

IN THE FEDERAL COURT OF CANADA
TRIAL DIVISION

B E T W E E N:

FEDERAL COURT OF CANADA
COUR FÉDÉRALE DU CANADA
Copy of Document
Copie du Document
Filed in the Registry
Déposé au Greffe

MICHELE POIRIER

Plaintiff

- and -

HER MAJESTY THE QUEEN

Defendant

22nd July 1993
A. Piette

Registry Officer
Agent du greffe

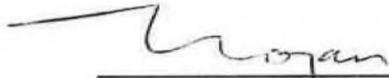
AFFIDAVIT OF DOCUMENTS

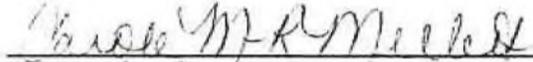
A. PIETTE

Registry Officer I, GEORGE LOGAN, resident at the City of Gloucester, in the
Agent du Regional Municipality of Ottawa-Carleton, swear that:

1. I am a former Section Head, in the Directorate Personnel Policy and Conditions of Service, of the Department of National Defence, which is a government department and the Defendant in the action.
2. I have conducted a diligent search of the departmental records and have made appropriate inquiries of others to inform myself in order to make this Affidavit.
3. This Affidavit discloses, to the full extent of my information, knowledge and belief, all of the documents relevant to any matter in issue in the action that are in the Department's possession, power or control, that were but are no longer in the department's possession, power or control or that I believe are in the possession, power or control of a person who is not a party to the action.
4. I have listed and described in Schedule I all of the relevant documents, or bundles of relevant documents, that are in the Department's possession, power or control and for which no privilege is claimed.
5. I have listed and described in Schedule II all of the relevant documents, or bundles of relevant documents, that are or were in the Departments' possession, power or control and for which privilege is claimed and have stated in that Schedule the grounds for each claim of privilege in respect of a document or bundle of documents.
6. I have listed and described in Schedule III all of the relevant documents, or bundles of relevant documents, that were but are no longer in the Department's possession, power or control and for which no privilege is claimed and have described in that Schedule how possession, power or control of any document or bundle of documents was lost and their current location, so far as I can determine from my information, knowledge and belief.
7. I have listed and described in Schedule IV all of the relevant documents, or bundles of relevant documents, that I believe are in the possession, power or control of a person who is not a party to the action and have described in that Schedule the identity of each such person, including the person's name and address if known.
8. I am not aware of any other relevant document other than those that are listed in this Affidavit or that are or were only in the possession, power or control of another party in the action.

SWORN before me at the City)
of Ottawa, in the Regional)
Municipality of Ottawa-Carleton,)
this 21 day of July,)
1993)

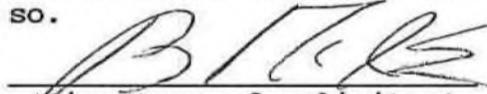

George Logan


A Commissioner, etc...

Carole Marie-Reine Millett, a Commissioner, etc.,
Province of Ontario, for the Government of Canada,
Department of Justice Canada. **CERTIFICATE OF SOLICITOR**
Expires October 11, 1994.

I, BARBARA A. McISAAC, certify that I have explained to the deponent of this Affidavit of Documents the necessity of making full disclosure under Rule 448 of the *Federal Court Rules* and the possible consequences of failing to do so.

Date July 21/93


(Signature of solicitor)

SCHEDULE I

The following are all of the relevant documents, or bundles of relevant documents, that are in the Department's possession, power or control and for which no privilege is claimed (except for parts as noted):

DOCUMENTS FROM PLAINTIFF'S FILES (3 volumes)

VOLUME I

1. 00 00 00 Baptism certificate and social insurance card of Michelle Poirier
2. 80 01 09 Enrolment application of Michelle Poirier
3. 80 01 31 Canadian Forces enrolment-engagement agreement and oath or affirmation
4. 80 01 31 Leave without pay for Michelle Poirier
5. 80 01 31 Telex message from Trois Rivières to RCCWC/NDMC Ottawa
6. 80 01 31 Report of physical examination for enrolment
7. 80 02 13 Documentation control sheet signed by Michelle Poirier
8. 80 03 03 Notice signed by Michelle Poirier re: drug use
9. 80 06 06 Security clearance certificate for Michelle Poirier
10. 80 11 06 Memorandum from Sgt. J.R.L. Laniel to whom it may concern in french re: letter of appreciation for Michelle Poirier
11. 80 11 06 Memorandum from Sgt. J.R.L. Laniel to whom it may concern in english re: letter of appreciation for Michelle Poirier
12. 81 03 18 Memorandum to Base Chief Medical officer re: transfer to Chibougamau
13. 81 03 18 Memorandum to Base Chief Dentist re: transfer to Chibougamau
14. 81 07 10 Course report for course Base Defence Force-Basic
15. 81 07 15 UER Qualification record sheet for Base Defence Force course
16. 81 10 16 Message form to CFSCE Kingston and CFS Mont Apica re: posting Michelle Poirier
17. 81 11 18 Telex message from CFB Kingston to CFS Mont Apica re: arrival of M. Poirier
18. 81 11 19 Course report for RDR Tech 231 TQ3 CW
19. 81 11 23 Screening for an isolated posting
20. 82 02 01 UER Qualification record sheet re: radar tech TQ3

21. 82 03 22 Explanations in relation to lost or destruction of identification card
22. 82 06 17 Memorandum from Major J.V. G. Fortin re: application for remuster by Pte Poirier
23. 82 09 28 Memorandum from Pte Poirier to RADWO re: request for remuster
24. 82 10 01 Course report re: BU-9004
25. 82 11 03 Telex message from CFS Mont Apica to NDHQ re: 12 months extension of tour
26. 82 11 09 Telex message from NDHQ to Mont Apica re: tour extended 12 months
27. 82 12 06 Personnel selection report
28. 82 12 08 Letter from Major M.A. Wansink to Canadian Forces Base Bagotville re: recommendation for remuster Pte Poirier
29. 82 12 08 Letter from Sgt. L.A. De Cotret to Canadian Forces Base Bagotville re: recommendation for remuster Pte Poirier
30. 83 02 09 Telex message from CFTSHQ Trenton to Mont Apica re: PIP exam results
31. 83 02 15 Letter of congratulations from Major M.A. Wansink to Pte Poirier
32. 83 04 15 Letter from Major M.A. Wansink to NDHQ re: recommendation for remuster
33. 83 04 20 Annual voluntary remuster program completed by CWO T.J. Moore
34. 83 04 29 Telex message from CFTSHQ Trenton to Mont Apica re: exam results
35. 83 05 02 UER Qualification record sheet re: radar technician trade qualification 4
36. 83 05 02 Telex message from Mont Apica to NDHQ re: confirmation of TQ4 qualification
37. 83 05 12 Telex message from NDHQ to Mont Apica re: Pte Poirier has been determined suitable for voluntary remuster

38. 83 05 17 Application for remuster and acceptance from RDR tech to Physical education, Recreational instructor
39. 83 05 25 Telex message from Mont Apica to NDHQ re: confirmation of acceptance
40. 83 05 26 Telex message from Mont Apica to NDHQ re: application for IE
41. 83 05 31 Telex message from NDHQ to Mont Apica re: CFAO 6-2
42. 83 06 00 National Defence driver/operator proficiency record
43. 83 06 14 Re-Engagement on an intermediate engagement for Pte Poirier
44. 83 06 23 Application for driver/operator permit-DND 404
45. 83 07 28 Memorandum from Pte M. Poirier to OC Trg requesting return to unit
46. 83 07 28 Course report for course PERI TQ5A
47. 83 07 29 Telex message from Borden to Trenton re: exception report
48. 83 08 22 Telex message from Mont Apica to NDHQ re: request for remuster-cancellation
49. 84 01 04 UER Qualification record sheet for promotion to A/CPL (LQ)
50. 84 01 24 Performance evaluation report
51. 84 02 20 Telex message to Mont Apica re: posting instruction to Kingston
52. 84 02 27 Memorandum from Major C.D. Spencer re: sponsor for incoming member
53. 84 02 28 Letter of congratulations from Major M.A. Wansink to Cpl. M. Poirier
54. 84 03 06 Note from DPCAOR 2-2 re: loading TQ5 course
55. 84 03 08 Telex message from NDHQ to Mont Apica re: promotion instruction CFAO 49-4
56. 84 03 26 Letter from Cpl P, Dick to Capt B. Tremblay, Mont Apica, re: work of Cpl Poirier

57. 84 05 15 Telex message from NDHQ to Mont Apica re:
TQ5 course

58. 84 05 24 Security clearance certificate for M.
Poirier

59. 84 06 05 Document signed by Michelle Poirier on
security during and after release

60. 84 07 19 Application to move furniture to CFB
Kingston and request form

61. 84 08 31 Application for posting allowance

62. 85 02 04 Voluntary remuster checklist with
comments recommended

63. 85 02 12 Course report for course COMET TQ 5A

64. 85 03 04 Confirmation of substantive rank

65. 85 04 02 Telex message from NDHQ to Kingston re:
confirmation of substantive rank

66. 85 05 29 Letter from Colonel J.C.Fleming to Cpl
Poirier re: congratulations

67. 85 06 24 Performance evaluation report

68. 85 07 04 Assessment and Prescription report-CF
Expres

69. 85 09 10 Personnel selection officer referral form

70. 85 09 27 Course report re: Classroom instructor

71. 85 12 11 Performance evaluation report

72. 85 12 11 Memorandum from Cpl M. Poirier to OIC
POET #1 Tp re: consideration for
compulsory remuster to Photo Tech 541

73. 85 12 12 1986 special program to reduce RDR Tech
231 surplus signed by Michelle Poirier
requesting consideration for compulsory
remuster to Photo Tech 541

74. 86 01 14 Personnel selection report-to assess
suitability for remuster to PHT Tech 541

75. 86 01 27 Registration to Officer professional
development program

76. 86 02 04 Recommendation by career manager to Photo
Tech 541

77. 86 02 05 Application for remuster to Photo Tech 541
78. 86 03 17 Memorandum from Cpl M. Poirier to OPDP Coordinator re: cancellation of registration
79. 86 03 17 Application for cancellation of registration-Officer professional development program
80. 86 03 26 Telex message from NDHQ to Kingston re: remuster instruction
81. 86 07 25 Assessment and prescription report - CF Expres
82. 86 10 27 Memorandum from PMC J.D.G. Cloutier to OC D SQN re: letter of appreciation Cpl Poirier
83. 86 12 08 Letter from Col. G.L. Coady, to Major J.C. Côté, re: appreciation to Cpl Poirier
84. 86 12 19 Performance evaluation report
85. 86 01 19 Registration - officer professional development program
86. 87 02 27 Memorandum from Cpl M. Poirier to OIC POET #1 Tp re: request for cancellation of compulsory remuster
87. 87 02 27 Memorandum from Capt C.G. Williams to OC D Sqn re: request for cancellation of compulsory remuster for Cpl Poirier
88. 87 03 26 Memorandum from Col. G.L. Coady to B P Adm O re: request for cancellation of compulsory remuster for Cpl Poirier
89. 87 03 31 Letter from Captain G.K. Webb re: request for cancellation of compulsory remuster for Cpl Poirier
90. 81 11 09 Military police investigation reports on
to Cpl M. Poirier re: security/sexual
90 12 24 deviation and correspondence
91. 87 06 12 Memorandum from Col G.L. Coady to BComd re: compulsory release proceedings of Cpl Poirier
92. 87 06 12 Memorandum from Col G.L. Coady to Cpl Poirier re: compulsory release proceedings

93. 87 06 26 Letter from Lieutenant Colonel J.S. MacAuley re: compulsory release proceedings-homosexuality Cpl Poirier
94. 87 06 26 Recommendation for compulsory release of Cpl Poirier under QR&O 15.01 Item 5(d)
95. 87 07 06 Record of service (serving personnel) for Cpl M. Poirier
96. 87 08 20 Notification of change of medical category or medical limitations re: recommended continued employment within the restrictions stated above
97. 87 08 26 Letter from Major K.D. Varey attaching notification of change of medical category for Cpl Poirier
98. 87 09 28 Letter from Capt J.J. Pouliot to DPCAOR (ADir) re: Cpl Poirier admissions of homosexual relations
99. 87 10 22 Letter from Colonel G.L. Coady to Base Commander, CFB Kingston re: compulsory release proceedings for Cpl Poirier
100. 87 11 20 Telex message from NDHQ To Kingston re: cancellation of compulsory remuster denied
101. 87 11 26 Telex message from CFB Kingston to Trenton re: request to expedite release proceedings
102. 87 12 04 Telex message from Trenton to Kingston re: release of Cpl Poirier
103. 87 12 07 Letter from Major K.D. Varey to Commander, Astra, re: release proceedings for Cpl Poirier
104. 87 12 14 Memo from Major K.D. Varey to Comdt, CFSCE re: release proceedings
105. 87 12 14 Memorandum from Lt S.R. Brogan to BP Adm O re: request for OJT- B Photo for Cpl Poirier
106. 87 12 17 Performance evaluation report
107. 87 12 21 Round trip memorandum to D Sqn from CFSCE Duty O re: OJT Cpl Poirier with BTAPO
108. 87 12 22 Memo from Maj K.D. Varey re: request for OJT with Base Photo Cpl Poirier

109. 87 12 22 Minute sheet from A/ADM O D Sqn re: request for OJT with Base Photo-Cpl Poirier
110. 87 12 22 Telex message from NDHQ to CFB Kingston re: request for release
111. 88 01 05 Memo from Maj K.D. Varey re: request for OJT with Base Photo cancelled until clarification received from NDHQ
112. 88 01 05 Memo from Maj K.D. Varey to Comdt CFSCE re: request for release
113. 88 01 05 Minute sheet from Lt S.R. Brogan re: agreed Cpl Poirier remain on OJT until further direction
114. 88 01 08 Telex message from NDHQ to CFB Kingston re: release/remuster
115. 88 01 21 Memorandum from Cpl Poirier to OC D Sqn re: reply to request for release, do not wish to be released under Item 5d of QR & O 15.01
116. 88 01 25 Memorandum from Lt S.R. Brogan to BP Adm O re: reply to request for release by Cpl Poirier
117. 88 01 27 Minute sheet from R.D. Campton re: OJT - Cpl Poirier
118. 88 02 04 Memorandum from Major K.D. Varey re: release/remuster
119. 88 02 16 Memorandum from Cpl M. Poirier to OC D Sqn re: request for cancellation of compulsory remuster
120. 88 02 18 Minute sheet from Maj R.A. Findley re: request for remuster cancellation
121. 88 02 25 Memorandum from WO E.F. Burgess to B Pers O re: request for cancellation of compulsory remuster
122. 88 02 29 Telex message from NDHQ to CFB Kingston re: release/remuster
123. 88 03 04 Memorandum from Maj K.D. Varey to Comdt CFSCE re: release/remuster with enclosure
124. 88 03 04 Letter from Captain B.L. Rebeyka re: cancellation compulsory remuster supported

125. 88 03 16 Assessment and prescription report -CF
Expres

126. 88 03 18 Physical fitness evaluation report signed
by Capt W.B. Nolan

127. 88 04 27 Letter from Capt B.L. Rebeyka enclosing
change of medical category form with
recommendation Cpl Poirier's current
medical category exceeds minimum
requirements for her trade. The minor
restrictions on G3 and O3 place minimal
limitations on her employment in the CF

128. 88 06 08 Memorandum from MWO T.J. Irvine to CFSCE
D Sqn re: appreciation Cpl Poirier

129. 88 07 08 Assessment and prescription report -CF
Expres

130. 88 07 08 Physical fitness evaluation report signed
by Capt W.B. Nolan

131. 88 09 05 Special career review board-unacceptable
sexual activity conduct with
recommendation concur 5(d) release

132. 88 09 16 Memorandum from Col A.S. Taylor to OC D
Sqn re: appreciation Cpl Poirier

133. 88 09 19 Security clearance certificate

134. 88 09 19 Telex message from NDHQ to CFB Kingston
re: restrictions

135. 88 09 26 Memorandum from Maj K.D. Varey to Comdt,
CFSCE re: career recommendations

136. 88 10 03 Memorandum from OC D Sqn to Cpl Poirier

137. 88 10 12 Memorandum from Cpl M. Poirier to OC D
Sqn re: OJT request

138. 88 10 12 Minute sheet from Lt J.R. Godin re: OJT
request supported

139. 88 10 26 Memorandum from Maj C.G. Williams to
Comdt CFSCE re: request for OJT

140. 88 11 02 Security briefing and declaration signed
by Michelle Poirier

141. 88 11 22 Memorandum from WO F.L. Learn re: letter of appreciation Cpl Poirier

142. 88 11 29 Letter from Major W.Clendinning to Commandant, CFB Kingston re: performance of Cpl Poirier

143. 88 12 16 Performance evaluation report

144. 89 01 16 Minute sheet from Maj R.A. Findley re: recommendations to change in medical category

145. 89 01 26 Letter from Captain P.K. Gleeson re: notification of change of medical category with notification of change of medical category form

146. 89 03 15 UER Qualification record sheet

147. 89 04 10 Memorandum from MCpl C.E. Noseworthy to OIC Radar Tp re: memorandum of Appreciation Cpl Poirier-coffee fund

148. 89 07 05 Assessment and prescription report -CF Expres

149. 89 07 07 Physical fitness evaluation report

VOLUME II

150. 89 07 26 Memorandum from Lt D.O. Theus from OC D sqn re: redress of grievance

151. 89 07 31 Memorandum from Cpl Poirier to OC D Sqn re: redress of grievance

152. 89 08 16 Memorandum from Cpl M. Poirier re: permission to attend classes during working hours

153. 89 08 17 Letter from Colonel A.S. Taylor to CFB Kingston re: request for referral to higher authority redress of grievance

154. 89 08 16 Minute sheet from WO David Acher re: permission to attend classes during working hours recommending approval

155. 89 08 16 Minute sheet from OIC POET Tp 213 re: permission to attend classes

156. 89 08 23 Merit board personnel record resume

157. 89 08 31 Memorandum from Col D. Banks to Comdt. CFSCE re: application for redress of grievance

158. 89 09 01 Notification of change of medical category or medical limitations form with recommendations Cpl Poirier meets all medical requirements for her MOC. No career action required.
159. 89 09 06 Letter from Cpl M. Poirier to OC D Sqn re: reply to BCOMD, wish to have redress of grievance forwarded to the COMD of CFTS HQ
160. 89 09 14 Memorandum from Lt K.W. Nodorft to B Comd re: redress of grievance
161. 89 09 20 Letter from Colonel D. Banks to Commander, Astra, re: application for redress of grievance
162. 89 09 29 Letter from Colonel R. Robert re: application for redress of grievance
163. 89 10 17 Memorandum of Capt P.R. Partner to DGPCOR re: application for redress of grievance
164. 89 10 18 Telex message from NDHQ to CFSCE Kingston re: application for redress of grievance
165. 89 10 27 Course report for CTP writing
166. 89 11 07 Memorandum from Col B.E. Swan to DPLS re: application for redress of grievance
167. 89 11 30 Canadian Forces record of service
168. 89 12 28 Memorandum from LCol W.A. Weatherston to DPCAOR re: application for redress of grievance
169. 90 01 08 Memorandum from Col B.E. Swan to DPLS 3 re: application for redress of grievance
170. 90 01 10 Note from LCol Weatherston to DPCAOR re: reason why posting could not be considered
171. 90 01 12 Minute Sheet from DPCAOR
172. 90 01 26 Performance evaluation report
173. 90 02 26 Memorandum from Col B.E. Swan to DPLS 3 re: recommendation tthat redress of grievance be denied until policy decision made by Minister
174. 90 03 01 Memorandum from LCol W.A. Weatherston to DPCAOR re: application for redress of grievance requesting additional review

175. 90 03 05 Telex message from CFB Kingston to NDHQ re: CF policy on sexual orientation

176. 90 03 14 Minute Sheet from Capt P.M. Hurley re: recommending work as photo tech

177. 90 03 14 Memorandum from LCol W.A. Weatherston to DGPCOR re: applications for redress of grievance with list of individuals

178. 90 03 19 Memorandum from Capt D. Menard, Medical Officer, to Comdt CFSCE re: sexual orientation of Cpl Poirier-now indicates that she is heterosexual

179. 90 03 22 Telex message from NDHQ to CFB Kingston re: redress of grievance

180. 90 03 30 Letter from Colonel D. Banks, CFB Kingston, re: application redress of grievance

181. 90 03 30 Telex message from CFB Kingston to NDHQ re: redress of grievance

182. 90 04 18 Memorandum from Cmdre Basil P. Moore to CPCSA re: Cpl Poirier's case

183. 90 04 18 Memorandum from Col B.E. Swan to DPLS re: application for redress of grievance, medical report still render her as one to whom CFAO 19-20 applies

184. 90 04 27 Memorandum from Capt P.R. Partner to Adm(Per) re: application for redress of grievance

185. 90 05 31 Regular force personnel record resume

186. 90 07 11 CF Expres and weight control program

187. 90 07 18 Memorandum from Capt R.L. Thornhill to BP Adm 0 re: release under 5D

188. 90 07 23 Memorandum from Cpl M. Poirier re: wish to exercise option of a 5d release and terminate employment

189. 90 07 31 Telex message from CFB Kingston to Trenton re: request for release

190. 90 07 31 Notice of intent to recommend release

191. 90 08 01 Telex message from Trenton to NDHQ re: request for release

192. 90 08 02 Request for certificate of service

193. 90 08 03 Record of service

194. 90 08 03 Minute sheet from Capt P.M. Hurley

195. 90 08 03 Memorandum from Cmdre B.P. Moore to Adm(Per) re: special career review board unacceptable sexual activity

196. 90 08 07 Telex message from NDHQ to CFB Kingston re: release approval, staffing of redress of grievance will continue

197. 90 08 07 Telex message from NDHQ to CFB Kingston re: leave to commence Sept 19, 90 or sooner

198. 90 08 07 Letter from Capt T.M. Taylor to Commandant, CFB Kingston, re: letter of appreciation Cpl Poirier

199. 90 08 08 Security caution and document return certificate signed by Cpl Poirier

200. 90 08 08 Statement of understanding signed by Cpl Poirier

201. 90 08 08 Declaration of intended place of residence on release signed by Cpl Poirier

202. 90 08 10 Telex message from CFB Kingston to NDHQ re: leave

203. 90 08 22 Severance pay/Rehabilitation leave worksheet

204. 90 08 26 Letter from General A.J.G.D. de Chastelain to Ms. M. Poirier re: application for redress of grievance and memorandum of January 28, 1990

205. 90 08 27 Letter from LCdr D.B. Bindernagel to DPLS re: application for redress of grievance

206. 90 09 05 Letter from Lieutenant-Colonel W.A. Weatherston to Commander, Astra, re: advising on decision of CDS

207. 90 09 05 Memorandum from LCol W.A. Weatherston to DGPCOR re: advising decision taken

208. 90 10 05 Memorandum from LCol P. Voynovich to DPLS re: confirmation that no reference to grievance on personal file

209. 90 10 11 Letter from M. Poirier to Chief of Defence staff requesting that application for redress of grievance be forwarded to Minister of National Defence

210. 90 10 25 Letter from Lieutenant-Colonel W.A. Weatherston to Ms. M. Poirier advising reply will be given as soon as decision rendered by Associate Minister of National Defence

211. 80 02 13 Different laboratory and X-Ray requisitions for Michelle Poirier

212. 80 03 10 Medical attendance record for Michelle Poirier from March 10, 1980 to June 22, 83

213. 80 03 19 Consultant's report for patient M.R. Poirier and record of medical examination

214. 81 10 22 Memorandum re: medical fitness

215. 81 12 02 X-Ray requisition and report re: right foot

216. 82 01 05 X-Ray requisition and report re: cervical spine

217. 82 04 19 Consultant's report re: contraceptive

218. 82 09 23 X-Ray requisition and report re: right foot

219. 82 10 06 Urine analysis results

220. 82 10 19 Record of medical examination

221. 83 07 22 Laboratory report record and sick report for 22 July 83

222. 83 08 13 Canadian Forces medical attendance record for period from August 13, 1983 to March 30, 1987

223. 83 09 19 Ophthalmology case record

224.	83 12 05	Consultant's report and X-Ray report re: right knee
225.	84 06 04	Report from gynaecological exam
226.	84 09 07	Physical therapy section treatment record
227.	84 12 05	X-Ray requisition re: jaw
228.	85 06 07	Clinical bacteriology general re: cervical specimen
229.	85 08 15	Different laboratory requisitions
230.	85 10 08	Clinical bacteriology general re: throat swab specimen
231.	85 11 04	Laboratory requisition re: urine specimen
232.	85 12 03	Record medical examination
233.	86 01 08	Urinalysis
234.	86 07 27	Emergency report re: acute R-04 intoxication
235.	86 08 29	X-Ray requisition and report re: right middle finger
236.	86 10 10	Sick report re: knee, jaw
237.	87 02 20	X-Ray requisition and report re: both knees
238.	87 03 15	Canadian Forces case history and medical report re: operation 1987
239.	87 04 03	Physical therapy section records to August 24, 1987
240.	87 06 26	Operation record and all related post-operative reports for period from June 26, 1987 to August 7, 1990
241.	87 07 03	Consultant/Outpatient clinical record re: patellectomy
242.	87 07 23	Record of medical examination
243.	87 10 14	Biochemistry report, final patient specimen report, laboratory report and other records re: operation Oct 15, 1987 (left knee)

244.	87 10 13	Case history for period from October 13, 1987 to October 19, 1987
245.	87 10 21	Consultant/Outpatient clinical record re: stress
246.	87 11 09	Physical therapy treatment requisition for period from October 27, 1987 to July 21, 1988
247.	87 11 09	Emergency report re: patellectomy
248.	87 11 09	Case history re: patellectomy
249.	87 12 02	Consultant/Outpatient clinical record re: patellectomy
250.	88 01 19	Consultant/Outpatient clinical record re: patellectomy
251.	88 02 18	Laboratory requisition re: urine specimen
252.	88 02 18	X-Ray requisition re: change of category
253.	88 03 29	Record of medical examination
254.	88 04 15	Consultant/Outpatient clinical record re: patellectomy
255.	88 08 24	Laboratory requisition re: urine sample
256.	88 10 07	Consultant/Outpatient clinical record re: knees
257.	88 10 13	Physical therapy treatment
258.	88 11 30	Record of medical examination
259.	88 12 11	Emergency report re: cold
260.	89 03 31	Consultant clinical report re: patellectomy
261.	89 04 26	Case record re: vision and order for spectacles
262.	89 07 02	Laboratory requisition
263.	89 07 24	Medical examination record
264.	89 10 06	Consultant clinical report re: knees
265.	90 03 29	Consultant/Outpatient report re: birth control counselling and lab results
266.	90 04 11	Drug profile card
267.	90 07 30	Requisition for X-Ray and laboratory report
268.	90 08 07	Medical examination for release
		<u>VOLUME III</u>
269.	00 00 00	Memorandum re: Cpl Poirier
270.	00 00 00	Minute sheet to DGPCOR
271.	89 10 02	Memorandum from Capt. Gleeson

272.	90 08 07	Telex from CFB Kingston to NDHQ re: Ret Lve/Release instruction
273.	90 03 13	Memorandum from Capt. Gleeson to NDHQ re: cancellation of compulsory remuster
274.	00 00 00	International Certificates of Vaccination
275.	87 02 20	Consultant/Outpatient Clinical Record
276.	87 02 24	Consultant/Outpatient Clinical Report
277.	87 03 16	Biochemistry report
278.	90 03 29	Specimen results
279.	80 12 15	Personal History Forms on Private Poirier(8 pages)
280.	81 03 12	Posting/Attach posting/Reassignment Instr 4446
281.	82 10 14	Problem case control sheet(Minutes to 31 May 83(4 pages)
282.	83 06 07	Problem Case Control Sheet
283.	83 11 08	Message from NDHQ to CFS Mont Apica DSecur 3288
284.	83 11 25	Request for a security clearance
285.	83 11 30	Consent to the disclosure of personal information by Poirier
286.	84 02 06	Personal History Forms
287.	84 02 20	Statutory Declaration
288.	84 02 22	Message from SFC Mont Apica AS 08L to NDHQ DSECUR 3 on security clearance
289.	84 03 06	Clearance Control Worksheet
290.	84 05 17	Message from SIU Sect Quebec to NDHQ DSECUR 3 SIU 5925
291.	84 05 18	Update of File from Nov 81
292.	86 12 22	Sexual Deviation - Homosexuality Private Curnew and others
293.	87 01 21	Sexual Deviation - Homosexuality Private Curnew and others
294.	87 02 09	Sexual Deviation - Homosexuality Private Curnew and others
295.	87 02 14	CDSIU Record of Conversation between Major Froian and Capt Thompson
296.	87 02 17	Memorandum from Captain Entwistle
297.	87 02 18	Preliminary report of investigation SIU 4907 and Minute Sheet
298.	87 02 23	Investigation of 670 cases SIU 081 Ottawa

299. 87 03 18 Message from SIUS 4979 Kingston and SIU
Ottawa, Diary date extension

300. 87 04 21 Message from SIUS 4873 Kingston and SIU
Ottawa, Diary date extension

301. 87 04 24 Message from SIU 3087 Ottawa to SIUS
Kingston. Diary date extension

302. 87 07 02 Annex B to Chap 50 on Corporal Poirier

303. 87 11 20 Change of circumstance report/Security
clearance signed by Col Coady

304. 87 11 30 Change of circumstances signed by Captain
Entwistle

305. 87 12 03 Change of circumstances report signed by
Major MacKenzie

306. 87 12 11 Privacy Act Request

307. 88 01 05 Message from NDHQ DSC 3107 to FB
Kingston/Change of circumstances report

308. 88 01 20 Consent to the disclosure of personal
information, Statutory Declaration and
Personal History Forms

309. 88 01 22 Security Clearance Request and
Authorization

310. 88 02 25 Clearance Control Worksheet

311. 88 03 07 Personnel Security Investigation File
Corporal Poirier

312. 88 03 18 Notice of security assessment signed by
Joan Laviolette

313. 88 08 31 Message from SIUS Kingston to NDHQ DSC 2-
2 SIU 4954

314. 90 12 28 Certificate of destruction signed by MWO
Puddester

315. 91 01 31 Memo signed by Maj Troian, Security/Sexual
deviation of Corporal Poirier

316. 87 09 08 Memorandum from Major Troian with
investigation report

317. 87 09 30 Memorandum from Major Troian with
investigation report

318. 91 01 18 Letter from Peter Milliken, M.P. to Hon.
Mary Collins

319. 91 02 04 Memorandum from R.L. Gauvin to MSO

320. 91 02 11 Letter from Hon. Mary Collins to Peter
Milliken

321. 92 02 18 Letter from Peter Milliken, M.P. to Hon.
Mary Collins

322. 92 03 30 Letter from Hon. Mary Collins to Peter
Milliken

DOCUMENTS RELATED TO THE CANADIAN FORCES POLICY ON SEXUAL ORIENTATION (2 volumes)

[Documents originally produced in Douglas case or in response to undertakings]

VOLUME I

1. 61 07 10 Army Headquarters letter, HQC 3040-5 (Adm 2A)
2. 62 04 10 Canadian Naval General Order 19.00/1 (CHGO 19.00/1)
3. 64 01 31 Canadian Air Force Administrative Order C19.00/17 (CAFAO C19.00/17)
4. 67 05 12 Canadian Forces Administrative Order 19-20 (CFAO 19-20)
5. 72 03 10 CFAO 19-20
6. 73 10 26 CFAO 19-20
7. 76 07 09 CFAO 19-20
8. 80 02 00 Chief Personnel Careers and Senior Appointments Operating Procedures Manual article 114-2 (CPCSA OPM 114-2), dated August 1972, reviewed February 1978 and issued with Amendment List 2/1980
9. 81 04 10 CFAO 22-3
10. 85 01 31 Extracts from Equality Issues in Federal Law, a Department of Justice discussion paper tabled in the House of Commons
11. 85 03 11 Memorandum 1460-45-3 (DGC Svc) covering a PHP LaserJet Series II with fontsHPPIIFONT.PRSry Committee on Equality Rights, tabled in the House of Commons
12. 85 10 00 Extracts from Equality for All, the Report of the Parliamentary Committee on Equality Rights, tabled in the House of Commons
13. 86 02 00 Message ADM(PER) 018 101800Z
14. 86 02 00 Message ADM(PER) 033 191900Z
15. 86 03 00 Message CDS 041 041700Z
16. 86 03 04 Extracts from Toward Equality, the Government response to the Report of the Parliamanetary Committee on Equality Rights, tabled in the House of Commons
17. 86 03 00 Message CDS 048 071950Z
18. 86 03 14 NDHQ Action Directive D2/86
19. 86 03 17 Memorandum 1460-45-3 (ADM(Per))
20. 86 03 18 Memorandum 1460-45-3 (ADM(Per))

21.	86 04 15	Extracts from Minutes of Proceedings and Evidence of the Standing Committee on National Defence
22.	86 06 17	Extracts from Minutes of Proceedings and Evidence of the Standing Committee on Human Rights
23.	86 09 00	Extracts from Volumes I and II of the Charter Task Force Final Report
<u>VOLUME II</u>		
24.	86 09 25	Memorandum 1605-12-20 (SA/ADM(Per))
25.	86 11 07	Memorandum 1605-12-20 (ADM(Per))
26.	86 11 13	Letter 1745-42-9 (CDS) from the Chief of the Defence Staff to the Minister of National Defence
27.	87 01 26	Letter from the Chief of Defence Staff to the Minister of National Defence
28.	87 02 11	Extracts from Minutes of Proceedings and Evidence of the Standing Committee on Human Rights
29.	88 01 20	Memorandum 1620-12-20 (DGPCOR)
30.	00 00 00	Chief Personnel Careers and Senior Appointments Operating Procedures Manual article 310-3 (CPCSA OPM 310-3)
31.	89 04 00	Memorandum 5077-3-3 (DPCAOR 5-2)
32.	89 04 28	CFAO 22-3
33.	90 01 00	CPCSA OPM 310-3, undated, issued as part of Amendment List 1/1990 (ALI/90)
34.	90 08 00	External Review of the Canadian Forces Special Investigation Unit
35.	90 08 29	Memorandum 1243-23-2 (CIS)
36.	90 11 21	Message ADM(PER) 081 211933Z
37.	90 03 00	CPCSA OPM 310-3, undated, issued as part of Amendment List 3/1990
38.	85 03 12	Memorandum from D Secur with attached report of a review of sexual deviancy and homosexuality files covering the period from 1976 to 1984
39.	86 06 25	Memorandum from DPCAOR to D Charter
40.	88 02 19	CFAO 19-38-Mixed-Gender Relationships
41.	89 09 06	Draft CFAO 19-36
42.	89 11 07	Memorandum from D Police Ops 4 re: Sexual Orientation Working Group-MP/SIU cases
43.	90 03 01	Telex message re: Career recommendations
44.	90 05 09	Memorandum from DSecur OPS 2-3-4 to Mr. Logan with enclosures

- 45. 91 05 00 Brief on Cpl Poirier prepared by Capt Hurley
- 46. 91 05 00 Brief on the administration of the CF policy on sexual orientation as it effects non commissioned members, prepared by Capt Hurley

DOCUMENTS REGARDING SEXUAL ORIENTATION POLICIES (1991 TO DATE) (3 volumes) [Supplementary documents produced in the Douglas case]

VOLUME I

- 1. 14 MAY 91 BRIEFING NOTE TO CDS
- 2. 20 SEPT. 91 MEMO FROM SA ADM(PER) TO DGPP
- 3. 27 SEPT. 91 MEMO FROM ADM(PER) TO CDS CF POLICY ON SEXUAL ORIENTATION
- 4. 27 SEPT. 91 DRAFT QUESTIONS WRT HOMOSEXUALITY
- 5. SEPT. 91 DRAFT MEMO FROM ADM(PER) TO CDS - CF POLICY ON SEXUAL ORIENTATION - COMMUNICATIONS APPROACH
- 6. 1 OCT. 91 DRAFT ADM(PER) CANFORGEN CFAO 19-38
- 7. 2 OCT. 91 DRAFT MEMO 1745-42-7 (DG POL COORD) TO EA/CDS - CF POLICY ON SEXUAL ORIENTATION
- 8. 2 OCT. 91 MEMO FROM DG POL COORD TO DL CF POLICY ON SEXUAL ORIENTATION INCLUDING SUMMARY OF AMENDMENTS, QUESTIONS AND ANSWERS, DRAFT PRESS RELEASE
- 9. 3 OCT. 91 MEMO FROM DG POL COORD TO EA/CDS CF POLICY ON SEXUAL ORIENTATION INCLUDING SUMMARY OF AMENDMENTS, QUESTIONS AND ANSWERS, COMMUNICATIONS APPROACH
- 10. 3 OCT. 91 DRAFT PRESS RELEASE
- 11. 3 OCT. 91 MEMO 1745-42-7 (DG POL COORD) TO EA/CDS - CF POLICY ON SEXUAL ORIENTATION
- 12. 7 OCT. 91 MEMO 1745-42-7 (ADM(PER) TO CDS - CF POLICY ON SEXUAL ORIENTATION QUESTIONS AND ANSWERS
- 13. 7 OCT. 91 MEMO FROM ADM(PER) TO CDS
- 14. 7 OCT. 91 MEMO FROM ADM(PER) TO CDS
- 15. 7 OCT. 91 MEMO FROM DGPP TO ADM(PER)
- 16. 9 OCT. 91 CDS ANNOUNCES CHANGE IN POLICY "NEVER RELEASED"
- 17. 9 OCT. 91 DRAFT MARGEN MESSAGE - SEXUAL ORIENTATION
- 18. 10 OCT. 91 MINUTE FROM DGPA TO EA/CDS
- 19. 11 OCT. 91 MESSAGE FROM MARCOMHQ COMD 279 10 OCT 91 - NEWS REPORT ON POLICY CHANGE CONCERNING SEXUAL ORIENTATION
- 20. 11 OCT. 91 MINUTE FROM SSO PPP TO DCOS P&T - SEXUAL ORIENTATION MEETING

21. 17 OCT. 91 FAX - QUESTIONS AND ANSWERS, PRESS RELEASE
 22. 17 OCT. 91 LETTER FROM AJAG TO SSO PPP - BRIEFING PACKAGE CFAO 19-20
 23. 18 OCT. 91 MESSAGE FROM DCOMD 8041 - SEXUAL ORIENTATION
 24. 18 OCT. 91 MEMO FROM A/COS PER MARC: 5000-1 (A/COS PER) SEXUAL ORIENTATION POLICY INTERVENTION
 25. 18 OCT. 91 MESSAGE FROM FMCHQ DCOMD 8041 - SEXUAL ORIENTATION
 26. 18 OCT. 91 SEXUAL ORIENTATION DEBRIEFING - TYPED NOTES (AS BRIEFED AND APPROVED BY ADMIRAL)
 27. 18 OCT. 91 SEXUAL ORIENTATION DEBRIEFING PROCESS (FINAL EXCEPT FOR FACT SHEET)
 28. 21 OCT. 91 DRAFT CFAO 19-36
 29. 21 OCT. 91 FAX COVER SHEET TO DPPS OF MEMO FROM A/COS PER MARC: 5000-1 (A/COS PER)
 30. 21 OCT. 91 FAX COVER SHEET TO DPP 2-2 OF MEMO FROM A/COS PER MARC: 5000-1 (A/COS PER)
 31. 22 OCT. 91 DRAFT CFAO 19-36
 32. 23 OCT. 91 FAX COPY OF LETTER PRODUCED BY MAJ HOARE IN 1989
 33. 23 OCT. 91 FAX COVER SHEET TO CFPARU OF MEMO FROM A/COS PER MARC: 5000-1 (A/COS PER)
 34. 23 OCT. 91 HANDWRITTEN NOTE TO FILE RE: PHONE CALLS
 35. 24 OCT. 91 DRAFT CFAO 19-36 - SEXUAL MISCONDUCT
 36. 24 OCT. 91 DRAFT CFAO 19-36
 37. 25 OCT. 91 DRAFT CFAO 19-36
 38. 25 OCT. 91 PROPOSED CFAO 19-36 SEXUAL MISCONDUCT
 39. 2 NOV. 91 SEXUAL ORIENTATION DEBRIEFING PLAN AS APPROVED BY COS
 40. 4 NOV. 91 MEMO FROM ADM(PER) TO CDS
- VOLUME II
41. 5 NOV. 91 MINUTE FROM COS
 42. 13 NOV. 91 HANDWRITTEN NOTES FROM FACILITATOR WORKSHOP
 43. 14 NOV. 91 LETTER FROM C SURG MARC: 5000-1 (C SURG)
 44. 20 NOV. 91 MINUTES FROM DPP 2-2 TO DPP 2, COVER FOR INFORMATION BOOKLET ON SEXUAL ORIENTATION IN THE CF PREPARED BY CFPARU
 45. NOV. 91 MESSAGE FROM MARCOM CPSO TO FMCHQ CPSO 1039 - FMC SUPPORT

46. NOV. 91 UNSIGNED LETTER FROM COS MARC: 5000-1
(COS)

47. NOV. 91 MESSAGE PPP 1076 TO FMCHQ

48. 6 DEC. 91 HANDWRITTEN NOTES

49. 6 DEC. 91 MEMO 5000-1 (PERS) FROM DCOS PERS TO SSO
PERS POL SEXUAL ORIENTATION

50. 10 DEC. 91 MESSAGE UNCLAS CPSO (RES) 060

51. 11 DEC. 91 HANDWRITTEN NOTE FROM CPRO TO SSO PERS POL

52. 13 DEC. 91 AGENDA - DISCUSSIONS ON SEXUAL ORIENTATION

53. 13 DEC. 91 LIST OF PARTICIPANTS - DISCUSSIONS ON
SEXUAL ORIENTATION

54. 13 DEC. 91 CPSO VISIT REPORT FROM MAJ WILD AND MINUTE
ORIENTATION

55. 16 DEC. 91 HANDWRITTEN NOTES FROM DCOS PERS TO CPRO

56. 19 DEC. 91 MEMO FROM DGPP TO SURG GEN - QUESTIONS AND
ANSWERS RELATED TO HOMOSEXUALITY

57. DEC. 91 DRAFT LETTER FROM CDS TO VARIOUS
COMMANDERS ON CFAO 19-36 - SEXUAL
MISCONDUCT

58. DEC. 91 DRAFT LETTER FROM ADM(PER) (1745-42-7) -
REVOCATION OF CF SEXUAL ORIENTATION POLICY
- POST ANNOUNCEMENT ACTION

59. 3 JAN. 92 MEMO FROM D SURG GEN TO DGPP - MEDICAL
IMPLICATIONS OF ADMITTING HOMOSEXUALS IN
THE CF

60. 6 JAN. 92 DRAFT QUESTIONS AND ANSWERS FOR COMMANDERS
- CF POLICY ON HOMOSEXUALITY

61. 7 JAN. 92 CPRO-5 OPTIONS HANDWRITTEN NOTE

62. 10 JAN. 92 MEMO FROM DPP TO DG SECUR - QUESTIONS AND
ANSWERS RELATED TO HOMOSEXUALITY

63. 17 JAN. 92 MEMO FROM DG SECUR TO DPP - QUESTIONS AND
ANSWERS AND ANSWERS HOMOSEXUALITY

64. 23 JAN. 92 SEXUAL ORIENTATION DEBRIEFING PROCESS AND
PLAN AS BRIEFED TO NEW COS PER

65. 1 FEB. 92 RADIO TRANSCRIPT - "THE HOUSE", CBC

66. 30 MAR. 92 MESSAGE FROM FMCHQ COMD 148, MEDIA
RESPONSE, UNOFFICIAL ANNOUNCEMENT - SEXUAL
ORIENTATION

67. UNDATED QUESTIONS AND ANSWERS ON CF POLICY ON
SEXUAL ORIENTATION

68. UNDATED HANDWRITTEN NOTES TO FILE FROM C SURG

69. UNDATED SEXUAL ORIENTATION DEBRIEFING - TYPED
NOTES (AS BRIEFED TO COS PERS)

70. UNDATED SEXUAL ORIENTATION DEBRIEFING - TYPED
NOTES (AS BRIEFED BY COS)

- 71. UNDATED SEXUAL ORIENTATION DEBRIEFING PROCESS
(FACT SHEET, DELETED, LEGAL PACKAGE AND
COMMUNICATION PACKAGE ADDED AS HANDOUTS)
- 72. UNDATED PAPER FROM MARCOMHQ RE SEXUAL
ORIENTATION DEBRIEFING PLANNING

VOLUME III

- 73. 06 SEPT. 89 DRAFT CFAO 19-36-INAPPROPRIATE SEXUAL
CONDUCT
- 74. 19 DEC. 91 MEMO FROM DPP 2 TO DGPP - STATUS REPORT
- SEXUAL ORIENTATION MATERIAL
- 75. UNDATED CHRONOLOGY OF CANADIAN FORCES POLICY ON
SEXUAL ORIENTATION (FRENCH AND ENGLISH)
- 76. UNDATED HANDWRITTEN NOTE FROM SSO PERS POL TO
DCOS PERS (SEXUAL ORIENTATION)
- 77. UNDATED QUESTION PERIOD NOTES (SEXUAL
ORIENTATION - CF INTERIM POLICY: ISSUE:
WHY DOES THE CF CONTINUE TO DISCRIMINATE
AGAINST HOMOSEXUALS?)
- 78. QUESTION PERIOD NOTES (SEXUAL
ORIENTATION-CF INTERIM POLICY: ISSUE -
WHAT IS THE EXISTING POLICY OF THE
CANADIAN FORCES WITH REGARD TO
HOMOSEXUALS AND WHEN WILL A NEW POLICY
BE ANNOUNCED?) (ENGLISH AND FRENCH)
- 79. 16 SEP 91 HANDWRITTEN NOTE FROM ADM(PER) TO SA
- 80. 18 SEP 91 MEMO FROM EA/CDS TO DISTRIBUTION LIST
WITH HANDWRITTEN NOTES
- 81. 26 SEP 91 MEMO FROM DGPP TO ADM(PER) (CF POLICY ON
SEXUAL ORIENTATION) 26 SEP 91
- 82. 26 SEP 91 MEMO FROM DGPP TO ADM(PER) (CF POLICY ON
SEXUAL ORIENTATION)
- 83. 27 SEP 91 MEMO FROM ADM(PER) TO CDS (CF POLICY ON
SEXUAL ORIENTATION)
- 84. 27 SEP 91 MEMORANDUM FROM K.R. FOSTER TO CDS (CF
POLICY ON SEXUAL ORIENTATION
COMMUNICATIONS APPROACH) (2 PAGES)
(IDENTICAL TO DOCUMENT AT TAB 3 EXCEPT
FOR HANDWRITTEN CDS NOTE)
- 85. 3 OCT 91 NOTE (SEXUAL ORIENTATION - CF INTERIM
POLICY) (ENGLISH AND FRENCH)
- 86. 4 OCT 91 BRIEFING NOTE FOR THE ASSOCIATE MINISTER
OF NATIONAL DEFENCE (SEXUAL ORIENTATION)
- 87. 2 NOV 91 MARGEN 0211/91 (NEWS REPORT ON POLICY
CHANGE)
- 88. 16 OCT 91 MESSAGE FROM FMCHQ ST HUBERT (SEXUAL
ORIENTATION)
- 89. 28 OCT 91 MEMORANDUM FROM DGPP TO DISTRIBUTION
LIST (BRIEFING NOTE ON PROPOSED CFAO 19-
36)

90. 28 OCT 91 BRIEFING NOTE FOR THE MINISTERS
(CANADIAN FORCES POLICY ON SEXUAL
MISCONDUCT)
91. 6 NOV 91 MEMORANDUM FROM DGCMS TO DISTRIBUTION
LIST WITH ENCLOSED BRIEFING NOTE FOR THE
MINISTERS (CANADIAN FORCES POLICY ON
SEXUAL MISCONDUCT)
92. 19 NOV 91 HANDWRITTEN NOTE TO DGPP
93. 19 NOV 91 HANDWRITTEN NOTE FROM EA/CDS TO
SA/ADM(PER)
94. 19 NOV 91 HANDWRITTEN NOTE FROM CDS TO ADM(PER)
95. 17 DEC 91 MINUTE SHEET FROM SO ADM TO DCOS SP.
96. 22 NOV 90 MEMORANDUM FROM DGPPTF TO DISTRIBUTION
LIST WITH ATTACHED MESSAGE
97. 25 FEB 91 MEMORANDUM FROM DPCAOR TO DPP
98. 06 MAR 91 NOTES PREPARED FOR QUESTION PERIOD-
SEXUAL ORIENTATION-CF INTERIM POLICY
99. 20 MAR 91 MINUTE SHEET FROM DPCAOR WITH ATTACHED
AIDE-MEMOIRE FOR THE MINISTERS
100. 20 MAR 91 TELEX MESSAGE TO NDHQ-CDS
101. 22 MAR 91 MINUTE SHEET FROM DPCAOR
102. 14 MAY 91 MEMORANDUM FROM CPCSA TO DISTRIBUTION
LIST
103. 17 SEP 91 MINUTE SHEET FROM DPCAOR WITH TELEX
MESSAGE
104. 02 APR 92 MEMORANDUM FROM SA/ADM(PER) TO
DISTRIBUTION LIST
105. 02 APR 92 MEMORANDUM FROM SA/ADM(PER) TO
DISTRIBUTION LIST (SAME AS 104 EXCEPT
FOR COMMENTS AT TOP)
106. 07 APR 92 MEMORANDUM FROM DGPCOR TO DISTRIBUTION
LIST

OTHER DOCUMENTS (Press releases, etc.) (1 volume)

1. 25 Sep. 91 Draft press releases re CDS and MND change
in policy.
2. 26 Sep. 91 Memo from D. E. Munro, DGPP 1745-42-7
(DGPP) to ADM(PER) (through CPRM) re CF
Policy on Sexual Orientation.
3. 26 Sep. 91 Memo from ADM(PER) 1745-42-7 to CDS re CF
Policy on Sexual Orientation.
4. 11 Oct. 91 Fax from R. Fowler to R. Bilodeau re
revision to press release.
5. 11 Dec. 91 Note from Dick Gentles to Paul Tellier re
Sexual Orientation in the Canadian Forces.

6. 20 Feb. 92 Letter from Guylaine Roy, Privy Council Office to Barbara McIsaac, Dept. of Justice enclosing parts of transcript of DND Press Conference held on January 24, 1992.
7. Undated Press clipping Globe & Mail - Ottawa delays decision on gays plus notes Privy Council.
8. Undated Question Period - Advice for Ministers on Sexual Orientation - CF Interim Policy.

DOCUMENTS SEVERED: SUBJECT TO CABINET CONFIDENCE PRIVILEGE ONLY (2 volumes)

VOLUME 1

1. Undated Notes entitled "Sexual Orientation Debriefing" (ten pages)
2. Undated Note (Sexual Orientations Communications Approach)(English and French)
3. 7 Sep 91 Note SA/ADM(PER) to EA (Briefing to CDS - Sexual Orientation)
4. 27 Sep 91 Memorandum from ADM(Per) to CDS (CF Policy on sexual orientation communications approach) with handwritten notes
5. 2 Oct 91 Note from SA/ADM(Per) to ADM(Per) (Staffing of Sexual Orientation Policy)
6. 2 Oct 91 Handwritten notes of Ms Wildgoose (mostly illegible)
7. 3 Oct 91 DG Pol Coord to EA CDS
8. 17 Oct 91 Note (Sexual orientation - CF Policy)
9. 18 Oct 91 Facsimile sheet from DPP 2 to D Parl A with two page note (untitled)
10. 4 Nov 91 Memorandum from ADM(Per) to CDS (Briefing to Conservative members of Parliament Wednesday 30 Oct 91) and aide-memoire re 30 Oct meeting
11. 29 Jan 92 Facsimile sheet from DPP 2 to D Law/HRI and list of meetings

VOLUME 2

1. 00/00/00 Memo, Bilodeau to Segal
2. 00/00/00 Memo, Tellier to Prime Minister
3. 00/00/00 Handwritten note to Ron Bilodeau
4. 18/10/91 Memo, Bilodeau to Spector
5. 18/10/91 Memo, Bilodeau to Spector (2)
6. 22/10/91 Memo, Gentles to Ron Bilodeau
7. 28/11/91 Memo, Gentles to Bilodeau

8. 29/11/91 Memo, Bilodeau to Spector
9. 05/12/91 Briefing Note
10. 13/12/91 Memo, Tellier to Prime Minister

SCHEDULE II

The following are all of the relevant documents, or bundles of relevant documents, that are in the Department's possession, power or control and for which privilege is claimed:

DOCUMENTS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE ONLY (2 volumes)

VOLUME I

No.	Date	Description
1.	Undated	Handwritten notes of DGPP re options in court cases
2.	26 Sep 90	Letter from Department of Justice to Director of Law/Human Rights and Information (Canadian forces Policy with respect to Sexual Orientation) with 17 page annex
3.	30 Sep 90	DPLS to Adm(Per) (Personnel legal consequences of abandonment of homosexual policy)
4.	Oct 90	Notes on possible steps to be taken should CF policy on sexual orientation be cancelled (prepared by DPP 2)
5.	4 Oct 90	Memorandum from JAG to CDS (Defence of CF Policy re homosexual activities)
6.	4 Oct 90	Memorandum from DG Crew to ADM(Per) on legal defences to homosexual cases
7.	9 Nov 90	Letter from Department of Justice to D Law/HRI (CF policy with respect to sexual orientation)
8.	20 Nov 90	Memorandum from JAG to CDS (defence of CF policy re homosexual activities)
9.	15 May 91	Letter from Department of Justice to Director of Law/Human Rights and Information (Canadian Forces Policy with respect to Sexual Orientation)
10.	25 Jun 91	Memorandum from DGPP to ADM(Per) (CF Policy on Sexual Orientation) on legal defences and options
11.	13 Aug 91	Memo McCorkell-Hoy
12.	Sep 91	Draft memorandum from ADM(Per) to CDS (CF Policy on sexual orientation) edited by DJAG/Legis
13.	Sep 91	Memorandum unsigned from ADM(Per) to CDS (CF Policy on Sexual Orientation) with Briefing Note dated 15 Sep 91 (15 pages) for the CDS and Research Summary (four pages) on legal issues in homosexual court challenges
14.	3 Sep 91	Briefing for ADM(Per) (Federal court cases challenging CF policy on sexual orientation and legal issues)

15. 5 Sep 91 Handwritten note (JAG) and note telephone slip from Col Forster (DPLS) to SA/ADM(Per)
16. 6 Sep 91 Handwritten note from ADM(Per) to CDS (Sexual orientation and settling of homosexual cases)(somewhat illegible)
17. 9 Sep 91 Letter from JAG to John Tait
18. 10 Sep 91 Action request
19. 4 Oct 91 Memorandum from DJAG/Legis to EA/CDS with Aide-memoires prepared by D Law/HRI on Douglas and four others Federal Court actions
20. 8 Oct 91 Memo McIsaac to DM, attached letter McIsaac to Watkin
21. 8 Oct 91 Letter McDonald to McIsaac
22. 9 Oct 91 Questions and answers (Sexual Orientation) prepared by James Hendry, Human Rights Law Section (2 pages)
23. Oct 91 Letter from AJAG Atlantic to SSO PPP MARCOM (briefing package CFAO 19-20)
24. 18 Oct 91 Various drafts of CFAO 19-36 edited by DJAG/Legis
25. 21 Oct 91 Various drafts of CFAO 19-36 edited by DJAG/Legis
26. 23 Oct 91 Various drafts of CFAO 19-36 edited by DJAG/Legis
27. 25 Oct 91 Facsimile sheet and briefing note sent from DGPP to DJAG/Legis for review
28. 6 Nov 91 Memo McIsaac to Tait
29. 3 Dec 91 Memorandum from DJAG/Legis to EA/CDS (Meeting - CF Policy on Homosexuals)
30. 13 Dec 91 Notes from DGPP office of 13 Dec 91 meeting (Defending policy) (somewhat illegible)
31. 10 Dec 91 Memorandum from B.A. McIsaac to Minister
32. 20 Feb 92 Memorandum from Privy Council Office to B. McIsaac with enclosure
33. 5 Jun 91 Memorandum from G.L. Logan to B. McIsaac
34. 6 Jun 91 Letter from Lt. Col. Watkin to B. McIsaac with attached reports and correspondence
35. 10 Apr 90 Note from Personnel Legal Services to DGPCOR
36. 20 Nov 90 Minute sheet from G. Logan to B. McIsaac

DOCUMENTS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE ONLY

VOLUME II

1. 00/00/00 Handwritten notes
2pages, 3rd excluded
2. 00/00/00 Memo for the Prime Minister
3. 00/00/00 Q&A sheet for the PM
4. 04/10/91 Memo Tellier to Prime Minister
5. 17/10/91 Fax Cover and Q and A
6. 18/10/91 Qs and As
7. 18/10/91 Qs and As
8. 18/10/91 Qs and As
9. 22/10/91 Qs and As
10. 22/10/91 Qs and As
11. 21/11/91 Note to Bilodeau from Gentles
12. 05/12/91 Memo Bilodeau to Spector
13. 05/12/91 Note to Bilodeau
14. 17/02/92 Note to Segal from Elcock
15. 06/02/92 Litigation Report
16. 26/02/92 Memo Elcock to Segal
17. 18/03/92 Memo to Tellier from Elcock

FURTHER DOCUMENTS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE OR PREPARED DURING THE COURSE OF LITIGATION

1. 91 05 06 Memorandum from DGPPTF to CPCS
2. 91 05 09 Memorandum from CPCS to Distribution List and JAG
3. 91 05 29 Memorandum from CPCS to DGPCO
4. 91 08 01 Memorandum from Legal Services to DPCAOR and attached note and minute sheet
5. 92 03 12 Memorandum from DGPP to Distribution List
6. 92 03 16 Memorandum from B. McIsaac to Deputy Minister with attached letter from B. McIsaac to PCO
7. 92 10 30 Letter from Director Law/Human Rights and Information to B. McIsaac
8. 92 11 02 Letter from B. McIsaac to Director of Law/Human Rights and Information
9. 92 11 20 Letter from Director Law/Human Rights and Information to B. McIsaac
10. 92 12 07 Letter from B. McIsaac to Director of Law/Human Rights and Information

11. 92 12 17 Letter from B. McIsaac to Direction of Law/Human Rights and Information
12. 92 12 17 Letter from B. McIsaac to K.C. Cancellara
13. 92 12 22 Letter from Dir. Law/Human Rights and Information to B. McIsaac
14. 90 12 14 Memorandum from DG Exec Sec to EA/Ass MND

DOCUMENTS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE AND TO CABINET CONFIDENCE PRIVILEGE

1. Undated Draft CANFORGEN (Sexual orientation).
2. Undated Note (Canadian Forces policy on homosexual conduct).
3. Undated Note (Canadian Forces policy on homosexual conduct) with handwritten note.
4. Undated Canadian Forces Policy on Sexual Orientation Backgrounder (English and French).
5. Sep 91 Memorandum from K.R. Foster to Chief of the Defence Staff - challenges to Canadian Forces policy (date unclear).
6. Sep 91 Draft CANFORGEN (Canadian Forces policy on sexual orientation).
7. Sep 91 Undated Memorandum from K.R. Foster to Chief of the Defence Staff - Canadian Forces Policy on Sexual Orientation.
8. 10 Sep 91 Memo from B. McIsaac to E. Bowie
9. 18 Sep 92 Ministerial Summary
10. 21 Sep 91 Draft Press Release - Change in Canadian Forces policy on sexual orientation.
11. 27 Sep 91 Minutes of CDS meeting with handwritten notes.
12. Oct 91 Draft CANFORGEN (Homosexual conduct) (English and French).
13. 9 Oct 91 Briefing Note Michelle Douglas v. Her Majesty -Canadian Forces Policy re Homosexuals - prepared by Civil Litigation Section Department of Justice.
14. 11 Oct 91 Memorandum from DGPP to ADM(Per) - Impact Analysis Sexual Orientation Policy Change.
15. 23 Oct 91 Note from Lorianne to Tait, press clippings attached.
16. 24 Oct 91 Briefing note, attachments same as #15.
17. 3 Dec 91 Memorandum and attachment from DJAG/Legis to EA/CDS - Canadian Forces policy on homosexuals.
18. 10 Dec 91 Speaking points on changing Canadian Forces policy on sexual orientation with handwritten notes.

19. 11 Dec 91 Note from EA/Adm (Per to EA/VCDS with handwritten notes and attached speaking points on changing Canadian Forces policy on sexual orientation.

Items of correspondence between officers of the Department of National Defence and their legal advisers on the grounds that they consist of professional communications passing between the Crown officers and their legal advisers for the purpose of requesting, giving, or receiving legal advice in anticipation of and during the progress of this action, and also instructions to counsel prepared and given.

Portions of the 21 documents severed on the basis of cabinet confidence privilege referred to at pages 26 and 27 of Schedule 1 hereto.

All of 41 documents which are subject to cabinet confidence privilege.

SCHEDULE III

The following are all of the relevant documents, or bundles of relevant documents, that were but are no longer in the Department's possession, power or control and for which no privilege is claimed:

The original of letters and correspondence, copies of which are referred to in Schedules I and II hereto.

SCHEDULE IV

The following are all of the relevant documents, or bundles of relevant documents, that I believe are in the possession, power or control of a person who is not a party to the action:

Nil

NOTICE TO INSPECT

TO THE PLAINTIFF and her solicitor:

TAKE NOTICE that the documents listed in Schedule I in the above Affidavit may be inspected at 239 Wellington Street, 5th Floor, Ottawa, Ontario, at a place, date and time to be agreed upon.

July 21, 1993.


Barbara A. McIsaac

John C. Tait, Q.C.
Deputy Attorney General of
Canada
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Defendant

HER MAJESTY THE QUEEN

- and -

Plaintiff

MICHELE POIRIER

B E T W E E N :

TRIAL DIVISION

IN THE FEDERAL COURT OF CANADA

Court No. T-3042-90