



March 29, 2024

Ches

Thank you for responding to my comments and concerns with regards to Citizens Inquiry Canada AGM minutes.

Clearly we have different perspectives on what has transpired over the last few months and who has betrayed who. Let's see if we can reach some common understanding.

First of all, I find it most interesting that your perception of me and *"my confederates"* is that we have abandoned the mission of *"promoting implementation of the NCI report"*. I'm curious what evidence you have to justify this perception. We have not abandoned the mission of promoting the NCI report and are doing everything we can with limited resources to do so.

Second, I agree with you that *"the mission to achieve implementation of the recommendations in the Report has been impaired."* It would appear, however, that you fail to understand how the actions of yourself and David Ross have contributed to and are solely responsible for impairing the National Citizens Inquiry in fulfilling its mission.

Have you forgotten that you issued a directive to our three social media contractors to change the security codes to our social media, email, and live streaming accounts? Might this directive have something to do with impairing the NCI fulfilling its mission?

Might the refusal to return to the National Citizens Inquiry approximately \$200,000 in funds donated to the NCI contribute to impairing the NCI fulfilling its mission?

Might the need to incorporate a new not-for-profit and establish all new social media, email, and livestreaming accounts contribute to impairing the NCI fulfilling its mission?

Might you have any responsibility for the disabling of the National Citizens Inquiry in fulfilling its mission to disseminate the Commissioner's Report and recommendations?

I contend that you are being disingenuous when you claim your goal is the dissemination of the Commissioner's Report only to direct our social media contractors to withhold the very tools that are required for the NCI to do its work.

The actions of the directors of Citizens Inquiry Canada, rather than being of service to the NCI, have become a disruptive force that undermines our efforts to disseminate the Commissioner's Report and recommendations, to get the truth out, and to hold our various institutions to account.

But let's continue with your comments.

You state: *"There was no mention of an additional mission of holding new hearings into the same, similar or unrelated subjects."* The minutes of the NCI Support Group indicate otherwise. Conversations began in June 2023 in recognition of the need to create an administrative structure to address the ongoing need for the NCI to serve Canadians as a tool of truth and accountability. We recognized the need for the NCI to continue back in June 2023.

You state: *"Motives for betrayal of an agreed upon mission are always a matter of speculation."* Agreed. And given the lack of a clear and consistent justification for the theft of NCI assets, we are left to speculate.

Initially, the justification given for the betrayal by the CIC directors was that the NCI Support Group had no authority; we just thought we did for 18 months. When this narrative was dismissed based upon NCI and CIC bylaws, Rules of Inquiry, NCI Support Group minutes, and real life governance, the narrative changed.

Then it became the desire to *"bookend"* the NCI for posterity. I recall you using the word 'posterity' multiple times in your interview with Jason Lavigne. The new explanation given was that *"all good things need to come to an end"*.

Now the justification given for betrayal is that you object to the appointment of Shawn Buckley as Executive Director of the NCI. How does the recognition that Mr. Buckley has effectively served as the Executive Director of the NCI during the inquiry process justify the theft of NCI assets?

Our best explanation, one that makes the most sense to NCI supporters, is that those within the Conservative Party of Canada, to which you and Preston Manning are associated, want the NCI shut down to avoid possible embarrassment as a result of the Conservative Party's collusion with the vaccine, masking, social distancing, lockdowns and other mandates. Exposing this would be inconvenient for a party aspiring to form the next government.

I'd like to be proven wrong, but the failure of the Conservative Party to even acknowledge the compelling NCI testimony or Commissioner's Report and recommendations is disconcerting. Is this speculation? Yes, it is. And in the face of a lack of clarity as to the reasons you and David have acted as you did, we are left with speculation.

Let's be clear about the reasons for your dismissal from the NCI Support Group. Your dismissal was a result of your betrayal of the NCI Support Group. You were asked to confirm that the NCI

Support Group was the rightful governing body of the NCI. You chose the CIC. This, in spite of you having served on the NCI Support Group through much of its history and helping to exercise its authority. To suggest it was otherwise is dishonest. It also begs the question: *Why would you want to maintain your membership on the NCI Support Group when we had, in your view, no authority to make decisions?*

But let's continue with your justification for your actions.

You state: *"You and the other rebellious SG members, in betrayal of their ethical duty of loyalty to the NCI and the mission on behalf of Canadians to which they agreed, organized a conversion of assets of the NCI and established a corporate entity with a name calculated to confuse supporters."*

Ches, I'm not certain how you became so confused, but it is yourself and David Ross who have stolen the assets of the NCI. If there is any confusion still, who has the social media accounts for the NCI? Who has the funds donated to the NCI? Who has failed to provide detailed financial accounting of financial assets received, disbursed and held on behalf of the NCI?

If you are referring to the NCI website, who facilitated the transition of the ownership of the website from David Ross to myself? Answer: David Ross. It's because David understood who the rightful owner of the NCI website is.

With regards to *"confusing supporters"*, who needs to add the following signature to their emails – *"David Ross, Citizens Inquiry Canada o/a National Citizens Inquiry"*. If you and David are the National Citizens Inquiry why would you need to state - *"operating as"*? It is the actions of the CIC directors which have created substantial confusion with our supporters and donors.

With regards to your comments on defamation – what have we stated that is untrue or defamatory? If we have stated anything that is untrue or defamatory, I welcome you bringing this to my attention. I also find your comments on defamation disingenuous given your comments – *"In my submission, the position of you and your confederates is self-interested, irrational and deluded."* I suggest this is defamation.

I can appreciate that you disagree with decisions made by the governing body for the NCI. However, in all your time in government, did you participate in the theft of funds and resources because you didn't agree with the decisions of government?

The NCI Support Group is the governing body of the NCI and has been from its inception. You know this, and yet you deny this when it serves your agenda.

My question is, *when did you decide that the NCI Support Group has no authority?* Was it throughout our entire history as an organization and you withheld this perspective from your colleagues on the NCI Support Group, or did you only come to this position after you and David

were removed from the NCI Support Group? In either case it doesn't speak well for honesty and integrity.

I and the other members of the NCI Support Group welcome an end to this public disagreement. This does not serve the mission of the NCI or our fellow Canadians. I agree wholeheartedly with your statement – *“The energy and treasure misspent on disagreeing over matters already agreed, is a tragic betrayal of the faith and confidence of Canadians, and brings shame on the perpetrators for their betrayal.”*

There is a way forward – **return what belongs to the National Citizens Inquiry.**

Return the social media accounts and transfer all funds held by the CIC on behalf of the National Citizen Inquiry as of January 29, 2024 when the CIC directors were given notice that their services were no longer required. Stop acting as if the CIC is the National Citizens Inquiry.

The NCI Support Group has the right and authority to decide which corporation will hold the NCI funds.

It's time to move on. We both have important work to do.

Yours sincerely,

Ted Kuntz, Chair, National Citizens Inquiry

Dear Mr. Kuntz,

I am choosing to respond personally to your comments about the Minutes of the CIC Annual General Meeting. My comments do not necessarily reflect the views of others.

Betrayal

Most might think it obvious that a primary purpose of a truth-finding and recommendation process directed to legal authority, is to have the recommendations implemented by legal authority. On September 27, 2023 the Support Group (SG) thought so too, because it passed a resolution unanimously endorsing that the NCI should pursue the implementation of the recommendations of the Commissioners' Report, then still being drafted.

“NCI Initial and Secondary Purpose: MOTION moved by Ted/Jerry to adopt the following initial and secondary purposes for NCI as proposed by Dave. CARRIED UNANIMOUSLY.

i. Initial Purpose: To hold a national inquiry via a series of meetings across the nation, and produce a report and recommendations (in progress)

ii. Secondary Purpose: To promote the prompt and effective implementation and adoption of the NCI's report recommendations by those with authority to do so”

There was no mention of an additional mission of holding new hearings into the same, similar or unrelated subjects.

You should first grapple with how you and your confederates have abandoned the mission of promoting implementation of the NCI report. I submit that the charge of betrayal of mission falls against you and your confederates for abandoning the implementation goal that the Support Group expressly endorsed.

Motives for betrayal of an agreed upon mission are always a matter of speculation. Some that come to mind include self-aggrandizement of those who seek the limelight of hearings and the prospect of crowd-funding which comes with the limelight. The work of implementation is inglorious and hard. But it is clear that you and your confederates have betrayed the mission agreed upon when you were members of Support Group.

#### Due Process

There is an undertow of accusation of abuse of authority and denial of due process in your complaint about the AGM minutes.

As to due process, the dismissal of Philippe Meloni and me from the Support Group happened at the meeting immediately after the meeting in December 2023, at which Mr. Buckley was proposed to be elected as Executive Director of NCI. I suggested that the issue of whether the SG had legal authority under corporate law to make such appointment was a matter which required legal advice. My caution was overridden and the appointment was made in disregard of my caution. Philippe Meloni abstained.

At the next meeting of SG, Philippe Meloni was dismissed expressly for abstaining. I was also dismissed from the SG, although no notice of my dismissal offence was given in advance, in violation of the legal rules of fairness. At the meeting, I registered an objection at the violation of due process. Our dismissal offence clearly was failure to support the appointment by SG of Mr. Buckley as Executive Director, an appointment which we believed to be on doubtful legal ground.

#### The Coup

In January 2024, you and the other rebellious SG members, in betrayal of their ethical duty of loyalty to the NCI and the mission on behalf of Canadians to which they agreed, organized a conversion of assets of the NCI and established a corporate entity with a name calculated to confuse supporters.

### Defamation

In addition to abandoning the agreed mission, the new organization has embarked on a defamation campaign expressly against David Ross and me. One element of this defamation is that we have conspired to shut down the NCI at the behest of the Conservative Party of Canada. The charge made is acknowledged to be without direct evidence. It is speculative. And it is defamatory. I understand the limitations and burdens of defamation law, but I am mindful that I do have rights to defend my reputation and I will resort to litigation if sufficiently provoked. You and your confederates are accessories to this defamation.

### Consequences

The consequence of this coup is that the mission to achieve implementation of the recommendations in the Report has been impaired, in betrayal of the undertaking the NCI made to Canadians and agreed to during the September SG resolution.

### Conclusion

In my submission, the position of you and your confederates is self-interested, irrational and deluded. It is inimical to the goals agreed for the NCI, which prioritized implementation of the recommendations in the Report. The energy and treasure misspent on disagreeing over matters already agreed, is a tragic betrayal of the faith and confidence of Canadians, and brings shame on the perpetrators for their betrayal.

The course of conduct most likely to advance the interest of the freedom-loving Canadians we all aspire to serve, is that NCI (2023) pursue the agreed goal of implementation, and NCI (2024) pursue the new goal of further hearings. These respective projects are best prosecuted if each group refrains from public criticism of the other. This includes removing public content reflecting on the other group which distorts history, makes defamatory allegations, advances patently false assertions of law, causes public confusion as to the identity and purpose of the other group, or otherwise undermines public confidence.

Yours sincerely,

Ches Crosbie KC