

Mitchell Shnier

From: Karen MKE
Sent: Thursday, July 2, 2015 10:56 AM
To: 'Mitchell Shnier'
Cc: purksplace@bellnet.ca
Subject: RE: STBF Notice of Trespass

Dear Mr. Shnier:

No permission will be granted for this event. Please issue a wide-spread public correction to your advertisements.

Regards,
Karen McGhee, P.Eng.
p: 905-331-9692

NOTE: This e-mail message and attachments may contain privileged and confidential information. If you have received this message in error, please immediately notify the sender and delete this e-mail message.

NOTE: Ce courriel peut contenir de l'information privilégiée et confidentielle. Si vous avez reçu ce message par erreur, veuillez le mentionner immédiatement à l'expéditeur et effacer ce courriel.

From: Mitchell Shnier [mailto:Mitchell@shnier.com]
Sent: July-02-15 10:52 AM
To: Karen MKE
Cc: purksplace@bellnet.ca
Subject: RE: STBF Notice of Trespass

Hello Ms. McGhee,

- 1) I am hereby asking for permission for this event, please respond promptly.
- 2) Please provide evidence from the land owner that SREL is the current Occupier.

Mitchell Shnier

From: Karen MKE [mailto:kmcghee@m-k-e.ca]
Sent: Thursday, July 2, 2015 10:27 AM
To: 'Mitchell Shnier'
Cc: purksplace@bellnet.ca
Subject: RE: STBF Notice of Trespass

Dear Mr. Shnier:

Non-enforcement of prior use of land without permission by the previous "Occupier" (as defined under the Trespass Act) does not constitute future rights to land use without permission by the current Occupier.

No permission has been issued by the current Occupier - Swift River Energy Limited - for any event occurring on its lands on this Saturday, July 4, 2015.

Please read carefully the document issued to you this past Tuesday (and attached here again for your convenience). Also note that it has been issued to the OPP for enforcement.

We strongly suggest that you make a wide-spread public announcement indicating a correction to your advertisements issued for this event.

Regards,
Karen McGhee, P.Eng.
p: 905-331-9692

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From: Mitchell Shnier [<mailto:Mitchell@shnier.com>]
Sent: June-30-15 11:10 PM
To: Karen McGhee
Cc: purksplace@bellnet.ca
Subject: RE: STBF Notice of Trespass

Hello Ms. McGhee,

In the past we have never been contacted by the property owner requiring approval for such use of Margaret Burgess Park, we therefore have some questions about your notice:

- 1) If you are claiming that we need to request approval from SREL, then what information do we need to provide so that we may receive permission for there being a family-oriented fun and informational event, some of which may be in Margaret Burgess Park, this Saturday July 4, 2015.
- 2) Please provide proof of the authority claimed, such as a Licence of Occupation.
- 3) So we can know for the future, for what types and sizes of events, and how much in advance, is permission to be requested.
- 4) To whom and using what e-mail address are such requests to be made.
- 5) For what types of events would permission not be granted.
- 6) We had understood that due to the Resolution passed at the May 15, 2015 Township of Muskoka Lakes Council meeting, SREL would not be using Margaret Burgess Park for any purposes, so please reply why SREL has any interest in issuing this trespass notice.

Mitchell Shnier, on behalf of SaveTheBalaFalls.com
25 Lower Links Road
Toronto, ON M2P 1H5

Telephone: 416 222-1430
E-mail: Mitchell@Shnier.com

From: Karen MKE [<mailto:kmcghee@m-k-e.ca>]
Sent: Tuesday, June 30, 2015 2:07 PM
To: info@savethebalafalls.com; 'Mitchell Shnier'; [REDACTED]

Cc: ed.medved@ontario.ca; mike.tennet@opp.ca

Subject: STBF Notice of Trespass

It has come to our attention that SaveTheBalaFalls is planning an event on lands currently under the control of Swift River Energy Limited without permission. On behalf of Swift River Energy Limited, please find attached a Notice of Trespass forbidding such an event from taking place on these lands without formal permission.

Please note that this email is being forwarded to the OPP.

Regards,
Swift River Energy Limited (SREL)

Karen McGhee, P.Eng.

www.balafalls.ca



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