

Now that we have confirmed that Inspector Cutmore reconstructed and altered conditions of Schedule A & B as signed and approved by the Minister March 25, 2003 to 23 "Specific Pre Operating Conditions" as hand delivered to the office of Nichols Gravel Limited April 1, 2003, we must consider, what was the motivation for Mr. Cutmore and other M.N.R. staff to impact Nichols Gravel Limited with these punitive fraudulent Specific Pre Operating Conditions as a requirement of the licence, when this was in fact not a requirement of the licence approved and signed by the Minister.

In that respect there are a number of hard questions which require answers:

- Was the M.N.R. meeting of March 17, 2003 with Mr. Cutmore, Mr. Zacker and Mr. Greenwood where it was decided to arrange a meeting on March 19, 2003 with Marlene Phibbs the start of the conspiracy to "get" Nichols Gravel Limited with 23 Specific Pre Operating Conditions?
- Why was Inspector Cutmore having discussions with Bill Hunt of La Farge Quarries a competitor to Nichols, concerning activities on the Nichols property?
- Was La Farge also complaining in order to help keep the competition shut down?
- Prior to issuance of the licence, why did Inspector Cutmore find it necessary to contact David Anderson of Haldimand County concerning the Harrop Drain, the same Mr. Anderson who provided Perjury and falsified documents to the courts in the previous court case farce dismissed finally without Consideration or Reasons at the Supreme Court of Canada. This all connected to the greater long term conspiracy (1994) involving Eric D hond't, Nil Lambert, Jamie Francisco of the Previous Haldimand Norfolk Regional Government. and M.T.O. Winston Oostenburg with the primary purpose to bankrupt Nichols Gravel Limited.
- Why was it necessary to take a witness statement from Marlene Phibbs on April 1, 2003 just 6 hours prior to the hand delivery of the fraudulent M.N.R. Licence document and letter dated March 31, 2003?
- Was this an ass covering exercise in respect to this extortion and fraud or what?
- Did Mr. Cutmore also conspire with Ministry of the Environment Hamilton District Ontario Water Resources Director Paul Odom to provide special treatment to Nichols Gravel Limited when 1 year and 3 months after application, a Permit to Take Water was issued by Mr. Odom containing 24 Pre Dewatering Conditions? Recent information received through Freedom of Information confirm that this fraudulent production is an exception, as no other P.T.T.W. have been issued with such conditions, and in addition this Permit provides no authority until all 24 Pre Conditions are satisfied and as a result does not comply with O.M.B. Decision/Order 1194, and further this is not a long term water taking

permit as ordered, as we find that permits have been issued without time limitations, with others issued for 8 or 9 years where as the Nichols permit is restricted to 5 years.

This fraudulent farce was appealed to the Environmental Review Tribunal which turned out to be another misrepresented manipulation as previously M.O.E. had declined to release the 32 letters of objection by F.O.I. request, and further declined to release the letters in the E.R.T. prescribed time limitation, which evidence the Tribunal Chairman refused to hear, which then resulted in Nichols Gravel Limited presenting no evidence so as not to become a party to this manipulated farcical production.

I find it most amazing that Public servants in position of such great trust responsibility and authority, can represent that they are serving and protecting the Public Interest, and then promote their own private agenda with such unethical fraudulent productions as the M.N.R. Class A Licence hand delivered to Nichols Gravel Limited April 1, 2003 and the M.O.E. Permit to Take Water hand delivered June 20, 2003

In conclusion, it would be most appropriate if the Attorney General would direct a full investigation into this matter, and further instruct the Crown to file appropriate Criminal Charges.

Comments and Opinions of Gary Nichols