

Action No.: 2103-14553  
E-File Name: EVQ21DICKSOND  
Appeal No.: \_\_\_\_\_

IN THE COURT OF QUEEN'S BENCH OF ALBERTA  
JUDICIAL CENTRE OF EDMONTON

BETWEEN:

DAVID THOMAS DICKSON

Applicant

and

HER MAJESTY THE QUEEN IN RIGHT  
OF THE PROVINCE OF ALBERTA

Respondent

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PROCEEDINGS

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Edmonton, Alberta  
October 22, 2021

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## TABLE OF CONTENTS

Description		Page
October 22, 2021	Morning Session	1
Submissions by Ms. MacDonald		1
Submissions by Mr. Dickson		2
Ruling		7
Certificate of Record		9
Certificate of Transcript		10

1 Proceedings taken in the Court of Queen's Bench of Alberta, Courthouse, Edmonton, Alberta

2

3 October 22, 2021

Morning Session

4

5 The Honourable

Court of Queen's Bench of Alberta

6 Justice G.R. Fraser (remote appearance)

7

8 (No Counsel)

For D. Dickson

9 S.J. MacDonald (remote appearance)

For Her Majesty the Queen in Right of the  
Province of Alberta

10

11 C. Jones

Court Clerk

12

13

14 THE COURT:

Anybody else, adjournments, consents? Nobody.

15

16 All right. When I tuned in, I heard counsel for Her Majesty the Queen on number 16 but  
17 did not catch the name.

18

19 MS. MACDONALD:

Shelley MacDonald, Sir.

20

21 THE COURT:

All right. Ms. MacDonald, I heard you say that

22 you were going to be seeking an adjournment.

23

24 Mr. Dickson, are you here?

25

26 MR. DICKSON:

I am, yes.

27

28 THE COURT:

Okay.

29

30 MR. DICKSON:

Yes.

31

32 **Submissions by Ms. MacDonald**

33

34 MS. MACDONALD:

Sir, I am ultimately, in that it was an originating  
35 application that was served late Wednesday. I'm not sure if it was after hours on your end.

36

37 THE COURT:

Yes. Well, I noticed that the date on -- that it was  
38 filed was the 19th, so you could not have had much time.

39

40 MS. MACDONALD:

But I did want to raise sort of the content of what

41 Mr. Dickson is speaking with you, Sir, and --

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THE COURT: M-hm.

MS. MACDONALD: -- and seek your direction as to if there is an adjournment, whether that should be adjourned to another chambers date or a special date and, if this Court is interested in morning chambers, to consider the issue of whether it has jurisdiction and whether an adjournment is needed in any event.

THE COURT: Mr. Dickson, what do you have to say about Ms. MacDonald's adjournment application?

**Submissions by Mr. Dickson**

MR. DICKSON: The purpose of making an emergency application is because of the time-sensitive nature. Most of the evidence that's being put forward is information the Crown was already aware of. If -- at the very least, I'd be looking at an interim order if they need more time to address stuff. But the matters are urgent, and there will be harm that is irreversible if this continues, based on the timing.

THE COURT: All right. Well, I note from your materials, which I also note do not really comply with the *Rules of Court*, which you seem to have cited in your materials, that you are concerned about vaccinations, correct?

MR. DICKSON: Vaccinations and informed consent.

THE COURT: Right. And hasn't that been around for a couple of months now?

MR. DICKSON: Yes, but there have been some changes recently, and I've been trying to get affidavits in support of the information. I'm not a lawyer. I'm somebody who's been trying to address this for some time. No lawyers have took (sic) it on, but I've been approached by medical professionals, and recently -- in fact, I've got a supplemental affidavit here due to what was said on the 19th by Dr. Hinshaw and a change that was made to their public database, which shows they intend to start vaccinating children from the ages of 4 and up imminently and that all these healthcare professionals are going to be removed and --

THE COURT: All right. Do you have your affidavit there, sir?

MR. DICKSON: I do, yes.

1 THE COURT: So if you look at Exhibit E of that -- or  
2 'G' -- sorry -- as in Golf.  
3

4 MR. DICKSON: Yes?  
5

6 THE COURT: What is that?  
7

8 MR. DICKSON: That's a tweet by Dr. Hinshaw.  
9

10 THE COURT: All right. But how long is that? Isn't it about half  
11 a page of words?  
12

13 MR. DICKSON: Yeah.  
14

15 THE COURT: Okay. And tweets cannot be anywhere near that  
16 long.  
17

18 MR. DICKSON: Well, it's -- so they can be 256 characters, which  
19 that is within --  
20

21 THE COURT: Right.  
22

23 MR. DICKSON: -- 256 characters. And below it is an image,  
24 which is attached as an image, and that's a direct tweet from Dr. Hinshaw. If we look on  
25 Twitter, we can actually see it.  
26

27 THE COURT: All right. So on my copy there is no Exhibit G,  
28 then.  
29

30 MR. DICKSON: Sorry?  
31

32 THE COURT: The copy that I have, there is no Exhibit G.  
33

34 MR. DICKSON: I don't understand that.  
35

36 THE COURT: I have an exhibit -- it is labelled as Exhibit G, but  
37 then the stamp on mine says this is Exhibit H.  
38

39 MR. DICKSON: Okay. You're -- so I have Exhibit H. Are we  
40 looking at the FOIP request? Exhibit H is a FOIP request or response to a FOIP request,  
41 which defines what the Alberta government determines is a hospitalization. That's two

1 pages. That's not a tweet; that was a response to an emailed FOIP request.

2

3 THE COURT: Okay. Well, what I have is 1, 2, 3, 4, 5 -- six  
4 paragraphs. The first paragraph starts with, I have noted with some interest.

5

6 MR. DICKSON: Is that Exhibit G?

7

8 THE COURT: 'H'. It has a stamp on the bottom right corner.

9

10 MR. DICKSON: Well, so the -- so --

11

12 THE COURT: This is Exhibit H.

13

14 MR. DICKSON: -- yeah, so that's the second page of Exhibit H.  
15 The first page of Exhibit H: That's the -- that's the email that was sent requesting the FOIP  
16 information, the first page of that. That page says 'H' and number 2 at the bottom. Page 1  
17 is the page before, which is from Michael, from Alberta Health Emergency Operations  
18 Centre, which starts, Thank you for your email; we are pleased to respond, and the subject  
19 is Private Citizen FOIP.

20

21 THE COURT: All right. And I note your affidavit also has no  
22 table of contents.

23

24 MR. DICKSON: Um --

25

26 THE COURT: Does your copy have a table of contents outlining  
27 the exhibits?

28

29 MR. DICKSON: -- so there's a -- I -- I had a table of contents filed  
30 with the documents, but it's not specifically --

31

32 THE COURT: Ms. MacDonald, do you have a full set of  
33 materials?

34

35 MS. MACDONALD: I do have a full set of materials. I didn't note a  
36 table of contents.

37

38 THE COURT: Okay. And do you have an Exhibit G and a full  
39 copy of Exhibit H?

40

41 MS. MACDONALD: I believe I do, yes.

1  
2 THE COURT: Okay. Just the court file. All right.

3  
4 And, Ms. MacDonald, you were seeking an adjournment until when?

5  
6 MS. MACDONALD: Well, if the Court's direction is that this could be  
7 heard in regular chambers, then I guess --

8  
9 THE COURT: Well, do you believe that you have enough  
10 information from the materials you received, since apparently I am missing some things in  
11 mine, to understand what the nature of Mr. Dickson's application is and to be able to  
12 properly respond?

13  
14 MS. MACDONALD: As I said, because of the late -- I -- there has not  
15 been time to seek detailed instructions as to how to respond or what the approach will be.  
16 I -- you know, the Crown believes there's certainly many issues to be addressed in the sense  
17 of jurisdiction of the Court --

18  
19 THE COURT: M-hm.

20  
21 MS. MACDONALD: -- its standing, etcetera. But if that's not  
22 something that this Court is interested in looking at today in morning chambers, if you  
23 think another regular chambers if appropriate, I would suggest a number of weeks from  
24 now.

25  
26 THE COURT: Well, I anticipate, Ms. MacDonald, you are  
27 going to be making an application saying that the Court does not have jurisdiction to hear  
28 this, correct?

29  
30 MS. MACDONALD: Yes. I anticipate that. I do not have firm  
31 instructions on that.

32  
33 THE COURT: That would certainly be my guess. How long will  
34 it take you to get those instructions?

35  
36 MS. MACDONALD: Getting the instructions should not take long, Sir,  
37 so if there is a date in the next couple of weeks, perhaps that would be --

38  
39 THE COURT: Mr. Dickson, you understand that there will  
40 likely be an application saying that either myself or any of my colleagues do not have  
41 jurisdiction to hear your application, correct?

1  
2 MR. DICKSON: As I say, I'm -- I'm self-represented and I'm not a  
3 lawyer.  
4  
5 THE COURT: Right.  
6  
7 MR. DICKSON: I don't understand what that means, Your  
8 Honour.  
9  
10 THE COURT: I realize that, but you have chosen to bring the  
11 action, so you need to be able to pursue the action properly.  
12  
13 MR. DICKSON: Well, as --  
14  
15 THE COURT: So you are now on notice that there is likely  
16 going to be an application saying that the courts do not have jurisdiction to hear this.  
17  
18 MR. DICKSON: So my understanding is, being a self-represented  
19 individual, Your Honour, is that the courts and yourself should be assisting me with that  
20 understanding.  
21  
22 THE COURT: No.  
23  
24 MR. DICKSON: No, you --  
25  
26 THE COURT: No, I am not here to represent you. I am here to --  
27  
28 MR. DICKSON: I'm not asking you to.  
29  
30 THE COURT: -- run the courtroom.  
31  
32 MR. DICKSON: I'm not asking you to represent me. Your  
33 Honour, as of --  
34  
35 THE COURT: It will be a legal argument as to whether the  
36 Court has jurisdiction to hear your matter or not. I want you to be aware that that is going  
37 to be the legal argument at the next hearing.  
38  
39 MR. DICKSON: I don't know how the Court of Queen's Bench  
40 would not have jurisdiction over this matter.  
41



1 THE COURT: Well, you will be able to explain that to  
2 whomever is here on the next date. It may be me; it may be one of my colleagues.

3

4 MR. DICKSON: So --

5

6 THE COURT: What date would you like, Ms. MacDonald?

7

8 MS. MACDONALD: Sir, if November 5th is available.

9

10 THE COURT: Yes, I believe it is.

11

12 THE COURT CLERK: It's available.

13

14 MR. DICKSON: So we're actually vaccinating over 25,000  
15 Albertans a day with no fully informed consent. Putting it off till then, how many people  
16 are going to be vaccinated, by the government's own data? The government's own data says  
17 that these vaccines are --

18

19 THE COURT: All right, sir.

20

21 MR. DICKSON: -- 24 times --

22

23 **Ruling**

24

25 THE COURT: I am prepared to adjourn this to November 5. I  
26 note that you filed your application, I believe, on October 19th. We are now on October  
27 22nd. That is three days. That is not enough time for anyone to adequately respond,  
28 especially on a matter like this. Ms. MacDonald is being very reasonable by only asking  
29 till November 5, at which point this matter will be back here in Civil Chambers. There  
30 will -- I certainly anticipate that there will be an application saying that the Court does not  
31 have jurisdiction. You need to be prepared to address that on November 5th. Do you  
32 understand that?

33

34 MR. DICKSON: I do. Can I enter while I'm here the -- downstairs  
35 they said I should -- there were some affidavits that when I filed were not originals. The  
36 Crown -- the Crown has those copies. Could I actually give these to the Court today so that  
37 they can be put on the file?

38

39 THE COURT: If the clerks accept them, then, yes, as long as  
40 they are in compliance with the Rules.

41

1 MR. DICKSON:

Thank you.

2

3 THE COURT:

All right. Back here on November 5th.

4

5 MS. MACDONALD:

Thank you, Sir.

6

7 THE COURT:

Have a good morning, Ms. MacDonald.

8

9 MS. MACDONALD:

Thank you. You, too.

10

11

12

13 PROCEEDINGS ADJOURNED UNTIL NOVEMBER 5, 2021

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1 **Certificate of Record**

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3 I, Carrie Jones, certify that this recording is the record made of the evidence in the  
4 proceedings in Court of Queen's Bench, held in courtroom 316, at Edmonton, Alberta, on  
5 the 22nd day of October, 2021, and that I was the court official in charge of the sound-  
6 recording machine during these proceedings.

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1 **Certificate of Transcript**

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3 I, Catherine FosterFlynn, certify that

4

5 (a) I transcribed the record, which was recorded by a sound-recording machine, to the best  
6 of my skill and ability and the foregoing pages are a complete and accurate transcript of  
7 the contents of the record, and

8

9 (b) the Certificate of Record for these proceedings was included orally on the record and  
10 is transcribed in this transcript.

11

12

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14

15 Catherine FosterFlynn, Transcriber

16 Order Number: AL24020

17 Dated: November 8, 2021

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