

FEDERAL COURT

BETWEEN:

**NEIL ALLARD
TANYA BEEMISH
DAVID HEBERT
SHAWN DAVEY**

PLAINTIFFS

AND:

HER MAJESTY THE QUEEN IN RIGHT OF CANADA

DEFENDANTS

PLAINTIFFS' LIST OF DOCUMENTS

1. **Affidavit of Neil Allard, sworn January 10, 2014 and including all exhibits described as follows:**
2. Exhibit "A" Curriculum Vitae
3. Exhibit "B" certificate awarded to N. Allard for his 10 years of loyal service to Veterans Affairs Canada, signed on June 19, 1998.
4. Exhibit "C" one page summary of facts of the nature of his illness namely Myalgic Encephalomyelitis.
5. Exhibit "D" Medical note from Dr. Shintani of October 21st, 1998.
6. Exhibit "E" Medical Letter from Dr. Leon Berzen, neuropsychiatrist, dated May 1, 2001 supporting his continued cannabis use.
7. Exhibit "F" Medical Letter from Dr. Shintani dated November 5, 2001
8. Exhibit "G" Advertisement for Medical Marijuana course through the Continuing Education program at Malaspina College in Duncan, BC
9. Exhibit "H" Registration statement of Neil Allard for Malaspina course (Exhibit "G")

10. Exhibit "I" Medical Letter of January 15, 2003 from Dr. Bruce Carruthers indicating his continued support for his use of cannabis.
11. Exhibit "J" BC Compassion Club Society member renewal from October 29th, 2004 confirming continued membership of Neil Allard with the BC Compassion Club Society in that period of time.
12. Exhibit "K" Electrical inspection report request September 6th, 2012 dated September 21st, 2012.
13. Exhibit "L" Medical letter dated March 11th, 2008 from Dr. Bruce Carruthers
14. Exhibit "M" Medical letter from Dr. Jim Mander, Medical Arts Center dated December 1, 2009
15. Exhibit "N" Document describing a Consultation with Dr. K.A. Muendel that occurred on June 11th, 2012 and this report further assesses and documents his condition and the effective use of cannabis (marihuana)
16. Exhibit "O" Excerpts from "American Herbal Pharmacopeia" which lists the various chemicals people use in producing marihuana. at p.50.
17. Exhibit "P" Letter to Health Canada to amend production site and increase dosage, September 6, 2012
18. Exhibit "Q" MMAR Form B completed by Dr. Mander and also signed by specialist Dr. Karl Muendel dated September 6, 2012.
19. Exhibit "R" MMAR Authorization to Possess approved by Health Canada under client ID number 23 and MMAD number 1792-13 which is valid until March 31st, 2014, having been issued July 15, 2013 and authorizing possession of up to 600 grams on his person at any time.
20. Exhibit "S" MMAR Personal Use Production Licence under MMAD ID and client ID number issued July 15, 2013 and expiring on March 31, 2014 and authorizing to produce 98 plants.
21. Income tax return for Neil Allard for the year 2012.
22. Canada Revenue Agency T4A 2013, Sun Life Assurance Company of Canada.
23. Canada Revenue Agency T5 2013, Statement of Investment Income, Bank of Montreal.
24. Canada Revenue Agency T4A (P) Statement of Canada Pension Plan Benefits.
25. Canada Revenue Agency T4A Statement of Pension, Retirement, Annuity and Other income - PSSA Pension LPFP.

26. Invoice from Jonker Custom Building, October 8, 2012 for capital costs for production site.
27. Miscellaneous receipts/invoices for miscellaneous expenses in the cost of production for 2012.
28. **Affidavit of David Hebert, sworn January 13, 2014 and including all exhibits described as follows:**
29. Exhibit "A" MMAR 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.
30. Curriculum Vitae.
31. 2013 Income Tax Return Summary.
32. Estimated Monthly Budget for David Hebert and Tanya Beemish.
33. **Affidavit of Tanya Beemish, sworn January 13, 2014 and including all exhibits described as follows:**
34. Exhibit "A" MMAR Authorization to Possess which expired on January 4th, 2014.
35. Exhibit "B" David Hebert MMAR PUP Licence authorizing the production of 25 plants indoors and the storage of 1,125 grams indoors and also expired on January 4th, 2014.
36. Curriculum Vitae;
37. 2013 Income Tax Return Summary.
38. MMAR Form B2 September 17th, 2013.
39. **Affidavit of Shawn Davey, sworn January 8, 2014 including all exhibits described as follows:**
40. Exhibit "A" MMAR Authorization to Possess indicating MMAD No. 42760-13 client ID 45146 authorizes possession at any time up to 750 grams on his person issued September 26th, 2013 and valid for one year.
41. Exhibit "B" MMAR Personal Use Production Licence issued on September 26th, 2013 and expiring March 31st, 2014 allowing production of 122 plants indoors and storage of 5,490 grams indoors.
42. 2014 Bank of Nova Scotia Mortgage account statement July 14th, 2014

43. 2013 HSBC Bank statements of account showing income and expenses for the year 2013 (58 pages).
44. T4A(P) Canada Revenue Agency Statement of Canada Pension Plan income.
45. Documentation pertaining to contract of purchase and sale of residence at 32037 7th Ave. Mission B.C. in 2014 (10 pages).
46. **Affidavit of Brian Alexander, sworn January 8, 2014 including all exhibits described as follows:**
47. Exhibit "A" MMAR Authorization to Possess showing MMAD number 102108-12 issued December 18th, 2012 and expiring on December 18th, 2013 authorizing possession of 900 grams.
48. Exhibit "B" MMAR Personal Use Production Licence issued December 13th, 2012 authorizing production of 146 plants indoors and storage of 6,570 grams indoors at the storage site.
49. Exhibit "C" six photographs of doors (3 pages) installed for security in the event of attempted break ins or thefts at the production site.
50. Copy of email received from Health Canada MMAP-PAMM dated December 17th, 2013 in reply to request and which sets out the statistics as of December 2, 2013 for the number of Authorizations to Possess (ATPS), Personal Use Production Licences (PUPLS) and Designated Person Production Licences (DPPLS) by province/territory for all of Canada.
51. **Affidavit of Zachary Walsh, sworn January 15, 2014 and including all exhibits described as follows:**
52. Exhibit "A" Curriculum Vitae.
53. Exhibit "B" article from the *International Journal of Drug Policy* entitled "Cannabis for Therapeutic Purposes: Patient Characteristics, Access and Reasons for Use".
54. Exhibit "C" paper in the *International Journal of Drug Policy* entitled "Cannabis for Therapeutic Purposes – Survey on Barriers to Access to Cannabis for Therapeutic Purposes in Canada"
55. Exhibit "D" PowerPoint presentation entitled "Cannabis Access for Medical Purposes: Patient Characteristics, Patterns of Use and Barriers to Access".
56. Exhibit "E" final report of December 2012 "Cost Benefit Analysis of Regulatory Changes for Access to Marijuana for Medical Purposes"


57. **Affidavit of Susan Boyd, sworn January 15, 2014 and including all exhibits described as follows:**
58. Exhibit "A" Curriculum Vitae.
59. Exhibit "B" Brief summary of the contents of the book "Killer Weed" from it's cover, a copy of it's cover and publication details and a copy of the table of contents and table of figures.
60. Exhibit "C" A series of excerpts from the book with respect to the following topics and at the following pages:
 - C1. "Crime in Canada" pp. 109-113
 - C2. "Danger / Firearms" p. 32
 - C3. "Risk of Fires / Booby Traps" p. 133-134
 - C4. "Mould" p. 184
 - C5. "Medical Cannabis" p. 161
 - C6. "Medical Marijuana and Organized Crime Claims" pp. 155-165.
61. A copy of the Book "Killer Weed – Marijuana Grow Ops, Media, and Justice" by Susan C. Boyd and Connie I. Carter, University of Toronto Press 2014.
62. **Affidavit of David Pate, sworn January 16, 2014 including all exhibits described as follows:**
63. Exhibit "A" Curriculum Vitae.
64. Exhibit "B" list of publications as of July 15th, 2011.
65. Exhibit "C" Reasons for Judgment in *R. v. Smith*, paragraphs 125-129 and 131. I
66. Exhibit "D" Expert Report prepared and filed in the *Smith (supra)* proceedings in the Supreme Court of British Columbia.
67. Letter dated July 19th, 2013 from Amanda Wilson, Coordinator, Access to Information and Privacy Division of Health Canada attaching a page with specific answers to the questions asked indicating that the total annual dried cannabis dosage or consumption in kilograms per year with a dosage between 1-149 grams per day was 188,189 kilograms as of April 2013 and that there were 89 people with Authorizations to Possess under the *MMAR* with dosages of 150 grams or more per day as of April 2013. The answer to the third question with respect to anticipated production in preparation for March 31st, 2014 was simply "nil from the BMC". 25.
68. Response of Amanda Wilson, Coordinator, Access to Information and Privacy Division for Health Canada dated October 9th, 2013 which attached specific answers to questions, including, in particular, the graph on page 2 that sets out

the daily grams authorized and the corresponding kilograms authorized in those categories

69. Letter dated December 13, 2014 from Amanda Wilson, Coordinator, Access to Information and Privacy Division of Health Canada attaching her reply (8 pages) indicating specifically at page two the status of the processing of applications to become Licenced Producers as of October 2nd, 2013, and showing a predicted current risk weighted production forecast of only 3,055 kilograms by April 2014.
70. Page from the Health Canada website showing that as of November 1st, 2013 there were only three Licenced Producers approved.
71. "Fire Losses in Canada Year 2007 and Selected Years" by Mahendra Wijayasinghe, PhD, Office of the Fire Commissioner
72. Letter from Health Canada and specifically identified to be from the Marihuana Medical Access sent to all the medically approved patients under the *MMAR* identifying each person as a patient in the program and providing them with information with respect to the proposed changes (15 pages) in November 2013.
73. Press release of the Federal class action against Health Canada for invasion of Privacy.
74. Statement of Claim issued on November 25, 2013 in the action of *Jason Wilcox v. HMTQ*, in the Federal Court of Canada, T-1934-1.
75. Norml USA printout from website summarizing the individual US States medical marihuana laws in each situation.
76. Mission City Record, February 11th 2013 p.6 "Prescription Pot pretense ending' article by Tom Fletcher.
77. March 2007 article entitled "Comparing the Perceived Seriousness and Actual Cost of Substance Abuse in Canada – analysis drawn from the 2004 Canadian Addiction Survey" -CCSA – CCLAT by Gerald Thomas, Senior Policy Analyst and Christopher G. Davis, Research Associate, Canadian Center on Substance Abuse.
78. Email November 21, 2013 from Rick Landon – Victim Impact Statement.
79. Health Canada MMAR Program Application Forms 2013.
80. Website printout – The Bloombox V 3.0 Hydroponic Grow Box.
81. C02 Boost Bucket Complete advertisement.
82. Product Catalogue GP East, GreenPlanet Wholesale Catalogue 2014

83. PowerBox, Catalog & Installation Guide 2012
84. Curriculum Vitae of Jason Schut, Enviromold Bio
85. Enviromold website printouts: Credentials, Mold Prevention, Inspection and Testing, Clean-up and Remediation, Mould prevention, Marijuana Grow-Ops, Mould FAQ, Industries we Serve, Industry Fraud, www.enviromold.ca
86. Various advertisements/flyers (Solis Tek, Light Rail, Cvault, Method 7, GreenPlanet, Gorilla Grow Tent, Exhale Homegrown CO2)

Dated: July 15, 2014



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