

The following is an update from Canadian law firm Crane LLP in respect of the ongoing legal efforts in Canada.

On May 29, 2018, Canadian attorneys Henry Juroviesky and Tony Vacca brought a motion before the Federal Court of Canada, seeking leave to have the expert affidavit (i.e. sworn statement) of J. Marvin Herndon Ph.D. form part of the Canadian Court record.

Dr. Herndon is a San Diego based inter-disciplinary scientist who has been providing support to the Canadian team, and who has authored or co-authored 17 articles in the peer-reviewed scientific and medical literature (two of which were under questionable circumstances, caused to have been retracted subsequent to their publication) considering the ongoing aerial spraying and its toxic and grave effects. Dr. Herndon's two most recently co-authored article considers the issue from the perspective of tree die-off, with emphasis on the Torrey Pine of Southern California (published August 4, 2018) and from the perspective of the ongoing catastrophic bee and insect die off (published August 25, 2018). Link to published papers at:

http://www.nuclearplanet.com/Geoengineering_Scientific_Articles.html

The affidavit of Dr. Herndon is an important piece of evidence for the Canadian case in that it expresses a reasoned view as to the likely chemical composition of those aerial discharges seen and documented to have been released in Canada.

On July 31, 2018, the Federal Court, primarily on certain technical grounds, dismissed the Canadian team's motion for admittance of the Herndon affidavit. On August 8th, the Canadian legal team appealed this decision to the Federal Court of Appeal. The Canadian attorneys feel they have a persuasive basis for appeal, and which appeal may take up to 10 months for it to run its course.

While it is possible to characterize the dismissal of the Herndon affidavit motion at the Federal Court level as a negative development, the dismissal in the view of the Canadian attorneys provides a subtle opportunity to now further elevate the profile of this extremely grave and concerning issue, by having the issue, associated photographic evidence, and the applicable peer reviewed research put directly before three senior judges at the Federal Court of Appeal. The Federal Court of Appeal is Canada's second highest court having jurisdiction in the matter, ranking behind only the Supreme Court of Canada.

It is critical that the efforts of the Canadian legal team be supplemented by efforts in other jurisdictions.

If you are an attorney and if you feel you can be of assistance in the ongoing legal initiatives, or if you feel that you may be in a position to initiate proceedings in your local jurisdiction, please send your name and contact information to resources@aerialdischargeclassaction.ca and an attorney will at an early opportunity, reach out to you to discuss further. Any e-mails received will be held confidential, and under privilege.

