

**FORM 337.1 Rule 337.1
Notice of Appeal**

FEDERAL COURT OF APPEAL

BETWEEN:

OLEG BRYZZHEV

Appellant

and

ATTORNEY GENERAL OF CANADA

Respondent

Notice of Appeal

(under subsection 27(1.2) of the [Federal Courts Act](#))

TO THE RESPONDENT:

A LEGAL PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the appellant. The relief claimed by the appellant appears below.

THIS APPEAL will be heard by the Federal Court of Appeal at a time and place to be fixed by the Judicial Administrator. Unless the court directs otherwise, the place of hearing will be as requested by the appellant. The appellant requests that this appeal be heard at Vancouver BC.

IF YOU WISH TO OPPOSE THIS APPEAL, to receive notice of any step in the appeal or to be served with any documents in the appeal, you or a solicitor acting for you must prepare a notice of appearance in Form 341A prescribed by the [Federal Courts Rules](#) and serve it on the appellant's solicitor or, if the appellant is self-represented, on the appellant, WITHIN 10 DAYS after served with this notice of appeal.

IF YOU INTEND TO SEEK A DIFFERENT DISPOSITION of the judgment appealed from, you must serve and file a notice of cross-appeal in Form 341B prescribed by the [Federal Courts Rules](#) instead of serving and filing a notice of appearance.

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 613-996-6795) or at any local office.

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

Issued by:

Address of local office:
Pacific Centre
P.O. Box 10065
701 West Georgia Street
Vancouver, British Columbia
V7Y 1B6

The address of the Respondent in the present matter is:

Service Canada - Passport Delivery Operations Centre –
Mail SDH-MAIL
PO BOX 4000 STN LCD 3
MISSISSAUGA, ON L5K 0A9
Canada

+1-855-202-7865 +1-289-777-7886 1-800-567-6868.

Representative of Service Canada+1 -647-232-5740 Team Leader for Service Delivery Hub Haseeb

Email: esdc.ppt.docmailpending-codcourrierattente.ppt.edsc@servicecanada.gc.ca

Fax +1- 819-654-8817

The address of Attorney General of Canada in the present matter is:

Email: webadmin@justice.gc.ca

Telephone: 613-957-4222

Fax: 613-954-0811

Mailing Address:

Department of Justice Canada

284 Wellington Street

Ottawa, Ontario

Canada K1A 0H8

Erica Louie,

Counsel National Litigation Sector,

BC Regional Office 900 - 840 Howe Street, Vancouver, BC V6Z 2S9

Department of Justice Canada | Government of Canada

Tel: 604-666-4294 | Fax: 604-666-9295

Email erica.louie@justice.gc.ca

Email maeloraine.lo@justice.gc.ca

Appeal

THE APPELLANT APPEALS to the Federal Court of Appeal from the order of the Honourable Madam Justice Kane dated November 28, 2023 (**Docket and Court File Number: T-2391-22, Citation: 2023 FC 1577**) by which the application was dismissed and there was no order for costs.

THE APPELLANT ASKS that

1. Consider Guarantor's affidavit in support of Applicant's submissions that Passport Canada subjected Guarantor to cruel and unusual treatment, but not only extreme inconvenience, relevant to the issue on judicial review and attach to the case file;
2. Acknowledge that Appellant and Guarantor were subjected to unusual and cruel treatment by Passport Canada and not only experienced "extreme inconvenience" (*Article 6(1) of CONSTITUTION ACT, 1982*); Guarantor's honour and reputation was attacked (*Article 17.1 of Universal Human Rights*);
3. Acknowledge the principles of fundamental justice that laws should not be arbitrary were violated when the Court of First Instance incorrectly interpreted the fact of the Applicant's call on Guarantor behalf as an "attempt at impersonation" based on the transcript? (Section 7 of the Canadian Charter of Rights and Freedoms);
4. An order to request additional information from the clinic where Guarantor works if Respondent believes that the information received earlier was insufficient and unreliable;
5. An order to attach to the case file the Notice of Constitutional Question (NCQ) and proof of service of the NCQ endorsed by the council of the Attorney General on July 12, 2023, as required by subsections 57(1) and (2) of the Federal Courts Act, RSC 1985, c. F-7. Consider the constitutional questions;
6. Set aside the decision, rejecting the Passport Application;
7. An order of the court setting aside the allegation that current guarantor (Dr. Friesen Wesley) doesn't meet the full requirement of being Guarantor;
8. An order directing that a passport application signed by Guarantor is to be processed in the prescribed manner;
9. An order that the full refund of the application fee in the amount of 160\$ would be returned to Applicant;
10. For such further and other orders and relief as Applicant may advise and as this Honourable Court may permit.

THE GROUNDS OF APPEAL are as follows under *subsection 27(1.3) of the Federal Courts Act*,:

1. *failed to observe a principle of natural justice, procedural fairness or other procedure that it was required by law to observe;*
2. *based its decision or order on an erroneous finding of fact that it made in a perverse or capricious manner or without regard for the material before it;*
3. *acted by reason of perjured evidence;*

X 

O.O.Bryzzhev
Appellant

Oleg Bryzzhev
Unit1004
1650 Haro Street
V6G2X9
Vancouver, BC Canada
Phone +1-604-210-3465
+1-604-352-1633
Email mummy@list.ru
Applicant

[SOR/2021-151, s. 24](#)