

COURT FILE NUMBER QBG-SA-0766-2022

COURT OF KING'S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE SASKATOON

PLAINTIFFS: CAITLYN ERICKSON and COY NOLIN

DEFENDANTS KEITH JOHNSON, JOHN OLUBOBOKUN, KEN SCHULTZ, NATHAN RYSAVY, DUFF FRIESEN, LYNETTE WEILER, JOEL HALL; FRAN THEVENOT, LOU BRUNELLE, JAMES RANDALL, TRACEY JOHNSON, SIMBO OLUBOBOKUN, ELAINE SCHULTZ, CATHERINE RANDALL, KEVIN MACMILLAN, ANNE MACMILLAN, DAWN BEAUDRY, NATHAN SCHULTZ, AARON BENNEWEIS, DEIDRE BENNEWEIS, SPEPHANIE CASE, DARCY SCHUSTER, RANDY DONAUTER, JOHN THURINGER, MILE TWO CHURCH INC., THE GOVERNMENT OF SASKATCHEWAN, JOHN DOES and JANE DOES

**REQUEST FOR PARTICULARS
BY TRACEY JOHNSON**

TAKE NOTICE THAT pursuant to Rules 3-71, 13-8, 13-9 and 13-12 of *The Queen's Bench Rules*, the Defendant, TRACEY JOHNSON, requests the Plaintiffs provide further and better particulars of the Amended Statement of Claim ("Amended Claim") dated December 12, 2022, as follows:

1. With respect to paragraph 31(a) of the Amended Claim, particulars of any incidence of alleged negligence as it relates to the Defendant, Tracey Johnson, including particulars of any alleged breach of any duty of care, and particulars as to any alleged harm caused by the Defendant, Tracey Johnson, and whether the Plaintiffs claim in negligence against the Defendant, Tracey Johnson, for any damages allegedly attributable to any other Defendant, and if so, to what degree, and with respect to an alleged claim of negligence against Tracey Johnson:
 - a. The identity of the individual allegedly affected or suffering damage as a result of the alleged negligence; and
 - b. The dates and time frames of any alleged negligence.
2. With respect to paragraph 31(a) of the Amended Claim, particulars of any incidence of alleged gross negligence as it relates to the Defendant, Tracey Johnson, including particulars of any alleged breach of any duty of care, alleged intent to do harm, or wanton or reckless conduct, and particulars as to any alleged harm caused by the

- Defendant, Tracey Johnson, and whether the Plaintiffs claim in gross negligence against the Defendant, Tracey Johnson, for any damages allegedly attributable to any other Defendant, and if so, to what degree and with respect to an alleged claim of gross negligence against Tracey Johnson:
- a. The identity of the individual allegedly affected or suffering damage as a result of the alleged gross negligence; and
 - b. The dates and time frames of any alleged gross negligence.
3. With respect to paragraph 31(a) of the Amended Claim, particulars of any incidence of alleged assault and/or battery as it relates to the Defendant, Tracey Johnson, including:
- a. The identity of the individual or individuals allegedly assaulted or battered;
 - b. The dates or timeframe of any alleged assaults or battery;
 - c. The location that any alleged assault or battery took place; and
 - d. The particulars of the alleged conduct of Tracey Johnson allegedly giving rise to a claim against Tracey Johnson relating to assault or battery.
4. With respect to paragraph 31(a) of the Amended Claim, particulars of any incidence of alleged infliction of mental suffering as it relates to the Defendant, Tracey Johnson, including:
- a. The identity of the individual or individuals alleging mental suffering as a result of the actions or conduct of Tracey Johnson;
 - b. The dates or timeframe of any alleged infliction of mental suffering by Tracey Johnson;
 - c. The location that any alleged infliction of mental suffering took place; and
 - d. The particulars of the alleged conduct of Tracey Johnson allegedly giving rise to a claim against Tracey Johnson relating to the infliction of mental suffering.
5. With respect to paragraph 31(a) of the Amended Claim, particulars of any alleged conspiracy involving the Defendant, Tracey Johnson, including particulars of whom she allegedly conspired with, what the alleged conspirators allegedly conspired to do and to whom, the particulars and facts relied upon in alleging that the Defendant, Tracey Johnson, intended to cause injury to the Plaintiffs, and as to whether it is

- pleaded that any alleged conduct by the alleged conspirators was lawful or unlawful, and with respect to an alleged claim of conspiracy against Tracey Johnson:
- a. The identity of the individual or individuals alleging to have suffered damages or a loss as a result of the claim of alleged conspiracy against Tracey Johnson;
 - b. The dates or timeframe of any alleged conspiracy by Tracey Johnson;
 - c. The particulars of the alleged conduct of Tracey Johnson allegedly giving rise to a claim against Tracey Johnson in conspiracy.
6. With respect to paragraph 31(d), particulars of any incidence of conduct by the Defendant, Tracey Johnson, which the Plaintiffs claim entitle them to aggravated or punitive damages against the Defendant, Tracey Johnson, and with respect to an alleged claim of punitive or aggravated damages against Tracey Johnson:
- a. The identity of the individual or individuals alleging to be entitled to punitive or aggravated damages from Tracey Johnson;
 - b. The dates or timeframe of any conduct allegedly giving rise to a claim of aggravated or punitive damages against Tracey Johnson; and
 - c. The particulars of the alleged conduct of Tracey Johnson allegedly giving rise to a claim of aggravated and/or punitive damages against Tracey Johnson.
7. With respect to paragraph 31(e), whether it is alleged that the Defendant, Tracey Johnson, administered the corporal punishment to any minor, and if so particulars of the incidence of the same, including:
- a. The identity of the individual or individuals alleging to have been corporally punished by Tracey Johnson;
 - b. The dates or timeframe of any alleged corporal punishment by Tracey Johnson;
 - c. The location that any alleged corporal punishment took place; and
 - d. The particulars of the alleged conduct of Tracey Johnson allegedly giving rise to a claim against Tracey Johnson relating to corporal punishment.
8. With respect to paragraph 32 of the Amended Claim, whether the use of the word “Defendants” relates to the Defendant, Tracey Johnson, or whether the use of the word is a misnomer, and if it is alleged that the word “Defendants” does relate to the Defendant, Tracey Johnson, particulars of any incidence described in paragraphs

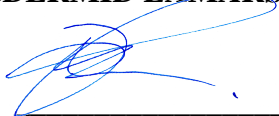
32(b) and/or 32(c) that relate to or involve the Defendant, Tracey Johnson and, as it relates to any allegations pleaded in paragraphs 32(b) and/or 32(c):

- a. The identity of the individual or individuals alleging to have a claim pursuant to paragraphs 32(b) and/or 32(c);
 - b. The dates or timeframe of any alleged conduct giving rise to a claim against Tracey Johnson in relation to the matters pleaded in paragraphs 32(b) and/or 32(c);
 - c. The location that any alleged conduct took place; and
 - d. The particulars of the alleged conduct of Tracey Johnson allegedly giving rise to a claim against Tracey Johnson relating to the claims set out in paragraphs 32(b) and/or (32(c).
9. With respect to the Amended Claim in general, where the Plaintiffs allege sexual and/or physical assault, particulars of the identities of the alleged perpetrators of those abuses so as to allow the Defendant, Tracey Johnson, to assess the allegations, and any association she may have or not had with any alleged perpetrator and, as it relates to any allegations of sexual and/or physical assault.
10. With respect to the Amended Claim in general, particulars of any alleged incidence of corporal punishment, physical assault, trespass to the person, battery, and/or intentional infliction of mental injury allegedly perpetrated by the Defendant, Tracey Johnson not provided in reply to the requests set out in paragraphs 1-9 above.
11. With respect to the Amended Claim in general, particulars of any alleged incidence of corporal punishment, physical assault, trespass to the person, battery, and/or intentional infliction of mental injury allegedly observed by the Defendant, Tracey Johnson not provided in reply to the requests set out in paragraphs 1-9 above.
12. With respect to the Amended Claim in general, particulars of any alleged incidence of corporal punishment, physical assault, trespass to the person, battery, and/or intentional infliction of mental injury allegedly condoned or conspired to by the Defendant, Tracey Johnson not provided in reply to the requests set out in paragraphs 1-9 above.
13. With respect to the Amended Claim in general, particulars of any alleged threats by the Defendant, Tracey Johnson, of corporal punishment, physical assault, trespass to the person, battery, or to intentionally inflict mental injury, and any particulars of any alleged coercion or intimidation not provided in reply to the requests set out in paragraphs 1-9 above.

14. With respect to the Amended Claim in general, particulars of any alleged incidents and alleged acts complained of and carried out by others that the Defendant, Tracey Johnson, either allegedly had knowledge of, directed or approved not provided in reply to the requests set out in paragraphs 1-9 above.

DATED at the City of Saskatoon, in the Province of Saskatchewan, this 25th day of October, 2023.

MacDERMID LAMARSH

Per: 
Randy T. Klein, K.C.
Solicitor for the Defendant
Tracey Johnson

CONTACT INFORMATION AND ADDRESS FOR SERVICE:

Name of firm:	MacDermid Lamarsh
Name of lawyer in charge of file:	Randy T. Klein, K.C.
Address of legal firms:	301 – 3 rd Avenue South Saskatoon, SK S7K 1M6
Telephone number:	(306) 667-8217
Fax number:	(306) 242-1554
E-mail address:	rklein@macmarsh.ca