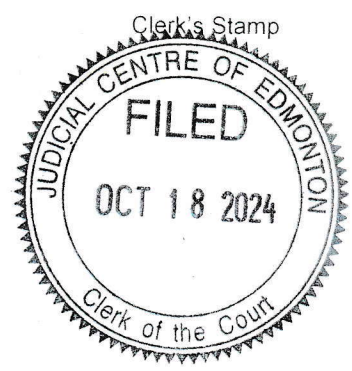


COURT FILE NUMBER 2403-18471
COURT COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE Edmonton
PLAINTIFF(S) ELAINE MCGEE
DEFENDANT(S) MICHAEL TAYLOR



DOCUMENT APPLICATION BY MICHAEL TAYLOR (DEFENDANT)
(NAME AND STATUS)

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
80043 261 AVE E
Foothills Alberta
T1S 4G5
[REDACTED]

NOTICE TO RESPONDENT(S): ELAINE MCGEE (PLAINTIFF)
[Indicate name(s) and status of Respondent(s)]

This application is made against you. You are a respondent. You have the right to state your side of this matter before the Court.

To do so, you must be in Court when the application is heard as shown below:
Date: October-18-2024
Time: 10:00 A.M.
Where: Edmonton, Law court Building
Before Whom: JUSTICE IN CHAMBERS
Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought: (What result are you seeking from the Court)

1. A Stay of the Order of the Tenancy Dispute Officer which was granted on the 18th day of SEPTEMBER, 2024 until the appeal of this matter is heard or further Order of this Court is granted.
2. A shortening of time for service of this Application and supporting Affidavit.

Grounds for making this application: (What are the reasons you are making this application)

3. **UNDUE HARDSHIP & INFRINGEMENT OF CHARTER RIGHTS**

Material or evidence to be relied on:

4. Affidavit of **MICHAEL TAYLOR ON OCTOBER 11.**

Applicable rules:

- 1.4 - 2 - (b)

5. 9.15

Applicable Acts and regulations:

6. Alberta Rules of Court **✓ 3.3** Residential Tenancy Act **✓**

CANADA ACT 1982 section 24(1)
CONFLICT OF INTEREST ACT

Any irregularity complained of or objection relied on: (For example, the application was made without notice to me, I was out of the province for two days and did not receive the notice; the notice of hearing was apparently posted on my door after the landlord knew I had already vacated the rental unit.)

7.

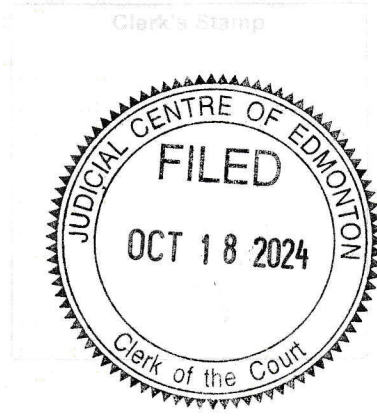
How the application is proposed to be heard or considered: (ARC6.9(1) The court may consider a filed application in one or more of the following ways: a) in person, with one, some or all of the parties present; b) by means of an electronic hearing if an electronic hearing is permitted under rule 6.10; c) by a process involving documents only.)

8. **IN PERSON**

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered.

COURT FILE NO. 2403-18471
COURT Court of King's Bench of Alberta
JUDICIAL CENTRE ~~Calgary~~ Edmonton



APPLICANT(S) **Michael Taylor**
RESPONDENT(S) **Elaine McGee**
DOCUMENT **Originating Application - Notice of Appeal/
Reference Under an Enactment**
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT Michael Taylor
80043 261 Ave E
Foothills, Alberta
T1S 4G5
[REDACTED]

NOTICE TO THE RESPONDENT(S)

This application is made against you. You are a Respondent.
You have the right to state your side of this matter before the Court.

To do so, you must be in Court when the application is heard as shown below:

Date	<u>November - 06 - 2024</u>
Time:	<u>10:00 Am</u>
Where:	- Select one - <u>Edmonton, Law court building</u>
Before Whom:	- Select one - <u>Justice Chamber, JC</u>

Go to the end of this document to see what else you can do and when you must do it.

Appeal from Review Officer

Or

Reference to the Court under Residential Tenancy Dispute resolution Service

Basis for the claim/reference/appeal/matter to be put before the Court:

1. Enforcement of this order will cause irreparable harm.
2. The TDO did not act impartially or conduct a hearing that was procedurally fair
3. The TDO refused to accept or entertain my assertion about the "real issues" regarding the matter
4. The RTDRS was not the court of appropriate jurisdiction to rule on these issues
5. The filing of the order is in contravention of section 3 of the Alberta rules of court

Remedy sought

6. The court set aside the order
7. An investigation be endorsed and brought to the attention of the ethics commissioner
8. criminal charges are appropriately filed against Mr. Woytiuk for perjury
9. reimbursement for all costs and expenses
10. any other remedies determined appropriate by the court

Affidavit or other evidence to be used in support of this application:

11. All evidence already submitted to the RTDRS
12. Audio transcript of RTDRS hearings
13. Affidavit of Michael Taylor

Applicable Acts and regulations:

14. *Alberta Rules of Court, Alta Reg 124/2010*
15. *Conflict of Interest Act (S.C. 2006, c. 9, s. 2)*
16. *Judicature Act, RSA 2000, c J-2*
17. *Criminal Code, RSC 1985, c C-46*

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes, or another order might be given or other proceedings taken which the applicant(s) is/are entitled to without any further notice of them to you. If you want to take part in this application, you or your lawyer must attend in Court on the date and time shown at the beginning of this form. If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered.

COURT FILE NO. 2403-18471

COURT Court of King's Bench of Alberta

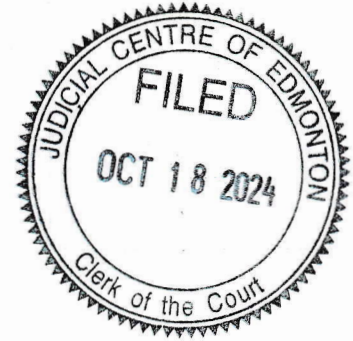
JUDICIAL CENTRE Edmonton

PLAINTIFF(S) **Elaine McGee**

DEFENDANT(S) **Michael Taylor**

DOCUMENT **Affidavit**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
Michael Taylor
80043 261 Ave E
Foothills Alberta
T1S 4G5
[REDACTED]



AFFIDAVIT OF

Michael Taylor (Defendant)

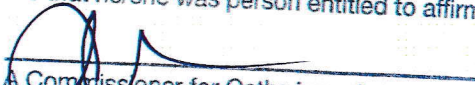
Sworn (or Affirmed) on

October 11, 2024


of Alberta. SWEAR/AFFIRM AND SAY THAT

1. The actions taken by Elaine McGee to terminate this tenancy stem from improper purpose, including malicious conduct of a public official in the furtherance of private interest. One known public official in question, Bill Woytiuk, swore and affirmed an oath during the telephone hearing on September 11, 2024 when he was called as a witness for Ms. McGee. Mr. Woytiuk willfully committed perjury during his testimony in effort to advance private interest. This conduct was deliberately ignored by the TDO. I have yet to be afforded the opportunity to question his testimony or conduct.
2. The adjudicator was either negligent or influenced in his decision making based on the evidence. The evidence provided by Ms. McGee - specifically exhibit D - clearly shows Joshua Staff's involvement and financial interest of the business assets. Josh is a director, shareholder, and officer of Cinderfellas Property Services. He has contributed and supported in the purchase of these assets, and has been directly involved in the operations of Ananda consultants Ltd. Ms. McGee has never sought to terminate Josh's tenancy as a result of any conflict with the business and it's operations, and is not looking to hold him equally accountable for the alleged "breach" of the RTA.
3. During both hearings I pleaded with the adjudicator to understand and recognize the real purpose and more substantial issue surrounding this dispute - which is the perpetuation of unlawful seizure and forfeiture of the > \$100,000 worth of equipment and assets currently located at the residence. There are private interests that would stand to benefit significantly from these assets suddenly becoming considered "abandoned" property. Separating me from this property will cause irreparable harm in my ability to seek remedy against culpable parties. The TDO refused to acknowledge or entertain these claims.
4. Further to paragraph 3, removing me from my fixed address (also the business' address) will be detrimental to my ability to receive mail, and severely disrupt my ability to respond appropriately and timely to important and sensitive correspondence.
5. The order of J. Young through this Quasi-judicial tribunal is no coincidence, but rather an intentional and deliberate circumvention of due process, and absolute abuse of government power.

Affirmed before me at the City of
 Calgary, in the Province of Alberta
 this 11 day of October, 2024
 I certify that the Deponent has satisfied
 me that he/she was person entitled to affirm


 A Commissioner for Oaths in and
 for the Province of Alberta

CYNTHIA SAWYER
 COMMISSIONER FOR OATHS
 IN AND FOR THE PROVINCE OF ALBERTA
 EXPIRES JULY 30, 2027


 Signature