



August 17, 2021

**Via Courier**

Citadel Law Corporation  
1400 – 1125 Howe Street  
Vancouver BC V6Z 2K8

Dear Polina Furtula:

**Re: CSASPP v. HMQ & PHO**  
**Vancouver Registry File No. S-210831**

---

Please find enclosed for service upon you the Defendants' Demand for Particulars dated August 17, 2021. We look forward to receipt of your response in accordance with the timelines provided in the Supreme Court Civil Rules. If you do not expect to be able to meet those timelines, please advise at the earliest opportunity so that we can discuss a mutually convenient schedule for delivery of your response.

We again note that your Notice of Civil Claim does not include a fax or email address for service. Could you kindly confirm whether you will accept service by email or fax for routine correspondence and/or service of the materials contemplated in the Case Plan Order? In our view this would greatly assist in the orderly conduct of this file through the certification process and facilitate communication between counsel. As previously indicated, we would be happy to provide hard copies by mail to follow if that assists. We look forward to hearing from you in this regard.

Sincerely,

Jacqueline D. Hughes, QC  
Senior Legal Counsel

JDH/vl  
Enclosure

IN THE SUPREME COURT OF BRITISH COLUMBIA

Between

CANADIAN SOCIETY FOR THE ADVANCEMENT OF SCIENCE IN PUBLIC  
POLICY

Plaintiff

and

HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF BRITISH  
COLUMBIA AND DR. BONNIE HENRY IN HER CAPACITY AS PROVINCIAL  
HEALTH OFFICER FOR THE PROVINCE OF BRITISH COLUMBIA

Defendants

Brought under the *Class Proceedings Act*, RSBC 1996, c. 50

**DEMAND FOR PARTICULARS**

To: the Plaintiff, Canadian Society for Advancement of Science in Public Policy

TAKE NOTICE that pursuant to Rule 3-7 (20) and (23), the Defendants, Her Majesty the Queen in the Right of the Province of British Columbia (the "Province") and Dr. Bonnie Henry in her capacity as Provincial Health Officer for the Province of British Columbia ("PHO"), collectively the "Defendants", demand further and better particulars of:

1. With respect to Part 1, paragraph 44, particulars of:
  - (a) which of the Defendants are alleged to have "*obstructed or discouraged licensed physicians and other treatment providers...from advocating modalities or therapies with respect to the clinical approach in treating COVID-19 and related diseases...*";
  - (b) If the answer to 1(a) above includes the Province, provide particulars of which employee(s), representative(s), and/or agent(s) of the Province are alleged to have "*obstruct[ed] or discourag[e] licensed physicians and other treatment providers...from advocating modalities or therapies with respect to the clinical approach in treating COVID-19 and related diseases...*";
  - (c) the acts, statements or other conduct by which the Defendants, or either of them, are alleged to have "*obstructed or discouraged*

*licensed physicians and other treatment providers...from advocating modalities or therapies with respect to the clinical approach in treating COVID-19 and related diseases...*, including without limitation:

- i. the date the act or conduct occurred, or statement was made; and
- ii. if the alleged obstruction was made by way of a statement, whether that statement was made orally or in writing; and

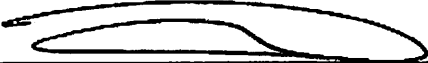
(d) the "modalities or therapies" referred to.

2. With respect to Part 1, paragraph 45, provide particulars of the "Complementary Therapies", as that term is used in paragraph 45.
3. With respect to Part 1, paragraph 49, provide particulars identifying which specific "Ministerial orders" are alleged to be "*not necessary to 'prevent, respond or alleviate' the effects of COVID-19 to the population of British Columbia*".
4. With respect to Part 1, paragraph 50(f), provide particulars identifying the "further orders" referenced therein.
5. With respect to Part 1, paragraph 52, provide particulars identifying which of the PHO's orders are alleged to "*not reference the medical or scientific basis for issuing the order and do not satisfy the requirements of s. 52 of the [Public Health Act]*".
6. With respect to Part 1, paragraph 53, provide particulars identifying which of the "Orders" are alleged to:
  - (a) be inconsistent;
  - (b) be contradictory;
  - (c) be contrary to reasonably established medical and scientific principles and research;
  - (d) not satisfy the requirements of s. 9 of the *Emergency Program Act*;
  - (e) not satisfy the requirements of s. 52 of the *Public Health Act*;
  - (f) "*discourage the public from wearing masks on the basis that they were ineffective*" as pleaded in paragraph 53(a);
  - (g) "*fail[ed] to enforce these orders*" as pleaded in paragraph 53(f); and
  - (h) admit "*that the limit on the size of gatherings is arbitrary and was never grounded in science*" as pleaded in paragraph 53(l).

7. With respect to Part 1, paragraph 54, provide particulars identifying:
  - (a) Which restrictions or orders are included within “these restrictions”; and
  - (b) Which restrictions or orders as particularized in (a) are alleged to have caused each of the “Restriction Effects” as enumerated in paragraph 54(a) through (i) inclusive.
  
8. With respect to Part 3, paragraph 27, provide particulars of the “related notices”, including without limitation:
  - (a) the form in which the notice(s) was provided;
  - (b) the date of the notice(s); and
  - (c) the individual or entity that is alleged to have provided each the notice(s).
  
9. With respect to Part 3, paragraph 29, provide particulars identifying which “Orders” are referred to in each of subparagraphs (a) through (f) inclusive.
  
10. With respect to Part 3, paragraph 30, provide particulars identifying which “Orders” are alleged to have violated each of:
  - (a) s. 2 of the *Charter*;
  - (b) s. 6 of the *Charter*;
  - (c) s. 7 of the *Charter*;
  - (d) s. 8 of the *Charter*;
  - (e) s. 9 of the *Charter*; and
  - (f) s. 15 of the *Charter*.
  
11. With respect to Part 3, paragraph 31, provide particulars identifying which of the “Orders” are alleged to be unconstitutional and of no force or effect.

AND FURTHER TAKE NOTICE that in accordance with Rule 3-7(20)(b) of the *Supreme Court Civil Rules*, the Defendants require that the particulars set out above be provided within ten (10) days of the service of this Demand.

Date: August 17, 2021

  
\_\_\_\_\_  
Signature of Jacqueline D. Hughes, Q.C.,  
Counsel for the Defendants