

FORM 27B

Court File No. CV-20-00652528-0000



**ONTARIO
SUPERIOR COURT OF JUSTICE**

Statement of Defence & **COUNTERCLAIM**

**JACK OLIVEIRA AND LUIS CAMARA ON THEIR OWN BEHALF AND ON
BEHALF OF ALL MEMBERS OF LABOURERS INTERNATIONAL UNION
OF NORTH AMERICA, LOCAL 183**

Plaintiffs

BETWEEN:

MARIO OLIVEIRA*Defendant*

AND BETWEEN:

MARIO OLIVEIRAPlaintiff by
counterclaim

AND

**JACK OLIVEIRA AND LUIS CAMARA ON THEIR OWN BEHALF AND ON
BEHALF OF ALL MEMBERS OF LABOURERS INTERNATIONAL UNION
OF NORTH AMERICA, LOCAL 183, All MEMBERS OF LOCAL 183 (LOCAL**

**183), JACK OLIVEIRA, LUIS CAMARA, NELSON MELO, JOHN EVANS,
 JOSEPH MANCINELLI, JOHN OCCHIALINI, MARCO ANTONIO RINCON
 CRUZ, MICHAEL WRIGHT, YOUSSEF KODSY, WRIGHT HENRY LLP,
 TORONTO POLICE SERVICE, CAMERON ROSS, PRIVATE
 INVESTIGATIONS (To be named)**

Defendants to
 the counterclaim

STATEMENT OF DEFENCE AND COUNTERCLAIM

TO THE DEFENDANTS TO THE COUNTERCLAIM

A LEGAL PROCEEDING has been commenced against you by way of a counterclaim in an action in this court. The claim made against you is set out in the following pages.

IF YOU WISH TO DEFEND THIS COUNTERCLAIM, you or an Ontario lawyer acting for you must prepare a defence to counterclaim in Form 27C prescribed by the Rules of Civil Procedure, serve it on the plaintiff by counterclaim's lawyer or, where the plaintiff by counterclaim does not have a lawyer, serve it on the plaintiff by counterclaim, and file it, with proof of service, in this court, WITHIN TWENTY DAYS after this statement of defence and counterclaim is served on you.

If you are not already a party to the main action and you are served in another province or territory of Canada or in the United States of America, the period for serving and filing your defence is forty days. If you are served outside Canada and the United States of America, the period is sixty days.

If you are not already a party to the main action, instead of serving and filing a defence to counterclaim, you may serve and file a notice of intent to defend in Form 18B prescribed by the Rules of Civil Procedure. This will entitle you to ten more days within which to serve and file your defence to counterclaim.

IF YOU FAIL TO DEFEND THIS COUNTERCLAIM, JUDGMENT MAY BE GIVEN AGAINST YOU IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU. IF YOU WISH TO DEFEND THIS PROCEEDING BUT ARE UNABLE TO PAY LEGAL FEES, LEGAL AID MAY BE AVAILABLE TO YOU BY CONTACTING A LOCAL LEGAL AID OFFICE.

**IF YOU PAY THE AMOUNT OF THE COUNTERCLAIM AGAINST YOU, and
\$.2000.00.....**

.....
for costs, within the time for serving and filing your defence to counterclaim, you may move to have the counterclaim against you dismissed by the court. If you believe the amount claimed for costs is excessive, you may pay the amount of the counterclaim and \$400 for costs and have the costs assessed by the court.

Date ...APRIL 14, 2025.....
.....

Issued by

 "J.W."
Local registrar

330 University Avenue, 8th Floor
court office
Toronto, Ontario M5G 1R7

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Lawyer for the Defendants to the Counterclaim, Cameron Ross and
Toronto Police Service

AND TO: PRIVATE INVESTIGATIONS

Defendant to the Counterclaim

STATEMENT OF DEFENCE OF MARIO OLIVEIRA

1. The defendant Mario Oliveira admits the allegations contained in paragraphs 6 8 9 11-16 18-26 31-35 38 40-42 of the statement of claim.
2. The defendant Mario Oliveira denies the allegations contained in paragraphs 1 5 7-12 27-30 36 37 39 of the statement of claim.
3. The defendant Mario Oliveira has no knowledge in respect of the allegations contained in paragraphs 2-4, 27 28 of the statement of claim.

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4. The Defendant Mario Oliveira was approached by the plaintiff(s) with proposals that, at the time, I did not fully understand to be improper. However, based on subsequent events and information that has since come to light, it has become clear that these actions were part of a broader effort—a coordinated conspiracy—to take control of the union Local 183 through unethical or improper means. In retrospect, I was being solicited to participate in this effort without being made fully aware of its true intent. I worked for the Plaintiffs for over 4 years before I exposed the Plaintiffs continuous blatant fraud at the Ontario labour Relations Board and other criminal conduct. I was unlawfully terminated for being a whistle blower and informing the government and media of organized criminals attacks on the judicial system.

OVERVIEW

5. Except as expressly admitted herein or admitted in part, the Defendant denies each and every allegation in the Statement of Claim and puts the Plaintiff to the strict proof thereof.
6. The Defendant denies the allegations in the Overview section of the Statement of Claim. Specifically:
 - a) The Defendant denies that there was any breach of trust, breach of fiduciary duty, conversion, or unjust enrichment.
 - b) The Defendant denies receiving or misappropriating any Confidential Contact Information of the Plaintiffs or assets belonging to the Plaintiff.
 - c) The Defendant denies misusing and threatening to continue to misuse confidential contact information of the Plaintiffs.
 - d) The Defendant denies that the Plaintiff is entitled to any of the relief claimed, including damages, an accounting, or tracing.

THE PARTIES

7. The Defendant has no knowledge of and therefore denies the Plaintiff's characterization of themselves and their business, and puts the Plaintiff to the strict proof thereof.
8. The Defendant admits that they are an individual's residing in Ontario [or other jurisdiction as applicable], but denies any characterization made by the Plaintiff that is inconsistent with this Statement of Defence.

THE FACTS

9. The Defendant denies all of the factual allegations set out in paragraphs 6 8 9 11-16 18-26 31-35 38 40-42 of the Statement of Claim and specifically responds as follows:

a. Background Allegations (Paras. 6–15)

The Defendant denies any and all representations made by the Plaintiff regarding any trust relationship or business dealings. The Defendant further denies being entrusted with or mishandling any property of the Plaintiff.

b. Alleged Breach of Trust/Fiduciary Duty (Paras. 16–25)

The Defendant denies that they owed the Plaintiff any fiduciary duties or that any trust existed. No trust property was held, and no duties were breached. The Defendant denies any wrongdoing, including but not limited to conversion, deceit, or fraudulent misrepresentation.

c. Alleged Misappropriation (Paras. 26–35)

The Defendant denies that any assets or property were received or converted to their personal use. Any assets mentioned were either never

received or were rightfully obtained through lawful means. The Defendant denies being unjustly enriched at the expense of the Plaintiff.

d. Damages and Relief Claimed (Paras. 36–42)

The Defendant denies that the Plaintiff suffered any damages or loss. The Defendant further denies that the Plaintiff is entitled to any of the relief sought in the Statement of Claim, including damages, accounting, tracing, constructive trust, or any other equitable remedy.

10. I complied with the unlawful demands of the plaintiff's counsel Michael Wright and sent them a digital copy of a list of names and phone numbers to the Plaintiffs that I claimed to have.
11. The list was provided to the defendant (a union member at the time) when he attempted to run for union elections and like everyone in the past had access to the members list. The List was not used because the plaintiff's fraudulent removal of Mario Oliveira and his team to run in the union elections.
12. I received gather other contact information not belonging to the plaintiffs. I gathered in the course of my duties including directly from the union members themselves in my employment with the Plaintiff and built friendships with fellow members and this information does not belong to the Union just because they are union members. As a union member I have a right to communicate freely with fellow union members without the express permission of the union leadership or union and I have a right to retain any contact information for those purposes or any other purpose and is protected under the freedom of association with respects to constitutional and charter rights. As a union member information that is not privileged as a union member has a right to gather contact information of fellow members. This right isn't exclusive to the handful of members controlling the union.
13. The plaintiffs also unlawfully and regularly illegally retained Vehicle information from the Ministry of Transportation and provided it to the defendant and other. In the four years it is estimated that the Plaintiffs illegally got close to 40 000 licence vehicle information from the Ministry of transportation. They provided this information to the

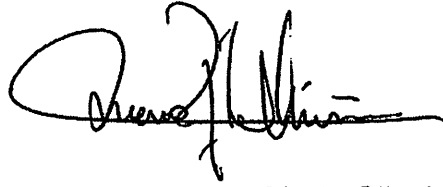
defendant who was unaware of the illegality and this criminal conduct that placed the defendant in breach of the law.

14. The Plaintiff intentionally instructed or induced the defendant and others to commit illegal acts by using this information to do surveillance on the individuals in the Ministry of transportation list. The plaintiffs can be held vicariously liable for wrongful acts committed by their employees during the course of employment. Under the Criminal Code of Canada, anyone who aids, abets, counsels, or procures another person to commit an offense is considered a party to that offense and can be held criminally responsible.
15. It is rich that the plaintiffs claim that the members contact information is their confidential information when they are union members like everyone else and on the other hand disregard the public's right to confidential information from the Ministry of transportation that is protected by law.
16. In summary, an employer who intentionally causes an employee to break the law can be held criminally liable as a party to the offense and may also face civil liabilities under doctrines such as vicarious liability and negligence. The plaintiff shouldn't be able to cherry pick and claim confidentiality and get a pass for illegally retaining 40 000 Ontario ministry of transportation vehicle licence plates information.
17. The list in question by the plaintiff, as it turned out, was entirely fraudulent—merely a collection of names copied from a phone directory. The defendant brought this fact to the plaintiff's attention, yet the plaintiff knowingly disregarded it. Instead, the plaintiff intentionally misrepresented the list as legitimate in an effort to deceive the court and retaliate against the defendant for his whistleblowing activities that exposed their criminal conduct. The court unceremoniously went along with this deception to the detriment of the defendant.

RELIEF SOUGHT

18. The Defendant submits that the Plaintiff's claim is without merit and ought to be dismissed in its entirety with costs payable by the Plaintiff to the Defendant.

ALL OF WHICH IS RESPECTFULLY SUBMITTED this 14 day of April, 2025



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AND TO: PRIVATE INVESTIGATIONS

Defendant by counterclaim

COUNTERCLAIM

1. THE DEFENDANT/PLAINTIFF BY COUNTERCLAIM, CLAIMS DAMAGES AS AGAINST THE PLAINTIFFS/ DEFENDANTS BY COUNTER CLAIM JOINTLY AND SEVERALLY;
 - (a) Damages in the amount of \$2,500,000.00 on account of negligence, breach of contract, unlawful means and, or, breach of fiduciary obligations and abuse of process, malicious prosecution, civil conspiracy and loss of income and opportunity;
 - (b) Complete contribution, indemnity and relief-over for any and all monies including, without limitation, any costs which the plaintiff may be required to pay to the named defendants, Jack Oliveira, or related entities in relation to and, or, any other monies which the plaintiff may be required to pay in, or, arising from the legal proceedings in the Ontario Superior Court of Justice at Toronto bearing Court File Number: CV-18-00608890-0000;
 - (c) \$500,000 for intentional infliction of mental distress;

- (d) The further sum of \$550,000.00 on account of damages for emotional distress and, or, related pain and suffering which the plaintiff experienced as a result of the actions of the defendants, or either of them, as set out below;
- (e) The further sum of \$500,000.00 on account of punitive, exemplary, aggravated, consequential, and, or, moral damages;
- (f) The sum of \$200,000.00 on account of breach of obligations of good faith;
- (g) Damages for harassment and/or intimidation in the amount of \$500,000;
- (h) Damages for frivolous and vexatious Litigation brought solely to harass and/or subdue the defendant in the amount of \$400 000.00;
- (i) General damages in the amount of \$460,000.00 for Breach of contract, for breach of the defendants' rights under the Human Rights Code, Canadian Charter Of rights and the Canadian Constitution and any other lawful rights deprived from the defendant by the plaintiffs;
- (j) A Court Order requiring the defendants by counterclaim to stop harassing the plaintiff by counter claim;
- (k) Pre-judgment interest and post-judgment interest in accordance with the Courts of Justice Act, R.S.O. 1984, as amended;
- (l) Costs of this action on a substantial indemnity basis plus all applicable taxes; and
- (m) Such further and other relief as this Honourable Court may deem just.

THE PARTIES

- 2. The Defendant/Plaintiff by counterclaim Mario Oliveira ("Mario") is an individual residing in the City of Toronto of the province of Ontario.
- 3. The Plaintiff/Defendant by counter claim, Labourers International Union North America Local 183 ("Local 183"), is a trade union located in Toronto Ontario.
- 4. The Plaintiff/Defendant Jack Oliveira is an organized crime figurehead and associate of organized crime, that heads and controls the Construction union Liuna local 183 as well as other liuna locals in Ontario.

5. The Plaintiff/Defendant by counterclaim Luis Camara is the treasurer at Liuna Local 183.
6. The Defendant Nelson Melo is the president of local 183.
7. The Defendant John Evans is the general counsel for local 183.
8. The Defendant Joseph Mancinelli is the Liuna International vice president and known organized crime associate.
9. The Defendant John Occhialini is an organizer for local 183.
10. The Defendant Marco Antonio Rincon Cruz is a worker and member of local 183.
11. The Defendant Michael D. Wright is a licensed lawyer practicing law in the Province of Ontario with the defendant, WRIGHT HENRY LLP.
12. The Defendant Youssef Kodsy is a licensed lawyer practicing law in the Province of Ontario with the defendant, WRIGHT HENRY LLP.
13. The Defendant WRIGHT HENRY LLP, is a limited liability partnership of lawyers duly licensed to practice law in the Province of Ontario providing legal services.
14. The Defendant CAMERON ROSS is a police officer working out of 14 division in the city of Toronto.
15. Toronto POLICE services.

BACKGROUND

16. From 1989 until 2011, I was employed by Sunnybrook Hospital in Toronto, Ontario. From about 2007 to 2011, I began to organize coworkers and started a union UFW (Union For Workers) to displace the existing Service Employees International Union ("SEIU"), due to their lacklustre representation of the employees at Sunnybrook hospital.
17. I was elected President of Union For Workers (UFW) when I was aggressively sought out by the plaintiffs from Liuna in mid-2011.

18. In or around 2011, LIUNA Local 183 construction union, under Jack Oliveira whom had been elected in mid-2011, was also seeking to displace SEIU from other businesses that SEIU represented. Jack Oliveira motives were retribution for SEIU having organized and representing LIUNA local 183 staff just before Jack Oliveira and his regime had taken over local 183 and then illegally fired around 200 employees represented by SEIU.
19. Jack Oliveira and his agents aggressively and surreptitiously solicited my acceptance of his assistance in my own drive to displace the current union (SEIU) at Sunnybrook. Under false pretences to support mine and my members union, I eventually handed over UFW at no cost and began transferring my membership support to Jack Oliveira's local 183. This was a clandestine effort by Jack Oliveira to place pressure on SEIU to stop their representation of the former local 183 employees he had unlawfully terminated. Jack Oliveira could not achieve that kind of leverage unless I gave him our union which I did unwittingly. Sunnybrook Hospital was the crown jewel of SEIU.
20. Once that pressure of losing Sunnybrook was applied SEIU and Jack Oliveira cut a deal. SEIU abandoned their support at the OLRB for the workers from Local 183 and Jack Oliveira and Local 183 abandoned Sunnybrook Hospital workers. I was not aware of these behind the scene developments until many years later.
21. In or around November 2011, I accepted a position within LIUNA local 183 as an organizer. I worked out of the Local 183 Toronto office located at 1263 Wilson Avenue. From late 2011 to 2016 I was employment by the plaintiffs/defendants by counter claim.

HARASSMENT-FRAUD

22. In July 2015, I was relocated, to the Local 183 Cobourg location where I worked under the direct supervision of Francisco Martins.
23. I suffered ongoing and repeated abuse from Martins, one of Jack Oliveira's and Nelson Melo henchman. While working under his supervision, often in front of co-workers, the abuse included, but is not limited to:

- a) Demanding I falsify documents and affidavits to be submitted at the OLRB;
 - b) Threatening to fire me;
 - c) Encouraging me to quit;
 - d) Yelling and swearing at me in front of others; and
 - e) Pointing a firearm at me.
24. These actions were employed to intimidate and coerce me into participating in the illegal and criminal activities for the plaintiff Jack Oliveira and local 183.
25. Jack Oliveira is a thug, racketeer who uses his power of threats, intimidation and fraud as he strengthens and consolidates this large criminal enterprise. Jack Oliveira associates with known Mafia members or associates including employing the son-in-law of a reputed Hamilton mobster and other underworld criminals. Jack Oliveira Employs family or friends to run the Largest provincial construction Union with an Iron fist consolidating the smaller Liuna locals under his control and expanding his criminal influence.
26. Jack Oliveira and his associates corrupt the Ontario Labour relations Board, corrupt the courts of justice and the political establishment and are a danger to our national security. Jack Oliveira opportunity to profit from the hidden role of political and business corruption with organized crime shows no abatement. He has his workers including myself assist political friends while were on the union payroll and demand we keep out daily reports empty. This assistance is also not declared by the politicians running for office effectively breaking election laws. Jack Oliveira's union Provides cash and cheque payments to workers so they vote in favour of the union in votes carried out by the labour board is just another example of the rot and corruption the union leadership is involved with.
27. Jack Oliveira and his associates embezzle Union pension funds, Liuna Local 183 funds and take nepotism to new hights as they lavish themselves with members money and secure influence through nefarious financial means. Jack Oliveira uses his titles and awards such as that from the President of the republic of Portugal to further embellish and insulate himself with prestige and honour when in fact he is a degenerate criminal, serial briber that

heads a criminal organization that's affiliated with other underworld criminal organizations.

28. On or about January 19, 2016, Nelson Melo, President of the Local 183, told me to falsify union membership cards, if necessary, in order to get the required companies. Melo threatened my job if I did not.
29. It was well known secret that organizers were being told to commit fraud at the Ontario Labour Relations Board, by falsifying applications and swearing false affidavits and falsely testifying.
30. About this time, I suffered a heart attack and I was briefly hospitalized. When I returned to work, Martins resumed the abuse and pressure tactics. In one conversation Martins made threats even to Jack Oliveira that he was basically carrying out his orders and if they left him out to dry, he would take his revenge on them. This was documented in an investigation report explained further down.
31. On or about January 27, 2016, I attended the law offices of Cavalluzzo Shilton McIntyre Cornish LLP, about the application regarding the organizing of employees at a business called Caliber Industries. It became apparent that the LIUNA Local 183 organizers had continued to submit false information in their application at the board and were doing the same regarding the workers at Caliber industries, an application I was involved in. I provided corroboratory truthful evidence that created a problem for the application at the Board. Cavalluzzo contacted Jack Oliveira about my stance not to conform with the other organizers.
32. Moments after leaving the Cavalluzzo office I was asked to speak to Frank Martins who berated me and shouted over the phone for about 20 minutes.
33. I was contacted by Frank Martins a day or two later and asked to meet him and another coworker Manuel DaSilva at Frank's residence. While there, Frank offered a glass of wine to all of us and told us that he had a conversation with Jack Oliveira over my Cavalluzzo meeting and that everything was Kosher. Frank made attempts to smooth things over with

me with and get me on board with regards my opposition to the application at Cavalluzo. I was told by Frank that everything was fine and the applications would go ahead.

34. I retained my own personal legal counsel and filed a formal complaint for ongoing threats and harassment, being threatened with a handgun by Frank Martins and the conspiracy of fraud being perpetrated on the Ontario Labour Relations Board.
35. Shortly afterwards I went on medical leave as a result of the stress I was under and suffered because of this corrupt employment environment. While I was on medical leave, the Local 183 continued to require me to participate with them in their other applications, including summoning me to appear as a witness at an OLRB hearing on another application.
36. Since I had refused to provide or make false statement as evidence in support of the Caliber application to the lawyer handling the file Jack Oliveira tried to insulate his involvement and pin the corruption on low lying fruit by bring in a third party to investigate the matter.

McNair Report

37. An investigation was conducted by a third-party, John McNair to investigate my complaints. Mr. McNair conclusions substantiated all of my complaints. As a result, a number of applications for certification were withdrawn from the Ontario Labour Relations Board ("OLRB") only 5 months later and not immediately as they should have and only after I had retained an attorney and filed a complaint.
38. Several workers were suspended only to be later promoted by Jack Oliveira and their pay doubled while I was asked to return to work from sick leave and eventually to be fired.
39. After the conclusion of the written report was completed, John Evans, Jack Oliveira and the rest of the elected Union Board members conspired to bring me back to work and wait out the two-year statutory limit on filing claims, hoping I would not file a claim and expose their full criminal conduct.
40. Around the time of the conclusion of the McNair report I received a call from John Occhialini, another union organizer like myself who had been hired 6 months earlier. He informed me that Nelson Melo had told him and other organizers at a group meeting in the

Cobourg office that they were going to bring me back and fire me after the two years statute of limitations ran out. According to Occhialini's account Nelson stated that I should not have filed a complaint over the fraud at the OLRB.

Illegally obtained Ministry of Transportation vehicle Information

41. Under Jack Oliveira's direction and knowledge and involvement of General legal counsel John Evans, illegally obtained license plates information was regularly taken from the Ministry of Transportation. Approximately 50 000 licence plates, private information from the ministry of transportation was taken during my 4-year tenure by Jack Oliveira surrogates. Jack Oliveira surrogates illegally infiltrate government agencies to secure private and confidential information on anyone or anything they need from personal financial banking information at banks to anything else. In this instance personal and private citizens information from the Transportation Ministry containing vehicle owner and address information was then given to Union organizers and Representatives for the purpose of organizing individuals and companies and sometimes for personal and disturbing reasons. It was not unheard of that some organizers were getting information on female they had a romantic interest in. This was a serious breach of confidence and failure of the Ministry of Transportation. Under the Security and information Act, section 14(1) of the Act prohibits the disclosure of this information to any person other than the individual to whom the information relates, except in certain circumstances.
42. Harold St. Croix was the assistant Business manager right underneath Jack Oliveira. I would myself routinely get emails as follows, some of which I would send to my personal email. These emails were sent to Jack Oliveira assistant Business manager Harold St. Croix and ccd to the organizers. Below is a sample of the emails:

Subject: Fw: Vallefoam 1 of 5

From: Mario Oliveira <moliveira@local183.ca>

Date: 9/29/2013, 9:12 AM

To: "'mariopdo2002@yahoo.ca'" <mariopdo2002@yahoo.ca>

From: Rocco Chiavuzzo [mailto:RChiavuzzo@cecof.ca]
Sent: Wednesday, September 11, 2013 08:55 AM
To: Harold St. Croix
Cc: John Cruz; Lance Zambosco; Mario Oliveira; Jonathan Santos; Danny Mazzotta
Subject: Vallefoam 1 of 5

Good Morning Gentlemen.

I have seperated The Search Request results into 5 emails.

This is 1 of 5

SEARCH CRITERIA

Product: PLT004 - Plate/VIN By Date With Address

Plate #: BLTC168

Search For Date: 2013-09-10

Reference:

Order #: 13047712

Order Date/Time: 2013-09-10 14:39 EDT

Plate/VIN By Date With Address

REGISTERED OWNER

Sex: Female

Date of Birth: 1966-08-08

Registrant Name: FERREIRA,MARIA,ROSA

Operating As:

Registered Address: 10 MILNER RD,BRAMPTON L6W3A5

ATTACHED VEHICLE

Make: HYUN

Model: ACC

Year: 2008

Odometer(YYYY-MM-DD): 00141788 KM (2012-08-07)

Body Type: 2 Door Hatchback

Colour: Blue

of Cylinders: 04

Move Power: Gasoline

***** END OF RECORD *****

SEARCH CRITERIA

Product: PLT004 - Plate/VIN By Date With Address

Plate #: ALLE504

Fw: Vallefoam 1 of 5

imap://mariopdo2002%40yahoo.ca@imap.mail.yahoo.com:993/f...

1 of 6

43. This information was then passed along to me and others for use in organizing. I was not aware that these lists of personal information from the ministry of transportation had been gotten illegally in breach of Canadian privacy laws and that I was participating in illegal and criminal conduct unbeknown to me. The union Plaintiff/Defendant by counterclaim induced me to break the law by deceit when I used this information. They induced me to break the law including but not limited to when I assisted in political campaigns, and other criminal conduct I was not aware of at the time I was breaking the all sorts of laws.
44. This conduct stated above cause me anguish, anxiety and amounted to intentional infliction of suffering. I eventually became concerned that I would face criminal consequences for my actions since I was not aware at the time were illegal and or criminal in nature.
45. I claim that the Union Plaintiff/defendants by counterclaim deceived me with their intentional deception that amounts to a cause of action under the tort of deceit and unlawful means conspiracy.
46. I also claim that the Union Plaintiff/defendants by counter claim breached their duty of care to me as a member of the union and as an employee of the Union.
47. I did not return to work and I would eventually file a claim in the Superior Court Justice File Number: CV-17-4743-00 in the Brampton court house against the union Plaintiffs/Defendants by counterclaim for wrongful termination.

48. I had retained a second attorney who contacted Local 183 on pending claim. On or about February 2, 2017, and without notice, Jack Oliveira ordered the IT department to remotely wiped my work cell phone clean of its contents after I had requested the financial statements from the union, a constitutional right of all union members and after he was aware I was taking legal action.
49. On or about the next day, February 3, 2017, the Jack Oliveira terminated my employment without warning and while I remained on medical leave.
50. As a result of the negligence, breach of contract, breach of fiduciary obligations and civil conspiracy, fraud on the part of the Union Defendants by counterclaim, as set out herein, I have sustained damages, without limitation. Full particulars of such damages are not presently known and will be provided prior to the trial of these proceedings.
51. I state that but for the negligence, breach of contract and, or, breach of fiduciary duties, unlawful means conspiracy, fraud and deceit of the defendants by counterclaim as referenced above I would not have suffered the financial devastation I have faced, Aswell as the emotional trauma.
52. I claim recovery of damages as against the Union Plaintiffs/defendants by counterclaim, arising from damages sustained as a result of the negligence, breach of contract, and, or, breach of fiduciary obligations and unlawful means conspiracy and deceit.

CONTINUED HARASSMENT

53. Jack Oliveira ordered constant surveillance, specifically after I went off on leave, employing his own workers adept at surveillance of people and the services of private investigators. Spending hundreds of thousands of dollars to keeps tabs on me over the last 8 years. I was regularly followed for 8 years, while taking my elderly parents shopping, visiting friends, or visiting my medical specialists. I was followed to the airport and even when I went to my legal counsels' offices to discuss my cases.
54. Jack Oliveira and John Evans were involved in the making of a false complaint sometime I believe in 2019 to crime stoppers, that I had made some kind of threat to John Evans. 12

police officers attended my home with a warrant, seized my licensed firearms and left without any charges being filed against me. I had to retain an attorney to have my property returned to me some two years later. I suffered financial costs and stress, fear and anxiety. My mental health was affected negatively. I became afraid of the lengths to which they would lie, bribe and manufacture false evidence to frame me.

55. The firearms were damaged when returned to me. I suffered the loss of the enjoyment of my property and continue too. Cameroon Ross and the Toronto Police services were negligent in their handling of circumstances and property.
56. On one occasion soon after as I went to drop off a payment to my new attorney, I noticed John Evans standing at the bottom of the entrance at city hall parking. He appeared to be there to set me up possibly hoping I would confront him over the false allegations. There was something nefarious at play and I drove down the parking lot as far as possible from this man.
57. Nelson Melo and Frank Martins also conspired and called the Police, with Frank Martins making a false claim that I had run into him somewhere in the city of Toronto and that I had made threats at him. I was contacted by Toronto police about this complaint while at the Hospital with my elderly father who had been diagnosed with stage 4 cancer. I was told by the police that Frank Martins was not credible and nothing else came of it before receiving a warning from police.
58. Jack Oliveira then filed a slander lawsuit against me as a punitive act to harm me further in his distorted campaign to destroy his perceived enemy. He paid John Occhialini to testify against me in the superior court of justice in another attempt to harm me further.
59. Jack Oliveira also bribed other individuals I would confide in, in a further effort to harm me and for my acquaintances to betray my trust with regards to my civil claims and whistleblowing activities.
60. Jack Oliveira paid for security cameras directly or indirectly to be placed at my neighbours to keep tabs on my personal movements. Jack Oliveira supports my neighbours criminal conduct in their harassing and assaulting me numerous times. As a result, I have had to file

a civil claim against my neighbours. Jack Oliveira now financially supports and pays for my neighbours' legal counsel costs in his continued attempt to destroy me for having exposed him as an organized and underworld crime figure.

61. As a result of this ongoing harassment and intimidation I suffered further mental and emotional harm.
62. I plead that the Jack Oliveira is vicariously liable for the actions of his surrogates, including Luis Camara, Nelson Melo, John Evans, Joseph Mancinelli, John Occhialini, Marco Antonio Rincon Cruz, Michael Wright, Youssef Kodsy, Wright Henry Llp, Private Investigations.
63. I state that all the Defendants engaged in a pattern of harassing and intimidating conduct, intentionally to inflict mental distress and was approved by Jack Oliveira and in their interest to include:
 - (a) Verbal abuse and threats on election date and at other locations including at the local;
 - (b) Threats with a firearm;
 - (c) Extensive surveillance;
 - (d) Making or supporting false criminal complaints; and
 - (e) Supporting and encouraging third parties to harass the defendant/Plaintiff by counterclaim.
 - (f) Covering the cost of legal representation for their proxies and my neighbors;
 - (g) Bribing witnesses to falsely testify against me.
64. The Plaintiff states that the Defendants' harassment and intimidation were intentional, malicious, and calculated to cause the Defendant/Plaintiff by counterclaim harm.
65. The defendant/Plaintiff by counterclaim states that the Plaintiff/Defendants by counterclaim intentionally invaded his privacy by:

- a) Placing him under surveillance for a period of 8 years;
- b) Following him to private locations, including legal counsel's offices;
- d) Placing security at neighboring properties to monitor my movements; and
- e) Obtaining personal information about the Plaintiff through improper means.

66. The defendant/Plaintiff by counterclaim states that the Defendants by counterclaim intrusion would be highly offensive to a reasonable person and caused the Plaintiff by counter claim distress, humiliation, and anguish.
67. The Plaintiff by counterclaim states that the Defendants by counter claim initiated and maintained legal proceedings against him herein this action, including false criminal complaints and a slander lawsuit, without reasonable and probable cause and with malice.
68. The Plaintiff by counterclaim states that the Defendants by counter claim primary purpose in initiating these proceedings (defamation suit and Breach of confidence) was not the vindication of a legal right, but rather to harass, intimidate, and cause harm to the Defendant/Plaintiff by counterclaim.
69. I plead and rely on the Negligence Act, R.S.O. 1990, c. N.1, on the tort of malicious prosecution, civil conspiracy, abuse of process, predominant purpose conspiracy, intentional infliction of mental suffering or nuisance, defamation and invasion of privacy and intrusion upon seclusion.
70. I state that the Defendants conspired together to:
 - (a) Force the Plaintiff to participate in illegal activities;
 - (b) Retaliate against the Plaintiff for refusing to participate in illegal activities and for filing complaints;
 - (c) Harass and intimidate the Plaintiff through surveillance and false criminal complaints; and
 - (d) Damage the Plaintiff's reputation and future employment prospects.
 - (e) Overall conduct to stop the defendant/plaintiff by counterclaim from whistleblowing activities;
 - (f) Cause me anguish and anxiety;

(g) Financially ruin me.

71. I state that the Defendants by counterclaim conspiracy was directed towards me and that the predominant purpose of the Defendants by counterclaim conduct was to injure me.
72. I state that the means used by the Defendants in furtherance of their conspiracy were unlawful, including harassing conduct, intimidation, threats with a firearm, malicious prosecution, intrusion upon seclusion and abuse of process.
73. The defendant by counterclaim intentionally or recklessly intruded upon the plaintiff's private affairs or concerns without lawful justification.
74. A reasonable person would view the intrusion as highly offensive, causing distress, humiliation, or anguish.
75. As a result of the Defendants by counterclaim actions, Intrusion Upon Seclusion, invasion of privacy, intimidation the Plaintiff by counterclaim has suffered damages, including:
 - (a) Loss of employment and income;
 - (b) Loss of future employment opportunities;
 - (c) Medical expenses for treatment of physical and mental health conditions;
 - (d) Legal expenses incurred in defending against false accusations;
 - (e) Damage to reputation;
 - (f) Mental distress, anxiety, and emotional suffering;
 - (g) Aggravation of pre-existing health conditions; and
 - (h) Such further and other damages as may be proven at trial.
76. I state that the Defendants' conduct was high-handed, malicious, arbitrary, and highly reprehensible, such that it offends the Court's sense of decency, and therefore warrants punitive damages.

DEFAMATION PROCEEDINGS

77. On November 14, 2018 legal proceedings were commenced in the Ontario Superior Court of Justice at Toronto by way of Statement of Claim, bearing Court File Number CV-18-00608890-0000, by Jack Oliveira (no relation to plaintiff Mario Oliveira), through counsel, as against Mario Oliveira seeking damages for defamation and other relief. On or about November 15, 2018 I retained the services of Agostino-Austin Persico and, or, AAP Law, to represent me.
78. Prior to the commencement of the Defamation Action, the defendant John Occhialini had been terminated from his employment with the Union. After his termination, the Defendant by counterclaim John Occhialini contacted me wanting to join our union election campaign slate.
79. I was initially informed by John Occhialini himself that Jack had offered to bring him back if he testified against me. I was also informed by another co-worker of the defendant by counterclaim John Occhialini, Mike Gallagher, that the John Occhialini had also confessed to him that Jack Oliveira would bring him back to his former position if he testified against me, but that John was frustrated since Jack had not yet followed through on their arrangement at the time. Mike Gallagher had contacted me and retained my counsel at AAP Law to represent him at the time. This information was conveyed to my lawyer at the time as well.
80. I state that, following John Occhialini contact with me, the Defendant by counterclaim John Occhialini approached Jack Oliveira and entered into an unlawful agreement whereby:
- (a) The Defendant John Occhialini would provide false and misleading testimony against me in the Defamation Action; and
 - (b) In exchange for this testimony, the Defendant Jack Oliveira would arrange for the Defendant John Occhialini to be reinstated to his former position with the Union or other.
 - (c) Jack Oliveira provided that John Occhialini was on the elections screening and got paid for that and eventually provided John

Occhialini a job working for the Union completing his part of the agreement.

81. Pursuant to this agreement, the Defendant John Occhialini did in fact provide testimony against the Plaintiff in the Defamation Action.
82. I state that the testimony provided by the Defendant John Occhialini was knowingly false and misleading, and was provided for the sole purpose of harming the Plaintiff in the Defamation Action.
83. As a direct result of the false and misleading testimony provided by the John Occhialini, a motion for summary judgment brought on behalf of Jack Oliveira in the Defamation Action was granted by Order of Justice Leiper of the Ontario Superior Court of Justice dated July 25, 2019.
84. I state that the Jack Oliveira and John Occhialini conspired together to commit the tort of civil conspiracy by giving false testimony, which they knew or ought to have known would cause injury to me.
85. I further state that the Defendants' conspiracy was directed towards me and that the predominant purpose of the Defendants' conduct was to injure me.
86. I claim recovery of damages as against Jack Oliveira, John Occhialini arising from damages sustained as a result of this conspiracy which resulted in an award of about \$100 000.00 and other costs in defending the action.
87. I claim damages against Jack Oliveira and John Occhialini intentional infliction of emotional distress, intimidation, fraud, defamation, abuse of process and malicious prosecution.
88. Through their conduct in initiating and pursuing this action, the Defendants by counter claim engaged in flagrant and outrageous conduct. This conduct was calculated to produce harm to Plaintiff by counterclaim and was for an ulterior purpose to deter me from

challenging Jack Oliveira re-election and expose his and the other leaders of the union criminal conduct.

89. The Defendants by counterclaim knew or ought to have known that their conduct would cause the Plaintiff to suffer significant mental distress and financial harm.
90. As a result of Defendants by counterclaim intentional infliction of emotional distress, intimidation and fraud, I have suffered damages, from this defamation, abuse of process and malicious prosecution., including:
 - (a) Judgment against me in the Defamation Action;
 - (b) Damages and costs awarded against me in the Defamation Action;
 - (c) Legal fees and disbursements incurred in defending the Defamation Action;
 - (d) Damage to my reputation;
 - (e) Unfavourable decisions due to bias of the court created by the defendants' counsels who always filed the defamation suit although unrelated to other legal actions before the courts;
 - (f) Mental distress and emotional suffering; and
 - (g) Such further and other damages as may be proven at trial.

BREACH OF CONFIDENCE CLAIM

Abuse of Process/fraud

91. MICHAEL WRIGHT, YOUSSEF KODSY, WRIGHT HENRY LLP, knowingly filed this frivolous lawsuit on behalf of Jack Oliveira with the intent to harass, intimidate, or otherwise abuse the legal process.
92. I complied with the unlawful demands of the defendant by counterclaim counsel Michael Wright and sent them a digital copy of a list of names and phone numbers to the him that I claimed to have.
93. The list in question by the plaintiff, as it turned out, was entirely fraudulent—merely a collection of names copied directly from a bell Canada phone directory. I brought this fact to the defendant by counterclaim counsels' attention, yet the Jack Oliveira plaintiff and his

counsel knowingly disregarded it. Instead, they used this as an opportunity to be punitive and as the premiss to push ahead with this false narrative to cause me harm. The plaintiff intentionally misrepresented the list as legitimate property in an effort to deceive the court, cause me harm, by finding a receptive judge and retaliated against the me for my whistleblowing activities that exposed their criminal conduct. The court unceremoniously went along with this deception to my personal detriment.

94. The Defendants used the legal process for a purpose other than that for which it was designed, namely to harass, intimidate, and pressure me, rather than to legitimately resolve a legal dispute.
95. The Defendants' predominant purpose in initiating and maintaining the Underlying Action was improper and collateral to the ostensible purpose of the litigation.
96. Specifically, the Defendants by counterclaim describe specific actions that demonstrate their improper purpose, such as making threats, using the litigation as leverage against the defendant for his whistleblowing activities that exposed their criminal conduct.
97. The Defendants Jack Oliveira, the union executives and his Lawyers knew or ought to have known that the Underlying Action was without merit and had no reasonable prospect of success.
98. MICHAEL WRIGHT, YOUSSEF KODSY, WRIGHT HENRY LLP failed to properly advise the Defendant Jack Oliveira about the merits of the Underlying Action and instead encouraged and facilitated the abuse of process, to the benefit of both of parties.

Malicious Prosecution

99. The Defendants by counterclaim lacked reasonable and probable cause to initiate and maintain the Underlying Action against the me.
100. Specifically, the Defendants by counter claim knew or ought to have known that the claims were baseless. The Defendants were motivated by malice in initiating and maintaining the Underlying Action.
101. MICHAEL WRIGHT, YOUSSEF KODSY, WRIGHT HENRY LLP, as legal professionals, knew or ought to have known that their professional obligations prohibited them from commencing and maintaining a proceeding that was frivolous, vexatious, or an

abuse of process. They intentionally lied by misrepresenting the facts and took advantage of my self-represented status.

Intentional Infliction of Mental Suffering

102. Through their conduct in initiating and pursuing the frivolous Underlying Action, the Defendants by counterclaim engaged in flagrant and outrageous conduct.
103. The Defendants by counterclaim conduct was calculated to produce harm to the me.
104. The Defendants by counterclaim knew or ought to have known that their conduct would cause the Plaintiff to suffer significant mental distress and financial costs.
105. The Defendants by counterclaim continue in a course of deceiving the court in their attempt to harm me. Specifically, the defendant by counterclaim counsel Mr. Wang in their motion to dismiss my counterclaim, falsely claimed that the list of Ministry of transportation information, of which a sample from an email provided in this counterclaim, is the property of the union and that it contains union members information. In an undeterred continuation of their efforts to undermine the course of justice they attempt to take ownership of private confidential ministry of transportation information that clearly does not belong to them. This conduct is particularly egregious or outrageous. There is no limit to the lies and deception this criminal organized syndicate and their legal representation they will not go to.
106. The Defendants by counterclaim, their lawyers, as legal professionals, knew or ought to have known that initiating and maintaining a frivolous action would cause the Plaintiff to suffer significant mental distress.
107. As a direct and foreseeable result of the Defendants by counterclaim wrongful conduct, the Plaintiff has suffered damages, including but not limited to:
 - a) Legal fees/costs and disbursements incurred in defending the Underlying Action;
 - b) Damage to reputation;
 - c) Loss of business and professional opportunities;
 - d) Mental distress and emotional suffering;
 - e) Anxiety, depression, and other psychological injuries;

f) Costs associated with medical and psychological treatment; and

g) Such further and other damages as may be proven at trial.

108. The Defendants' conduct was high-handed, malicious, arbitrary, and highly reprehensible, such that it offends the Court's sense of decency and warrants punitive damages to achieve the goals of punishment, deterrence, and denunciation.
109. The union Defendants by counterclaim counsel conduct was particularly egregious given their professional obligations as officers of the court and their duties to the administration of justice.
110. The Plaintiff by counterclaim pleads and relies upon the Rules of Professional Conduct governing lawyers in Ontario, particularly the prohibitions against assisting in abuse of process and the obligations of lawyers to act in good faith and with candor.
111. The Plaintiff by counterclaim further pleads and relies on the abuse of process, malicious prosecution fraud, intimidation and intentional infliction of mental distress torts.

**CLAIMS RELATING TO AND ARISING FROM LABOURERS
INTERNATIONAL UNION OF NORTH AMERICA, LOCAL 183
NOMINATION MEETING FOR EXECUTIVE POSITIONS HELD APRIL 25,
2019**

112. On June 10, 2018 I attended the Portugal day parade with a number of individuals I had hired to distribute leaflets. Jack Oliveira ordered and allowed his male employee to assault and threaten myself and a number of other people I had hired to hand out leaflets. Jack Oliveira's manhandled these people, assaulted them and stole thousands of leaflets belonging to me.
113. On another occasion I was threatened on a public sidewalk outside the union hall by about 30 of Jack Oliveira employees and chased away as I walked to my car and chased as I drove away. This thuggery and criminal conduct violated all sorts of norms and laws.
114. On April 25, 2019 the plaintiff, as a member of Labourers International Union of North America, Local 183, I attended a nomination and, or, such other meeting of Labourers International Union of North America, Local 183, for reasons which included, without

limitation, pursuing action as a nominee for an Executive Board position within such union /organization. During such attendance I was verbally and physically abused and threatened with death by Jack Oliveira's staff. Moreover, action was undertaken at the said meeting which effectively and inappropriately, removed me as a nominee, preventing me from being nominated and elected to Jack Oliveira's position. Protests to Joseph Mancinelli who was conducting the nomination were set aside.

115. On April 26, 2019 I retained the services of the AAP law to represent my interests for the purpose of pursuing my rights and remedies, at law, for the purpose of preserving the plaintiff's membership in the Labourers International Union of North America, Local 183 and All Industries LIUNA CECOF (aka LIUNA Central and Eastern Canada Organizing Fund II), as well as undertaking appropriate action for the purpose of addressing, on my behalf, numerous breaches of obligations owed to me by members of the Executive and, or, other persons undertaking action on behalf of these unions, or either of them.
116. Regardless I was stripped of my union membership which prevents me from working in any company in Canada that is represented by Local 183 or Liuna. This is a breach of my fundamental rights to earn a living and a violation of my charter and constitutional right.
117. In particular and without limitation, I undertake appropriate action for the purpose of pursuing rights and remedies arising from wrongful action undertaken by members or other persons, on behalf of these unions, or either of them, which prevented me from standing for election to the Executive Board in breach of obligations which included obligations, rights and remedies as set out in the International Union Constitution and Uniform Local Union Constitution relating to the said unions, or, either of them.
118. Marco Antonio Rincon Cruz was bribed by Jack Oliveira and his surrogates to make false allegations against members of my election slate for improper purpose of preventing them from running in the elections. This conduct harmed my lawful right to participate in union elections unimpeded.
119. Furthermore, without limitation, I claim rights and remedies as against Jack Oliveira on account of apparent contraventions of the said Constitution through commencement and prosecution of this counterclaim.

120. The plaintiff states that the defendants herein Jack Oliveira failed to undertake appropriate follow-up action, or at all, for the purpose of pursuing and addressing my rights and remedies relating to and arising from his nomination for election to the Executive Board of the Labourers International Union of North America, Local 183, and related issues, including those pertaining to Jack Oliveira, as set out above.
121. In addition, the defendants failed to undertake appropriate action on which represented negligence, breach of obligations owed to me, Breach of contract, and, or, breach of fiduciary obligations owed to me. The plaintiff claims recovery of damages arising therefrom which include, without limitation, damages arising from his inability to stand for election and be elected to the Executive and inability to remain a member of the said union and to participate in all matters relating thereto as a member.
122. Further under the Liuna constitution, Jack Oliveira was ineligible to run as the Business manager, the Highest position at Local 183, which prevents any member from running for elections if that member had taken any form of legal action against another member. Jack Oliveira had files a defamation suit in contravention of the union constitution which made jack Oliveira ineligible for re-election.
123. As Jack Oliveira was ineligible and I was the only other person to challenge him, Jack Oliveira and Joseph Mancinelli stole the election by preventing me from placing my name in the nominations. My slate of members that were allowed to get nominated were subsequently removed from the ballot a few days later by Jack Oliveira and his surrogates.
124. I suffered financial loss and opportunity as a direct result of these actions.
125. The actions of the Defendants by counterclaim were callous and high-handed and justify and award of punitive as well as aggravated and/or exemplary damages.
126. I plead that the Union defendants by counterclaim are vicariously liable for the its actions and conduct and that of its surrogates subsequently after the termination of my employment.

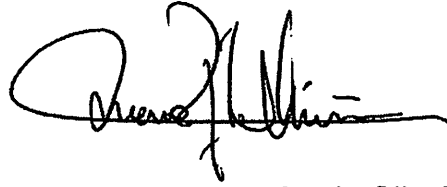
ADDITIONAL CLAIMS

127. As a result of the negligence, breach of contract and, or, breach of fiduciary obligations on the part of the defendants Jack Oliveira and Joseph Mancinelli and related facts and circumstances, as set out above, I have sustained emotional suffering, anxiety and an exacerbation of my medical condition which has continued to prevent me from returning to gainful employment.
128. I claim that the union defendants by counterclaim knew, or ought to have known that I would be harmed and that, as a result, the I would sustain an array of financial damages. I claim recovery of such damages as against the defendants by counterclaim in these proceedings, the full extent of which are presently unknown but will be provided, to the extent possible, prior to the trial of these proceedings.
129. In addition, I state that based upon the facts and circumstances, as set out above, the failure on the part of the defendants by counterclaim, or either of them, to undertake appropriate action on behalf of myself in relation to their conduct pertaining each of the matters set out above, represented a flagrant breach of obligations owed to me, at law, for which it is just and appropriate for me to recover additional punitive, aggravated, exemplary, consequential, and, or, moral damages as well as damages on account of breach of good faith obligations. I claim, as against the defendants by counterclaim, recovery of the same in these proceedings.

THE PLAINTIFF by counterclaim proposes that the trial of this action take place at the City of Toronto.

ALL OF WHICH IS RESPECTFULLY SUBMITTED this 14 day of April, 2025

Date: April 14, 2025

A handwritten signature in black ink, appearing to read 'Mario Oliveira', with a large, stylized initial 'M' and a horizontal line extending to the right.

Mario Oliveira
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JACK OLIVEIRA et al.
Plaintiffs
MARIO OLIVEIRA
Plaintiff by Counterclaim

-and- MARIO OLIVEIRA
Defendant
-and- JACK OLIVEIRA et al.
Defendant to the Counterclaim

Court File No. CV-20-00652528-0000

ONTARIO
SUPERIOR COURT OF JUSTICE
PROCEEDING COMMENCED AT TORONTO

~~DEFENSE~~ / COUNTERCLAIM

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Plaintiff by Counterclaim/Responding Party