

# LACOURCIERE CERVINI

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YOUR FILE: 7839 EMM

OUR FILE: 10232

TO: Elizabeth MacInnis

Fax:1-780-424-2323

November 20, 2002

Weir Bowen  
1600, 10104 - 103<sup>rd</sup> Avenue  
Edmonton, AB T5J 0H8

This is Exhibit "3" referred to in the  
Affidavit of

DONALD H. BRODER  
Sworn before me this 14 day  
of DEC A.D., 2010

A Commissioner for Oaths in and for Alberta

Dear Ms. MacInnis:

Re: Broder Commercial

I am not certain whether or not there is something wrong with your fax machine, however many of the pages we get from your firm are spotted as on the attached sheet. Perhaps you would care to look into this matter, as it is difficult to read your faxed correspondence.

We are not in agreement with examining Doris Bibaud in Edmonton, and accordingly, we will be taking out an appointment to have her examined in Calgary, and serve your firm with the necessary conduct money. If your client fails to show, we will proceed to bring on an application to have here cited in contempt.

x As for the matters regarding the discoveries, we will be discovering Ms Bibaud on the Amended Statement of Claim, Amended Amended Statement of Claim, Counterclaim and Defence to Counterclaim.

As far as the issues are concerned, I believe they are adequately delineated in the Amended Amended Statement of Claim, and the Statement of Defence to the Amended Amended Statement of Claim, Counterclaim. As well, I would suggest that in order for you to prepare your clients' Statement of Defence to Counterclaim, that you would have reviewed all the issues, and do not need me to explain them to you. Further, you, as the counsel who will be preparing the Certificate of Readiness, need to be aware of all the issues. It is these issues that would be looked at in JDR.

x As a result of the advice we received from Ms Fischer, we have serious concerns that the Judges with the Court of Queen's Bench of Alberta are speaking to others about the Broders in their absence.

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*Handwritten signature*

53



Would you kindly confirm whether or not you or anyone associated with your firm, have discussed the Broder files with the judges, their staff, or the clerks, except for setting down times for hearings.

We are returning the Judgment Roll and Bill of Costs by regular post.

Yours truly,  
LACOURCIERE CERVINI

  
Guy Lacourciere