the publication bans.

Presently, your affidavit is deficient for the following reasons:

- You have not stated your current residential address;
- This new affidavit should indicate that you, the appellant, have abided by the terms of the previous release orders; and
- The information in your previous affidavits remains accurate unless otherwise stated. This means if your employment, criminal record or anything in your previous affidavits have changed, you must clarify and correct these changes in your current affidavit of October 2022.

This Bail Renewal Application may be heard on Tuesday, November 1, 2022 at 9:30 am in Chambers at the Vancouver Court of Appeal. Please file your corrected materials before 4:00 pm on Friday, October 21, 2022. Once your materials are filed, I will file materials and confirm the date and time to speak to the Bail Renewal Application.

Best regards,

Margaret A. Mereigh (she/her)

BA, LLB, LLM

Crown Counsel

Ministry of Attorney General
BC Prosecution Service
Criminal Appeals & Special Prosecutions
6th Floor, 865 Hornby Street
Vancouver, BC V6Z 2G3
604 660 1130 (direct line)
604 660 1133 (fax)

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BC Prosecution Service
Criminal Appeals & Special Prosecutions
6th Floor, 865 Hornby Street
Vancouver, BC V6Z 2G3
604 660 1130 (direct line)
604 660 1133 (fax)

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From: Robert Hoogland <hooglandr4@gmail.com>
Sent: Thursday, October 13, 2022 10:01 PM
To: Mereigh, Margaret A AG:EX <Margaret.Mereigh@gov.bc.ca>
Subject: ab vs cd and ef

EXTERNAL: This email came from an external source. Only open attachments or links that you are expecting from a known sender.

I thought it was prudent to reach out a second time in regards to bail conditions. Your swift response would be appreciated.

Thank- you,

Robert Hoogland

This is Exhibit "C" referred to in the Affidavit of CHRISTIE LUSIK sworn (or affirmed) before me at VANCOUVER, BC this 31st day of OCTOBER 20 22
[Signature]
A Commissioner for Taking Affidavits for British Columbia

From: GRANDBOIS, Michelle
To: Mereigh, Margaret A AG:EX
Subject: Robert Houglan
Date: Friday, October 28, 2022 2:37:27 PM

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Hello Margaret,

We have sent a CPIC TO Surrey and they have confirmed HOUGLAND is still residing at 6039-192 St, Surrey.

Have a good weekend.

A/Sgt. 2810 Grandbois
Vancouver Police Department
Special Investigations Section
Domestic Violence and Criminal Harassment
604-717-9281
Michelle.grandbois@vpd.ca