

EXHIBIT 6



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By fax only to: 613 947-2104

April 17th, 2005

Joint Senate and House of Commons  
Subcommittee on Agenda and Procedure [SREG]  
Room 1053, 40 Elgin Street  
Senate Ottawa, ON K1A 0A4 Canada

Attention: Mr. Francois Michaud, Co-Clerk

Phone: 613 998-0424

Pages: 29

Our file: Econmax Nutrition Inc

**FAXED**  
04/19/05

Dear Mr. Michaud,

Re: **Food and Drugs Act Natural Health Products Regulations Registration 5 June, 2003**  
**SOR/2003-196 P.C. 2003-847 5 June, 2003**

In reference to our discussions in March 2005 and our meeting with the Hon. Gurmant Grewal, co-chair on April 4<sup>th</sup>, 2005, this is an urgent confirmation in writing of our verbal request made during our meeting on April 4<sup>th</sup>, 2005 for SREG committee to immediately schedule investigation into the legal status of the new natural health products regulations.

It is our allegation that both the new Natural Health Product Regulations and parts of the Schedule F & G regulations pertaining to "Dietary Supplements" has been corruptly manipulated by senior officials within the Prime Minister's office, Privy Council, Governor-in-Council and several federal departments including the Department of Justice, Health Canada, Canadian Food Inspection Agency, the Canadian Border Services Agency and others at the prompting of Big Pharma and their Lobbyist friends [referred to as 'senior officials'] [see Exhibit A].

Our firm has on a number of occasions over the last three years provided the Department of Justice counsel, various Ministers of the Crown's staff, the Canadian Border Services Agency and every level of Health Canada with detailed legal briefs including case law to prove that the new Natural Health Products Regulations cannot legally comply with the specific criteria enumerated in Section 3. [1], [2] and [3] of the *Statutory Instruments Act. 1970-71-72, c. 38, s.1.* [see partial extract - Exhibit C].

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Yet these senior officials continue forward trying to implement these unlawful regulations that will likely not stand up to your committee's scrutiny, and most certainly will fall under well designed and presented Court challenge. These senior officials are counting on the inability of alienated consumers and small businesses to finance a proper legal challenge to stop the scheme.

Health Canada's own Business Impact Study done in October 16<sup>th</sup>, 1996 to quote says " For those companies in the BIT sample with annual sales of less than \$2M, the proposed regulatory requirements and cost recovery are expected to impose costs of greater than 10% of total company sales".

Simple English translation, of the 15,000 estimated businesses in the Canadian natural health industry, over 90%, according to our estimations, are \$2M or less in annual sales, so the new natural health product regulations are going to either put out of business or severely limit the financial viability of at least 10,000 Canadian small businesses.

*The outcome will be that the Canadian natural health market will immediately polarize to publicly own mass-market companies and the larger natural health industry privately owned companies, the majority of which dream going public as soon as possible.*

*Available products will drop by at least 25%, costs of remaining products will increase by at least 15% and innovation will be largely destroyed.*

*Also, as the natural health industry is far more effective, both in terms of cost and outcome in preventing and treating most chronic diseases, lives are being lost and quality of life diminished while publicly funded health care costs will soar.*

It would appear from our evidence collected to date that senior officials working for the former Prime Minister, Jean Chretien, in the PMO early in 2001 gave instructions to Department of Justice officials to unilaterally, without any Parliamentary direction or oversight, create these massive new regulations via the Governor-in Council after the failed attempt effective July 1<sup>st</sup>, 1997.

This was done deliberately for business reasons in defiance of the promises made by the various Ministers involved and the Prime Minister and his government, as well as the Reports and consumer and small business testimony before the 1998 Federal Standing Committee on Health which happened as a direct result of the largest grassroots uprising in Canadian history from 1996 to 1998.

**It is our belief that there may be corruption involved at the highest levels of the Liberal Party [we named this emerging scandal as "HEALTHGATE"] driving this agenda against public interest and that of small business.**

**AND, the senior officials are outright lying when they claim informed natural health consumer support for these new regulations. There are about 12 major grassroots natural health consumer organizations in Canada and these same senior officials will not allow even these organizations' representatives to fully participate with the stakeholders outlined in Exhibit A.**

This massive drug-style third category regulatory initiative has created over 1,000 new pages of regulations all of which according to our research to date, appears not to have been properly processed under the *Statutory Instruments Act, 1970-71-72, c. 38, s.1.*

The estimate minimum cost of implementation of these new regulations for the actual companies trying to comply is over \$200M. The estimated loss government costs over 5 years is estimated to be at \$50M and may be closer to \$200M by the time the dust settles. **THIS IS ANOTHER GUN REGISTRY DEBACLE UNDER WAY!**

Sadly, all of this is direct additional burden to the consumers who depend on these products for their health and well-being.

**It is our understanding that the Sections 3. [1], [2], and [3] requirements have not been properly completed by either the Clerk of the Privy Council or the Deputy Minister of Justice, and that your Committee has never in detail examined these new regulations prior to their implementation, or the administrative process to date.**

**Could you please confirm in writing as soon as possible that our understanding that your committee has not reviewed the new Natural Health Product Regulations is accurate?**

**Could you also please advise when these new regulations were referred to your committee?**

This new and unusual regulatory initiative affects the entire natural health industry from coast to coast; this industry involves over one billion dollars in sales and has been one of the fastest growing sectors of our economy for over 15 years.

The natural health industry involves an estimated 15,000 businesses and hundreds of thousands of jobs, and is an expanding export industry for our country. This industry is predominately [over 90%] small businesses and is literally now being terrorized by hand-cuffed arrests, criminal charges, armed raiding parties, seizure of property, threat of jail sentences, failed criminal charges, closing of the border to vital small business and consumer imports, etc, by the new expanded federal regulatory activities.

It is important to note that there are approximately 55,000 healthy foods known as "DIETARY SUPPLEMENTS", which is specifically defined under existing US legislation called the *Dietary Supplements Health Education Act, 1994 [DSHEA]* [see Exhibit D] by our largest trading partner.

It would have seemed appropriate, after the same battle went on in the early 1990's in the USA that when the *Dietary Supplements Health Education Act, 1994 [DSHEA]* was passed without opposition that a similar solution should have been implemented in Canada to *HARMONIZE TRADE* with our most important trading partner.

Our investigations to date indicate that this whole scheme has been created by the self-interested business and government organizations as listed in Exhibit A to prevent Canadians from access to nutrient-rich, healthy foods that provide medicinal benefits in the treatment and prevention of most chronic diseases that our citizens increasingly are suffering from, and to ensure that chemical-based synthetic medicines did not have to compete on a level regulatory playing field with our client's nutrient-rich, food-based medicines.

The other business dimension is the Canadian Medical Association's [CMA] determination to assert the right to their profession having a monopoly on the practice of medicine. Much of the involvement of other medicine practitioner associations are manipulated by CMA and Big Pharma appealing the natural dream of some naturopathic and homeopathic practitioners to want to share the taxpayer funded "GOLDEN TROUGH" with the CMA and their friends.

Interestingly enough, one of our herbalist clients was successful at defeating a "Practice without medicine" charge a few years ago driven by the British Columbia Medical Association, which had a formal committee called "PROJECT 2000" who's sole purpose was to ensure that the medical doctors and their Pharma friends did not have to compete on a regulatory level playing field with nutrient-rich, food-based medicines and their supporting health practitioners.

If you examine the Henry the 8<sup>th</sup> Herbalist's Charter [see Exhibit E] you will see that this battle for monopoly of the practice of medicine is many centuries old.

In our meeting with the Co-chair, the Hon. Gurmant Grewal, the Co-chair indicated that he would speak with the legal counsel for your committee about the matters and likely setup an informal meeting to discuss the issues.

Could you or the Co-chair please advise of the status of this and the next step?

*Federal officials, relying on these authorities, have attacked another small business in the last ten days – Econmax Nutrition Inc. from Montreal Quebec. There is an increasing urgency to these matters. Ironically, our client's Member of Parliament is the current Minister of Justice, and our client studied law under the Minister when the Minister was a law professor.*

Please advise in writing as soon as possible the next steps that will occur.

Yours for justice and fairness,

  
Trueman Tuck  
Legal & Political Rights Advocate

Copy to:

By fax only to: Chairs John G. Bryden & Gurmant Grewal 613-992-1965 and  
Vice Chairs Lynn Myers (613) 992-9932 and  
Judy Wasylycia-Leis SREG (613) 996-9713

By fax only to: Francois Bernier, Legal Counsel, ~~613-995-0751~~  
613-943-2109



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## EXHIBIT A

By Purolator

September 26, 2005

Pages: 3 plus 1 legal brief

Joint Senate and House of Commons  
Subcommittee on Agenda and Procedure [SREG]  
Room 1053, 40 Elgin Street  
Senate Ottawa, ON K1A 0A4 Canada

Our files: BIE Health Products  
Global Health Products  
Trueman Tuck  
ANHS  
FCHC  
Tuck's Discount Vitamins  
Dr. David Rowlands

Attention: **Mr. Francois Michaud, Co-Clerk/  
Mr. François R. Bernier, General Legal Counsel**

Dear Mr. Michaud and Mr. Bernier:

Re: Bias, prejudicial and unlawfully unapproved Regulation SOR/2003-196, *Natural Health Products Regulations*

Our firm is writing to the two of you and your committee requesting immediately witness days to present the consumer and Small, Medium Family Enterprise [SMFEs] side of these matters [see Exhibit K]. There is no single sector more important to our economy then SMFEs and yet there is no senior Cabinet Minister in the Liberal government championing the issues for SMFEs.

Our clients requesting this include BIE Health Products, Global Health Products, Trueman Tuck, Alliance of Natural Health Suppliers, Freedom of Choice in Health Care, Tuck's Discount Vitamins and Dr. David Rowlands and others.

We wanted to thank Mr. Bernier for his May 25th, 2005 letter [see Exhibit A] confirming our telephone discussion.

There have been major developments in these matters since our communications in March, April and May of 2005. The federal authorities, including Health Canada and the Canadian Border Services Agency have launched a new major federal offensive campaign based upon the SOR/2003-196 Natural Health Products Regulations to destroy hundreds of Canadian Small, Medium Family Enterprises [SMFEs] and to close the border unlawfully in violation of NAFTA and WTO agreements to US imports.

It is our understanding that federal officials estimate that over 2,500 businesses are being impacted by the new Regulation SOR/2003-196, *Natural Health Products* and openly admit that over 80% of all of these

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businesses that are manufacturers and importers will be closed down [see threatening e-mail dated September 21<sup>st</sup> 2005 being send by federal officials to the natural health industry and our Exhibits B and D].

To date, over the last two years or so, our estimate is that the private sector has been forced to invest over 100 million dollars in federal compliance costs for an unlawful and unapproved regulation that has never even been brought into either Parliament or the Senate for authorization [See Exhibit A] which is ultimately paid for by the consumer.

In 1997 two of our clients – Freedom of Choice in Health Care and Dr. David Rowlands filed a lawsuit to stop the first regulatory attempt to turn over 50,000 safe and effective non-allopathic food-based medicines into “NEW DRUGS” [see Exhibit C].

It is quite clear that in case law, shown in Exhibits E, F, and G that the federal Liberal government has decided that we, in Canada, are no longer living in a constitutionally based Rule of Law federated nation state.

A few weeks ago, I spend over an hour with the Chief of Staff of a US Senator talking about the RAW POWER that the Prime Minister of Canada and his PMO has grabbed since the inception of the elite's top down changes that were forced thought in 1982 without direct consent of the people.

In 1982 the ruling elites deliberately altered, without the people's direct consent over 800 years of British Parliamentary and Common Law Rule of Law. The entire democratic basis of our nation, developed over centuries was literally destroyed. The Supremacy of Parliament subject to the safeguards of an independent Senate, Judiciary and Head of State and a federated state with specific division of authority was altered in such a way that absolute power could then be seize in “Coup d'etat” by the Prime Minister and his colleagues without even an armed revolution.

I thought it was significant that in this month's edition of the Canadian Taxpayer's Association's newsletter that the front page story was about the Canadian, North Korean and Cuba Health Care systems being the only nations with such a socialized, expensive and ineffective system of the 200 some nations in the world.

Our discussion was, would you believe that we in Canada we are a “Dictator run Banana Republic”. The fact is that one person and his staff now hand pick every senator, every person allowed to run for nomination and potential election for his party, every federal judge, every senior official for every department, every key person is all federal Crown agencies and other federal entities, etc..

We presented our case before the federal Canadian Standing Committee of Health in May [see Exhibit H] and have been forced to file on behalf of our client BIE Health Products a Notice of Libel, and Statement of Claim [see Exhibits I and J].

Please provide this information to all members of your committee and advise when witness days would be available.

We noticed in the section 8 of the *Statutory Instruments Act* R.S. 1985, c. S-22 [see Exhibit K] that your committee has the authority to immediately revoke these terrible and unlawful regulation cited OR/2003-196, as *Natural Health Products Regulations*. It would greatly restore confidence in the federal authorities, if your committee met and revoke these regulations immediately. We can come to

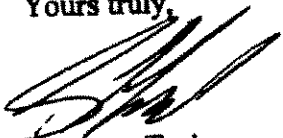
committee met and revoke these regulations immediately. We can come to Ottawa to have a follow-up meeting with the Co-Chair and / or others whenever you can schedule a meeting.

With the looming deadline of January 1<sup>st</sup> 2006 this is now an extremely urgent matter [see Exhibit B].

Please acknowledge receipt in writing and advise the next steps.

Thank you for being there to ensure that no one is above the law and that our common law and constitutional immutable and inherent rights are fully respected by all publicly funded officials – whether elected or appointed.

Yours truly,



Trueman Tuck  
Legal and Political Rights Advocate

## EXHIBIT 27

Michaud, François: SEN

De: Michaud, François: SEN  
 Envoyé: 18 mai, 2005 16:45  
 À: 'advocates@taxtyranny.ca'  
 Objet: RE: SOR/2003-196 - Food and Drugs Act Natural Health Products Regulations

Dear Mr. Tuck:

Thank you for your fax dated May 12, 2005 (but faxed on May 15, 2005) on the subject above.

With all due respect, I submit to you that I did reply to your two initial correspondence, as you can see below.

Again with all due respect, I would like to make you aware that there is no need for you to copy ("cc") your correspondence as I, as clerk of the Committee, am responsible for such matters.

Thank you for your interest.

**François Michaud**

*Cogreffier du comité - Joint Clerk of the Committee*  
*Comité mixte permanent d'examen de la réglementation*  
*Standing Joint Committee for the Scrutiny of Regulations*  
 Le Sénat du Canada - The Senate of Canada  
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De: Michaud, François: SEN  
 Envoyé: 22 avril, 2005 14:33  
 À: 'advocates@taxtyranny.ca'  
 Objet: SOR/2003-196 - Food and Drugs Act Natural Health Products Regulations

Dear Mr. Tuck:

Thank you for your fax dated April 17, 2005 and your letter of April 1, 2005, concerning SOR/2003-196 - Food and Drugs Act Natural Health Products Regulations.

After consultations, I can now inform you that preliminary work has been performed for the said regulation and that it will be further scrutinized and brought forward to the Joint Committee with due care. A copy of your correspondence was forwarded to Counsel to the Committee.

Please note that I will send you copies of the Proceedings of the Committee in which references to this regulations will have been made.

Thank you for your interest.

**François Michaud**

*Cogreffier du comité - Joint Clerk of the Committee*  
*Comité mixte permanent d'examen de la réglementation*  
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