

ETHICS OVER FEAR TASK GROUP

New Legal Challenges are on the Horizon.
The Parliament Hill Freedom Convoy is Only the Beginning.

Convoys of several thousands of Semi tractor and trailer units, and tens of thousands of four wheel supporters have converged on Parliament Hill in Ottawa to protest illegal government instituted vaccine edicts, and two years of unconstitutional business, community and livelihood destroying lockdowns. The truckers have turned the downtown core of Canada's capital city into a giant parking lot and show no signs of leaving anytime soon. Smaller protests in support of the Ottawa truckers are taking place across the country, their momentum is growing and they will not be stopping any time soon.

Some politicians (including Federal Conservative Party leader Erin O'Toole) have already lost their jobs. The political class, sensing blood in the water, have begun quietly counting the days before the expected fall of Canadian Prime Minister Justin Trudeau's minority Liberal government. As protesters continued to rally, a question lingers in the air. What happens when all the trucks leave?

We have assembled the means of pursuing restoration when the truckers leave, our legal experts have put together a series of misfeasance torts to be filed against public officials who acted as facilitators for the illegal mandates issued by various representatives at all levels of government.

The Ontario Court of Appeal extensively considered the elements of the tort of misfeasance of public office in Meekis v. Ontario case (CA, 2021), which heavily referenced the 2006 Supreme Court of Canada Freeman-Maloy v. Marsden case.

According to Freeman-Maloy v. Marsden:

The tort of misfeasance in a public office is founded on the fundamental rule of law principle that those who hold public office and exercise public functions are subject to the law and must not abuse their powers to the detriment of the ordinary citizen.

As Lord Steyn put it in *Three Rivers District Council v. Bank of England* (No. 3), [2000] 2 W.L.R. 1220 (U.K. H.L.), at 1230: “The rationale of the tort is that in a legal system based on the rule of law executive or administrative power ‘may be exercised only for the public good’ and not for ulterior and improper purposes”.

The “underlying purpose” of the tort of misfeasance in a public office “is to protect each citizen's reasonable expectation that a public officer will not intentionally injure a member of the public through deliberate and unlawful conduct in the exercise of public functions”: *Odhavji ...* at para. 30

“The past four decades have seen a revival in the application of the tort of misfeasance both in Canada and abroad,”

Ethics over Fear is now assembling attorneys to bring misfeasance torts on public officials before the courts on behalf of plaintiffs.

We are looking for lawyers with litigation experience to take on the misfeasance torts and constitution lawyers for the challenges.

When we have engaged the lawyers, we will be assembling the plaintiffs.

For more information on this press release, or to arrange for an interview with “Ethics Over Fear” cofounder Wayne Peters, please send an email to wayne@ethicsoverfear.com. Any lawyer looking to participate in this action should contact lawyers@ethicsoverfear.com. Anyone looking to contribute to this campaign, please send your eTransfer donations to lawfare@ethicsoverfear.com.

To learn more about Ethics over Fear, please check out our website at <https://ethicsoverfear.com>.