

**IN THE MATTER OF: Commission of Inquiry into the Circumstances
Surrounding the Death of Phoenix Sinclair**

**NOTICE OF MOTION TO STRIKE THE AFFIDAVIT OF SCOTT CLARK
FILED BY
CANADIAN BROADCASTING CORPORATION, CTV WINNIPEG,
GLOBAL WINNIPEG AND THE WINNIPEG FREE PRESS
Hearing Date: July 4, 5 and 6, 2012 at 10:00 a.m.**

AIKINS, MacAULAY & THORVALDSON LLP

Barristers and Solicitors
30th Floor – 360 Main Street
Winnipeg MB R3C 4G1

JONATHAN B. KROFT
Telephone: 204-957-4671
Facsimile: 204-957-4253

File No. 1003444

IN THE MATTER OF: Commission of Inquiry into the Circumstances Surrounding the Death of Phoenix Sinclair

NOTICE OF MOTION

THE CANADIAN BROADCASTING CORPORATION, CTV WINNIPEG, GLOBAL WINNIPEG AND THE WINNIPEG FREE PRESS (the “Media), will make a motion before Commissioner Hughes, the Commissioner for the Inquiry into the Circumstances Surrounding the Death of Phoenix Sinclair, on the 4th day of July, 2012 at 10:00 a.m., in the Pan Am room at the Winnipeg Convention Centre, 375 York Avenue, Winnipeg Manitoba.

THE MOTION IS FOR:

1. an Order that the portions of the Affidavit of SCOTT CLARK affirmed April 10, 2012 be struck in on the that they offend the Rules of Evidence on the following grounds:

Objected To	Grounds
Paragraph 5	Inadmissible opinion
Paragraph 6	Hearsay; inadmissible opinion
Paragraph 7	Hearsay; inadmissible opinion

THE FOLLOWING DOCUMENTS will be used at the hearing of the motion:

1. the Affidavit of Scott Clark, affirmed April 10, 2012; and
2. such further and other material as counsel may advise and this Honourable Commission of Inquiry may permit.

June _____, 2012

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30th Floor - 360 Main Street

Winnipeg MB R3C 4G1

JONATHAN B. KROFT

Tel: 204-957-4671

Fax: 204-957-4253

Solicitor for Canadian Broadcasting Corporation,
CTV Winnipeg, Global Winnipeg and the
Winnipeg Free Press