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CONFIDENTIAL

Court File No.: DES- 7 -23

FEDERAL COURT

BETWEEN:

ATTORNEY GENERAL OF CANADA

FILED	FEDERAL COURT COUR FÉDÉRALE		DEPOSE
	DEC 08 2023		
	Victoria Bell		
OTTAWA, ON		3	

Applicant

and

**~~RESPONDENT(S) TO BE NAMED BY THE COURT UNDER
SUBSECTION 38.04(5) OF THE CANADA EVIDENCE ACT~~**

MOHAMMAD JHAZI

Respondent

APPLICATION UNDER SECTION 38.04(1) OF THE *CANANADA EVIDENCE ACT*

AMENDED NOTICE OF APPLICATION

TO THE RESPONDENT:

A PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the applicant. The relief claimed by the applicant appears below.

THIS APPLICATION will be heard by the Court at a time and place to be fixed by the Judicial Administrator. Unless the Court orders otherwise, the place of hearing will be as requested by the applicant. The applicant requests that this application be heard at Ottawa.

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or a solicitor acting for you must file a notice of appearance in Form 305 prescribed by the *Federal Courts Rules* and serve it on the applicant's solicitor or, if the applicant is self-represented, on the applicant, **WITHIN 10 DAYS** after being served with this notice of application.

Copies of the *Federal Courts Rules*, information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613-992-4238) or at any local office.

**IF YOU FAIL TO OPPOSE THIS APPLICATION, JUDGMENT MAY BE GIVEN
IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.**

Date: December 8, 2023 Issued by: ORIGINAL SIGNED BY
VICTORIA BELL
A SIGNÉ L'ORIGINAL
(Registry Officer)

Amended: December 8, 2023

TO: MR. LORNE WALDMAN
Waldman & Associates
281 Eglinton Ave. E
Toronto, Ontario
MP4 1L3
Counsel for the Respondent, Mohammad Jahazi

- f) The public interest in non-disclosure outweighs the public interest in disclosure;
- g) The AGC may receive future notices pursuant to s. 38 of the *CEA* covering additional documents in connection with the Underlying Proceeding that will become part of this application; and
- h) Further and other grounds as the Applicant may advise and this Honourable Court may permit.

**THE APPLICANT MAKES THE FOLLOWING REPRESENTATIONS UNDER
SUBSECTION 38.04(5) OF THE CEA:**

- a) Mr. Mohammad Jahazi is a party whose interests are affected by the information contained in the documents subject to these proceedings and must be named as Respondent;
- b) A copy of the Notice of Application, amended to include Mr. Jahazi as the Respondent, should be served on Mr. Jahazi;
- c) The Notice of Application must remain confidential until it is amended to name Mr. Jahazi as the Respondent, and is served on Mr. Jahazi;
- d) A hearing under paragraphs 38.04(5)(a) or (a.2) of the *CEA* is not required;
- e) A public hearing may be necessary;
- f) An *ex parte in camera* hearing will be necessary;
- g) Further and other grounds as the Applicant may advise and this Honourable Court may permit.

THIS APPLICATION WILL BE SUPPORTED BY THE FOLLOWING MATERIAL:

- a) The Amended Notice of Application; and
- b) Affidavits and other material as counsel may advise and this Honourable Court may permit.

Date: December 05, 2023



ATTORNEY GENERAL OF CANADA

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