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F I L E D	FEDERAL COURT COUR FÉDÉRALE
February 19, 2024 le 19 février, 2024	
Ginette Lischenski	
VAN	1

**FORM 301 Rule 301
Notice of Application**

Court File No. T-321-24

(Court seal)

FEDERAL COURT

BETWEEN:

SEPEHR MOGHAREI

Applicant

AND:

ATTORNEY GENERAL OF CANADA

Respondent

APPLICATION UNDER sections, 17, 18 and 18.1 of the Federal Courts Act R.S.C. 1985, c. F-7
and Rule 301 of the Federal Court Rules, 1998.

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 Vancouver, BC (place where Federal Court of Appeal (or Federal Court) ordinarily sits).

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.

February, 19, 2024

(Date)

Issued by: 

(Registry Officer)

**GINETTE LISCHENSKI
REGISTRY OFFICER
AGENT DU GREFFE**


Address of local office:

Pacific Centre
P.O. Box 10065 701
West Georgia Street
Vancouver, British Columbia
V7Y 1B6

TO:

ATTORNEY GENERAL OF CANADA
Department of Justice Canada
(BC Regional Office)
900 - 840 Howe Street
Vancouver, BC, V6Z 2S9

AND TO:

S. Constantin Manager Canada Emergency Benefits Validation
Canada Revenue Agency
Post Office Box 20000, Station A
Sudbury ON P3A 5C1 

Application

(Where the application is an application for judicial review)

This is an application for judicial review in respect of:

decision made by Canada Emergency Benefits Validation manager at the Canada Revenue Agency [CRA] made on or about Jan 19th, 2024 to deem the Applicant (A self-represented litigant) as non-eligible in receiving Covid-19 recovery benefits under Canada Recovery Benefits Act, SC 202,0, c 12, 2s2.

The applicant makes application for:

- a) a declaration that the decision of the Canada Revenue Agency failed to observe a principle of natural justice and procedural fairness.
- b) a declaration that the decision of the Canada Revenue Agency Officers failed to explain why the evidence provided by the Applicant was insufficient to meet the eligibility requirements.
- c) a declaration that Canada Revenue Agency Officers unreasonably came to their conclusion that the Applicant did not meet the Income Eligibility Requirements.
- d) an order to send back the matter to Canada Revenue Agency for redetermination by a different decision-maker.

The grounds for the application are:

- 1) The Canada Revenue Agency Officers erred in law and made an unreasonable decision in non-transparent, unfair, and unjustified nature. (federal court act 18.1, federal court rule part 5)

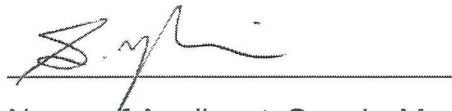
This application will be supported by the following material:

- Letters from CRA
- Response letters provided to CRA
- Bank Records provided to CRA
- Tax records provided to CRA

The applicant requests the Tribunal to send a certified copy of the following material that is not in the possession of the applicant but is in the possession of the tribunal to the applicant and to the Registry:

ALL MATERIALS USED TO ARRIVE AT THEIR DECISION

February 19, 2024



Name of Applicant: Sepehr Mogharei

Address: 215 3051 Airey Drive Richmond, BC V3X3X6

Phone: 604-725-5184

email: smoghare@gmail.com

(name, address and telephone number of applicant)



SOR/2021-151, s. 22

Application

Court File No _____

(Court seal)

FEDERAL COURT

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