

FEDERAL COURT

File No.: T-1124-23

BETWEEN:

KAP PALMER

FEDERAL COURT COUR FÉDÉRALE	
FILED	MAY 31 2023
KELLY SHIMONEK	
WINNIPEG, MB	- 1 -

Applicant(s)

and

ATTORNEY GENERAL OF CANADA

Respondent(s)

NOTICE OF APPLICATION

TO THE RESPONDENT:

A PROCEEDING HAS BEEN COMMENCED by the applicant. The relief claimed by the applicant appears on the following page.

THIS APPLICATION will be heard by the Court at a time and place to be fixed by the Judicial Administrator. Unless the Court orders otherwise, the place of hearing will be as requested by the applicant. The applicant requests that this application be heard at 363 Broadway, Suite 400 Winnipeg, Manitoba (place where Federal Court of Appeal (or Federal Court) ordinarily sits).

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or a solicitor acting for you must prepare a notice of appearance in Form 305 prescribed by the Federal Courts Rules and serve it on the applicant's solicitor, or where the applicant is self-represented, on the applicant, WITHIN 10 DAYS after being served with this notice of application.

Copies of the Federal Courts Rules information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613-992-4238) or at any local office.

IF YOU FAIL TO OPPOSE THIS APPLICATION, JUDGMENT MAY BE GIVEN IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.

May 31 2023

Issued by: Winnipeg Local Office
(Registry Officer)

Address of local office: 363 Broadway, Suite 400 Winnipeg, Manitoba R3C 3N9

TO:
THE ATTORNEY GENERAL OF CANADA
Prairie Regional Office (Winnipeg)
601 400 St. Mary Avenue, Winnipeg, Manitoba R3C 4K5
National Litigation Sector / Department of Justice Canada / Government of Canada

APPLICATION TO FEDERAL COURT
(FOR A JUDICIAL REVIEW)

This is an application for judicial review in respect of (Identify the tribunal.)
On May 24 2023 I received a letter from Canada Emergency Validation division with Canada Revenue Agency Reference Number C005467 1928 -001-45

The letter advised me that the decision regarding my request dated May 9 2023 , for a second review on my Canada Recovery Benefit (CRB) application has determined that I am not eligible due to that did not earn \$ 5000 of net self-employment income in 2019 , 2020 or in the 12 months before the date of my first application. The letter indicated that I should apply for a judicial review with the Federal Court if I disagree with the decision.

The decision was communicated to the Applicant on May 24 2023 via letter mail at home address

(Set out the date and details of the decision, including date received, order or other matter in respect of which judicial review is sought.)

The applicant makes application for: (State the precise relief sought.)

I paid myself a self-employment dividend of \$ 5000 on February 15 2020 and \$ 3000 on October 30 2020 which is in accordance of the minimum eligibility requirements for CRB being met.

The eligible criteria for CERB / CRB was you must have earned a minimum of \$ 5000 in the past 12 months including self employment income including non eligible dividends.

I answered all questions on the bi weekly and weekly application truthfully and have suffered both financially and health. I believe I am entitled to the full benefits as per the documents submitted.

I believe I should get all the federal pandemic assistance that was denied to me and not pay back any funds received during the pandemic.

This application will be supported by the following material:

- (A) The affidavit of Kap Palmer
- (B) Such other affidavits and materials as may be permitted to be filed under the Federal Court Rules

Dated at Winnipeg this 31st day of May 2023



(Signature of the Applicant)

Name: Kap Palmer

Address: PO Box 464
Lorette MB R0A 0Y0

Telephone: 204 888 6000

Fax number:

E-mail: kap@kappalmer.com