

FEDERAL COURT

BETWEEN:

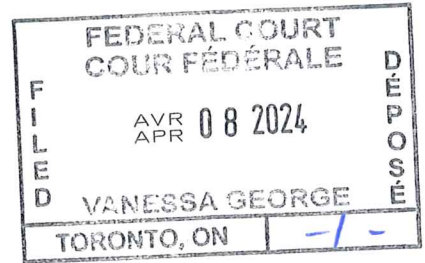
A. John Bellosillo

and

His Majesty the King

Plaintiff,

Defendant.



STATEMENT OF CLAIM¹

1. The Plaintiff is a Canadian Citizen trusted to, “the safe and humane custody and supervision”² of the Defendant, His Majesty the King (“HMK”), by his Correctional Service of Canada (the “CSC”), a Creature of Statute existing in and by S.C. 1992 c.20 and as am., a.k.a. *Corrections and Conditional Release Act* (the “CCRA”), part I pursuant to s.5 thereof.
2. He is the owner of a personal computer purchased bona fides under the CCRA, Part I pursuant to ss. 3, 4(d), 5(b) 58, 65(1) and 76 thereof. And in his possession pursuant to Agreement existing between the Defendant and the Plaintiff in consideration *bona fides* for the express terms thereof.
3. The express terms of the Agreement permitted the Defendant by his CSC to seize the plaintiff’s computer system at any time for the purpose of searching it, to require the Plaintiff to correct any deficiencies, if any, or, if any, to require the Plaintiff to remove any unauthorized hardware or software, and to the return

¹ *Federal Court Act*, R.S.C. 1985, c. F-7 and as am., Schedule. All footnotes are in the nature of “Particulars of Claim,” for convenience of reference. This Action is a proceeding against the Crown pursuant to section 48(1) of the Federal Court Act (“FCA”) and section 3(b) of the Crown Liability and Proceedings Act. R.S.C., 1985, c. C-50.

² S.C. 1992 c.20 and as am., a.k.a. *Corrections and Conditional Release Act* (the “CCRA”): s.3(a).

his computer system to him, but nothing by the Agreement permitted the Defendant to permanently withhold the Plaintiff's computer system instead of returning it to his possession.

4. Of late, the Defendant by her CSC staff at Bath Institution ("BI"), Canada, a low medium security institution, seized the Plaintiff's computer system and in breach of the Agreement, then withheld it from the plaintiff instead of returning it to his possession.
5. In seizing the plaintiff's computer system and, in breach of agreement, then withholding it from the Plaintiff instead of returning it to possession, the Defendant acted on a CSC agenda calculated to deprive inmate computer owners of their computer system and to otherwise act in violation of the *CCRA*, Part I, ss.3, 4(d), 5(b), 58, 65(1), and 76 to the end of denying inmates generally contrary to the purpose of "the federal correctional system"³ of a computer ownership program.

Relief Sought

The Plaintiff therefore claims, with s.24(1) of the *Canadian Charter of Rights and Freedoms*⁴ in aid:

1. A declaratory order as to the plaintiff's right to continued ownership of his computer system in accordance with the express terms of the Agreement.
2. A declaratory order as to the plaintiff's right to maintain his computer system in good repair, and to upgrades as necessary, in accordance with Part I, ss. 3, 4(d), 5(b) and 76 of the *CCRA*, and with the Agreement as expressed or implied to his benefit, with s. 12 pursuant to ss. 3, 10 and 11 ("**shall...imperative**") of the

³ *CCRA* s.3.

⁴ i.e., Part I of Schedule B to 31 Eliz. 2 c.11 [Canada Act 1982(UK)].

Interpretation Act, R.S.C. 1985, c. I-21 and as am., as applied to ss. 5(b) and 76 of the *CCRA*.

3. A structure injunction, or an Order in the nature, in terms as the Court considers appropriate and just to the end of, “the better administration,” of the *CCRA*, Part I, to the Plaintiff’s benefit and protection in reference to the Agreement at common law pursuant to s. 4(d) of the *CCRA* against any CSC agenda calculated to deprive the Plaintiff of his computer system, including its good repair and upgrades as necessary.
4. His expenses in bringing this action.
5. Such further and other relief as the plaintiff may reasonably claim.

DATED at Bath Institution, in the province of Ontario, Canada, this Canada Day Monday the 20th day of March 2024.



A. John Bellosillo
Plaintiff
In person per Rule 122
Self-represented Litigant.
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TO: HIS MAJESTY THE KING
Defendant

Per; Rule 133,
Federal Court Rules

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I HEREBY CERTIFY that the above document is a true copy of
the original issued out of / filed in the Court on the _____

day of APR 08 2024 A.D. 20 _____

Dated this APR 08 2024
day of _____ 20 _____

VANESSA GEORGE
REGISTRY CLERK
AGENCY