



First Affidavit of David Anthony Gooderham
No. VLC-S-S-183541
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

TRANS MOUNTAIN PIPELINE LLC

Plaintiff

AND:

DAVID MIVASAIR, BINA SALIMATH, MIA NISSEN, COREY SKINNER (AKA CORY SKINNER), UNI URCHIN (AKA JEAN ESCUETA), ARTHUR BROCIER (AKA ARTUR BROCIER), KARL PERRIN, YVON RAQUL, EARLE PEACH, SANDRA ANG, REUBEN GARBANZO (AKA ROBERT ARBESS), GORDON CORNWALL, THOMAS CHAN, LAUREL DYKSTRA, RUDI LEIBIK (AKA RUTH LEIBIK), JOHN DOE, JANE DOE, AND PERSONS UNKNOWN

Defendants

THE ATTORNEY GENERAL OF BRITISH COLUMBIA

Intervenor /Respondent

FIRST AFFIDAVIT OF DAVID ANTHONY GOODERHAM

I, DAVID ANTHONY GOODERHAM of Vancouver, British Columbia, make oath and swear that:

1. I have personal knowledge of the matters attested to herein except where such knowledge is based on information and belief, in which case I believe such matters to be true.
2. Pursuant to the Notice of Motion dated August 20, 2018, and filed with this Honourable Court, the Respondent Attorney General of British Columbia has given notice that I am herein prosecuted for criminal contempt of court.

M.

3. As part of my defence to the above allegation, I will be relying upon the defence of necessity. In that regard and as part of my application to seek leave to raise the defence of necessity, attached hereto and marked as Exhibit "A" to this my affidavit is a true copy of the outline of evidence that I propose to call as part of my defence.

4. I wrote Exhibit "A" in its entirety. I verily believe Exhibit "A" accurately states the findings, conclusions, and expert judgments set out in the sources related to climate science. I swear that it truly states my understanding of the principles of climate science based on the material that I have referenced.

SWORN BEFORE ME at Vancouver
British Columbia
this 2 / day of November, 2018



A COMMISSIONER FOR
TAKING AFFIDAVITS
IN BRITISH COLUMBIA

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David Anthony Gooderham

MARTIN PETERS, BARRISTER
Melville Law Chambers
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Vancouver, B.C. V6E 3V6
604-682-6555
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This is Exhibit "A" referred to in the
1st affidavit of David Anthony
Gooderman sworn before me, this
21st day of November, 2018.

A handwritten signature in blue ink, consisting of stylized, overlapping loops and a long horizontal stroke extending to the right.

Commissioner for Taking Affidavits

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Defendants

THE ATTORNEY GENERAL OF BRITISH COLUMBIA

Intervenor /Respondent

**NOTICE OF APPLICATION & CHARTER NOTICE
PURSUANT TO SECTIONS 7 & 24(1) OF THE CHARTER**

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Crown Counsel

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