

December 15, 2016

**Catherine Christopher, QC, Case Management Counsel**

Court of Queen's Bench of Alberta

601 5t Street SW, Calgary, AB, T2P 5P7

BY FAX: 403-355-2405

CC: Geoffrey Boddy via fax 403-571-1528

**RE: Biomea Inc. v. Rensonnet et al. (Action Number – 1401 05840)  
Jan Uttl v. Cory Clifton, Kara Clifton, and Anne Rensonnet (Action No. 1401-05866)  
Mr. Boddy's letter dated December 14, 2016**

Dear Madam:

The order pronounced on October 26, 2016, in Biomea Inc action, was filed shortly thereafter and mine or Mr. Boddy's satisfaction with it is quite irrelevant today.

Mr. Boddy enclosed a new form of order in Jan Uttl v. Cory Clifton et al. action. He writes that the new version "better reflects" his "understanding" of the Honourable Justice K. M. Horner's Order, since the issue of set-off was not included in our [Mr. Boddy's] original draft."

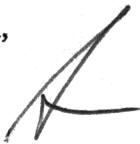
Mr. Boddy's newly acquired better understanding is in fact inconsistent with facts. Honourable Justice Horner was clear that Ms. Rensonnet never had any valid set-off claim in Jan Uttl v. Cory Clifton et al. action and, thus, Mr. Rensonnet has no set off claim "to transfer" to "Action No. 1301-11131" (i.e., Mulholland v. Rensonnet Action) (paragraph 6 of Mr. Boddy's revised order).

Similarly, as I pointed out before but so far received no response from the Court, Honourable Justice Horner did not order that the Cliftons – who did not file a separate defense, did not file affidavit, and did not file separate brief from that of the losing party, Ms. Rensonnet – are entitled to costs for the steps they did not take. The costs Mr. Boddy claims, all on his own, would be contrary to the Rules as well as contrary to the recent clear decisions of the Alberta Court of Appeal about the costs when multiple parties are represented by the same counsel.

Finally, it is unclear how Mr. Boddy acquired new better understanding of what Honourable Justice Horner ordered but access to the transcripts is now paramount. Also, please forward all ex parte communication between your office and Mr. Boddy that contributed to Mr. Boddy's "better" understanding of what Honourable Justice Horner ordered on October 26, 2016, in Jan Uttl v. Cory Clifton et al. action.

Thank you,

Jan Uttl



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