



Nichols Gravel Limited
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July 14, 2004

Ministry of Natural Resources

Hon. David Ramsay, Minister

Dear Mr. Ramsay:

This letter is to advise you of our company position in respect to recent information received confirming the negligent misconduct and possible criminal activity of your Ministry staff. This information is in reference to a response to a Freedom of Information request April 21, 2004 to M.N.R. concerning the issuance of licence #103717 as a comparable to the licence as hand delivered April 1, 2003 to Nichols Gravel Limited with letter dated March 31, 2003.

It becomes obvious when you compare the M.N.R. Freedom of Information licence identified by code number A0037174 as signed and approved by the Minister March 25, 2003 to the licence hand delivered to the office of Nichols Gravel Limited April 1, 2003, that these documents are not the same and conditions have been changed, restructured and altered to "Specific Pre Operating Conditions."

The change from the original licence which was also prepared and submitted to the Minister by Paul Cutmore indicate Schedule A conditions #5, 7, 8, 9, 10, and 12 changed to Specific Pre Operating Conditions after the original licence was signed by the Minister.

In addition under Schedule B of the original licence conditions 14, 15, 17, 20, 27, 29, 37, 38, 45, 49, 50, 51, 53, and 55 were all changed to "Specific Pre Operating Conditions", also not so directed in this format under the licence signed March 25, 2003 by the Minister.

See: Photocopy June 30, 2004 F.O.I. Licence. See: Hand delivered April 1, 2003, March 31 letter & licence. Please take note of the file code #A0037174 on F.O.I. licence, not shown on licence delivered April 1, 2003 which basically confirms that the restructured conditions occurred after the licence was signed March 25, 2003.

In respect to the fact that M.N.R. Inspector Paul Cutmore was responsible for preparing the licence documents sent to the Minister, the Hon. Jerry Oullette for approval and issuance of the licence in proper form, together with the fact that the signed and approved licence and conditions were changed from the format as issued and restructured to "23 Specific Pre Operating Conditions" upon arriving back at the M.N.R. Aylmer District Office, we can only conclude that with Aylmer District Manager Alec Denys signature on the March 31, 2003 letter to the hand delivered April 1, 2003 issuance of Licence 103717 with "23 Pre operating Conditions" that this was a pre planned conspiracy by Mr. Cutmore, Mr. Denys, M.N.R. Enforcement staff Gary Zacher and Jim Greenwood, Senior M.N.R. staff, Marlene Phibbs and the Rural Community Coalition, La Farge Hagersville Quarry Manager Mr. Horvat and salesman Bill Hunt as well as David Anderson Haldimand County, with the specific purpose to further delay the start up of this

quarry and impose financial hardship on this business. This quarry now still not productive 3 years after the O.M.B. direction to M.N.R. to issue the licence.

To clarify, we have the issuance to Nichols Gravel Limited April 1, 2003 the invalid, falsified and forged licence produced by Mr. Cutmores' negligent misrepresentation to Extortion and Fraud. The administrative injustice is further promoted and compounded by the April 14 2003 Suspension Order based on non compliance to the 23 fraudulent Specific Pre Operating Conditions illegally imposed on licence 103717. Then on April 7, 2004 this fraud is further promoted with the Notice of Intention to Revoke the Licence by Alec Denys Supervisor for Inspector Cutmore.

We have attended in court with M.N.R. on April 29, and again June 28, and the negligent misconduct of Mr. Cutmore, Mr. Denys and the M.N.R. is now a matter of record in the court transcripts.

In order to address this problem we request a Parliamentary Review into the negligent misconduct of M.N.R. staff to administration of the Aggregate Act to the Administrative injustice to licenced aggregate operators in the Province of Ontario.

We must advise you at this time that if no appropriate response has been received by July 22, 2004 toward resolving this mess, all of this information will be made public and we shall pursue our claim for damages against M.N.R. and M.O.E. and additionally file Criminal charges to the various parties involved.

After July 22 find this letter and the two comparable licences as issued on our website www.injusticecanada.com/current story.

We shall expect your immediate response forthwith.

Yours sincerely,



Gary Nichols

Enclosures:

- Licence 103717 M.N.R. F.O.I. of June 30, 2004
- Licence 103717 hand delivered April 1, 2003 photocopy provided July 8, 2004 from the M.N.R. Files District Office Aylmer dated w/signature Inspector Emelia Kuisma.

No Response received to this date July 30/04
B.L.K.