

CANADA  
PROVINCE OF SASKATCHEWAN

IN THE QUEEN'S BENCH  
(FAMILY LAW DIVISION)  
JUDICIAL CENTRE OF SASKATOON

BETWEEN:

[REDACTED]

PETITIONER

AND:

[REDACTED]

RESPONDENT

AND:

**THE MINISTER OF COMMUNITY RESOURCES  
FOR SASKATCHEWAN**

RESPONDENT

AND:

**SASKATOON REGIONAL HEALTH AUTHORITY**

RESPONDENT

**AFFIDAVIT OF** [REDACTED]

I, [REDACTED], of the City of Saskatoon, in the Province of Saskatchewan, make oath and say as follows:

1. I am the Petitioner in this proceeding and I have personal knowledge of the matters and facts deposed to in this affidavit, except where stated to be on information learned from someone else and where that is stated, I believe the information to be true.

### **Relationship History**

2. The Respondent and I were involved in an intimate relationship from January, 2005 through November, 2005 during which time we had sexual relations on a number of occasions.
  3. The Respondent is approximately 30 years of age and resides with her sister, [REDACTED], at [REDACTED] in the City of Saskatoon, in the Province of Saskatchewan.
  4. The Respondent has a nine year old daughter named [REDACTED], who resides with the Respondent's mother, [REDACTED], who resides in Saskatoon. The Respondent told me, and I verily believe the same to be true that her daughter was removed from the Respondent's care by court order while a very young child, and that the Respondent sees her daughter rarely.
  5. In May of 2005, the Respondent received employment in my courier company, [REDACTED] Courier, in a dispatch / phone support capacity. The Respondent needed income and I wished to help her obtain gainful employment.
  6. However, the Respondent's work performance was poor, as she would frequently fail to report to work, and often come to work late. I often found her asleep during work hours.
- [REDACTED]

7. I terminated the Respondent's employment with my company in July of 2005 because of these problems in the workplace, although we continued to see each other until November, 2005.
8. During our personal time I observed the Respondent frequently smoking marijuana, and observed her to be high on many occasions during our relationship. While at the Respondent's residence I observed a number of strangers attend unannounced at her residence, shower, and leave. The Respondent never introduced me to these individuals. The Respondent and I did not cohabit.
9. I frequently observed the Respondent to be "high," often for days at a time, while we were seeing each other. I did not (and do not) use illegal substances during (or after) our relationship.
10. Often the Respondent would announce to me suddenly that she had to run to the store or attend some appointment we had not previously discussed. She would then disappear for hours and sometimes days. She would afterwards explain these longer absences by saying that she had run into someone that she knew.
11. The Respondent's ongoing drug use became of increasing concern to me, along with her behaviour and tending to disappear on (what seemed to me) sudden pretexts. Towards the end of our relationship I found at the Respondent's residence a test tube containing a crystalline substance, with a blackened bottom. I suspected the Respondent had begun to use or was using crystal meth. I stopped seeing the Respondent in November, 2005.

**Respondent's Pregnancy and Contact from the Respondent's Family.**

12. After November, 2005 I lost contact with the Respondent. However, two months later, the Respondent's mother, [REDACTED], called me by telephone.
  13. She said, "You need to pay attention to [REDACTED]; watch what's happening to her." I asked [REDACTED] if the Respondent was pregnant. [REDACTED] replied, "You're smart; you'll figure it out." This call came as a surprise to me, as I had not been in touch with any of [REDACTED]'s family since our relationship ended.
  14. On or about March 30, 2006, I gave a former co-worker of the Respondent's a ride home, a young woman named [REDACTED], who then managed the [REDACTED] restaurant on [REDACTED] Street in Saskatoon. That evening I was "house driving" out of the [REDACTED] Restaurant in Saskatoon, and received a call to pick up a staff member to provide a safe ride home, which is part of the service my courier company contractually provides.
  15. [REDACTED] knew the Respondent, as the Respondent had briefly worked at the [REDACTED] on [REDACTED] Street in Saskatoon, and I had sent the two women there together. I asked [REDACTED] if the Respondent still worked at the restaurant. [REDACTED] told me, and I verily believe the same to be true that [REDACTED] had fired the Respondent because "she ([REDACTED]) lied on her application about being pregnant," according to [REDACTED], and that "she ([REDACTED]) was as big as a house." I asked [REDACTED] if the Respondent was pregnant, and [REDACTED] told me that she was, which I believe to be true.
  16. Later that day I telephoned the Respondent and asked her when she was going to tell me that she was pregnant? I asked her if her child was mine. She said, "If it was yours, I would have killed it." I was unsure of what to make of this
- [REDACTED]

statement. I had never been violent or forceful with the Respondent, and did not know why the Respondent seemed so hostile.

17. Two days later, the Respondent telephoned me and suggested we meet for coffee, and said that there were things we needed to discuss. I said I would call her back. I did call the Respondent by phone about an hour later, but the Respondent was no longer willing to meet me.
  18. On April 23, 2006, I received a telephone call from [REDACTED]'s step-son, [REDACTED], who called me around supper time and asked, "Are you aware of what's going on with [REDACTED]?" [REDACTED] told me that there was a strong possibility that I was the father, which I believe to be true. He asked me if I was interested in what was happening to the Respondent's child. I said that I was. [REDACTED] told me that he believed an illegal adoption was planned for the Respondent's child, which I believed to be true. I asked hi if I could call him back, as I wanted to discuss these developments with my partner.
  19. I had been discussing these developments with my partner, [REDACTED], as we are in a committed cohabitation relationship, and she is supportive of my efforts to learn whether I am the father of the Respondent's child. [REDACTED] is also supportive of my initiative to become custodian and caregiver of this child if indeed I am the father.
  20. I called [REDACTED] back within an hour of his call to me. He told me that the Respondent's mother wished to speak with me. [REDACTED] told me that he would "hate to see all this happen" without my knowledge.
  21. Later on April 23, 2006, I called the Respondent's mother, who invited [REDACTED] and I over to her house. [REDACTED] told me (which I believe to be true) that the Respondent had told [REDACTED] that "Fat Boy" is the father, which is the
- [REDACTED]

Respondent's nickname for me. [REDACTED] also reminded me of her call to me earlier in January. [REDACTED] also told me and I verily believe the same to be true that the Respondent had made no preparation for the birth of her child, and had obtained no baby care items, and that the Respondent's residence contained none of the typical baby items one might expect, such as a crib, bottles, diapers, and the like.


22. I relayed my concerns about a possible illegal adoption to Child and Family Services, to a social worker at the Royal University Hospital in Saskatoon, to an advocate at the Children's Advocate Office in Saskatoon, and to the police. I was informed by a social worker at the Royal University Hospital and verily believe the same to be true that because of my reported concerns, a toxicology test would be conducted on the infant when it was born in order to rule out addiction concerns.
  23. As recently as April 27, [REDACTED] was willing to provide an affidavit in this matter, but has since told me she cannot get involved. I have subsequently learned from [REDACTED] and believe to be true that the Respondent was delivered of her child (a boy) on [REDACTED], by emergency Caesarean at the Royal University Hospital in Saskatoon.
  24. [REDACTED] and I have in the interim made many telephone calls to Child and Family Services and to the social worker(s) staffing the Royal University Hospital in order to express our concerns and find out any information available concerning this child.
  25. I have been further informed by a Royal University Hospital social worker [REDACTED] and verily believe the same to be true, that the Respondent's child has been discharged from Royal University Hospital, although not in the care of the Respondent. I believe the child may be placed in the protection of
- [REDACTED]

Child Welfare/Minister of Social Services in the circumstances. I have therefore brought this notice to obtain further information concerning the identity and whereabouts of the child, and primarily seek leave for paternity testing. If I am the father of the Respondent's child, I wish to have the custody and care of the child, and to have my rights (if any) and obligations determined by this Honourable Court.

26. I make this Affidavit in support of my Notice of Motion for custody, visitation, and a declaration of paternity in my favour.

Sworn before me at  
the City of Saskatoon  
in the Province of Saskatchewan,  
this 9 day of May, 2006

Mark Vanstone  
A Commissioner for Oaths in  
and for Saskatchewan  
Being a Solicitor

  
Petitioner

This document was delivered by:

**ROE & COMPANY**  
Barristers & Solicitors  
#313 - 220 3<sup>rd</sup> Avenue South  
Saskatoon, SK S7K 1M1

Lawyer in charge of file: Mark Vanstone  
Telephone: (306) 244-9865  
Facsimile: (306) 934-6827

