

COURT FILE NUMBER QBG-SA-00766-2022

COURT OF KING'S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE SASKATOON

PLAINTIFFS CAITLIN ERICKSON, JENNIFER SOUCY (BEAUDRY)
and STEFANIE HUTCHINSON and COY NOLIN

DEFENDANTS KEITH JOHNSON, JOHN OLUBOBOKUN, KEN SHULTZ,
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, DEIRDRE BENNEWEIS, STEPHANIE
CASE, DARCY SCHUSTER, RANDY DONAUER, JOHN
THURINGER, MILE TWO CHURCH INC., THE
GOVERNMENT OF SASKATCHEWAN JOHN DOES and
JANE DOES

Brought under *The Class Actions Act*

REQUEST FOR PARTICULARS

TAKE NOTICE that, pursuant to Rules 3-71, 13-8, 13-9 and 13-12 of *The Queen's Bench Rules*, the Defendant, Mile Two Church Inc. ("**Mile Two**"), requests that the Plaintiffs, Caitlin Erickson, Jennifer Soucy (Beaudry) and Stefanie Hutchinson (collectively, the "**Plaintiffs**"), by December 31, 2023, deliver to Mile Two a further and better statement of the claims advanced against Mile Two, as follows:

1. With respect to paragraphs 15 to 17 of the Second Amended Statement of Claim dated June 29, 2023 (the "**Claim**"), particulars of the allegation that Tracey Johnson, Simbo Olubobokun, and Elaine Schultz purported to be counsellors for the students and members of the school and church operated by Mile Two.
2. With respect to paragraph 22 of the Claim, particulars of the identity or identities of the individual(s) or entities who allegedly promoted and advocated for Nathan Schultz as a babysitter.

3. With respect to paragraph 22 of the Claim, particulars concerning the nature of the promotion and advocacy alleged.

4. With respect to paragraph 25.2 of the Claim, particulars of the allegation that Randy Donauer acted as an agent of the church operated by Mile Two.

5. With respect to paragraph 26(c) of the Claim, particulars of the physical, sexual, psychological, emotional, mental, or spiritual abuse allegedly perpetrated against students attending the school operated by Mile Two, including the:

- a. Identity or identities of the alleged victims of the alleged conduct;
- b. Nature of the alleged abuse;
- c. Dates or approximate dates on which such alleged conduct occurred.

6. With respect to paragraph 26(d) of the Claim, particulars of the physical, sexual, psychological, emotional, mental, or spiritual abuse allegedly perpetrated against minor members of the church operated by Mile Two, including the:

- a. Identity or identities of the alleged victims of the alleged conduct;
- b. Nature of the alleged abuse;
- c. Dates or approximate dates on which such alleged conduct occurred.

7. With respect to paragraph 26(e) of the Claim, particulars of the policies and procedures allegedly formulated for the abuse of students attending the school operated by Mile Two or its predecessors, including:

- a. Identification of the policies and procedures referred to;
- b. The effective date(s) of such policies and procedures; and
- c. The identities of the employees, representatives, or agents of Mile Two or its predecessors that are alleged to have formulated the policies and procedures referred to.

8. With respect to paragraph 26(f) of the Claim, particulars of the policies and procedures allegedly formulated for the abuse of minor members of the church operated by Mile Two or its predecessors, including the:

- a. Identification of the policies and procedures referred to;
- b. The effective date(s) of such policies and procedures; and
- c. The identities of the employees, representatives, or agents of Mile Two or its predecessors that are alleged to have formulated the policies and procedures referred to.

9. With respect to paragraph 28 of the Claim, particulars of the alleged policies and procedures referred to, including the identification of the policies and procedures referred to, and their effective dates.

10. With respect to paragraph 39 of the Claim, particulars of the alleged objectives and teachings of the school and church operated by Mile Two, including:

- a. Identification of the alleged objectives and teachings; and
- b. Identification of the policies and procedures alleged to have been permeated by the alleged objectives and teachings, and their effective dates.

11. With respect to paragraph 40 of the Claim, particulars of the identification of the objectives, policies, and procedures of the school and church operated by Mile Two that are alleged to have been influenced by the concept and practice of ensuring unquestioning obedience and compliance through intimidation, coercion, isolation, fear, and threat of physical abuse, including their effective dates.

12. With respect to paragraph 41 of the Claim, particulars of the identification of the principles alleged to have promoted corporal discipline for all manner of conduct, including trifling and trivial conduct, including their effective dates.

13. With respect to paragraph 43 of the Claim, particulars of the allegedly abusive policies of the school and church operated by Mile Two, including the:

- a. Identification of such policies, and their effective dates; and
 - b. Particulars with respect to how the Principal Defendants, the Unidentified School Abuse Planners, and the Unidentified Church Abuse Planners (as those terms are defined in the Claim), caused other employees, agents, and representatives of Mile Two to carry out the allegedly abusive policies.
14. With respect to paragraph 46 of the Claim, particulars of the alleged witnessing of corporal punishment that was calculated to further shame, humiliate, and degrade the child being punished, including the:
 - a. Identity of the individuals alleged to have calculated that the witnessing of corporal punishment would further shame, humiliate, and degrade the child being punished; and
 - b. Nature of the alleged additional and severe psychological, mental, emotional, and spiritual harm.
15. With respect to paragraph 46.1 of the Claim, particulars of the rules of the school and church operated by Mile Two, and their effective dates.
16. With respect to paragraph 46.1 of the Claim, particulars of the allegation that the school and church operated by Mile Two demanded and required compliance to its rules, including how such compliance was demanded and required.
17. With respect to paragraph 46.1 of the Claim, particulars of the violence allegedly inflicted, including the:
 - a. Nature of the alleged violence;
 - b. Identities of the perpetrators of the alleged violence; and
 - c. Dates or approximate dates on which such alleged violence occurred.
18. With respect to paragraph 47(a)(i)(1) of the Claim, particulars of the identity or identities of the perpetrator(s) who allegedly struck Caitlin Erickson with a wooden paddle.

19. With respect to paragraph 47(a)(i)(2) of the Claim, particulars of the date or approximate date on which such alleged conduct occurred.

20. With respect to paragraph 47(a)(i)(3) of the Claim, particulars of the alleged instances of paddling, including the:

- a. Dates or approximate dates on which such alleged paddling occurred; and
- b. Identity or identities of the perpetrator(s) of the alleged paddling.

21. With respect to paragraph 47(b)(i)(1), (2), (3), and (3.1) of the Claim, particulars of the dates or approximate dates on which the alleged conduct occurred.

22. With respect to paragraph 47(b)(i)(4) of the Claim, particulars of the alleged instances of paddling, including the:

- a. Dates or approximate dates on which such alleged paddling occurred;
- b. Frequency of the alleged paddling; and
- c. Identity or identities of the alleged perpetrator(s).

23. With respect to paragraph 47(b)(ii) of the Claim, particulars of the alleged physical contact, including the:

- a. Nature of the alleged contact; and
- b. Date or approximate date on which such alleged contact occurred.

24. With respect to paragraph 47(b.1)(i) of the Claim, particulars of the alleged inappropriate personal and intimate relationship and sexual touching, including the:

- a. Nature of the alleged conduct;
- b. Frequency of the alleged conduct; and
- c. Dates or approximate dates on which such alleged conduct occurred.

25. With respect to paragraph 47(b.2)(i) of the Claim, particulars of the identity or identities of the perpetrator(s) who allegedly struck Stefanie Hutchinson with a wooden paddle.

26. With respect to paragraph 47(b.2)(ii) of the Claim, particulars of the alleged instances of paddling, including the:

- a. Frequency of the alleged conduct;
- b. Dates or approximate dates on which such alleged conduct occurred.

27. With respect to paragraph 47(b.2)(iii) of the Claim, particulars of the alleged sexual touching and fondling by Nathan Rysavy, including the:

- a. Nature of the alleged sexual touching and fondling;
- b. Frequency of the alleged conduct; and
- c. Dates or approximate dates on which such alleged conduct occurred.

28. With respect to paragraph 47(c) of the Claim, particulars of the alleged instances of physical striking by hand or wooden paddle, including the:

- a. Frequency of the alleged conduct;
- b. Identity or identities of the perpetrator(s) of the alleged conduct; and
- c. Dates or approximate dates on which such alleged conduct occurred.

29. With respect to paragraph 47(d), (e), (g), (l.1), and (o) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct; and
- c. Dates or approximate dates on which such alleged conduct occurred.

30. With respect to paragraph 47(f) of the Claim, particulars of the allegation set out therein, including the:

- a. Identity of the victim of the alleged conduct; and
- b. Dates or approximate dates on which such alleged conduct occurred.

31. With respect to paragraph 47(h) of the Claim, particulars of the allegation set out therein, including the:

- a. Identity or identities of the victim(s) of the alleged conduct;
- b. Nature of the alleged sexual conduct in relation to each alleged victim; and
- c. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

32. With respect to paragraph 47(i) and (j) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged sexual conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged sexual conduct;
- c. Nature of the alleged sexual conduct in relation to each alleged victim; and
- d. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

33. With respect to paragraph 47(k) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the victim(s) of the alleged conduct;
- b. Frequency of the alleged conduct for each alleged victim; and
- c. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

34. With respect to paragraph 47(k.1) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the victim(s) of the alleged conduct; and
- b. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

35. With respect to paragraph 47(l) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the victim(s) of the alleged conduct;
- b. Nature of the alleged physical and/or learning disability or disabilities for each alleged victim; and
- c. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

36. With respect to paragraph 47(m) of the Claim, particulars of the allegation set out therein, including the:

- a. Identity of the victim of the alleged conduct; and
- b. Date or approximate date on which such alleged conduct occurred.

37. With respect to paragraph 47(n) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the victim(s) of the alleged conduct; and
- b. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

38. With respect to paragraph 48(a)(i), (ii), (iii), (iv), (v), and (vi) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct; and

- b. Dates or approximate dates on which such alleged conduct occurred.

39. With respect to paragraph 48(c) of the Claim, particulars of the allegation set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct;
- b. Identity of the victim of the alleged conduct; and
- c. Date or approximate date on which such alleged conduct occurred.

40. With respect to paragraph 48(d) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct;
- c. Identification of the principles, teachings, and purported obligations referred to; and
- d. Dates or approximate dates on which such alleged conduct occurred.

41. With respect to paragraph 48(e) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct;
- c. Nature of the alleged conduct in relation to each alleged victim;
- d. Nature of the alleged physical and/or learning disability or disabilities in relation to each alleged victim;
- e. Identification of the performance standards referred to; and

- f. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

42. With respect to paragraph 48(f) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct;
- b. Nature of the alleged conduct; and
- c. Dates or approximate dates on which such alleged conduct occurred.

43. With respect to paragraph 48(g)(i), (ii), (iii), (iv), (v), and (vi) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct;
- c. Nature of the alleged conduct for each alleged victim; and
- d. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

44. With respect to paragraph 48(h), (i), (j), (l), (m), (m.1), (m.2), (m.3), (m.4), (m.5), (m.8), and (m.9) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct; and
- c. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

45. With respect to paragraph 48(k) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct;
- c. Nature of the alleged learning disabilities for each alleged victim; and
- d. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

46. With respect to paragraph 48(m.6) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct;
- c. Nature of the alleged conduct for each alleged victim; and
- d. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

47. With respect to paragraph 48(m.7) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct;
- b. Identity of the victim of the alleged conduct;
- c. Location(s) in which the alleged conduct occurred; and
- d. Dates or approximate dates on which such alleged conduct occurred.

48. With respect to paragraph 48(m.10) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the victim(s) of the alleged conduct; and

- b. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

49. With respect to paragraph 49(a)(i) and (iii) of the Claim, particulars of the allegations set out therein, including the dates or approximate dates on which such alleged conduct occurred.

50. With respect to paragraph 49(a)(ii) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct; and
- b. Dates or approximate dates on which such alleged conduct occurred.

51. With respect to paragraph 49(a.1) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the individuals who discouraged Jennifer Soucy (Beaudry) from reporting the alleged abuse to police, discouraged her from pursuing criminal charges, and coerced her into lying to police;
- b. Nature of the coercion alleged against each alleged perpetrator; and
- c. Dates or approximate dates on which such alleged conduct occurred by each alleged perpetrator.

52. With respect to paragraph 49(a.2) of the Claim, particulars of the dates or approximate dates on which such alleged conduct occurred.

53. With respect to paragraph 49(b), (c), (e), (f), (h), (i), (j), (l), (n), (o), (p), and (q) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct; and
- c. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

54. With respect to paragraph 49(d), (g), and (m) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct;
- c. Identification of the principles, teachings, and purported obligations referred to for each alleged victim; and
- d. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

55. With respect to paragraph 49(k) of the Claim, particulars of the allegations set out therein, including the:

- a. Identity or identities of the perpetrator(s) of the alleged conduct for each alleged victim;
- b. Identity or identities of the victim(s) of the alleged conduct;
- c. Nature of the information alleged to have been deemed secret for each alleged victim; and
- d. Dates or approximate dates on which such alleged conduct occurred for each alleged victim.

56. With respect to paragraph 54(a) and (b) of the Claim, particulars of the nature of the pain and suffering alleged to have been sustained.

57. With respect to paragraph 54(t) of the Claim, particulars of the allegations set out therein, including the:

- a. Nature of the psychological, psychiatric, medical, and spiritual treatment alleged to have been required in relation to each alleged victim; and

- b. Nature of the illnesses and other disorders alleged to have been sustained in relation to each alleged victim.

58. With respect to paragraph 60 of the Claim, particulars of conspiracy alleged to have been participated in by the Defendants, including the:

- a. Nature of the conspiracy alleged;
- b. The identities of all parties to the alleged conspiracy; and
- c. Nature of the lawful and unlawful means alleged to have been employed to advance the alleged conspiracy.

59. With respect to paragraph 61 of the Claim, particulars of the identification of the policies and procedures referred to and their effective dates.

60. With respect to paragraph 63 of the Claim, particulars of the conditions referred to therein, including the nature of the conditions that are alleged to have been created, and when they were created.

61. With respect to paragraph 63 of the Claim, particulars concerning the allegation that Mile Two, its directors and officers, including the Unidentified Corporate Officers and Unidentified Elders (as those terms are defined in the Claim) failed to adequately supervise employees, agents, and representatives, including the:

- a. Identity or identities of the individual(s) alleged to have failed to supervise employees, agents, and representatives;
- b. Nature of the alleged failure(s) to supervise, by each individual who is alleged to have failed to supervise employees, agents, and representatives;
- c. Dates or approximate dates on which the alleged failure(s) to supervise occurred for each individual who is alleged to have failed to supervise employees, agents, and representatives.

62. With respect to paragraph 64 of the Claim, particulars of the allegation that the alleged abuses were carried out by employees, agents, and representatives of Mile Two on the direction of and with the knowledge and approval of the directors and officers of Mile Two, including the:

- a. Identity or identities of the individual(s) alleged to have directed employees, agents, and representatives of Mile Two to carry out the alleged abuse;
- b. Identity or identities of the individual(s) alleged to have had knowledge of the alleged abuse perpetrated by employees, agents, and representatives of Mile Two;
- c. Identity or identities of the individual(s) alleged to have approved the alleged abuse perpetrated by employees, agents, and representatives of Mile Two; and
- d. Dates or approximate dates on which the employees, agents, and representatives of Mile Two are alleged to have been directed or given approval to perpetuate the alleged abuse for each individual who is alleged to have directed or approved the alleged abuse.

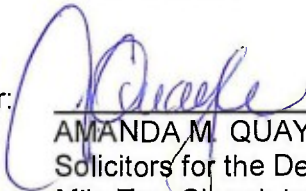
63. With respect to paragraph 76.2 of the Second Amended Claim, particulars concerning the conspiracy allegedly participated in by the Defendants, including the:

- a. Nature of the conspiracy alleged;
- b. The identities of all parties to the alleged conspiracy; and
- c. Nature of the means alleged to have been employed to advance the alleged conspiracy.

DATED at the City of Regina, in the Province of Saskatchewan, this 30th day of October, 2023.

McDOUGALL GAULEY LLP

Per:


AMANDA M. QUAYLE, K.C.
Solicitors for the Defendant,
Mile Two Church Inc.

CONTACT INFORMATION AND ADDRESS FOR SERVICE

Name of firm: McDougall Gauley LLP

Name of lawyer in charge of file: Gordon J. Kuski, K.C. / Amanda M. Quayle, K.C.

Address of legal firm: 1500-1881 Scarth Street
Regina, SK S4P 4K9

Telephone number: (306) 757-1641

Fax number: (306) 359-0785

Email address: gkuski@mcdougallgauley.com /
aquayle@mcdougallgauley.com