

F-3419  
Nelson Registry

**In the Provincial Court of British Columbia**  
(BEFORE THE HONOURABLE JUDGE C. SICOTTE)

Nakusp, B.C.  
July 14, 2022

IN THE MATTER OF  
THE FAMILY LAW ACT, S.B.C. 2011 c. 25

SARA RAINFORD

AND

TREVOR HOLSWORTH

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PROCEEDINGS AT HEARING

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**Appearing on his own behalf:**

**T. Holsworth**

**For Sara Rainford:**

**No Appearance**

**Counsel for Director of Family  
Maintenance Enforcement Program:**

**T. Williams**

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## EXHIBITS

**Nil**

## RULINGS

**ORDER RE FINANCIAL DISCLOSURE .....** Error! Bookmark not defined.

**Proceedings**

Nelson, B.C.  
July 14, 2022

1  
2  
3  
4 THE CLERK: Calling from the provincial family list,  
5 the matter of Rainford and Holsworth, 3419.

6 CNSL T. WILLIAMS: For the record, Your Honour, Tina  
7 Williams, W-i-l-l-i-a-m-s. Counsel for the  
8 Director of Maintenance Enforcement and this is  
9 the Director's default hearing, and I'll just let  
10 Mr. Holsworth introduce himself.

11 TREVOR HOLSWORTH: Sure. My name's Trevor Holsworth,  
12 unrepresented, thank you.

13 THE COURT: Thank you. You can have a seat, Mr.  
14 Holsworth, for now.  
15

16 **SUBMISSIONS FOR THE DIRECTOR BY CNSL T. WILLIAMS:**  
17

18 CNSL T. WILLIAMS: Your Honour, if I may, I'll just  
19 give you a little bit of background of the default  
20 hearing. I know that you've heard the matter  
21 before. In fact, I think you gave the original  
22 order on January 25th, 2022, is when the matter  
23 first came before the court on the Director's  
24 hearing. At that time, an order was made that Mr.  
25 Holsworth was required to provide his statement of  
26 finances with the prescribed documents by 4:00  
27 p.m. February 23rd, 2022. The default hearing was  
28 then adjourned over to February 24th, 2022, also  
29 in Nakusp. At that point, Mr. Holsworth was in  
30 attendance and he did indicate to the court at  
31 that time that he would not be providing the  
32 disclosure.

33 The matter came back before the court  
34 February 24th. On that day, the Honourable Judge  
35 Brown was sitting. Again, Mr. Holsworth was there  
36 and Judge Brown set the matter over to March 24th  
37 to fix a date for a hearing, and he indicated that  
38 Mr. Holsworth would have to appear in person at  
39 that hearing. And he made it very clear at that  
40 point that the sole issue to be determined at  
41 hearing was whether or not Mr. Holsworth had  
42 complied with the disclosure order of January  
43 25th, 2022. I know that even at the first  
44 appearance January 25th, 2022, when I was in  
45 attendance as well, appearance dates with Mr.  
46 Holsworth get very convoluted and I think that was  
47 why Judge Brown was very specific in his direction

**Submissions for the Director by Cnsl T. Williams**

1 that just stick to what the hearing was meant to  
2 determine whether or not he had complied with the  
3 disclosure order.

4 The matter came back before the court January  
5 twen -- or March 24th again, and at that time it  
6 was adjourned to the JCM and it was not to be set  
7 any sooner than May 1st, 2022. And so that's what  
8 brings us here today is the hearing of the matter  
9 with respect to whether or not Mr. Holsworth has  
10 provided the disclosure. He was supposed to seven  
11 days prior to the hearing. Our office does not  
12 have any information or any disclosure from Mr.  
13 Holsworth. I'm not sure if he has any with him,  
14 but I'm certainly not privy to any of that  
15 information. And so from the Family Maintenance  
16 Enforcement Program perspective, the *Family*  
17 *Maintenance Enforcement Act* basically sets out two  
18 ways in which you can deal with lack of  
19 disclosure. There is a s. 36 in the *Family*  
20 *Maintenance Enforcement Act* that sets out the  
21 presumptions, basically that if Mr. Holsworth does  
22 not provide any financial disclosure, then he is  
23 basically presumed to be in a position to make the  
24 payments and an order can be made with respect to  
25 an enforcement order, and the Director in that  
26 circumstance would then confirm the amount that  
27 he's currently required to pay under his support  
28 order, which Mr. Holsworth has decided that he --  
29 so far, has not made any attempts to try to vary  
30 that order. That order was a Supreme Court order  
31 that was granted June 5th, 2019.

32 The other provision in the *FMEA* is s. 14  
33 which sets out -- and I do have -- I did get them  
34 just printed onto a foolscap page, the two  
35 sections that --

36 THE COURT: That'd be helpful.

37 CNSL T. WILLIAMS: -- I'm referring to. Madam Clerk,  
38 if -- oh, sorry. And I do have one for Mr. --

39 TREVOR HOLSWORTH: Sure, thank you very much, Tina.

40 THE COURT: Thank you.

41 CNSL T. WILLIAMS: -- Holsworth if he's interested. So  
42 on this page that I've provided to you, the  
43 foolscap paper, it starts off with part 3, and so  
44 at s. 12 the Director has --

45  
46 If the debtor has at any time defaulted in  
47 the payment required under a maintenance

**Submissions for the Director by Cnsl T. Williams**

1 order that is filed with the Director, the  
2 Director may, by notice, serve on the debtor  
3 together with a statement of arrears in the  
4 prescribed form require the debtor to file a  
5 statement of finances with the Director.  
6

7 So that is what Mr. Holsworth was served with  
8 when he was served with the entire default hearing  
9 package. That took place October 29th, 2021. He  
10 was served with that notice. He's required to  
11 provide the disclosure to the Director within 10  
12 days, and that was served on him at 405 - 9th  
13 Avenue, New Denver, B.C. on October 29th, 2021.

14 So that part has taken place. And then  
15 we move to s. 14 that sets out that:  
16

17 If a debtor fails to file a statement of  
18 finances or prescribed document[s] or both,  
19 as required under section 12 or 13, the court  
20 may

21 a) on application by the director or the  
22 creditor, order the debtor to file  
23 the statement of finances or  
24 prescribed document[s] or both before  
25 the date specified in the order,  
26

27 So that is what took place January 25th, 2022,  
28 when the order was made in court that he was  
29 required to do so.

30 Then if you go to s. 14(2) it sets out that:

31 If a debtor fails to comply with an order  
32 under subsection (1) (a), the court may, on  
33 application by the director or the creditor,  
34

35 There -- it goes through section (a) issuing a  
36 summons, issuing a warrant if he's not there, and  
37 then (c) we get to:  
38

39  
40 if the debtor is before the court and the  
41 court finds that the debtor is capable of  
42 complying with the order, order the debtor to  
43 be imprisoned for a term [of] not longer than  
44 30 days.  
45

46 So that's where the Director is today. We don't  
47 have the information. He's been required to

**Submissions for the Director by Cnsl T. Williams**

1 provide it on a number of occasions including a  
2 court order. Mr. Holsworth has made it quite  
3 clear that he doesn't want to comply with the  
4 court order, and what we're left with is the s. 36  
5 presumption that, okay, then he can pay. If he  
6 doesn't prove otherwise, he can pay, and the  
7 requirement that if he doesn't comply with the  
8 disclosure, that he be incarcerated for a period  
9 of up to 30 days.

10 So my position would be that Mr. Holsworth is  
11 currently required to pay \$2,502 per month child  
12 support for the two children pursuant to the  
13 Supreme Court order. Then based on the fact that  
14 he hasn't proven otherwise, he is in a position to  
15 pay a payment over and above that towards the  
16 arrears of support. And I do have an account  
17 statement and I have copies for the court and for  
18 Mr. Holsworth if required. Currently, the account  
19 statement shows arrears of \$118,614.54. It's  
20 pretty significant number, and Mr. Holsworth is  
21 not making any child support payments currently,  
22 so that amount continues to grow.

23 So I think the court can do both. You can  
24 find that Mr. Holsworth is capable of complying  
25 with the disclosure order, but just has decided  
26 that he's not going to, and incarcerate Mr.  
27 Holsworth for a period of up to 30 days. I think  
28 there's also the ability to then make an  
29 enforcement order that Mr. Holsworth pay the  
30 required child support plus an additional amount  
31 with default time which means that anywhere,  
32 three, four, five days for each month that he  
33 defaults with time to be served consecutively and  
34 the Director can then proceed with a show cause  
35 committal hearing. My suggestion, Your Honour, is  
36 that it -- I think would be better if Mr.  
37 Holsworth provided the information. That way, we  
38 would have a better understanding of what the  
39 payment should be over and above the arrears, or  
40 over and above the child support payments.

41 So at this point the Director is seeking that  
42 Mr. Holsworth be incarcerated for a period of up  
43 to 30 days, and hopefully during that time he's  
44 able to get his documents together and comply with  
45 the court order and provide the statement of  
46 finances along with all the attachments that he's  
47 required to do so. And then set the matter over

**Submissions for the Director by Cnsl T. Williams**

1 to a later date to see if Mr. Holsworth will  
2 comply with that.

3 If we get disclosure, then we're in a better  
4 position then to try and figure out how we're  
5 going to get these arrears paid off. If Mr.  
6 Holsworth had any appetite to change the order,  
7 certainly the Director would wait until that  
8 application came before the court, but it doesn't  
9 appear that that's going to happen. In fact, when  
10 the order was made in Supreme Court for the child  
11 support, he was also -- I believe it was a  
12 penalty. He was ordered to pay Ms. Rainford  
13 \$2,500 for not disclosing Form 8 financial  
14 statement. So this is a pattern for Mr.  
15 Holsworth, and so unfortunately I think he is bent  
16 on just not complying with it, and so  
17 unfortunately that puts us at an impasse and it is  
18 required disclosure. So that's what the  
19 Director's seeking today.

20 THE COURT: Sorry, Ms. Williams, if I can clarify, what  
21 you were seeking was the court impose a jail  
22 sentence of up to 30 days and then you said  
23 hopefully then he'll provide the financial  
24 disclosure at that time. How's he going to do  
25 that if he's in jail?

26 CNSL T. WILLIAMS: Well, he can have -- he can get  
27 access to his documents. He could do it after he  
28 was released. The court date for review after  
29 that doesn't have to be immediately after the 30  
30 days. It could be set for a period after the  
31 release so that Mr. Holsworth can get his  
32 documents together. I'm not entirely sure that  
33 that will take place, and if it is -- if any  
34 documents are provided, I suspect they may not be  
35 completed, but then at that point I think the  
36 Director will just simply ask the court to either  
37 continue along the lines of waiting, forcing Mr.  
38 Holsworth to comply with the disclosure or just  
39 simply apply the presumptions in s. 36 so that an  
40 order can be made requiring him to pay. That will  
41 then result, I would think, with an enforcement  
42 term in there that there be incarceration  
43 provision added to that, and then the process  
44 starts again but under a show cause committal  
45 hearing and then we're looking at ways of trying  
46 to get Mr. Holsworth to comply with his child  
47 support order.



**Submissions for the Director by Cnsl T. Williams**

1 THE COURT: Madam Clerk, do you know the September  
2 remand date in Nakusp?

3 THE CLERK: September 8th [indiscernible].

4 THE COURT: Thank you. Should Mr. Holsworth want to  
5 contest the amount that's been ordered in terms of  
6 child support, it's a Supreme Court order. Can he  
7 do that in Provincial Court or does he have to go  
8 back to Supreme Court to do that?

9 CNSL T. WILLIAMS: He would have to go back to Supreme  
10 Court, Your Honour.

11 THE COURT: All right, thank you.

12 CNSL T. WILLIAMS: Thank you.

13 THE COURT: Mr. Holsworth.

14

15 **SUBMISSIONS ON HIS OWN BEHALF BY TREVOR HOLSWORTH:**

16

17 TREVOR HOLSWORTH: Sure, thank you, Justice. Just with  
18 no animosity whatsoever, I just wanted to bring up  
19 the idea of recusal. There's two matters that I  
20 can think of that might come into that. In our  
21 previous hearings, I've brought up issues that are  
22 going to come up here again, the issue of the *writ*  
23 *of mandamus* or the problem with the Minister of  
24 Justice not complying with the *Charter*, and the  
25 Attorney General, and which you ignored in a  
26 previous trial, which is conduct that I'm alleging  
27 that the FMEP is also in breach of. I've been  
28 communicating with FMEP through Tina, through  
29 their case worker, through Chris Beresford and  
30 through the Provincial Attorney General David Eby  
31 and they are all aware of the facts in this  
32 matter. However, no argument has been presented  
33 to dispute the facts that I present whatsoever.

34 The second matter in regard to the recusal is  
35 FMEP in the previous, my previous experience with  
36 FMEP when confronted with fraud by lawyers, their  
37 decision was to delay collection of child support  
38 for five years, which was the same decision that  
39 you came to when you heard my matter about the  
40 income tax issue. So I just wanted to bring those  
41 two issues up as I feel like that's a pre-judgment  
42 of the matter. I am totally open to your  
43 consideration on that.

44 THE COURT: If you could just clarify your last  
45 argument. You're saying that was the same  
46 conclusion I came to when FMEP --

47 TREVOR HOLSWORTH: Uh, no --

**Submissions on his own behalf by Trevor Holsworth**

1 THE COURT: -- delayed child support for five years. I  
2 don't follow that.

3 TREVOR HOLSWORTH: Right. Sorry, when I presented the  
4 problem -- well, when I was in the -- here in the  
5 hearing back in -- July 16th, I think, of 2021,  
6 for failing to comply with the income tax  
7 statement.

8 THE COURT: Oh, you're talking about the criminal  
9 trial?

10 TREVOR HOLSWORTH: Yeah, sorry, the criminal charges --

11 THE COURT: Yes.

12 TREVOR HOLSWORTH: -- income tax statement.

13 THE COURT: Yes.

14 TREVOR HOLSWORTH: I made the same sort of arguments  
15 about failures in the rule of law at that time and  
16 your decision was to delay collection activities  
17 for five years, rather than addressing --

18 THE COURT: Oh, I see.

19 TREVOR HOLSWORTH: -- the actual problem that I was  
20 addressing. That's -- those are the two matters  
21 that I just want to bring up.

22 THE COURT: All right. Well, let me address that very  
23 briefly. Are you then suggesting that I recuse  
24 myself because of a perception of bias from  
25 yourself with respect to my ability to hear this?  
26 Is that where you're going with --

27 TREVOR HOLSWORTH: Yeah, that's -- I guess, you know,  
28 that's a -- I think that's a fair comment.

29 THE COURT: All right. Ms. Williams?

30 CNSL T. WILLIAMS: Your Honour, I don't understand that  
31 just for the simple fact that this application --  
32 or this hearing has nothing to do with any of the  
33 constitutional arguments. It's very narrow. It's  
34 just whether or not he's complied with the January  
35 25th order, and I can't see that there would be an  
36 issue with you hearing that, Your Honour. It  
37 doesn't -- I -- and some of the things that Mr.  
38 Holsworth is regarding to his historical  
39 communication with Chris Beresford. Chris  
40 Beresford's no longer the Director, so we don't  
41 have any real recent contact with him, but again  
42 that's really outside of what we're trying to  
43 discover here is whether or not he's complied with  
44 it or not. So if Mr. Holsworth can provide to the  
45 court with the financial information that he's  
46 disclosed or that he has available and can show  
47 that he has complied with it, well then we're

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1 looking at moving forward on the default hearing  
2 just with respect to payments. But we're not even  
3 discussing payments here. It's just the matter of  
4 has he complied with the order or has he not?

5 THE COURT: All right. Mr. Holsworth, I'm not going to  
6 grant your application that I recuse myself. I  
7 frankly didn't follow it particularly clearly. My  
8 comments with respect to delaying five years was  
9 giving you I think that amount of time to pay the  
10 fines from the criminal convictions. That's all  
11 been overturned by Justice Lyster, so that matter  
12 is back for another trial in Provincial Court. I  
13 appreciate you filed your notice of appeal  
14 seeking -- even though you won in front of Judge  
15 Lyster, I understand and I haven't seen her  
16 reasons for judgment yet, that she did not give  
17 any weight to your constitutional arguments, but I  
18 think that's the basis that you want to go to the  
19 Court of Appeal as opposed to her granting a new  
20 trial with respect to the criminal charges. So I  
21 know you filed your appeal, so your arguments can  
22 be heard at the Court of Appeal at some point  
23 presumably, but in terms of this proceeding, I  
24 agree with Ms. Williams, this is a very narrow  
25 proceeding under the *Family Maintenance*  
26 *Enforcement Act* today in terms of what  
27 consequences, if any, should flow from your  
28 failure to comply with the order to provide  
29 financial disclosure.

30 TREVOR HOLSWORTH: Okay.

31 THE COURT: All right?

32 TREVOR HOLSWORTH: Yeah.

33 THE COURT: And so what do you have to say in response  
34 to what Ms. Williams has argued with respect to  
35 your failure to file the documents?

36 TREVOR HOLSWORTH: Well, there's two matters initially.  
37 I just wanted to ask if Crown received the  
38 communications through the online system, my  
39 communications to FMEP? Whether she's aware of  
40 the communications with Chris Beresford, aware of  
41 the communications with David Eby?

42 CNSL T. WILLIAMS: Would you like me to?

43 THE COURT: Sure.

44 CNSL T. WILLIAMS: Yes.

45 THE COURT: All right.

46 CNSL T. WILLIAMS: I am aware of them.

47 TREVOR HOLSWORTH: Well, maybe we should talk about

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1           them. What is in those.  
2 THE COURT: Is there financial disclosure in them?  
3 TREVOR HOLSWORTH: There is no financial disclosure.  
4           It's -- I'm talking about the problems of the  
5           administration of justice not being in compliance  
6           with the law.  
7 THE COURT: All right. Mr. Holsworth, as you're well  
8           aware, I've heard your arguments. Justice Lyster,  
9           I presume -- I'm not privy to what happened there,  
10          but I presume she heard your arguments as well and  
11          did not give credence to them.  
12 TREVOR HOLSWORTH: No. She just refused to rule on  
13          the -- she refused to even address the issue. I  
14          made a request for *writ of mandamus*. She refused  
15          to judge -- to act judicially. She refused to say  
16          yes or no, and she has refused to provide written  
17          decisions, reasons for her decisions. We have  
18          nothing from her.  
19 THE COURT: All right. Well --  
20 TREVOR HOLSWORTH: So I'm saying --  
21 THE COURT: -- Mr. Holsworth, we've got till 12:30.  
22 TREVOR HOLSWORTH: Okay.  
23 THE COURT: I'm prepared to hear whatever arguments you  
24          want to make --  
25 TREVOR HOLSWORTH: Sure, okay.  
26 THE COURT: -- at this point.  
27 TREVOR HOLSWORTH: So in my previous experience --  
28 THE COURT: Oh, sorry, is Ms. Smyth on the line at this  
29          point?  
30 THE CLERK: Yes.  
31 THE COURT: Sorry, Mr. Holsworth --  
32 TREVOR HOLSWORTH: Sure.  
33 THE COURT: -- we're going to take just a minute and  
34          address another matter Ms. Smyth is waiting to  
35          address if that's all right. We'll stand this  
36          matter down briefly.  
37  
38                           (MATTER STOOD DOWN)  
39  
40                           (OTHER MATTER SPOKEN TO)  
41  
42 THE CLERK: Recalling file 3419.  
43 THE COURT: All right, Mr. Holsworth --  
44 TREVOR HOLSWORTH: Okay.  
45 THE COURT: -- I apologize.  
46 TREVOR HOLSWORTH: No problem at all. So where was I?  
47          Okay, so it appears that Crown Counsel is aware of

**Submissions on his own behalf by Trevor Holsworth**

1 the arguments that I presented. Chris Beresford  
2 and the Attorney General of B.C. and the Attorney  
3 General of Canada are all aware of the arguments  
4 that I've made. There's been a constitutional  
5 question presented to the court regarding the  
6 constitutionality of the Attorney General failing  
7 to respond to the enforcement procedure of the  
8 *Charter*. It's been before a Parliamentary  
9 committee ethics. Not one single argument has  
10 been presented against it, not one. There's --  
11 Crown Counsel --

12 THE COURT: Sorry, not one argument against what, sir?

13 TREVOR HOLSWORTH: Against my argument. Okay.

14 There -- I presented my argument. I presented it  
15 as a constitutional question, but there's been  
16 zero counter argument. In fact, in trial with you  
17 Crown Counsel said, his comment was "no comment."  
18 So that's a problem. I'm going to be alleging an  
19 abuse of prosecutorial discretion and requesting  
20 the court examine that as a possibility here. In  
21 fact, when I was on the telephone with the FMEP  
22 case worker, she stated to me, "I have -- I don't  
23 care about your *Charter of Rights*."

24 So going back to the previous disclosure back  
25 in 2007 when I reported fraud by lawyers including  
26 failing to comply with court orders regarding  
27 trust account statements, altering and removal of  
28 court documents to conceal those facts from the  
29 court resulted in no referral to Crown prosecution  
30 or the RCMP, but FMEP granted me a five-year delay  
31 before they started collection activities. So  
32 they admitted that there was a problem. That's  
33 why they gave a five-year delay on the collection,  
34 but there was nothing else done. That is a  
35 problem for the rule of law.

36 And so as far as that goes in link with my  
37 requests for your recusal when allegations in  
38 front of you, when allegations of improper conduct  
39 by lawyers and Crown prosecution, you did the same  
40 thing. You delayed collection activities but you  
41 did not afford anything for investigation or  
42 anything like that. So -- but I have been in  
43 contact with the Prime Minister's office and they  
44 forwarded it back to the Minister of Justice who,  
45 as I said, gave false and misleading statements  
46 back to me. He said he had no duty. It was --  
47 the CJC had all the power in that matter and he

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1 had none, which as you know is incorrect.  
2 I forwarded the matter back to the PM's  
3 office who forwarded the issue back to the  
4 Minister of Public Safety, Marco Endicino  
5 [phonetic] whatever his name is, who has not  
6 responded to me at all. And then I mentioned  
7 about Justice Lyster refusing to respond to the  
8 constitutional question or the *writ of mandamus*.  
9 There's been zero argument. So the reason why  
10 this case is here is my ex, the mother of my  
11 children, is attempting to abuse the course of  
12 powers of the state to subjugate and extort me due  
13 to a perception of vulnerability as the Canadian  
14 Judicial Council claim that a woman's word was of  
15 more weight than my evidence as a man with the  
16 transcript, which I was used to legitimately check  
17 a lawyer who created a fraudulent court order.  
18 The separation agreement specifies a  
19 requirement for mediation in multiple places in  
20 that document. She did take it to mediation, but  
21 she mediated that the equalization payment in the  
22 separation agreement included debts plus  
23 equalization payments. Effectively, she was  
24 asking for twice as much, and that's what we  
25 mediated on. There was nothing for me to mediate  
26 on because it was obviously bad faith mediation.  
27 The mediation failed, she took it to court in  
28 Kelowna and none of the items that were in the --  
29 none of that was brought to court. She did not  
30 bring the court the idea the equalization payment  
31 being a debt plus equalization payment. She  
32 brought up the matters of increasing my child  
33 support and she brought up matters of taking  
34 custody from me. She got primary care of the  
35 children and she increased my child support  
36 payments from \$200 to \$2800 and I wasn't filed. I  
37 was not served, sorry. So there's a problem with  
38 abuse of the powers of the state.  
39 And another thing is the separation agreement  
40 that is filed with the court is a fraudulent one.  
41 I have two copies of it here. The one that she's  
42 filed with the court has Greg Stacey, a lawyer in  
43 Nelson, who was the lawyer that did not comply  
44 with the court order to have the trust account  
45 statements presented to the Law Society, and the  
46 Law Society subsequently not providing those to me  
47 after they completed an investigation on the

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1 matter. I communicated the problems that I've  
2 disclosed to this court to both lawyers. I  
3 communicated the problem to my ex's lawyer and I  
4 also hired a lawyer and I communicated the  
5 problems to him. My lawyer refused to represent  
6 me as -- to the best of his abilities based on  
7 facts of my case. And I offered to mediate with  
8 her lawyer on the issue of -- the outstanding  
9 issues. Got it in writing. She refused to  
10 mediate. She did not mediate prior to bringing it  
11 to court, which I believe is a problem for her as  
12 far as her [indiscernible] conduct with the Law  
13 Society.

14 If I'm going to trust the court with the best  
15 interests of my children, then the conduct of its  
16 officers and lawyers need a great deal of  
17 upgrading. There's a very large interest  
18 between -- a very large, something, between trust  
19 and being coerced to accept the decision of a  
20 court. I'm very -- you know that I'm here trying  
21 to get justice. I'm trying to do everything in my  
22 powers to do that in a reasonable manner according  
23 to the law.

24 In addition, previous audits by the CRA  
25 refused to admit a lawyer's trust account  
26 statement to credit money paid to the GST. So,  
27 you know, Crown here is saying, "We want to audit  
28 you." Here's the last audit that I had with  
29 Crown. CRA -- I presented a lawyer's trust  
30 account statement on a purchase of a property  
31 detailing GST to be paid, paid to the lawyer's  
32 trust account for the purchase of a property. The  
33 CRA comes back to me. [As read in]:

34  
35 Based on the information currently available,  
36 it is our view that the assessment of 15,900  
37 in respect to the acquisition of taxable real  
38 property is correct. However, should the  
39 partnership receive evidence in the form of a  
40 cancelled cheque showing its payment of  
41 15,900 to the Receiver General of Canada for  
42 the tax payable, we would then be able to  
43 trace the payment and ensure it is credited  
44 to the partnership account.

45  
46 [Indiscernible]. We paid it to the lawyer's trust  
47 account statement. I don't have a GST payment

**Submissions on his own behalf by Trevor Holsworth**

1 going to -- 'cause we paid it to the lawyer right  
2 there, but Crown wouldn't accept that as  
3 sufficient evidence. I can't do much more than  
4 that, right.

5 The CRA then seized -- okay --

6 THE COURT: What's the date of that last document, sir?

7 TREVOR HOLSWORTH: This is September 22nd, 2006, and  
8 the audit was 2013. It was Alan Burch Law  
9 Corporation did the transfer. It was a purchase  
10 by my mother and my ex. So they -- the Law  
11 Society audited the trust account statement of  
12 lawyer Greg Stacey. This is back in 2007. But  
13 they refused to provide the results to me and  
14 ultimately did not punish either lawyer even  
15 though Greg Stacey wrote a letter admitting he  
16 failed to respond to a court order and begged for  
17 mercy. I requested written reasons from the Law  
18 Society and was refused. I went to the ombudsman  
19 and they gave up after a year. They -- what the  
20 Law Society did was remove all the evidence that  
21 implicated the lawyer, they wrote a letter showing  
22 the evidence that they did present. They didn't  
23 present it to the discipline committee. They  
24 presented it to the benchers who rejected it  
25 before it got to the discipline committee and that  
26 was their reason for not providing the written  
27 reasons, 'cause it didn't go to the next level,  
28 because they denied it going to the next level.

29 I requested written reasons how the Law  
30 Society was complying with their statutory duty to  
31 protect the public, but I've received no response.  
32 There is a substantive and procedural problem here  
33 that there is zero protection of my Charter  
34 rights. If you do not -- not going to answer a  
35 constitutional question, not going to accept my --  
36 the transcript of trial as being the best evidence  
37 that I can provide and can accept a woman's voice  
38 then I don't have any rights whatsoever in this  
39 tribunal. And as you know, I attempted to get  
40 lawyers to represent me and some of the responses  
41 were, "I have no experience with the matter, good  
42 luck," or one of the local Nakusp Crown couns --  
43 Crown defence lawyer said, "I will not represent  
44 you now or ever."

45 What happened then back in two thousand  
46 and -- I have no idea, 2014 or something like that  
47 the CRA seized both my personal and business bank



**Submissions on his own behalf by Trevor Holsworth**

1 accounts. When I reported the problem of the  
2 Minister of Justice not complying with the Charter  
3 to the RCMP national intake division who's  
4 mandated to investigate MP's, they responded to  
5 me, "We will not investigate. We will destroy  
6 evidence."

7 The FMEP removed both my driver's licence and  
8 my passport. The -- when they had -- took this  
9 matter to court, the -- when my ex took the matter  
10 to court, the judge made the payment retroactive  
11 for 12 months, so I was immediately 10 or \$20,000  
12 overdue, so then they immediately, basically a  
13 month later my driver's licence and passport were  
14 removed because there was over \$2,000. I had no  
15 bank account. I had no nothing. I couldn't even  
16 get to court or to any work for a year and a half  
17 before Crown Counsel -- or before FMEP, I  
18 requested that they give me the right to access  
19 the court by returning my driver's licence, and at  
20 that point they returned my driver's licence.  
21 That changed my life quite significantly, but I'm  
22 still broke, I'm still surviving on donations from  
23 the community to help comply with the -- with your  
24 court order, and I do -- I did comply with your  
25 court order and I did file my income tax up to  
26 date and I have them here. My income from  
27 Kootenay Experience is zero. In the court file on  
28 the CRA's audit of Kootenay Experience, they  
29 admitted that there's probably never going to be  
30 tax liable. I have not pulled money out of that  
31 company in 25 years. I have never pulled out  
32 money out of the company, because it's been stolen  
33 from and abused constantly.

34 In regards to the income that I declare on my  
35 personal bank account, on my personal statement,  
36 it includes the property that Sara Rainford and I  
37 -- well, Sara Rainford and my mother purchased and  
38 which my mother then bought off Sara at the --  
39 during the separation agreement. My mother lives  
40 in Australia. For tax reasons and -- my  
41 accountant recommended that the best thing to do  
42 was to put the -- file the money that I earned,  
43 that my mother earns from Glacier View under my  
44 income tax statement because she's overseas, but I  
45 send all the money to my mother. So that's that.

46 So I know last time I did ask you to help me  
47 get my passport returned, and I'm going to ask you

**Submissions on his own behalf by Trevor Holsworth**

1 again, Justice. My father is 87 years old. I  
2 don't know how long he's got to live. He lives in  
3 Australia. He's no longer safe to travel. I want  
4 to have my passport back so that I can go see my  
5 father. I have forwarded the pass -- the problem  
6 onto the passport office two years ago. I wrote  
7 to them detailing the problem of judges claiming  
8 that they can ignore the transcript of trial. I  
9 have never received a response to that letter. It  
10 is simply wrong to extort me and use my aging  
11 father as a tool of leverage.

12 I did have mention about the concern about  
13 prosecutorial abuse of discretion in this instant  
14 when the B.C. Law Society's refusing to discipline  
15 lawyers and the Attorney General of B.C. and  
16 Canada know about the Minister of Justice refusing  
17 to respond to the enforcement procedure of the  
18 Charter and have produced no argument. The  
19 purpose behind the prosecution is compromised  
20 because of the abuse of process of the Crown.  
21 Combine that with the unresolved request before  
22 the B.C. Supreme Court for a writ of mandamus  
23 means that the constitutionality of the court has  
24 not been checked legitimately by Parliament and  
25 the active steps of the court and Parliament have  
26 taken to attempt to deny that process is an abuse  
27 of process. I did submit this issue to the  
28 parliamentary committee on ethics and human  
29 rights, or law and human rights or something, but  
30 a gatekeeper at that committee deleted my  
31 submission. I then submitted a different one to  
32 the committee on women's rights detailing the  
33 problem with violence that men might experience  
34 because an abuse of process in the court system  
35 and they did accept that, so I know that the  
36 reason that the minister, the committee,  
37 parliamentary committee of human rights, they did  
38 the wrong thing, because women accepted mine, but  
39 the justice committee did not.

40 We have a constitutional crisis here along  
41 with denial with no argument and pretending we can  
42 just ignore it and everything will be fine. I'm  
43 going to refer you to *Roncarelli v. Duplessis*  
44 which I believe has a lot of similarities to this  
45 problem. There is also -- I had the good fortune  
46 to read the *Landreville* inquiry, and I got an  
47 interesting quote out of that case too.

**Submissions on his own behalf by Trevor Holsworth**

1 THE COURT: Mr. Holsworth, you say you brought your tax  
2 returns. Have you provided those to FMEP?

3 TREVOR HOLSWORTH: No, I have not, 'cause I don't trust  
4 FMEP at all because they could alter those  
5 documents. I have them right here. I will  
6 present them to you.

7 THE COURT: Now, how about a financial statement? Your  
8 -- what it costs you for food each month or for  
9 rent? Have you filled out the forms and presented  
10 that to FMEP?

11 TREVOR HOLSWORTH: I'm not going to comply with their  
12 requests when the Attorney General of B.C. is not  
13 complying with the Charter, but I am going to -- I  
14 have a bike. I ride my bike to the grocery store.  
15 I have debts -- if you want to look at my  
16 separation agreement and you want to look at my  
17 notice of assessment from the CRA, they claim that  
18 I'm \$90,000 in debt to them. The --

19 THE COURT: Mr. Holsworth, you say that the Supreme  
20 Court order you weren't even given notice that  
21 your ex was going to Supreme Court to get primary  
22 care of your children. Have you been back to  
23 Supreme Court to challenge that order then and  
24 say, "I was never given notice?"

25 TREVOR HOLSWORTH: Why would I put myself into that  
26 system of abuse? I'm only here because if I'm not  
27 here, a warrant will be brought for my arrest.  
28 I'm not voluntarily going to Kelowna to be abused.  
29 And I've made that point to the Minister of  
30 Justice and he is very well aware of that and the  
31 reasons why. I've not received a response back.  
32 How can I safely go back and have my children  
33 abused in that court? I will not do it. When I  
34 was in court back in 2005, I was a father figure  
35 to a child from the age of two to the age of 10  
36 when that mother decided that she wanted to take  
37 everything that she possibly could steal from me.  
38 I never saw the child again.

39 THE COURT: How old are your children now?

40 TREVOR HOLSWORTH: I have an eight, a 10 and a 12-year-  
41 old. The other child who is -- I was a father  
42 figure to is 28 years old. I've never seen him  
43 again. I'm not going to put my kids into that  
44 risk. The court ordered that mother would have  
45 primary custody over the child and I never saw him  
46 again. And I was broke and completely mentally  
47 devastated. I was essentially incapacitated for

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1 any function for four or five years due to PTSD.  
2 I could barely change sheets at the cabins, the  
3 motel where I was work.

4 I'm going to present that to you.

5 THE COURT: You're going to present what to me?

6 TREVOR HOLSWORTH: That's my income statements. What I  
7 need to live on is I need to live on -- I need  
8 about \$500 a month to pay for food for myself.  
9 Everything I'm getting is from donations from  
10 people. So I'm going to read the court from  
11 *Landreville*. [As read in]:

12  
13 Hearsay evidence of what one has heard rather  
14 than what one knows from firsthand knowledge  
15 to be true is generally inadmissible in civil  
16 proceedings on the basis that its probative  
17 value is limited. There are a number of  
18 exceptions to the hearsay rule and one of  
19 these exceptions permit the introduction of  
20 such evidence not for the purpose of  
21 establishing the truth of that evidence but  
22 for establishing the hearer's state of mind.

23  
24 And that's from the Leo Landreville -- Judge Leo.

25  
26 The question remains when Judge Shaw asked my  
27 ex-wife, the plaintiff, for hearsay evidence to  
28 counter my evidence [indiscernible] transcript,  
29 what did he establish about her state of mind?  
30 That she could lie no matter what the evidence  
31 against her. The problem is we also learned a  
32 great deal about the judge's mind, that he even  
33 asked the question. A judge using hearsay  
34 evidence against the transcript to protect a  
35 lawyer committing fraud and using that hearsay  
36 evidence for the purposes of establishing truth is  
37 of course appalling. So --

38 THE COURT: Sorry, Mr. Holsworth, I'm just going to  
39 stop you just because it's 12:30.

40 TREVOR HOLSWORTH: Sure.

41 THE COURT: It's time for our lunch break.

42 TREVOR HOLSWORTH: Yeah. Yeah.

43 THE COURT: We're going to break till two o'clock.

44 I'll give you another half hour this afternoon  
45 because your time got cut short this morning and I  
46 don't want --

47 TREVOR HOLSWORTH: Sure. I've got -- -- the only

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1           problem with that is I've got my kids that I have  
2           to look after. I've got them with people till two  
3           o'clock, but I've got a problem under that. But  
4           you know, I'm willing to work here. I think I've  
5           proven that. I'm willing to work, but I want my  
6           rights respected. I'm willing --  
7    THE COURT: Well --  
8    TREVOR HOLSWORTH: -- to give you information --  
9    THE COURT: -- Mr. Holsworth --  
10   TREVOR HOLSWORTH: Yes?  
11   THE COURT: With all due respect, sir, you've said  
12           multiple times that you're not going to comply,  
13           that you're not going to go back to Supreme Court  
14           and submit yourself to them to get a proper --  
15   TREVOR HOLSWORTH: To be abused.  
16   THE COURT: -- calculation of child support. You won't  
17           provide documents to FMEP because the Attorney  
18           General won't recognize the *Charter*. You've made  
19           it very clear that you won't comply. You won't  
20           work with FMEP --  
21   TREVOR HOLSWORTH: **I will comply.** I will comply,  
22           particularly **if the Crown complies.**  
23   THE COURT: Well --  
24   TREVOR HOLSWORTH: But the Crown is not complying.  
25   THE COURT: Mr. Holsworth --  
26   TREVOR HOLSWORTH: So the Crown --  
27   THE COURT: -- **it doesn't work that way.**  
28   **TREVOR HOLSWORTH: It does work that way.**  
29   THE COURT: You've made multiple arguments and  
30           **allegations, but provided no evidence, sir, that**  
31           **your *Charter* rights have been violated.** I  
32           appreciate that you believe that, sir. I -- in  
33           fact, I'm convinced that you sincerely believe  
34           that. But sir, we're **dealing with a very narrow**  
35           **issue** here. A court order was made in January  
36           that you provide financial disclosure to Family  
37           Maintenance and you're saying today you won't.  
38           You won't provide it to them. You've --  
39   TREVOR HOLSWORTH: I just did.  
40   THE COURT: -- provided me with some summary tax --  
41           notices of assessment. And I'm quite content that  
42           I can copy these and provide copies to FMEP  
43           through their counsel, but **you've said you don't**  
44           **trust lawyers because the Law Society didn't**  
45           **adequately investigate fraud on a trust account.**  
46           You have no faith in me because -- you want me to  
47           recuse myself because I didn't give credence to

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1           your *Charter* argument in a criminal file. You've  
2           said multiple times, sir, you don't trust the  
3           justice system, you don't trust FMEP, you don't  
4           trust Crown Counsel, you don't trust lawyers,  
5           you've appealed to Parliament and the Prime  
6           Minister's office and multiple ministers and got  
7           no satisfaction --

8   TREVOR HOLSWORTH: No, no, no.

9   THE COURT: -- in any of these places.

10   TREVOR HOLSWORTH: No, I've not got no satisfaction. I  
11        have not received an answer. Not an answer, not a  
12        response, and there is a duty that they have to  
13        respond. Crown has a duty to respond first. I --  
14        if -- when Crown responds, then --

15   THE COURT: What response -- now, when you talk about  
16        Crown, are you talking about FMEP in this  
17        scenario?

18   TREVOR HOLSWORTH: I'm talking about FMEP, I'm talking  
19        about the Attorney General of B.C., I'm talking  
20        about the Attorney General of Canada. Do you --

21   THE COURT: What response are you looking for?

22   TREVOR HOLSWORTH: Do you say -- are you saying that  
23        judges should be able to disregard the transcript  
24        and accept a woman's voice in preference to the  
25        transcript?

26   THE COURT: Well, all right, I'll address that briefly,  
27        Mr. Holsworth.

28   TREVOR HOLSWORTH: Okay.

29   THE COURT: Let's say -- again, this is strictly  
30        hypothetical because I'm not aware of your trial,  
31        what happened way back when, but let's say I'm  
32        given a transcript of somebody under oath  
33        providing evidence in another trial or in a police  
34        station. Give evidence under oath and I'm given a  
35        transcript and in that transcript they say the  
36        earth is made of green cheese and it's flat. And  
37        I get a witness in the witness stand who says,  
38        "Actually, no, it's made of rock and earth and  
39        water, and the earth is round." I am totally  
40        entitled to disregard that transcript and accept  
41        oral evidence. Judges are allowed to accept  
42        evidence or reject evidence based on multiple  
43        factors, sir. I don't understand you saying that  
44        your constitutional rights were violated because a  
45        judge claimed they can ignore transcripts of a  
46        trial. Absolutely judges can choose what evidence  
47        they accept and don't accept on multiple bases and

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1           you may not like the answer you get, but that  
2           doesn't mean your constitutional rights were  
3           violated.

4   TREVOR HOLSWORTH:  If I -- I was presented the  
5           transcript which had the judge's word of what the  
6           court order should state, that's the transcript  
7           that I brought, the lawyer, Greg Stacey, produced  
8           a court order which I had been removed the right  
9           to approve as to form, so he wrote it up the way  
10          he wanted to.  I wrote to him and I included the  
11          clerk's notes and I said, "I think this court  
12          order should be changed."  He refused to change  
13          it.  I then told him I was going to get the  
14          transcript and I was going to present it to court  
15          to bring to [indiscernible].  So I did.  The judge  
16          -- as I said, I've got the evidence of what the  
17          judge said that the court order should be.  I've  
18          got a lawyer claiming that the court order should  
19          say this.  The judge calls up the plaintiff and  
20          says, "What did you hear a judge say six months  
21          ago?" and he preferred that.

22                 Now, if you want me -- if you think that I'm  
23                 going to trust my children, my finances, my life  
24                 to judges that cannot determine right and wrong  
25                 between the transcript about what they say a court  
26                 order should be and a lawyer's claim that the  
27                 court order should be this and their decision is  
28                 to call the plaintiff and ask her what she has to  
29                 say about it, yes, I don't trust the system.  
30                 You're right.  But I am trying to work with it.  I  
31                 am trying to resolve the issue.  I did try to  
32                 mediate with the lawyers.  I did try to get a  
33                 lawyer to represent the argument.  I am still here  
34                 willing to do that.  But I am not going to be  
35                 abused.  I want my fairness.  I want impartiality  
36                 and it is my right.  I don't know how to resolve  
37                 it either.  And the Minister of Justice is the  
38                 proper person to do so and that's why --

39   THE COURT:  Not today, Mr. Holsworth.  Today --

40   TREVOR HOLSWORTH:  Not today.

41   THE COURT:  -- it's me.

42   TREVOR HOLSWORTH:  Sure.  Today it's you.

43   THE COURT:  And I have --

44   TREVOR HOLSWORTH:  Which is why I asked you to pro --

45   THE COURT:  -- a request by the Ministry to incarcerate  
46                 you.

47   TREVOR HOLSWORTH:  But I -- that's why I asked you to

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1           recuse yourself because you cannot do your job  
2           today correctly.

3 THE COURT: Mr. Holsworth, you don't believe any judge  
4           can do their job correctly.

5 TREVOR HOLSWORTH: That's correct. That's why I  
6           asked --

7 THE COURT: So you want all judges --

8 TREVOR HOLSWORTH: No, no --

9 THE COURT: -- to recuse themselves.

10 TREVOR HOLSWORTH: I'm just asking the matter be  
11           brought to Parliament for the prop -- 'cause you  
12           simply cannot have on the Canadian Judicial  
13           Council that judges can do that. It's just not  
14           right, right, and that -- the Judicial Council  
15           sets the standard for judges. And so you're  
16           saying the judge -- **the Judicial Council is**  
17           **saying, "We have the right to ignore everything,"**  
18           **and that's what the court system has done with me**  
19           **is they ignored everything that I've said, all my**  
20           **evidence, and there is no way that you can claim**  
21           **that you can give me a fair and impartial trial**  
22           **based on the evidence before you.** But I'm still  
23           here trying to work with you. **I'm not**  
24           **disappearing off into the wilderness, which is**  
25           **what many people have said for me to do is, "You**  
26           **should just leave and abandon your children."**

27 THE COURT: Madam Clerk, we're going to stand down for  
28           two minutes. I just need to check my calendar.  
29

30                               (PROCEEDINGS ADJOURNED)

31                               (PROCEEDINGS RECONVENED)

32

33 TREVOR HOLSWORTH: Just before we -- sorry.

34 THE CLERK: [Indiscernible/overlapping speakers].

35 THE COURT: Yes, Mr. Holsworth?

36 TREVOR HOLSWORTH: I just got a couple of quotes  
37           from -- I think I mentioned **Roncarelli v.**  
38           **Duplessis.** **"All official acts must be authorized**  
39           **by law."** And I'm saying that you don't have legal  
40           **authorization because you're in conflict with the**  
41           **Charter.** The Charter -- **in order to resolve a**  
42           **breach in the Charter, it requires the repair of**  
43           **the breach.** **You cannot continue breaching the**  
44           **Charter and enforcing the law.** And I'm -- as well  
45           as provincial judges, the case I can't remember,  
46           that was the one about judges not having their  
47           wages reduced. **"The exercise of all public power**



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1 must find its ultimate source in a legal rule. It  
2 must be procedurally correct and substantively  
3 correct," okay. I don't think you can say that  
4 this -- we're following fundamental tenets of  
5 justice here in *Nate v The Attorney General*  
6 [phonetic], also B.C.G.E.U. and reclamation  
7 systems, unimpeded and uninhabited -- uninhibited  
8 access to the court. And I would also say that  
9 that should apply to access to Parliament. I  
10 should be given unimpeded and uninhabited [sic]  
11 access to the court. I don't have that.

12 And then McLachlin, Chief Justice [as read  
13 in]:

14  
15 We expect our administrative tribunals to be  
16 bound by the law, to render decisions in an  
17 equal and predictive way and to act in  
18 accordance with law and social values,  
19 justified to citizens in rationality and  
20 fairness, the ability to call for such  
21 justification as a precondition to the  
22 legitimate exercise of public power is  
23 regarded by citizens as their right. Every  
24 person dealing with the state is treated  
25 fairly and with respect.

26  
27 And, you know, there's a problem that you can  
28 think about as far as the *Manitoba Language Rights*  
29 case:

30  
31 The vexing question, however, is what will be  
32 the legal situation . . . for the duration  
33 of this period . . . all of the rights,  
34 obligations and other effects . . . open to  
35 challenge, since the laws under which they  
36 purportedly arise are invalid and of no force  
37 or effect; and . . . invalid and therefore  
38 ineffectual legal system . . .

39  
40 I'm going to -- one last one, from Dicey  
41 [indiscernible]. [As read in]:

42  
43 . . . every official, [act] from the Prime  
44 Minister down to a constable or collector of  
45 taxes, is under the same responsibility for  
46 every act done without legal justification as  
47 any other citizen . . . officials have been

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1 brought before courts, and made, in their  
2 personal capacity, liable [for]  
3 punishment . . . [and] damages, for acts done  
4 in their official [capacity] but in excess of  
5 their lawful authority.  
6

7 Frequent use of unbridled judicial power contains  
8 the seeds of its own destruction because it will  
9 erode the perceived legitimacy of the judiciary.  
10 I very much admire the legal system. I want it to  
11 work. It's not working. I'm here trying to fix  
12 it.

13 THE COURT: Madam Clerk, what's the next date here in  
14 Nakusp again?

15 THE CLERK: August 10th.

16 THE COURT: Ms. Williams, are you available August the  
17 10th?

18 CNSL T. WILLIAMS: Yes, I'll make myself available,  
19 Your Honour.

20 THE COURT: Mr. Holsworth, the Family Maintenance  
21 Enforcement is making an application that you be  
22 taken into custody for a term no longer than 30  
23 days. I conclude without any doubt, sir, that you  
24 are capable of complying but you choose not to. I  
25 am not going to order you into custody today. The  
26 only reason I am doing that, sir, is you have got  
27 your children under your care apparently starting  
28 at two o'clock. But what I am going to do, sir,  
29 is order that you provide full financial  
30 disclosure to the Family Maintenance Enforcement  
31 Program on or before -- I will give you till  
32 August the 3rd, 2022. And if, Ms. Williams, you  
33 have suggestions for how to specify those  
34 documents, I am content to do that. But I will  
35 include in the order that should you have not done  
36 so, you will attend court in Nakusp August the  
37 10th, 2023 [sic] at 9:30 in person and be  
38 incarcerated at that time --

39 TREVOR HOLSWORTH: So you're threatening me with --

40 THE COURT: -- for a period of 14 days.

41 TREVOR HOLSWORTH: You're threatening me with jail?

42 You're threatening me with jail?

43 THE COURT: I'm not threatening you with jail, sir.

44 I'm promising you, I'm --

45 TREVOR HOLSWORTH: [Indiscernible].

46 THE COURT: -- sentencing you to jail if you don't  
47 comply with my order to provide financial

## Proceedings

1 disclosure to FMEP by August the 3rd, 2022.  
2 TREVOR HOLSWORTH: And you're refusing all my Charter  
3 rights?  
4 THE COURT: I'm refusing all of your Charter arguments,  
5 sir, that from my perspective look like they're  
6 Swiss cheese.  
7 TREVOR HOLSWORTH: Right. Really?  
8 THE COURT: They are full of incredibly large holes,  
9 sir.  
10 TREVOR HOLSWORTH: Then tell me the argument against  
11 them. 'Cause I have not heard a single one. I've  
12 not received -- why would -- why -- then why isn't  
13 there a constitutional question answered?  
14 THE COURT: The only issue before me today is whether  
15 you could and did comply with the financial  
16 disclosure and you raised many Charter arguments  
17 that you've raised in every legal proceeding that  
18 you claim to respect, sir. But you're the one  
19 who's breaking it. You're breaking the justice  
20 system, sir, by taking up multiple, multiple court  
21 days to make the same arguments over and over  
22 again that nobody gives any credence to. You  
23 believe them, I accept that sir, but you're not  
24 complying with court orders. And so I want you  
25 back here August the 10th, 9:30, to go into  
26 custody for a period of 14 days if you have not  
27 provided full financial disclosure to FMEP by  
28 August the 3rd --  
29 TREVOR HOLSWORTH: Okay, so --  
30 THE COURT: -- 2022.  
31 TREVOR HOLSWORTH: -- on that, what counts -- how do I  
32 comply with that? What is full financial  
33 disclosure?  
34 THE COURT: Well, there's a form that you were served  
35 with sir that --  
36 TREVOR HOLSWORTH: Okay, so I'll fill out that form?  
37 THE COURT: -- needs to be filled out.  
38 TREVOR HOLSWORTH: I'll fill that form out?  
39 THE COURT: How much do you spend on groceries and  
40 hydro and gasoline and where you get your money  
41 from to buy food and bank account statements  
42 and --  
43 TREVOR HOLSWORTH: Well, I've already told you, but --  
44 THE COURT: You provided me sir with notices of  
45 assessment. That's what comes back from CRA.  
46 TREVOR HOLSWORTH: Right.  
47 THE COURT: Where are your tax returns that you filled

## Proceedings

1 in? And these are for Kootenay Experience from  
2 2015, 2016, they go up to --

3 TREVOR HOLSWORTH: Well --

4 THE COURT: Current financial information, sir. This  
5 is all significantly dated. I appreciate that  
6 you're behind on your tax returns sir, but people  
7 including CRA and the courts have been telling you  
8 for years to catch up with your tax returns and  
9 you refuse to do so. And I for one, sir, have run  
10 out of patience with it and with respect to your  
11 argument.

12 TREVOR HOLSWORTH: Okay.

13 THE COURT: It won't be me who's here that day. That's  
14 why I checked my calendar. I would've done it  
15 differently, but I believe it's Judge Brown who's  
16 here for the next two dates in Nakusp.

17 TREVOR HOLSWORTH: Oh, sorry, I mean, I do have more of  
18 my -- I got -- there's --

19 THE COURT: I don't want them, sir.

20 TREVOR HOLSWORTH: You don't want them? I'll have them  
21 back then.

22 THE COURT: I want them back -- I want them sent to  
23 FMEP.

24 TREVOR HOLSWORTH: Can I have those back, please?

25 THE COURT: You absolutely can have them back, sir.

26 TREVOR HOLSWORTH: Thank you very much.

27 THE COURT: My order is that you provide them to FMEP  
28 by August the 3rd along with all the rest of the  
29 financial information that's required.

30 TREVOR HOLSWORTH: I just don't know how to comply with  
31 it, right.

32 THE COURT: Sir, you've made zero effort. You said you  
33 won't comply. It's not that you --

34 TREVOR HOLSWORTH: I've made zero effort?

35 THE COURT: -- don't know how. They have an email  
36 address. They have a postal address. You --

37 TREVOR HOLSWORTH: I don't have contact information for  
38 [indiscernible/overlapping speakers].

39 THE COURT: -- could've brought it to court today even  
40 sir. If you'd brought --

41 TREVOR HOLSWORTH: Could I have --

42 THE COURT: -- a large package of court today and  
43 handed it to Ms. Williams, she probably would've  
44 said, "Let's adjourn this so I can look through  
45 this," but you chose not to, again.

46 TREVOR HOLSWORTH: And the -- [indiscernible] yeah,  
47 anyway. Don't even need to argue with you 'cause

## Proceedings

1           you're obviously biased, but that is -- and  
2           that's --

3   THE COURT:  Sir, because I don't accept your argument  
4           doesn't make me biased.  It means I don't accept  
5           your argument.

6   TREVOR HOLSWORTH:  For sure, but then why is there not  
7           a response to the constitutional question that's  
8           been presented?

9   CNSL T. WILLIAMS:  If I may, Your Honour, just --

10   THE COURT:  Certainly, Ms. Williams.

11   CNSL T. WILLIAMS:  I did want to just -- perhaps I  
12           could help Mr. Holsworth.  If he would put half  
13           the effort that he does with all his other  
14           documents into just providing this disclosure it  
15           would -- I think it would be a fairly simple task  
16           for him.

17           What I can tell you is that the statement of  
18           finances that you were served with is the document  
19           that you need to complete.  On the very bottom  
20           half of the very first page are the documents that  
21           need to be accompanied with it.

22   TREVOR HOLSWORTH:  I can't comply with any of those.  I  
23           can't.  I cannot give you a bank account that I  
24           don't have.  I cannot give you these other things  
25           that I don't have.  I can just -- what do I do?

26   CNSL T. WILLIAMS:  That's my clarification, Your  
27           Honour.

28   TREVOR HOLSWORTH:  Well, what do I do with that  
29           situation?  How do I comply when I don't have  
30           things?  I don't understand how I can comply under  
31           that --

32   THE COURT:  Mr. Holsworth, let me ask you this.

33   TREVOR HOLSWORTH:  Yes.

34   THE COURT:  When you need groceries, how do you get  
35           groceries?

36   TREVOR HOLSWORTH:  I'm -- my girlfriend helps me out  
37           with that.

38   THE COURT:  All right, so somebody provides you with  
39           food, and your girlfriend I presume puts gas in  
40           your gas tank and pays for a dentist if you have  
41           to go to the dentist.  Your girlfriend pays for  
42           everything.

43   TREVOR HOLSWORTH:  No.  I'm not losing teeth.  I don't  
44           -- I haven't spent --

45   THE COURT:  So --

46   TREVOR HOLSWORTH:  -- a cent on myself.

47   THE COURT:  So it sounds to me, sir, like your

**Proceedings**

1 financial statement should be extremely simple to  
2 fill in.

3 TREVOR HOLSWORTH: It is.

4 THE COURT: Well, why haven't you done so, provided it  
5 to FMEP?

6 TREVOR HOLSWORTH: What do I do? Zero, zero, zero,  
7 zero?

8 THE COURT: You refuse to sir. That's why. You refuse  
9 to.

10 TREVOR HOLSWORTH: Yes, you're correct in some ways.

11 THE COURT: My order's made.

12 CNSL T. WILLIAMS: Thank you, Your Honour.

13 THE COURT: Thank you.

14

15 (PROCEEDINGS CONCLUDED)

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19 Transcriber: L. Janzen

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I hereby certify the foregoing to be a true and accurate transcript of the evidence recorded on a sound recording apparatus, transcribed to the best of my skill and ability.



L. Janzen  
Court Transcriber