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3<sup>rd</sup> FORMAL NOTICE UNDER THE PROCEEDINGS of the *Crown Liability and Proceedings Act*, R.S., 1985, c. C-50, s. 1; 1990, c. 8, s. 21 [initial Legal Notice June 19<sup>th</sup> 2006]

By Purolator

Phone: 613-225-2342 ext. 4754

August 9, 2006

Page(s): 2 plus legal brief

Canadian Food Inspection Agency  
Legal Services  
59 Camelot Drive  
Ottawa Ontario  
K1A 0Y9

Our file: [see Exhibit 1]  
HealthGate Scandal

Attention: Hasna Farah, Legal Counsel, Canadian Food Inspection Agency, Department of Justice Canada

Re: Unlawful technical barriers to trade blocking U.S Manufactured Dietary Supplements from entering Canada and our allegation of Health Canada and your agency's inspectorate criminal investigation police officers acting illegally and out of jurisdiction, and/or failing to perform their duties as required by the empowering legislation and De Jure Rule of Law of the Dominion of Canada AKA Her Majesty the Queen in Right of Canada, Canada, Regina, etc.

Dear Hasna Farah,

I do not know how much you know about our Health Freedom Movement in Canada, the USA and globally.

In 1994, the largest grassroots uprising in US history forced the Congress and Senate to pass the *Dietary Supplement Health and Education Act* of 1994 Public Law 103-417 103<sup>rd</sup> Congress [see Exhibit 2]. To show you the significance of our movement, the uprising in support of the "OUR FOODS ARE NOT DRUGS" campaign in the USA was larger than the Vietnam protests!

In 1997 and 1998, the largest grassroots uprising in Canadian history forced the government to deal with the issue via the Federal Standing Committee on Health.

Tuck's Professional Services  
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In typical Canadian fashion, THEY studied the problem and then never did the recommended legislative revisions.

The new Natural Health Product Regulations effective January 1<sup>st</sup> 2004 are not lawful and are not consistent with the promises and recommendations made in 1998 and do not in any realistic manner deal with the underlying issues our Health Freedom Movement.

Our groups filed suit against the federal government [see Exhibit 3] in 1997 to force the issues. Our Health Freedom Movement in Canada supported the filing of a June 2004 lawsuit and the parallel Health Freedom Bill C-420 campaign [see Exhibits 4 and 5].

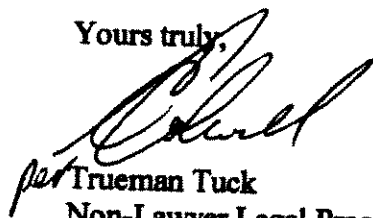
Our supporters have been actively engaged in challenging Health Canada and other involved federal regulatory entities [see Exhibits 6, 7, 8, 9 and 10] both legally and otherwise.

In three consecutive criminal prosecutions – Strauss, Bell Lifestyle and on July 28<sup>th</sup> 2006 Synergy/Truehope [see Exhibit 11, 12, 13, 14 and 15], our team has defeated Health Canada and their harassment attempts of our supporters.

We are not going away and need you to, as you are obligated by lawful duty, respond in writing to our correspondence and or meet with us to discuss mutually acceptable resolution to these Health Freedom issues.

Attached, as Exhibit 16, is our yet unanswered letter dated July 7<sup>th</sup> 2007.

Yours truly,



per Trueman Tuck  
Non-Lawyer Legal Practitioner  
& Human Rights Advocate

c: The Honourable Chuck Strahl, Minister of Minister of Agriculture & Agri-Food by fax only to 613 995-5621 and all members of the Dominion of Canada Parliament and Senate



# Tuck's Professional Services Canada

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## 2<sup>nd</sup> LEGAL WARNING NOTICE PURSUANT TO THE PROCEEDINGS AGAINST THE CROWN ACT R.S., 1985, c. C-50, s. 1; 1990, c. 8, s. 21

Cover by fax to: 613-948-3177  
And complete package by Purolator

**EXHIBIT 21**

Phone: 613-952-3200

August 26th, 2006



Page(s): 3 + 1 legal Brief

Canada Border Services Agency  
333 Laurier St., 2<sup>nd</sup> Floor  
Ottawa, ON K1A 0L5

Our file: [See Exhibit 1]  
HealthGate Scandal

Attention: Mr. Alain Jolicoeur, as President and also in his personal capacity

Re: Our clients' and my uninvestigated allegations of biased, prejudicial and unlawful conduct of your agency's border officials under the *Customs Act, R.S.C. 1985, c.1 [2<sup>nd</sup> Supplement], Chapter C-52.6.* dating back to August 2003 and the fact that your local staff is clearly acting above the law and you will not do anything about it

Dear Mr. Jolicoeur:

In reference to your letter of February 6<sup>th</sup> 2006 [see Exhibit 2] concerning BIE Health Products and Global Health Products, we wanted to update you on our Health Freedom Resistance Movement's legal, political, scientific and media challenges.

I have now had a personal shipment of HGH Releaser from Global Health Products held by your staff, likely again at the request of those misbehaving criminal investigative officers working for Health Canada for over 5 months in violation of the De Jure Rule of Law that is supposed to government Canada [see Exhibit 3].

*The simple facts are that under claimed authority under your agency's Act, my personal property was in fact seized and held by your staff in your facility, likely at the request of the local Health Canada criminal investigative police officers for a period of some 5 months, without any notice or warrant or communications to me and or the shipper in the USA.*

**I am formally requesting a full investigation by you into why in January 2006 my personal use shipment of HGH releaser was seized and held for so many months by your staff without any communications with me the owner of that property here in Canada.**

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*Helping you with your legal and government issues is our specialty!*

**I also need to know by virtue of what authority your staff seized my personal property and denied me access to the non-drug medicine of my choice and failed to advise me that your staff had seized my personal property.**

For your information Health Canada is not doing very well in our Health Freedom battles – see Exhibit 4, which is our most recent letter dated August 18<sup>th</sup> 2006 with attached Exhibits to Ms. Diana Dowthwaite. Ms. Dowthwaite is the new Director General of what we view as the criminals working as criminal investigative police officers within the Directorate that Ms. Dowthwaite is now responsible for.

**I would again respectfully request an immediate meeting to clarify your agency's legislative responsibilities and those of you personally.**

Attached is our recent cover letter to your colleagues at the CFIA dated August 9<sup>th</sup>, 2006 on the same type of issues [see Exhibit 5].

I would like to reiterate our response to your responses:

1. THERE IS NO LAWFUL BASIS IN THE FOOD AND DRUGS ACT TO AUTHORIZE HEALTH CANADA AND YOUR STAFF TO SEIZE, HOLD AND RETURN A CANADIAN'S PERSONAL PROPERTY SHIPMENTS, WHETHER FOR PERSONAL USE AND / OR COMMERCIAL USE OF US DIETARY FOOD SUPPLEMENTS.
2. You and your staff, and the staff at the CFIA are, by legislation, the only federal regulatory authorities that should be involved in our shipments coming into Canada of US manufactured dietary food supplements.
3. You and your staff are duty bound by the provisions of the WTO, NAFTA and Smart Regulations Policy to not participate in unlawful technical barriers to trade, such as those being illegally created by the criminal investigative officers working for Health Canada. Ironically this is an inherent right guarantee from the time of the Magna Charta in 1215 – see sections 40 and 41.
4. You personally and every regulatory person involved will be named personally in any lawsuit that we are forced to file to defend our inherent rights, freedoms and liberties. These are civil and property rights issues involving the rights to earn a living via merchant business activities.
5. You and your staff are in error when you state to quote “..that Health Canada is the department responsible for the administration of this Act..”. Health Canada under the Food and Drugs Act is only responsible for drugs that are adulterated and or fraudulently causing serious national harm. Under Sections 22(2) and 32(1) of the *Food and Drugs Act* R.S., c. F-27, the Canadian Food Inspection Agency and Agriculture Canada is responsible for our US dietary food supplements.
6. As to your copout about “As the goods were returned to the exporter and no decision or enforcement action was taken by the CBSA under the Customs Act” – this is simply not true.

**If your staff again interferes with our shipments illegally, you personally can count on having to discuss this before a judge or jury shortly.**

Your staff seized our property in Canada because title had already transferred from the exporter to the importer in the USA before the product reached the border. Payment had been made in the

USA and possession taken in our US based relay warehouse, which has nothing to do with the original US manufacturer exporter which is at another US address.

DO YOU GET THE LEGAL PICTURE NOW?

Your agency's staff ongoing illegally accepting Health Canada's unlawful claim to jurisdiction is thus creating both potential civil and criminal liabilities in both your personal and professional capacities.

Please especially note section 126 of the criminal code and section 337.


Please also see Sections 122,137, 140, 217, and 219 of the *Criminal Code* R.S., c. C-34, s. 1 [see Exhibit 6], and the *Canadian Bill of Rights* 1960, c. 44 and *Canadian Charter of Rights and Freedoms*, as well as the *British North American Act*, 1867 30 & 31 Victoria, c. 3 original and as amended and the *Adulteration and Fraud Act*, 1860 [UK] as amended and the *Magna Charta*, 1215 as evolved.

***We need to meet as soon as possible, in order to negotiate a mutually agreeable resolution to these issues; otherwise you personally will be named on the next lawsuit that is prompted by your agency's staff's illegal interference with either a personal and / or commercial use shipment made out in my name.***

*We are also now prepared to attempt to initiate citizen's driven informations for criminal charges against all individual public servants that are acting outside and above the De Jure Rule of Law!*

The shipment is being sent as we speak.

Yours for De Jure Rule of Law in Canada being followed by everyone, including your border officials, the CFIA officials and the criminal investigative officers working for Health Canada.



Trueman Tuck  
Non-lawyer Legal Practitioner,  
Human Rights Advocate & Entrepreneur

cc. [1] Minister of Industry, the Honourable Maxima Bernier MP  
Cover by fax to 613-995-0687, and full package by Purolator

[2] Parliamentary Secretary to the Minister of Industry, Dr. Collin Carrie, MP  
Cover by fax to 613-992-1357 and full package by Purolator

[3] Deputy Minister of Industry, Mr. Richard Dicerni  
Cover by fax to: 613-954-3272 and full package by Purolator