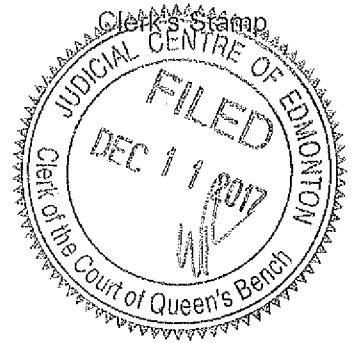


COURT FILE NUMBER 1603-03142  
COURT COURT OF QUEEN'S BENCH OF ALBERTA  
JUDICIAL CENTRE EDMONTON  
PLAINTIFFS Sharon Sherman, Sharon Sherman in her capacity as Personal Representative of the Estate of Ruby Sherman, Georg Beinert, Wiley Hertlein and Glen Mitchell



DEFENDANTS Donald Schiemann, Jim Kentel, William Ney, Harold Ruf, Mark Ruf, Harold Schmidt, James Schuelke, Mark Beiderweiden, Harold Haberstock, James Heinbuch, Cliff Haberstock, Gene Gabert, Richard Lutz, David Schick, Cindy Willisko, Daryl Becker, Randy Heide, Mark Sander, Judith Burns, Marj Plitt, Gerry Steinke, Keith Kruse, Forrest Stroup, Keith Haberstock, Melanie Kuhn, David Dressler, Philip Washeim, Greg Giese, Wayne Lunderby, Michael Gillingham, Craig Tufts, Rhonda Buck, Vic Esperanza, Lynn Gergens, Deloyce Weist, Janice Ruf, Candace Rivet, Darla Hennig, Kurt Robinson, Ted Ulmer, David Bode, Roland Kubke, Bill Morgan, John Mueller, Glenn Schaeffer, Marvin Mutschler, Steven Grande, Paul Eifert, Hans Heumann, Grant McMaster, James Werschler, David Schoepp, Encharis Community Housing and Services, Prince of Peace Lutheran Church of Calgary; Lutheran Church – Canada; Lutheran Church – Canada Financial Ministries; Lutheran Church – Canada, The Alberta-British Columbia District; Francis Taman; Bishop & McKenzie LLP; Ronald Chowne; Prowse Chowne LLP; Shepherd's Village Ministries Ltd.

DOCUMENT **AFFIDAVIT OF GLEN MITCHELL**

ADDRESS FOR SERVICE                      Higgerty Law  
AND    Attention: Clint Docken, Q.C. /  
CONTACT INFORMATION OF                      Patrick Higgerty, Q.C.  
PARTY FILING THIS                              Suite 101 440 2<sup>nd</sup> Ave SW  
DOCUMENT    Calgary, Alberta T2P 5E9  
    Fax: 587-316-0592

---

**AFFIDAVIT OF GLEN MITCHELL**

**Sworn on December 10, 2017**

---

I, Glen Mitchell, of Parkland County, Alberta, **SWEAR THAT:**

1. I am Chair of the District Subcommittee established by the District Subcommittee Order pronounced on August 5, 2016. I am authorized by the District Subcommittee to bring this Application. I have personal knowledge of the following information, except where I state that it is based on information from another person, in which case, I verily believe that information to be true.
2. The District Subcommittee is comprised of the following individuals, who have been duly appointed:
  - (a) Myself, Glen Mitchell
  - (b) Willy Berger
  - (c) William Mulder
  - (d) Wiley Herstein
  - (e) Rod Johnson
3. All terms not defined in this Affidavit, have the same meanings as in the Court record of Court of Queen's Bench Action Numbered 1501-00955 ("CCAA proceedings").
4. I have been informed by District Representative Counsel (previous and current) ("Counsel"), of the following chronology of proceedings in the Representative Action. Attached hereto and marked as Exhibit "A" is a basic chronology of filing dates prepared by Counsel. Additionally, attached hereto and marked as Exhibit "B" are the court procedure cards in all District Representative Action.
5. In CCAA proceedings, a stay of proceedings of the Alberta District Class Action and BC District Class Action (as defined below) was ordered on January 23, 2015 and has continued until it was lifted on October 25, 2017.
6. I have been informed by Counsel that Alberta Court of Queen's Bench Action Numbered 1603-03142 ("Alberta District Class Action") was filed on February 22, 2016 and served on the following Defendants:

- (a) Prowse Chowne LLP,
- (b) Bishop & Mckenzie LLP,
- (c) Concerta Trust,
- (d) Lutheran Church - Canada,
- (e) Lutheran Church - Canada Financial Ministries, and
- (f) possibly Shepherd's Village Ministries.

7. On December 16, 2016, the Alberta District Class Action was amended and added the following Defendants:

Donald Schiemann, Jim Kentel, William Ney, Harold Ruf, Mark Ruf, Harold Schmidt, James Schuelke, Mark Beiderweiden, Harold Haberstock, James Heinbuch, Cliff Haberstock, Gene Gabert, Richard Lutz, David Schick, Cindy Willisko, Daryl Becker, Randy Heide, Mark Sander, Judith Burns, Marj Plitt, Gerry Steinke, Keith Kruse, Forrest Stroup, Keith Haberstock, Melanie Kuhn, David Dressler, Philip Washeim, Greg Giese, Wayne Lunderby, Michael Gillingham, Craig Tufts, Rhonda Buck, Vic Esperanza, Lynn Gergens, Deloyce Weist, Janice Ruf, Candace Rivet, Darla Hennig, Kurt Robinson, Ted Ulmer, David Bode, Roland Kubke, Bill Morgan, John Mueller, Glenn Schaeffer, Marvin Mutschler, Steven Grande, Paul Eifert, Hans Heumann, Grant McMaster, James Werschler, David Schoepp, Encharis Community Housing and Services, Lutheran Church Canada, The Alberta-British Columbia District

8. On December 21, 2016, the Supreme Court of British Columbia Action Numbered S1611798 ("BC District Class Action") was commenced.
9. On December 23, 2016, the Alberta District Class Action was further amended by adding Prince of Peace Lutheran Church of Calgary as a Defendant.
10. Alberta District Class Action was amended on February 13, 2017 to make body amendments.
11. On October 25, 2017, an order in the CCAA proceedings lifted the Stay on Alberta District Class Action, and BC District Class Action.
12. I have been informed by Counsel that by their letter dated November 13, 2017, they requested counsel for the Defendants in the Representative Action to accept service of the Statements of Claim, as amended, in the Representative Action on behalf of their respective Defendant clients. Attached hereto and marked as Exhibit "C" is a true copy of such letter.
13. I have been informed by Counsel that between November 14 and November 29, 2017, they have received confirmations from all known Defence counsel in the Alberta District Class Action and BC District Class Action as to their willingness to accept service on behalf of their respective Defendant clients. Attached hereto and marked as Exhibit "D" are the various response correspondence that Counsel has received.
14. I have been informed by counsel that on December 8, 2017, the Alberta District Class Action was amended to add proposed Representative Plaintiffs and to change the address for service of Counsel.

15. I have been informed by Counsel that on December 8, 2017 service of the Statements of Claim in the Alberta District Class Action and BC District Class, as amended to date as applicable, were initiated on all Defendants, except for Prince of Peace Lutheran Church of Calgary, Shepherd's Village Ministries and 12 unrepresented individuals with unknown addresses, namely, David Bode, Roland Kubke, Bill Morgan, John Mueller, Glenn Schaeffer, Marvin Mutschler, Steven Grande, Paul Eifert, Hans Heumann, Grant McMaster, James Werschler, David Schoepp.
16. I have been informed by Counsel that such service was not initiated sooner as Counsel was seeking directions from the Court regarding various procedural steps previously taken in the Representative Action, to ensure that they were in order and to any extent not, to seek the Court's remedial directions. This is particularly important that the Class Members in the Representative Action are typically elderly and their recovery should not be unnecessarily delayed by procedural matters.
17. I have been informed by Counsel that on December 8, 2017, they learned that Shepherd's Village Ministries' is in liquidation and therefore may be subject to a stay of proceedings, and so additional time is required to assess whether an application in those proceedings to lift such stay to allow for service of the Statements of Claim in the Alberta District Class Action and BC District Class Action is recommended and if so, to do so.
18. I am informed by Counsel that research will be required to attempt to locate and so serve, with substitutional service as required, those 12 unrepresented individual Defendants, which may take up to the extended time being sought to do so.
19. I have been further informed by Counsel that further time is required for service for the Alberta District Class Action to address service deficiencies and procedural matters as apparent and may arise.
20. I swear this Affidavit in support of an Application for an extension for time for service of the Statements of Claim as amended to date as applicable the Alberta District Class Action.

SWORN BEFORE ME )

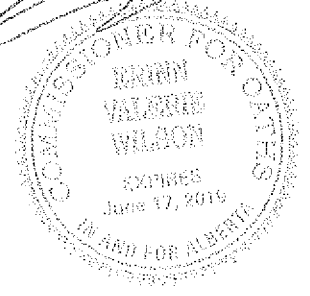
On December 10, 2017, at )  
Edmonton, Alberta )

  
\_\_\_\_\_  
Commissioner for Oath in and for the  
Province of Alberta

  
\_\_\_\_\_  
Glen Mitchell

THIS IS EXHIBIT " A "  
 referred to in the Affidavit of  
Glenn Hitchen  
 Sworn before me this 10  
 day of Dec A.D. 2017

A Commissioner for Oaths in and for Alberta



Date	CCAA	AB Class Action	BC Class Action	AB Derivative Action	BC Derivative Action
January 23, 2017	Initial Order				
February 22 2016		Filing & service of AB Class Action			
March 22 2016	Order Staying				
June 10 2016	5th Amended Plan				
August 5, 2016	Sanction Order				
August 6, 2016	Subcommittee Order				
December 16, 2016		Filing Amended SOC			
December 21, 2016			Filing SOC		
December 23, 2016		Filing 2x Amended SOC		Filing SOC	
December 28, 2016					Filing SOC
February 13 2017		Filing 3x Amended SOC			

EDMONTON

RQ0033

PROCEDURE RECORD PRINT

CLERK OF THE COURT - COUNTER

ACTION NO: Q1603 03142

SHERMAN, SHARON; PER. RE 305,10011 117 ST,EDM AB VS SCHIEMANN, DONALD

SHERMAN, SHARON; PER. RE 305,10011 117 ST,EDM AB KENREL, JIM

SHERMAN, RUBY; BY PER. R 305,10011 117 ST,EDM AB NEY, WILLIAM

BEINERT, GEORG; BY PER. R 305,10011 117 ST,EDM AB RUF, HAROLD

BOX 1616 FAIRVIEW AB T0H RUF, MARK

SCHMIDT, HAROLD

SCHUELKE, JAMES

BEIDERWEIDEN, MARK

HABERSTOCK, HAROLD

HEINBUCH, JAMES

HABERSTOCK, CLIFF

GABERT, GENE

LUTZ, RICHARD

SCHICK, DAVID

WILLISKO, CINDY

BECKER, DARYL

HEIDE, RANDY

SANDER, MARK

BURNS, JUDITH

PLITT, MARJ

STEINKE, GERRY

KRUSE, KEITH

STROUP, FORREST

HABERSTOCK, KEITH

KUHN, MELANIE

DRESSLER, DAVID

WASHEIM, PHILIP

GIESE, GREG

LUNDERBY, WAYNE

GILLINGHAM, MICHAEL

TUFTS, CRAIG

BUCK, RHONDA

ESPERANZA, VIC

GERGENS, LYNN

WEIST, DELOYCE

RUF, JANICE

RIVET, CANDACE

HENNIG, DARLA

ROBINSON, KURT

ULMER, TED

BODE, DAVID

KUSKE, ROLAND

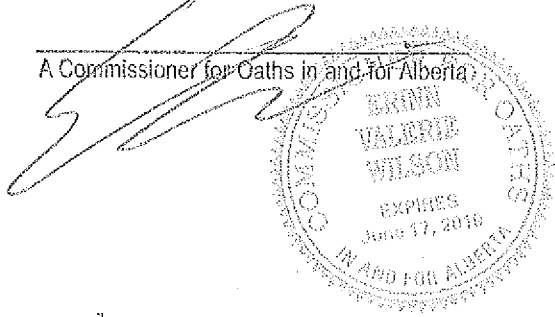
THIS IS EXHIBIT " B "

referred to in the Affidavit of Bruce H. Scheel

Sworn before me this 10

day of Dec. A.D. 2017

A Commissioner for Oaths in and for Alberta



EDMONTON

RQ0033

CASES RQ0033 EDMONTON PROCEDURE RECORD PRINT  
 CLERK OF THE COURT - COUNTER

MORGAN, BILL  
 MUELLER, JOHN  
 SCHAEFFER, GLENN  
 MUTSCHLER, MARVIN  
 GRANDE, STEVEN  
 EIFERT, PAUL  
 HEUMANN, HANS  
 MCMASTER, GRANT  
 WERSCHLER, JAMES  
 SCHOEPF, DAVID  
 ENCHARIS COMMUNITY HOUSI  
 PRINCE OF PEACE LUTHERAN  
 LUTHERAN CHURCH-CANADA  
 LUTHERAN CHURCH-CANADA F  
 LUTHERAN CHURCH-CANADA,  
 TAMAN, FRANCIS  
 BISHOP & MCKENZIE LLP  
 CHOWNE, RONALD  
 CROWSE CHOWNE LLP  
 SHEPHERD'S VILLAGE MINIS

ACTIVITY DESCRIPTION	LITIGANTS HEARING DATE & TYPE	AMOUNT RESULT	EXPLANATION APPLICATION	JUSTICE/MASTER	DATE FILED	LAW FIRM
STATEMENT CLAIM - DAMAGES			NO AMOUNT		22FEB2016	AG
STATEMENT OF CLAIM ORDE CONT					22FEB2016	AG
ST. OF CLAIM - ACCOUNTI CONT					22FEB2016	AG
STATEMENT CLAIM - DAMAG AMNDSHERMAN, SHARON; PER. RE SHERMAN, RUBY; BY PER. R BEINERT, GEORG SCHIEMANN, DONALD KENTEL, JIM NEY, WILLIAM RUF, HAROLD RUF, MARK SCHMIDT, HAROLD SCHUELIKE, JAMES BEIDERWEIDEN, MARK HABERSTOCK, HAROLD HEINEBUCH, JAMES			#1:ADD PLTS/DEFS/AMD BO		16DEC2016	AGP

EDMONTON

PROCEDURE RECORD PRINT

CASES RQ0033

CLERK OF THE COURT - COUNTER

ACTION NO: Q1603 03142

ACTIVITY DESCRIPTION	LITIGANTS HEARING DATE & TYPE	AMOUNT RESULT	EXPLANATION APPLICATION	JUSTICE/MASTER	DATE FILED	LAW FIRM
	HABERSTOCK, CLIFF					
	GABERT, GENE					
	LUTZ, RICHARD					
	SCHICK, DAVID					
	WILLISKO, CINDY					
	BECKER, DARYL					
	HEIDE, RANDY					
	SANDER, MARK					
	BURNS, JUDITH					
	PLITT, MARJ					
	STEINKE, GERRY					
	KRUSE, KEITH					
	STROUP, FORREST					
	HABERSTOCK, KEITH					
	KUHN, MELANIE					
	DRESSLER, DAVID					
	WASHEIM, PHILIP					
	GIESE, GREG					
	LUNDERBY, WAYNE					
	GILLINGHAM, MICHAEL					
	TUFTS, CRAIG					
	BUCK, RHONDA					
	ESPERANZA, VIC					
	GERGENS, LYNN					
	WEIST, DELOYCE					
	RUE, JANICE					
	RIVET, CANDACE					
	HENNIG, DARLA					
	ROBINSON, KURT					
	ULMER, TED					
	BODE, DAVID					
	KUBEK, ROLAND					
	MORGAN, BILL					
	MUELLER, JOHN					
	SCHAEFFER, GLENN					
	MUTSCHLER, MARVIN					
	GRANDE, STEVEN					



EDMONTON

RQ0033

PROCEDURE RECORD PRINT

CLERK OF THE COURT - COUNTER

ACTION NO: Q1503 03142

ACTIVITY DESCRIPTION	LITIGANTS HEARING DATE & TYPE	AMOUNT RESULT	EXPLANATION APPLICATION	JUSTICE/MASTER	DATE FILLED	LAW FIRM
STATEMENT OF CLAIM ORDE CONT	EIBERT, PAUL HEUMANN, HANS MCMASTER, GRANT WERSCHLER, JAMES SCHOBPP, DAVID EMCHARIS COMMUNITY HOUSI				16DEC2016	AGP
ST. OF CLAIM - ACCOUNTI CONT					16DEC2016	AGP
STATEMENT CLAIM - DAMAG AMNDPRINCE OF PEACE LUTHERAN			#2:ADD DEF/AMD BODY		23DEC2016	AGP
STATEMENT OF CLAIM ORDE CONT					23DEC2016	AGP
ST. OF CLAIM - ACCOUNTI CONT					23DEC2016	AGP
STATEMENT CLAIM - DAMAG AMND			#3:AMD BODY/REMEDY		13FEB2017	AGP
STATEMENT OF CLAIM ORDE CONT					13FEB2017	AGP
ST. OF CLAIM - ACCOUNTI CONT					13FEB2017	AGP
NOTICE W'DRAW AS LAWYER	SHERMAN, SHARON SHERMAN, SHARON; PER. RE SHERMAN, RUBY; BY PER. R EINERT, GEORG				25MAY2017	AGP

\*\*\* END OF ACTIVITIES \*\*\*  
\*\*\*\*\*END OF REPORT\*\*\*\*\*

EDMONTON

PROCEDURE RECORD PRINT

CASES RQ0033

CLERK OF THE COURT - COUNTER

ACTION NO: Q1603 22816 LUTHERAN CHURCH-CANADA, ALLAN GARBER

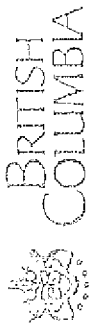
VS DELOITTE LLP/DELOITTE S.  
ROLFE, BENSON LLP

ACTIVITY DESCRIPTION LITIGANTS HEARING DATE & TYPE AMOUNT RESULT EXPLANATION APPLICATION JUSTICE/MASTER DATE FILED LAW FIRM

STATEMENT CLAIM - DAMAGES NO AMOUNT

23DEC2016 AGP

\*\*\* END OF ACTIVITIES \*\*\*  
\*\*\*\*\*END OF REPORT\*\*\*\*\*



# Court Services Online

# File Summary Report

Date / Time: 06NOV2017 08:29 AM

Requested by: ANONYMOUS - Anonymous User

File Number: VLC-S-S-1611798

Your Cross Reference Number:

[Redacted area]

### General File Details

Date File Opened: 21DEC2016

Style of Cause: MULDER, William v SCHIEMANN, Donald

Location: Vancouver Law Courts

Level of Court: Supreme

Class of Court: Supreme Civil (General)

Initiating Documents: Notice of Civil Claim

[Redacted area]

### Parties on File

Also Known as Names / Other Legal Representatives

Counsel Name

Party Role

Party Name

Seq. #

Date Entered

1	21DEC2016	SECKER, Daryl	Defendant	
2	21DEC2016	SEIDERWEIDEN, Mark	Defendant	
3	21DEC2016	BISHOP MCKENZIE LLP	Defendant	
4	21DEC2016	SOBE, David	Defendant	
5	21DEC2016	BUCK, Rhonda	Defendant	
6	21DEC2016	BURNS, Judith	Defendant	
7	21DEC2016	CHOWNE, Ronald	Defendant	
8	21DEC2016	DRESSLER, David	Defendant	
9	21DEC2016	EIFERT, Paul	Defendant	
10	21DEC2016	ENCHARIIS COMMUNITY	Defendant	
11	21DEC2016	ESPERANZA, Vic	Defendant	
12	21DEC2016	ESTATE OF FREDERICK	Plaintiff	GARBER, AA
13	21DEC2016	GABERT, Gene	Defendant	
14	21DEC2016	GERGENS, Lynn	Defendant	

Executor WILSON, L

Seq. #	Date Entered	Party Name	Party Role	Counsel Name
15	21DEC2016	GIESE, Greg	Defendant	
16	21DEC2016	GILLINGHAM, Michael	Defendant	
17	21DEC2016	GRANDE, Steven	Defendant	
18	21DEC2016	HABERSTOCK, Cliff	Defendant	
19	21DEC2016	HABERSTOCK, Harold	Defendant	
20	21DEC2016	HABERSTOCK, Keith	Defendant	
21	21DEC2016	HEIDE, Randy	Defendant	
22	21DEC2016	HEINBUCH, James	Defendant	
23	21DEC2016	HENNIG, Darla	Defendant	
24	21DEC2016	HEUMANN, Hans	Defendant	
25	21DEC2016	KENTEL, Jim	Defendant	
26	21DEC2016	KRUSE, Keith	Defendant	
27	21DEC2016	KUBKE, Roland	Defendant	
28	21DEC2016	KUHN, Melanie	Defendant	
29	21DEC2016	LUNDERBY, Wayne	Defendant	
30	21DEC2016	LUTHERAN CHURCH - C	Defendant	
31	21DEC2016	LUTHERAN CHURCH - C	Defendant	
32	21DEC2016	LUTHERAN CHURCH - C	Defendant	
33	21DEC2016	LUTZ, Richard	Defendant	
34	21DEC2016	MCMASTER, Grant	Defendant	
35	21DEC2016	MORGAN, Bill	Defendant	
36	21DEC2016	MUELLER, John	Defendant	
37	21DEC2016	MULDER, William	Plaintiff	GARBER, AA
38	21DEC2016	MUTSCHLER, Marvin	Defendant	
39	21DEC2016	PLITT, Marj	Defendant	
40	21DEC2016	PRINCE OF PEACE LUTH-	Defendant	
41	21DEC2016	PROWSE CHOWNIE LLP	Defendant	
42	21DEC2016	RIVET, Candice	Defendant	
43	21DEC2016	ROBINSON, Kurt	Defendant	
44	21DEC2016	RUF, Harold	Defendant	

Also Known as Names / Other Legal Representatives

Counsel Name

Party Role

Party Name

Seq. # Date Entered

Seq. #	Date Entered	Party Name	Party Role	Counsel Name
45	21DEC2016	RUF, Janice	Defendant	
46	21DEC2016	RUF, Mark	Defendant	
47	21DEC2016	SANDER, Mark	Defendant	
48	21DEC2016	SCHAEFFER, Glen	Defendant	
49	21DEC2016	SCHICK, David	Defendant	
50	21DEC2016	SCHIEMANN, Donald	Defendant	
51	21DEC2016	SCHMIDT, Harold	Defendant	
52	21DEC2016	SCHOEPP, David	Defendant	
53	21DEC2016	SCHUELKE, James	Defendant	
54	21DEC2016	SHEPHERD'S VILLAGE M	Defendant	
55	21DEC2016	STEINKE, Gerty	Defendant	
56	21DEC2016	STROUP, Forrest	Defendant	
57	21DEC2016	TAMAN, Francis	Defendant	
58	21DEC2016	TUFTS, Craig	Defendant	
59	21DEC2016	ULMER, Ted	Defendant	
60	21DEC2016	WASHEIM, Philip	Defendant	
61	21DEC2016	WEIST, Deloyce	Defendant	
62	21DEC2016	WERSCHLER, James	Defendant	
63	21DEC2016	WILLISKO, Cindy	Defendant	

Documents Filed

Seq. #	Date Entered	Document Description	Initiating Document?	Amended Document?	Claim Amount	Filing Parties
1	21DEC2016	Notice of Civil Claim	Yes	No		(Plaintiff) ESTATE OF FREDERICK VOIGHT (Plaintiff) MULDER, William

Hearing and Results

Transfers

AVAILABLE INFORMATION  
Court Services Online (CSO) provides access to the following court record information:

Civil court information - Supreme and Provincial Court  
Court record information on civil Provincial and Supreme Court activity throughout the province with the exception of family proceedings in Provincial Court.

Court information - Court of Appeal  
Court record information on civil and criminal Court of Appeal activity for appeals filed after 1 January 2004.

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Publication or disclosure of information contrary to a court-ordered ban may result in legal action, including prosecution.

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File Summary Report



# Court Services Online File Summary Report

Date / Time: 06NOV2017 08:23 AM

Requested by: ANONYMOUS - Anonymous User

File Number: VLC-S-1611966

Your Cross Reference Number:

### General File Details

Date File Opened: 28DEC2016  
 Style of Cause: LUTHERAN CHURCH- CANADA, THE ALBERTA-BRITISH COLUMBIA DISTRICT v DELOITTE  
 Location: Vancouver Law Courts  
 Level of Court: Supreme  
 Class of Court: Supreme Civil (General)  
 Initiating Documents: Notice of Civil Claim

### Parties on File

Seq. #	Date Entered	Party Name	Party Role	Counsel Name	Also Known as Names / Other Legal Representatives
1	28DEC2016	DELOITTE LLP/DELOITTE	Defendant		
2	28DEC2016	LUTHERAN CHURCH- CA	Plaintiff	GARBER, A	
3	28DEC2016	ROLFE, BENSON LLP	Defendant		
4	28DEC2016	ROLFE, Benson	Defendant		

### Documents Filed

Seq. #	Date Entered	Document Description	Initialing Document?	Amended Document?	Claim Amount	Filing Parties
1	28DEC2016	Notice of Civil Claim	Yes	No		(Plaintiff) LUTHERAN ALBERTA-BRITISH COLUMBIA DISTRICT

### Hearing and Results

### Transfers

AVAILABLE INFORMATION  
Court Services Online (CSO) provides access to the following court record information:

Civil court information - Supreme and Provincial Court

THIS IS EXHIBIT  
referred to in

JURCH-CANADA, THE  
 UMBIA DISTRICT

(Plaintiff) LUTHERAN  
 ALBERTA-BRITISH

Court record information on civil Provincial and Supreme Court activity throughout the province with the exception of family proceedings in Provincial Court.

**Court information - Court of Appeal**

Court record information on civil and criminal Court of Appeal activity for appeals filed after 1 January 2004.

**Disclaimer**

The court record information available through CSO is not the official court record. For confirmation of information contact the specific court registry.

The data is provided "as is" without warranty of any kind, either express or implied. The Province does not warrant the accuracy or the completeness of the data, nor that CSO will function without error, failure or interruption. Users of CSO acknowledge that some data may suffer from inaccuracies, errors or omissions. Users of CSO rely on the data at their own risk.

Every effort is made to ensure that the court record information is or remains consistent with statutory and court-ordered publication and disclosure bans. However the posting of court record information on this site in no way is a representation, express or implied, that the information conforms with publication and disclosure bans. As bans may be granted at any stage in the proceeding, the court record information will not include details of a ban granted in court on that day. It is the responsibility of persons using or relying on the court record information to personally check with the applicable court clerk or registry for bans and ensure that they comply with any bans on publication or disclosure.

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File Summary Report





HIGGERTY LAW  
info@higgertylaw.ca  
higgertylaw.ca

Toll Free 1-888-699-7826  
Main 403-503-8888  
Fax 587-316-2260

Millennium Tower | Main Floor  
101, 440 - 2nd Avenue SW  
Calgary, AB T2C 2E8

Our File: 02387/21669

November 13, 2017

Stieber Berlach LLP  
1800-130 Adelaide St W,  
Toronto, ON M5H 3P5  
Attention: Deborah Berlach

Gowlings LLP  
421 7 Ave SW #1600  
Calgary, AB T2P 4K9  
Attention: David Bishop

Emery Jamieson LLP  
1700, 10235 - 101 Street SW  
Edmonton, AB T5J 3G1  
Attention: Phyllis A. Smith,  
Q.C.

Fasken Martineau LLP  
First Canadian Center  
#3400 - 350 7th Ave SW  
Calgary, AB T2P 3N9  
Attention: Travis Lysak /  
Hannah Roskey

Scott Venturo Rudakoff LLP  
1500, 222 3rd Avenue SW,  
Calgary, AB T2P 0B4  
Attention: Alan Rudakoff  
and Katrina Edgerton  
McGhan

Singleton Urquhart LLP  
925 W Georgia St Suite 1200,  
Vancouver, BC V6C 3L2  
Attention: John Singleton and  
Veronica Rossos

Jensen Shawa Solomon  
Duguid Hawkes LLP  
800, 304- 8th Ave SW  
Calgary, AB T2P 1C2  
Attention: Christa Nicholson

**VIA EMAIL**

Dear Sirs/Mesdames:

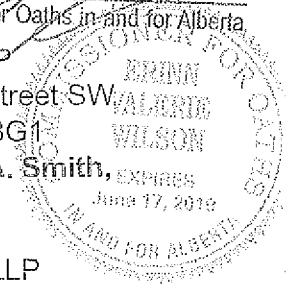
**RE: District Representative Class Actions in CCAA Action Number 1501-00955:  
Sherman et al v Lutheran Church Canada et al, Action Number 1603-03142  
Mulder et al v Lutheran Church Canada et al, Action Number S1611798  
(the "Class Actions")**

As newly appointed counsel for the District Subcommittee in the Class Actions, we request that you each please indicate to us as to which of the Defendants for whom you would be prepared to accept service of the Statements of Claim in the Class Actions.

To streamline our conference call scheduled for November 14, 2017, we would be most appreciative if you would please provide us with your written response prior to then. Alternatively, at the very least please indicate your position during the call.

EXHIBIT "C"  
referred to in the Affidavit of  
Alex Mitchell  
Sworn before me this 10  
day of Dec. A.D. 2017

A Commissioner for Oaths in and for Alberta





If for whatever reason we have missed any parties that should be included on this letter, we would be most appreciative if you would forward it to them and copy us on your email.

Sincerely,

**HIGGERTY LAW**

A handwritten signature in cursive script that reads "Clint Docken".

Clint Docken, Q.C.  
General Counsel  
CGD/evw

November 15, 2017

VIA EMAIL - [cgd@higgertylaw.ca](mailto:cgd@higgertylaw.ca)

Higgerty Law  
101, 440 - 2nd Avenue SW  
Calgary, Alberta T2P 5E9

Attention: Mr. Clint Docken

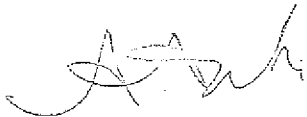
Dear Mr. Docken:

Re: District Representative Class Actions in CCAA Action Number 1501-00955: Sherman et al v. Lutheran Church Canada et al, Action Number 1603-03142 (the "Class Actions")

We write further to your correspondence dated November 13, 2017. I am assisting David Bishop. I confirm that we act for Lutheran Church – Canada and Lutheran Church – Canada Financial Ministries and that we have instructions to accept service.

Yours truly,

Gowling WLG (Canada) LLP



Alyssa J. Duke

AD:jlk

THIS IS EXHIBIT " D " Direct +1 403 298 1844  
referred to in the Affidavit of Assistant +1 403 695 3565  
Alyssa J. Duke alyssa.duke@gowlingwlg.com  
File no. A156925

Sworn before me this 10  
day of Dec A.D. 2017

  
A Commissioner for Oaths in and for Alberta



S. H. SINGLETON  
LLP  
1111 BOULEVARD ST.

Singleton Urquhart LLP  
1200 – 925 West Georgia Street  
Vancouver, BC V6C 3L2  
T 604 682 7474  
F 604 682 1283  
Toll Free 1 877 682 4404  
su@singleton.com  
www.singleton.com

John R. Singleton, Q.C.  
D 604 673 7422  
jsingleton@singleton.com  
Our File: 40551.001  
Your File:

November 16, 2017

Via Email

Higgerty Law  
101, 440 2<sup>nd</sup> Avenue, S.W.  
Calgary, AB T2P 5E9  
Email: [cgd@higgertylaw.ca](mailto:cgd@higgertylaw.ca)  
Attention: Clint G. Docken, Q.C.  
(Counsel for the Plaintiffs in the CEF action)

Scott Venturo Rudakoff LLP  
1500, 222 3<sup>rd</sup> Avenue, S.W.  
Calgary, AB T2P 0B4  
Emails: [A.Rudakoff@scottventuro.com](mailto:A.Rudakoff@scottventuro.com);  
[S.Chimuk@scott.venturo.com](mailto:S.Chimuk@scott.venturo.com) and  
[kem@scottventuro.com](mailto:kem@scottventuro.com)  
Attention: Alan Rudakoff, Q.C. Scott Chimuk,  
Katrina Edgerton-McGhan  
(Counsel for Encharis Community Housing and  
Services)

Gowling WLG (Canada) LLP  
TD Canada Trust Tower  
Calgary, AB T2P 4K9  
Emails: [David.Bishop@gowlingwlg.com](mailto:David.Bishop@gowlingwlg.com);  
[Alyssa.Duke@gowlingwlg.com](mailto:Alyssa.Duke@gowlingwlg.com)  
Attention: David Bishop and Alyssa Duke  
(Counsel for Lutheran Church – Canada/Lutheran  
Church Canada Financial Ministries)

JSS LLP  
Suite 800, 304-8<sup>th</sup> Avenue, S.W.  
Calgary, AB T2P 1C2  
Emails: [jensenc@jssbarristers.ca](mailto:jensenc@jssbarristers.ca);  
[nicholsonc@jssbarristers.ca](mailto:nicholsonc@jssbarristers.ca) and  
[carries@jssbarristers.ca](mailto:carries@jssbarristers.ca)  
Attention: Carsten Jensen, Q.C. Christa  
Nicholson & Sean Carrie  
(Counsel Francis Taman/Bishop McKenzie LLP, a  
Partnership)

Emery Jamieson LLP  
1700, 10235 – 101 Street, NW  
Edmonton, AB T5J 3G1  
Email: [psmith@emeryjamieson.com](mailto:psmith@emeryjamieson.com)  
Attention: Phyllis Smith, Q.C.  
(Counsel for John Williams, Ronald Chowne,  
Prowse Chowne, LLP, a Partnership)

Dear Sirs/Mesdames:

Re: Alberta CEF Action (ABQB 1603-03142) and BC CEF Action (SCBC  
S161798)

Further to our telephone conference of November 14, 2017 we write to confirm that we will accept service on behalf of the defendants as named below:

Lutheran Church Canada, the ABC District

Donald Schiemann

Jim Kentel

William Ney

Harold Ruf

Mark Ruf

Harold Schmidt

James Schuelke

Mark Beiderweiden

Harold Haberstock

James Heinbuch

Cliff Haberstock

Gene Gabert

Richard Lutz

David Schick

Cindy Willisko

Daryl Becker

Randy Heide

Mark Sander

Judith Burns

Marj Plitt

Gerry Steinke

Keith Kruse

Forrest Stroup

Keith Haberstock

Melanie Kuhn

David Dressler

Phillip Washeim

Greg Giese

Wayne Lunderby

Michael Gillingham

Craig Tufts

Rhonda Buck

Vic Esperanza

Lynn Gergens

Deloyce Weist

Janice Ruf

Candace Rivet

Darla Henning

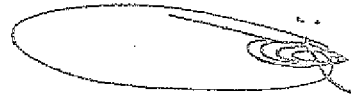
Kurtis Robinson

Ted Ulmer

Should you have any questions please do not hesitate to contact the undersigned.

Yours truly,

Singleton Urquhart LLP

A handwritten signature in black ink, appearing to read "John R. Singleton, Q.C.", written over a faint, large oval shape.

John R. Singleton, Q.C.

JRS/VSCR

cc: Erinn Poyner, via email: [epoyner@smrlaw.ca](mailto:epoyner@smrlaw.ca)  
Sugden McFee & Roos LLP  
Counsel for the Plaintiffs in the DIL action

Direct Line: (403) 571-1053  
 Email: nicholsonc@jssbarristers.ca  
 Assistant - Alyssa Okabe (403) 571-1516  
 File No: 11396-220

BY EMAIL

November 29, 2017

Clint Docken, Q.C., and Patrick Higgerty  
 Higgerty Law  
 101, 440 2nd Avenue, S.W.  
 Calgary, AB T2P 5E9  
 Emails: cgd@higgertylaw.ca and  
 phiggerty@higgertylaw.ca  
*(Counsel for the Plaintiffs in the below  
 referenced Actions)*

John Singleton, Q.C., and Veronica Rossos  
 Singleton Urquhart LLP  
 1200 – 925 West Georgia Street  
 Vancouver, BC V6C 3L2  
 Emails: jsingleton@singleton.com and  
 vrossos@singleton.com  
*(Counsel for Lutheran Church Canada, the ABC  
 District, et al.)*

Alan Rudakoff, Q.C., Scott Chimuk, and  
 Katrina Edgerton-McGhan  
 Scott Venturo Rudakoff LLP  
 1500, 222 3rd Avenue, S.W.  
 Calgary, AB T2P 0B4  
 Emails: A.Rudakoff@scottventuro.com;  
 S.Chimuk@scott.venturo.com and  
 kem@scottventuro.com  
*(Counsel for Encharis Community Housing and  
 Services)*

David Bishop and Alyssa Duke  
 Gowling WLG (Canada) LLP  
 TD Canada Trust Tower  
 Calgary, AB T2P 4K9  
 Emails: David.Bishop@gowlingwlg.com;  
 Alyssa.Duke@gowlingwlg.com  
*(Counsel for Lutheran Church – Canada/Lutheran  
 Church Canada Financial Ministries)*

Phyllis Smith, Q.C.  
 Emery Jamieson LLP  
 1700, 10235 – 101 Street, NW  
 Edmonton, AB T5J 3G1  
 Email: psmith@emeryjamieson.com  
*(Counsel for John Williams, Ronald Chowne,  
 Prowse Chowne, LLP, a Partnership)*

Dear Sirs/Mesdames:

Re: Alberta Action No. 1603-03142 and BC Action No. S1611798

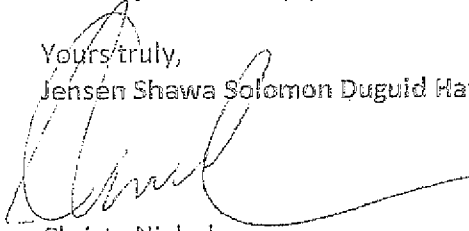
We write to confirm that we will accept service on behalf of the following defendants named in the above referenced actions:

- o Francis Taman; and

o Bishop & McKenzie LLP.

Should you have any questions please do not hesitate to contact me.

Yours truly,  
Jensen Shawa Solomon Duguid Hawkes LLP



Christa Nicholson  
Partner

CN:ao

cc: Errin Poyner, counsel for the Plaintiffs in Alberta Action No. 1603-22507 and BC Action No. S1611746  
Carsten Jensen, Q.C. and Sean Carrie, firm  
Clients



SCOTT VENTURO RUDAKOFF LLP  
L A W Y E R S

November 17, 2017

VIA EMAIL

Alan S. Rudakoff Q.C.  
Direct Line: 403.231.8232  
Email: a.rudakoff@svrlawyers.com  
Assistant: Ginger Campbell  
Direct Line: 403.231.3456  
Email: g.campbell@svrlawyers.com

Haggerty Law  
101, 440 2nd Avenue SW  
Calgary, AB T2P 5E9

Attention: Clint Docken

Dear Sir:

Re: In the Matter of Lutheran Church - Canada, et al.  
Our File: 67678.001

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We confirm that we will accept service of the already filed Statements of Claim on behalf of Encharis Community Housing and Services.


We echo Ms. Smith's email that this is on the understanding that by accepting service of British Columbia actions we are not conceding that British Columbia is the proper forum for these actions, nor are we conceding that it is appropriate to proceed simultaneously in two jurisdictions with essentially the same action.

Please note that we are still waiting on confirmation with respect to the names of the Encharis Community Housing and Services directors and officers. We do not have instructions to accept service on behalf of any of the individuals.

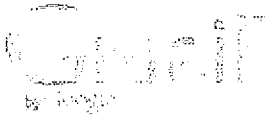
We will advise if we are in receipt of these instructions.

Yours truly,

SCOTT VENTURO RUDAKOFF LLP

  
ALAN S. RUDAKOFF Q.C.  
ASR/ct

{00215645v1}



Clint Docken <cgd@higgertylaw.ca>

## Service of Statement of Claim

1 message

Phyllis Smith <Psmith@emeryjamieson.com>

Thu, Nov 16, 2017 at 2:27 PM

To: Clint Docken <cgd@higgertylaw.ca>, "epoyner@smrlaw.ca" <epoyner@smrlaw.ca>

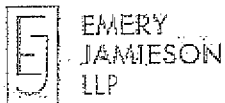
Cc: "John R. Singleton (JSingleton@singleton.com)" <JSingleton@singleton.com>, "David Bishop (David.Bishop@gowlingwlg.com)" <David.Bishop@gowlingwlg.com>, "dhutchison@mlt.com" (dhutchison@mlt.com)" <dhutchison@mlt.com>, "a.rudakoff@scottventuro.com" (a.rudakoff@scottventuro.com)" <a.rudakoff@scottventuro.com>, Christa Nicholson <nicholsonc@jssbarristers.ca>, "Anna Lerch (Anna.Lerch@lawsociety.ab.ca)" <Anna.Lerch@lawsociety.ab.ca>, "rchowne@prowsechowne.com" <rchowne@prowsechowne.com>

Ms. Poyner, Mr. Docken:

I confirm my advice to you during the November 14, 2017 conference call that I will accept service of the already filed Statements of Claim on behalf of Ron Chowne and Prowse Chowne and any other named Prowse Chowne lawyer on the understanding that by accepting service of British Columbia actions we are not conceding that British Columbia is the proper forum for these actions, nor are we conceding that it is appropriate to proceed simultaneously in two jurisdictions with essentially the same action.

Phyllis Smith

Lawyer



Barristers, Solicitors, Mediators & Arbitrators

1700, 10235 – 101 Street NW | Edmonton, Alberta | T5J 3G1

T. 780.426.5220 | F. 780.420.6277 | TF. 1.866.212.5220

E. psmith@emeryjamieson.com | W. www.emeryjamieson.com

We are an independent member firm of



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