Action	T-294-25
ACTION	

FEDERAL COURT

BETWEEN

UNIVERSAL OSTRICH FARMS LTD.

APPLICANT

AND

CANADIAN FOOD INSPECTION AGENCY

RESONDENT

AFFIDAVIT

- I, Karen Espersen, businesswoman, of 301 Langille Road, Edgewood, British Columbia, hereby AFFIRM AND SAY AS FOLLOWS:
 - 1. I am a director of the Petitioner in this proceeding, and as such have personal knowledge of the facts and matters herein, except where I state they are based upon information and belief, in which case I believe them to be true.
 - 2. I have read the Affidavit of David Bilinski made January 29, 2025 in this proceeding and confirm that the contents of that affidavit as it concerns myself and Universal Ostrich Farms Inc. are true and correct.
 - 3. I started working with ostriches in 1990 together with my husband and his parents.
 - 4. My father-in-law became the first president of the Alberta Ostrich Association and served in that capacity for a number of years. At that point I wanted to become a vet, but this new industry was so interesting that I learned everything I could about ostriches and the industry
 - 5. In 1991 I started working with Esper Espersen in the Albert Ostrich Association. Over the years I have been a director of both the Alberta Ostrich Association and the Canadian Ostrich Association.
 - 6. In 1995 my husband and I began managing quarantines for Rocky Mountain Ostrich. Subsequent to that we operated a farm with 200 breeding ostriches. We focused on the benefits of ostrich farming, and studied the psychology and physiology of the ostrich.
 - 7. In 1999 I founded Universal Ostrich Farms Inc. ("UOF") and then David Bilinski ("Dave") joined UOF.

- 8. I initiated studies on ostrich oil with UBC, which demonstrated its benefits and determined how to achieve optimal omega ratios. I have attached as **Exhibit "A"** a true copy of a letter from Kim Cheng at the UBC Avian Research Centre.
- 9. I have also been involved in other studies with the University of British Columbia studying ostriches utilizing a protein mixture to retain ostrich weigh through transportation.
- 10. As with Dave, I have devoted my life to ostriches and in particular to UOF. If the UOF ostrich herd is culled we will not be able to recover, and this will have an irreversible financial impact on me.
- 11. As a director of UOF, I confirm that UOF undertakes to abide by any order the court may make as to damages in the event that CFIA sustains damages as a result of UOF seeking an injunction.

SWORN (OR AFFIRMED) BEFORE ME at Vernon British Columbia on January 29, 2025

A commissioner for taking affidavits for British Columbia

RYAN IRVING
Barrister and Solicitor
#301 2706 - 30 Avenue
Vernon BC V1T 2B6
Telephone (250) 542-5353

THE UNIVERSITY OF BRITISH COLUMBIA



Faculty of Land and Food Systems

Avian Research Centre 2357 Main Mall, Vancouver, BC, Canada V6T 1Z4

Tel: (604) 822-2480 Tel: (604) 822-4400

Web: http://www.landfood.ubc.ca/avian_research/

March 20, 2010

Karen Espersen Universal Ostrich Farms, Inc. Comp 4, Site 4, RR 1 Edgewood, BC V0G 1J0

Dear Karen,

This letter is a confirmation of our intention to extend our collaboration with Universal Ostrich Farm on ostrich research in ways to alleviate stress during transportation to market to satisfy animal welfare concerns. As you are aware, we are using the ostrich oil provided by Universal Ostrich Farm for research in fatty-acids composition, anti-oxidant properties, and anti-inflammatory efficacy of the oil. We also appreciate that you have allowed us access to your birds for obtaining blood samples for DNA analysis. Our collaboration in the past has been productive, and we hope to be able to gain more knowledge for ostrich production and management in the future with your collaboration.

Sincerely,

Kim Cheng

Professor and Director

Kuraez of Charles

This is Exhibit " A "referred to in the affidavit of KARE ESPERSEN sworn before me at UELLOW this LEday of Tauran 2035

- And the state of the state of