

No. T-2030-13

FEDERAL COURT

BETWEEN:

SERVICE OF A TRUE COPY
HEREOF ADMITTED

NEIL ALLARD
TANYA BEEMISH
DAVID HEBERT
SHAWN DAVEY

JAN 09 2015

WILLIAM F. PENTNEY / *dl*
Solicitor for
A.G.C.
PLAINTIFFS

FEDERAL COURT
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JAN 09 2015

Date

AND
Greffier

[Signature]

HER MAJESTY THE QUEEN IN RIGHT OF CANADA

DEFENDANTS

AFFIDAVIT OF DAVID HEBERT

I, DAVID HEBERT, Environmental Protection Officer, c/o Conroy & Company, 2459 Pauline Street, Abbotsford, British Columbia, MAKE OATH AND SAY AS FOLLOWS, THAT:

1. I am one of the Plaintiffs herein and as such I have personal knowledge of the matters and facts hereinafter deposed to save and except where same are stated to be made on information and belief in which case I verily believe them to be true.
2. That my evidence in chief as a Plaintiff in this case consists of my affidavit, sworn January 13th, 2014 at the City of Surrey, BC before John W. Conroy, Q.C. and containing Exhibit "a" that was filed in these proceedings on January 31st, 2014 in support of the application for an interim/interlocutory injunction pending trial, and my Affidavit, sworn August 14th, 2014 at Abbotsford, BC before John W. Conroy, Q.C. responding to the Defendants examination for discovery questions, to which my first affidavit of January 13th, 2014, referred to above is attached as Exhibit "A" together with

its Exhibit "a" and then to which are further attached as exhibits to that Affidavit "B" through "F".

3. In September of 2013 it became apparent that we could not afford to stay where we were renting and I notified Health Canada accordingly but regrettably were not able to find a suitable lower rent place until October but since the changes to the MMAR program came into effect in September we lost our chance to move our production site to the new address. We attempted to find a home that could potentially be used to produce Tanya's cannabis supply however we were rushed and had limited options due to her meagre disability income and my massive student loan debt, and also our pet dogs limited our options. We found a place in October in a bad area of Surrey that we could just barely afford. We went from \$1650 a month in rent to \$1300. However we did not realize that the landlord was completely uncaring and negligent in his obligations under the Residential Tenancy Act of BC. The house has turned out to be a nightmare for us since day one and we never once would have been able to produce cannabis for Tanya even if we were allowed to.

4. There have been numerous issues regarding asbestos and electrical safety that have never been resolved and it has resulted in the degradation of Tanya's health to the point where she rarely leaves the hospital. I have also lost the financial ability to support us as my student debt is overwhelming me in conjunction with Tanya's special financial needs. After a year of problems with broken windows, asbestos waste outside and no help from the landlord, a roof leak that was repeatedly brought to the attention of the landlord became a collapsed ceiling which released asbestos contaminated vermiculite into our home. We had to evacuate (or at least I did as Tanya was hospitalised from November 2014 to present except for one day at her mother's for Christmas).

5. All our possessions are contaminated and Tanya is living on her Mothers couch in Surrey when she is not in hospital. I am living 40km away in Abbotsford at my parent's home and my mental and physical health has degraded to the point I may need to take leave from my job. I am no longer capable of taking care of my spouse. We have suffered unimaginably trying to work our lives around the arbitrary rules applied under

the MMAR and this injunction that intentionally denied us despite our poverty. There is no insurance coverage for our damaged possessions and our landlord has delayed the cleanup over a month now effectively holding every possession we have hostage until that is completed. The cleanup and decontamination is estimated to cost \$18000 if done correctly and safely, however the Landlord has attempted to clean up the mess illegally, and I had to stop him from doing so.

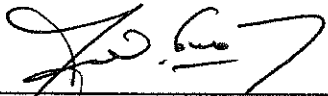
6. Prior to the changes in the MMAR program Tanya consumed cannabis for less than a dollar a gram, but since the move we have had to rely on the black market purchase of cannabis as every Licensed Producer (LP) we have looked into was either sold out or about 3 to 4 times more expensive than the black market prices. From November 2013 to present I was purchasing about 60 grams of cannabis for her consumption a month at about \$300. This comes out to \$5/gram and sometimes less as our contact is far more compassionate to Tanya's health and financial situation than Health Canada or the LP's. The best price I have seen (before taxes and shipping) was \$9 per gram for questionable and irradiated cannabis from an LP. The black market cannabis supplier is organic and ensures no mold or pests are present (crop is destroyed). Even with the black market prices that extra cost really hurt us financially and Tanya never actually had enough to deal with her health problems effectively like she did when we produced our own for her. Furthermore since the move she has never had fresh cannabis to juice which in my opinion may have been even more effective for her than anything else.

7. Our current situation is thus; Tanya is hospitalized virtually indefinitely and has a place to sleep on the couch at her mother's home when not in hospital. She is consuming copious amounts of hydromorphone with attendant horrible side effects compared to how she was able to function on cannabis. Her mother is on a disability pension and very ill as well and the home is run down and not the best place for either of them to live. I am a wreck and living in my parent's basement. I am so in debt I may have to declare bankruptcy (partially due to the investment costs put into the MMAR production site at the old place that we had to stop.). Tanya and I have serious financial, emotional and health issues due to this matter and we do not understand how Health Canada which is charged with taking care of Canadians health would put us through all

this misery to grow a plant that helps her. We do not want to mail order low grade cannabis for a hugely inflated price as the black market cannabis is superior to the LP's and already inflated in cost enough relative to personal production. I fear for Tanya's life and my own mental health and have very little faith in our federal government anymore. It has changed my perception of my own career in the public service for the worse as well.

8. That I swear this affidavit as my evidence in chief for the Plaintiffs in these proceedings.

SWORN BEFORE ME at the City)
of Abbotsford, in the Province of)
British Columbia, this 8th day of)
January, 2015)



_____)
A Commissioner for Taking Affidavits in)
and for the Province of British Columbia)

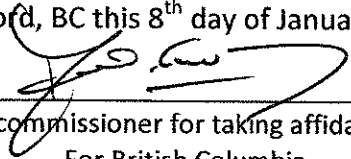


DAVID HEBERT

John W. Conroy, Q.C.
Barrister & Solicitor
2459 Pauline Street
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Telephone: (604) 852-5110
Facsimile: (604) 859-3361

EXHIBIT "A"

This is Exhibit "A" referred to in the Affidavit
of David Hebert, sworn before me at
Abbotsford, BC this 8th day of January, 2015.



A commissioner for taking affidavits
For British Columbia

No. T-2030-13

FEDERAL COURT

BETWEEN:

NEIL ALLARD
TANYA BEEMISH
DAVID HEBERT
SHAWN DAVEY

SERVICE OF A TRUE COPY
HEREOF ADMITTED

THIS 5 DAY OF
August 2014

William F. Penney

Solicitor for
A.C.C.
PLAINTIFFS

AND:

HER MAJESTY THE QUEEN IN RIGHT OF CANADA

DEFENDANTS

AFFIDAVIT OF DAVID HEBERT

I, DAVID HEBERT, Environmental Protection Officer, c/o Conroy & Company, 2459 Pauline Street, Abbotsford, British Columbia, MAKE OATH AND SAY AS FOLLOWS, IN ANSWER TO THE QUESTIONS ASKED, THAT:

I. Background

1. Please provide answers to the following questions regarding your background information:

(a) What is your level of education?

I have a bachelors degree in science from SFU and environmental engineering technology degree in progress at BCIT.

(b) What is your occupation? If you are currently retired or a disability pensioner, please provide your previous occupation.

I am an Environmental Protection Officer with the BC Ministry of Environment Please see my affidavit of January 13th, 2014 filed in these proceedings and attached as Exhibit "A" to this affidavit.

II. Financial (Income, Expenses, Assets, and Liabilities)

- 2. What is your yearly household income from all sources for the past five years (i.e., from January 2009 to the present)? Please outline the income by source (including employment, business, investments, rentals, gifts, government assistance [i.e., disability payments, social assistance], etc.) and provide all supporting documentation, including copies of all income tax filings and notices of assessment/reassessment.**

From 2009 until 2011 I was unemployed and going to school at BCIT. Prior to that I was employed as an environmental officer at Seaspan and was laid off in early 2009. I made ~\$30,000 per year part time while at Seaspan. As there was no work during the recession I went into debt in the amount of \$20,000 while laid off. From 2011 until present I've worked for the BC Ministry of Environment as an environmental protection officer. Since 2011 I make \$58,000 dollars per year before tax and no money from disability payments. Prior to that I collected social assistance and EI for about 3 months of 26 months of unemployment.

I am attaching as Exhibits "B" a copy of my 2013 Taxation year Tax Return Summary and that of my spouse Tanya Beemish as Exhibit "C" to this my Affidavit.

- 3. Please list and value all of your current assets (e.g., real estate, automobiles, investments, etc.) and liabilities (e.g., mortgages, loans, etc.) and the assets and liabilities of your spouse/partner (if applicable).**

I own a 2012 Mazda 3 with about \$18,000 still owing. I have attached as Exhibit "D" a table with all my liabilities including my student loans and lines of credit.

- 4. Please provide particulars of your principal residence (e.g., single family detached house, duplex, apartment, mobile home, etc.), including its size and number of occupants.**

Tanya and I live in a three bedroom ~1000 square-foot rancher on run down lot in the worst part of Surrey. We pay \$1300 a month for rent and about \$250 for gas and electrical utilities.

5. Please provide an itemized statement of your average monthly expenses, including:
- (a) housing (e.g., rent, mortgage payments, maintenance, home insurance, property taxes, etc.);
 - (b) utilities (e.g., electricity, natural gas, cable, internet, phone, cellular, water, etc.);
 - (c) food and beverages (e.g., groceries, restaurant meals);
 - (d) alcohol, tobacco and recreational drugs (both legal and illegal);
 - (e) clothing;
 - (f) transportation (e.g., car loan/lease payments, gasoline, car insurance, car maintenance, public transit fares, etc.);
 - (g) discretionary spending (e.g., entertainment, hobbies, books, vacation travel, sports, recreation, etc.);
 - (h) marijuana (to purchase);
 - (i) marijuana (to grow); and
 - (j) other medications.

See attached Exhibit "E" to this affidavit containing these particulars.

6. Have you ever applied for and/or received any source of funding – insurance or otherwise – to cover the costs of producing or purchasing your marijuana? If so, please provide full particulars and relevant documentation.

No, and I am unaware of any source for such funding.

III. Financial (Marijuana)

7. What equipment did you (or your designated producer) buy (or receive for free) in order to grow your marijuana plants? Please list and value all such equipment (e.g. lamps, de-humidifiers, CO2 tanks, timers, hydroponic equipment, filters, water drums, tubes, boxes, tubs, pots, etc.) and provide all supporting invoices, receipts and other documentation.

See the answer to question 12 in my previous affidavit marked Exhibit "A" hereto.

8. **What structural work did you (or your designated producer) do or cause to have done in order to build the infrastructure in which to grow your marijuana plants (e.g., renovations, retrofitting, construction of particular indoor or outdoor structures, etc.)? Please list all work and provide all supporting invoices, receipts, permits and other documentation.**

The only structural work done was attaching bars to the window and single screw cable hangers to the ceiling to hold wires safe above all the equipment, everything was removed and restored to original status when decommissioned. See also Exhibit "A" at paragraphs 9.

9. **Please itemize any tax credits and/or deductions you (or your designated producer) have claimed and/or received for any of the work you did or caused to be done relating to establishing and operating your marijuana home grow operation. Please provide all supporting documentation and explain how you calculated any tax credits and/or deductions.**

No tax credits were available to us for any of the work done or equipment purchased for the cannabis growing operation. We were unaware of any credit for tax benefits available.

10. **How much have you (or your designated producer) spent purchasing marijuana plants and seeds for your marijuana grow operation? Please provide all supporting documentation.**

See paragraphs 8 through 13 of Exhibit "A".

11. **If you (or your designated producer) have not spent any amounts to purchase marijuana plants and/or seeds, how and from where were they acquired?**

Clones from the black market, from a reputed reliable and organic source.

12. **How much have you (or your designated producer) spent on growing supplies to grow your marijuana plants? Please list all items (e.g. soil,**

fertilizer, pesticides, nutrients, etc.) along with an explanation of the annual cost of each, with supporting documentation.

See Exhibit "A" generally and particularly paragraph 12 and I am attaching as Exhibit "F" copies of invoices/receipts for 2013.

13. If you (or your designated producer) have not spent any amounts on growing supplies, how and from where were they acquired?

N/A

14. Do you (or your designated producer) have any other marijuana growing/cultivation-related expenses that have not been covered by the questions posed or the answers that you have given? Please provide full particulars and all supporting documentation.

No.

15. Did you (or your designated producer) disclose the fact that you were growing your own marijuana to your home insurer?

- (a) If so, were you able to obtain home and/or property insurance to cover your marijuana growing operation?
- (b) If so, please explain your policy/ies, how much it/they cost(s), the risks it/they cover(s) (e.g., theft, fire, water damage, third party liability, etc.) and how it/they cover(s) activities related to your marijuana grow operation (e.g., limits, conditions, deductibles, etc.). Please provide copies of the policy/ies and all other relevant documentation.
- (c) If you were growing marijuana in premises that were rented, was your landlord aware of this? Please provide any supporting documentation.

No I was uninsured at the time due to high cost of rental insurance. Once I could afford it I obtained the most affordable tenants insurance I could get, I was not asked about cultivation while applying. The tenants insurance was \$38 per month. The landlord was unaware of cultivation, I was morally torn by not telling

him but the health and welfare of Tanya won out (I feel he would have perceived us negatively and probably tried to significantly increase the rent) I felt that I put the landlord in a very minimal risk as my system was no more dangerous than any other 1200W appliance. If something had happened I would have taken full responsibility anyways.

16. **How much do you (or your designated producer) pay for power/electricity every month to grow your marijuana? Please provide all supporting documentation (e.g., hydro bills for the periods before and after you set up your marijuana grow operation) and explain how you calculated the total spent.**

I paid approximately \$240 by monthly to BC Hydro approximately 75% being for the cannabis grow operation. So ~\$90 every month but unfortunately I do not have those receipts, I ended service at that home in October and stopped production September 2013.

17. **How much do you (or your designated producer) pay for water every month to grow your marijuana? Please provide all supporting documentation (e.g., water bills for the periods before and after you set up your marijuana grow operation) and explain how you calculated the total spent.**

Water was free, I used about 80L per week.

18. **Do you (or your designated producer) have, or have you ever had, a security system in place to protect your marijuana? If so, describe it, including:**

- (a) **all security-related structures (e.g., fences, blinds, barbed wiring, etc.);**
- (b) **all security-related equipment (e.g., motion detectors, safes/storage facilities, alarms on all entrances and entry points including doors and windows, locks on all entrances and entry points including doors and windows, traps, guard dogs/animals [including number of dogs/animals and breed/type of each], cameras including numbers and where they are, vents that mask/capture the smell of the**

marijuana so that neighbours are not aware of the existence of a grow operation, etc);

- (c) what each security structure and piece of equipment does;
- (d) what the security equipment monitors, (e.g., the area that the camera or motion detector captures);
- (e) records kept by the equipment, (e.g., if recordings are kept of camera footage and if so for how long); and
- (f) how much you have spent (and how much you continue to spend) on it, including any system monitoring fees.

Please provide all supporting documentation, including alarm certificate(s) and drawing(s) showing all of the above-described security features, and explain how you calculated the total amount spent on your security system.

There were blinds and bar across the window so no entry could be had into the garage. No alarm was active however an alarm was set up at the house but we could not afford to implement and maintain it. All doors had a deadbolt, the garage door was disabled and I parked my car in front of it. All cannabis was kept in a safe locked and we have two dogs that were very loud although not aggressive. The townhouse was at the end of a dead end private street and Tanya or one of our neighbours were always home. We used a heavy duty carbon filter to scrub growing room air of smells and vented everything into an area with an air freshener (ONA) first to absorb any remaining odour before it was pumped outside. There were never any moisture issues as we kept humidity very tightly controlled (50-70% in the rest of the house depending on weather and open windows and 80% exactly inside grow area which all air entering would be vented outside. Neighbours and friends would visit frequently no one was ever aware of our operation. We do not disclose that we are growing cannabis to people as the stigma and the issues surrounding it relative to the actual harm that it causes is ridiculous. At the time of the program change, the City of Surrey was going to implement a bylaw to charge people \$4200 to re-mediate previous MMAR production sites.

19. **Do you (or your designated producer) keep, or have you ever kept, firearms or other weapons (e.g., batons, tasers, pepper spray, etc.) in your home? If so, have you ever had occasion to use any of these weapons to protect yourself at home? If so, provide details.**

I own a broken .22 single shot rifle, and it is packed in a bag in the garage I probably have had it 20 years since it was last used. There is no ammo nor is it

working, it is a relic of my youth. Never have needed to protect my home thankfully, however I did move and Health Canada sent the privacy infringement letter to the new tenants after I had moved, it made me feel slightly worried for my security as these people now know about Tanya and I having an MMAR production and authorization to possess.

20. Describe how you (or your designated producer) have ensured that neighbours and the general public do not discover that you grow marijuana in your home. In particular, how do you prevent the smell of marijuana from escaping your growing operation and what equipment or structures you have built to conceal the marijuana you grow? How you dispose of any marijuana by-products so as not to reveal the presence of a marijuana growing operation in your home?

By pushing all the odour filled air through the carbon filter and venting through a secondary air freshener, then out the window port. Further by not telling any people or showing them we prevented people from even knowing about our operation. Everything was neat tidy and contained in the back room of the garage so no one had any reason to ever enter the area.

21. Have you moved since you started to grow your own marijuana?
- (a) If so, why, when, and from where?
 - (b) Did you disclose the fact that you were growing marijuana before you sold/vacated your home (e.g., disclose this fact to your property manager or landlord, realtor/real estate agent, Multiple Listing Service (MLS,) the purchasers, mortgage broker, anyone else involved in the purchase or potential purchase of the home, etc.)? Please provide all supporting documentation detailing this disclosure.
 - (c) If you did disclose that your home was used to grow marijuana, did you have to sell your home at a discount? If so, what was that discount? Please provide all supporting documentation and explain how the discount was calculated.
 - (d) Did you have your home inspected by a qualified professional (e.g., industrial hygienist, electrician, plumber, contractor, home inspector,

etc.) before selling your home to ensure that there was no contamination from your marijuana growing operation? Please provide all supporting documentation, including the costs of any inspection(s) and any inspection report(s).

- (e) Did you have to renovate or remediate the home in which you grew marijuana in any way before selling/vacating it? If so, what work was done and how much did it cost? Please provide all documentation.

Yes we have moved from the original address to a new address that can be provided if necessary but we are no longer able and are not continuing to produce since that move on October 31 2013. We had extensive difficulties with Health Canada prior to the move. It was absolutely terrible service. We were told that we somehow had to know our future address a month before we even found it or otherwise we were "out of luck" as far as a change in production site was concerned. This angered me as it is my spouses health and well being that is in issue not some prize and when I brought up how frustrating this was and how I was going to talk to a lawyer about it I was hung up on. There was no way we could find a new place before the date of the end of the program and as Tanya was now mostly in the hospital it was a very difficult move for me physically. We did not disclose cannabis production however the landlord did an extensive inspection and was extremely pleased with the condition of the home as we returned it in a cleaner condition than when we moved in. Please see paragraphs 14 through 16 of Exhibit "A" regarding the move and contact with Health Canada.

IV. Cultivation

22. Who cultivates the marijuana that you grow (e.g., you, a designated producer, family member, etc.), and who has done so in the past? Please provide full particulars.

I am Tanya Beemish's designated grower.

23. If you have changed producers or grow sites in the past, please fully explain why.

Not applicable.

24. How many hours per month does each cultivator spend to cultivate the marijuana?

I spent approximately 50 to 100 hours a month depending on the stage of the cannabis plants, the initial setup was even more time consuming.

25. **Please provide details regarding the remuneration (money or otherwise) each cultivator receives for his or her cultivation work.**

I once paid a friend in pizza and beer to help trim cannabis for four hours and watch movies when Tanya was hospitalized and could not help, and my back was hurting.

26. **In order to value their labour, please provide, for each cultivator:**

- (a) **Profession and/or job title(s); and**
- (b) **The salary/remuneration that they receive from their jobs per hour of work (i.e., hourly salary; or, if remuneration is received over some other period [weekly, monthly, annually, etc.], salary divided by number of hours worked).**

Not applicable

27. **Describe the totality of your marijuana growing activities both currently and in the past, including:**

- (a) **the number of plants grown;**
- (b) **where the plants have been grown and a general description of the location (i.e. in your current home, any previous homes, a warehouse, an apartment/townhouse, etc.), including the lot size;**
- (c) **the equipment used (kind/type and quantity);**
- (d) **the fertilizer used (kind/type and quantity);**
- (e) **the pesticides used (kind/type and quantity);**
- (f) **how the plants are irrigated (e.g., describe the watering cycles used, etc.);**
- (g) **how the plants are provided with sufficient light (e.g., describe the lighting cycles used, etc.);**
- (h) **how the marijuana is dried;**

- (i) how the plants are accounted for (i.e., how do you keep track of the number of plants grown);
- (j) how cross-contamination is prevented;
- (k) measures taken to ensure that no contaminants are spread outside of the growing area;
- (l) what is done with extra plants and plant parts that are not consumed;
- (m) how any excess water runoff is drained from the production site and, if outdoors, where the drainage leads; and
- (n) how the production site is maintained/cleaned, by whom, how often, and with what chemicals.

See attached Exhibit "A" to this affidavit and answers or paragraphs 8,9 10 and 12. I used Advanced Nutrients and was going to go organic but had to stop the operation. I only used neem oil and baking soda in water as a pesticide. I watered every 2-3 days depending on the lifecycle stage. There was two 600W HPS lights running 18 hours a day for the first 6 weeks and 12 for the next 9 weeks. Cannabis dried on screens in metal container with fans. I never grew more than 14 plants even though licence allowed 25, there was only so much room and it was a lot of bending over for every extra plant. Cross contamination? I did not cut meat or prepare food in the area. Other than the fertilizer which was carefully stored I used nothing that could be considered a "contaminant", all plant odour and particles were pushed through a carbon filter and air freshener prior to discharge outside. Any water or excess fertilizer mix was stored until re-application to soil, waste not want not. All waste vegetative matter was shredded and composted. I cleaned every saturday, shop vac with hepa filter, dusting and an inspection for dead leaves pests and excess water in each pot tray. I ran the operation like a lab as I have worked and studied in many.

I had no scale initially so did not record all harvests. My first harvest I estimate to have produced 400 grms from 12 purple kush plants in February 2013. My second harvest was May 2013 and was 12 plants (6 white berry(250gm) and 6 Jackie White(50gm)) for a total of 300gms.

My third harvest was 14 plants (White berry 3 plants – 120gms); 5 Afghani plants – 180 grms; 3 Sweet Skunk -100grms, 3 Jack Herer - 80grms for a total 480 grms.

28. Please provide any photographs or records (including logs, journals, spreadsheets, computer files, etc.) you have of your marijuana grow

operation, including any photos of damage caused by it (e.g., water damage, mould, insects, fire damage, structural damages, etc.).

No, structural or water damage ever occurred, I only have pictures of healthy plants and a black rectangular 8x4x6.5 tent in a back room of a garage. Looks like a clothing storage unit with a flexible ducting hose vented outside of a secure window.

29. **As far as you know, has there ever been any mould in your home while marijuana was being grown there? If so, provide details including the extent to which such mould was related to the growing of marijuana in your home.**

There was never any mold nor any other issues in the house whatsoever as an environmental professional and a long time gardener I was very very aware of changes in conditions in the grow tent and any of the rooms in the house. There was a hydrometer in each level of the home.

30. **How many marijuana plants have you grown each year since you started cultivating? In particular, please provide details of the accounting system you employ to keep track of the number of plants grown, lost to disease, or otherwise disposed of.**

In the first two harvests I had 12 plants and in the third and final harvest I had 14 plants for a total of 38 plants. I never lost any plants to disease however once spider mites appear that was resolved by using water with sodium bicarbonate mixed with neem oil. This was a month prior to flower and had no impact on the cannabis used by Tanya. I washed each plant thoroughly prior to it flowering.

31. **Explain how much dried marijuana (in grams) you have produced each year since you started cultivating.**

I estimate about 1200 grams total.

32. **Have you ever stored, possessed, or cultivated more marijuana than authorized by Health Canada? If so, how much more and when?**

No.

33. **Have you ever grown marijuana, or had someone grow marijuana for you, at a production site other than that approved by Health Canada?**

On the advice of counsel I object to answering this question as being irrelevant to these proceedings

34. **As far as you know, have your marijuana plants, including the soil, ever been affected by, or infested with, any kind of disease, insect, toxic mould or substance, or any other kind of sickness or infection? If so, please provide details including:**

- (a) **the nature of the issue;**
- (b) **when it occurred;**
- (c) **how many plants were lost;**
- (d) **how you disposed of the 'lost' plants; and**
- (e) **what steps (if any) you took to prevent a recurrence.**

See my answer to question 30. No plants were ever lost, no plants needed to be disposed of.

35. **Have you ever given away, sold, or otherwise traded any of the marijuana that you (or someone on your behalf) had cultivated? If so, please fully explain and describe the compensation you received, if any.**

No.

36. **Have you ever been approached by anyone to grow marijuana illegally? If so, please fully explain.**

No.

37. **Has anyone ever stolen or attempted to steal your marijuana? If so, please fully explain.**

No nor have I ever felt unsafe until receiving a letter from Health Canada outing us as MMAR producer and patient.

38. **How do you dispose the parts of your marijuana plants that you do not use (for example, leaves or stalks)?**

Via compost or extracts in butter/oil.

39. **How do you dispose of the materials you use to cultivate your marijuana (e.g., fertilizer, used water, used containers, used soil, used pesticide boxes/container, etc.)?**

I would typically use up all the fertilizer and there is never 'used' water because it evaporates or it is just reused on the soil. The transpiration of the rest of the water is vented out the window. All plastic fertilizer containers are scrubbed and cleaned and recycled, lightbulbs too, I reuse the old pots after a good scrubbing. I never used pesticides as I want to be green and sustainable not poison Tanya.

40. **Have you ever had your marijuana tested for parasites or insect infestation, mould, toxins or other contaminants? If so, please provide full particulars (e.g., who performed the tests, when, for what purposes, cost of testing, what the results were, etc.) and all supporting documentation.**

No but I wish could have if one was available.

41. **Have you ever had your marijuana growing operation inspected by a qualified electrician? If so, please provide full particulars (e.g., who performed the inspection, when, for what purposes, cost of inspection, what the results were, etc.) and all supporting documentation.**

I had a licensed professional electrician install and inspect all the electrical in operation afterwards to make sure there would be no issues with overloading the circuit breaker causing a fire. This was done on the understanding that I not disclose his or her name.

42. **Have you ever had your marijuana growing operation inspected by a fire safety inspector? If so, please provide full particulars (e.g., who performed the inspection, when, for what purposes, cost of inspection, what the results were, etc.) and all supporting documentation.**

Once again I wish I could and I believe that's the right thing to do as long as privacy could be ensured.

43. Has there ever been a fire at the location of your marijuana production site? If so, please fully describe the circumstances, including when it occurred, the cause of the fire, any damage caused by the fire, and provide any supporting documentation.

No fires

44. Has any other individual ever inspected your residence? If so, please fully provide full particulars (e.g., who performed the inspection, when, for what purposes, cost of inspection, what the results were, etc.) and all supporting documentation.

No other inspections other than landlord at time of move out and first year anniversary.

45. Have any children lived or been in your home since you began possessing marijuana for medical purposes? If so, please provide the following information along with the corresponding dates (month(s), year(s)):

- (a) the number of children present and their ages;
- (b) with respect to children not living in your home, the frequency and duration of their visits; and
- (c) the measures, if any, that you took to ensure that the children did not have access to any of your marijuana or marijuana extracts/products, and the costs associated with these measures if any.

No Tanya and I have no children. Unfortunately her illness is causing her a lot of grief and she may never be able to have children..

46. How did you learn to cultivate marijuana? In particular, have you ever taken any courses in subject matters that have assisted you in cultivating marijuana (e.g., agriculture, horticulture, botany, gardening, electrical training, etc.)? If so, please provide details (course name, institution attended, dates, cost, etc.) and any supporting documentation.

I am a biologist and environmental professional by education and have gardened

since I was young. I learned a lot about pest control and fertilization requirements from working for Agriculture Canada as a co-op student. I have a green thumb and cannabis is just a plant. What do you really need to know to do this small-scale production of 14 plants?


47. **Have you ever had complaints from neighbours or anyone else about your marijuana growing operation? If so, please provide full particulars (e.g., who complained, what they said, how you addressed the complaints, etc.) and any supporting documentation.**

No. Absolutely not. Work hard not to infringe on my neighbours right to the peaceful and quiet enjoyment of their property.

48. **Have you or anyone else ever been injured (e.g., cuts, abrasions, burns, muscle/tissue damage, fractures, etc.), as a result of marijuana growing activities, whether conducted yourself or on your behalf? If so, please provide details.**

Never hurt, itchy hands if I forget to wear gloves though.

SWORN BEFORE ME at the City)
of Abbotsford, in the Province of British)
Columbia, this 14th day of August,)
2014)


_____)
A Commissioner for Taking Affidavits in)
and for the Province of British Columbia)


_____)
DAVID HEBERT

JOHN W. CONROY, Q.C.
Barrister & Solicitor
Conroy & Company
2459 Pauline Street
Abbotsford, BC V2S 3S1
Telephone: 604-852-5110
Facsimile: 604-859-3361

This is Exhibit "A" returned to me
the affidavit of David Hebert
sworn before me at Abbotsford, BC
this 14th day of August 2014 FEDERAL COURT

No. T-2030-13

BETWEEN
Commissioner for Inquiring Affidavits
for British Columbia

COPIE FEDÉRALE
FEDERAL COURT
Copie du document
Copy of Document
Déposé / Filed
Reçu / Received

NEIL ALLARD
TANYA BEEMISH
DAVID HEBERT
SHAWN DAVEY

SERVICE OF A TRUE COPY
HEREOF ADMITTED
THIS...3.12.14...DAY OF
January 20 14..
W. Allard, T. Beemish, D. Hebert, S. Davey / cs
Solicitor for
A.G.C.
PLAINTIFFS

JAN 31 2014

AND:

HER MAJESTY THE QUEEN IN RIGHT OF CANADA

DEFENDANTS

AFFIDAVIT OF DAVID HEBERT

I, DAVID HEBERT, Environmental Protection Officer, c/o Conroy & Company, 2459 Pauline Street, Abbotsford, British Columbia, MAKE OATH AND SAY AS FOLLOWS, THAT:

1. I am one of the Plaintiffs herein and as such I have personal knowledge of the matters and facts hereinafter deposed to save and except where same are stated to be made on information and belief in which case I verily believe them to be true.
2. I am 32 years old, born in 1981 in Surrey, British Columbia, Canada and I am the common law partner and primary caregiver and Health Canada approved designated grower for Tanya Beemish, a patient approved by her health care practitioner and Health Canada to possess and use cannabis (marihuana) for her medical condition. Now produced and marked as Exhibit "A" to this my affidavit is a copy of my designated person production licence issued January 4th, 2013 and expiring January 4th, 2014

authorizing the production of 25 plants indoors and the storage of 1,125 grams. I have deleted the addresses, including that of the production and storage sites for reasons of privacy and security and can provide them if necessary and required to do so.

3. I reside in Surrey, British Columbia with my wife Tanya Beemish who is also a Plaintiff and I do not have a criminal record.

4. It is my understanding that Tanya Beemish has nerve damage in her stomach due to complications from Type 1 diabetes which has resulted in a condition called "gastroparesis" or "delayed gastric emptying". She vomits continuously for days some times and has terrible pain and nausea. She has been on disability leave since June 2012. For most of the last 24 months she has been unable to work due to her disability and has been spending more than 50% of her time in the emergency ward of the Royal Columbian and Surrey Memorial hospitals. For most of 2013 she has been feeding through a tube bypassing her stomach and she is on dozens of medications that do not appear to assist her, including opiates such as Hydromorphone (dilaudid). She is extremely weak and bed ridden most days. If I take her to the emergency department her average stay is a week and is sent home with a bag of food for her tube and a week long prescription for hydromorphone. When she is in hospital they keep her on dozens of medications, including opiates, but after she is sent home no follow up occurs any longer, this is extremely difficult for her with no family doctor.

5. She has found that cannabis marihuana is an effective relief to her nausea and discomfort from bloated stomach and in addition it helps her with anxiety and depression and stimulates her appetite when she has good days. She has also been trying to ingest CBD (cannabidiol) and THC (tetrahydrocannabinol) as extracts having heard that there is some research indicating it may help regeneration of nerves and help with the management of her diabetes.

6. She has cried and pleaded with her doctors to help her deal with her pain as she does not want to use opiates any longer as their side effects often exacerbate her gastroparesis condition (nausea and vomiting) while only temporarily aiding her pain. When she raises the question of cannabis with some doctors they often become

uncomfortable and silent avoiding conversation or become hostile and tell her that cannabis is poison and imply that she is a drug addict or that is causing her condition. This is most definitely not true as Tanya almost never has access to cannabis within hospital and often exhibits worse symptoms. The only physician that continues to support her is her endocrinologist, she currently has no family doctor.

7. Tanya's pain management is primarily through hydromorphone, as she has about 100 grams of dry stored cannabis remaining and has none left for juicing or attempting other extracts. We are concerned financially about her future ability to get the cannabis that helps her. Currently she is looking into other options to reduce or control pain such as the Pain Management Clinic that helps wean people off narcotics and deal with pain but there is a 19 month waiting list to get into that program.

8. I produced cannabis marihuana for her in our dwelling house garage in a secure, safe and healthy environment. The production site was the second last row townhouse on a dead end private street and the house was wired for security although there never once was a security incident. All growing was done in a 8'x4'x6.5' growing tent which was properly ducted to circulate fresh air from outside into the tent and vent humid hot air outside, no different than a clothes dryer. I ensured the use of carbon filters, air scrubbers and dehumidifiers to prevent offensive odours and mold issues. We never experienced any problems. We were directly between two large families on either side of us, with shared walls and never had any complaints, in fact we were quite friendly and even had them over without anyone knowing of our garden. The garage has a securely locked door with a dead bolt to an outside inaccessible backyard patio. The room itself was separate from the garage and had bars across the single small window, the garage door was also locked and disconnected from power as an added security. An additional smoke detector was put above the growing tent as well as a electrical/chemical rated fire extinguisher. All the hot components of the grow system such as the light ballasts were kept cool and away from any potential flammable materials. Once the production facility was constructed I had a certified electrician review it to make sure that I had done everything correctly.

9. I ensured that the cannabis (marihuana) was safe and organic and I lack confidence in others being able to meet my level of standard. I have gardened since childhood and find great joy in growing any plant, I take great care in this as well and for the most part kept my garden tidy like a lab. I have worked as an environmental professional, biologist, lab and agricultural technician over the last 10 years and feel confident in my knowledge of botany how to grow mold free produce. I utilized integrated pest management to deal with mites and other pests. I have two strains that provide Tanya consistent relief to nausea and some pain. One grown from seed and another provided by clone from a compassionate source. As we had to destroy these "mother" plants I fear having to try and find something similar from a licenced producer or the black market as I am unable to continue to provide for her.

10. Tanya consumes 2-10 grams a day of dried cannabis buds via smoking and vapourizing. Since we moved she has no longer been able to juice as we have not had any fresh plant material since. I estimate that, not including the cost of the initial set up equipment, that the electricity and fertilizer we currently use costs an average of about .50c per gram to produce. While I am authorized to produce 25 plants, I have never come near to producing that many, but would like to start doing so to be able to manufacture more edibles and extracts for her. Tanya would like to consume more by way of juicing, oils and other extracts as well as smoking and wishes to continue to do so.

11. If the cost of this medicine from Licenced Producers is between \$8-\$12 a gram we will simply not be able to afford to purchase the medicine for her. Even at \$5 a gram that would be a 10 times increase that we cannot afford. I understand if one continues to produce after one's licence expires that one may be subject to being charged with unlawful production and face the threat of imprisonment and possibly a mandatory minimum if I am doing it for her as they will say I am doing it for distribution. Consequently if I am no longer able to produce for Tanya at a reasonable cost, we will have no alternative but to try and seek out alternative medicine through the black market or illicit market to assist her. This is something we have always tried to avoid

and concerns me insofar as our safety and security is concerned. This could also negatively impact my career.

12. I estimate it cost us approximately \$4,225.97 after taxes to build the growing room and I would break down those costs as follows:

- a. Tables 8'x4'x6.5' tent \$425.00
- b. 2 x 600 watt ballast 499.98
- c. 2 reflectors 186.98
- d. Temp/climate control 680.00
- e. Blower fans to outside 169.99
- f. Soil over 3 crops 180.00
- g. Ducting and y connections 100.00
- h. Charcoal filter 131.74
- i. Pots and saucers 100.00
- j. Seeds 256.00
- k. Fertilizers 600.00
- l. Additional Fertilizer 200.00
- m. CO2 solenoid 144.49
- n. CO2 tank fill 99.00
- o. 12% tax 452.78

TOTAL: \$4,225.97

13. I estimate that after purchase of the equipment and set up as indicated in the paragraph above, the production process costs us about \$150 bimonthly in electricity and between \$25-\$50 a month in miscellaneous purchases such as fertilizer, pH probe buffer solution, CO2 refills, new pots, soil mixes, gloves and other gardening items. We have produced 3 crops so far and we purchased the equipment and built the room expecting to be self sufficient in the future and to not have to go to the illicit market or to anyone else for her medicine. We are both upset about being suddenly criminalized or be forced into purchasing from a private company with vastly inflated prices and losing our anonymity and self sufficiency.

14. Prior to September 30th, 2013, we resided in the townhouse with the garage room production facility, but due to Tanya's health and limited ability to contribute to rent due to reduced income of a disability pension, we simply could not afford to remain there at that rent cost and had to downsize and move to another location. This of course involved moving the production licence as well. Therefore on or about September 27th, 2013 I telephoned Health Canada and told them that we were going to have to move but we did not have a place yet and the person who I spoke to on the phone simply advised that they were unable to help until I had a new address at which time I would have to get the new forms in as soon as possible before the September 30th deadline.

15. By the time we found a place, the September 30th, 2013 deadline was passed and on or about October 20th, 2013 I again telephoned Health Canada to see what we could do given Tanya's health and our desire not to go to the black market and there not being any other sources available, but the representative from Health Canada told me that there was simply nothing that could be done, that I had passed the deadline and therefore the production would have to end upon the expiry of the licence, namely January 4th, 2014 and that it had to be at the specified location not elsewhere.

16. We moved to our new premises on October 30th, 2013 and are therefore are no longer producing because we could not move the production site to be lawful at the new premises, but we still have all our equipment and therefore have the ability to set back up if permitted to do so. The amount of cannabis left from production is now very low and I have looked at the cannabis (marihuana) available from the licenced producers online and can simply say that we cannot afford the prices. She has only been using dried and manicured cannabis and has no access to fresh plant material. Consequently I am going to have to go back to try and find some friendly sources on the street to obtain at a price that we can afford.

17. I swear this Affidavit in support of an Application for an Order under s.24(1) of the *Canadian Charter of Rights and Freedoms* as the appropriate and just interim remedy, in the nature of:

i. An interim constitutional exemption from ss.4,5 and 7 of the *Controlled Drugs and Substances Act* for all persons medically approved under the *Narcotic Control Regulations C.R.C., c.1041 (NCR)*, the *MMAR* or the *MMPR*, including those patients who have a caregiver 'person responsible' for them designated to produce for them, including an exemption for that caregiver 'person responsible' designated producer, pending trial of the merits of the action or such further Order of the court as may be necessary;

or, alternatively

ii. an interlocutory exemption/injunction preserving the provisions of the *MMAR* relating to personal production, possession, production location and storage, by a patient or designated caregiver 'person responsible for the patient' and related ancillary provisions, and if necessary, limiting the applicability of certain provisions of the *MMPR* to such patients or designated caregivers that are inconsistent with their s. 7 constitutional right under the *Charter* pending the decision of this Court on the merits of this action.

or alternatively, and together with

iii. an interim/interlocutory order in the nature of *mandamus* to compel the Defendant to process all applications, renewals and modifications to any licences pursuant to the *MMAR* in accordance with all of its provisions (other than those challenged as unconstitutional herein), notwithstanding ss.230, 233-234, 237-238, 240-243 of the *MMPR* relating to applications under the *MMAR* after September 30th, 2013 as reflected in the amended *MMAR* sections 41-48.

and such further and other relief as the court deems appropriate and just in all of the circumstances.

SWORN BEFORE ME at the City)
of ~~Abbotsford~~ ^{Langley}, in the Province of British)
Columbia, this 13th day of January,)
2014)



A Commissioner for Taking Affidavits in)
and for the Province of British Columbia)



DAVID HEBERT

JOHN W. CONROY, Q.C.
Barrister & Solicitor
Conroy & Company
2459 Pauline Street
Abbotsford, BC V2S 3S1
Telephone: 604-852-5110
Facsimile: 604-859-3361


DESIGNATED PERSON PRODUCTION LICENCE
DRIED MARIHUANA FOR MEDICAL PURPOSES

You have met the requirements to be issued a licence pursuant to section 40 of the *Marihuana Medical Access Regulations* (MMAR). You are hereby licenced to produce dried marihuana. This document and/or ID card will serve as proof of your authority to produce marihuana for a medical purpose. You should have at least one of these documents with you at all times in case you are required to show proof to the police.

| <u>HOLDER OF LICENCE INFORMATION</u> | <u>AUTHORIZED PERSON INFORMATION</u> |
|---------------------------------------|---------------------------------------|
| NAME: David Wesley Hebert | NAME: Tanya Louise Beemish |
| D.O.B: 26-Jul-1981 | D.O.B: 02-Jul-1986 |
| GENDER: Male | GENDER: Female |
| ADDRESS: [REDACTED] Canada | ADDRESS: [REDACTED] Canada |
| MAILING ADDRESS: [REDACTED] Canada | MAILING ADDRESS: [REDACTED] Canada |

| <u>TERMS AND CONDITIONS</u> |
|---|
| PRODUCTION SITE: [REDACTED] |
| MODE OF PRODUCTION: Indoor |
| PRODUCTION QUANTITIES: The maximum number of marihuana plants that you may have under production at the production site at any time under this <i>Designated Person Production Licence</i> is 25 PLANTS (indoor) or 0 PLANTS (outdoor). |
| STORAGE SITE: [REDACTED] |
| STORAGE QUANTITIES: The maximum quantity of dried marihuana that you may keep at the storage site at any time under this <i>Designated Person Production Licence</i> is: 1125 grams and it must be stored indoors. |

| <u>EXPIRY DATE</u> |
|---|
| Please note this <i>Designated Person Production Licence</i> expires on 04-Jan-2014 . Should you wish to renew your <i>Designated Person Production Licence</i> , please submit your renewal application at least 8 weeks prior to your expiry date. |

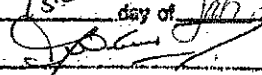
| | |
|--|--------------------------------------|
| ISSUED BY:  <small>Louis Proven A Director, Bureau du cannabis médical A Director, Bureau of Medical Cannabis Contrôleur Substances de Tabac et Alcool Administrateur des substances contrôlées et de la lutte au tabagisme Health Canada / Santé Canada</small> | DATE OF ISSUE: 04-Jan-2013 |
|--|--------------------------------------|

PLEASE READ ALL ENCLOSED DOCUMENTS

ENCLOSED DOCUMENTS:
Information you should know about your
Designated Person Production Licence

c.c.: Tanya Louise Beemish

| |
|----------------------|
| ID CARD AFFIXED HERE |
|----------------------|

This is Exhibit "A" referred to in
the affidavit of David Hebert
sworn before me at Abbotsford, B.C.
this 13th day of July, 2014

A Commissioner for taking Affidavits
for British Columbia

Tax return Summary

for 2013 taxation year



H&R BLOCK

First name
Last name
Client number
Social insurance number
Date of birth
Province of residence
Street
City
Province
Postal code
Home phone number
Email address

This is ~~entire~~ ^B returned to me
the affidavit of David Hebert
sworn before me at Abbotsford, BC
this 14th day of June 2014
[Signature]
A Commissioner for Taking Affidavits
for British Columbia

Taxpayer
David
Hebert
[Redacted]
[Redacted]
26-07-1981
British Columbia
[Redacted]
Surrey
British Columbia
V3V 3G9
[Redacted]
[Redacted]

Federal return

Total income

Employment income 101 58,415|09
Add lines 101, 104 to 143, and 147. This is your total income. 150 = 58,415|09

Net income

Pension adjustment 206 7,097|00
Registered pension plan deduction 207 4,832|18
Annual union, professional, or like dues 212 + 1,050|90
Add lines 207 to 224, 229, 231, and 232. 233 - 5,883|08
This is your net income before adjustments. 234 = 52,532|01
This is your net income. 236 = 52,532|01

Line 150 minus line 233 (if negative, enter "0")
Line 234 minus line 235 (if negative, enter "0")

Taxable income

Line 236 minus line 257 (if negative, enter "0") This is your taxable income. 260 = 52,532|01

Step 1 - Federal non-refundable tax credits

Basic personal amount 300 11,038|00
CPP or QPP contributions: through employment 308 + 2,356|20
Employment Insurance premiums 312 + 891|12
Canada employment amount 363 + 1,117|00
Interest paid on your student loans 319 + 5,257|49
Amounts transferred from your spouse or common-law partner 326 + 5,602|62
Add lines 300 to 332. 335 = 26,262|43
Multiply the amount on line 335 by 15%. 338 = 3,939|36
add lines 338 and 349. 350 = 3,939|36

Total federal non-refundable tax credits:

Step 3 - Net federal tax

Tax on taxable income (C) 8,507|62
Add lines (C) and 424. 404 8,507|62
Enter the amount from line 350. 350 3,939|36
Add lines 350 to 427. - 3,939|36
Basic federal tax (if negative, enter "0") 429 = 4,568|26
Federal tax 406 = 4,568|26
Line 406 minus line 416 (if negative, enter "0") 417 = 4,568|26

Refund or Balance owing

Net federal tax: add lines 417, 415 and 418. 420 = 4,568|26
Provincial or territorial tax 428 + 1,929|84
This is your total payable. 435 = 6,498|10
Total income tax deducted 437 8,590|70
These are your total credits. 482 - 8,590|70
Line 435 minus line 482 = (2,092|60)
Refund 484 2,092|60
Balance owing 485 0|00

Tax return Summary for 2013 taxation year

Taxpayer

Additional information

Marginal tax rate
Average tax rate (total income taxes paid + total income)
Total RRSP deduction limit - 2014
Capital gain exemption available

| |
|------------|
| 30% |
| 11.2% |
| 6,742.42 |
| 375,000.00 |

Tax return Summary

or 2013 taxation year



H&R BLOCK

Taxpayer

First name
Last name
Client number
Social insurance number
Date of birth
Province of residence
Street
City
Province
Postal code
Home phone number
Email address

This is ~~certified~~ ^C as returned to the
the affidavit of David Hebert
sworn before me at Abbotsford, BC
this 14th day of June 2014
[Signature]
A Commissioner for Making Affidavits
for British Columbia

Tanya
Beemish
[Redacted]
[Redacted]
02-07-1986
British Columbia
[Redacted]
Surrey
British Columbia
[Redacted]
[Redacted]
[Redacted]

Federal return

Total income

Employment income
CPP or QPP benefits
Disability benefits included on line 114
Add lines 101, 104 to 143, and 147.

| | | |
|-----------------------------------|--------------|------------------|
| | | Taxpayer |
| | 101 | 5,405 59 |
| | 114 + | 8,919 30 |
| | 152 | 8,919 30 |
| This is your total income. | 150 = | 14,324 89 |

Net income

Line 150 minus line 233 (if negative, enter "0")
Line 234 minus line 235 (if negative, enter "0")

| | | |
|--|--------------|------------------|
| This is your net income before adjustments. | 234 = | 14,324 89 |
| This is your net income. | 236 = | 14,324 89 |

Taxable income

Line 236 minus line 257 (if negative, enter "0")

| | | |
|-------------------------------------|--------------|------------------|
| This is your taxable income. | 260 = | 14,324 89 |
|-------------------------------------|--------------|------------------|

Step 1 - Federal non-refundable tax credits

Basic personal amount
Employment insurance premiums
Canada employment amount
Disability amount (for self)

| | | |
|---|--------------|-----------------|
| | 300 | 11,038 00 |
| | 312 + | 75 51 |
| | 363 + | 1,117 00 |
| | 316 + | 7,697 00 |
| Add lines 300 to 332. | 335 = | 19,927 51 |
| Multiply the amount on line 335 by 15%. | 338 = | 2,989 13 |
| add lines 338 and 349. | 350 = | 2,989 13 |

Total federal non-refundable tax credits:

Step 3 - Net federal tax

Tax on taxable income

Enter the amount from line 350.

| | | |
|------------------------|-----|----------|
| (C) | | 2,148 73 |
| Add lines (C) and 424. | 404 | 2,148 73 |
| | 350 | 2,989 13 |
| Add lines 350 to 427. | - | 2,989 13 |

Refund or Balance owing

Net federal tax:
Provincial or territorial tax

Total income tax deducted
CPP overpayment

| | | |
|--------------------------------------|--------------|---------------|
| add lines 417, 415 and 418. | 420 = | 0 00 |
| | 428 + | 0 00 |
| This is your total payable. | 435 = | 0 00 |
| | 437 | 602 70 |
| | 448 + | 236 42 |
| These are your total credits. | 482 - | 839 12 |
| Line 435 minus line 482 | = | (839 12) |
| Refund | 484 | 839 12 |
| Balance owing | 485 | 0 00 |

Additional information

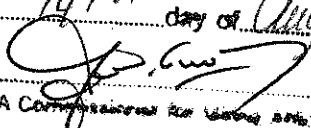
Marginal tax rate
Average tax rate (total income taxes paid + total income)
Total RRSP deduction limit - 2014
Capital gain exemption available

| | |
|--|------------|
| | 0% |
| | 0.0% |
| | 4,318 38 |
| | 375,000 00 |

| Monthly Payment | Debt | Total |
|-----------------|-------------------------------------|-----------|
| 294.88 | RBC Loan | 2,116.26 |
| 419.00 | Student Loan Canada | 43,855.00 |
| 0 | Student Loan BC | 6,443.00 |
| 339.31 | Student Line of Credit RBC | 21,249.21 |
| 580.00 | Line of Credit CIBC | 19,465.00 |
| 50.00 | Interest on 2nd Line of Credit CIBC | 10,000.00 |
| 200.00 | RBC Visa | 1,100.00 |
| 200.00 | Scotiabank Visa | 2,100.00 |
| 292.00 | Scotiabank Car Loan | 19,000.00 |

This is ~~before~~ ⁱⁿ presence of me
the affidavit of David Hebert
sworn before me at Abbotsford BC
this 14th day of Aug 2014
[Signature]
A Commissioner for Taking Affidavits
for British Columbia

| Income | Dave/Tany | Monthly Cost | Payee | Total Loan Amount |
|--------|-----------|--------------|---------------------------|-------------------|
| 3000 | D | 900 | Landlord | |
| | D | 292.38 | Car Loan | 19000 |
| | D | 294.88 | RBC Loan | 2390 |
| | D | 419 | Student Loan Canada | 46000 |
| | D | 0 | Student Loan BC | 7100 |
| | D | 139 | ICBC Auto Insurance | |
| | D | 74 | Fortis Natural Gas | |
| | D | 50 | BC Hydro Electric | |
| | D | 42.15 | Renters Insurance | |
| | D | 339.31 | Student Line of Credit RI | 21403 |
| | D | 580 | Line of Credit CIBC | 19465 |
| | D | 50 | Interest on Loan CIBC | 10000 |
| | D | 150 | Visa | 3000 |
| | D | 300 | Medical Canna | |
| | D | 46 | Internet | |
| | D | 60 | Cell Phone | |
| | D | 200 | Food | |
| 600 | T | 400 | Landlord | |
| | T | 80 | Cellphone | |
| | T | 40 | Medical Pharm | |
| | | Total | | Total |
| | | 4456.72 | | 128358 |

This is Exhibit "E" referred to in
the affidavit of David Hebert
sworn before me at Abbotsford, BC
this 14th day of Aug 2014

A Commissioner for Taking Affidavits
for British Columbia

PNW
15374 - 103A
SURREY, BC CANADA V.
PHONE: (604) 588-4769 FAX: (604) 588-4769
GST: GST#135293256RT0001

Invoice: 2-46558
From: Daniel
04/13/2013 TIME: 15:54

| PRODUCTS | TOTAL |
|-----------------------------|-------------|
| G Advance Bud Blood 40 gram | 17.27 |
| ----- | |
| SUBTOTAL : | 17.27 |
| GST : | 0.86 |
| ----- | |
| TOTAL : | 18.13 |
| < PAYMENT > | |
| ITEMS: 1 | Cash: 18.13 |

Thank you. Please come again.



2-46558

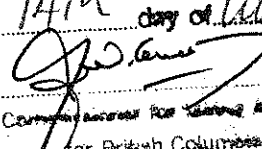
PNW Surrey
15374 - 103A Ave
SURREY, BC CANADA V3R 7A2
PHONE: (604) 588-4769 FAX: (604) 588-4786
PST: PST-1000-7853

Invoice: 2-48940
From: Daniel
07/13/2013 TIME: 14:39

| PRODUCTS | TOTAL |
|--------------------------|-------------|
| GP CO2 20 Lb Tank Refill | 30.36 |
| ----- | |
| SUBTOTAL : | 30.36 |
| GST : | 1.52 |
| PST : | 2.13 |
| ----- | |
| TOTAL : | 34.01 |
| < PAYMENT > | |
| ITEMS: 1 | Cash: 34.01 |

Thank you. Please come again.



This is Exhibit "F" returned to the
the affidavit of David Hebert
sworn before me at Abbotsford BC
this 14th day of Aug 2014

A Commissioner for Taking Affidavits
for British Columbia

PACIFIC N.W. INDOOR
GARDNER LTD
13880 VULCAN WAY
RICHMOND BC

PHONE: (604) 588-4786

Invoice:
From: ABBY
03/05/2013

CARD *****5795
CARD TYPE VISA
DATE 2013/03/05
TIME 9380 12:57:56
RECEIPT NUMBER
C30855773-001-079-005-0

PR
Vol

PURCHASE 99
TOTAL 20
\$26.19
19
1.19

ITEM VISA
A0000000081010
85C98D12D364E842
0000008000-E800
6B85AF81DC533E46
0000008000-F800

APPROVED

AUTH# 026949 01-027
THANK YOU

CARDHOLDER COPY

IMPORTANT - RETAIN THIS
COPY FOR YOUR RECORDS

HW Surrey
15174 - 103A Ave
SURREY BC CANADA V3R 7A2
PHONE (604) 588-4786 FAX (604) 588-4786

From: ABBY
01/08/2013
Original From: ABBY

| PRODUCTS | TOTAL |
|---|--------|
| System SJ Darkroom 240W 8"X4"X5" E | 425.00 |
| Solar Tek 600 Watt Digital Ballast 120/240V | 243.99 |
| GE Hydro Adjust A-Wing Enforcer Medium | 31.19 |
| Service Temperature Assembly | 57.50 |
| Charcoal Filter Mountain Air 640/328 Pcs | 131.74 |
| Mps 600 Watt U GE Ball (Paralax) | 208.54 |
| Transition 5" - 1" Pipe Reducer | 35.54 |
| Onzone Climate Controller 30C1 | 588.00 |
| Pro Max HP 3.8 cu/ft | 30.99 |
| San Master 4" 172' 35m | 159.99 |

SUBTOTAL 2311.49
HST 273.31
TOTAL 2584.80
PAYMENT 2584.80

Thank you. Please come again



PACIFIC N.W. INDOOR
GARDNER LTD
13880 VULCAN WAY
RICHMOND BC

PHONE: (604) 588-4786

CARD *****5795
CARD TYPE VISA
DATE 2013/01/25
TIME 5972 14:59:48
RECEIPT NUMBER
C30855773-001-046-003-0

PURCHASE 34.42
TOTAL 4.13
\$38.55
38.55

APPROVED

AUTH# 004620 01-027
THANK YOU

CARDHOLDER COPY

IMPORTANT - RETAIN THIS
COPY FOR YOUR RECORDS

PACIFIC N.W INDOOR
GARDNER LTD
13880 VULCAN WAY
RICHMOND BC

88-4786

| | | |
|-------------------------|-----------------|----------|
| CARD | 4519019222***** | E: 17:38 |
| CARD TYPE | INTERAC | ----- |
| ACCOUNT TYPE | SAVINGS | TOTAL |
| DATE | 2013/03/21 | 9 19.96 |
| TIME | 0579 17:37:18 | 30.99 |
| RECEIPT NUMBER | ----- | ----- |
| C30855773-001-093-019-0 | 50.95 | ----- |
| | 6.11 | ----- |
| PURCHASE | ----- | ----- |
| TOTAL | 57.06 | ----- |
| | \$57.06 | ----- |
| | ----- | in |

INTERAC
A0000002771010
425874A4CC82AC07
8080008000-6800
CE69DA203982B564

APPROVED

AUTH# 003556 00-001
THANK YOU

CARDHOLDER COPY

PNW Surrey
15374 - 103A Ave
SURREY, BC CANADA V3R 7A2
PHONE: (604) 588-4769 FAX: (604) 588-4786
PST: PST-1000-7853

Invoice: 2-46785
From: CHRIS
04/22/2013 TIME: 10:34

| PRODUCTS | TOTAL |
|---|--------|
| GP Reg-1 CO2 w/flow Gauge Solenoid Complete | 144.49 |
| GP CO2 20 Lb Tank Refill | 30.36 |
| SUBTOTAL : | 174.85 |
| GST : | 8.74 |
| PST : | 12.24 |
| TOTAL : | 195.83 |
| < PAYMENT > | ----- |
| ITEMS: 2 Cash: | 200.00 |
| Change: | 4.17 |

Thank you. Please come again.



2-46785

VANCOUVER SEED BANK
872 EAST HASTINGS
VANCOUVER BC
778 329 1930

TERMINAL ID.: 33Q11546
MERCHANT #: 33Q53E

DEBIT SAU
*****7328 EXP: **/** SWIPED

PURCHASE
BATCH: 000452 INV: 002175
Mar 22: 13 16:41
RRN: 032200002738 AUTH: 008768

SALE \$56.00

TOTAL \$56.00

SIGNATURE NOT REQUIRED

CUSTOMER COPY

FNW Surrey
 15374 - 103A Ave
 SURREY, BC CANADA V3R 7A2
 PHONE: (604) 588-4769 FAX: (604) 588-4786

Invoice: 2-45274
 From: Dan
 02/27/2013 TIME: 12:47

| PRODUCTS | TOTAL |
|----------------------------|-------------|
| Saucer 14" Vinyl -8 @ 1.86 | -14.88 |
| Erc Mix HP 3.8 cu/ft | 30.99 |
| Root Builder 1 Litre | 23.99 |
| ----- | |
| SUBTOTAL : | 40.10 |
| HST : | 4.81 |
| ----- | |
| TOTAL : | 44.91 |
| < PAYMENT > | |
| ITEMS: -6 | Cash: 44.91 |

Thank you. Please come again.



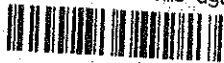
2-45274

FNW Surrey
 15374 - 103A Ave
 SURREY, BC CANADA V3R 7A2
 PHONE: (604) 588-4769 FAX: (604) 588-4786
 GST: GST#135293256RT0001

Invoice: 2-49643
 From: Daniel
 08/16/2013 TIME: 13:49

| PRODUCTS | TOTAL |
|--------------------|-------------|
| G Finisher 1 Litre | 19.99 |
| ----- | |
| SUBTOTAL : | 19.99 |
| GST : | 1.00 |
| ----- | |
| TOTAL : | 20.99 |
| < PAYMENT > | |
| ITEMS: 1 | Cash: 20.99 |

Thank you. Please come again.



Walmart

Supercentre

SUPERCENTRE
 WE SELL
 FOR LESS
 1000 GUILDFORD TOWN CTR

| | | |
|--|------------------------|-----------|
| ST# 3098 OP# 00003584 TE# 13 TR# 08179 | TOWER FAN 002704572850 | \$29.96 E |
| ENV FEE 000030255157 | | \$2.25 E |
| PLANO 4 SHLF 002409590177 | | \$14.97 E |
| CASE FILE BU 007897311202 | | \$6.37 E |
| CHP I/C F VA 006294200155 | | \$4.77 D |
| MED CHEESE 062891500023 | | \$8.97 D |
| GV MANGO 068113191396 | | \$3.97 D |
| BBQ PEANUT 005996604916 | | \$4.97 J |
| GARDEN SAL 007127910302 | | \$1.47 D |
| APPLE GALA 000000004133K | | |
| 0.610 kg @ \$3.68/kg | | \$2.24 D |
| POTATO RUSS 000000004072K | | |
| 2.060 kg @ \$1.04/kg | | \$2.14 D |
| ASIAN PEARS 000000004407K | | |
| 1.115 kg @ \$3.24/kg | | \$3.61 D |
| GG 665G 006663329705 | | \$3.94 D |
| GV 10 TOR WJ 062891500165 | | \$3.37 D |
| CHEETOS JAL 006041001038 | | \$2.00 J |
| CHEETOS 006041004009 | | \$2.00 J |
| ARROWROOT 068113175944 | | \$2.47 D |
| NAAN GARLIC 087668100793 | | \$1.98 D |
| PUREPMPKIN 006720000360 | | \$3.97 D |
| TRAVEL TABS 006700204677 | | \$4.23 J |
| AA PROTECTAN 006778811300 | | \$4.98 E |
| AREOSOL WHIP 006870050662 | | \$3.08 D |
| BETTYCROCKER 006653346582 | | \$1.98 D |
| FREE RUN 067495900008 | | \$4.67 D |
| STRAWBERRIES 066629000142 | | \$3.47 D |
| GV ICED TEA 060538892675 | | \$0.64 D |
| MM WH LEMON 005960006176 | | \$1.17 D |
| DL SR CRM 006870002603 | | \$3.16 D |
| CR CHS SPR L 060538887775 | | \$2.98 D |
| GG CREAM STY 006905210260 | | \$1.37 D |
| YELLOW ONION 000000004093K | | |
| 0.315 kg @ \$1.70/kg | | \$0.54 D |
| CUCUMBER 000000004062K | | \$0.77 D |
| GV BUTTER 068113186283 | | \$3.47 D |
| GV BUTTER 068113186283 | | \$3.47 D |
| BANANAS 000000004011K | | |
| 0.915 kg @ \$1.70/kg | | \$1.56 D |
| SUBTOTAL | | \$146.96 |
| GST 5% | | \$3.59 |
| PST 7% | | \$4.10 |
| TOTAL | | \$154.65 |
| VISA TEND | | \$154.65 |

VISA **** * 5795 I 1
 APPROVAL # 003902
 REF # 001001728

AID A0000000031010
 TC 9C51A032341B2B6E
 TERMINAL # WMTA0803176
 *Pin Verified

05/18/13 17:43:50

CHANGE DUE \$0.00
 GST/HST 137466199 RT 0001"
 QST 1016561356 TQ 0001"

ITEMS SOLD 35

TC# 7538.2716 7737 3625 0664 9



www.walmart.ca
 05/18/13 17:43:50

CUSTOMER COPY