



Blake, Cassels & Graydon LLP
Barristers & Solicitors
Patent & Trade-mark Agents
199 Bay Street
Suite 4000, Commerce Court West
Toronto ON M5L 1A9 Canada
Tel: 416-863-2400 Fax: 416-863-2653

Jeff Galway

Partner

Dir: 416-863-2949

jeff.galway@blakes.com

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VIA EMAIL

Brendan Miller
Foster LLP
Suite #2100 520 – 5th Avenue, SW
Calgary, Alberta, T2P 3R7
Canada
bmiller@fosterllp.ca

RE: Cease and Desist

Re: November 21, 2022 Statements at Public Order Emergency Commission and to Media

Mr. Miller:

We are counsel to Enterprise Canada (“**Enterprise**”) and Brian Fox.

Yesterday, you made highly defamatory statements to the media and during proceedings of the Public Order Emergency Commission (the “**Commission**”), falsely and maliciously accusing Brian Fox of holding a Nazi flag during the “Freedom Convoy” protests in Ottawa.

It is irresponsible and reckless to use the Commission’s process to make these false and damaging allegations in a highly visible forum. These accusations could not be more baseless, and are causing immediate and irreparable harm to our clients.

Here are the facts:

- Brian Fox was not in Ottawa at any time in January or February of 2022. His most recent visit to Ottawa, to the best of his recollection, was to attend the Manning conservative action conference in 2019.
- Neither Enterprise nor Brian Fox were in any way involved, either for or against, the “Freedom Convoy” protests that gave rise to the Public Order Emergency Commission.
- Contrary to your statements and the misinformation your statements have engendered online, Brian Fox is not a Liberal Party member, supporter or collaborator. He is a longstanding member of and contributor to the Conservative Party of Canada, and participated in the recent leadership process to support Mr. Poilievre. Your implication that Mr. Fox colluded with the incumbent government to discredit protestors has absolutely no basis in fact, and is reckless.

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- Brian Fox is not a lobbyist.

Enterprise and Mr. Fox are being attacked by individuals and groups online based on defamatory misinformation you are presenting. We demand that you cease and desist immediately and correct your false statements. A formal libel notice is forthcoming, and we expressly reserve all of our clients' legal rights and remedies.

Yours very truly,



Jeff Galway