

# Defending vaccine choice for Alberta health care workers

The Justice Centre is suing Alberta Health Services over its mandatory vaccine policies for doctors, nurses and other health care workers.

Dr. Eric Payne, Associate Professor of Pediatrics and Neurology at the University of Calgary, and pediatric neurocritical care physician at the Alberta Children’s Hospital in Calgary, in his September 14, 2021 letter to the College of Physicians and Surgeons, explained in great detail why he is refusing to take a “novel experimental mRNA therapy” that lacks “long-term data.” Rather than responding to the medical and scientific issues raised by Dr. Payne, the College declared on September 27 that all physicians in Alberta “should be fully vaccinated.” The College also claims that physicians who express a different scientific opinion on the mRNA vaccine are spreading “misinformation,” and that such dissent will not be tolerated. The Justice Centre is representing doctors across Canada who are being censored, silenced and disciplined by their own Colleges, simply for raising scientific questions that challenge the dominant narrative.



## Calgary and other cities challenged on mandatory vaccines



In letters to the City of Calgary (September 16) and other Canadian municipalities, the Justice Centre has outlined its concerns about coercing all city employees to get the experimental mRNA injection or lose their jobs. These government policies ignore natural immunity; the injection does not stop transmission of the virus; the cities are promoting an experimental therapy while refusing to accept any liability for injury or death; vaccine mandates breach privacy laws. With 14 lawyers on staff, in a country of 38 million people, the Justice Centre's resources are not infinite. We will do our best to defend *Charter* rights and freedoms in as many cases as possible.

## Governments challenged to show the public the science behind lockdowns



The Justice Centre has released “Lockdowns and the Science of COVID,” a paper based on the medical and scientific evidence presented recently before the Manitoba Court of Queen’s Bench by expert witness Dr. Jay Bhattacharya.

Dr. Bhattacharya is a tenured Stanford professor of medicine, with particular expertise in the health and well-being of vulnerable populations. As a co-author of the *Great Barrington Declaration*, he and over 50,000 medical doctors and infectious disease specialists have called on governments to lift lockdown restrictions on healthy people, and instead provide ‘focused protection’ to the elderly and infirm. This would allow for herd immunity to develop safely amongst healthy people. Dr. Bhattacharya’s scientific analysis successfully pokes many holes in the government’s reliance on lockdown measures.

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Justice Centre  
for Constitutional Freedoms



# Justice Centre defends patient threatened with removal from life-saving donor transplant list

The University of Alberta Hospital has threatened to remove Annette Lewis from a donor list for a lung transplant because she has chosen not to receive one of the experimental mRNA injections. The Justice Centre represents Ms. Lewis, who has idiopathic pulmonary fibrosis, a terminal condition affecting both of her lungs, which recently had only 40% capacity. Ms. Lewis has been suffering with the illness for over two and a half years, and waiting for a transplant for over one year. Without this transplant, Ms. Lewis will die.

The Justice Centre has posted an extended recording on our website at [jccf.ca](http://jccf.ca), of a doctor on the lung transplant team telling Ms. Lewis she will be removed from the transplant list if she refuses the Covid shot.





# BC Court rules against New Westminster for violating free expression rights

The Supreme Court of British Columbia has ruled in favour of Justice Centre client Grace Chapel, after the City of New Westminster cancelled the church’s Christian youth conference which was booked at the City-owned and managed Anvil Centre in 2018. The Church is made up primarily of new Canadians whose vision is to build a diverse multi-ethnic church.

In her July 19 decision, Justice Maria Morellato said, “In a free and democratic society, the exchange and expression of diverse and often controversial or unpopular ideas may cause discomfort. It is, in a sense, the price we pay for our freedom. Once governments begin to argue that the expression of some ideas are less valuable than others, we find ourselves on dangerous ground.”

This was a significant win for freedom of expression in Canada, and confirms the government must respect the *Charter* in providing access to publicly-owned facilities.

# Mandatory "hotel quarantine": Justice Centre obtains expedited appeal

In July, the Justice Centre was in the Federal Court of Appeal regarding federal quarantine hotels and quarantine facilities. Thousands of Canadians are impacted by these oppressive measures every day, and the Court agreed that an expedited hearing was needed, after a lower court ruling that the quarantines did not violate the *Charter* rights of Canadians.

Applicants represented by the Justice Centre in the Appeal had to travel for reasons that were essential to them, including to attend funerals, to obtain urgent medical treatment, or care for a sick or dying relative in another country.

On July 28, the Federal Court of Appeal granted the Justice Centre request for an expedited appeal. Our legal team anticipates being in court later this fall to continue to hold the Federal Government to account.



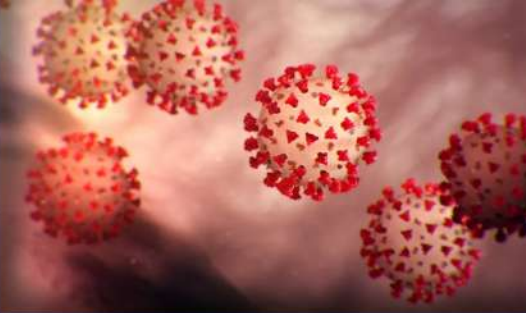
# The 2021 Campus Vaccine Index


## Special Edition

Canadian university campuses were largely shut down since March 2020 due to government-mandated Covid lockdown measures, with almost no in-person events during the 2020-21 school year. So in 2021, we have created the Campus Vaccine Index at [campusfreedomindex.ca](http://campusfreedomindex.ca)

The Index provides students, parents and the public with information on the campus Covid policies of 61 public universities in Canada. As of September 30, 2021, 45/61 Canadian universities had put in place a vaccine mandate discriminating against students who decided against the Covid vaccine.

Getting a Covid-19 vaccination should not be a prerequisite to accessing postsecondary education in Canada, since young adults (and teenagers and children) face very little threat from Covid.





# Students denied education to Seneca College over mandatory vaccine

The Justice Centre represents Mariana Costa and Crystal Love, students who were told they could not return to Seneca College’s campus in September unless they received Covid vaccinations. Ms. Costa is enrolled in a three-year Fashion Arts Program. Ms. Love is enrolled in a two-year Veterinary Technical program. Both students are due to complete their programs in April 2022 and will need to repay student loans. Neither student can fully complete her program online.

The law is not clear about whether the *Charter* applies to universities. However, the Supreme Court of Canada has ruled that the *Charter* does apply to colleges. Therefore, Seneca College must respect the *Charter* rights of conscience, privacy, life, liberty, and bodily integrity of Mariana and Crystal, along with their equality rights.

The onus will be on Seneca College to justify its mandatory vaccine policy, and to produce solid evidence that those who have been injected with the new mRNA vaccine do not spread the virus, or that they spread the virus less than unvaccinated students. The Justice Centre will present medical and scientific evidence from expert witnesses in court.

The Justice Centre will staunchly defend these women and their right to bodily integrity and the freedom to choose what medical treatment they undertake, without the fear of being denied their education. In a free country, individuals should be entitled to choose what they inject into their own bodies, or not.

# Court of Appeal rules against Lorne Grabher

In August, the Nova Scotia Court of Appeal sadly ruled that the Charter does not protect the freedom of expression of Mr. Grabher’s last name on his personalized license plate. Lorne Grabher is a retired senior citizen in his 70s, formerly a prison guard. He wore his name on his uniform his entire career without anyone saying it was offensive. He first purchased the personalized license plate as a gift for his late father in 1991 and it has since become a source of family pride, spanning three generations.

The Justice Centre is preparing to take this case to the Supreme Court of Canada and defend Mr. Grabher’s freedom of expression against irrational censorship.

