



Nichols Gravel Limited
P.O. Box 172 - Delhi, Ontario N4B 2W9
Phone (519) 582-3354 Fax (519) 582-2143

September 19, 2006

Federal Government of Canada

Royal Canadian Mounted Police
Hamilton Niagara District
Station Main Box 487
100 Main St. E. Suite 200 L8N 3H8

Attention: Detachment Commander

Dear Sir or Madam:

Please be advised of this request to investigate a conspiracy by the Ministry of Natural Resources and the Ministry of Environment Ontario to the illegal interference with business relations of Nichols Gravel Limited.

On April 1, 2003 M.N.R. Inspector Paul Cutmore hand delivered to Nichols Gravel Limited Licence # 103717 under threat of litigation to the Crown if it was not delivered by this date, as the O.M.B. Decision Order 1194 had directed this Ministry to issue the licence July 25, 2001.

However, with the licence signed by the Minister March 25, 2003 there was included a letter dated March 31, 2003 signed by M.N.R. District Manager Alec Denys advising that 23 "Specific Pre Operating Conditions" must be completed before any aggregate could be removed from the property.

This affront to all which is reasonable fair and just was imposed upon our company at this point, after we had been forced into a lengthy O.M.B. hearing which lasted almost a year and which cost approximately \$250,000.00 and then waited 9 months after the conclusion of the hearing November 1, 2000 for the final O.M.B. decision July 25, 2001.

It was 18 months later that the M.N.R. got around to issuing the licence on April 1, 2003 which in fact under the March 31, 2003 letter permitted no quarry operation, but directed huge additional expenditures of money without obtaining any cash flow from the quarry property. My immediate perception was that this was a blatant attempt to bankrupt our company and a contravention to everything in support of our free enterprise system.

Upon reading the March 31, 2003 letter Gary Nichols informed Inspector Cutmore and Enforcement Officer Gary Zacher that Nichols Gravel Limited would not comply, as this was not the conditions approved under O.M.B. Decision Order 1194. On April 2, 2003

F.Y.I.

FROM: Gary Nichols

* NO RESPONSE TO THIS
REQUEST TO INVESTIGATE
TO THIS DATE OCT 12/2006

Gary Nichols wrote to Minister of Natural Resources, Gerry Ouellette to request relief from these 23 Pre Operating Conditions, but no appropriate response was received.

Nichols Gravel Limited proceeded upon the quarry property to conduct development work, and on April 14, 2003 Inspector Cutmore issued a Suspension Order to licence 103717 and M.N.R. filed further charges with the courts for an illegal quarry operation against Nichols Gravel Limited and the officers of the Company, Gary, Margaret and Dwayne Nichols. The extortion to enforcement of 23 illegal Specific Pre Operating Conditions not so ordered in O.M.B. Decision Order 1194 had begun.

On June 20, 2003 Inspector Jason Ryan of the Ministry of the Environment one year and 3 months after application for a Permit to Take Water as ordered by the Board, hand delivered Permit #03-P-2244 with 24 "Pre Dewatering Conditions not so ordered in O.M.B. Decision Order 1194.

The M.O.E. had succeeded in duplicating the same extortion to compliance through a falsified and forged P.T.T.W. to the same Fraud as produced by the Ministry of Natural Resources. This was not a coincidence nor was it a legal enforcement in legislated law.

This resulted in an appeal to the Environmental Review Tribunal, which hearing turned out to be a complete farce and abuse of process as neither the M.O.E. or Haldimand County complied with procedural rules of disclosure, which evidence Chairman Balfour refused to hear, and proceeded to dismiss Nichols appeal on a motion from M.O.E. that Nichols Gravel Limited did not comply with procedural rules of disclosure. At a cost of \$3,000.00 we had just witnessed another government ass covering process to cover up for the negligent misconduct of M.O.E. staff.

The M.N.R. charges to Nichols Gravel Limited and officers was heard by Her Worship J.P. Wendy Casey who rendered a decision January 28, 2005 staying all charges and citing M.N.R. for abuse of process and infringement of Charter Rights of the officers of the Company.

In the interim period we received a response to an F.O.I. request to M.N.R. head office Peterborough on June 30, 2004 and received a copy of all licences issued from the Aylmer District Office since the Aggregate Act was amended in 1997. Copies of 41 Licences were received including a copy of Licence 103717 to Nichols Quarry and not one licence included "Specific Pre Operating Conditions". That information confirmed that the Minister had not authorized these "Pre Operating Conditions" as they were not recorded in M.N.R. computer files as signed by the Minister. It further confirmed that the March 31, 2003 letter imposing these conditions was a production of Alec Denys and Paul Cutmore with the help of M.N.R. Policy manager Stuart Thatcher.

Gary Nichols on July 8, 2004 attended at the M.N.R. Aylmer District Office and requested to Inspector Emmilia Kuisma for a copy dated and initialed of the licence from their file as hand delivered to the office of Nichols Gravel Limited April 1, 2003.

This copy was sent along with a copy of the licence from the M.N.R. computer file, which clearly indicated **no** 23 Specific Pre operating Conditions with a letter dated July 14, 2004 to Minister Ramsay requesting that he immediately take action to resolve this mess.

The next response received from Mr. Ramsay was a Revoke of Licence Order dated September 30, 2004 based on non completion of 10 "Pre Operating Conditions". On November 24, 2005 Judge Zivolak granted the M.N.R. appeal of the J.P. Wendy Casey decision and ordered a new trial on the charges.

Nichols lawyer Mr. Osier upon contacting M.N.R. for new trial date was notified a few days later that after 2 years and 9 months of court proceedings M.N.R. was dropping all charges.

The Licence Revoke Order was appealed to the O.M.B. and Chairman Smout refused to hear the case until all court proceedings and Judicial Review was completed for a declaration as to what was the licence, and did it include the 23 Specific Pre Operating Conditions which M.N.R. continued to attempt to enforce.

The Judicial Review was heard by Hon. Justice D. Reilly June 15, 2006 and a declaration was made by the court that the March 31, 2003 letter, was just **that** a letter, and did **not** form part of the licence. This decision was **not** appealed by the M.N.R.

Subject to Justice Reilly's declaration by the Court that the March 31, 2003 letter was not part of the licence which in fact directed 23 Specific Pre Operating Conditions be completed prior to the quarry becoming operational, this means that there was in fact unlegislated enforcement to compliance of these pre operating conditions without authority in law. Any document produced by M.N.R. to this enforcement therefore is in fact a forgery to the extortion to compliance and a fraud to Nichols Gravel Limited. This would include the March 31, 2003 letter, the April 14, 2003 Suspension Order, the Revised Suspension Order of October 1, 2003, the Notice of Intention to Revoke April 7, 2004 and the Revoke of Licence Order signed by the Minister September 30, 2004 as well as all charges filed against the Company and it's Officers in the Courts.

We are aware that Inspector Cutmore met with David Anderson, Manager of Engineering Haldimand County in March 2003 just prior to issuance of licence 103717. This is the same David Anderson that provoked litigation between Nichols Gravel Limited and Delhi Township in 1994 and then provided perjured evidence to the Court along with C.A.O. Frank Gelinas, which case was dismissed and traveled under appeal through our corrupted justice system all the way up to the Supreme Court of Canada for dismissal **without** consideration and **without** reason.

This is another case that should be investigated by the R.C.M.P.

We believe at that point Mr. Cutmore became part of the conspiracy to bankrupt Nichols Gravel Limited that evolved in 1994 which included Mr. David Anderson of the Township of Delhi, Mr. Jaime Francisco Township of Norfolk, and Mr. Eric D'hond't

and Nil Lambert Region of Haldimand-Norfolk. For 3 consecutive years 1994, 1995, and 1996 Nichols Gravel Limited sold no gravel to any of these municipalities and in fact this conspiracy continues up to the present with Haldimand County "Litigation Policy" conspired by David Anderson and former Mayor Lorraine Bergstrand so that Mr. Anderson would not have to deal with Nichols Gravel Limited, to the most recent events in Norfolk County where Gary Nichols appeared before Council as a deputation May 2, 2006 and July 4, 2006 to protest County discriminatory Purchasing Policy to misappropriation of Public Funds with no appropriate action taken by Council.

Mr. D'hond't and John Hamilton were further involved with M.N.R. when they made inquiries concerning the status of Nichols Quarry Licence May - June of 2005, and upon confirming the Revoke Order on the licence issued a directive without authority to consultant John Vallee to accept no further material at the Yin Subdivision Development from Nichols Quarry which resulted in loss of contracts with Haggerty Bros. Construction of approximately \$150,000.00. These public works managers of Norfolk County possessed no authority to intervene in a contract between Mr. Yin the Developer, Haggerty Bros. Construction or the subcontractor for supply of aggregate to either the Yin or Harvest Glen subdivisions.

On September 5, 2006 the O.M.B. hearing on the Revoke of Licence Order started and ran for 4 ½ days rehashing everything from the first hearing, and everything back to 2002 up to the present. The Chairman reserved decision which is expected in 2 to 3 weeks, either to confirm the Revoke of Licence Order, or to rescind subject to amendments to the site plan and time lines for completion of certain conditions.

The M.N.R. could have resolved this matter in April 2003 but continued right up to the present time with the intimidation and harassment to extortion to compliance to these illegal unlawful unlegislated conditions to the O.M.B. hearing to Revoke the licence in spite of the decisions of J.P. Casey and Justice D Reilly in a final attempt to put this Company out of business. The intimidation and harassment continues through the malicious prosecution to "new charges" filed with the courts based on the bogus illegal enforcement of pre operational conditions as contained in the Revoke Licence Order.

This has placed a huge amount of unnecessary stress upon this family and this business financially, while these people interfered with the free enterprise system while restricting competition through this abuse of process to discrimination to keep this Quarry from operating.

In conclusion the most disgusting aspect of this entire fiasco is the overpowering legislation contained in the Aggregate Resources Act which infringes Charter Rights to the extent that an Inspector with the stroke of a pen can shut down and prevent any business activity on a licenced property under Suspension Order A.R.A Section 22 (1) (2) and which can be extended to a Revoke of Licence Order whereby with hundreds of thousands of dollars invested a company or individual can be permanently put out of business, creating displacement of employment to the owners and workmen on the property contrary to Charter Section 6 (2)(b) without first receiving a hearing to due process of law before the Courts.

Such arrogant action to employees would be termed wrongful dismissal under the Labour Relations Act.

Although our Company is a registered corporation by which we are employed, I don't recall that members of this family have ever relinquished our individual Charter Rights under Sections 6 (2)(b) 7(d) 12, 15(1)

Legislation of the Aggregate Act Regarding Suspension Orders A.R.A. Section 22 (1) (2) and Revoke Licence Orders Section 20 (1) are not acceptable in the Public Interest and must be quashed by the Courts in order to restore and protect Rights in law under the Charter of Rights.

In this respect to what has been described in this letter, I hereby request that officials of both the M.N.R. and M.O.E. be investigated in respect to Criminal Code Sections Under:

Conspiracy C.C.S. 465 1(c)
Extortion C.C.S. 346 1 1(b)
Forgery C.C.S. 368 1(b)
Fraud C.C.S. 380 1(a)

Ministry of Natural Resources Officials:

David Ramsay, Minister M.N.R.
Brian Messersmidt, A.R.A. Manager
Alec Denys, Aylmer District Manager M.N.R.
Paul Cutmore, Inspector M.N.R. A.R.A.
Emmilia Kuisma, Inspector M.N.R. A.R.A.
Gary Zacher, Enforcement Officer M.N.R.
Stuart Thatcher Policy Manager A.R.A.

Ministry of the Environment Officials:

Jason Ryan, Inspector
Paul Odom, Director Ontario Water Resources Hamilton District

Supplementary Request to Investigate:

A further request for an supplementary investigation in to the illegal interference to business relations of Nichols Gravel Limited 1983-2006 under Section 45 Combines Act and additional Criminal Code Sections:

C.C. Section 465 1(c) Conspiracy
C.C. Section 368 1(b) Forgery
C.C. Section 380 1(a) Fraud
C.C. Section 131 (1) Perjury

To the following persons:

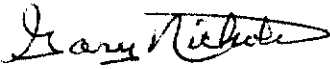
Mr. Eric D hond't
Mr. Nil Lambert
Mr. David Anderson
Mr. Frank Gelinas
Mr. Jaime Francisco
Mr. Richard Puccini M.T.O.
Mr. Winston Oostenbrug M.T.O.
Mr. Chris Rogers M.T.O.
Mr. Cy Barber M.T.O

Should there be no response received to these requests to investigate, by October 6, 2006, I shall consider this to be another appeal for Justice **denied**. This letter will then be placed on our website at www.injusticecanada.com. and I shall contact Michael Moore Productions to inquire if they would be interested in producing a documentary on government corruption in Canada. If we cannot find justice, at the very least we shall expose this government politically correct corrupted society that we have in the Province of Ontario.

Documentation provided upon request or click www.injusticecanada.com.

Thank you for any interest and consideration regarding these matters.

Yours sincerely,



Gary Nichols

Track a Package

Help Exit

Detailed Item Information

Item Number: MD006798138CA

Product Type: Priority Courier

Date of Event	Time of Event	Location	Description	Retail Location	Signatory Name
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2006/09/25	08:43		Signature Image recorded for Online viewing		
2006/09/25	07:00	HAMILTON, ON	Attempted delivery. A delivery notification card was left with pick-up details		
2006/09/22	14:58	HAGERSVILLE, ON	Item accepted at the Post office		

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