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ONTARIO

Court File Number
FC-15-2446-0

Superior Court of Justice Family Court Branch

(Name of court)

at 161 Elgin Street, Ottawa, Ontario, K2P 2K1

(Court office address)

**RESPONDENT'S
SUBMISSION**

Applicant(s)

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Respondent(s)

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n/a

**RESPONDENT'S
DOCUMENTS DUE DECEMBER 31, 2018**

as per the endorsement of

The Honourable Justice Engelking

dated October 17, 2018

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TAB 1 Responses from 20 potential witnesses

1.	Dr. Iris Jackson	Exhibit A
2.	Dr. Judy Chow	Exhibit B
3.	Dr. Deanna Mercer	Exhibit C
4.	Dr. Daniel Saul	Exhibit D
5.	Dr. Yoland Charbonneau	n.a See Ex Q
6.	Dr. Peter Kay	
7.	Ms. Jessica Poloz	Exhibit E
8.	Mr. Khamen Wood*	Exhibit F
9.	Dr. Drew Kingston*	Exhibit G
10.	Dr. Christopher Cardoso	Exhibit H
11.	Dr. Shelly Huang*	Exhibit I
12.	Dr. Wendy Low	Exhibit J
13.	Mrs. Karen Perry	Exhibit K
14.	Mr. Douglas King*	Exhibit L
15.	Dr. Adrienne Matheson	Exhibit M
16.	Mr. Stephen Tremblay	Exhibit N
17.	Ms. Viana Ibrahim	Exhibit O
18.	Ms. Cathy Cassidy-Gifford*	Exhibit P
19.	Ms. Heather Simon	Exhibit Q
20.	Mr. Charlie Moore	Exhibit R

TAB 2 Key Documentation made available to witnesses for consideration

Copy of Justice Engelking's Endorsement of October 11, 2018	(i)
20 Questions for Psychiatrists	(ii)
List of Documents	(iii)
Copy of Documents (A-Z)	A-Z

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TAB 3	Net Family Property Statement - Moore	
TAB 4	Draft TSEF	
TAB 5	Samples (recent) of proof of allegations against Mr. Kiska)	
	Re: Fraud	Exhibit A
	Re: Infliction of mental suffering	Exhibit B
	Re: Harassment	Exhibit C
	Re: Cost run-up	Exhibit D

Executive Summary

In my opinion, nobody wants to get involved in this case.

Currently, there is a seemingly unavoidable opportunity for abusive partners to exploit public services by providing false information in order to divert attention away from their abusive conduct. I have proof of this: I have had to endure this and so have my children.

Most of the witnesses named herein have been instrumental in our survival; however, each seems limited in their ability to provide written corroboration at this time.

This document represents my best efforts to comply with Your Honour's Court Order dated October 17, 2018, as well as prepare for trial, during the allotted 10-week period.

My Approach to Requesting Expert Reports, Will-Say Statements and Letters

My first task was to develop a list of questions that I would ask each of the psychiatrists during the trial. Once complete, I then compiled 26 documents that served as an "Overview" of my past six years' experience with my now estranged husband, Jonathan Kiska. Along with Your Honour's endorsement of October 17, 2018, this list of questions and Overview served as the basis of my request for Expert Reports, Will-Say statements and letters.

Then, I:

1. Developed a custom list of questions for those who were not psychiatrists.
2. Emailed my request to the witnesses identified in Your Honour's endorsement.
3. Hand-delivered hard copies of my request to those who were accessible (for ease of reference).
4. Followed-up by phone and/or email until Friday, December 28, 2018.
5. Organized the results in this package as Tab 1: Exhibits A – R
6. Prepared a summary of responses that can be found in the table on page 2.

Where I was unable to receive an Expert Report, Will-Say Statement of Letter, I included any documentation that I was able to gather which would indicate either my level of effort to retain such and/or evidence that I am and have always been a very involved mother and not the severely-ill woman that Mr. Kiska has, for years, purported me to be.

Summary of Responses

Name	Role	Company	Response	Reason	Other documents and/or statements	Ex
1	Dr. Iris Jackson	Psychologist	See exhibit A for: Expert Report, letters and C.V.		Letter dated 19-Dec-18 (p. 1-6) Letter dated 07-Aug-18 (p. 7-8) Letter dated 27-Mar-17 (p. 9-13) C.V. (p.14-24)	A
2	Dr. Judy Chow	Family Physician	Cannot provide Expert Report, as per CMPA (the malpractice insurer) but verbally: "Once you get him on the money, won't you get him on everything?"	B
3	Dr. Deanna Mercer	Riverside Court Medical Clinic	Cannot provide E.R.	Cannot be impartial	Letter dated December 17, 2018	C
4	Dr. Daniel Saul	Psychiatrist	Cannot provide E.R.	Beyond Scope	Letter dated December 24, 2018	D
5	Dr. Y. Charbonneau	Psychiatrist	Cannot provide E.R.	No specific response	See exhibit Q	Q
6	Dr. Peter Kay	Psychiatrist	Limited	Multiple reasons given	Letter dated 15-Nov-18	E
7	Ms. Jessica Poloz	Counselor	"...discover the true facts ..."		Letter dated 17-Aug-18	F
8	Mr. Khamen Wood	Victim Support Worker	No response	Now in San Diego	Emails from 24-Feb-18 to 28-Dec-18 (8 pgs)	G
9	Dr. Drew Kingston	Psychiatrist	Response not rec'd by 29-Dec-18	Moved to B.C.	Email threads, excerpt from OCL report (nife with speculation), attendance list (10 pgs)	H
10	Dr. Chris Cardoso	Psychologist	Cannot provide letter	On maternity leave	Appointment list: all brought by Moore; email (6 pgs)	I
11	Dr. Shelly Huang	Opt(8 pages)ometrist	Will not provide letter	"Do not want to get involved" (receptionist)	Appointment list: all brought by Moore; note (2 pgs)	J
12	Dr. Wendy Low	Dentist	Response not rec'd by 29-Dec-18	Still in School Board legal department	Emails, follow-up ending 13-Dec-18 (4 pgs)	K
13	Mrs. Karen Perry	Teacher	"Moore was only responsible parent"		Letter dated 28-Aug-18, Assessments done for both children: all paid by Moore (10 pgs)	L
14	Mr. Douglas King	Director	Response not rec'd by 29-Dec-18	?	Emails, invoice dated 29-May18 to 26-Nov-18 (19 pgs)	M
16	Mr. Stephen Tremblay	Child Psychologist	Cannot provide	"Beyond Scope"	26-Nov-18, Cate's Psych-Edu Results (19 pgs)	N
17	Ms. Viana Ibrahim	CAS	Response not rec'd	?	Notes and email dated 13-Nov-18 (5 pgs)	O
18	Ms. C. Cassidy-Gifford	Patient Advocacy	Will not provide	None provided	Notes and email dated 13-Nov-18 (3 pgs)	P
19	Ms. Heather Simon	Patient Advocacy	Verbally: "Cannot provide—call the Royal College of Physicians and Surgeons."		Emails dated 01-Jun-17 and 25-May-17 (3 pgs)	Q
20	Mr. Charlie Moore	Father	Cannot provide	84 y/o: poor health	Email thread ending 29-Dec-18, Screenshots of calls, Email thread ending 04-Dec-18	R

Truthful Summation of Marital Conflict

There have been three separations in three years and **each one** was initiated by Ms. Moore:

- Ms. Moore first separated from Mr. Kiska in **September 2014** following a 10-week hospitalization for a mental illness that she did not and does not have: Bi-polar Disorder. He begged her to return and she did.
- Ms. Moore then separated from Mr. Kiska in **September 2015** after discovering proof that Mr. Kiska had lied to psychiatrists in both **2013** and **2014** which resulted in mis-diagnosis, mis-treatment and extended hospitalizations. HOWEVER, before she could serve upon Mr. Kiska a Form 8A Application for Cruelty, Mr. Kiska served upon Ms. Moore a bogus Form 8 Application in **November 2015**. Following five months of chaos, she felt forced to return to Mr. Kiska and, reluctantly, she did.
- In **November 2016**, Ms. Moore realized that she could no longer endure Mr. Kiska's escalating emotional and psychological abuse. Immediately, she notified the Children's Aid Society of her plans to leave Mr. Kiska for the third and final time. Somehow aware of her intentions, however, Mr. Kiska first texted a notice of separation to her. It's been a nightmare ever since.

Conclusion

In 2013, Ms. Moore did develop a situational (vs. a chronic) mental illness: Brief Psychotic Disorder with known stressors. She remains adamant that the "known stressor" is Mr. Kiska's general demeanour and hostile behaviour toward her. In addition to the substantial amount of evidence contained within the Continuing Record, Ms. Moore has amassed six years' worth of e-mails, medical files, CAS reports, OPS reports and other documents which verify **each** claim within her amended Answer. She has no doubt that testimony from witnesses, if allowed, would bring to life the volatility which she and her children have endured.

CIPR: Centre for Interpersonal Relationships
CMPA: Canadian Medical Protection Association
EORC: Eastern Ottawa Resource Centre
OVS: Ottawa Victims Services
RCPS: Royal College of Physicians and Surgeons
TOH: The Ottawa Hospital