

Summary of Past Tribunal Decisions on Section 13 cases

Updated: November 1, 2007

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes | |
|------------------------|-----------|-------------|--|--|---|------------------|---|-------------------------------|--------------------|--------------------------------|---|-------------------|-------------------|-----------------|---|--|
| 1 | 20-Jul-79 | T001/0179 | John Ross Taylor | CANADIAN HOLOCAUST REMEMBRANCE ASSOCIATION, DAVID S. SMITH, TORONTO ZIONIST COUNCIL, and AJALON LODGE | race and religion | Complaint upheld | "We therefore order the Respondents to cease their discriminatory practice of using the telephone to communicate repeatedly the subject matter which has formed the contents of the tape-recorded messages referred to in the complaints." Quoted from Ruling | Cease and Decist Order issued | White | poor | No – Represented himself | 70s | | | Eccentric person. -JRT Continued his messages after CHRT decision and went to jail for 9 months | |
| | 20-Jul-79 | T001/0179 | Western Guard | same as JRT | race and religion | Complaint upheld | Same as JRT | Cease and Decist Order issued | | poor | No – JRT Represented Western Guard | | | | | |
| 2 | 25-Jul-89 | T149/0788 | TERRY LONG | Mr. Robert Nealy of Edmonton, Alberta, Mr. Carmen Wallace of Blackfalds, Alberta, Ms. Deborah Glaser and Mr. Kenneth Wasserman of Edmonton, Alberta and Mr. David Goldberg of Toronto. Ms. Glaser, Mr. Wasserman and Mr. Goldberg are employees or members of B'Nai Brith, Canada. | race, colour, national or ethnic origin and religion. Specifically: Jews, Vietnamese, Tamils, Sikhs | Complaint upheld | "We order the respondents Terry Long, Randy Johnston and the Church of Jesus Christ Christian-Aryan Nations, to cease the discriminatory practice of communicating telephonically or causing to be so communicated, repeatedly, matter of the type complained of in this case, i. e. which is likely to expose a person or persons to hatred or contempt by reason that that person or those persons are identifiable on the basis of race, national or ethnic origin, colour or religion and, in the event that the messages of this type are not currently being communicated, to refrain from such action in the future." Quoted from Ruling | Cease and Decist Order issued | White | | No - None of these respondents chose to appear at the hearing | | | | | |
| | 25-Jul-89 | T149/0788 | RANDY JOHNSTON | Same as Terry Long | Same as Terry Long | Complaint upheld | Same as Terry Long | Cease and Decist Order issued | White | | No - Did not appear | 20's | | | | |
| | 25-Jul-89 | T149/0788 | CHURCH OF JESUS CHRIST CHRISTIAN-ARYAN NATIONS | Same as Terry Long | Same as Terry Long | Complaint upheld | Same as Terry Long | Cease and Decist Order issued | | | No - Did not appear | | | | | |
| 3 | 16-Dec-92 | T295/0992 | WILLIAM (BILL) JAMES HARCUS | LEAGUE FOR HUMAN RIGHTS B'NAI BRITH CANADA (MIDWEST REGION) MANITOBA COALITION AGAINST RACISM AND APARTHEID, INC. (Helmut-Harry Loewen, Chairperson.) WADE TUDOR WILLIAMS MANITOBA INTERCULTURAL COUNCIL | race, colour, national or ethnic origin and religion, | Complaint upheld | "This Tribunal orders the respondent William (Bill) James Harcus and the respondent The Manitoba Knights of the Ku Klux Klan and any other individuals who are members of or act in the name of the Knights of the Ku Klux Klan, to cease the discriminatory practice of communicating telephonically or causing to be communicated telephonically by means of the facilities of a telecommunication undertaking within the legislative authority of Parliament, matters of the type complained of in this case, i.e. which is likely to expose a person or persons to hatred or contempt by reason that that person or those persons are identifiable on the basis of race, national or ethnic origin, colour, religion or sexual orientation and, to refrain from any such action in the future, anywhere within Canada." | Cease and Decist Order issued | White | | No - Did not appear | 30s | | | | |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|-----------|---------------------------------|--|--|---|--|---|---|--------------------|--------------------------------|---|-------------------|-------------------|-----------------|---|
| | 16-Dec-92 | T294/0892 | MANITOBA KNIGHTS OF THE KU KLUX KLAN | Same as Harcus | Same as Harcus | Complaint upheld | Same as Harcus | Cease and Decist Order issued | | | No - Did not appear | | | | |
| 4 | 25-Jan-93 | | Wolfgang Droege | | | March 94 Agreement reached with Human Rights Commission on original complaint in which Wolfgang Droege and the Heritage Front agreed to abide by Canadian Human Rights Code. | exact order unknown. From HF Report: Oct. 93. Nevertheless, the courts ruled that the hotline should not address issues of any consequence until the Human Rights Tribunal has reached a judgment. Nov. 93 New charges brought by Human Rights Commission for violating spirit of October ruling in Federal Court by undermining their decision in opening second hotline. May 95 - New contempt of court charge by Human Right commission at the behest of the Canadian Jewish Congress, alleging hotline message promotes hatred against identifiable groups. The message had criticised the CJC in it's efforts to track down so-called war criminals | [1994] 1 F.C. 203, injunction from the Federal Court to prevent the spread of telephonic hate messages [1994] 3 F.C. 710, found guilty of contempt HF was fined \$5,000 and the individual respondents were sentenced to terms of imprisonment ranging from one to three months. | White | poor | No - Ken Ernst and Grant Bristow made up defence team | | | | Messages in Aug. and Dec. 91 lead to complaints filed with Canadian Human Rights Commission. Complaints was acted upon in Spring '92. A Human Rights Tribunal was requested. Prior to establishment of tribunal, injunctions were invoked to ensure messages conform to Human Rights Code. 25 Jan 1993 First date before the Human Rights Tribunal, rioting by opponents in Nathan Phillips Square. |
| | 25-Jan-93 | | Heritage Front | same as Wolfgang Droege | | | same as Wolfgang Droege | consent order and agreed to cease and desist from transmitting the messages | | | | | | | |
| No CHRT hearings | 19-Aug-93 | T-42069 and T-42071 and T-42073 | Knights of the Ku Klux Klan and/or National Knights Network of the KKK | Canadian Jewish Congress (Signed by Bernie Farber) AND Kyle Rae AND Urban Alliance of Race Relations | Religion (Jewish) [CJC] and Sex (Sexual Orientation) [Kyle Rae] and National or Ethnic Origin and colour [Urban Alliance] | Respondent agreed to Cease and decist | [That the respondents] Cease from communicating telephonically or causing to be communicated telephonically by means of the facilities of a telecommunications undertaking within the legislative authority of Parliament, any matter that is likely to expose a person or persons to hatred or contempt by reason of the fact that that person or those persons are identifiable on the basis of race, national or ethnic origin, colour, religion, or sexual orientation and, to refrain from any such action in the future, anywhere within Canada. | Kevin Lew agreed to a cease and decist order | White | | No | | | | This ruling is not on the CHRT's website. Received under access to information request from Tribunal on April 18, 2007 |
| | 19-Aug-93 | T-42070 and T-42072 and T-42074 | Kevin Lew | Canadian Jewish Congress (Signed by Bernie Farber) AND Kyle Rae AND Urban Alliance of Race Relations | Religion (Jewish) [CJC] and Sex (Sexual Orientation) [Kyle Rae] and National or Ethnic Origin and colour [Urban Alliance] | Respondent agreed to Cease and decist | same as Knights of the Ku Klux Klan and/or National Knights Network of the KKK | Kevin Lew agreed to a cease and decist order | White | | | | | | From Ruling: WHEREAS the respondent, Kevin Lew has admitted a violation of section 13.(1) of the Canadian Human Rights Act, in that he was the founder of the national Knights Network of the Ku Klux Klan, and he operated the message line which is the subject of the complaints, and whereas Kevin Lew has agreed to cease and desist from operating the message line in the future |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes | |
|------------------------|-----------|-------------|----------------------|---|--|------------------|--|-------------------------------|--------------------|--------------------------------|--|--------------------|-------------------|-----------------|---|--|
| 5 | 9-Sep-93 | T292/0692 | CANADIAN LIBERTY NET | AZIZ KHAKI (President of the Committee for Racial Justice), MICHAEL ELTERMAN (Chairman of the Canadian Jewish Congress, Pacific Region.) | Derek J. Peterson and the Canadian Liberty Net discriminates against Jewish and non-white person on the grounds of national or ethnic origin, race, colour and religion, | Complaint upheld | <i>"Accordingly, we order that Derek J. Peterson, the Canadian Liberty Net, by themselves or by their servants, agents, volunteers, co-operants, or otherwise anyone having knowledge of this order, cease the discriminatory practice of communicating telephonically or causing them to be so communicated, repeatedly, matter or messages of the type complained of in this case, which is likely to expose a person or persons to hatred or contempt by reason that that person or those persons are identifiable on the basis of race, national or ethnic origin, colour or religion, and in the event that the matter or messages of this type are not currently being communicated, to refrain from such action in the future."</i> | Cease and Decist Order issued | White | poor | Yes – Doug Christie, but withdrew a few days before the end of the hearing | | | | Third complainant in case was - CHARAN GILL - but he never bothered to show up. From ruling: <i>"In light of the fact that Mr. Gill did not appear personally or by counsel and failed to give any evidence in support of his complaint, his complaint is hereby dismissed."</i> The respondents were found guilty of contempt of court for disobeying an injunction: [1992] 3 F.C. 504. The individual respondent was sentenced to two months' imprisonment and a \$2,500 fine. The organization, Canadian Liberty Net, was fined \$5,000. | |
| | 9-Sep-93 | T291/0592 | DEREK J. PETERSON | Same as Canadian Liberty Net (T292/0692) | visible minorities on the grounds of colour and national or ethnic origin, | Complaint upheld | Same as Canadian Liberty Net, although it was revealed during the hearing that Derek J. Peterson does not exist and was a fake name | Cease and Decist Order issued | | | No - Did not appear | 20s (Tony McAleer) | | | | |
| 6 | 27-Jan-94 | T360/0793 | Canadian Liberty Net | JOHN PAYZANT | <i>"discriminated against me and gays and lesbians on the ground of sexual orientation by repeatedly communicating, or causing to be communicated, telephonic messages which exposed us to hatred and contempt,"</i> | Complaint upheld | <i>This Tribunal orders the respondent, Tony McAleer and the respondent, Canadian Liberty Net and any other individuals who are members of, or act in the name of, or in concert with Tony McAleer or Canadian Liberty Net, to cease the discriminatory practice of communicating telephonically or causing to be communicated telephonically by means of the facilities of a telecommunication undertaking within the legislative authority of Parliament, matters of the type complained of in this case, i.e. which is likely to expose a person or persons to hatred or contempt by reason that that person or those persons are identifiable on the basis of a prohibited ground of discrimination, including sexual orientation, and in particular on the basis of their homosexuality and, to refrain from any such action in the future, anywhere within Canada.</i> | Cease and Decist Order issued | White | poor | No | | | | | |
| | 27-Jan-94 | T361/0893 | TONY MCALEER | JOHN PAYZANT | Same as CLN T360/0793 | Complaint upheld | Same as Canadian Liberty Net. | cease and Decist Order issued | White | poor | Yes – Doug Christie | 20's | | | | |
| | 27-Jan-94 | T362/0993 | HARRY VACCARO | JOHN PAYZANT | Same as CLN T360/0793 | Complaint upheld | Same as Canadian Liberty Net. | Cease and Decist Order issued | | | No - Did not appear | | | | | |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|-----------|-------------|----------------------------|---|--|------------------|--|-------------------------------|--------------------|--------------------------------|--|-------------------|--------------------|-----------------|---|
| 7 | 1-Apr-96 | T434/1595 | Church of Christ in Israel | CHILLIWACK ANTI-RACISM PROJECT SOCIETY | <i>We, the Chilliwack Anti-racism Project Society, have reasonable grounds to believe that Pastor Charles Scott [or the Church of Christ in Israel, as the case may be] discriminates against non-white and Jewish persons on the grounds of colour, national or ethnic origin, race, and religion</i> | Complaint upheld | <i>This Tribunal orders that the respondent Pastor Charles Scott, the respondent Church of Christ in Israel, and any other individuals or organizations who are members of or act in the name of or in concert with Pastor Charles Scott or the Church of Christ in Israel to cease the discriminatory practise of communicating telephonically or causing to be communicated telephonically by means of the facilities of a telecommunications undertaking within the legislative authority of Parliament, matters of the type of complained of in this case, namely those set out in Exhibit HR5 at Tabs 1 through 4, which are incorporated by reference into this order, that is matters which are likely to expose a person or persons to hatred or contempt by reason that that person or those persons are identifiable on the basis of a prohibited ground of discrimination, including colour, race, national or ethnic origin and religion, and to refrain from any such action in the future, anywhere within Canada.</i> | Cease and Decist Order issued | | poor | No - Did not appear at hearing | | | | Pastor Scott advised Mr. Glynn (Registrar of the Tribunal) that he did not recognize or accept the role or jurisdiction of the Tribunal in this matter, and that he would not be participating in any of the Tribunal proceedings. |
| | | T435/1695 | Charles Scott | CHILLIWACK ANTI-RACISM PROJECT SOCIETY | Same as T434/1595 | Complaint upheld | | Cease and Decist Order issued | White | poor | No - Did not appear at hearing | mid-30s | | | |
| 8 | 18-Jan-02 | T460/1596 | Ernst Zundel | SABINA CITRON (CHRT Ruling describes "herself as a Jew and survivor of the Holocaust") TORONTO MAYOR'S COMMITTEE ON COMMUNITY AND RACE RELATIONS | <i>"It is alleged that by posting material to the Zundelsite, the Respondent, Ernst Zündel, caused repeated telephonic communication that was likely to expose Jews to hatred or contempt."</i> | Complaint upheld | <i>We therefore order that the Respondent, Ernst Zündel, and any other individuals who act in the name of, or in concert with Ernst Zündel cease the discriminatory practise of communicating telephonically or causing to be communicated telephonically by means of the facilities of a telecommunication undertaking within the legislative authority of Parliament, matters of the type contained in Exhibit HR-2 and found on the Zundelsite, or any other messages of a substantially similar form or content that are likely to expose a person or persons to hatred or contempt by reason of the fact that that person or persons are identifiable on the basis of a prohibited ground of discrimination, contrary to s. 13(1) of the Canadian Human Rights Act.</i> | cease and decist order issued | White | | Yes - Douglas H. Christie and Barbara Kulaszka | mid-50s | www.zundelsite.org | Operational | Nov. 22/96 CHRC refers case to the Tribunal. -Constitutional Challenge filed with tribunal. Interested Party status granted to: LEAGUE FOR HUMAN RIGHTS OF B'NAI BRITH CANADA, CANADIAN HOLOCAUST REMEMBRANCE ASSOCIATION, SIMON WIESENTHAL CENTRE, CANADIAN JEWISH CONGRESS, and CANADIAN ASSOCIATION FOR FREE EXPRESSION INC. |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|-----------|-------------|---|--|--|------------------|---|--|--------------------|--------------------------------|---------------------------------|-------------------|------------------------------|---|--|
| 9 | 20-Aug-02 | T594/5200 | Machiavelli and Associates Emprize Inc. | MARK SCHNELL (Described by CHRT as "34-year-old gay man who resides in Vancouver, British Columbia") | <i>He alleged that Machiavelli discriminated against him based on his sexual orientation by communicating messages on a website at www.citizensresearchinst.com ("Website"), which are likely to expose homosexuals to hatred and contempt</i> | Complaint upheld | <i>I order that the respondents John Micka, Machiavelli & Associates Emprize Inc., Joanne Vestvik and Ken Fast, the latter two whom I have found to be acting in concert with John Micka and Machiavelli, cease and desist the discriminatory practice of communicating telephonically or causing to be so communicated repeatedly, in whole or in part, by means of the facilities of a telecommunications undertaking within the legislative authority of Parliament, matters of the type found in the Offending Pages of Exhibit HR-4 and found on the Website, www.citizensresearchinst.com, and in particular, those matters or messages that associate or equate homosexuality and the homosexual community with pedophilia, bestiality and the sexual predation of children and associate gay men and lesbian women with having an agenda to lure and sexually abuse children and having an agenda to legalize pedophilia.</i> | cease and Desist Order issued. | | poor | No Lawyer - represented himself | | www.citizensresearchinst.com | Operational but appears to be a domain squatter on it | Fines requested by Mark Schnell of \$20,000, under 54(1)(b). Tribunal ruled that he was not mentioned, therefore no special compensation was awarded. CAFÉ intervened in case. |
| | 20-Aug-02 | T595/5300 | John Micka | MARK SCHNELL | same as T594/5200 | Complaint upheld | same as T594/5200 | same as T594/5200 | white | poor | No Lawyer - represented himself | late 40s | | | |
| 10 | 9-May-03 | T726_3102 | FRED KYBURZ | Richard Warman | Exposing Jewish people to hatred. Complaint was over Kyburz comments on Jews on two websites | Complaint upheld | <i>Fred Kyburz, and any other individuals who act in concert with Mr. Kyburz cease the discriminatory practice of communicating telephonically or causing to be communicated telephonically by means of the facilities of a telecommunication undertaking within the legislative authority of Parliament, matters of the type contained in Exhibits HR-1 and HR-2, or any other messages of a substantially similar content, that are likely to expose a person or persons to hatred or contempt by reason of the fact that that person or persons are identifiable on the basis of a prohibited ground of discrimination, contrary to section 13(1) of the Canadian Human Rights Act. This order includes the requirement that Mr. Kyburz cease publicizing the Patriots on Guard web site material now posted on the Archive.org web site, or referring anyone to the Archive.org web site;</i> | Cease and desist Ordered. \$37,500 total fines | white | poor | No - Did not appear | Early 60s | www.patriotsonguard.org | no | <i>Mr. Kyburz shall pay to Mr. Warman the sum of \$15,000 as special compensation, pursuant to subsection 54(1)(b) of the Act;</i> <i>Mr. Kyburz shall pay a penalty in the amount of \$7,500</i> <i>section 14.1 violation:</i> <i>ii) Mr. Kyburz shall pay to Mr. Warman the sum of \$15,000 for Mr. Warman's pain and suffering;</i> |
| | 23-Sep-05 | T998/11804 | Eldon Warman | Richard Warman | <i>The present complaint alleges that Eldon Warman contravened section 13 of the Canadian Human Rights Act by posting anti-semitic messages on the internet.</i> | Complaint upheld | <i>I have already issued an order to cease and desist. The Tribunal has been advised by the Commission that the material has been removed from the internet. The fundamental purposes of the Act have accordingly been met.</i> | cease and desist ordered issued. | White | | No - Did not appear | Early 60's | www.detaxcanada.org. | Yes | <i>The original complaint had been filed on 1 June 2003 and dealt with hundreds of Warman's profanity-strewn, antisemitic rantings made to Google taxation forums. In rendering the initial cease and desist order last April, the Tribunal urged Google to cooperate in enforcing this order. (2005 BB Audit)</i> |

12

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|-----------|-------------|---------------------------------|----------------|--|---|--|---|--------------------|---|--------------------------|-------------------|--------------------------------|-----------------|-------|
| | 10-Mar-06 | T869/11903 | Alexan Kulbashian, | Richard Warman | <i>communicated messages over the Internet that exposed individuals who are non-Christian, non-Caucasian, or of "other" national ethnic origins, to hatred or contempt</i> | Complaint upheld | <i>I order Mr. Kulbashian and Mr. Richardson, as well as Affordable Space.com and the Canadian Ethnic Cleansing Team, to cease and desist from communicating or causing to be communicated, by the means described in s. 13 of the Act, namely the Internet, any matter of the type contained in the Hate Messages that is likely to expose a person or persons to hatred or contempt by reason of the fact that the person or persons are identifiable on the basis of a prohibited ground of discrimination.</i> | cease and desist ordered issued. \$5,000 as special compensation pursuant to s. 54(1)(b) AND penalty in the amount of \$1,000 | White | From order: <i>I believe that Mr. Kulbashian's financial means are fairly limited, and that his ability to pay is accordingly restricted.</i> | No - Represented himself | mid 20's | | | |
| | 10-Mar-06 | T869/11903 | James Scott Richardson, | Richard Warman | Same as Kulbashian | Complaint upheld | Same as Alexan Kulbashian | cease and desist ordered issued. AND penalty of \$1,000 | White | From decision: <i>He indicated that he is on a "fixed income" due to an undisclosed disability</i> | No - Represented himself | late 20's | | | |
| | 10-Mar-06 | T869/11903 | Tri-city Skins.com, | Richard Warman | Same as Kulbashian | complaint against the respondent, "Tri-city Skins.com" is not substantiated | <i>I do not find this evidence sufficient to establish a link between Mr. Kulbashian and the Tri-City Skins group, other than as a simple member like Mr. Richardson, at most. In these circumstances, I do not think that notification of mere members of a group can be construed as official notice to the group. Thus, while Mr. Richardson's and Mr. Kulbashian's presence at the pre-hearing case management conferences and at the hearings themselves makes it clear that they acquired sufficient notice of the proceedings against them personally, I cannot subsume this knowledge with that of the Tri-City Skins.</i> | | | | | | Tri-cityskins.com | | |
| | 10-Mar-06 | T869/11903 | Canadian Ethnic Cleansing Team, | Richard Warman | Same as Kulbashian | Complaint upheld | Same as Alexan Kulbashian | cease and desist ordered issued. AND penalty of \$3,000 | | | No - Represented himself | | wppect.com vinlandvoice.com | | |
| | 10-Mar-06 | T869/11903 | Affordable Space.com | Richard Warman | Same as Kulbashian | Complaint upheld | Same as Alexan Kulbashian | cease and desist ordered issued. AND penalty of \$3,000 | | | No - Represented himself | | Affordable Space.com. | | |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|-----------|-------------|-----------------|----------------|---|------------------|--|---|--------------------|--------------------------------|---|-------------------|---|---|--|
| 13 | 13-Apr-06 | T1021/0205 | Tomasz Winnicki | Richard Warman | <i>Winnicki's postings "was likely to expose people of the Jewish faith to hatred or contempt"</i> | Complaint upheld | <i>I find that the messages in the Northern Alliance Guestbook, the Winnicki website and the VNN website and forum are likely to expose people of the Jewish faith, Black race and other non-Caucasian races, and persons of African origin to hatred and contempt.</i> | Cease and desist ordered AND penalty in the amount of \$6,000 AND \$500 for pain and suffering AND \$5,000 special compensation, pursuant to s. 53(3) of the Act. | White | poor | Yes - had a lawyer - Chi Cun Shi | late 20's | Northern Alliance Guestbook, Vanguard News Network and Winnicki's Website on Bell | Yes - VNN and YES - Northern Alliance | Later charged with contempt of court and sentenced to 9 months. |
| 14 | 15-Aug-06 | T1072/5305 | Craig Harrison | Richard Warman | <i>"... would likely expose Italians, Mexicans, Puerto Ricans, Haitians, francophones, blacks, First Nations persons, East Asians, non-whites and Jews to hatred and contempt ..."</i> | Complaint upheld | <i>Having found that Craig Harrison did communicate, repeatedly, by means of the facilities of a telecommunication undertaking within the legislative authority of Parliament, matters that are likely to expose people or members of these groups to hatred or contempt by reason of the fact that they are identifiable on the basis of a prohibited ground of discrimination, I conclude that Mr. Warman's section 13 complaint is substantiated.</i> | Cease and desist order issued. And penalty in the amount of \$1,000 | White | poor | No. His Common law wife showed up for the morning and they stormed out by lunch | 30's | Freedomsite message Board and www.ypenterprise.net, | No to FS Message Board. YP Enterprises is down also, with it's domain going to a domain squatters | From Ruling: <i>[3] Mr. Harrison attended the opening of the hearing on June 12, 2006. He had requested that he be represented by his common law wife, Ms. Susen Holmes. Less than ninety minutes into the hearing and during Mr. Warman's testimony, Mr. Harrison started yelling at the witness forcing the Tribunal to order an adjournment. Mr. Harrison then stormed out of the hearing room while still yelling obscenities at Mr. Warman.</i> |
| 15 | 22-Nov-06 | T1071/5205 | Peter Kouba | Richard Warman | <i>"exposed First Nations people, East Asians, Pakistanis, Roma (also known as Gypsies) and other non-white people, as well as gays and lesbians and people of the Muslim, Hindu and Jewish faiths to hatred or contempt"</i> | Complaint upheld | <i>"The Canadian Human Rights Commission adduced credible evidence that supported its allegation that the Respondent, using the pseudonyms "proud18" and "WhiteEuroCanadian", communicated the hate messages over the Internet. The Respondent failed to provide an evidentiary defense to the case made out by the Commission. For the reasons stated above therefore, I find that the evidence in this case was sufficient to establish, on a balance of probabilities, that the Respondent, Peter Kouba communicated the hate messages in this case."</i> | Cease and desist order issued and penalty in the amount of \$7,500 | White | poor | No - Kouba showed up for one of the days himself. Rest of the time he did not attend. | 50's | www.stormfront.org (stormfront.org) and www.westerncanadaforus.com | Stormfront is still active, and Western Canada For Us is a registered domain, but no website | <i>[14] The Respondent did not attend the first day of the hearing. [15] On the second day of the hearing, the Respondent appeared. He was not represented by counsel or an agent. The Respondent cross-examined the Complainant and made submissions in closing argument. He chose however, not to testify or to call any evidence on his own behalf.</i> |
| 16 | 1-Dec-06 | T1088/6905 | Glenn Bahr | Richard Warman | <i>"...expose Jews, First Nation Canadians, gays, lesbians, bisexuals, blacks, other non-whites and the mentally disabled to hatred and/or contempt..."</i> | Complaint upheld | <i>[96] Accordingly, I order the respondents, Glenn Bahr and Western Canada For Us, to cease and desist from communicating or causing to be communicated, by the means described in s. 13 of the CHRA, namely the Internet, any material of the type found in this decision to be likely to expose a person or persons to hatred or contempt by reason of the fact that the person or persons are identifiable on the basis of a prohibited ground of discrimination.</i> | Cease and desist order issued and penalty in the amount of \$5,000.00 | White | poor | No - Paul Fromm represented Mr. Bahr at hearing | late 20's | wcfu.com and stormfront.org and WCFU website discussion forum | | House raided by police. Edmonton Police threatened to take away his girlfriends child. Later charged under Sec. 319. Evidence seized by police later used against Bahr at tribunal hearing |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|-----------|-------------|-----------------------|--------------------------|---|--|--|---|--------------------|--|---|-------------------|--|-----------------|--|
| | 1-Dec-06 | T1087/6805 | Western Canada for Us | Richard Warman | Same as Bahr - T1088/6905 | Complaint upheld | Same as Bahr - T1088/6905 | Cease and desist order issued and penalty in the amount of \$5,000.00 | | | No - Paul Fromm represented Mr. Bahr at hearing | | www.wcfu.com | | |
| 17 | 2-Feb-07 | T1104/8505 | Terry Tremaine | Richard Warman | Blacks, Asians, Aboriginal, other non-whites and Jews | Complaint upheld | [142] The Tribunal therefore concludes that these messages are likely to expose a person or persons to hatred or contempt by reason that that person or those persons are identifiable on the basis of race, national or ethnic origin, colour or religion under section 13(1) of the Act and that a discriminatory practice has been established. | Cease and Desist order issued. And penalty in the amount of \$4,000 | White | very poor. Tremaine testified that he did not own a car or a house. He has lost his job and earns \$600 a month. | No - Paul Fromm represented Mr. Tremaine at hearing | 57 | Stormfront White Nationalist Resouce centre (stormfront.org) | Operational | CHRC tried to ban Paul Fromm from acting as an agent The Tribunal ruled against them. Also: [160] The Tribunal therefore concludes that the Complainant's claim to compensation under paragraph 54(1)(b) is unfounded. |
| No CHRT hearings | | | Alex Di Civita | Richard Warman | | Mediated | With the assistance of Tribunal member Karen Jensen acting as mediator, and Monette Maillet, a lawyer for the CHRC, the parties were successful in crafting an agreement. The terms of the agreement include Mr. Di Civita willingly writing an open letter of apology to the Christian, Jewish, and black communities, and agreeing to perform substantial volunteer service in order to make amends for the harm caused to the community as a whole. (2005 BB Audit) | | White | poor | | 20's | | | In August of 2003, a federal human rights complaint was filed against Mr. Di Civita and others involved in the group, alleging that material the group had put onto the Internet was likely to promote hatred or contempt against Christians and Jews, as well as blacks and other non-whites, contrary to s. 13 of the Canadian Human Rights Act. ... by the time the matter was finally referred to the CHRT for hearing in August of 2005, Di Civita indicated that he had long since left the group and repudiated its beliefs. (2005 Audit) |
| No CHRT hearings | | | Liz Lampman | Richard Warman | | Mediated | | | White | poor | | 20's | | | A copy of an apology letter she wrote the CHRC showed up on the ARA's OPP website, causing her great trouble |
| No CHRT hearings | | | Lubomyr Prytulak | Canadian Jewish Congress | alleging that content on Prytulak's 'Ukrainian Archive' website (www.ukar.org) was likely to expose Jews to hatred or contempt. | Respondent agreed to stop posting material and take down website | Respondent agreed to abide by the Canadian Human Rights Act and not repost similar material | | White (Ukrainian) | | | 50's | www.ukar.org | operational | According to the webpage as of Feb 16/07: This website has been seized by a combined effort of the "Friends of WHARRR" and the friends and colleagues of Steven Rambam. |
| 18 | 10-Jul-07 | T1095/7605 | Bobby Wilkinson | Richard Warman | likely expose the mentally disabled, Jews, Hispanics, blacks, homosexuals, Roma, Pakistanis, Arabs, Chinese, and Japanese to hatred or contempt contrary to s. 13 of the Canadian Human Rights Act. | Complaint upheld | [67] Accordingly, I order Mr. Wilkinson to cease and desist from communicating or causing to be communicated, by the means described in s. 13 of the Act, and particularly the Internet, any matter of the type contained in the messages at issue in this case that is likely to expose a person or persons to hatred or contempt by reason of the fact that the person or persons are identifiable on the basis of a prohibited ground of discrimination. | Cease and Desist order issued. \$4,000 fine awarded | White | Unknown, but see notes | No - Did not appear | | It alleged that Wilkinson was the operator of a freeboard located at http://pub68.ezboard.com/bcanadiannaziparty | no | [71] I have no direct evidence before me of Mr. Wilkinson's ability to pay a penalty, although from the fact that he was residing in the basement of his grandfather's home until some time between 2004 and 2006, it may be inferred that he is a relatively young person of modest means. |
| | 10-Jul-07 | T1095/7605 | "Canadian Nazi Party" | Richard Warman | Same as Wilkinson | Complaint not upheld | [63] ... I am not persuaded that the "Canadian Nazi Party" ever existed in any form nor that it was anything more than Mr. Wilkinson's alter ego. The evidence does not establish that anyone other than Mr. Wilkinson acting alone administered the website. [64] The complaint against the Canadian Nazi Party has therefore not been substantiated and is dismissed. | | | | | | | | |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|-----------|-------------|------------------|----------------|---|------------------|---|---|--------------------|--------------------------------|------------------------------------|-------------------|---|-----------------|-------|
| 19 | 26-Oct-07 | T1106/8705 | Jessica Beaumont | Richard Warman | <i>allege that both individuals posted material to the Stormfront website that was likely to promote hatred and contempt of individuals on the basis of race, religion, sexual orientation, and disability.</i> | Complaint upheld | [80] I therefore see no reason to deny the order. Ms. Beaumont is ordered to cease and desist from communicating or causing to be communicated, by the means described in s. 13 of the Act, and particularly the Internet, any matter of the type contained in the messages at issue in this case that is likely to expose a person or persons to hatred or contempt by reason of the fact that the person or persons are identifiable on the basis of a prohibited ground of discrimination. | Cease and desist order issued and \$1,500 fine. ALSO \$3,000 in special compensation, pursuant to s. 54(1)(b) | White | poor | No - Paul Fromm is acting as agent | 21 | Stormfront White Nationalist Resource Center (www.stormfront.org) | operational | |

Summary of Active Cases currently before the Tribunal

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|------|-------------|--|--|---|--------------------------------------|---|----------------------|--------------------|--|--|-------------------|---|-----------------|--|
| 20 | | T1073/5405 | Marc Lemire | Richard Warman | <i>likely to expose Homosexuals, Italians, Mexicans, Puerto Ricans, Haitians, francophone's, Blacks, First Nations persons, East Asians, non-whites and Jews to hatred and/or contempt</i> | | | | White | poor | Yes - Barbara Kulaszka | 30's | www.freedomsite.org | operational | |
| | | | Freedomsite .org | Richard Warman | same as Marc Lemire | Warman withdrew his complaint | <i>"This is further to Mr. Vigna's letter dated December 23, 2005 with the attached letter from the Complainant, Mr. Warman dated December 20, 2005, requesting to withdraw his complaint against the Feedomsite. ... As a result, the proceedings in the matter against the Respondent, The Freedomsite, are discontinued and out file has now been closed."</i> | | | | | | | | |
| 21 | | T1090/7105 | Melissa Guille | Richard Warman | The complaint alleges that material on the website would likely expose homosexuals, Muslims, Jews, First Nations, blacks, Arabs, other non-whites, and Roma to hatred or contempt in violation of s. 13 of the Canadian Human Rights Act. | | | | White | extremely poor. Is a single mother and testified she does not own a house or car | No. Alexan Kulbashain is acting as agent | 30 | www.canadianheritagealliance.com | operational | |
| | | T1090/7105 | Canadian Heritage Alliance | Richard Warman | Same as Melissa Guille | | | | | | No - Paul Fromm is acting as agent | | | | |
| 22 | | | Ciaran Paul Donnelly | Richard Warman | Same as Jessica Beaumont | | | | White | very poor and quite sick with cancer. | No - Paul Fromm is acting as agent | 30's | Stormfront White Nationalist Resource Center (www.stormfront.org) | operational | Is very sick with cancer. Tribunal had to be postponed to 2007 due to severe illness. |
| 23 | | T1120/0206 | www.bcwhitepride.com | Centre for Research-Action on Race Relations | | | | | White | very poor. John Beck testified he only makes \$11,000 a year | No - Paul Fromm is acting as agent | 30's | www.brwhitepride.com | operational | CHRC Lawyer Giacomo Vigna called ARA leader - Shane Ruttle Martinez as the ONLY witness to attempt to link John Beck with BC White Pride website. |
| 24 | | | WCOTC (World Church of the Creator) | Richard Warman | | | | | | | | | | | The remaining human rights complaint against the WCOTC group itself will likely proceed to Tribunal. This is largely a move to prevent any future efforts to resurrect the group in Canada (2005 BB Audit) |
| | | | Jason Ouwendyk | Richard Warman | | | | | White | poor | No | early-30s | www.northernalliance.ca | operational | Information about this complaint was posted to Alan Dutton's Recomnetwork.org |
| | | | Northern Alliance | Richard Warman | | | | | White | poor | No | early-30s | www.northernalliance.ca | operational | Information about this complaint was posted to Alan Dutton's Recomnetwork.org |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|------|-------------|-----------------|--------------------|----------------------|----------------|--------------------------|----------------------|--------------------|--------------------------------|-----------------------|-------------------|-------------------|-----------------|---|
| 25 | | T1170/5206 | Heather Fleming | Beachesboy@aol.com | sexual orientation | | | | | | no - did not appear | | aol.com | operational | The complainant is only referred to as "beachesboy@aol.com" in an Nov 1, 07 ruling by Hadjis he ruled it was fine to hide the complainants identity behind the e-mail address. According to the Nov 1, 2007 ruling by Hadjis "[31] The Complainant has pointed out that he has filed several more s. 13 complaints against other individuals. A number of these complaints have already been referred to the Tribunal." |
| | | T1170/5206 | Ronald Fleming | Beachesboy@aol.com | sexual orientation | | | | | | no - did not appear | | aol.com | operational | Respondents are alleged to use the alias "Drumsaremybeat" on AOL and posted messages on the AOL message board. AOL provided the information to CHRC. |

Summary of Cases Investigated by CHRC

6-Mar-07 2005 2462, 2006 1236

Craig Chandler

Rob Wells

sexual orientation

Settlement Reached

Appology has been posted to:
http://concernedchristians.ca/index.php?option=com_content&task=blogsection&id=1&Itemid=9
 (Settlement same as Freedom Radio Network)

concernedchristian operational s.ca and freedomradionetw ork.ca

A copy of the Settlement is posted to:
<http://www.concernedchristians.ca/docs/MOS%20Wells%20v.%20Craig%20Chandler,%20CCC%20and%20FRN.pdf>

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|----------|-------------|--|----------------------------|--|--|---|----------------------|--------------------|--------------------------------|-----------------------|-------------------|---|-----------------|---|
| | 6-Mar-07 | 2006 1187 | Freedom Radio Network | Rob Wells | sexual orientation | Settlement Reached | Settlement is: 1: The respondents publicly declare and affirm that they understand the purpose of the Canadian Human Rights Act 2: Respondents agree to remove letter entitles "Homosexual Agenda Wicked" 3: Cease and Desist order to not "expose homosexual persons to hatred or contempt" 4: Cease and Desist order to not "retaliate or threaten retaliation against complainant" 5: Letter of apology posted to the website of: Concerned Christians Canada and Freedom Radio for a period of not less that TWO years 6: Take an educational seminar on human rights law with staff at CHRC 7: Craig Chandler agrees to cooperate with complainant to "ensure that the material referred to in paragraph 2 above is not posted on other internet sites. | | | | | | concernedchristians.ca and freedomradionetwork.ca | operational | |
| | 6-Mar-07 | 2006 1215 | Concerned Christians Canada Inc | Rob Wells | sexual orientation | Settlement Reached | same as Freedom Radio Network | | | | | | concernedchristians.ca and freedomradionetwork.ca | operational | |
| | 2007 | | Christian Heritage Party | Rob Wells | sexual orientation | | | | | | | | chp.ca and worldnetdaily.com | operational | Rob Wells is a Homosexual Activist from Edmonton, Alberta ans is associated with |
| | | | Ron Gray (CHP Leader) | Rob Wells | sexual orientation | | | | | | | | chp.ca and worldnetdaily.com | | |
| | Feb-07 | | Catholic Insight Mazine | Rob Wells | sexual orientation | | http://catholicinsight.com/online/features/article_772.shtml : In February 2007, Rob Wells, a member of the Pride Centre of Edmonton, filed a nine-point complaint with the Canadian Human Rights Commission, alleging that C.I. has targeted homosexuals as being a powerful menace, made negative generalizations about them, portrayed them as preying upon children, blamed them for problems in society and the world, portrayed them as dangerous or violent by nature, conveyed the idea that they are devoid of any redeeming qualities and are innately evil, used inflammatory and derogatory language to create a tone of "extreme hatred and contempt," trivialized or celebrated past persecution or tragedy involving them and called for action to be taken against them. | | | | | | | | |
| | 2007 | | FreeDomion website (Mark Fournier and Connie Wilkins) | Marie-Line Gentes | religion, race, national or ethnic origin and sexual orientation | case withdrawn by Gentes on August 1, 2007 | Background to Complaint 2. The complainant alleges that the respondent has communicated or caused to be communicated discriminatory material on www.freedominion.ca Free Dominion is a Canadian website that was inspired by Free Republic in the United States. It is described as a Canadian conservative news forum for the discussion of conservative philosophy and activism. http://www.freedominion.ca/phpBB2/viewtopic.php?t=84457 | | | | | | freedominion.ca | operational | On July 17th and 23rd 2007, the complainant contacted the Commission advising that she wanted to withdraw her complaint. |
| | May-07 | | Prometheus Institute (runs the Peace Earth and Justice News website) | Harry Abrams (B'nai Brith) | (Jewish) national or ethnic origin | | Background: In December 2006, PEJ asked Harry Abrams to inspect the website. Instead of complaining to them, Abrams went to the CHRC | | | | | | www.pej.org | operational | |
| | May-07 | | Chris Cook (then Editor of Peace Earth and Justice news) | Harry Abrams (B'nai Brith) | (Jewish) national or ethnic origin | | Background: http://www.dissidentvoice.org/2007/05/when-monopolization-of-the-media-fails-then-squash-freedom-of-speech/ | | | | | | www.pej.org | operational | The complaint is based on 18 articles. PEJ News has since withdrawn the articles from its website. Majority of the articles are on the State of Israeli |

| Total Tribunal Hearing | Date | CHRT File # | Respondent | Complainants | Grounds of complaint | Final decision | Order against respondent | C&D and Fine amount? | Race of Respondent | Financial Status of Respondent | Represented by Lawyer | Age of Respondent | Website involved? | Website status? | Notes |
|------------------------|--------|-------------|----------------------------------|--|----------------------|----------------|--|----------------------|--------------------|--------------------------------|-----------------------|-------------------|-------------------|-----------------|---|
| | Sep-07 | | Macleans (Rogers Publishing Ltd) | Canadian Islamic Congress (Mohamed Elmasry) | religion (muslim) | | From complaint: ... that the Respondents discriminated against me and the Canadian Muslim community, by publishing on the internet an article likely to expose us to contempt and hatred on the grounds of our religious identity. (...) "The future belongs to islam" authored by Mark Steyn | | | | | | macleans.ca | operational | |
| | Sep-07 | | Brian Segal | Canadian Islamic Congress (Mohamed Elmasry) | religion (muslim) | | | | | | | | macleans.ca | operational | |
| | Sep-07 | | Kenneth Whyte | Canadian Islamic Congress (Mohamed Elmasry) | religion (muslim) | | | | | | | | macleans.ca | operational | |
| | Sep-07 | | Mark Stevenson | Canadian Islamic Congress (Mohamed Elmasry) | religion (muslim) | | | | | | | | macleans.ca | operational | |
| | Oct-07 | | Bruce Allen | B.C.'s Indo-Canadian community (unknown what the specific group was) | religion | | http://www.nationalpost.com/sports/Story.html?id=23565 - Mr. Allen raised the ire of B.C.'s Indo-Canadian community when he referred to religious headgear as "handkerchiefs" and said those who don't respect the customs and laws of Canada should go home. "We don't need you here," he said during the segment, which aired Sept. 27 | | | | | | | | http://en.wikipedia.org/wiki/Bruce_Allen_(manager) - Bruce Allen is a Canadian music talent manager who represents a number of popular Canadian musicians including Bryan Adams and Michael Buble. |
| | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | |