

I encourage all citizens who believe in justice for the environment, wildlife, fish and water, in particular in the Slokan Valley to write to Mr. Todd Gerhart and urge that there be an appeal of the stay to Executive Flight Centre Ltd. My letter below is a sample of a short letter that I hope you will consider writing. Your letters will show that our community continues to ask for justice for Lemon Creek and Slokan River. Also cc to Richard Cannings our Federal MP – richard.cannings.c1@parl.gc.ca

The case is not over and is still ongoing before the Nelson Court against the Province of British Columbia and Mr. Danny Lasante, the Driver. The next court dates are November 20 – 23<sup>rd</sup> and November 27<sup>th</sup> to November 30<sup>th</sup>. There is also another week in January so if you can attend during any of these dates, you will be a good support to the witnesses. The witnesses the Crown has interviewed to date has shown that our community is active and cares about the valley we call home.

“The least I can do is speak out for those who cannot speak for themselves. The greatest danger to our future is apathy” – Jane Goodall

### **Open letter to Todd C. Gerhart**

*Chief Federal Prosecutor*

#### **Public Prosecution Service of Canada**

Regulatory & Environmental Crimes  
900-840 Howe St.  
Vancouver, British Columbia V6Z 2S9

[Todd.gerhart@ppsc-sppc.gc.ca](mailto:Todd.gerhart@ppsc-sppc.gc.ca)

Dear Mr. Gerhart:

Re: Regina v Her Majesty the Queen in Right of the Province of British Columbia as represented by the Ministry of Forests, Lands & Natural Resource Operations and the Ministry of Transportation and Infrastructure, Executive Flight Centre Fuel Services Ltd. And Danny Lasante Nelson Registry 25268.

The judge erred in this case when the proceeding against Executive Flight Centre Fuel Services Ltd was stayed based on the *Jordan* ceiling. The Jordan rule of 18 months from charges to trial was never meant to be applied for this type of criminal case (Fisheries Act and Environmental Management Act violations). In addition this rule is being used retroactively as it came after the private prosecution was initiated.

Contrary to what the Judge ruled, the Lemon Creek case is an exception and setting such a precedent would limit a thorough investigation of environmental crimes. I look forward to the Public Prosecution Service of Canada, Regulatory & Environmental Crimes appealing this case.

Yours truly

Marilyn Burgoon, Slokan River Road, Slokan Valley

