

COURT OF APPEAL OF ALBERTA

Form AP-3  
[Rule 14.53]

COURT OF APPEAL FILE  
NUMBER:

1601-0315AC

TRIAL COURT FILE NUMBER:

- (a) 1301-11131
- (b) 1401-05840
- (c) 1401-05866

REGISTRY OFFICE:

CALGARY

PLAINTIFF/APPLICANT:

- (a) SUSAN MULHOLLAND
- (b) BIOMEA INC.
- (c) JAN UTTL

STATUS ON APPEAL:

- (a)
- (b)
- (c)

STATUS ON APPLICATION:

- (a)
- (b) APPLICANT
- (c) APPLICANT

DEFENDANT/RESPONDENT:

- (a) ANNE RENSONNET
- (b) ANNE RENSONNET; RENSONNET VENTURES INC; DUCHARME, MCMILLEN & ASSOCIATES CANADA LTD.
- (c) CORY CLIFTON; KARA CLIFTON; ANNE RENSONNET

STATUS ON APPEAL:

- (a)
- (b)
- (c)

STATUS ON APPLICATION:

- (a) RESPONDENT
- (b) RESPONDENT
- (c) RESPONDENT

THIRD PARTY DEFENDANT:

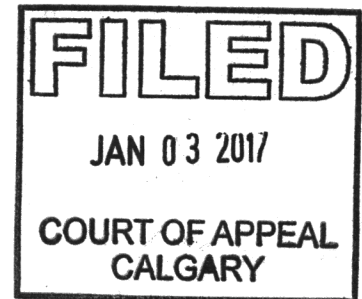
JAN UTTL

DOCUMENT

APPLICATION BY JAN UTTL

ADDRESS FOR SERVICE AND  
CONTACT INFORMATION OF  
PARTY FILING THIS DOCUMENT:

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**CONTACT INFORMATION OF ALL  
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**NOTICE TO RESPONDENT(S):**

**ANNE RENSONNET; CORY CLIFTON; KARA  
CLIFTON; RENSONNET VENTURES INC.;  
DUHARME, MCMILLEN & ASSOCIATES CANADA  
LTD.**

**WARNING**

If you do not come to Court on the date and time shown below either in person or by your lawyer, the Court may give the applicant what it wants in your absence. You will be bound by any order that the Court makes. If you intend to rely on other evidence or a memorandum in support of your position when the application is heard or considered, you must file and serve those documents in compliance with the Rules. (Rule 14.41 and 14.43)

**NOTICE TO RESPONDENT(S):**

You have the right to state your side of this matter before the Court.

To do so, you must be in Court when the application is heard as shown below:

Date: Jan 17, 2017

Time: 9:30

Where: 2600, 450 1st Street SW Calgary AB

Before: single judge of the court (Rule 14.37)

**Nature of Application and Relief Sought:**

1. Order that the Transcript Management Services (TMS), Court of Queen's Bench, Calgary, provide transcripts of any and all open court hearings before Honourable Justice Horner in these actions, including hearings held on October 26, 2016, and November 24, 2016, upon request to Uttil, to any other party, and to any member of the public.

**Grounds for making this application:**

2. The TMS refuses to provide the transcripts of the open court hearings held before Honourable Justice Horner on October 26, 2016, and on November 24, 2016, without order of Justice Horner.
3. Honourable Justice Horner did not reply to the letter requesting transcripts, stated that she would shred all correspondence addressed directly to her, and the case management counsel, Ms. Christopher, has not provided necessary orders for the TMS to provide the transcripts.
4. No court orders restricting access to these open court records were ever argued, pronounced, or filed.
5. The transcripts are necessary to understand the findings of facts made, the reasons for the decisions, and the decisions pronounced. Notably, as of today, no written reasons were given for any of the decisions pronounced in these hearings, the Rensonnet's defendant's counsel's (Mr. Boddy's) memory or understanding as to what was pronounced has changed substantively, and no formal orders were filed for several of the pronounced orders in these hearings.

**6. Material or evidence to be relied on:**

7. Affidavit of Jan Uttil sworn on January 3, 2017.

**Applicable Acts, regulations and rules:**

8. Alberta Rules of Court, Court of Queen's Bench Act