

IN THE COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL DISTRICT OF CALGARY

BETWEEN:

DEVON GARY ELL, JOHN MICHAEL MAGUIRE
and ROSELYNNE MARGARET SPENCER

Applicants

- and -

HER MAJESTY THE QUEEN IN RIGHT OF ALBERTA

Respondent

SUPPLEMENTARY AFFIDAVIT

I, KEN HAWRELECHKO, Senior Manager, Operations, Court Services, of the City of Edmonton, in the Province of Alberta, **MAKE OATH AND SAY THAT:**

1. I am currently the Senior Manager of Operations for Court Services, Alberta Department of Justice. I have been employed with the Department of Justice (formerly the Attorney General's Office) since 1973, with the exception of one year in 1975-76. As Senior Manager of Operations, I have responsibility for implementation of assigned legislative initiatives effecting Court Services. I have been assigned responsibility for implementation of the amendments to the Justice of the Peace System, resulting from the enactment of the *Justice Statutes Amendment Act, 1998*. I have personal knowledge of the matters deposed to herein except where stated to be on information and belief, and where so stated I believe those matters to be true.

2. Subsequent to my deposition of an Affidavit in this action on November 16, 1998, staff in my office have compiled lists of "staff justices of the peace" and of "fee justices of the peace". The compilation of these lists, which were finalized December 30, 1998, required considerable work and effort to verify the accuracy of those lists. Attached as Exhibit "A" is an alphabetical

listing of justices of the peace who are also staff of the Alberta Department of Justice. There are 242 persons on this list.

3. Attached as Exhibit "B" is an alphabetical listing of "fee justices of the peace". There are 190 persons on this list.


4. It is my understanding, based on discussions of staff within my section, that 28 of the persons listed in Exhibits "A" and "B" are inactive. Attached as Exhibit "C" is an alphabetical listing of these inactive justices of the peace.

5. I make this Supplementary Affidavit in response to the Applicants' application.

SWORN BEFORE ME at the City
of Edmonton, in the Province of Alberta,
this 4th day of January, 1999.



KEN HAWRELECHKO



A Commissioner for Oaths in and
for the Province of Alberta

L. CHRISTINE ENNS
BARRISTER & SOLICITOR