

March 21, 1986

BY COURIER

Mr. Arnold Fradkin
Department of Justice
Justice Building
Kent & Wellington Streets
Ottawa, Ontario
K1A 0H8

Dear Sir:

Re: James Stiles v Thorhauge, Moffatt and Inkster
Our File No. 14427

The Government's official response to the report of the Parliamentary Committee on Equality Rights dealing with sexual orientation would appear to preclude any defence that the R.C.M.P. acted lawfully in removing Mr. Stiles as a regular member of the Force solely on the grounds of sexual orientation. Additionally, it now seems clear that there is no barrier to Mr. Stiles' reinstatement as a regular member of the Force in a position suited to his skills and experience. Our client is prepared to discontinue the present litigation in Supreme Court of Ontario and the Federal Court on reasonable terms provided he is reinstated in a suitable position. If the matter cannot be resolved, we intend to proceed with the actions in both the Supreme Court of Ontario and the Federal Court, including the claim for a declaration that the R.C.M.P. policy relating to sexual orientation is unlawful and contrary to the Charter.

On behalf of our client, I am also requesting, through you, an opportunity for Mr. Stiles and his counsel to meet with the Minister of Justice and the Solicitor-General, and whatever advisors they wish, to allow representations to be made on his behalf, and hopefully, to facilitate a satisfactory resolution.

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I am sure you will appreciate that our client feels his legal rights, which he has been forced to press through Court action, have now been vindicated in the Government's official response to the equality recommendations. You will also appreciate that he feels considerable frustration that there has not yet been any resolution of his own situation.

Yours very truly,

Janice B. Payne

JBP/DEB/sk

b.c.c Mr. James Stiles

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