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To: deJong.MLA, Mike

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Subject: The involuntary bankruptcy proceedings of Erwin Singh Braich (File No. 193466VA99)

Dear Mr. de Jong,

I write to you today, as a concerned citizen and embattled creditor with regards to the bankruptcy of Erwin Singh Braich.

My letter follows my representing myself on July 15, 2009, in courtroom 30 on 800 Smithe St. before the Hon. Chief Justice Donald Brenner.

KPMG, the Trustee in the involuntary bankruptcy of Erwin Singh Braich, sought an Order to be discharged as Trustee. They also sought immunity for all of their negligent and reckless actions spanning a decade.

Chief Justice Donald Brenner granted the Order KPMG sought, which they think effectively prevents the bankrupt or any of his lawful creditors from exercising their right to bring action against "anyone" involved with administration of this bankruptcy.

While this was generally a forgone conclusion, prior to any of us entering the courtroom that day. Our U.S. attorneys fully expected what occurred and had prepared accordingly, well in advance but needed confirmation of same, prior to making a move.

I write to you not to inform you of what occurred in court with regards to the virtually un-enforceable Order pronounced, or to share our future legal strategy,

but rather to bring light, in advance, to a troubling suggestion that was made at the end of the hearing by the judge.

After granting himself immunity along with the others, Chief Justice Brenner told the Trustee's lawyer (Mr. Howard Mickelson) to refer the matter to the Attorney General's office to seek possible criminal charges against some and in particular Mr. Braich.

I write to give the office of the Attorney General a complete picture of what has occurred in this horrid affair during the past decade.

I'm not sure how familiar you are with the bankruptcy laws in Canada, but for the sake of brevity I will assume you are able to access a copy of the Bankruptcy and Insolvency Act and/or have someone in your office who understands this part of the law.

Here is a brief description, in point form, of what has occurred:

- In October of 1999 KPMG was appointed by Justice Lowry as the Receiver of Mr. Braich's Estate. This was done despite submissions that were made by (lawyer) Gordon Elliott (of Thompson & Elliott) that Braich's assets exceeded his debts (a copy of the transcripts is available if you like).

- On September 12, 2000, Master Patterson ordered KPMG to hold a meeting of creditors.

- KPMG remained in breach of this Order right up until the hearing on July 15, 2009.

- The Office of the Superintendent of Bankruptcy has (in writing) refused to examine Mr. Braich.

- KPMG authorized that arrest Warrants be issued for Mr. Braich in 2002 (a copy of a Declaration filed in U.S. District Court is attached)

-There was not one Warrant but two and in effect Mr. Braich was to be in two locations at one time, had he come to the country at that time. These Warrants were obtained without serving Mr. Braich, or any other notification and he only learned through a third party, after the fact.

-The Warrants were vacated, and one Warrant was vacated by the same judge that gave it to Mr. Brian McLean (lawyer for KPMG and the petitioning creditor).

-At this hearing she confirmed a conflict of interest and ordered that Brian McLean not be allowed to examine Mr. Braich (this conflict was brought to KPMG's attention in late 1999). The hearing in front of Justice Morrison was in March of 2004. It took four long years to confirm the obvious. Sad but true. And this is generally the way this file has gone and worse.

-Then came the 7 criminal charges authorized by the RCMP and supported by KPMG, (the RCMP settled out of court in the United States with Mr. Braich). These charges were held over Mr. Braich's head, to his and the creditors detriment for over 5 years.

-On the eve of a three week trial (that was to be heard by Associate Chief Justice Anthony Spence) the Crown decided to 'walk' from their case. This was done after over 60 subpoenas were issued (including the Crown's witnesses).

-In the hearings leading up to this trial, Associate Chief Justice Spence likened them to 'parking tickets' and called them "quasi" criminal (it is truly astonishing how a personal bankruptcy matter ends up attracting two "Chiefs").

-The Crown would not let up and did not drop the charges until all of their own witnesses were subpoenaed (to ensure their attendance) and all others that were involved in Vancouver and around B.C. The Crown plead with Mr. Braich to just pay even a \$500 fine, and admit to some 'wrongdoing'. This was a gross abuse of process and a waste of taxpayer's money. It has shaken my confidence in the system to say the least. How could this matter have gone on so long without any reason coming into play, until those that are guilty were about to have to take the stand.....finally!

-July 15, 2009 - KPMG was given immunity by Chief Justice Brenner and we the creditors did not even receive the file! Again I have no confidence in this system anymore and am looking to the United States for reprieve.

-Brian McLean was the author of the duplicitous Warrants and he will be named in upcoming Racketeering litigation from the United States, along with many others including Chief Justice Donald Brenner.

-In over ten years NOT ONE affidavit has been allowed to have been cross-examined in the Braich file and yet immunity was granted to all the wrongdoers? Again this really has made me lose all confidence in B.C.'s judicial system.

-Chief Justice Brenner pronounced an Order effectively muzzling all the citizens of this province from talking about the Braich matter (Jan/Mar – 2009- transcripts and orders are in the file and available upon request). This only further disgusts me and leaves me no choice but to rely on the U.S. system for eventual justice.

-Chief Justice Brenner “settled” an Order in the Braich matter that was not even pronounced (transcripts are available upon request – Sept/08).

-This is a clear case of cover-ups and a witch-hunt by KPMG, Brian McLean, Glenn Walsh and many, many others.

The list of egregious actions is far too long for one email but I felt is absolutely necessary that the Office of the Attorney General and other elected officials know what has transpired, as your office was mentioned by name as the next stop for KPMG and others.

KPMG is a multi-billion dollar corporation and we are just common citizens. This whole process has made me realize that the system is owned by the likes of KPMG, McLean, Walsh, Brenner, Mickelson, Ward, BDO Dunwoody, Jas Butalia, the RCMP, the Government, Shelley Fitzpatrick, James Carphin, the OSB and far too many others to list in one email.

If any of the people in that are mentioned in this email have a problem then they should be suing for libel and/or defamation not hiding behind flimsy orders that rob us of our due process.

On an even more personal note, I found it absolutely shocking at how I was not allowed to rebut, in full, ALL of the absurd points that were in KPMG's Motion. I was cut off and my rights were abused, all the while two Sheriffs awaited, in case I or anyone else, 'got out of hand'. I've been to a lot of court hearings and I've NEVER seen two Sheriff's waiting in and out of the courtroom. It seemed like a set up. One false move and that was it. I know how Mr. Braich was manhandled by this same judge and threatened with removal in previous hearings (transcripts and my complete submissions are also available upon request) and when the trustee's counsel speaks he is allowed to go on and on uninterrupted.

-How could a ten year bankruptcy matter have been decided within 2 * hours. How fair is that? And the Trustee's counsel logged up most of that time and the Judge was already formulating the Order at the 47 minute mark. Our side hadn't even spoken yet! The matter was scheduled for one full day, so what was the rush?

-Entire Motions were ignored and the fact that we haven't even seen the file was glossed over. All the creditors weren't even served. Actually I wasn't even properly served and received time sensitive documents via email! Truly a sad day for our province and country.

Also with all due respect, after reviewing the events of July 15, 2009, with our legal team in the United States, they with the utmost confidence stated that the Order that Chief Justice Donald Brenner pronounced "might as well have been written on toilet paper".

How can someone give these professionals immunity from events that have yet to occur? It simply is not constitutional and a violation of our rights as citizens and creditors. But after what has gone on in this file for the past decade I have realized, that we the citizens don't have the power and the system is owned by the high and mighty.

All I request is that you review over the evidence and please let me know as soon as possible if charges will be brought or not against anyone in connection with this matter. I need to know how much of my time I need to set aside for potential litigation the Attorney General's Office may instigate.

After ten years of limbo, we need all of the evidence as fast as possible, so that we may incorporate into our legal strategy and budget for the coming years. The confidence with which the judge referred the matter to your office is what has prompted this frank and honest letter on my part.

I am not writing to offend, and please do not take this letter personally or a reflection of your work as the Attorney General, as I am mindful you have only recently accepted the position.

When considering my letter please keep in mind that I am an innocent man that has been dragged through the process for ten years for no valid reason. Mr. Braich and the creditors have suffered and it is clear for all to see who is at fault and why. So for the Chief Justice to admit that KPMG did not protect mR. Braich's assets but it was not their fault is insulting to us all, to say the least.

Furthermore for the Trustee to insult me and call me a "follower" is disgusting and I will be seeking my own remedies for these and other actions.

I know you know Mr. Braich and you know that Mr. Randy Hawes and Mr. Chuck Strahl (a former employee of Mr. Braich's) also has a personal connection to him as well, along with many other prominent people in B.C.

Mr. Braich, as you know has done much for the community, and it is truly a sad state of affairs, I as a creditor have needlessly suffered along with many others. I have known Mr. Braich over 15 years and it boggles the mind that no one saw it fit to follow the law when it came to his file.

Please review all of the attachments and acknowledge receipt of this email. I will follow up next week and hope to speak to you on the telephone, so that I myself

may seek direction as to where I can file complaints against certain individuals such as Mr. Robert Rusko, Mr. Brian McLean, Mr. Howard Mickelson, Mr. Tim Alder and many others. I believe the Attorney General's office should strongly look into charging these fellows for the crimes they have committed. A copy of the (three foot thick) file is available at the courthouse of course and some of it is posted at www.justiceandtruthforall.com and KiDDAA Magazine has also reported on this matter - www.kiddaa.com .

We as Canadian citizens deserve better treatment than what we are receiving, and there should be public inquiry into all of this.

I will be lobbying for this to happen in the near future. This file is now about much more than a bankruptcy matter.

Fundamental rights of Canadian citizens have been violated, over and over, and in order to protect others from falling victim I feel it my civic duty to pursue this matter vigorously.

This is an international fiasco of gigantic proportions and our American attorneys, and myself, need to know the position of your offices as soon as possible.

Sincerely
Michael McCormack

P.S. I am attaching a copy of the Motion filed at the most recent hearing.

I am also attaching a copy of an Affidavit that I had filed with regards to the reasons why Mr. Braich was late for an examination.

Also a letter that was written by counsel that was briefly on the case for Mr. Braich. He states in this letter, "It seems to me that a proper meeting of creditors has never been held and therefore proper inspectors cannot have been appointed. In my view, KPMG should call a meeting of creditors, as it was ordered to do several

years ago. Mr. Braich's creditors can then attend and decide who they wish to appoint as inspectors" - Scott Turner.

If there were no proper Inspectors appointed (and there aren't) then everything KPMG has done to date, including seeking any remedy from your offices is being done under false pretense.

In the event any criminal charges are brought forward this fact will be staring any potential prosecutor square in the face from the outset.

To add to this KPMG was never affirmed by the creditors, and is still acting as a 'rogue' Trustee, bringing this matter to your offices. All of what has occurred before the court was done by people who did not have the legal capacity to do so. This will now all be dealt with, unfortunately from a foreign country, as this country has completely failed us.

P.P.S. I send some of the attached documents, as I am informed that, the matter of Mr. Braich's late attendance might be on your desk as well. It is absolutely a travesty that KPMG would have done what they did after Mr. Braich was late for the first and ONLY scheduled examination in over 9 years of them being appointed. Even though all of it was null and void due to the facts mentioned above re: Inspectors and affirmation.

Why did it take until 2008, after Mr. Braich had sued, KPMG and others, to set up an examination. They are so transparent and guilty, but what is that worth in B.C. when they own the system?

A copy of the first U.S. lawsuit, from February of 2007, is available here:

http://www.justiceandtruthforall.com/PDFS/U.S._Complaint_-_Braich_V._KPMG_et_al..pdf

A copy of the Declaration filed by Nicholas Weigelt in U.S. District Court:

http://www.justiceandtruthforall.com/PDFS/May_7_2007_-_Declaration_of_Nicholas_Weigelt.pdf

P.P.P.S. I can also provide a copy of the transcript from the hearing that took place on July 15, 2009, sometime later this month, if need be.