

COURT FILE NUMBER: 1808-00144

COURT: COURT OF QUEEN'S BENCH  
OF ALBERTA

JUDICIAL CENTRE: MEDICINE HAT

APPLICANTS: P.T., and others, see attached Schedule "A"

RESPONDENT: HER MAJESTY THE QUEEN IN RIGHT OF  
ALBERTA

INTERVENORS: CALGARY SEXUAL HEALTH CENTRE and  
ASSOCIATION for REFORMED POLITICAL ACTION

DOCUMENT: **AFFIDAVIT OF B.B.**

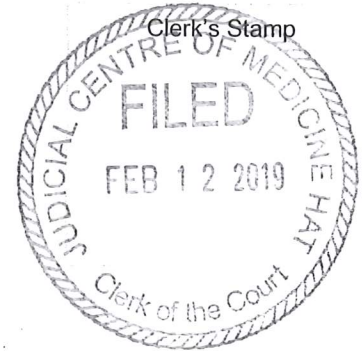
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Justice Centre for Constitutional Freedoms  
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**Schedule "A": Full Style of Cause**

APPLICANTS:

P.T., D.T., F.R., K.R., P.H., M.T., J.V., A.S., R.M.,  
UNIVERSAL EDUCATION INSTITUTE OF CANADA,  
HEADWAY SCHOOL SOCIETY OF ALBERTA, THE  
CANADIAN REFORMED SCHOOL SOCIETY OF  
CALGARY, GOBIND MARG CHARITABLE TRUST  
FOUNDATION, CONGREGATION HOUSE OF JACOB  
MIKVEH ISRAEL, KHALSA SCHOOL CALGARY  
EDUCATION FOUNDATION, CENTRAL ALBERTA  
CHRISTIAN HIGH SCHOOL SOCIETY,  
SADDLELAKE INDIAN FULL GOSPEL MISSION, ST.  
MATTHEW EVANGELICAL LUTHERAN CHURCH  
OF STONY PLAIN, ALBERTA, CALVIN CHRISTIAN  
SCHOOL SOCIETY, CANADIAN REFORMED  
SCHOOL SOCIETY OF EDMONTON, COALDALE  
CANADIAN REFORMED SCHOOL SOCIETY,  
AIRDRIE KOINONIA CHRISTIAN SCHOOL  
SOCIETY, DESTINY CHRISTIAN SCHOOL SOCIETY,  
KOINONIA CHRISTIAN SCHOOL-RED DEER  
SOCIETY, COVENANT CANADIAN REFORMED  
SCHOOL SOCIETY, LACOMBE CHRISTIAN  
SCHOOL SOCIETY, PONOKA CHRISTIAN SCHOOL,  
PROVIDENCE CHRISTIAN SCHOOL SOCIETY,  
LIVING WATERS CHRISTIAN ACADEMY, NEWELL  
CHRISTIAN SCHOOL SOCIETY, SLAVE LAKE  
KOINONIA CHRISTIAN SCHOOL, YELLOWHEAD  
KOINONIA CHRISTIAN SCHOOL SOCIETY, THE  
RIMBEY CHRISTIAN SCHOOL SOCIETY, LIVING  
TRUTH CHRISTIAN SCHOOL SOCIETY,  
LIGHTHOUSE CHRISTIAN SCHOOL SOCIETY,  
DEVON CHRISTIAN SCHOOL SOCIETY,  
LAKELAND CHRISTIAN SCHOOL SOCIETY, 40  
MILE CHRISTIAN EDUCATION SOCIETY, HIGH  
LEVEL CHRISTIAN EDUCATION SOCIETY,  
PARENTS FOR CHOICE IN EDUCATION, and  
ASSOCIATION OF CHRISTIAN SCHOOLS  
INTERNATIONAL – WESTERN CANADA

RESPONDENT:

HER MAJESTY THE QUEEN IN RIGHT OF ALBERTA

INTERVENORS:

CALGARY SEXUAL HEALTH CENTRE and  
ASSOCIATION for REFORMED POLITICAL ACTION

**AFFIDAVIT OF B.B.**  
Sworn on January 18<sup>th</sup>, 2019

I, B.B., of the [REDACTED], in the Province of Alberta, SWEAR AND SAY THAT:

1. I am a [REDACTED]-year-old boy, currently in grade [REDACTED]. I have personal knowledge of the facts herein deposed except where based on information and belief, in which case I verily believe same to be true.

**Background**

2. I live with my mother and [REDACTED]. I attend [REDACTED], a public school [REDACTED] for grades [REDACTED]. I began attending in grade [REDACTED].

**Attending the GSA**

3. [REDACTED] has had a Gay Straight Alliance club ("GSA") for as long as I have been attending the school.
4. I began attending the GSA in March 2018 because a female friend of mine asked me to. At the time, I had six friends who were attending the GSA meetings. I knew very little about GSAs before I started attending.
5. Students in grades 6-12 were allowed to attend the GSA meetings together. At the first GSA meeting I attended, there were about 12 students, including at least two students in grade 12 and at least three students in grade 6.
6. The GSA met every Thursday and I continued to attend every week throughout April. Most of the time there were no adults present. Occasionally, [REDACTED], the school's Family Wellness Worker was present.

**The GSA Conference**

7. At one of the GSA meetings in April, [REDACTED] said there would be a "GSA Conference" on May 11, 2018. She did not say much about what would happen at the conference, only that we would "have fun" and that there would be a

“surprise”. [REDACTED] said that anybody in grade 9 or older could attend, so I decided I would attend.

8. On May 11, I went to school as usual. After arriving, I joined about 20 other students, all members of the GSA, and [REDACTED]. We then walked to the [REDACTED] for the Conference. The Conference lasted almost the entire school day. I missed all my classes. [REDACTED] told me that my mother would not find out that I was attending the conference or that I missed my classes.
9. When I arrived at the Conference, I saw a few booths. The first booth I came to had a lot of condoms at it, a stack of postcards, and a pile of little books. I did not look closely at the little books at the time, but I received one of the little books in a bag that I was given as I was leaving the Conference.
10. I looked at the postcard that was at the booth. Written on the postcard (the “Uranus Postcard”, attached to this affidavit as **Exhibit “A”**) is “EXPLORE THE WONDERS OF URANUS”. Below the writing is a picture of a spaceship in the shape of a penis and testicles and two moons right beside each other that look like buttocks. There is also an astronaut holding the rainbow flag. “HIV COMMUNITY LINK” is written in small letters in the bottom right-hand corner.
11. The little book, titled “Who’s got the condom?” (the “Flipbook”, attached to this affidavit as **Exhibit “B”**), is a cartoon flip book with about 50 pages, all images with no text. The Flipbook shows two naked males who both have erections. The older male puts on a condom, then appears to insert his penis inside the anus of the boy.
12. Students from four schools, including my school, attended the Conference. There were about 50 students present at the Conference.
13. In the afternoon, there was a “drag show” in which three adult “drag queens” (men dressed up as women) and one adult “drag king” (a woman dressed up as a man) put on a dance. The dance lasted for a few minutes, the length of two songs.
14. I learned that the “drag” dancers were from a “drag” group in Calgary. After the “drag show”, I spoke with the “drag king”. She asked how old I was. I told her I

was [REDACTED] years old. She invited me to come work with her for a day in Calgary if I was interested in “drag”.

15. At the end of the Conference, as the students were leaving, we were all given blue pull-string bags (the “Blue Bag”). [REDACTED] gave me my bag. She did not say what was in it.
16. I opened the Blue Bag and took out everything in it as soon as I got home. I was surprised. In the Blue Bag was the Flipbook, a card from the Calgary Sexual Health Centre, a few pins, and a lot of condoms. Attached as **Exhibit “C”** to this affidavit is a picture of some of the condoms and the card from the Calgary Sexual Health Centre. I could not understand why there were so many condoms. I found it hard to believe that a teenager could have sex so much that they would ever need so many condoms. I also thought it was strange that we were given so many condoms, but that there was no discussion at the Conference about sexual activity, or about the risks of being sexually active.
17. I hid the Blue Bag from my mother. I did not know what she would think if she found it or how I would explain what was inside of it.

#### After the Conference

18. For two weeks following the Conference, I hid the Blue Bag from my mother and that I had attended the Conference.
19. Two weeks after the Conference, my mother found the Blue Bag while she was cleaning my room. She immediately talked to me about it. We talked for a long time. I told her everything. I was relieved to talk with her openly.
20. I talked with my mother about sexual activity. She explained to me the risks that can come with having sex, whether with girls or boys. We discussed things such as STDs. I knew that condoms were supposed to protect people when having sex, but it was never explained to me by anybody at the GSA or the Conference the things that condoms do and do not protect people from, or the fact that condoms do not always work. I did not know the risks were so serious. I do not think I was given the knowledge I should have had regarding sexuality and sexual behavior. I am glad my mother has helped me to understand. Now that I know how serious

sex is, I want to wait until I am older, and better able to make good decisions, before I engage in sexual behavior with anyone.

**Conclusion**

- 21. Looking back on everything, I am uncomfortable that the school kept secrets from my mother. I do not think that is right. I know that my mother loves me, and has my best interest at heart, and that it is best for me that she knows what is going on in my life.
- 22. I swear this Affidavit bona fide and for no improper purpose.

SWORN BEFORE ME at [REDACTED], Alberta, )  
this 18<sup>th</sup> day of January 2019. )

\_\_\_\_\_  
James Kitchen )  
Barrister and Solicitor )  
A Commissioner for Oaths in and for )  
the Province of Alberta )

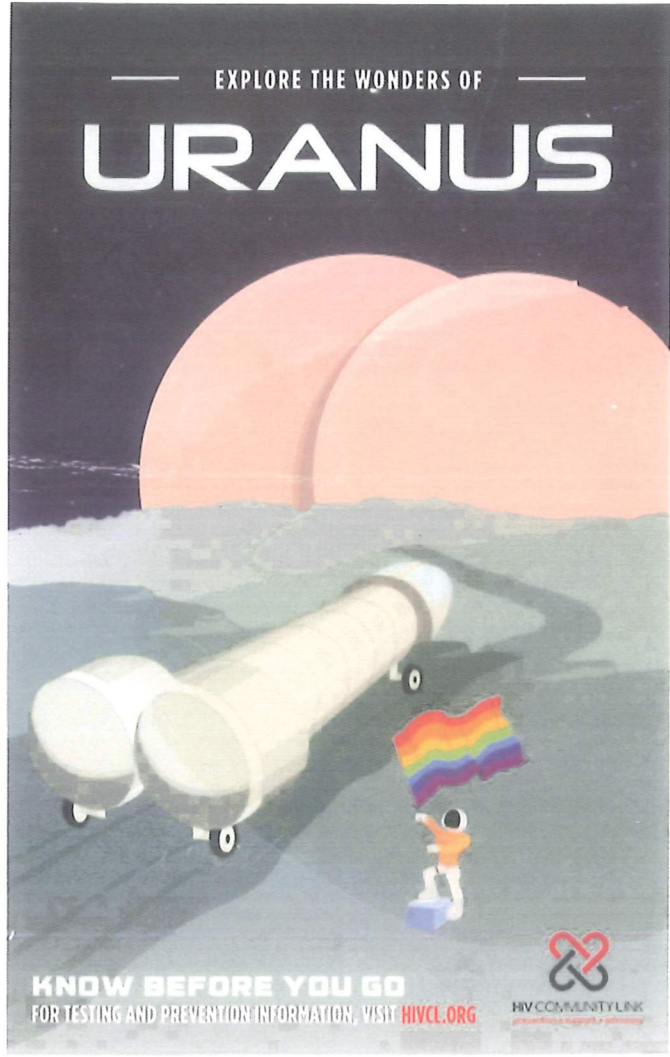
B.B.  
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**B.B.**

THIS IS EXHIBIT " A " referred to in the Affidavit of B. B.

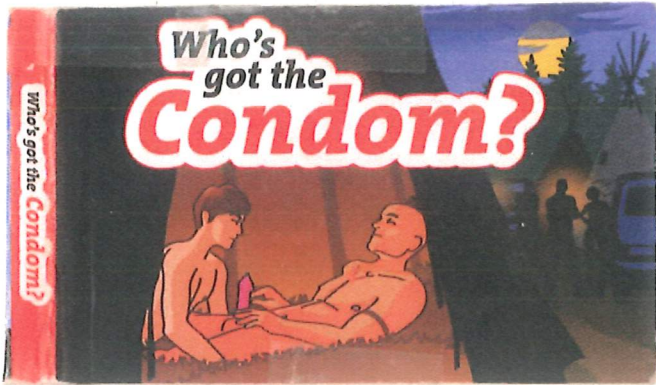
Sworn before me this 18<sup>th</sup> day of January A.D. 20 19

A Commissioner in and for the Province of Alberta

**James Kitchen**  
Barrister & Solicitor





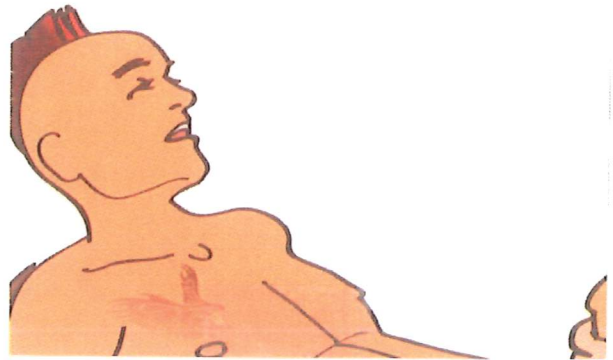
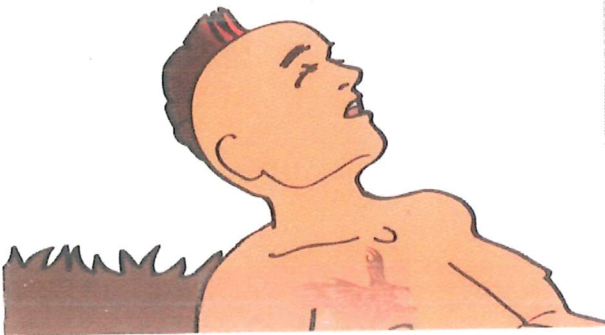
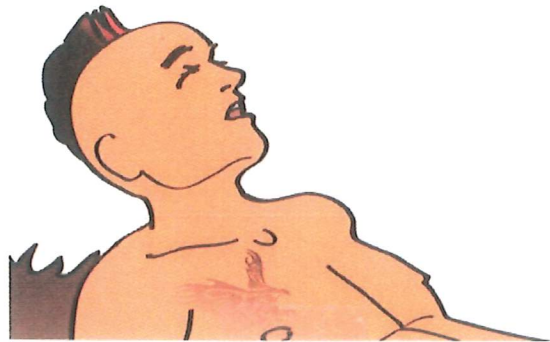
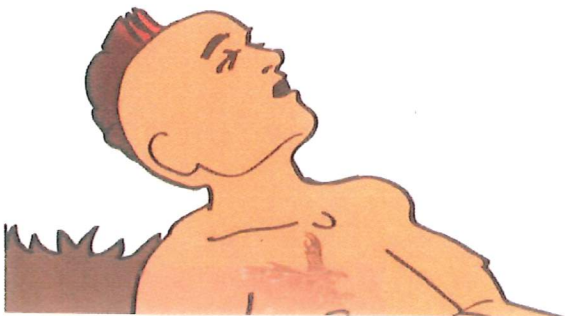


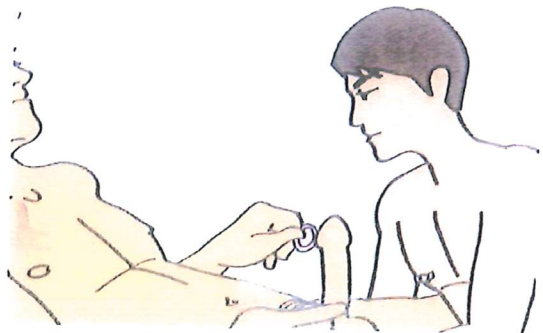
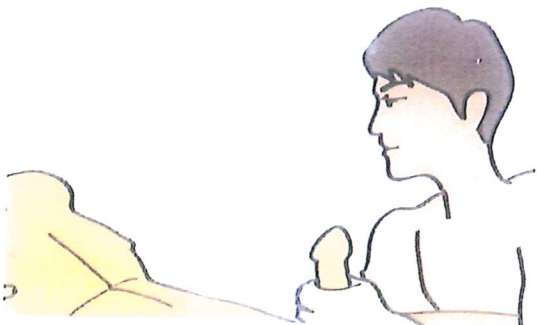
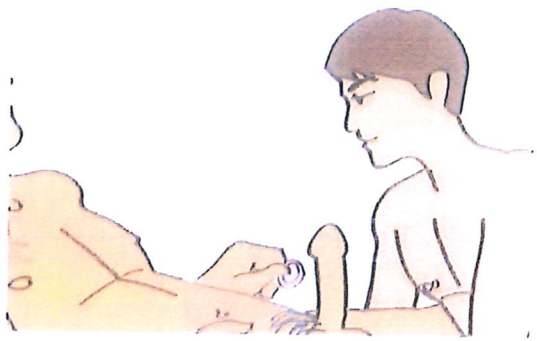
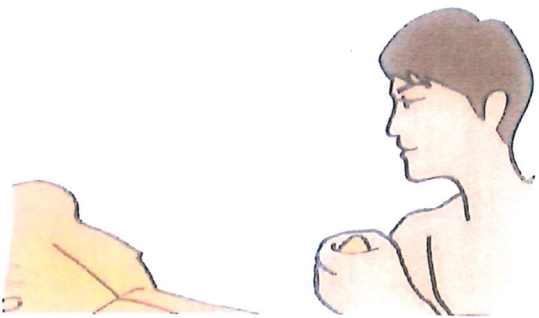
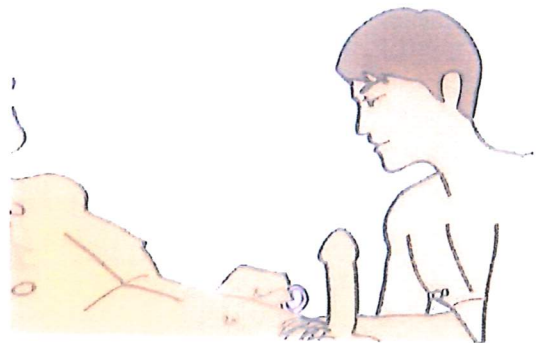
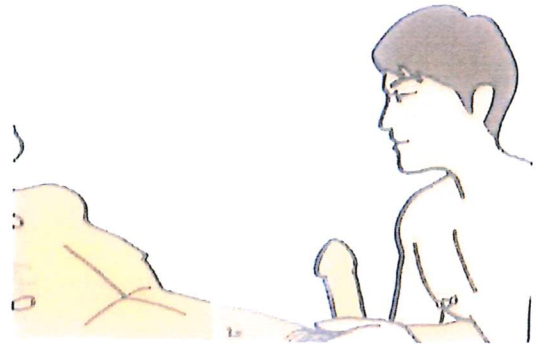
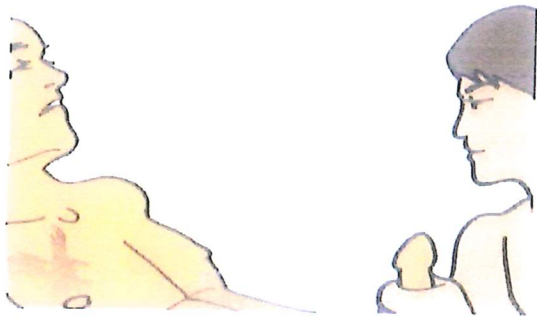
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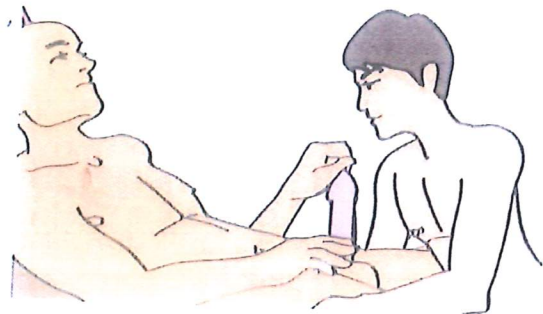
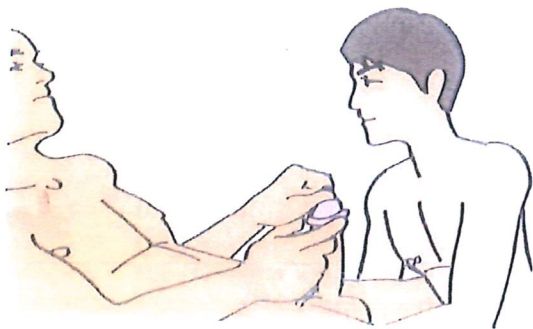
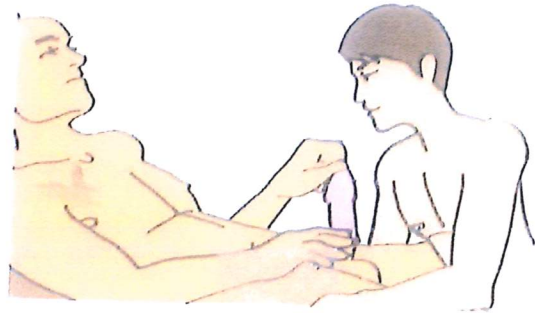
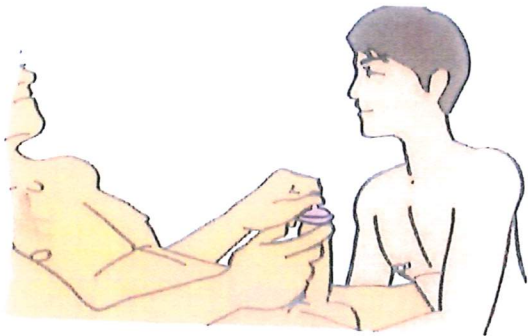
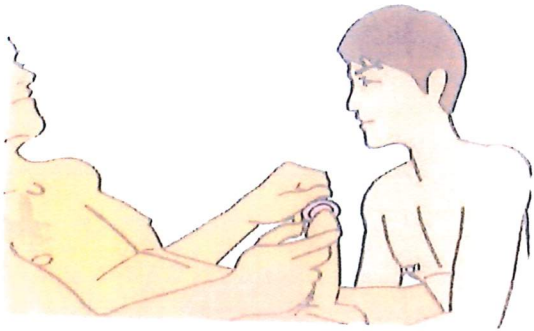
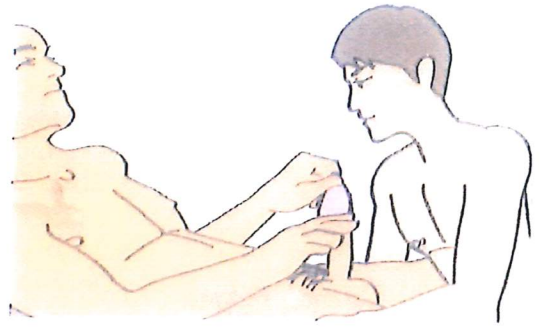
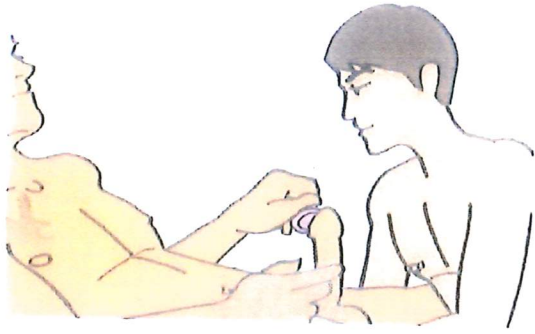
B. B  
Sworn before me this 18th  
day of January A.D. 20 19

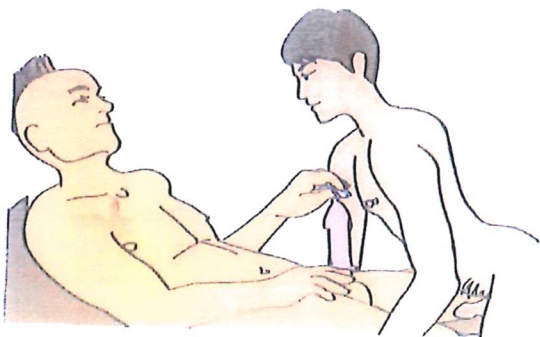
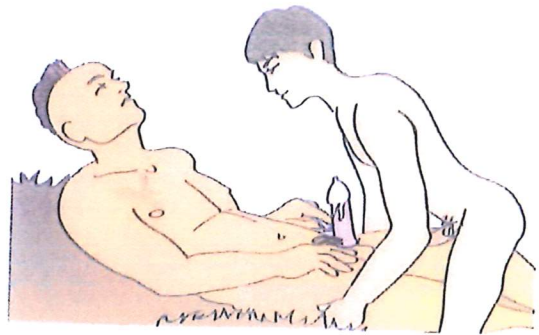
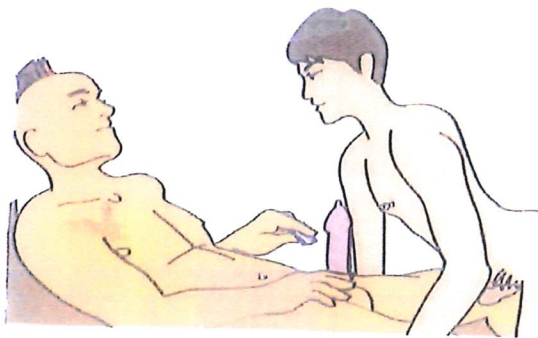
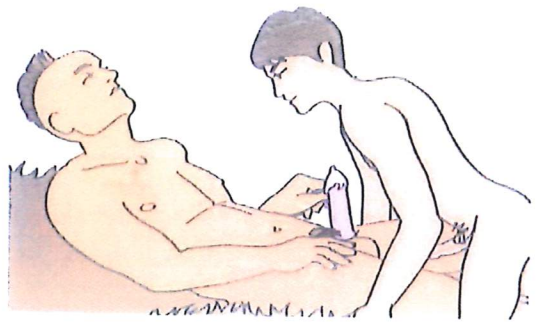
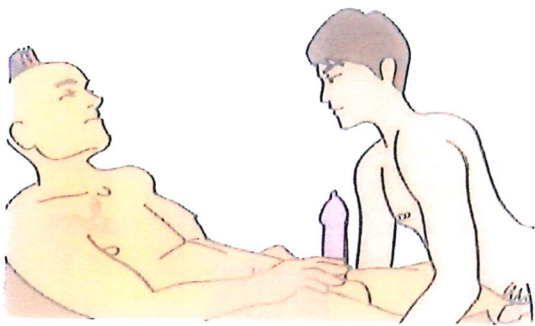
A Commissioner in and for the Province of Alberta

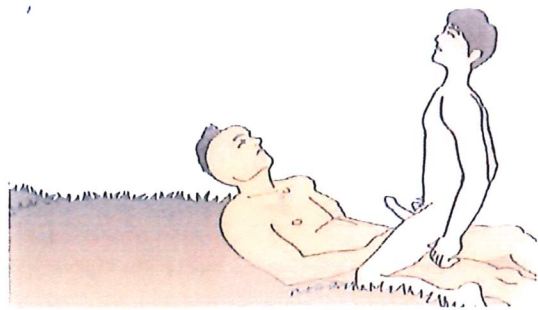
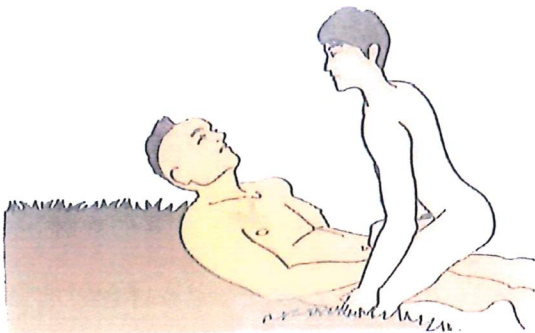
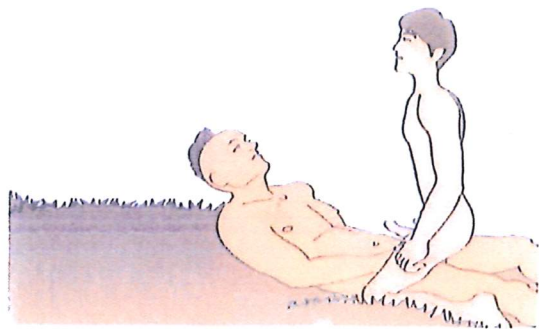
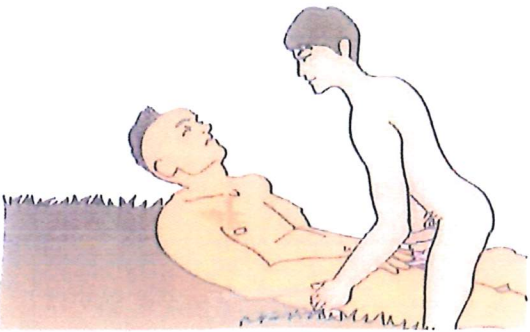
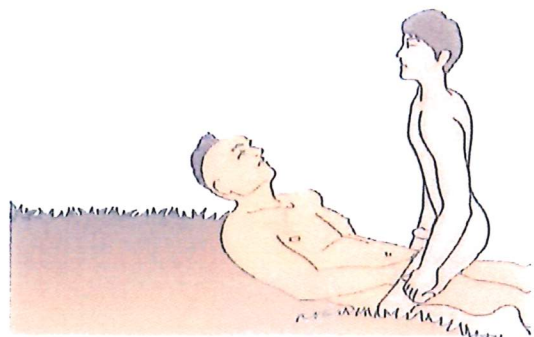
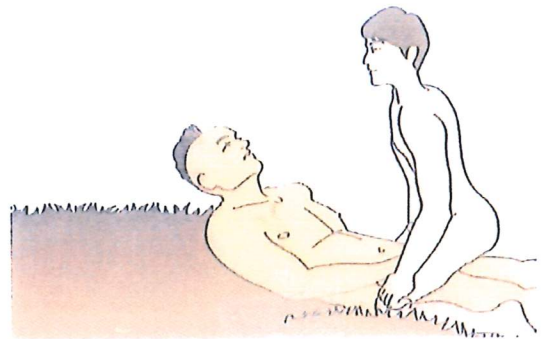
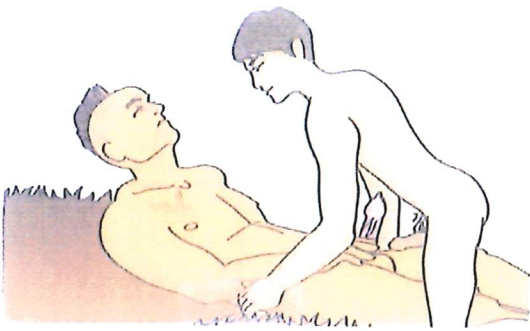
*[Signature]*  
James Kitchen  
Barrister & Solicitor

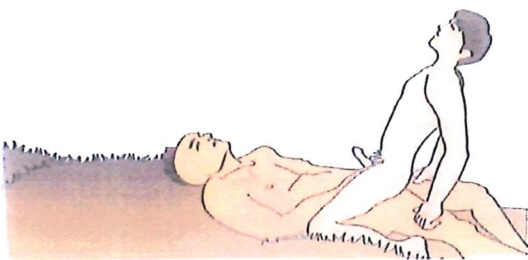
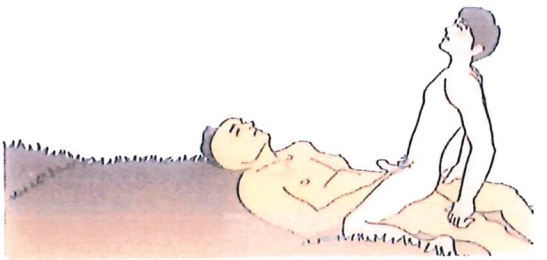
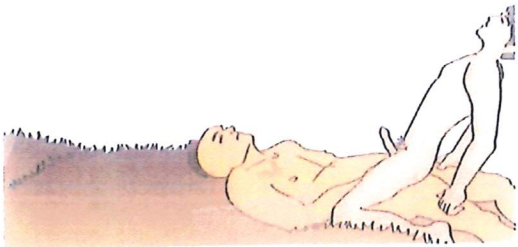
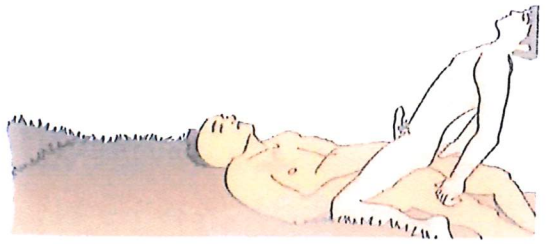


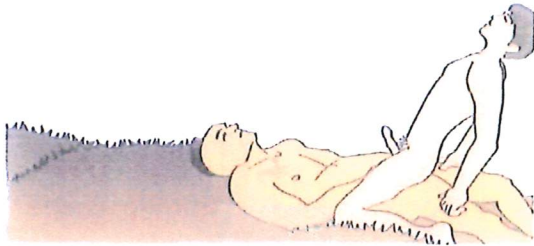












Need more information and resources on HIV or hepatitis C?  
Contact CATIE: 1-800-263-1638 • [www.caie.ca](http://www.caie.ca) • [info@caie.ca](mailto:info@caie.ca)

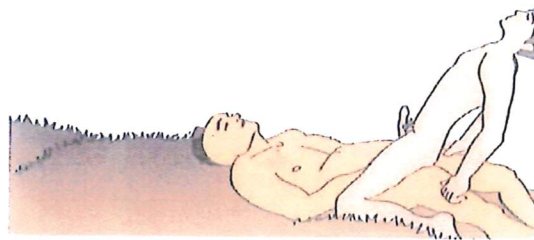
Thank you to YouthCO, 2-Spirited People of the 10 Nations, and the municipal partners as a focus group to help guide the design of this report.

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## We're worth protecting!

*HIV and STIs are a reality. Condoms help protect against HIV and STIs. Have the confidence to be safe.*

*Sex with a condom is still hot. Put it on, add lube, get it up! Keep it up, boys!*

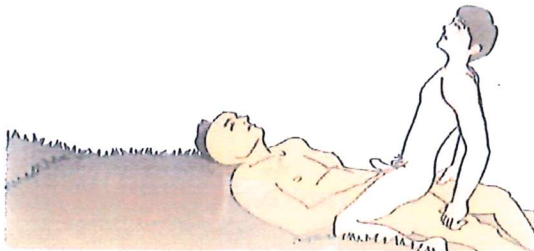


BC Centre for Disease Control  
An Agency of the Provincial Health Services Authority



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THIS IS EXHIBIT " C " referred to in the Affidavit of

B. B

Sworn before me this 18<sup>th</sup>

day of January A.D. 2019



A Commissioner in and for the Province of Alberta

**James Kitchen**  
Barrister & Solicitor





Community Resources

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Distress Centre 24 Hour Support 403.266.HELP (4357)  
Connect Teen TEXT 587.333.2724  
Calgary Communities Against Sexual Abuse 403.237.5888  
STI Clinic 403.955.6700 Mosaic Women's Clinic 403.250.5066  
Sexual and Reproductive Health Clinics  
Downtown 403.955.6500 Sunridge 403.944.7666  
South 403.943.9510 East 403.955.1431  
The Alex Youth Health Centre 403.520.6270



Calgary  
**Sexual Health**  
Centre

403.283.5580

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[calgarysexualhealth.ca](http://calgarysexualhealth.ca)  
[generalmail@calgarysexualhealth.ca](mailto:generalmail@calgarysexualhealth.ca)

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**Free and Confidential Information,  
Counselling and Referrals for:**

Anything related to sexuality, including:

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