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4

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PLEASE REPLY TO THE EDMONTON OFFICE
Direct Line: (403) 420-4724

OUR FILE 13390-10 JJK
YOUR FILE 94-322 GPK

April 8, 1997

Hunt, Young & Parrotta-King
Barristers and Solicitors
440 Hong Kong Bank of Canada Building
10055 - 106 Street
Edmonton, Alberta
T5J 3Y2

5

Donald Broder
21
Sept. 09
Lisa Marie Paul

Attention: Ms. Grace Parrotta-King

Dear Madam:

LISA MARIE PAUL
Commissioner for Oaths
in and for the Province
of Alberta expires June 15, 2010

Re: Ed Broder - World Record Mule Deer Trophy

Thank you for your letter of April 4, 1997. As I explained, Mr. Craig Broder does not own, nor does he have anything to do with the world record mule deer trophy, other than he assisted his father in showing it at the recent sports show.

Mr. Don Broder does not agree with your client's version of the facts. I have not yet met with Mr. Don Broder as I have asked an associate to research the limitation issue. I believe that your clients may have a limitation problem and accordingly before I met with Mr. Broder I wanted to have that area fully researched.

Yours truly,

BRYAN & COMPANY

PER:
JOSEPH J. KUEBER

JJK/nma10247

cc: Mr. Don Broder

2

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OUR FILE: 18087-1 JJK
YOUR FILE: 94-322 GPK

April 24, 1997

Hunt, Young & Parrotta-King
Barristers and Solicitors
440 Hong Kong Bank of Canada Bldg.
10055 - 106 Street
Edmonton, Alberta
T5J 2Y2

Attention: Ms. Grace Parrotta-King

Dear Madam;

Re: Ed Broder - World Record Mule Deer Trophy

I have now received my research regarding the possible claim that your clients might make against my client. I believe that your clients cause of action arose many years ago and that there is no way for your clients to avoid the provisions of the Limitations of Actions Act. The cause of action is barred as all of the *prima facie* elements of your clients cause of action existed many many years ago. If they had wanted to pursue a claim to ownership of the world record buck, they should have started their action quite some time ago.

Based on our research, I cannot determine that there are any facts which would allow your clients to rely on a possible argument that might postpone the running of the limitation period. Your clients were well aware of the facts and aware that my client took the position that he was the owner of this property. I believe that your clients indicated that my client had, over the years, indicated that "possession was 9/10 of the law".

Professor Jeremy S. Williams, in his book Limitations of Actions in Canada provides as follows:

"The cause of action accrues when an act of unlawful retention or an interference with possession or the immediate right to possession occurs.