

---

COMMISSION OF INQUIRY INTO THE SPONSORSHIP PROGRAM AND  
ADVERTISING ACTIVITIES

---

APPLICATION FOR STANDING OF THE  
**LIBERAL PARTY OF CANADA**  
and of the  
**LIBERAL PARTY OF CANADA (QUEBEC)**

---

**DATE OF PRESENTATION**

SEPTEMBER 7 2004,  
9 :30

Victoria Hall, Bytown Pavilion,  
111 Sussex Drive  
Ottawa, Ontario

---

**Me Charles B. Côté**  
*CÔTÉ PRIHODA, Attorneys at Law*  
250, Place d'Youville, 2<sup>nd</sup> floor,  
Montreal, Quebec H2Y 2B6  
Telephone : (514) 844-9100  
Fax : (514) 285-2728  
cbc@crimlaw.ca

**Me Doug Mitchell**  
*IRVING, MITCHELL & Associates, Advocates*  
4119, Sherbrooke west Street  
Westmount, Quebec H3Z 1A7  
Telephone : (514) 935-4460  
Fax : (514) 935-2999  
dmitchell@irvingmitchell.com

---

COMMISSION OF INQUIRY INTO THE SPONSORSHIP PROGRAM AND  
ADVERTISING ACTIVITIES

---

APPLICATION FOR STANDING OF THE  
**LIBERAL PARTY OF CANADA**  
and of the  
**LIBERAL PARTY OF CANADA (QUEBEC)**

---

*IDENTIFICATION OF APPLICANTS*

**LIBERAL PARTY OF CANADA** (hereinafter referred to as the **LPC**)

[1] The LPC is a federal political organization whose roots can be traced prior to confederation.

[2] The LPC is a federation of provincial and territorial federal Liberal associations, of which the Liberal Party of Canada (Quebec) is a federated member.

[3] The LPC has its own "board of directors" known as the National Executive.

[4] The Leader of the Party is elected following a leadership race by all of the delegates to the convention who are present at the convention.

[5] The National President is elected at a biennial convention, as is the Executive. Other than the Leader, the term of office is for two years.

[6] LPC's current President is Mike Eizenga, elected at the 2003 biennial convention, and represents the LPC for the purposes of this application. His office is located at the LPC in Ottawa, and he may be contacted as follows:

**Mike Eizenga**  
**President**  
**Liberal Party of Canada**  
81 Metcalfe St., Suite 400,  
Ottawa, Ontario K1P 6M8  
Telephone: (613) 237-0740  
Fax: (613) 235-7208  
mike.eizenga@siskinds.com

[7] The primary goal of the LPC is to present Liberal candidates in each federal electoral district in Canada.

[8] To this end, the LPC counts on the co-operation and participation of the provincial and territorial associations, which, in turn, work toward the maintenance and promotion of the Liberal cause in each riding in their respective province or territory.

[9] The President of the Party appoints the National Director of the Party after consulting with the Leader. Steven MacKinnon was appointed to this office on July 7, 2004, and represents the LPC for the purposes of this application. His office is located at the LPC in Ottawa, and he may be contacted as follows:

**Steven MacKinnon**  
**National Director**  
**Liberal Party of Canada**  
81 Metcalfe St., Suite 400,  
Ottawa, Ontario K1P 6M8  
Telephone: (613) 237-0740  
Fax: (613) 235-7208  
smackinnon@liberal.ca

**LIBERAL PARTY OF CANADA (QUEBEC)** (hereinafter referred to as **LPC(Q)**)

[10] The LPC(Q) is a provincial federal political organization and a federated member of the LPC.

[11] It is a federation of federal Liberal riding associations and is part of the federation that constitutes the Liberal Party of Canada.

[12] The LPC(Q) has its own "board of directors", known as the Executive and its own constitution, which complies with the constitution of the LPC. The constitution is designed to promote the federal Liberal political movement throughout the province of Quebec and form the basis for the riding associations, which are governed by rules issued by the provincial Executive.

[13] The provincial President is elected at a biennial provincial convention by the riding delegates in attendance, as is the Executive. Their terms of office are for two years.

[14] LPC(Q)'s current President is Pablo Rodriguez, elected at the 2002 biennial convention, and represents the LPC(Q) for the purposes of this application. His office is located at the LPC(Q) in Montreal, and he may be contacted as follows:

***Pablo Rodriguez***  
***President***  
***Liberal Party of Canada (Quebec)***  
55, Cremazie west, Suite 620  
Montreal, Quebec H2P 2R4  
Telephone: (514) 381-8888  
Fax: (514) 381-1515

## JOINT PARTICIPATION

[15] Given the shared objectives of the LPC and the LPC(Q), the national identification of its candidates in general elections and by-elections under the banner of the Liberal Party of Canada, as well as the representation of the members elected to the Parliament of Canada under that banner, it was thought desirable for the authorities of the LPC and the LPC(Q) to join forces and to appoint representatives who will work together with the Commission if they are given the requested standing.

[16] This decision takes into account the undertakings of the LPC and the LPC(Q) to co-operate fully with the work of the Commission in an effective and co-ordinated manner and also takes into account section 9 of the *Rules of Procedure and Practice*, which provide for the grouping into coalitions of certain applicants that have similar interests or perspectives.

[17] Since it is not possible to predict the outcome of the Commission's work, both the LPC and the LPC(Q) wish to retain the right to appoint a separate additional representative for either party if it emerges that there is a possible conflict in the performance of the mandate given to their current representatives.

[18] For the purposes of joint representation before the Commission, both the LPC and the LPC(Q) have retained the services of the following counsels:

**Me Charles B. Côté**  
*CÔTÉ PRIHODA,*  
**Attorneys at Law**  
250, Place d'Youville, 2<sup>nd</sup> floor,  
Montreal, Quebec H2Y 2B6  
Telephone : (514) 844-9100  
Fax : (514) 285-2728  
cbc@crimlaw.ca

**Me Doug Mitchell**  
*IRVING, MITCHELL & Associates,*  
**Advocates**  
4119, Sherbrooke west Street  
Westmount, Quebec H3Z 1A7  
Telephone : (514) 935-4460  
Fax : (514) 935-2999  
dmitchell@irvingmitchell.com

*LEAVE TO FILE AN APPLICATION FOR STANDING OUT OF TIME*

[19] When this Commission was established, the primary objective of the LPC and the LPC(Q) was to co-operate in the work of the Commission as specific requests were made by the Commission, albeit without playing an active role in the Commission's work.

[20] Furthermore, LPC and LPC(Q) were concerned that more active participation on their part would be viewed in a partisan light. It has now become clear that the LPC and the LPC(Q) involvement would be of significant benefit to the Commission as well as protect the interests of LPC and LPC(Q).

[21] In mid July, LPC received two subpoenas from the Commission. The first required copies of any correspondence between the named parties referred to in chapter 3 & 4 of the November 2003 report of the Auditor General of Canada plus additional parties named by the Commission including shareholders, representatives, agents and employees between the period of January 1, 1994 to the present, as well as a copy of the review report commissioned by the LPC to PricewaterhouseCoopers and the LPC(Q) to Samson Bélair/Deloitte & Touche including all working papers. The second subpoena requested a complete list (included current addresses) of the LPC's Quebec candidates in the general elections from the period of 1993 to 2004 inclusive.

[22] In light of the breadth of information and documentary material required by the Commission, it is now clear that if the LPC and the LPC(Q) are granted full party standing they will be able to provide significant assistance to the Commission so that it will be better able to understand and interpret this information. In addition, a grant of party standing will allow the LPC and the LPC(Q) to ensure that their interests as broadly defined by the Commission are protected and that none of the above information is addressed by any of the witnesses or in any aspect of the Commission's work without full and fair consideration of the appropriate context.

[23] These factors have led the LPC and the LPC(Q) to conclude that their interests and reputations may be in issue before the Commission and that is essential that they be given full party status.

**Given all the reasons stated above, and given the discretionary power conferred on the Commissioner, as indicated in sections 3 and 6 of the *Rules of Procedure and Practice*, the applicants seek leave to submit this application for standing out of time.**

*LEAVE TO FILE AN APPLICATION OUTSIDE MINIMAL PERIOD OF NOTIFICATION*

[24] In accordance with the *Rules of procedure and practice* of the Commission, the applicants intended to file the present application on or about September 7 2004 before this Commission, for presentation on or about September 15 2004.

[25] On or about September 2<sup>nd</sup> 2004, applicants were informed by the Commission counsel of the presentation of at least one new application for participation, and an application for status modification by an intervener.

[26] Based on a scheduled hearing for those applications, the Commission recommended that the present application for standing be filed on or before September 3<sup>rd</sup> 2004, for presentation on September 7<sup>th</sup> 2004 along with referred applications of paragraph 25.

[27] Accordingly, this application is being filed with the Commission on September 3<sup>rd</sup> 2004, presentable for September 7 2004.

**Applicants hereby respectfully requests that permission be granted by Commissioner to file application outside the minimal period of 5 clear days prescribed in section 23 of the *Rules of procedure and practice* of the Commission.**

STATUS APPLIED FOR: FULL PARTY STANDING

[28] The Conservative Party (and for the same reasons the Bloc Québécois) was granted intervenor status before the Commission, based on its

*(...) "ascertainable interests and perspectives essential to the Commission's mandate, and that its participation as an Intervenor would enhance the work of the Commission in both Phases IA and IB. The Conservative Party of Canada represents a substantial body of opinion in Canada. It has a valuable perspective on public administration, the roles of office-holders and parliamentarians, and the process through which public funds are disbursed. The Commission would accordingly benefit from its participation, assistance and representations as an Intervenor,"*

Ruling on standing, Montreal July 5, 2004

[29] Although both LPC and LPC(Q) have at least the same expertise, perspective and also represent a substantial body of opinion in Canada, they believe a party standing should be granted to them, and accordingly **the LPC and the LPC(Q) wish to obtain standing as a party for phases 1A and 1B of the Commission** for the following reasons.

[30] In its decision on requests to participate in the work of this Commission, the Commission has stated:

**As provided under the Rules of Procedure and Practice, there are two categories of participation in the Factual Inquiry. It is foreseen that parties may be either:**

- i. **Parties, because their rights are directly and substantially affected by the Factual Inquiry; or**
- ii. **Intervenors, where they are found to have clearly ascertainable interests and perspectives useful to the Commission's mandate. In such cases I am entitled to determine special conditions under which a party may participate.**

...

What constitutes "a substantial and direct interest in the subject matter of the Inquiry"? Based upon what has been decided in comparable cases, the interest of the applicant may be the protection of a legal interest in the sense that the outcome of the Inquiry may affect the legal status or property interests of the applicant, **or it may be as insubstantial as the applicant's sense of well-being or fear of an adverse effect upon his or her reputation. Even if such a fear proves to be unfounded, it may**



**be serious and objectively reasonable enough to warrant party or intervenor standing in the Inquiry. ...**

Ruling on standing, Montreal July 5, 2004  
(*Emphasis added.*)

[31] Since the Liberal Party of Canada has been in power since 1993, which covers the period referred to in the Report of the Auditor General, the public directly identifies the creation and management of the sponsorship and advertising program as being the work of the LPC. In its request to participate in the work of this Commission, the Bloc Québécois also refers to this fact.

[32] Extensive references were made since the Report was filed in November 2003 to allegations of “patronage” by the LPC and the LPC(Q) in its selection of the advertising and communication agencies under the sponsorship programs and in alleged payments into the election funds of the LPC and the LPC(Q) of contributions by these agencies before and/or after they had been awarded certain management and/or advertising and communication contracts.

[33] The Bloc Quebecois also refers to these allegations in their application, as correctly noted in the Commissioner’s ruling for standing of this political party:

*Secondly, it alleges that funds originating from the sponsorship program and advertising activities of the government were diverted into the electoral funds of the Liberal Party of Canada, to the detriment of the Bloc Québécois; this allegation, however, is not to be found in the Report of the Auditor General.*

...

*In contrast, the allegations with respect to the diversion of public funds to a particular political party fall squarely within the Commission's mandate. It is not necessary to grant party status to the Bloc Québécois in order for the Commission to deal with possible evidence on this matter.*

Ruling on standing, Montreal July 5, 2004

[34] Accordingly, these allegations, which have been brought to widespread public attention and in which the LPC and the LPC(Q) have direct and real interests, will be examined in light of the list of questions set out by the Commissioner in his Opening Statement, during phases 1A and 1B:

*Issues List of Phase IA*

1. *the creation, purpose and objectives of the sponsorship program;*
2. *the role and responsibility of elected and non-elected public office holders and others in the Government and Parliament of Canada, including Crown entities (collectively the "Government of Canada"), as well as others outside the Government of Canada, in the creation of the sponsorship program, the selection of communications and advertising agencies (including the creation, purpose and objectives of the advertising program), and the management of the sponsorship program and advertising activities of the Government of Canada (collectively the "activities");*
3. *whether Parliament was bypassed and, if so, by whom and on what basis;*
4. *whether there was political influence involved in the activities and, if so, by whom, to what purpose, and to what effect;*
5. *whether any person or organization in the Government of Canada gained an advantage financially, politically or otherwise from the activities and, if so who, to what purpose, and to what effect;*
6. *whether the procedures, structures, reporting lines, systems for approvals and internal controls which were implemented by the Government of Canada, in the activities were sufficient and, if not, why not and to what purpose and effect. This will involve an assessment of the normal procedures, structures, reporting lines, systems for approvals and internal controls, or other potentially applicable standards, for procurement programs and selections of service providers for activities of a similar nature, and whether there were deviations in the activities from normal procedures, structures, reporting lines, systems for approvals and internal controls;*
7. *whether there was compliance with normally applicable rules, regulations, standards and guidelines, including the Financial Administration Act and other relevant instruments and, if not, in what manner was there non-compliance, and to what effect;*

8. *whether the culture and structure in the Government of Canada discouraged whistleblowing;*
9. *the path of the funds, including the approvals and procedures in relation thereto, within the Government of Canada to the point that these funds were disbursed to non-Government of Canada sources.*

*Issues List of Phase IB*

1. *the identity of those who received the sponsorship, communications and advertising funds, including any commissions or fees payable with respect to them, (hereinafter "the funds") the purpose for which the funds were disbursed, and the extent of value for money received in return by the Government of Canada, the latter term as defined in the Issues List for Phase IA, item 2;*
2. *whether there was political influence on the distribution of the funds, including questions relating to whether there were direct or indirect political contributions or gifts made by recipients of the funds;*
3. *whether there were sufficient external monitoring and financial controls used by fund recipients described in 1 above; if not, why not and to what effect.*

Opening statement of Commissioner, May 7, 2004

(Emphasis added.)

[35] Furthermore, out of a desire for transparency, the LPC and the LPC(Q) retained the firms of PricewaterhouseCoopers and Deloitte & Touche to conduct reviews of their books in light of the conclusions in the November 2003 Report of the Auditor General of Canada, and the reports received on these reviews will be forwarded to the Commission.

[36] These reports will refer to contributions made by bodies and persons named in Chapters 3 and 4 of the Auditor-General's report.

[37] What is more, the substantial and direct interests of the LPC and the LPC(Q) would be substantially affected by an erroneous interpretation of the financial data contained in these reports. Only full participation in the work of the Commission by the grant of party standing would enable the LPC and the LPC(Q) to ensure that their interests are unequivocally respected.

[38] The need for adequate representation before the Commission is essential to maintain the image and reputation of the LPC and the LPC(Q) in the public and its members, and to establish or correct certain facts that may be conveyed in an erroneous or incomplete manner through the examination or cross-examination of witnesses on "matters relevant to the basis upon which standing was granted" in accordance with section 7(vi) of the *Rules of Procedure and Practice* of the Commission, which right intervenors do not have.

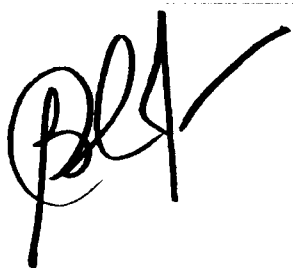
[39] The statements of the Commissioner in his Opening Statement on May 7, 2004, clearly illustrate this legitimate concern of the LPC and the LPC(Q):

*... In the course of the Inquiry's hearing process, evidence may emerge in support of a factual finding which, broadly construed, might be perceived as adverse or unfavourable to the reputation of a person or organization. Given that possibility, it is of paramount importance that the Inquiry's process be scrupulously fair. With this in mind, the Commission intends to conduct its hearings in accordance with the following principles and procedures.*

[40] Given their expertise, if LPC and LPC(Q) are granted standing this would enable them to assist the Commission in better understanding the receipting and reporting processes followed by the parties in complying with the *Canada Elections Act*. They could also provide explanations with respect to the management and coordination of fund raising functions and other types of fund raising activities carried out by political parties and other non profit organizations.

Given all these facts, the **Liberal Party of Canada** and the **Liberal Party of Canada (Quebec)** feel that they meet the conditions set out in sections 2 and 3 of the *Rules of Procedure and Practice* in order thus to obtain standing in phases 1A and 1B of the work of this Commission, and humbly request such standing before the **Commission of Inquiry into the Sponsorship Program and Advertising Activities**.

Following the ruling of the Commission on the present application, an additional application for funding will be presented by the **Liberal Party of Canada** and the **Liberal Party of Canada (Quebec)** in accordance with the Commission's findings.



---

**Me Charles B. Côté**  
CÔTÉ PRIHODA,  
Co-Counsel for the Liberal Party of Canada  
& the Liberal Party of Canada (Quebec)



---

**Me Doug Mitchell**  
IRVING, MITCHELL & Associates,  
Co-Counsel for the Liberal Party of Canada  
& the Liberal Party of Canada (Quebec)

## AFFIDAVIT

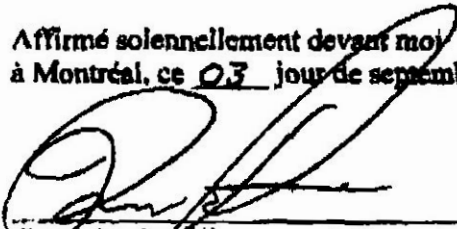
Je, soussigné, **PABLO RODRIGUEZ**, Président du Parti Libéral du Canada (Québec) situé au 55, boulevard Crémazie Ouest, bureau 620, dans les cité et district de Montréal, affirme solennellement ce qui suit:

- 1) Je suis le Président du Parti Libéral du Canada (Québec) et je souscris cet affidavit au soutien d'une demande de participation comme partie devant la Commission d'enquête sur le programme de commandites et des activités publicitaires;
- 2) Tous les faits allégués à la présente demande sont vrais.

**ET J'AI SIGNÉ:**

  
\_\_\_\_\_  
**PABLO RODRIGUEZ**

Affirmé solennellement devant moi  
à Montréal, ce 03 jour de septembre 2004

  
\_\_\_\_\_  
Commissaire à l'assermentation

---


**AFFIDAVIT**

---

I, the undersigned, **STEVEN MACKINNON**, National Director of the Liberal Party of Canada, maintaining its office at 81 Metcalfe Street, Suite 400, in the city of Ottawa, province of Ontario, K1P 6M8, hereby make the following solemn declaration:

- 1) I am the National Director of the Liberal Party of Canada and make this affidavit in support of an application of the Liberal Party of Canada for party standing before the Commission of inquiry into the Sponsorship Program and advertising activities;
- 2) All of the facts in the attached application are true.

AND I HAVE SIGNED.

  
\_\_\_\_\_  
STEVEN MACKINNON

SWORN BEFORE ME in the Province of Ontario,  
this 3 day of September 2004

\_\_\_\_\_  
Notary Public



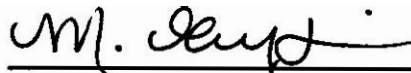
---

**AFFIDAVIT**

---

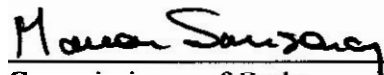
I, the undersigned, **MARY ELEFThERiADiS**, assistant to Doug Mitchell of Irving, Mitchell & Associates, maintaining its office at 4119, Sherbrooke Street West, in the city of Westmount, province of Quebec, H3Z 1A7, hereby solemnly declare that I have served the Application for Standing of the Liberal Party of Canada and of the Liberal Party of Canada (Quebec) unto the parties as appears on the attached transmission slip via electronic mail.

AND I HAVE SIGNED:



**MARY ELEFThERiADiS**

SWORN BEFORE ME in the Province of Quebec,  
this 3<sup>rd</sup> day of September 2004



Commissioner of Oaths





**Mary Eleftheriadis**

**From:** Mary Eleftheriadis [meleftheriadis@irvingmitchell.com]  
**Sent:** 3 septembre 2004 14:32  
**To:** 'richard.dearden@gowlings.com'  
**Subject:** FW: SERVICE BY EMAIL

-----Original Message-----

**From:** Mary Eleftheriadis [mailto:meleftheriadis@irvingmitchell.com]  
**Sent:** 3 septembre 2004 14:20  
**To:** 'sylvain.lussier@ddsm.ca'; 'rene.leblanc@justice.gc.ca'; 'grtremlay@macarthy.ca'; 'masc@total.net';  
'carole\_mackaay@viarail.ca'; 'dscott@blgcanada.com'; 'pdody@blgcanada.com'; 'jlaskin@torys.com'; 'jterry@torys.com';  
'pierrefournier@fournierassociates.qc.ca'; 'medelson@edelsonandassociates.com'; 'jchebert@hbd.qc.ca'; 'jam@skm.ca';  
'ghunter@blgcanada.com'; 'vderose@blgcanada.com'; 'jradford@blgcanada.com'; 'richard.deardon@gowlings.com';  
wbrock@dwpv.com; 'mjoly@dwpv.com'; 'belanger.jean-daniel@psio-bifp.gc.ca'; 'ahamilton@casselsbrock.com';  
'livingstone@casselsbrock.com'; 'clementgroleau@videotron.ca'  
**Subject:** SERVICE BY EMAIL

**SERVICE BY E-MAIL****(ARTICLES 24 RULES OF PRACTICE AND PROCEDURE OF THE COMMISSION OF INQUIRY INTO THE SPONSORSHIP PROGRAM AND ADVERTISING ACTIVITIES)****SENDER**

**NAME:** Doug Mitchell  
**IRVING, MITCHELL & ASSOCIATES**  
**4119 Sherbrooke Street West**  
**Westmount, Quebec H3Z 1A7**  
**(514) 935-2725**  
**(514) 935-2999**

**DATE:** September 3, 2004

**TIME OF TRANSMISSION:** 3:20 p.m.

**COURT FILE NO.:**

**OUR FILE:** 1796-1

**ADDRESSEES**

**NAME:** ATTORNEY GENERAL OF CANADA  
**Me Sylvain Lussier**  
**Me René Leblanc**

**BCP LTÉE, AGENCE DE PUBLICITÉ**  
**Me Gérald Tremblay**

**Me Carole Mackaay  
Me John Campion  
Me Jean Lafleur**

**THE RIGHT HONOURABLE JEAN CHRÉTIEN  
Me David Scott  
Me Peter Doody**

**THE HONOURABLE ALFONSO GAGLIANO  
Me Pierre Fournier**

**JEAN LAFLEUR  
Me Jean C. Hébert  
Me Jean Montigny**

**RANALD QUAIL  
Me George Hunter  
Me Vincent Derose  
Me Jennifer Radford**

**OFFICE OF THE AUDITOR GENERAL OF CANADA  
Me Richard Dearden**

**BANQUE DE DÉVELOPPEMENT DU CANADA  
Me William Brock  
Me Mélanie Joly**

**PUBLIC SERVICE INTEGRITY OFFICE  
Me Jean-Daniel Bélanger**

**CONSERVATIVE PARTY OF CANADA  
Me Arthur Hamilton  
Me Laurie Livingstone**

**LE BLOC QUÉBÉCOIS  
Me Clément Groleau**

**JEAN PELLETIER  
Me Guy Pratte**

**JOSEPH CHARLES GUITÉ  
Me Michael Edelson**

**NATURE OF DOCUMENT:**

**Application for Standing of the Liberal Party of Canada  
and of the Liberal Party of Canada (Quebec)  
Affidavit of Pablo Rodriguez  
Affidavit of Steven Mackinnon  
Notice of Presentation**

Mary Eleftheriadis  
Irving, Mitchell & Associates  
4119 Sherbrooke Street West  
Westmount, Quebec H3Z 1A7  
Tel: (514) 935-4460 Fax: (514) 935-2999  
Email: [meleftheriadis@irvingmitchell.com](mailto:meleftheriadis@irvingmitchell.com)

\*\*\*\*\*

Cette transmission par courrier électronique est destinée uniquement à la personne ou à l'entité à qui elle est adressée et peut contenir des renseignements confidentiels et assujettis au secret professionnel. La confidentialité et le secret professionnel demeurent malgré l'envoi de ce document à la mauvaise personne. Si vous n'êtes pas le destinataire visé ou la personne chargée de remettre ce document à son destinataire, veuillez nous en informer par retour de courriel. Toute distribution, reproduction ou autre utilisation de ce document par un destinataire est interdite. Merci./This email transmission is intended to be sent only to, and is intended for the sole use of the individual or entity to which it is specifically addressed above. It may contain privileged or confidential information. Any review, dissemination, distribution, copying or other use of this material by other than the intended recipient is strictly prohibited and may result in the breach of certain laws or infringement of rights of third parties. If you have received this transmission in error, please notify us immediately by return email. Thank you.

**Mary Eleftheriadis**

**From:** Mary Eleftheriadis [meleftheriadis@irvingmitchell.com]  
**Sent:** 3 septembre 2004 14:20  
**To:** 'sylvain.lussier@ddsm.ca'; 'rene.leblanc@justice.gc.ca'; 'grtremlay@macarthy.ca'; 'masc@total.net'; 'carole\_mackaay@viarail.ca'; 'dscott@blgcanada.com'; 'pdoody@blgcanada.com'; 'jlaskin@torys.com'; 'jterry@torys.com'; 'pierrefournier@fournierassociates.qc.ca'; 'medelson@edelsonandassociates.com'; 'jchebert@hbd.qc.ca'; 'jam@skm.ca'; 'ghunter@blgcanada.com'; 'vderose@blgcanada.com'; 'jradford@blgcanada.com'; 'richard.deardon@gowlings.com'; 'wbrock@dwpv.com'; 'mjoly@dwpv.com'; 'belanger.jean-daniel@psio-bifp.gc.ca'; 'ahamilton@casselsbrock.com'; 'llivingstone@casselsbrock.com'; 'clementgroleau@videotron.ca'  
**Subject:** SERVICE BY EMAIL

**SERVICE BY E-MAIL****(ARTICLES 24 RULES OF PRACTICE AND PROCEDURE OF THE COMMISSION OF INQUIRY INTO THE SPONSORSHIP PROGRAM AND ADVERTISING ACTIVITIES)****SENDER**

**NAME:** Doug Mitchell  
**ADDRESS:** IRVING, MITCHELL & ASSOCIATES  
 4119 Sherbrooke Street West  
 Westmount, Quebec H3Z 1A7  
**TELEPHONE:** (514) 935-2725  
**FAX:** (514) 935-2999  
**DATE:** September 3, 2004  
**TIME OF TRANSMISSION:** 3:20 p.m.  
**COURT FILE NO.:**  
**OUR FILE:** 1796-1

**ADDRESSEES**

**NAME:** ATTORNEY GENERAL OF CANADA  
 Me Sylvain Lussier  
 Me René Leblanc  
 BCP LTÉE, AGENCE DE PUBLICITÉ  
 Me Gérald Tremblay  
 Me Michel Massicotte  
 CANADA POST CORPORATION  
 Me John B. Laskin  
 Me John A. Terry  
 VIA RAIL CANADA

**Me Michel Massicotte**

**CANADA POST CORPORATION**  
**Me John B. Laskin**  
**Me John A. Terry**

**VIA RAIL CANADA**  
**Me Carole Mackaay**  
**Me John Campion**  
**Me Jean Lafleur**

**THE RIGHT HONOURABLE JEAN CHRÉTIEN**  
**Me David Scott**  
**Me Peter Doody**

**THE HONOURABLE ALFONSO GAGLIANO**  
**Me Pierre Fournier**

**JEAN LAFLEUR**  
**Me Jean C. Hébert**  
**Me Jean Montigny**

**RANALD QUAIL**  
**Me George Hunter**  
**Me Vincent Derose**  
**Me Jennifer Radford**

**OFFICE OF THE AUDITOR GENERAL OF CANADA**  
**Me Richard Dearden**

**BANQUE DE DÉVELOPPEMENT DU CANADA**  
**Me William Brock**  
**Me Mélanie Joly**

**PUBLIC SERVICE INTEGRITY OFFICE**  
**Me Jean-Daniel Bélanger**

**CONSERVATIVE PARTY OF CANADA**  
**Me Arthur Hamilton**  
**Me Laurie Livingstone**

**LE BLOC QUÉBÉCOIS**  
**Me Clément Groleau**

**JEAN PELLETIER**  
**Me Guy Pratte**

**JOSEPH CHARLES GUITÉ**  
**Me Michael Edelson**

**NATURE OF DOCUMENT:**

**Application for Standing of the Liberal Party of Canada  
and of the Liberal Party of Canada (Quebec)  
Affidavit of Pablo Rodriguez  
Affidavit of Steven Mackinnon  
Notice of Presentation**

\_\_\_\_\_  
Mary Eleftheriadis  
Irving, Mitchell & Associates  
4119 Sherbrooke Street West  
Westmount, Quebec H3Z 1A7  
Tel: (514) 935-4460 Fax: (514) 935-2999  
Email: [meleftheriadis@irvingmitchell.com](mailto:meleftheriadis@irvingmitchell.com)

\*\*\*\*\*

Cette transmission par courrier électronique est destinée uniquement à la personne ou à l'entité à qui elle est adressée et peut contenir des renseignements confidentiels et assujettis au secret professionnel. La confidentialité et le secret professionnel demeurent malgré l'envoi de ce document à la mauvaise personne. Si vous n'êtes pas le destinataire visé ou la personne chargée de remettre ce document à son destinataire, veuillez nous en informer par retour de courriel. Toute distribution, reproduction ou autre utilisation de ce document par un destinataire est interdite. Merci. / This email transmission is intended to be sent only to, and is intended for the sole use of the individual or entity to which it is specifically addressed above. It may contain privileged or confidential information. Any review, dissemination, distribution, copying or other use of this material by other than the intended recipient is strictly prohibited and may result in the breach of certain laws or infringement of rights of third parties. If you have received this transmission in error, please notify us immediately by return email. Thank you.

**Mary Eleftheriadis**

**From:** Mary Eleftheriadis [meleftheriadis@irvingmitchell.com]  
**Sent:** 3 septembre 2004 14:39  
**To:** 'grtremblay@mccarthy.ca'  
**Subject:** FW: SERVICE BY EMAIL

-----Original Message-----

**From:** Mary Eleftheriadis [mailto:meleftheriadis@irvingmitchell.com]  
**Sent:** 3 septembre 2004 14:20  
**To:** 'sylvain.lussier@ddsm.ca'; 'rene.leblanc@justice.gc.ca'; 'grtremblay@macarthy.ca'; 'masc@total.net';  
'carole\_mackaay@viarail.ca'; 'dscott@blgcanada.com'; 'pdoody@blgcanada.com'; 'jlaskin@torys.com'; 'jterry@torys.com';  
'pierrefournier@fournierassociates.qc.ca'; 'medelson@edelsonandassociates.com'; 'jchebert@hbd.qc.ca'; 'jam@skm.ca';  
'ghunter@blgcanada.com'; 'vderose@blgcanada.com'; 'jradford@blgcanada.com'; 'richard.deardon@gowlings.com';  
wbrock@dwpv.com; 'mjoly@dwpv.com'; 'belanger.jean-daniel@psio-bifp.gc.ca'; 'ahamilton@casselsbrock.com';  
'livingstone@casselsbrock.com'; 'clementgroleau@videotron.ca'  
**Subject:** SERVICE BY EMAIL

**SERVICE BY E-MAIL**

**(ARTICLES 24 RULES OF PRACTICE AND PROCEDURE OF THE COMMISSION OF INQUIRY INTO  
THE SPONSORSHIP PROGRAM AND ADVERTISING ACTIVITIES)**

**SENDER**

**NAME:** Doug Mitchell  
**ADDRESS:** IRVING, MITCHELL & ASSOCIATES  
4119 Sherbrooke Street West  
Westmount, Quebec H3Z 1A7  
**TELEPHONE:** (514) 935-2725  
**FAX:** (514) 935-2999

**DATE:** September 3, 2004

**TIME OF TRANSMISSION:** 3:20 p.m.

**COURT FILE NO.:**

**OUR FILE:** 1796-1

**ADDRESSEES**

**NAME:** ATTORNEY GENERAL OF CANADA  
Me Sylvain Lussier  
Me René Leblanc

BCP LTÉE, AGENCE DE PUBLICITÉ  
Me Gérald Tremblay

**Me Michel Massicotte**

**CANADA POST CORPORATION**

**Me John B. Laskin**

**Me John A. Terry**

**VIA RAIL CANADA**

**Me Carole Mackaay**

**Me John Campion**

**Me Jean Lafleur**

**THE RIGHT HONOURABLE JEAN CHRÉTIEN**

**Me David Scott**

**Me Peter Doody**

**THE HONOURABLE ALFONSO GAGLIANO**

**Me Pierre Fournier**

**JEAN LAFLEUR**

**Me Jean C. Hébert**

**Me Jean Montigny**

**RANALD QUAIL**

**Me George Hunter**

**Me Vincent Derose**

**Me Jennifer Radford**

**OFFICE OF THE AUDITOR GENERAL OF CANADA**

**Me Richard Dearden**

**BANQUE DE DÉVELOPPEMENT DU CANADA**

**Me William Brock**

**Me Mélanie Joly**

**PUBLIC SERVICE INTEGRITY OFFICE**

**Me Jean-Daniel Bélanger**

**CONSERVATIVE PARTY OF CANADA**

**Me Arthur Hamilton**

**Me Laurie Livingstone**

**LE BLOC QUÉBÉCOIS**

**Me Clément Groleau**

**JEAN PELLETIER**

**Me Guy Pratte**

**JOSEPH CHARLES GUITÉ**

**Me Michael Edelson**



**NATURE OF DOCUMENT:**

**Application for Standing of the Liberal Party of Canada  
and of the Liberal Party of Canada (Quebec)  
Affidavit of Pablo Rodriguez  
Affidavit of Steven Mackinnon  
Notice of Presentation**

Mary Eleftheriadis  
Irving, Mitchell & Associates  
4119 Sherbrooke Street West  
Westmount, Quebec H3Z 1A7  
Tel: (514) 935-4460 Fax: (514) 935-2999  
Email: [meleftheriadis@irvingmitchell.com](mailto:meleftheriadis@irvingmitchell.com)

**Cette transmission par courrier électronique est destinée uniquement à la personne ou à l'entité à qui elle est adressée et peut contenir des renseignements confidentiels et assujettis au secret professionnel. La confidentialité et le secret professionnel demeurent malgré l'envoi de ce document à la mauvaise personne. Si vous n'êtes pas le destinataire visé ou la personne chargée de remettre ce document à son destinataire, veuillez nous en informer par retour de courriel. Toute distribution, reproduction ou autre utilisation de ce document par un destinataire est interdite. Merci./This email transmission is intended to be sent only to, and is intended for the sole use of the individual or entity to which it is specifically addressed above. It may contain privileged or confidential information. Any review, dissemination, distribution, copying or other use of this material by other than the intended recipient is strictly prohibited and may result in the breach of certain laws or infringement of rights of third parties. If you have received this transmission in error, please notify us immediately by return email. Thank you.**

\*\*\*\*\*  
\*\*\* TX REPORT \*\*\*  
\*\*\*\*\*

TRANSMISSION OK

TX/RX NO 1980  
CONNECTION TEL 2838138  
SUBADDRESS  
CONNECTION ID  
ST. TIME 09/03 15:48  
USAGE T 05'20  
PGS. SENT 28  
RESULT OK

# Irving, Mitchell & Associates

SENC

AVOCATS ADVOCATES

## FAX COVER PAGE

DATE: September 3, 2004  
ADDRESSEE: COMMISSION OF INQUIRY INTO THE SPONSORSHIP PROGRAM AND ADVERTISING ACTIVITIES  
TELEPHONE: (514) 283-8093  
FAX: (514) 283-8138  
SENDER: Doug Mitchell  
TELEPHONE: (514) 935-2725  
FAX: (514) 935-2999  
OUR FILE: 1796-1

NUMBER OF PAGES TRANSMITTED (INCLUDING THIS PAGE): 28

If page(s) missing, please call (514) 935-4460.

### COMMENTS

Attached are the following documents:

- Application for Standing of the Liberal Party of Canada and of the Liberal Party of Canada (Quebec)
- Affidavit of Mr. Pablo Rodriguez
- Affidavit of Mr. Steven MacKinnon
- Notice of Presentation

## **NOTICE OF PRESENTATION**

To : THE COMMISSION OF INQUIRY INTO THE SPONSORSHIP PROGRAM AND ADVERTISING  
ACTIVITIES

ATTORNEY GENERAL OF CANADA  
Me Sylvain Lussier  
Me René Leblanc

BLP LTÉE, AGENCE DE PUBLICITÉ  
Me Gérald Tremblay  
Me Michel Massicotte

CANADA POST CORPORATION  
Me John B. Laskin  
Me John A. Terry

VIA RAIL CANADA  
Me Carole Mackaay  
Me John Campion  
Me Jean Lafleur

THE RIGHT HONOURABLE JEAN CHRÉTIEN  
Me David Scott  
Me Peter Doody

THE HONOURABLE ALFONSO GAGLIANO  
Me Pierre Fournier

JEAN LAFLEUR  
Me Jean C. Hébert  
Me Jean Montigny

RONALD QUAIL  
Me George Hunter  
Me Vincent Derose  
Me Jennifer Radford

OFFICE OF THE AUDITOR GENERAL OF CANADA  
Me Richard Dearden

BANQUE DE DÉVELOPPEMENT DU CANADA  
Me William Brock  
Me Mélanie Joly

PUBLIC SERVICE INTEGRITY OFFICE  
Me Jean-Daniel Bélanger

CONSERVATIVE PARTY OF CANADA  
Me Arthur Hamilton  
Me Laurie Livingstone

LE BLOC QUÉBÉCOIS  
Me Clément Groleau

JEAN PELLETIER  
Me Guy Pratte

JOSEPH CHARLES GUITÉ  
Me Michael Edelson

**TAKE NOTICE** that you are being served with an Application on behalf of the LIBERAL PARTY OF CANADA and the LIBERAL PARTY OF CANADA (QUEBEC) for party standing before the Commission. The Application will be presented at Victoria Hall, Bytown Pavilion, 111 Sussex Drive, Ottawa, Ontario on September 7, 2004 at 9:30 a.m. or at any other such time as the Commission may designate.

Signed this 3<sup>rd</sup> day of September 2004

CÔTÉ PRIHODA  
CÔTÉ PRIHODA

IRVING, MITCHELL & ASSOC.  
IRVING, MITCHELL & ASSOCIATES

Attorneys for LIBERAL PARTY OF CANADA and LIBERAL PARTY OF CANADA (QUEBEC)