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FILE NO.: 2440-01/EUR E

**THE CONSPIRACY OF WILLIAM & PRICE
TO THWART COMPETITION IN
EASTERN EUROPE
REGARDING THE RECOVERY OF
UNCLAIMED ESTATES**

MAY 23, 1997

MF # 16870

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**MICROFILMED
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Submitted By: Mondex Corporation

ACC	DATE <i>97 05 23</i>
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Situation

Our firm is in the business of assisting families with the recovery of unclaimed estates and other assets. A competitor of our company has been found to be conspiring to obstruct our company's efforts to expand our operations into various countries in Eastern Europe. It is our understanding that such interference is illegal and we hope that with your assistance we will be able to end this illegal and unethical behaviour.

Business Overview

Mondex Trade & Development Corporation was established in December of 1988 as a small business venture. The focus of the company soon developed into assisting people with the recovery of unclaimed bank accounts. Within three years the company became the leader in this field in Canada. The company began experimenting with similar ventures and changed its focus to unclaimed estates.

In 1993 Mondex Corporation was established with a mandate to become a leader in the field of unclaimed estate recovery. When someone dies intestate (without a will) the firm investigates the relevant facts and locates the appropriate heirs to the estate and then proceeds to assist them by providing genealogical proof that they are entitled. The company works with a number of lawyers in major centres throughout Europe and North America, which provide the legal services that are often required to assist with the settlement of such estates.

In 1992 the company was registered with the Better Business Bureau. The President of the company, James Palmer, is a Commissioner of Oaths and former Notary Public.

Expansion

The company desires to expand into new markets and finds those markets in Eastern Europe to be of significant interest. As a result, expansion into Eastern Europe is very important to the company.

The Competitor

The competitor who is conspiring against the expansion of our trade is a small law firm known as Williams & Price, and namely a Robert Gordon Price who is a lawyer and principal of this firm.

Mr Price reportedly has approximately thirty years of experience in the field of estate law. He represents a number of Consulates, particularly those of Eastern Europe, apparently including but not limited to the Consulate of Poland.

A Comparison of Methods

Like our firm, Williams & Price and in particular Mr Price, his agents and/or employees do the following:

- 1 Visit the Surrogate Court to learn of new intestate files;
- 2 Orders copies of such files and pays for them accordingly;
- 3 Conducts research at Public Libraries, and National and Regional Archives;
- 4 Conducts research for the purpose of locating the family of the decedent;
- 5 Locates neighbours of the decedent for the purpose of interviewing the same;
- 6 Interviews such neighbours for the purpose of locating the family of the decedent;
- 7 Searches for obituaries of the decedent for the purpose of locating the family of the decedent;

- 8 Contacts funeral homes where services were held for the decedent, for the purpose of locating the family of the decedent;
- 9 Compiles genealogical information to verify the relationship between the decedent and his/her family which is making a claim for the estate;
- 10 Compiles the appropriate documents in support of a claim and arranges to have the same translated and authenticated at the Canadian Consulate in the appropriate country;

Mr Price in particular, does the following:

- 11 Charges a fee where the maximum amount billed is a function of the size of the estate and is calculated on a percentage basis (See Appendix A, letter of June 3, 1991);
- 12 Works with a number of associates in various countries who materially assist him by locating heirs to estates and arranging for these heirs to sign contracts with them (see G B Hooper & Son, Appendix A);
- 13 Benefits financially by such arrangements while also ensuring that his agent and/or employees benefit financially by this same arrangement;
- 14 Submits Powers of Attorney to the Public Trustee's Office for the purpose of arranging for the reclamation of estate funds on behalf of heirs to an estate.

Unlike our firm:

- 15 In matters where the family is believed to reside in areas that are under the jurisdiction of the various Consuls General that are represented by Williams & Price, Mr Price will supply information to the relevant Consulate who in turn approaches the family of the decedent with the "option" of hiring Mr Price's services, (Consulates refer to Price as a lawyer who is able to assist them with their claim);
- 16 Mr Price appears to encourage his agents to arrange for clients who have already completed Agreements and Powers of Attorney with our firm, to breach their agreement with our firm, revoke their Powers of Attorney with our firm, and sign Powers of Attorney in favour of his firm so as to interfere with our business, and benefit the business activities of Mr Price (See Dumbala Estate example below);
- 17 Mr Price conducts legal work on behalf his clients where our firm contracts such work to other lawyers.

Analysis

Based upon the facts as listed above, it is clear that law firm of Williams & Price, and namely Mr Price, are involved in the same type of activity, as is our firm, Mondex Corporation. Nonetheless, Mr Price seems to hold the opinion that we are not to offer our services to clients in the areas of Eastern Europe as this seems to be the geographic region in which Mr Price specializes. In a brief and informal meeting at Mr Price's office, Mr Price specifically asked that our firm stay out of Eastern Europe and work in other countries. Mr Price suggested that our firm should work on cases where heirs are located in Germany and the United Kingdom, and that if we were to do so, and avoid working on cases in Eastern Europe, that we would not have any problems from him or his firm. However, Mr Price also stated that if we continue to work on cases in Eastern Europe, that he would suggest that his clients petition the Office of the Attorney General in order to have Bill 200 passed, which Mr Price hopes would curtail our ability to compete with his firm (See Appendix A, letter of February 26, 1996).

Under the guise of protecting his clients, Mr Price refers to The Vienna Convention on Consular Affairs of 1967, where he states that "None of my clients will tolerate your activities in their countries..." (Appendix A, letter dated February 26, 1996). However, when our solicitor and I spoke with the Consul General of Poland at a meeting at our solicitor's office, the Consul General indicated that he did not object to our firm charging a fee for our services - he simply indicated that the rate that our firm was charging was too high.

With respect to estate recovery matters in Poland, the Consulate of Poland levies a fee of between 5% and 15% on such matters (see Appendix A, Inheritance Hunters, Kaleidoscope Magazine, published by a company financed by the Polish Government), and tends to offer relatively slow service. Our firm previously charged a typical fee of 50% as we had recently migrated from dealing specifically with unclaimed bank accounts where the total dollar values involved were relatively small. Presently, our typical fee is in the range of 10% to 33 1/3% depending upon the size of the estate and negotiations with the families involved. From our experience a fee of approximately one third seems to be the Industry Average on an international basis.

In one particular matter involving heirs to an unclaimed estate who reside in Poland, namely the estate of the estate of Mr Thomas Cesarek (aka Tomasz/Thomas Ciolek) we were advised by Mr Price that if we continued with this matter he would "...seek a means to prevent this occurrence from happening again" (See Appendix B, letter of January 26, 1996, page 2).

Prior to the Consulate of Poland being able to locate the family of the late Mr Cesarek (aka Ciolek) we were able to locate them and complete the necessary Powers of Attorney with all of the family members. We then made arrangements to meet with the Consul General of Poland (Mr Wieslaw Wieckowski) at the office of our solicitor, Mr Irwin Kirsh, of Toronto. During this meeting the Consul confirmed that he did not have a problem with the general nature of our activities but only in the 50% fee that we requested. Accordingly, even though we had completed agreements with all of the family members for such a rate, on our own accord we reduced this rate to 25% on a new agreement which again all of the members of the Ciolek family happily signed.

Sometime during a series of transactions with the family, Mr Price attempted to disparage our reputation by stating that "...it is my understanding that the Office of the Public Guardian is investigating the activities of Mr Palmer and his company (Mondex Corporation). It is also my understanding that the Office of the Public Guardian and Trustee is refusing to recognize powers of attorney/ contracts executed in favour of Mr Palmer and Mondex Corporation" (See Appendix C, letter dated May 22, 1996).

Mr Price's comments above were in response to our complaint regarding his activities as stated in our letter of April 25, 1996 (See Appendix C, letter dated April 29, 1996) to the Law Society of Canada. A response to our letter from Ms Jansz of the Law Society of Upper Canada (See Appendix C, letter of May 29, 1996).

In response to the allegations made by Mr Price, with respect to our firm being under investigation, we received a letter in support of the fact that we were not under investigation from the Office of the Guardian and Public Trustee, dated June 22, 1996, which further indicated that the claim made by Mr Price was indeed false (See Appendix C).

Although we established that our firm is not under investigation the Consul General of Poland, also a client of our competitor Mr Price, continues to falsely state that we are under investigation (See Appendix D, letter of October 17, 1996). In this same letter, the Consul General of Poland further erroneously states that "...Mondex was strongly criticized in the press. As you know J Palmer passed himself off as a lawyer, and he is not a lawyer - the very act being qualified as criminal in Poland as well as in Canada".

In a similar letter from the same Consul General, our firm is again falsely accused of being under investigation, and it is further stated to potential clients of ours that they "...will lose a great deal of money on unprofessional service..." if they deal with our firm and that "...It would be harmful if a large part of the inheritance - hard earned money ... were seized fraudulently by a company which tells tall stories about its activity" (See Appendix D, letter of October 17, 1996). Needless to say, as a result of this letter we lost credibility with the family involved and suffered financially as we lost the opportunity to provide this family with our services.

In addition to the letters from the Polish Consulate, referred to above, my clients and prospective clients are receiving letters that further disparage our reputation from the Polish Ministry of Foreign Affairs, apparently under the direction of the Polish Consulate in Toronto. One such letter states that "The Ministry of Foreign Affairs requests that you revoke the power of attorney granted to J Palmer immediately, since his activity bears signs of fraud and therefore may cause substantial financial loss to you" (See Appendix D, letter of May 13, 1996).

After having been notified of the content of such letters our firm met with our solicitor Mr Irwin Kirsh who drafted a letter dated October 17, 1996, with respect to the erroneous allegations made and the interference suffered as a result of the actions of Mr Price, the Consul General of Poland and the Polish Ministry of Foreign Affairs (See Appendix E, letter of October 17, 1996). In response Mr Price indicated in a letter dated October 24, 1996 (Appendix E) that he will meet with the Consul General to discuss this matter on October 29, 1996. On October 31, 1996, we received an additional letter from Mr Price, dated the same date (Appendix E) indicating that essentially the Consul General was not responsible for his actions and cannot be held accountable for the same as they were carried out in the exercise of consular functions and that therefore he was protected by diplomatic immunity.

In a recent attempt to halt or delay the processing of payment of this estate to our firm in trust, as per the original instructions of the heirs in Poland, Williams & Price has apparently sent correspondence to the Trustee's Office that dispute the validity of our Powers of Attorney. We believe that Mr Price hopes that in the interim period, the heirs to this estate will revoke their Powers of Attorney in favour of our firm, in their frustration at the delays in processing this matter. At present we are still awaiting a date for a hearing as per the notice we received from the Trustee's Office (Appendix E).

Case Studies

In another matter our firm sent a representative to the Slovak Republic to locate the family of the late Peter Dumbala. Once the family had been located our agent requested a fee of 50% and the family agreed upon a fee of 35 per cent. After completing these agreements an agent of Mr Price, Katrina Possova, contacted the family and induced half of them (approximately 24 heirs exist) to breach our agreement and sign an agreement with their firm in association with the firm of Williams & Price. Accordingly, a letter of complaint from our office was sent to Mr Price on April 29, 1996 (See Appendix F). In Mr Price's response to this letter dated this same date, he suggests that our firm is simply attempting to charge its fee in exchange for providing the family (the heirs) with information that they would normally be made aware of without having to pay a fee. We have explained to Mr Price on a number of occasions that our firm does not simply provide information for a fee, but arranges for the recovery of the entire estate as does his firm, as referred to in the above section, a Comparison of Methods.

In another matter, our firm and our associates located the family of the late Kazimier Klimowicz and completed agreements with them to obtain this estate on their behalf. Again Mr Price indicated in his letter of August 1, 1996 (Appendix G) that the Polish Consulate General is also taking steps in this matter, despite the fact that we had already completed agreements with the

family, as well as having spent numerous hours and having incurred significant expenses (see Appendix G, powers of attorney in Polish). Mr Kirsh, our solicitor, responded appropriately in his letter of August 6, 1996 (Appendix G). Regardless, the Polish Consulate with the assistance of Mr Price and Williams & Price, was able to convince the family to breach their agreement with our firm and complete powers of attorney with the Polish Government in which Williams & Price provided the necessary services in order to assist the family with the recovery of the estate (See Appendix G).

In a letter from Mr Price, regarding this matter (dated October 18, 1996, Appendix G), Mr Price states that (despite our having located the proper heirs to this estate and having completed agreements to assist them in this matter) "The next-of-kin...have executed powers of attorney in favour of the Consul General of the Republic of Poland...". As a result of this action we will be forced to litigate in order to recover our fee, that was previously agreed to by the heirs of this estate, thereby resulting in a significant and probable financial loss to our firm.

With respect to the estate of Thomas Cesarek (aka Tomaz Ciolek) as referred to above, we submitted all of the necessary documents to the Trustee's Office, in order to obtain payment on behalf of the family. While these documents were being processed the Polish Consulate in collaboration with Williams & Price and the Polish Ministry of Foreign Affairs arranged for our powers of attorney to be revoked by the family and arranged for the family to complete new powers of attorney in favour of the Polish Consul and ultimately Williams & Price. The Ciolek family elected to revoke these powers of attorney and sign new powers of attorney in favour of our firm. Nonetheless, Williams & Price and their associates continued to harass the Ciolek family in an attempt to once again have those powers of attorney in favour of our firm, revoked.

Presently, our firm is awaiting payment of this matter from the Trustee's Office. However, we were recently advised by telephone that the validity of our powers of attorney were being questioned apparently by Williams & Price (Appendix G, letter of April 30, 1997 from the Office of the Public Guardian and Trustee). It is our opinion that Mr Price's primary objective in this respect is to cause undue delays in the processing of this estate in the hope that the heirs will become frustrated and revoke our powers of attorney. The heirs of this estate have already revoked powers of attorney in favour of the Polish Government and have twice completed powers of attorney in favour of Mondex Corporation. Nonetheless, it now appears that Williams & Price will force both our firm and the heirs of this estate to suffer from significant delays, for the purpose of serving the vested interests of Williams & Price and to block any possibility that our firm has of expanding into the Polish Market.

Another method used to keep our firm from operating in Poland in particular, is now being used by the Polish Consulate. An application for a visa to visit Poland has been refused by the Polish Consulate: "We do not need to provide you with a reason for our decision...Mr Palmer should know better than to even apply..." is the response that we received while at the Consulate, for the purpose of obtaining this visa. Such arbitrary decisions, in conjunction with other such impediments, are being used to keep our firm from operating in Poland, as well as in other areas of Eastern Europe.

Needless to say, it is very frustrating and unfair to suffer at the hands of such an unethical competitor as Mr Price, who with the apparent assistance of a number of Consulates, associates and other agents, is conspiring to keep our firm out of Eastern Europe. Our firm has every reason to be proud of the services that we provide and enjoys the respect of our clients throughout the World, some of which take the time to write to us with letters of appreciation (Appendix H). Our firm also supports a growing staff of full-time, part-time and contract workers.

Nonetheless, in matters similar to the ones described above, Mr Price has effectively used his relationships with Consuls General, associates and other agents to incite our clients to breach our

agreements and to keep our firm from operating in markets in which Mr Price offers his services (see Appendix I for similar examples in other countries).

Mr Price also apparently has a special relationship with one or more of the staff of the Office of the Public Guardian and Trustee. Mr Price indicated in a letter to our firm that he discussed matters relating to our firm with Mr Avila of the Trustee's Office. Mr Price also obtained additional confidential information about our firm, however the source of this additional information has not yet been confirmed (See Appendix J). If Mr Price's allegation is correct it would suggest a breach of trust, as employees of the Trustee's Office handle confidential information regarding both our firms and by releasing such information to Williams & Price, one would clearly be causing our firm financial harm and providing Williams & Price with a significant and inappropriate competitive advantage.

The importance of such a breach of trust can only be appreciated when one considers the sensitive nature of the information that the Public Trustee's Office handles. For example, the Trustee's Office processes a great deal of information, the release of which must be strictly controlled. When the Trustee's Office is unable to locate the family of a person who has died intestate, they apply to the applicable Surrogate Court (Courts Administration Office, General Division) to act as Administer of the Estate. It is at this time such information is made public. Obviously, if one company were to have this information in advance of its competitors it would give such a firm a significant and unfair advantage. In a number of situations our firm has found evidence that suggests that associates of Mr Price and his firm Williams & Price were indeed provided with such information in advance of when such information was made public, and that this information was used to the financial benefit of Williams & Price and their associates, once again suggesting a significant and unfair competitive advantage and a conspiracy to block competition in this Industry.

We recently observed a Manager of the Courts Administration Office, General Division, allow access to an employee of G B Hooper, a firm that acts in conjunction with Williams & Price, to confidential documents that were not yet made public. When our employee requested access to the same information he was advised by the Manager of this area ("Joel") that the agent of G B Hooper was working on other matters. Our employee then obtained evidence that proves that the information that the agent of G B Hooper obtained was indeed confidential and was only made public the next day. A letter advising the Attorney General was immediately forwarded to the Attorney General's Office with the details regarding this issue (Appendix J). It is interesting to note that the day after sending this letter to the Attorney General's Office we were advised by an employee of the Courts Administration Office, General Division, that our access to documents that had been readily available were now made extremely difficult and several times more expensive to obtain.

In the matter of the estate of the late Karolis Strokis/Strockis, the Trustee's Office applied to the Surrogate Court for Letters of Administration on February 5, 1997. This application was then made public on February 13, 1997. However, on February 6, 1997, one day after the actual application but prior to the information being made public, the firm of Williams & Price obtained this information and acted upon it immediately. They submitted this information to a firm that they work in tandem with in Lithuania, Lietuvos Respublikos Advokatura. In a letter received from this firm on April 9, 1997, our firm was advised that they were unable to work with our firm on this matter as they had already been contacted by another firm on February 6, 1997. When we telephoned to request who this firm was, we were advised that it was Williams & Price of Toronto. Another letter from this same firm confirms the nature of their business and how they operate with other firms such as ours and apparently the firm of Williams & Price (see Appendix J).

A similar situation exists with respect to the matter of the estate of Dimitro Kanash (aka Dimytro Kanasch). In this case the decedent passed away on or about March 22, 1997. An Application for Letters of Administration was made on April 24, 1997 and the case became public knowledge on April 29, 1997. Nonetheless, it appears that Williams & Price received information regarding this case, in advance of it being made public and began working with a legal firm located in the Ukraine, known as Ukriniurkoleguia (Assistant to the President: Galyna Kovalyova).

Conclusion

It is evident that the firm Williams & Price is a competitor of our firm; wishes to prevent our firm from operating in Eastern Europe, an area that they have held a virtual monopoly over, with respect to Ontario intestate matters; is privy to confidential information regarding our firm and is provided with the same to the detriment of our firm; is apparently privy to information from the Trustee's Office giving this firm an unfair competitive advantage; incites clients of our firm to breach their agreements with our firm in the guise of acting in the best interests of their clients, those Consuls General who refer their citizens to Williams & Price; and works in tandem with a number of agents who operate in the same industry with the objective to keep our firm, and other similar companies, from operating in Eastern Europe.

This behaviour is unethical and in our opinion illegal and we seek the support and assistance that may be made available to our firm, so that we may operate without any undue and unfair obstruction.

We look forward to hearing from you at your earliest convenience.
Thank you.

Further Action

We hope that the enclosed information will provide enough evidence to initiate a formal seizure of certain records that will add to the evidence that we have presented herein. Accordingly, we would ask that your office seize the following files from the offices of Williams & Price:

- 1 Any documents, letters and the like with respect to the matter of the estate of Thomas Cesarek (aka Thomas Ciolek, Tomaz Cesarek), particularly any letters to and from the Trustee's Office (see letters to Mr Les Avila, Ms Monique Charlebois etc., the Polish Consulate, and in particular to Mr Wieckowski of the Polish Consulate, and the Ministry of Foreign Affairs of Poland);
- 2 Any documents, letters and the like with respect to the matter of the estate of Karolis Strokis (aka Karolis Strockis) (see letters to the firm of Lietuvos Respublikos Advokatura, possibly in the name of Mr A R Brazausko);
- 3 Any documents, letters and the like with respect to the matter of the estate of Peter Dumbala;
- 4 Any documents, letters and the like with respect to the matter of the estate of Vlado Dornik;
- 5 Any letters to any staff of the Office of the Public Guardian and Trustee of Ontario, in particular those to Mr Les Avila, Ms Monique Charlebois and Mr Jay Chalke and any other staff members;
- 6 Any letters to the firm of Lietuvos Respublikos Advokatura (Lithuania);
- 7 Any letters to Katrina Possova;
- 8 Any documents, letters and the like with respect to the matter of the estate of Joseph Spadlo;
- 9 Any letters to Ukriniurkoleguia (Ukrainian Legal Firm) (possibly in the name of Galyna Kovalyova);
- 10 Copies of letters to G B Hooper (Toronto & London Offices);
- 11 All computer records, disks, letters on disks, and paper files regarding the above.

APPENDIX A

WILLIAMS & PRICE

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

RUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., O.M.(Pol.),
M.M.(Cz.), B.A.

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324
TELEX 06-218754

June 3, 1991.

SENT BY FAX

Consulate General of the Republic
of Poland
2603 Lakeshore Boulevard West
Toronto, Ontario
M8V 1G5.

Attention: Mr. Jan Koltun
Consul

Dear Mr. Koltun:

Re: Fee Schedule

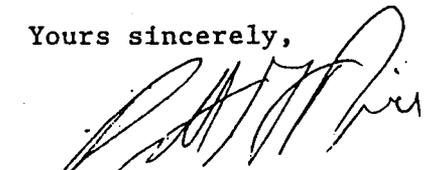
I wish to confirm our agreement with regard to our new fee schedule as follows:

1. For the first \$15,000.00, a fee not exceeding 12%;
2. From \$15,000.00 to \$50,000.00, a fee not exceeding 8%;
3. From \$50,000.00 to \$100,000.00, a fee not exceeding 6%;
4. From \$100,000.00 to \$200,000.00, a fee not exceeding 3.5%.

When the net value of the estate is in excess of \$200,000.00, the fee with regard to the amount in excess of \$200,000.00 shall be subject to negotiation in each particular instance.

I trust you will find the above satisfactory.

Yours sincerely,



ROBERT GORDON PRICE, Q.C.

RGP/jtp



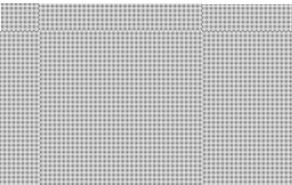
G B HOOPER & SON
GENEALOGISTS & INTERNATIONAL PROBATE RESEARCHERS
LONDON · TORONTO

s.19(1)

IMPERIAL HOUSE · 15-19 KINGSWAY · LONDON WC2B 6UN
TEL: 0171-240 8671 · FAX: 0171-379 0853

OUR REF: 3540/RGH/AVM

20 February 1996



Dear Sir,

We have obtained your address from your brother, [REDACTED] who is also entitled to participate in this matter. We have knowledge of a sum of unclaimed money a share of which we consider can be claimed by you.

In order that you may understand our position in the matter we would explain that we make it our business to trace persons entitled to unclaimed property which we do at our own risk and expense. Before revealing particulars of the fund in question, we ask you to agree that we shall be paid a commission of one-third of the net amount actually recovered by you.

There is no risk as far as you are concerned. Our commission, which covers all our expenses, is calculated on the net balance actually received by you, and if, for any reason, nothing is recovered by you then we are to be paid nothing. You will not be asked to part with any money other than our commission, and it will not be necessary for you to incur any expenses in proving your claim, as this work will be undertaken by us on your behalf.

We enclose two copies of our usual form of agreement, one to be signed by you and returned to us, the other to be retained by you for your own records. We would mention that your brother, [REDACTED] has agreed to our proposals and signed our fee agreement.

We have tried to keep the wording of the enclosed agreement form as clear and simple as possible. However, if you are in any doubt about it's meaning or effect, please feel free to consult a solicitor or other professional adviser before replying.

We enclose a reply-paid envelope for the favour of your reply.

Yours faithfully,

G.B. HOOPER & SON



s.19(1)

**TO: G.B. HOOPER & SON
IMPERIAL HOUSE
15/19 KINGSWAY
LONDON
WC2B 6UN**

Reference No: 3540

You have informed me that, unknown to me, I may be entitled to inherit from the estate of someone who has died.

If you will reveal to me details of my claim and I subsequently inherit from the estate, I agree that:

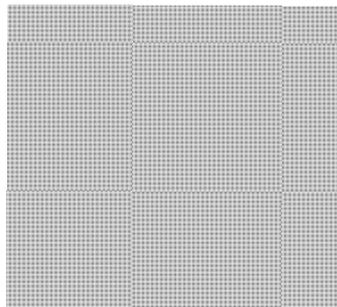
- 1. You will be entitled to receive a fee equivalent to one-third of the value of all sums and assets I receive (whether capital or income) valued at the date I receive them.**
- 2. This agreement shall be binding on my heirs and assignees.**
- 3. I charge my share of the estate with payment to you of your fee mentioned above.**
- 4. If I shall decide to abandon my claim after receiving details of the estate, I will not be liable to pay any money to you. I shall only be liable for your fees if I receive a share of the estate.**

Signed: _____

Name:

Dated: _____

Address:





G B HOOPER & SON

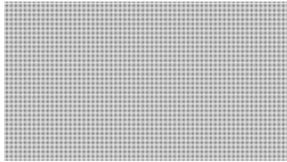
GENEALOGISTS & INTERNATIONAL PROBATE RESEARCHERS
LONDON · TORONTO

s.19(1)

IMPERIAL HOUSE · 15-19 KINGSWAY · LONDON WC2B 6UN
TEL: 0171-240 8671 · FAX: 0171-379 0853

OUR REF: 3540/RGH/AVM

29 February 1996



Dear Sir,

In pursuance of the terms of the agreement entered into by you with ourselves we beg to inform you that the estate in question is that of **Gerald CARTER** late of Seaforth, Huron, Ontario, Canada, who died in the City of London, County of Middlesex, Ontario, Canada on the 27th July 1995, intestate without any known kin.

We investigated the matter making enquiry and subsequently research into the family of the deceased.

From the above information we believe you to be a lawful  of the whole blood to the said deceased.

We will put your claim forward to the relevant authority acting in the matter and suggest you take no action until hearing further. We would point out that these matters take a considerable time to complete and it is unlikely that this estate will be finalised in less than twelve months.

Yours faithfully,

G.B. HOOPER & SON





G B HOOPER & SON
GENEALOGISTS & INTERNATIONAL PROBATE RESEARCHERS
LONDON · TORONTO

s.19(1)

IMPERIAL HOUSE · 15-19 KINGSWAY · LONDON WC2B 6UN
TEL: 0171-240 8671 · FAX: 0171-379 0853

OUR REF: 3540/RGH/AVM

29 February 1996



Dear Sir,

Re: THE ESTATE OF GERALD CARTER, DECEASED

We now have pleasure in enclosing our letter of information.

As the estate of your late  Gerald, lays in Ontario, Canada, it will be necessary for an Attorney to be appointed to act on your behalf there. We shall work closely with this Attorney, and provide him with all the necessary documentation in order that he can take the required legal steps to obtain your rightful share of the estate.

The Attorney whom we would suggest in this matter is Robert Gordon Price, Q.C. of Messrs. Williams & Price, Barristers and Solicitors, Suite 402, 372 Bay Street, Toronto, Ontario M5H 3W1, Canada, who is experienced in dealing with the Public Trustee in these affairs, and will deal with the matter efficiently and economically. It is obviously to our advantage, and yours, that expenses are kept to a minimum as the more we manage to obtain for you then the more fees we also receive.

We enclose two Power of Attorney forms in the favour of Robert Gordon Price, Q.C. Please sign one copy of the Power before a witness and complete their details in the space provided. This witness need not be a professional person, any adult will suffice. We enclose a further copy for you to keep.

We enclose a reply-paid envelope for the favour of your reply.

Yours faithfully,

G.B. HOOPER & SON



s.19(1)

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324

March 26, 1996



Dear Mr. Robinson:

Re: Estate of Gerald Carter
Our File No. D-6971-M

I do wish to thank you sincerely for executing a Power of Attorney in my favour with regard to the estate of this deceased who died intestate.

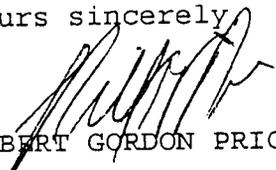
We will certainly give this matter our immediate and closest attention on your behalf, and we will be very pleased to keep you promptly advised of further developments.

We do wish to assure you that we will provide you with full particulars with regard to the receipts and disbursements of this estate, and you will in due course receive a full set of accounts. You will be given particulars of all receipts which come into our hands with regard to this estate and you will also be given particulars of all disbursements.

I do wish to assure you that you will at all times be entitled to a copy of a our ledger cards with regard to this estate.

Please do not hesitate to either telephone or write to me at any time if you have any questions concerning this matter.

Yours sincerely


ROBERT GORDON PRICE, Q.C.

RGP/pcp



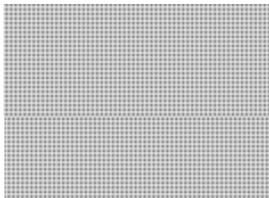
s.19(1)

G B HOOPER & SON
GENEALOGISTS & INTERNATIONAL PROBATE RESEARCHERS
LONDON TORONTO

IMPERIAL HOUSE · 15-19 KINGSWAY · LONDON WC2B 6UN
TEL: 0171-240 8671 · FAX: 0171-379 0853

OUR REF: 3540/GGG/SN

7 March 1996



Dear Sir,

Thank you for the Power of Attorney signed by you which we received today.

We are compiling our letter of information which we will let you have in due course.

Yours faithfully,

A handwritten signature in cursive script, appearing to read 'G.B. Hooper' followed by a flourish. It is located below the typed name.

G.B. HOOPER & SON

s.19(1)

THIS POWER OF ATTORNEY is given

by [REDACTED]

I appoint Robert Gordon Price, Q.C., of Williams & Price, 372 Bay Street, of the City of Toronto, in the Municipality of Metropolitan Toronto, in the Province of Ontario, Canada to be my Attorney in accordance with the Powers of Attorney Act of the Province of Ontario and to do on my behalf anything that I can lawfully do by an Attorney with regard to the estate of my [REDACTED] **GERALD CARTER** and to give my consent and approval to acts done, or to be done in the administration of the estate by the personal representative and to do all things necessary to lead to the finalizing of this matter insofar as my interest in this estate is concerned, to enable my Attorney to obtain on my behalf the proceeds of this estate to which I am entitled, and for this purpose, to collect and accept moneys representing my distributive share of the estate of this deceased, and to give effectual receipts, discharges and releases thereof.

I specifically empower my Attorney to obtain certificates of vital statistics and any other records, including Court records, which may be required for the purpose of establishing my claim, and I specifically empower my Attorney to execute on my behalf any requisition form or authorization form, including a third party authorization form, required by a Registrar General for this purpose.

Where necessary, I hereby nominate, constitute and appoint my Attorney, to make application in my place or stead for a Certificate of Appointment of Estate Trustee With a Will, or Without a Will, as the case may be.

I declare that the powers herein may be exercised in the name and on the behalf of my heirs and devisees, executors or administrators, and shall not be revoked by my death.

WITNESSED BY:

Signature of witness

Name of witness

Address of witness

) SIGNED BY:

)
).....

)
)
) On the: -

)
)
).....

ONTARIO COURT (GENERAL DIVISION) at GODERICH

NOTICE OF AN APPLICATION FOR A CERTIFICATE OF APPOINTMENT OF ESTATE TRUSTEE WITHOUT A WILL

IN THE ESTATE OF GERALD CARTER, deceased

1. The deceased died on July 27, 1995 without a will.
2. The applicant named in this notice is applying for a certificate of appointment of estate trustee without a will.

APPLICANT

NAME	ADDRESS
------	---------

Robert Gordon Price	402-372 Bay Street Toronto, Ontario M5H 3W1
---------------------	---

3. The following persons who are less than 18 years of age are entitled to share in the distribution of the estate:

Name	Date of birth (d/m/y)	Name and address of parent or guardian	Estimated value of interest in estate
------	--------------------------	--	---------------------------------------

s.19(1)

4. The following persons who are mentally incapable within the meaning of section 6 of the *Substitute Decisions Act, 1992* in respect of an issue in the proceeding, and who have guardians or attorneys acting under powers of attorney with authority to act in the proceeding, are entitled to share in the distribution of the estate:

Name and address of person	Name and address of guardian or attorney*	Estimated value of interest in estate
----------------------------	---	---------------------------------------

5. The following persons who are mentally incapable within the meaning of section 6 of the *Substitute Decisions Act, 1992* in respect of an issue in the proceeding, and who do not have guardians or attorneys acting under powers of attorney with authority to act in the proceeding, are entitled to share in the distribution of the estate:

Name and address of person	Estimated value of interest in estate
----------------------------	---------------------------------------

6. All other persons entitled to share in the distribution of the estate are as follows:

Name	Address
[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]

7. This notice is being sent, by regular lettermail, to all adult persons named in this notice, to the Public Guardian and Trustee if paragraph 5 applies, and to a parent or guardian of the minor and to the Children's Lawyer if paragraph 3 applies.

DATE: April 29, 1996

NOTE: It is not necessary to send this notice to the applicant.

ATX 303

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324

February 26, 1996.

FAX AND MAIL

Mr. James Palmer
Mondex Corporation
2 St. Clair Avenue West
Suite 801
Toronto, Ontario
M4V 1L5

Dear Sir:

Re: Estate of Thomas Cesarek
a.k.a. Tomasz/Thomas Ciolek
Our File No. D-6857-P

You did not respond to my letter dated January 26, 1996. I had hoped that you would respond or have your lawyer contact me with regard to this matter.

I have acted for the Polish Embassy and its Consulate General in Toronto since 1967 with regard to intestate estates. I have acted for Embassies and Consulates General of the other countries of Eastern Europe, including the former Soviet Union and the former Yugoslavia since 1970 and I have acted for the Chinese Embassy and its Consulates General with regard to these matters as well, since about 1973.

None of my clients will tolerate your activities in their countries, and your attempt to target beneficiaries of these estates. I can assure you that there is absolutely no need for you to involve yourself in these matters where these countries are concerned.

All of these countries take an interest in these estates to ensure that their citizens receive the proceeds of these estates without having to pay a fee or commission to an heir locator.

My clients are well aware of your modus operandi. Your expertise lies in obtaining information about an estate as quickly as possible and then obtaining information with regard to the next-of-kin. You then seek out the next-of-kin and convince them that they should execute an agreement which will give you a substantial share of the estate in return for information about the estate.

.../2

- 2 -

We obtain the same information you obtain, at the same time. We provide this information to our clients who, in turn, give this information to the next-of-kin and heirs-at-law, and the next-of-kin are not required to pay a fee or commission for the information. They can decide how they want to handle the matter and if they wish to do so, they can deal directly with the Public Trustee. When the heirs do choose to seek the assistance of their Embassy or Consulate General, they pay a very small fee. To give you some idea as to my fees when I am retained, I enclose a copy of my fee agreement with the Polish Consulate General.

You are probably not aware of Bill 200, an Act to amend the Unclaimed Intangible Property Act. I enclose a copy of S. 44 of this Act.

In the event you persist in attempting to target individuals in the countries of Europe and China, which take an interest in these estates and which regard your activities as unconscionable, I can assure you that my clients will petition the Attorney General of this province to legislate against your activities.

It is my perception that over the last years, companies such as yours have not attempted to interfere with the functions of these Embassies and Consulates General.

I should point out that both the Vienna Convention on Consular Affairs, to which Canada is a party, recognizes the right and duty of Consular representatives to protect the interests of their citizens in estate matters in Canada. It is my perception that, if necessary, at least 17 countries including China, Russia, Poland, Ukraine and Germany will petition the Attorney General of Ontario.

Obviously, my clients have no interest in your company and your activities in other countries. As far as I am aware, the majority of Embassies and Consulates General do not take an interest in these estates. My clients simply want to ensure that you do not extend your activities to their countries and their citizens.

I would suggest that you take this matter up with your lawyer and if your lawyer wishes, I will be pleased to discuss this matter with him. Frankly, I would suggest that you have your lawyer contact me soon. If necessary, we intend to move quickly with regard to this question. I intend to set up meetings with prominent members of the Wills and Trust Section of the Ontario Bar Association and subsequent meetings with the Public Guardian and Trustee of this Province. We expect we will receive the support of

.../3

both the Wills and trust Section of the Ontario Bar as well as the Public Guardian and Trustee, and then we will proceed to bring this matter to the attention of the Attorney General and petition him to legislate against your activities.

Yours very truly,

WILLIAMS & PRICE

Per: 

RGP:jtp
Enclosure.

Disclosure of information

(7) Every person who contravenes section 45.1 is guilty of an offence.

(7) Est coupable d'une infraction quiconque contrevient à l'article 45.1.

Divulga-tion de renseignements

24. Section 44 of the Act is repealed and the following substituted:

24. L'article 44 de la Loi est abrogé et remplacé par ce qui suit :

Definition

44. (1) In this section, "compensation agreement" means an agreement that provides for compensation or for payment of expenses, or both, for the recovery, location or delivery of intangible property that is or may become unclaimed under this Act, or for assistance in its recovery, location or delivery.

44. (1) Dans le présent article, «accord de rémunération» s'entend d'un accord qui prévoit une rémunération ou le paiement de frais, ou les deux, pour le recouvrement, la localisation ou la livraison de biens immatériels qui sont ou qui peuvent devenir des biens non réclamés aux termes de la présente loi, ou pour une aide en la matière.

Définition

Maximum compensation

(2) A compensation agreement is not valid in respect of the part of the compensation or expenses, or both, that exceeds 10 per cent of the value of the property.

(2) L'accord de rémunération n'est pas valable en ce qui concerne la partie de la rémunération ou des frais ou des deux qui dépasse 10 pour cent de la valeur des biens.

Rémuné-ration maximale

Public Trustee

(3) Despite the existence of a compensation agreement or a power of attorney or similar instrument, the Public Trustee has the right to transfer property or to make payments, or both, directly to the owner of the property.

(3) Malgré l'existence d'un accord de rémunération ou d'une procuration ou d'un acte similaire, le curateur public a le droit de transférer les biens ou d'effectuer un paiement, ou les deux, directement au propriétaire des biens.

Curateur public

Prohibition

(4) No person shall make a compensation agreement with an owner of intangible property that may become unclaimed.

(4) Nul ne doit conclure d'accord de rémunération avec le propriétaire de biens immatériels qui sont susceptibles de devenir des biens non réclamés.

Interdic-tion

Same

(5) No person shall make a compensation agreement with an owner of intangible property that has become unclaimed until 24 months after the property is transferred to the Public Trustee.

(5) Nul ne doit, dans les 24 mois qui suivent le transfert des biens au curateur public, conclure d'accord de rémunération avec le propriétaire de biens immatériels qui sont devenus des biens non réclamés.

Idem

Require-ments

(6) A compensation agreement is valid only if,

(6) L'accord de rémunération n'est valable que si les conditions suivantes sont réunies :

Condi-tions

- (a) it is made after the 24-month period has elapsed;
- (b) it is in writing and signed by the owner; and
- (c) it clearly sets out the nature and value of the property, and the value of the owner's share after the compensation and expenses are deducted.

- a) il est conclu après la période de 24 mois;
- b) il est formulé par écrit et porte la signature du propriétaire;
- c) il énonce clairement la nature et la valeur des biens, ainsi que la valeur de la part du propriétaire après déduction de la rémunération et des frais.

Power of inspector

(7) An inspector appointed under section 32 may enter and inspect the premises of a business organization that is apparently in the business of making compensation agreements to determine whether the business organization is complying with this Act, and sections 33 to 37 apply with necessary modifications.

(7) L'inspecteur nommé en vertu de l'article 32 peut pénétrer dans les locaux d'une entreprise commerciale dont l'activité semble consister à conclure des accords de rémunération et les inspecter pour déterminer si cette entreprise se conforme à la présente loi. Les articles 33 à 37 s'appliquent alors avec les adaptations nécessaires.

Pouvoir de l'inspec-teur

Offence

(8) Every person who contravenes subsection (4) or (5) is guilty of an offence.

(8) Est coupable d'une infraction quiconque contrevient au paragraphe (4) ou (5).

Infraction

25. Section 45 of the Act is repealed and the following substituted:

25. L'article 45 de la Loi est abrogé et remplacé par ce qui suit :

INHERITANCE HUNTERS

Łowcy spadków

GUSTAW MROCZKOWSKI

Though sensational inheritance cases or succession rows hardly ever occur and hit the frontpages in Poland, this is not to say that nothing much is happening here in this field. Indeed, courts examine a lot of various inheritance problems concerning mainly flats, sometimes houses and cars, while in the countryside - farms, houses, plots of land and orchards. Emotions tend to run higher when an inheritance from abroad, even a small one, turns up. Grażyna Stecka-Rabiej, head of the Inheritance Section in the Consular Department of the Ministry of Foreign Affairs, has told me that Polish consulates handle anything between 6,000 to 7,000 inheritance cases annually. Some of them are very complex and take long to sort out. An average of over 1,500 people come into their inheritance from abroad through the good offices of the ministry's inheritance section. The total value of property inherited tends to exceed \$ 25 million. This applies only to inheritance transferred thanks to the services of the consulates as many heirs try to take matters in their own hands. Overjoyed that a property awaits them abroad, they rush to their kin's country of residence to monitor the succession proceedings only to find out - as practice shows - that these are not matters which can be arranged within a few weeks or even months. (A simple case can be completed within 3-6 months while a complex one may take years). So much so that a majority of heirs tends to give up after a few weeks and return to Poland, where they authorize the Inheritance Section of the foreign ministry to handle the case on their behalf. Consuls, employees of consular offices, contact the local authorities as plenipotentiaries of heirs resident in Poland on the basis of their authorisation. In order to safeguard the rights of Polish citizens to the inheritance accruing to them, the plenipotentiaries act also as official representatives of the Polish state. This is of crucial importance when starting legal proceedings in line with international and bilateral conventions and agreements.

Assistance in handling inheritance cases is one of the most important tasks of the consular services, which help Polish citizens avoid legal loopholes and complexities in various countries as well as protect them against being conned by frauds specializing in inheritance. There can be many sources of information about an inheritance awaiting successors: the family, lawyers, organizations and communities of Poles permanently resident abroad, neighbours, an obituary notice in newspapers, or an official notice about an inheritance etc. For example, in the United States lawyers who take up inheritance cases willingly cooperate with Polish consulates. In Germany succession certificates are issued by courts of the first instance. Sometimes Polish consulates or diplomatic representations are notified by the local authorities about a decedent of Polish extraction who appears to have no heirs. Sometimes a closer inspection of the personal belongings of the deceased person results in the discovery of additional information among family souvenirs: letters, photographs, documents which help to trace the heir or heirs in Poland.

Much of the inheritance would be lost or become invalidated were it not for commitment of Polish consular staff abroad. They truly deserve to be called "inheritance hunters". Quite many people in Poland have been surprised by a notification that a deceased kin bequeathed a property to them - something they have not even dreamt of.

Choć Polska jest krajem, w którym bardzo rzadko na pierwsze strony gazet trafiają wielkie sprawy spadkowe czy spory wynikające z podziału dużych majątków, nie znaczy to, że nic się w tym zakresie nie dzieje. Sądy rozpatrują sporo najrozmaitszych spadkowych spraw. Dotyczą one głównie mieszkań, rzadziej willi, samochodów; na wsi gospodarstw rolnych, domów, placów, sadów. Większe emocje zawsze wzbudza choćby nawet nieduży spadek zagraniczny. A spraw tych jest niemało.

Jak mnie poinformowała pani Grażyna Stecka-Rabiej - naczelnik Wydziału Spadków Departamentu Konsularnego Ministerstwa Spraw Zagranicznych - rocznie polskie konsulaty na całym świecie prowadzą od 6 do 7 tysięcy spraw spadkowych. Niektóre z nich są bardzo trudne, skomplikowane, załatwianie ich trwa długo. Przeciętnie każdego roku - za pośrednictwem Wydziału Spadków otrzymuje spadek z zagranicy ponad 1500 osób. Łączna wartość tych spadków przekracza 25 milionów dolarów. Suma ta dotyczy tylko spadków załatwianych przez konsulaty, bowiem wielu ludzi próbuje osobiście załatwić formalności spadkowe za granicą. Uszczęśliwieni, że czeka na nich majątek, sądzą, że najlepiej pojechać do kraju zmarłego krewniaka i na miejscu dopilnować biegu postępowania spadkowego. Tymczasem - jak wynika z praktyki - spraw tych w ciągu kilku tygodni lub miesięcy załatwić się nie da. (Okres załatwiania prostej sprawy spadkowej wynosi 3-6 miesięcy, a skomplikowanej, zawilej nawet kilka lat.) Tak czy inaczej, niektórym się to udaje, ale większość po kilku tygodniach zrezygnowana powraca do kraju i przekazuje sprawę do załatwienia Wydziałowi Spadków MSZ.

Konsulowie, pracownicy urzędów konsularnych występują wobec władz miejscowych w charakterze pełnomocników spadkobierców zamieszkałych w Polsce, na podstawie udzielonych im pełnomocnictw. Istotne jest to, że w celu obrony praw obywateli polskich, które przysługują im z tytułu spadku, pełnomocnicy występują jednocześnie jako oficjalni przedstawiciele państwa polskiego. Ma to ogromne znaczenie przy podejmowaniu czynności prawnych przed władzami i sądami danego kraju, zgodnie z międzynarodowymi oraz dwustronnymi konwencjami i umowami.

Pośredniczenie w załatwieniu spraw spadkowych jest jednym z ważniejszych zadań służby konsularnej, chroniącej obywatela przed najrozmaitszymi zawiłościami prawnymi w różnych krajach, a także przed wyspecjalizowanymi biurami i osobami parającymi się oszustwami spadkowymi.

Źródła informacji o pozostawionych spadkach są różne i liczne: rodzina, adwokaci, organizacje i środowiska polonijne, sąsiedzi, nekrologi w gazecie czy urzędowa informacja o spadku. W Stanach Zjednoczonych np. sprawy spadkowe prowadzone są przez adwokatów, którzy chętnie współpracują z polskimi konsulatami. W Niemczech poświadczanie dziedziczenia wydają sądy grodzkie. Zdarza się, że polskie urzędy konsularne i przedstawicielstwa dyplomatyczne otrzymują od miejscowych władz informację, że osoba, o której wiadomo, iż pochodziła z Polski, zmarła samotnie i pozostawiła spadek. Czasem w dokumentach pozostawionych po zmarłym wśród rodzinnych pamiątek: listów, zdjęć, dokumentów zawodowych można znaleźć jakieś dodatkowe informacje, które pozwalają trafić na ślad właściwego spadkobiercy w Polsce.

Wiele spadków w ogóle by przepadło, uległo przedawnieniu, gdyby nie zmuszona docieklivość urzędników polskich placówek konsularnych. W przęnośni, można ich nazwać "łowcami spadków". Niejedna osoba w kraju zdziwiła się mocno, gdy otrzymała zawiadomienie o spadku, którego nie spodziewała się nawet we śnie.

The decedent's will and kinship are basic for the beneficiary to claim the inheritance. This is why proving the inheritance claim is such a crucial part of legal proceedings. In many countries firms specializing in tracing the genealogical tree of their customers prosper. They may discover an aristocratic ancestor with a coat-of-arms or a contemporary cousin with a large inheritance to bequeath. One can hardly say which is better. Anyhow, everything has to be checked carefully. The Inheritance Section is in correspondence with heirs - proven and prospective - all the year round. Money which passes into the hands of Polish citizens - amounting, as we have said, to over \$25 million - constitutes possessions of Poles who migrated abroad at the end of the 18th and in the 19th century as well as various periods of the 20th century. Most of the inheritance is brought over to Poland from the United States, Germany, Britain, France, Canada, Australia, sometimes Brasil. An estimated dozen million people, whose roots are in Poland, live all over the world, Poles have migrated for various reasons over the past decades. Some fled their homeland for political reasons, escaping

Podstawą do otrzymania spadku jest oczywiście wola spadkodawcy i więzy pokrewieństwa. Dlatego też tak istotną częścią postępowania jest udowodnienie prawa do spadku. W wielu krajach zachodnich istnieją i mają się dobrze wyspecjalizowane firmy, które zajmują się odtwarzaniem drzewa genealogicznego swoich klientów. Czasem pojawi się gdzieś przodek ze szlacheckim herbem, a czasem zupełnie współczesny krewny ze sporym spadkiem. Nie wiadomo, który lepszy? W każdym przypadku trzeba to wszystko solidnie sprawdzić. Wydział Spadków prowadzi obfitą, szeroką korespondencję ze spadkobiercami - rzeczywistymi i potencjalnymi - przez okrągły rok.

Kwoty, które trafiają do rąk polskich obywateli - przypomnijmy - rocznie ponad 25 milionów dolarów, to dorobek naszej emigracji z końca XVIII i XIX wieku oraz różnych okresów XX wieku. Pochodzą przede wszystkim ze Stanów Zjednoczonych, Niemiec, Wielkiej Brytanii, Francji, Kanady, Australii, czasem z Brazylii. Jak się szacuje, na świecie żyje kilkanaście milionów ludzi mających swoje korzenie w Polsce. Na przestrzeni wieków istniały różne emigracje Polaków. Za granicę wyjeżdżali różni ludzie: jedni z przyczyn politycznych, uciekając czę-



Rys. Krzysztof Giersz

persecutions, others went abroad in search of better life, still others landed up in a foreign land "by some strange coincidence". Not all emigrants fared equally well and the value of the inheritance accurately reflects their wealth and possessions. The proverbial rich uncle from America hardly ever was rich and this is true also today. Those who went abroad in search of a job and better life - and they constituted the largest group of emigrants - used to be satisfied if they had good or decent living conditions. They did not feel the desire to climb up the social ladder, embark on bold projects, multiply their capital and build financial empires. Inheritance cases prove that this is true to this day. What is more - a problem to ponder on for sociologists - many of them failed to experience a happy family life. It is mostly those lonely people who leave their modest possessions - a house, a car, a bank account, shares or other securities, rarely works of art - to relatives in Poland.

The more distant the date the decedent left Poland, the harder it is to trace his or her heirs. The war and postwar migrations as well as moving house have caused a lot of confusion. Elderly people trying

sto przed prześladowaniem ze strony zaborców, inni z przyczyn ekonomicznych, jeszcze inni "dziwnym zrządzeniem losu". Nie wszystkim emigrantom jednakowo układało się życie, a wysokość spadku wiernie oddaje ich dorobek życia. Słynny "wujek z Ameryki" rzadko kiedy był naprawdę bogaty i tak jest do dziś. Tym, co wyjeżdżali za granicę w poszukiwaniu pracy i chleba - a to jest najliczniejsza rzesza - wystarczyło, gdy znaleźli na obczyźnie dobre lub znośne warunki bytu. Nie odczuwali potrzeby awansu społecznego, rozwijania inicjatywy, majątkowej ekspansji, tworzenia finansowych imperiów. I to po dziś dzień rzutuje na sprawy spadkowe. Co więcej - jest to problem dla socjologów - sporo naszych rodaków nie ułożyło sobie do końca życia osobistego. To właśnie przeważnie oni, ludzie samotni, pozostawiają swój skromny na ogół dorobek życia krewnym w kraju: dom, samochód, konto w banku, akcje czy inne papiery wartościowe, rzadziej dzieła sztuki.

Im wcześniejsza data wyjazdu z Polski danej osoby, tym trudniej znaleźć spadkobierców. Wojna i powojenne wędrówki, przeprowadzki - zmieniały adresy, pokrzyżowały ludzkie ścieżki. W pamięci starych ludzi szukających u schyłku życia "swoich" gdzieś w Polsce zacierają się

to get in touch with their kins in Poland have difficulties in recalling towns, they confuse names and surnames, and forget addresses. The situation is completely different with regard to post-war emigrants. The majority of them maintain contacts with the family back home, they write letters and exchange visits, especially now that there is practically no problem to obtain a passport in Poland and when many countries have lifted the visa requirement for Poles. No difficulties are encountered in tracing their heirs, either.

Acting on the initiative of consulates, the Inheritance Section regularly publishes lists of heirs wanted. The lists are also carried by newspapers in Warsaw and other provincial capitals. Advertisements usually meet with a wide response. And though sometimes the identity of surnames is accidental, information about relatives abroad inaccurate and personal records incomplete, prospective heirs turn up in force. If the list of wanted beneficiaries features a name popular in Poland, such as Kowalski or Nowak, 200 - 300 hopefuls report to the Ministry of Foreign Affairs in Warsaw.

Inheritance notices in the press spur frauds into activity. They follow a simple routine. Having learned about an inheritance (they have their own sources of information) they contact the successor and promise to speed up the legal proceedings for a small fee - trying to lay hands on documents and obtain an authorisation to act on behalf of the successor. Then there is much foot dragging. Finally, the successor receives a tiny part of the inheritance and is told that allegedly the biggest part had to be spent to cover various expenses. It sometimes happens that the heir receives nothing... as the inheritance was claimed by cunning frauds abroad. Many such fraudulent offices and individuals are active in Poland too. Many heirs have been lured by them.

It is obvious that the consulates ask fees for taking on inheritance cases. The fees differ. If the heir handled the legal proceedings himself and only used the services of the consulate to transfer the money to Poland - the fee constitutes 5% of the net value of the inheritance. If the consulate has arranged everything from the beginning to the end and employed a lawyer - a 10% fee is charged and if the consul himself handled it - the fee amounts to 15% of the net sum.

No inheritance case is the same. Each requires a different approach and a different length of time to complete. But patience pays off in the final account. The smallest inheritance - after cost deduction - amounted to 15 dollars per person, while the biggest transferred to Poland was 1 million dollars. Usually, these are sums of money between ten and twenty thousand dollars. In a case now examined by a court in Chicago, the inheritance is valued at 3 million dollars. Waiting for it are 34 legal heirs in this country, who will receive about 90,000 dollars each at best.

Grażyna Stecka-Rabiej says that the number of inheritance cases has not been falling and remains at the level of 6-7 thousand annually. Proceedings concerning inheritance left by Poles permanently resident in the former Soviet Union have been launched. One should rather not expect fortunes but each thousand dollars transferred to an heir in Poland counts.

Still Polish consular staff in rich Western countries hope that a day will come when a truly enormous inheritance will turn up, overshadowing all those transferred home so fair. If it does, fine, provided it does not carry clauses such as the one masterminded by a Percy Pertin, a Los Angeles businessman, who left a three million dollar fortune to his successors, provided that they renounce smoking, drinking and sexual pleasure... Wonder if the beneficiaries observed these conditions?

From the editor: "Tales of inheritance" will be continued in successive issues of "Kaleidoscope". If you want to read more - just tell us and we'll send a copy of our monthly to your address.

nazwy miejscowości, myślą nazwiska i imiona krewnych, płaczą adresy.

Inaczej bywa z emigracją powojenną. Większość osób z tej emigracji utrzymuje kontakty z rodziną, pisze listy, wzajemnie się odwiedzają, szczególnie od kilku lat, kiedy praktycznie nie ma w Polsce żadnego kłopotu z otrzymaniem paszportu, a w wielu krajach zniesiono dla Polaków obowiązek posiadania wizy. I dlatego też w przypadku powojennych emigrantów nie ma trudności z odnalezieniem spadkobierców.

Z inicjatywy urzędów konsularnych Wydział Spadków publikuje systematycznie listy poszukiwanych spadkobierców. Zamieszczają je zarówno gazety wychodzące w Warszawie, jak i ukazujące się w miastach wojewódzkich. Ogłoszenia w prasie wywołują zazwyczaj żywą reakcję. I choć czasem zbieżność nazwisk jest przypadkowa, wiadomości o krewnych za granicą nie dość dokładne czy akta stanu cywilnego niepełne, ludzie zgłaszają się tłumnie. Jeśli wśród poszukiwanych znajdują się osoby o popularnych w Polsce nazwiskach, np. Kowalski czy Nowak, do Ministerstwa Spraw Zagranicznych w Warszawie zgłasza się po 200-300 osób mających nadzieję, że to właśnie oni są spadkobiercami.

Prasowe ogłoszenia spadkowe aktywizują zawsze różne biura i osoby parające się oszustwami spadkowymi. Ich działalność jest prosta. Dowiedziawszy się o spadku (mają w tym zakresie swoje źródła informacji), docierają do spadkobiercy i obiecując szybkie i za małą opłatą załatwienie sprawy - starają się wejść w posiadanie odpowiednich dokumentów i pełnomocnictwa upoważniającego do występowania w imieniu spadkobiercy. A potem sprawa się ciągnie i spadkobierca otrzymuje jedynie małą część spadku - jego lwią część pochłonęły rzekomo różne opłaty. Bywa i tak, że nie otrzymuje nic, gdyż spadek zagarnęli sprytni oszuści za granicą. Sporo takich biur i osób działa również w kraju. Ich ofiarą padło wielu spadkobierców.

Jest rzeczą oczywistą, że konsulaty realizując spadek na rzecz spadkobiercy pobierają odpowiednie opłaty. Są one zróżnicowane. Jeśli spadkobierca sam załatwił za granicą sprawę spadkową, a jedynie korzystał z pomocy konsulatu w przekazaniu pieniędzy do kraju - opłata wynosi 5 proc. od wartości sumy netto. Jeśli konsulatu prowadzi sprawę z udziałem adwokata od początku do końca - opłata wynosi 10 proc. Jeśli sprawą zajmował się osobiście konsul - pobierana jest opłata w wysokości 15 proc. sumy netto.

Każda sprawa spadkowa jest odmienna, prowadzona indywidualnie, a zatem różnie pod względem sposobu i czasu realizacji. Ale w końcu cierpliwość zawsze się opłaca. Najskromniejszy zapis - po odliczeniu wszystkich wspomnianych kosztów - opiewał na... 15 dolarów na osobę, największy zaś, sprowadzony do Polski, na 1 milion dolarów amerykańskich. Najczęściej jednak są to sumy od kilkunastu do stu tysięcy dolarów. Obecnie w Chicago prowadzona jest sprawa, w której spadek wynosi ponad 3 miliony dolarów. Pretenduje do niego 34 uprawnionych spadkobierców w kraju. Na głowę przypadnie więc - w najlepszym wypadku - około 90 tysięcy dolarów.

Zdaniem pani naczelnik Grażyny Steckiej-Rabiej, liczba spraw spadkowych nie maleje. Utrzymuje się w granicach 6-7 tysięcy rocznie. Rozpoczęło się też prowadzenie spraw spadkowych w republikach byłego Związku Radzieckiego. I chociaż nie będą to zapewne fortuny, liczy się każdy tysiąc dolarów wpływający do kieszeni spadkobiercy w kraju.

A swoją drogą pracownicy polskich konsulatów w zachodnich, bogatych krajach mają nadzieję, że kiedyś trafi się spadek po naszym rodaku który przyćmi swoją wysokością wszystkie dotychczasowe.

Oby tak było... Oby tylko spadek nie był obwarowany taką klauzulą, jaką obmyślił Percy Pertin - biznesmen z Los Angeles. W swoim testamentie ów bogacz zastrzegł, iż spadkobiercy jego trzymilionowej fortuny muszą na resztę życia wyrzec się palenia tytoniu, picia alkoholu i uciech cielesnych...

Ciekawe, czy obdarowani w ten sposób dotrzymani warunków spadkodawcy?

Od redakcji: "Opowieści o spadkach" kontynuować będziemy w kolejnych numerach "Kalejdoskopu". Zainteresowanym chętnie prześlemy nasz miesięcznik pod wskazany adres.

APPENDIX B

ATX 303

WILLIAMS & PRICE

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324

January 26, 1996

✓ BY FAX AND MAIL

Mr. James Palmer
Mondex Corporation
2 St. Clair Avenue West
Suite 801
Toronto, Ontario
M4V 1L5

Dear Sir:

Re: Estate of Thomas Cesarek
a.k.a. Tomasz/Thomas Ciolek
Our File No. D-6857-P

I act for the Consulate General of the Republic of Poland in Toronto.

I understand that you are in Poland attempting to locate the next-of-kin and heirs-at-law of this deceased, to obtain agreements which would give you a share of this estate in return for providing the next-of-kin and heirs-at-law with information about the estate.

It is simply not necessary for you to involve yourself in this matter. This is a matter where the Polish Consulate General and our office has had a file open for this estate since December 22, 1995. The Consulate General has been taking steps to locate the next-of-kin and heirs-at-law of this deceased, and without the next-of-kin and heirs-at-law having to pay a commission as a finder's fee.

When you attended at the Consulate General with regard to this matter, you referred to the Estate of Thomas Ciolek. Our file and the file of the Consulate General was opened under the Estate of Thomas Cesarek, a.k.a. Tomasz/Thomas Ciolek.

This letter is to put you on notice that in the event you do locate the next-of-kin of this deceased and arrange to have these individuals execute an agreement or contract giving you a percentage of this estate as a finder's fee, steps will be taken to set this agreement aside.

My client takes the position that your intrusion into this matter is unconscionable. Your services with regard to this estate are

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- 2 -

January 26, 1996

unwarranted and they are unnecessary. You are simply attempting to usurp a function of the Consulate General.

Clearly, if you do persist with this matter, we will have no choice, but to bring this matter to the attention of the Office of the Attorney General of this Province to seek a means to prevent this occurrence from happening again.

Yours very truly,

WILLIAMS & PRICE

Per: 

RGP/jt

APPENDIX C

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

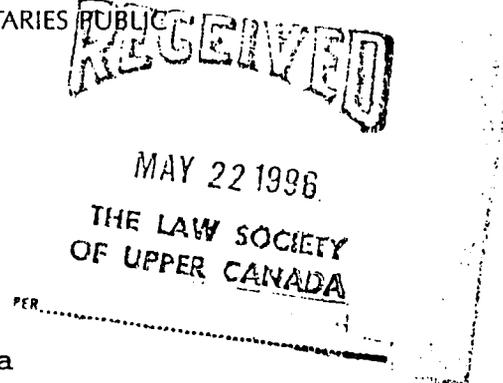
SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324

May 22, 1996

CONFIDENTIAL

BY FAX AND
COURIER DELIVERY



The Law Society of Upper Canada
Osgoode Hall
130 Queen St. West
Toronto, Ontario
M5H 2N6

Attention: Ms. Sharon Jansz,
Complaints Officer

Dear Ms. Jansz:

Re: Complaint of James Palmer and
Mondex Corporation
Our File No. D-6933-Cz

I confirm my telephone conversation last Friday afternoon, May 17, 1996, with regard to the complaint of James Palmer and Mondex Corporation.

I believe it would be very helpful if you could discuss this matter over the telephone with Mr. Les Avila who is a solicitor in the Office of the Public Guardian and Trustee. The telephone number of Mr. Avila is 314-2778. I have had an opportunity to discuss the activities of James Palmer and Mondex Corporation with Mr. Avila and it is my understanding that the Office of the Public Guardian and Trustee is investigating the activities of Mr. Palmer and his Company. ~~It is also my understanding that the Office of the Public Guardian and Trustee is refusing to recognize powers of attorney/contracts executed in favour of Mr. Palmer and Mondex Corporation.~~ I understand that the Office of the Public Guardian and Trustee has received many complaints with regard to the activities of Mr. Palmer and Mondex Corporation.

I enclose a copy of my letter to Mrs. Susan Himel, together with a copy of all the enclosures which I believe you will find very interesting. You will especially note the form of power of attorney/contract Mr. Palmer uses where the beneficiaries assign all their interest in an estate to him and his company and in

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- 2 -

May 22, 1996

return they are to receive a certain percentage of the estate (usually, I understand, 50% of the proceeds of the estate) after Mr. Palmer has deducted all of his expenses and I presume this will include his travelling expenses and the expenses of a lawyer he will probably have to retain to assist him in finalizing the matter. I believe Mr. Palmer has just attempted to become involved in these matters and has never finalized one of these estates on behalf of foreign beneficiaries. These are not simple matters and easy to finalize and sometimes, they can be quite complicated and difficult.

I enclose a copy of a letter dated July 31, 1990, which I received from the Office of the Public Trustee of the Province of Manitoba and I also enclose a copy of a letter dated February 7, 1995, from the Office of the Public Trustee to Brian A. Schnurr & Associates. There are references in these letters to my expertise with regard to these matters.

I have many of these matters referred to me by Public Trustees, including the Public Trustees of the Provinces of Manitoba, Alberta, British Columbia, the Yukon Territories and the Northwest Territories, and including Official Administrators in British Columbia and Trust Companies in Saskatchewan responsible for these intestate estates.

I enclose a copy of a relevant section of Bill 200, an Act to amend the Unclaimed Intangible Property Act, which is proposed legislation presently under consideration by the Government of the Province of Ontario. A review of this material, and especially Section 44 of this material, will give you an idea of how our government intends to limit the involvement of individuals and companies such as Mr. Palmer and Mondex Corporation with regard to unclaimed intangible assets. It is my understanding that the Office of the Public Guardian and Trustee has received quite a number of complaints with regard to the activities of Mr. Palmer and Mondex Corporation and my perception is that the government of this province may extend the scope of Bill 200 to encompass heir locators.

Insofar as the particular matter is concerned where the Mondex representative had the beneficiaries in Slovakia sign powers of attorney/contracts, the Mondex representative would not have given the beneficiaries any inkling as to the name of the deceased, the date and place of death of the deceased and the value of the estate. When you consider the contents of the proposed legislation with regard to the Intangible Assets Act, the thrust of the legislation is abundantly clear and it is to prevent individuals and companies such as Palmer and Mondex from doing what the Mondex representative did with regard to this estate, and that is to do

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- 3 -

May 22, 1996

everything possible to reach the beneficiaries and ensure that a power of attorney/contract is executed providing the heir locator with a substantial part of the proceeds of an estate.

Clearly, these beneficiaries would have received this information, and indeed in this instance were in the process of having the information made available to them in the ordinary course of business, and the intervention of Palmer and Mondex Corporation was not at all necessary.

There are a number of heir locating companies in Toronto and none of these companies have, as far as I am aware, been attempting to locate and obtain powers of attorney/contracts from beneficiaries in countries where the Embassies and Consulates General have been actively representing beneficiaries of these estates. These Embassies and Consulates General have been anxious to ensure that beneficiaries in their countries do not have to pay these substantial commissions. The fees charged by the Embassies and Consulates General are very reasonable and where I am retained, my fees have always been subject to an agreement in writing and close scrutiny by the Embassy or Consulate General involved, and in many instances by lawyers who act for the beneficiaries in their own country.

I should add that the interest of Embassies and Consulates General in these matters is recognized by the provisions of the Vienna Convention on Consular Affairs to which Canada is a party, and the Embassies and Consulates General have both a duty and responsibility to protect the interests of their citizens in Canadian estates.

Finally, I should advise you that with regard to the estate of Paul Szlauko who resided in Ottawa and who died on November 7, 1994 and where I was retained early in March to act for the deceased's daughter who telephoned me from her home in Hungary to retain me, Mr. Palmer telephoned this woman late in April to attempt to get her to execute a power of attorney/contract in his favour. When he found that she had retained me, I am advised by my client that he spoke of me in very disparaging and derogatory terms and offered to look after this matter for 25% of the proceeds of this estate. My client is now in Canada with her husband and I am preparing the necessary material to look after this matter on her behalf. I am enclosing a copy of a letter dated April 30, 1996, together with the enclosure, from Mr. Palmer to my client where Mr. Palmer now offers to look after this matter on her behalf for 10% of the proceeds of the estate and where Mr. Palmer advises my client that "it appears that Mr. Price is not concerned with this matter and may not know that the house is being sold".

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s.19(1)

- 4 -

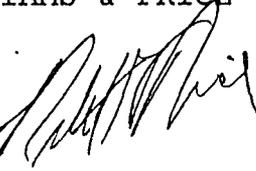
May 22, 1996

Mr. Palmer continues to refer to himself as a "notary public" which is a title which means something in Hungary. This, in spite of the fact that Mr. Palmer is a notary public only for the purpose of attesting instruments and taking affidavits for Mondex Trade and Development Corporation, and where his commission expired on April 8, 1996.

As it turns out, the Paul Szlauko estate is a complicated matter where there may be a contest because of a lost will which the deceased made giving his estate to a brother who resided in Ottawa. This estate is a complicated matter for a number of reasons and Mr. Palmer would hardly have the experience to properly advise [REDACTED] and represent her with regard to this matter.

Yours very truly,

WILLIAMS & PRICE

Per: 

RGP/jt
Encls.

MONDEX

s.19(1)

April 25, 1996

Sharon A Janz, Complaints Officer
Law Society of Upper Canada
130 Queen St. W.,
Toronto, ON M5H 2N6

COMPUTER GENERATED COPY

Dear Sharon,

We have been advised that a lawyer by the name of Robert Price with the firm of Williams & Price has instructed their agent, a [REDACTED] of the Slovak Republic to incite our clients to breach a legally binding contract that they have already agreed to and signed. Mr Price's firm competes with our firm and is apparently offering to provide similar services for a lower fee.

Accordingly, we feel that the behaviour of the agent for Robert Price, and Mr Price himself if he knowingly instructed his agent to act in such a manner, is unethical and possibly illegal and that such unprofessional behaviour tarnishes the reputation of the Law Society of Canada. Therefore we request that you advise Robert Price to cease and desist with such unethical behaviour. Thank you for your assistance in this matter. Regards.

Sincerely yours,

Jonathan James Palmer, President, a Commissioner, etc., Province of Ontario, for Mondex Corporation, Expires May 17, 1999.

JP:ak fax 947-5967

Reference # LAWSOCIETY X

MONDEX

C O R P O R A T I O N

April 29, 1996

Robert Price
Williams & Price
372 Bay Street
Suite 402
Toronto, ON M5H 3W1

TO BE FAXED & MAILED

Dear Robert,

We recognize that your firm has been offering its services for approximately 30 years, with respect to the settlement of estates for persons from various countries, including those from the Slovak Republic. We understand that you purport to charge a modest fee of approximately 2% - 10% for your services.

With respect to the matter of the estate of Peter Dumbala your agent is stating that our firm is acting illegally. You are well aware that this is not true. You also state that the actions of our firm are "unconscionable". Nevertheless, your firm offers essentially the same services for a slightly lower fee and somehow you deem your behaviour to be conscionable while you deem similar behaviour by our firm to be unconscionable.

It is quite clear to me that our firms provide similar services and are accordingly competitors. Regardless we endeavour to treat all of the persons and companies with which we come into contact, with the respect that they deserve. However, with respect to the claims and actions of you and your firm, I must admit that I am at a loss to understand how on one hand you claim that our actions are unconscionable and yet at the same time you apparently do the exact same thing albeit for a slightly lower fee.

Our firm provides all of the services necessary for our clients to recover funds that they are entitled to receive. Your claim that our firm expects our commission "...simply in exchange for information" is untrue. Furthermore, your agent in Slovakia offered to perform similar services for a fee of 22 percent of the funds recovered including expenses. Prior to you contacting the family in the Slovak Republic, they agreed to allow our firm to deduct a fee of 35 percent plus expenses. The family signed contracts with our firm which are legally binding. Your agent in the Slovak Republic is attempting to incite these people to breach their contract with us, a contract that is similar to yours and only differs slightly with respect to the amount that we charge. You know, or ought to know that if the family in the Slovak Republic elects to sign your firm's agreement and attempts to avoid allowing our firm our fee that we are entitled to, that we will litigate. Furthermore, if such litigation were to result in a judgment in our favour, it is the heirs of the estate that will likely be responsible for the legal costs associated with this action. As a result we wish to avoid such litigation as it is not in the interests of the Dumbala family or our firm.

The most significant difference between our firm's actions and the actions of you and your firm is that we completed contracts with the family before you were able to locate them. Frustrated by competition you are endeavouring to discredit our firm by falsely stating that what we are doing is illegal. You are also inciting the Dumbala family to breach their binding agreement with our firm which you know will likely not be in their best interests, and you are doing this to only to serve your own interests. Accordingly, I would suggest that in situations where you determine that our firm has successfully located heirs and completed agreements with them for the recovery of the assets to which they are entitled, that you honour these agreements and that you behave in a manner that is honourable, professional, ethical and legal. You can be assured that we will do the same if we determine that your firm was first in locating and signing agreements with heirs to estates. Furthermore, I would suggest that in the event that both of our firms sign agreements with different members of the same family, that we work together in a cooperative effort in a manner that is both efficient and professional. I trust that you will endeavour to act in such a manner as befits your professional title. I also look forward to you returning my numerous phone calls to your office that have yet to be returned.

CC: Slevenska Advokadska Komara (Law Society of Slovakia)
Kolarska 4
Bratislava, 81342
The Slovak Republic

Complaint Department
The Law Society of Upper Canada
130 Queen St. W.
Toronto, Canada M5H 2N6

Mr John Stephens, Consul
The Slovak Republic
1280 Finch Ave. W., Suite 407
Toronto, Canada M3J 3K6

Mr Peter Hamala (Consultant)
Cikkerova 10
Banska Bystica
The Slovak Republic 97400

Mr Irwin Kirsh (Solicitor)
1497 Yonge St., Suite 204
Toronto, Canada M4T 1Z2

Sincerely yours,


James Palmer, President, Notary Public, Municipality of Metropolitan Toronto, limited to the attestation of instruments and the taking of affidavits, for Mondex Trade & Development Corporation, Exp April 8, 1996.

JP:ak fax 863-0324

Reference # WILLIAMS&P X

SEND CONFIDENTIAL REPORT

CALL TIME:
CALL I.D. #
CALL TIME:

04-29-96 01:34PM
416 9726263
MONDEX CORPORATION

SEND

NO.	REMOTE STATION I.D.	JOB	START DATE	DURATION	PAGES	COMMENTS
65	73		04-29-96 01:34	1:21"	2	ES6 OK

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

April 29, 1996

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324

✓ BY FAX AND MAIL

Mr. James Palmer
President
Mondex Corporation
2 St. Clair Avenue West
Suite 801
Toronto, Ontario
M4V 1L5

Dear Sir:

Re: Estate of Peter Dumbala
Our File No. D-6933-Cz

I acknowledge receipt of your fax with regard to this matter.

I have been representing Slovakian beneficiaries of Canadian estates since 1970 and Mr. John W.V. Stephens, Q.C., who is the Consul General of Slovakia, also represents Slovakian beneficiaries of Canadian estates.

The beneficiaries of this estate would have received information about this estate in the ordinary course of business. It was quite unnecessary for you to find them to ensure that you were able to obtain a commission in the amount of 35% of the net proceeds of this estate simply in exchange for information. I understand that initially, you attempted to obtain 50% of the proceeds of this estate for yourself.

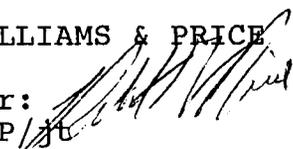
I believe that your actions with regard to these matters are unconscionable and that your powers of attorney/contracts are unenforceable.

We began taking steps in February to locate the beneficiaries of this estate and they were indeed located, and they would have received full information about this estate with particulars about the value of the estate, and this information would have been given to them gratuitously. There would have been no necessity for them to pay a commission in exchange for this information.

I am sending a copy of this letter to Mr. Stephens.

Yours very truly,

WILLIAMS & PRICE

Per: 

RGP/jt



June 20, 1996

Law Society of Upper Canada
Osgoode Hall
130 Queen Street West
Toronto, Ontario
M5H 2N6

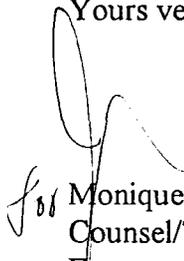
Attn: Ms. Sharon Jansz
Complaints Officer

Dear Ms. Jansz,

**Re: Complaint of James Palmer and Mondex Corporation against
Robert Gordon Price**

I have been provided with a copy of the letter to you dated May 22, 1996 by Mr. Robert Gordon Price in which he states that he has discussed the activities of James Palmer and Mondex Corporation with Mr. Les Avila of this office, and that it is his understanding that our office is "investigating the activities of the Mr. Palmer and his company". He also states that it is his "understanding that the Office of the Public Guardian and Trustee is refusing to recognize Powers of Attorneys/Contracts executed in favour of Mr. Palmer and Mondex Corporation". This is to advise you that this office does not have a policy of discussing the private, civil or commercial matters about one corporation or individual to another. I am the Team Leader in the Estates and Corporations Unit of the Office of the Public Guardian and Trustee. Any further inquiries should be directed to my attention at the above number. The quotations contained in the letter from Mr. Price do not reflect our position.

Yours very truly,


Monique Charlebois
Counsel/Team Leader
Estates and Corporations

cc: Mr. Robert G. Price
Mr. James Palmer



595 Bay Street, Suite 800
Toronto, ON, Canada M5G 2M6
Tel: (416) 314-8695
FAX: (416) 314-2781
Toll Free: 1-800-366-0335

595, rue Bay, Bureau 800
Toronto, ON, Canada M5G 2M6
Tel: (416) 314-8695
FAX: (416) 314-2781
Sans Frais: 1-800-366-0335

June 20, 1996

Law Society of Upper Canada
Osgoode Hall
130 Queen Street West
Toronto, Ontario
M5H 2N6

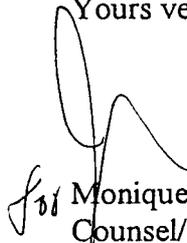
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I have been provided with a copy of the letter to you dated May 22, 1996 by Mr. Robert Gordon Price in which he states that he has discussed the activities of James Palmer and Mondex Corporation with Mr. Les Avila of this office, and that it is his understanding that our office is "investigating the activities of the Mr. Palmer and his company". He also states that it is his "understanding that the Office of the Public Guardian and Trustee is refusing to recognize Powers of Attorneys/Contracts executed in favour of Mr. Palmer and Mondex Corporation". This is to advise you that this office does not have a policy of discussing the private, civil or commercial matters about one corporation or individual to another. I am the Team Leader in the Estates and Corporations Unit of the Office of the Public Guardian and Trustee. Any further inquiries should be directed to my attention at the above number. The quotations contained in the letter from Mr. Price do not reflect our position.

Yours very truly,


Monique Charlebois
Counsel/Team Leader
Estates and Corporations

cc: Mr. Robert G. Price
Mr. James Palmer

APPENDIX D

s.19(1)

Consulate General of the Republic of Poland in Toronto
Polish national emblem
2603 Lakeshore Blvd. West
Toronto, Ontario M6V 1G5, Canada
Phone (416) 252-5471, Fax (416) 252-0509

Ref No.: 317/30/96

October 17, 1996

[REDACTED]

[REDACTED]

The Consulate General of the Republic of Poland in Toronto kindly informs you about the proceedings concerning the estate of the late Władysław Poznar who died in Canada on May 4, 1996.

As far as we know you are the [REDACTED] of the late Władysław Poznar and as such are entitled to receive the inheritance, since the [REDACTED] of the late Władysław Poznar [REDACTED] your respective [REDACTED] are also dead. We also know that [REDACTED] left for the US many years ago. Therefore, we would appreciate if you could provide us with her address.

Before we go on to discuss formal requirements we would like to take the liberty and ask whether you have already been approached by Mondex Corporation, its President John Palmer or any other person who introduced himself as a representative of the said company. We would like to warn you that Mondex is a company which claims to have the exclusive power to deliver inheritances from Canada to Poland. In return they demand a large portion of the property, 25% or more, excluding costs. We would like to inform you that the dealings of the company are being investigated now in Canada. Therefore, if the company has actually contacted you, and as a result of that you have signed the power of attorney or other documents, we advise you to revoke them before a notary public. Otherwise you will lose a great deal of money on unprofessional service. The company takes advantage of the lack of knowledge of its potential customers.

Therefore, we suggest that you should grant us a power of attorney (forms enclosed). To clarify the matter at the start, we would like to explain that the consular fee for the execution of the inheritance is determined by law and amounts to 8% plus the costs incurred. It seems that the calculation is very simple. You will need to prepare the power of attorney in front of a notary public, have it legalised with the Chairperson of the District Court and finally submit it to the Department of Inheritance in the Ministry of Foreign Affairs in order to have the document legalised and translated. You can prepare the power of attorney documents on one form in order to reduce the costs needed to cover the notarial fee.

The power of attorney is a prerequisite; however there are other documents needed, namely:

s.19(1)

- birth certificate of Władysław Poznar (born April 7, 1912 in the village of Poland, powiat Lesko, formerly the L.vov voivodship). We have his baptism certificate in our file, should you have problems with obtaining his birth certificate; as we believe it may be difficult.



The afore mentioned documents need to be submitted to the Department of Inheritance in the Ministry of Foreign Affairs in order to have them legalised and translated.

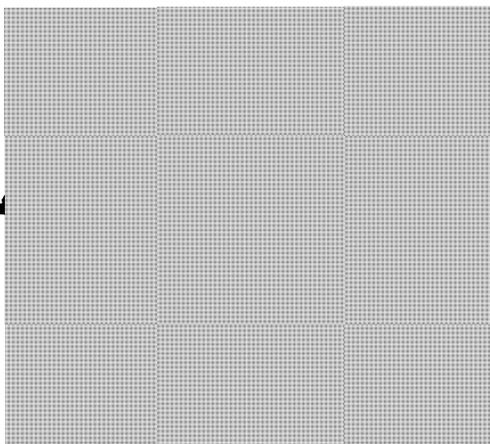
Finally, you will need an affidavit confirming the relationship with the decedent (relevant form enclosed) which needs to be signed before a notary public, legalised before the Chairperson of the District Court and eventually sent to the Department of Inheritance in the Ministry of Foreign Affairs in order to have it legalised and translated.

Please read this letter carefully and refer to our Office or the Department of Inheritance in the Ministry of Foreign Affairs should you have any queries or doubts. It would be harmful if a large part of the inheritance - hard earned money by Władysław Poznar, were seized fraudulently by a company which tells tall stories about its activity.

Yours sincerely,

Wiesław Więckowski
Consul
indecipherable signature

17.09.1996 r.



dot. spadek po Władysław Poznar

Konsulat Generalny RP w Toronto uprzejmie informuje, że toczy się postępowanie spadkowe po zmarłym w Kanadzie w dniu 1996-05-04 Władysławie Poznar.

Z naszych informacji wynika, że obaj Panowie są [redacted] ww. i byliby uprawnieni do spadku po ww., gdyż bracia Zmarłego Władysława [redacted] zarazem Panów [redacted] już również nie żyją. Wiemy również, że żona [redacted] wiele lat temu do USA. Będziemy wdzięczni za podanie nam jej adresu.

Nim przejdziemy do pewnych wymagań formalnych, pozwalamy się zapytać, czy z Państwem kontaktowała się firma Mondex, jej Prezes James Palmer, bądź ktokolwiek inny, kto by się podawał za jej przedstawiciela. Z naszej strony pragniemy przestrzec, że jest to firma, która twierdzi, że tylko ona ma możliwości sprowadzać spadki z Kanady do Polski, w zamian żądając bardzo dużej części masy spadkowej, od 25% wzwyż, nie wspominając o kosztach. Pozwalamy sobie nadmienić, że przeciwko wyżej wymienionej firmie toczy się dochodzenie w Kanadzie. Zatem, jeżeli firma istotnie kontaktowała się z Państwem, bądź doszło do tego, że podpisali Państwo na ich rzecz pełnomocnictwa bądź inne dokumenty, to serdecznie radzimy notarialnie je odwołać, bo stracą Państwo wielkie sumy za niefachową obsługę. Firma ta żeruje na niewiedzy swoich potencjalnych klientów.

Sugerujemy zatem, aby Państwo udzielili nam pełnomocnictw (druki w załączeniu). Dla jasności, od razu wyjaśniamy, że opłata konsularna za realizację spadku wynosi ustawowo 8% oraz koszty. Wydaje się, że rachunek jest bardzo prosty. Pełnomocnictwo należy sporządzić przed notariuszem, zalegalizować u Prezesa Sądu Wojewódzkiego, oraz przesłać do Wydziału Spadków Ministerstwa Spraw Zagranicznych celem dokonania legalizacji i tłumaczenia. Mogą Państwo przygotować pełnomocnictwa na jednym druku, co spowoduje oszczędności w kosztach notarialnych.

Pełnomocnictwo to podstawowy wymóg, ale nie jedyny. Potrzebne byłyby dokumenty stanu cywilnego ilustrujące pokrewieństwo ze spadkodawcą, czyli :

s.19(1)

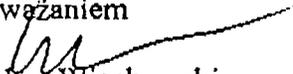
- akt urodzenia spadkodawcy, tj. Władysława Poznara (ur. 07.04.1912, we wsi Polana, pow. Lesko, d. woj. lwowskie). Z akt naszych wynika, że mogą z tym być trudności, posiadamy w naszych zbiorach jednak jego akt chrztu, gdyby Państwo nie mogli go uzyskać.

Ww. dokumenty należy przesłać do Wydziału Spadków Ministerstwa Spraw Zagranicznych celem dokonania legalizacji i tłumaczenia.

Wreszcie, potrzebne byłoby oświadczenie ws. pokrewieństwa ze spadkodawcą, (wzór w załączeniu), które należy złożyć przed notariuszem, zalegalizować u Prezesa Sądu Wojewódzkiego, i wreszcie przesłać do Wydziału Spadków MSZ celem dokonania dalszych legalizacji i tłumaczenia.

Bardzo prosimy o dokładne zapoznanie się z niniejszym pismem oraz o zwrócenie się do naszego Urzędu bądź Wydziału Spadków MSZ jeżeli Państwo miałiby jakieś pytania bądź wątpliwości. Naprawdę bowiem byłoby ogromną szkodą, gdyby duża część spadku, - ciężko zapracowanych pieniędzy Władysława Poznara miałyby zostać zagarnięta przez firmę, która przedstawia niestworzone opowieści o swojej działalności.

Z poważaniem


Wiesław Więckowski
Konsul

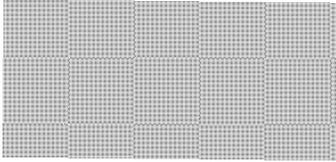
Załącz. 2 / zostaną przekazane z oryginałem niniejszego pisma /

Do wiadomości: Wydział Spadków MSZ 317/nowa

Consulate General of the Republic of Poland in Toronto
2603 Lakeshore Blvd. West
Toronto, Ontario M8V 1G5, Canada
Phone (416) 252-5471 Fax (416) 252 0509

317/2/96

October 17, 1996



Ref.: Inheritance of the late Tomasz Ciolek

The Consulate General of the Republic of Poland confirms the revocation of the power of attorney granted to J. Palmer of Mondex Corporation. We have been even more surprised learn that you have again signed the power of attorney to the benefit of J. Palmer. We do not know how you could have possibly been persuaded to do so. What we know however is that the dealings of our office have been misrepresented by claiming, e.g. that we collect 100 thousand dollars for the services we provide whereas Mondex charges as little as 25%. There is nothing more erroneous and false than a statement such as this one. The value of the estate has been estimated at 182 thousand dollars and our fee is 8%. The choice seems, therefore, obvious.

We would like to stress that Mondex is now being investigated against. Therefore, we really advise you to revoke these documents because the hard earned money of the late Thomas Ciołek will not go directly to the pockets of his family members but to strangers.

Of course the decision is all yours. We assume, however, that Mondex is taking advantage of the fact that you are informed as to the legal matters such as this one. This company, we want to add, tries to make a nice impression, whereas the truth is that a few years ago Mondex was strongly criticised in the press. As you know J. Palmer passed himself off as a lawyer, and he is not a lawyer - the very act being qualified as criminal in Poland as well as in Canada.

Therefore, will you please consider the matter again and contact our office at your earliest convenience, or, alternatively, in order to speed up the process, contact with the Ministry of Foreign Affairs.

Yours sincerely,

Wiesław Więckowski
Consul

cc: Department of Inheritance at the Ministry of Foreign Affairs 317/64027

s.19(1)

KONSULAT GENERALNY
RZECZYPOSPOLITEJ POLSKIEJ
W TORONTO

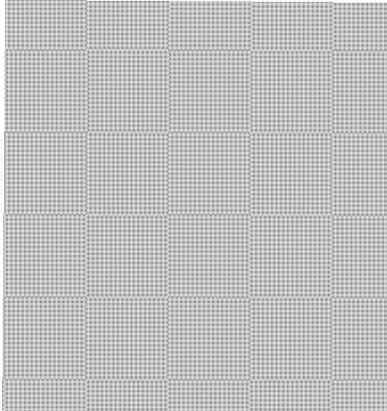


2603 LAKESHORE BLVD. WEST
TORONTO, ONTARIO M8V 1G5, CANADA
Phone (416) 252-5471, Fax (416) 252-0509

CONSULATE GENERAL
OF THE REPUBLIC OF POLAND
IN TORONTO

317/2/96

17.09.1996 r.



Dot.: spadek po Tomasz Ciołek

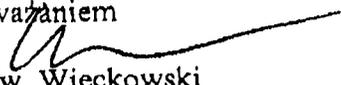
Konsulat Generalny RP w Toronto potwierdza otrzymanie odwołanie Państwa pełnomocnictw na rzecz J. Palmera i firmy Mondex. Z tym większym zatem zdziwieniem przyjęliśmy wiadomość, że ponownie podpisali Państwo pełnomocnictwa na rzecz kierowanej przez niego firmy Mondex. Nie wiemy czym Państwo przekonano do tej czynności, wiemy natomiast, że oczerniano nasz Urząd np., że pobieramy aż 100 tys. dolarów, a Mondex tylko 25%. Nic bardziej fałszywego i oszczerczego.

Cały spadek posiada wartość \$ 182 tys., a nasza opłata wynosi 8%. Co się opłaca chyba jest oczywiste.

Podkreślamy zarazem, że przeciwko Mondex-owi toczy się dochodzenie. Doprawdy, z dobrego serca radzimy Państwu cofnięcie tych pełnomocnictw, bo ciężko zapracowane pieniądze śp. Tomasza Ciołka pójdą nie w ręce rodziny, lecz do kieszeni obcych zupełnie ludzi. Decyzja oczywiście należy do Państwa, zakładamy także, że Mondex żeruje na nieznajomości tego rodzaju spraw przez Państwa. Dodajemy, że firma ta często usiłuje wyrzucić odpowiednie wrażenie. Tymczasem, jej działalność była przedmiotem artykułów prasowych już dwa lata temu, i to bynajmniej nie pozytywnych. Sami Państwo wiedzą, że J. Palmer podawał się za adwokata, a takich uprawnień absolutnie nie posiada - co już samo w sobie stanowi przestępstwo, zarówno w Polsce, jak i w Kanadzie.

Bardzo zatem apelujemy o dokładne przemyślenie sprawy oraz o w miarę możliwości szybki kontakt z naszym Urzędem, oraz, co może nastąpić szybciej, z Wydziałem Spadków Ministerstwa Spraw Zagranicznych

Z poważaniem


Wiesław Więckowski
Konsul

Do wiadomości : Wydział Spadków MSZ 317/64027

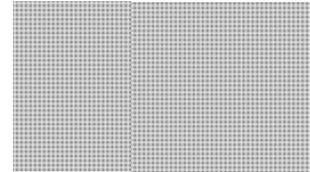
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s.19(1)

Polish national emblem
Republic of Poland
Ministry of Foreign Affairs

Warsaw May 13, 1996

Ref. No.: NDKiW.V.317/64024



This is to confirm that the Department of Inheritance at the Ministry of Foreign Affairs has received your letter dated May 20, 1996 concerning the power of attorney granted to J. Palmer and the power of attorney of Ms Natalia Ciolek and a set of documents issued by the registry. All of the documents shall be forwarded immediately to the Consulate General of the Republic of Poland in Toronto upon legalisation.

With respect to the fact of the occurrence of a double power of attorney (granted to the Consulate and to J. Palmer), the Department of Inheritance at the Ministry of Foreign Affairs requests that you revoke the power of attorney granted to J. Palmer immediately, since his activity bears signs of fraud and therefore may cause substantial financial loss to you. Moreover, the lack of the formal revocation of the power of attorney will adversely effect the course of court proceedings.

The revocation of the power of attorney must have a notarial form, which means that you will have to go to a notary public in order to prepare and sign a declaration stating that you are revoking the power of attorney granted to J. Palmer enabling him to carry out inheritance proceedings with respect to the inheritance of the late Tomasz Ciolek, your brother.

We would like to stress that this matter should be treated as urgent.

Yours sincerely,

Anna Olszewska
Senior Expert
indecipherable signature

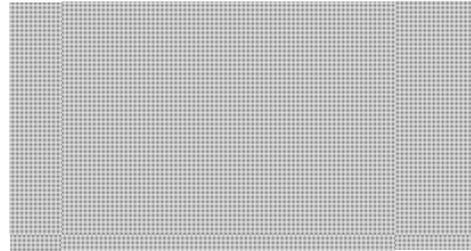
s.19(1)



RZECZPOSPOLITA POLSKA
MINISTERSTWO
SPRAW ZAGRANICZNYCH

Warszawa, 31 maja 1996.

Nr DKiW.V.317/64027



Wydział Spadków Ministerstwa Spraw Zagranicznych potwierdza otrzymanie Państwa listu z 20.05.br. dot. pełnomocnictwa dla J.Palmera oraz pełnomocnictwa Pani Natalii Ciołek i pliku dokumentów stanu cywilnego. Wszystkie dokumenty po ich zalegalizowaniu zostaną niezwłocznie przekazane do Konsulatu Generalnego RP w Toronto.

W związku z zaistniałym faktem podwójnego pełnomocnictwa (dla Konsulatu i dla J.Palmera) Wydział Spadków MSZ prosi, aby w trybie pilnym wycofali Państwo pełnomocnictwo udzielone J.Palmerowi, gdyż jego działalność nosi znamiona oszustwa i może Państwa narazić na znaczne straty finansowe. Ponadto brak formalnego odwołania pełnomocnictwa wpłynie na tok sprawy spadkowej, skomplikuje procedurę i wydłuży postępowanie.

Odwołanie udzielonego pełnomocnictwa musi mieć formę notarialną, co oznacza, że musicie Państwo udać się do notariusza celem sporządzenia i podpisania oświadczenia o wycofaniu pełnomocnictwa dla J.Palmera do prowadzenia sprawy spadkowej po Państwa bracie Tomasz Ciołku.

Wydział Spadków MSZ podkreśla, że sprawę należy traktować jako pilną

Z poważaniem

Anna Olszewska
Starszy Ekspert

Read this

APPENDIX E

CHERNIN & KIRSH
Barristers and Solicitors

TELEPHONE 925-2444
FAX 925-2446

s.19(1)

SUITE 204
1497 YONGE STREET
TORONTO M4T 1Z2
CANADA

IN REPLY REFER TO: 16,019

October 17, 1996

DRAFT

Mr. Wieslaw Wieckowski
Consulate General of the Republic
of Poland in Toronto
2603 Lakeshore Boulevard West
Toronto, Ontario
M8V 1G5

Dear Sir:

RE: MONDEX CORPORATION

As you are aware, we are the solicitors for Mondex Corporation and we have reviewed a letter sent by you to [REDACTED] dated the 17th day of September 1996, a copy of which is enclosed herewith. We have also reviewed a copy of the translation of the aforesaid letter which is also enclosed herewith.

The second paragraph of your letter makes false allegations against our client which are libellous and defamatory, namely;

- (a) that our client claims to have the exclusive power to deliver inheritance from Canada to Poland;
- (b) that the dealings of our client are being investigated presently in Canada;
- (c) that our client provides unprofessional service; and
- (d) that our client takes advantage of the lack of knowledge of its potential customers.

Your letter further makes libellous statements in the last paragraph thereof as follows: "it would be harmful if a large part of the inheritance were seized fraudulently by a company which tells tall stories about its activity".

We would also advise you that in urging [REDACTED] to revoke his agreement with our client; you have committed a civil tort in this jurisdiction.

Please be advised that unless you forward a letter to [REDACTED] with a copy to our client, retracting the above libellous statements, together with a letter of apology to our client within 10 days from date hereof;

. . . /2

10/17/96 10:30 210 020 2110
CHERNIN & KIRSH

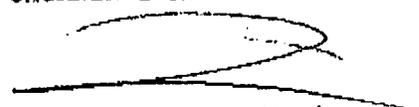
Mr. Wieslaw Wieckowski
Page 2
October 17, 1996

our client will have no other alternative but to commence action claiming damages, together with an injunction compelling you to desist from making such irresponsible and improper statements.

Please govern yourself accordingly.

Yours truly,

CHERNIN & KIRSH



Per: Irwin S. Kirsh

ISK:ta
Encls.

cc Mondex Corporation

10/24/96 10:28

416 925 2446

CHERNIN & KIRSH

416 925 2446 # 171

POLARD

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1886-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.B.L., M.M.(C.K.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 363-7751
TELEFAX (416) 363-0324
TELEX 06-218754

October 24, 1996.

FAX

Messrs. Chernin & Kirsh
Barristers and Solicitors
1497 Yonge Street
Suite 204
Toronto, Ontario
M4T 1Z2

Attention: Mr. Irwin S. Kirsh

Dear Sirs:

Re: Wieslaw Wieckowski
Mondex Corporation
Our File No. D-7190-P
Your File No. 16,019

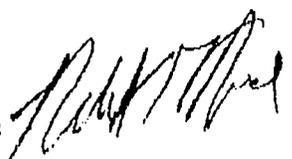
Mr. Wieslaw Wieckowski has faxed me a copy of your letter dated October 17, 1996 together with the enclosure. I am advised by Mr. Wieckowski that he received your letter and the enclosure yesterday.

I will be meeting Mr. Wieckowski to discuss this matter with him on October 29, 1996.

I will write to you again following this meeting.

Yours very truly,

WILLIAMS & PRICE

Per: 

RGP:jtp

SENT BY: WILLIAMS & PRICE

:10-31-96 :12:14PM :

416 925 2446: # 1 / 1

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 1JW1

October 31, 1996

BY FAX

TELEPHONE (416) 565-7756
TELECOPIER (416) 863-0324
TELEX 06-218751

Chernin & Kirsh
Barristers and Solicitors
1497 Yonge Street
Suite 204
Toronto, Ontario
M4T 1Z2

Attention: Mr. Irwin S. Kirsh

Dear Sirs:

Re: Wieslaw Wieckowski
Mondex Corporation
Our File No. D-7190-P
Your File No. 16,019

Mr. Wieslaw Wieckowski, Consul of the Republic of Poland, has familiarized me with your letter of October 17, 1996. As it is not customary for diplomats and consular officers to respond to this sort of correspondence, for it is an ultimatum, I advise you as follows:

In the light of Article 43 of the Vienna Convention on Consular Relations, to which both Canada and Poland are parties, the Consul enjoys immunity from the jurisdiction of the receiving State, as the letter to which you refer is an act encompassing the performance of consular functions. For your reference, I quote the following pertinent provision:

"Article 43.

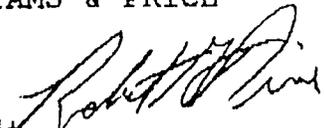
1. Consular officers and consular employees shall not be amenable to the jurisdiction of the judicial or administrative authorities of the receiving State in respect of acts performed in the exercise of consular functions."

This Convention has the force of law within the national territories of the Contracting Parties, including Canada.

Clearly, the letter written by Mr. Wieckowski was written in the performance of the exercise of consular functions.

Yours very truly,

WILLIAMS & PRICE

Per: 
RGP/jx

Ministry of the Attorney General
Office of the Public Guardian
and Trustee

Ministère du Procureur général
Bureau du Tuteur et
curateur public



Ontario

595 Bay Street, Suite 800
Toronto, ON, Canada M5G 2M6
Tel: (416) 314-2778
Fax: (416) 314-2781
Toll Free: 1-800-366-0335

595, rue Bay, Bureau 800
Toronto, ON, Canada M5G 2M6
Télé: (416) 314-2778
Télécopieur: (416) 314-2781
Sans Frais: 1-800-366-0335

April 18, 1997

s.19(1)

Mr. Irwin S. Kirsh
Chernin & Kirsh
204-1497 Yonge St.
Toronto, Ontario
M4T 1Z2

Dear Mr. Kirsh:

**Re: Estate of Thomas Cesarek, aka Thomas Ciolek
Our file No. 814655**

This is to advise you that the dispute with respect to the validity of the directions signed by the heirs in the above estate was brought to the attention of our Deputy Public Guardian and Trustee for Legal Services, Mr. Jay Chalke.

In accordance with our normal practice when the validity of powers of attorney have been raised, we have decided that we will deal directly with the heirs in this matter, unless a court application is brought within the next 15 days. If a guardian is appointed for [redacted] he or she can execute the release and negotiate the payment accordingly.

We would appreciate receiving a list of the addresses of the heirs so that the releases can be sent to them along with the financial statements.

Yours truly,

Les Avila
Solicitor
Estates and Corporations

CHERNIN & KIRSH
Barristers and Solicitors

TELEPHONE 925-2444
FAX 925-2446

SUITE 204
1497 YONGE STREET
TORONTO M4T 1Z2
CANADA

IN REPLY REFER TO: 15,933

FAXED AND MAILED

April 22, 1997

Office of the Public Trustee
595 Bay Street
Suite 800
Toronto, Ontario
M5G 2M6

Attention: Mr. Les Avila
Solicitor
Estates

Dear Sir:

RE: MONDEX CORPORATION and THE ESTATE
OF THOMAS CESAREK a.k.a. THOMAS GIOLEK

We are in receipt of your letter of April 18, 1997, which we received on today's date.

Firstly, we have had no indication from you prior to the said letter that there is any dispute whatsoever with respect to the validity of the directions.

Secondly, you have not advised us as to what the dispute is.

Thirdly, you have not advised us as to the persons disputing the said directions.

It is well nigh impossible to bring an application before the Court when we are ignorant of the facts on which you are relying and, in particular, if there is any documentation supporting the alleged "dispute".

We would appreciate receiving full information from you in this regard, together with an extension of time to bring the application following the actual receipt of the material.

. . . /2

CHERNIN & KIRSH

Office of the Public
Trustee

Page 2
April 22, 1997

We note that the postmark on your letter is April 21, 1997, notwithstanding that same is dated April 18, 1997.

If there is any difficulty in this regard, kindly call us immediately on receipt.

Yours truly,

~~CHERNIN & KIRSH~~

Per: Irwin S. Kirsh

ISK:ta

cc Mondex Corporation

CHERNIN & KIRSH
Barristers and SolicitorsTELEPHONE 925-2444
FAX 925-2446SUITE 204
1497 YONGE STREET
TORONTO M4T 1Z2
CANADA

IN REPLY REFER TO: 15,933

FAXED AND MAILED

April 23, 1997

Office of the Public
Trustee
595 Bay Street
Suite 800
Toronto, Ontario
M5G 2M6

Attention: Monique Charlebois

Dear Madam:

RE: MONDEX CORPORATION and THE ESTATE OF
THOMAS CESAREK a.k.a. THOMAS CIOLEK
Your File No. 814655

On April 22, 1997, we received a letter under the signature of Les Avila dated April 18, 1997, which caught us completely by surprise and which procedure shocked us.

As a result, we wrote Mr. Avila on April 22, 1997, a copy of which letter is enclosed herewith.

In subsequent telephone conversation with Mr. Avila he indicated that he thought my complaints were valid; but, that he was following instructions from you.

In our view, this matter has certainly not been handled in a proper and professional manner.

If there was any difficulty whatsoever in this matter, surely, such difficulty should have been communicated to me to allow me an opportunity to remedy same.

To place me and my client in a position you have in accordance with Mr. Avila's letter dated April 18, 1997, is inexcusable.

To this date, we are unaware of what the problem is and why you have taken the stand that you have taken.

. . . /2

CHERNIN & KIRSH

Office of the Public
Trustee

Page 2
April 23, 1997

We look forward to receiving a complete report setting out your objections to our documentation; the inadequacies therein of which you complain; the source of your complaints and the grounds on which you rely for the stand taken in Mr. Avila's letter of April 18, 1997.

We are particularly concerned with the words "the dispute with respect to the validity of the directions".

We know of no such dispute.

We feel so strongly in this matter that if we do not hear from you in this regard as set out above, we will have no alternative but to bring an application to compel you to provide us with this information.

We look forward to hearing from you immediately on receipt.

Yours truly,

CHERNIN & KIRSH


Per: Irwin S. Kirsh

ISK:ta
Encl.

cc Mr. Les Avila
Mr. Jay Chalke
Mondex Corporation

APPENDIX F

CONFIDENTIAL

April 29, 1996

Robert Price
Williams & Price
372 Bay Street
Suite 402
Toronto, ON M5H 3W1

COMPUTER GENERATED COPY

Dear Robert,

We recognize that your firm has been offering its services for approximately 30 years, with respect to the settlement of estates for persons from various countries, including those from the Slovak Republic. We understand that you purport to charge a modest fee of approximately 2% - 10% for your services.

With respect to the matter of the estate of Peter Dumbala your agent is stating that our firm is acting illegally. You are well aware that this is not true. You also state that the actions of our firm are "unconscionable". Nevertheless, your firm offers essentially the same services for a slightly lower fee and somehow you deem your behaviour to be conscionable while you deem similar behaviour by our firm to be unconscionable.

It is quite clear to me that our firms provide similar services and are accordingly competitors. Regardless we endeavour to treat all of the persons and companies with which we come into contact, with the respect that they deserve. However, with respect to the claims and actions of you and your firm, I must admit that I am at a loss to understand how on one hand you claim that our actions are unconscionable and yet at the same time you apparently do the exact same thing albeit for a slightly lower fee.

Our firm provides all of the services necessary for our clients to recover funds that they are entitled to receive. Your claim that our firm expects our commission "...simply in exchange for information" is untrue. Furthermore, your agent in Slovakia offered to perform similar services for a fee of 22 percent of the funds recovered including expenses. Prior to you contacting the family in the Slovak Republic, they agreed to allow our firm to deduct a fee of 35 percent plus expenses. The family signed contracts with our firm which are legally binding. Your agent in the Slovak Republic is attempting to incite these people to breach their contract with us, a contract that is similar to yours and only differs slightly with respect to the amount that we charge. You know, or ought to know that if the family in the Slovak Republic elects to sign your firm's agreement and attempts to avoid allowing our firm our fee that we are entitled to, that we will litigate. Furthermore, if such litigation were to result in a judgment in our favour, it is the heirs of the estate that will likely be responsible for the legal costs associated with this action. As a result we wish to avoid such litigation as it is not in the interests of the Dumbala family or our firm.

The most significant difference between our firm's actions and the actions of you and your firm is that we completed contracts with the family before you were able to locate them. Frustrated by competition you are endeavouring to discredit our firm by falsely stating that what we are doing is illegal. You are also inciting the Dumbala family to breach their binding agreement with our firm which you know will likely not be in their best interests, and you are doing this to only to serve your own interests. Accordingly, I would suggest that in situations where you determine that our firm has successfully located heirs and completed agreements with them for the recovery of the assets to which they are entitled, that you honour these agreements and that you behave in a manner that is honourable, professional, ethical and legal. You can be assured that we will do the same if we determine that your firm was first in locating and signing agreements with heirs to estates. Furthermore, I would suggest that in the event that both of our firms sign agreements with different members of the same family, that we work together in a cooperative effort in a manner that is both efficient and professional. I trust that you will endeavour to act in such a manner as befits your professional title. I also look forward to you returning my numerous phone calls to your office that have yet to be returned.

CC: Slevenska Advokadska Komara (Law Society of Slovakia)
Kolarska 4
Bratislava, 81342
The Slovak Republic

Complaint Department
The Law Society of Upper Canada
130 Queen St. W.
Toronto, Canada M5H 2N6

Mr John Stephens, Consul
The Slovak Republic
1280 Finch Ave. W., Suite 407
Toronto, Canada M3J 3K6

Mr Peter Hamala (Consultant)
Cikkerova 10
Banska Bystica
The Slovak Republic 97400

Mr Irwin Kirsh (Solicitor)
1497 Yonge St., Suite 204
Toronto, Canada M4T 1Z2

Sincerely yours,

Jonathan James Palmer, President, a Commissioner, etc., Province of Ontario, for Mondex Corporation, Expires May 17, 1999.

JP:ak fax 863-0324

Reference # WILLIAMS&P X

WILLIAMS & PRICE

ALICE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(P.N.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 1W1

TELEPHONE (416) 363-7756
TELECOPIER (416) 863-0324

April 29, 1996

BY FAX AND MAIL

Mr. James Palmer
President
Mondex Corporation
2 St. Clair Avenue West
Suite 801
Toronto, Ontario
M4V 1L5

Dear Sir:

Re: Estate of Peter Dumbala
Our File No. D-6933-Cz

I acknowledge receipt of your fax with regard to this matter.

I have been representing Slovakian beneficiaries of Canadian estates since 1970 and Mr. John W.V. Stephens, Q.C., who is the Consul General of Slovakia, also represents Slovakian beneficiaries of Canadian estates.

The beneficiaries of this estate would have received information about this estate in the ordinary course of business. It was quite unnecessary for you to find them to ensure that you were able to obtain a commission in the amount of 35% of the net proceeds of this estate simply in exchange for information. I understand that initially, you attempted to obtain 50% of the proceeds of this estate for yourself.

I believe that your actions with regard to these matters are unconscionable and that your powers of attorney/contracts are unenforceable.

We began taking steps in February to locate the beneficiaries of this estate and they were indeed located, and they would have received full information about this estate with particulars about the value of the estate, and this information would have been given to them gratuitously. There would have been no necessity for them to pay a commission in exchange for this information.

I am sending a copy of this letter to Mr. Stephens.

Yours very truly,

WILLIAMS & PRICE

Per: 
RGP/jt

APPENDIX G

s.19(1)

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1000-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324
TELEX 06-210754

August 1, 1996.

FAX AND MAIL

Mondex Corporation
2 St. Clair Avenue West
Suite 801
Toronto, Ontario
M4V 1L5

Attention: Mr. James Palmer

Dear Sir:

Re: Estate of Kazimier Klimowicz
Our File No. D-7106-P

This is an estate where the Polish Consulate General is taking steps to represent the [REDACTED] of the deceased who reside in Poland.

We have been advised that a woman whose name is [REDACTED] and who is employed by your company has telephoned a [REDACTED] who is a [REDACTED] of the deceased to obtain information with regard to the deceased and his relatives in Poland. I was advised by [REDACTED] that [REDACTED] told her that she was employed by the Office of the Public Guardian and Trustee to obtain information about the deceased. [REDACTED] told me she thought this was strange because she had given this information to the Office of the Public Guardian and Trustee previously. Nevertheless, it appears that she did give this same information to [REDACTED]

I can assure you that the Consulate General of Poland and its foreign ministry in Warsaw will not tolerate your interference in this matter and your intervention.

My client has a legitimate interest in this matter. One of the functions of the Consulate General is to represent and protect the interest of its citizens in these estate matters, and this function is confirmed by the provisions of the Vienna Convention on Consular Affairs.

.../2

- 2 -

s.19(1)

I wish to assure you that in the event you seek to interfere with the legitimate function of the Consulate General, we intend to lodge a formal complaint with the Attorney General of the Province as well as with the Office of the Public Guardian and Trustee.

I should also comment on the fact that the [REDACTED] of the deceased are already aware of the death of their [REDACTED] and of the fact he has left an estate to which they are entitled. It is hardly necessary for you to provide them with information they already have.

It would seem to me that what you are seeking to do is represent them and provide them with legal services. You are not a lawyer and you have no right to attempt to practice law in this Province. I believe that by seeking to represent the [REDACTED] and act on their behalf with regard to this estate, you are in effect seeking to practice law. I can assure you that if you do seek to represent and act for the [REDACTED] in this capacity, I will lodge a complaint with the Law Society of Upper Canada.

Yours very truly,

WILLIAMS & PRICE

Per: 

RGF:jtp

UPOWAŻNIENIE

MINISTER SPRAWIEDLIWOŚCI PROWINCJI ONTARIO URZĄD PUBLICZNEGO NADZORU I POWIERNICTWA

DOT: Majątek Kazimierza KLIMOWICZA, zwanego także Joseph KLIMOWICZ

Ja niżej podpisana/y udzielam pełnomocnictwa Spółce MONDEX CORPORATION do podejmowania wszelkich koniecznych działań w moim imieniu w celu uzyskania mojej części spadku z wyżej wymienionego majątku.

Niniejszym upoważniam Ministra Sprawiedliwości oraz Urząd Publicznego Nadzoru i Powiernictwa do przekazania wszelkich wpływów z mojego prawa do wyżej wymienionego majątku na rzecz spółki MONDEX CORPORATION i stwierdzam, że moje upoważnienie winno być skuteczne w tym względzie.

Świadoma/y składanego upoważnienia stwierdzam i deklaruję, że spółka MONDEX CORPORATION nigdy, w mojej najgłębszej wierze, nie reprezentowała wyżej wymienionych urzędów ani też nie była i nie jest w jakikolwiek sposób związana z nimi.

Data: dnia 22 miesiąc Styczeń rok 1990.

Ryszard Krynol
SWIADEK

1155 N. Pk - 06432

Nr dokumentacji ATX392

UPOWAŻNIENIE

s.19(1)

MINISTER SPRAWIEDLIWOŚCI PROWINCJI ONTARIO URZĄD PUBLICZNEGO NADZORU I POWIERNICTWA

DOT: Majątek Kazimierza KLIMOWICZA, zwanego także Joseph KLIMOWICZ

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Data: dnia 22 miesiąc Styczeń rok 1996.

Ryszard Koznicki
ŚWIADEK

10.11.1996



Nr dokumentacji ATX392

UPOWAŻNIENIE

s.19(1)

MINISTER SPRAWIEDLIWOŚCI PROWINCJI ONTARIO
URZĄD PUBLICZNEGO NADZORU I POWIERNICTWA

DOT: Majątek Kazimierza KLIMOWICZA, zwanego także Joseph KLIMOWICZ

Ja niżej podpisana/y udzielam pełnomocnictwa Spółce MONDEX CORPORATION do podejmowania wszelkich koniecznych działań w moim imieniu w celu uzyskania mojej części spadku z wyżej wymienionego majątku.

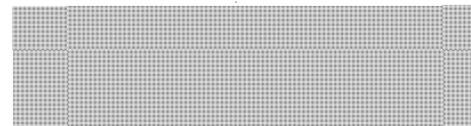
Niniejszym upoważniam Ministra Sprawiedliwości oraz Urząd Publicznego Nadzoru i Powiernictwa do przekazania wszelkich wpływów z mojego prawa do wyżej wymienionego majątku na rzecz spółki MONDEX CORPORATION i stwierdzam, że moje upoważnienie winno być skuteczne w tym względzie.

Świadoma/y składanego upoważnienia stwierdzam i deklaruje, że spółka MONDEX CORPORATION nigdy, w mojej najgłębszej wierze, nie reprezentowała wyżej wymienionych urzędów ani też nie była i nie jest w jakikolwiek sposób związana z nimi.

Data: dnia 22 09 miesiąc wrzesień - rok 1996.

Ryszard Rymicki
ŚWIADEK

(No. 044393)



Nr dokumentacji ATX392

UPOWAŻNIENIE

s.19(1)

MINISTER SPRAWIEDLIWOŚCI PROWINCJI ONTARIO
URZĄD PUBLICZNEGO NADZORU I POWIERNICTWA

DOT: Majątek Kazimierza KLIMOWICZA, zwanego także Joseph KLIMOWICZ

Ja niżej podpisana/y udzielam pełnomocnictwa Spółce MONDEX CORPORATION do podejmowania wszelkich koniecznych działań w moim imieniu w celu uzyskania mojej części spadku z wyżej wymienionego majątku.

Niniejszym upoważniam Ministra Sprawiedliwości oraz Urząd Publicznego Nadzoru i Powiernictwa do przekazania wszelkich wpływów z mojego prawa do wyżej wymienionego majątku na rzecz spółki MONDEX CORPORATION i stwierdzam, że moje upoważnienie winno być skuteczne w tym względzie.

Świadoma/y składanego upoważnienia stwierdzam i deklaruję, że spółka MONDEX CORPORATION nigdy, w mojej najgłębszej wierze, nie reprezentowała wyżej wymienionych urzędów ani też nie była i nie jest w jakikolwiek sposób związana z nimi.

Data: dnia 22 miesiąc październik rok 1996.

Ryszard Krynocki
ŚWIADEK

(K. W. 64342)

Nr dokumentacji ATX392

s.19(1) **CHERNIN & KIRSH**
Barristers and Solicitors

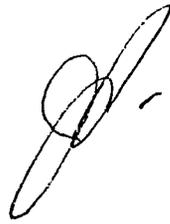
TELEPHONE 925-2444
FAX 925-2446

SUITE 204
1497 YONGE STREET
TORONTO M4T 1Z2
CANADA

(IN REPLY REFER TO: 15,880

August 6, 1996

Williams & Price
Barristers and Solicitors
Suite 402
372 Bay Street
Toronto, Ontario
M5H 3W1



Attention: Robert Gordon Price, Q.C.

Dear Sir:

RE: MONDEX CORPORATION and THE ESTATE OF KAZIMIER KLIMOWICZ
Your File No. D-7106-P

We are the solicitors for Mondex Corporation and your letter of August 1, 1996, has been turned over to us for reply.

As you are aware, we have had occasion to discuss the actions of our client with the Polish Consul in our office.

It was our understanding from the Consul that there was no restriction on anyone, according to Polish law, which would disallow approaching persons who may be entitled to money as the result of the death of a relative; notwithstanding that the Polish Government may also be involved.

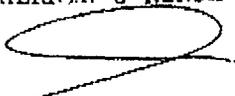
We have been informed by [REDACTED] that at no time has she represented that she was employed by the Office of the Public Guardian and Trustee.

We are advised that you have written a series of letters to our client improperly and erroneously accusing our client of nefarious activities. It is our opinion that our client is not guilty of any illegal or improper actions and is not operating as a lawyer.

We are instructed to advise you that our client does not wish to hear from you any further and would ask that you cease and desist from any harassment of our client or its employees.

Yours truly,

CHERNIN & KIRSH


Per: Irwin S. Kirsh

ISK:ta

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324
TELEX 06-218754

October 18, 1996

✓
BY FAX AND MAIL

Messrs. Chernin & Kirsh
Barristers and Solicitors
1497 Yonge Street
Suite 204
Toronto, Ontario
M4T 1Z2

Attention: Mr. Irwin Kirsh

Dear Sir:

RE: Estate of Kazimierz Klimowicz
Our File No. D-7106-P

I have been retained by the Consul General of the Republic of Poland in Toronto to act for the next-of-kin and heirs-at-law of this deceased who reside in Poland.

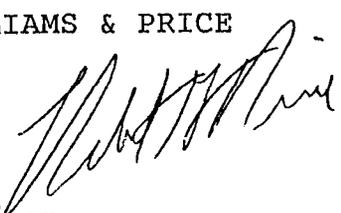
I have received documents from the Consul General whereby the next-of-kin have revoked powers of attorney apparently executed in favour of Mondex Corporation. I am enclosing a copy of these documents with the hard copy of this letter.

The next-of-kin and heirs-at-law of this deceased have executed powers of attorney in favour of the Consul General of the Republic of Poland at Toronto and we have received these documents together with heirship documentation.

We intend to take the necessary steps to finalize this matter on behalf of our clients.

Yours very truly,

WILLIAMS & PRICE

Per: 

RGP/pcp
enclosures

Ontario Court (General Division)
 at BARRIE

**APPLICATION FOR CERTIFICATE OF
 APPOINTMENT OF ESTATE TRUSTEE
 WITHOUT A WILL (CORPORATE APPLICANT)**
Form 74.15 under the Rules (Page 1 of 2)

This application is filed by *(insert name and address)* **Public Guardian and Trustee,**
 Suite 800, 595 Bay Street, Toronto, Ontario, M5G 2M6.

DETAILS ABOUT THE DECEASED PERSON

18851

Name *(insert surname and forename(s), and, if applicable, any other name by which the deceased person was known)*

KLIMOWICZ, Kazimer

Address of fixed place of abode *(street or postal address) (city or town)* *(county, district, regional or metropolitan municipality)*
6 Birch Street, R. R. #1, Hawkestone,
Township of Oro-Medonte **County of Simcoe**

If the deceased person had no fixed place of abode in Ontario, did he or she have property in Ontario?
 No Yes Not Applicable

Last occupation of deceased person
Pensioner

Place of death *(city or town; county, district, regional or metropolitan municipality)* **City of Orillia, County of Simcoe**

Date of death *(day, month, year)*
11th November, 1995

Marital status
 Unmarried Widowed
 Married Divorced

Was the deceased person's marriage terminated by a judgment absolute of divorce, or declared a nullity? No Yes Unknown
 If yes, give details in an attached schedule.

Did the deceased person go through a form of marriage with another person where it appears uncertain whether an earlier marriage of the deceased person had been terminated by divorce or declared a nullity? No Yes
 If yes, give the other person's name and address, and the names and addresses of any children (including deceased children) of the marriage, in an attached schedule. **Unknown**

Was any earlier marriage of another person with whom the deceased person went through a form of marriage terminated by divorce or declared a nullity? No Yes
 If yes, give details in an attached schedule.

Was the deceased person immediately before his or her death, living in a conjugal relationship with a person of the opposite sex? No Yes
 If yes, give the person's name and address in an attached schedule.

/Unknown

PERSONS ENTITLED TO SHARE IN THE ESTATE

(Attach a schedule if more space is needed. If a person entitled to share in the estate is not a spouse, child, parent, brother or sister of the deceased person, show how the relationship is traced.)

Name	Address	Relationship to deceased person	Age if under 18
------	---------	---------------------------------	-----------------

None Known.



AT/372

Ministry of
the Attorney
General

Ontario Court
(General Division)

Office of the
Registrar

Court House
114 Worsley Street
Barrie, Ontario
L4M 1M1

Ministère
du Procureur
général

Cour de l'Ontario
(Division générale)

Bureau du
greffier

Palais de justice
114, rue Worsley
Barrie (Ontario)
L4M 1M1

705/739-6144

TO: *MONDEX CORP.*

DATE: *JULY 31, 1996*

FILE #: *18851*

REFERENCE: *ESTATE OF
KAZIMERA KLIMOWICZ*

- This does not appear to be a Barrie action
- Court file number incorrect/not provided
- Title of proceedings incorrect
- Personal attendance is required
- Fee required in the amount of \$ *6.00* payable to Minister of Finance
- Cheque is not signed/incorrect amount/figures and body of cheque differ
- Fee not required - cheque returned
- Defendant(s) has/have been noted in default
- Proof of service required/affidavit not sworn
- Order/Judgment not signed - copy of Judge's note enclosed
- In this Region, we require a Notice of Motion and Consent in Record form, Documents returned
- Unable to comply. Pleadings are deemed to be closed - Rule 25.05
- Other _____

[Signature]
Registrar

s.19(1)

PERSONS ENTITLED TO SHARE IN THE ESTATE (Continued)

Name	Address	Relationship to deceased person	Age if under 18
------	---------	---------------------------------	-----------------

VALUE OF ASSETS OF ESTATE

Do not include in the total amount: insurance payable to a named beneficiary or assigned for value, property held jointly and passing by survivorship, or real estate outside Ontario.

Personal property	Real estate, net of encumbrances	Total
[REDACTED]	[REDACTED]	[REDACTED]

Explain why the applicant is entitled to apply.

Under the Crown Administration of Estates Act.
 See Schedule attached.

AFFIDAVIT(S) OF APPLICANT(S)

(Attach a separate sheet for additional affidavits, if necessary.)

I, a trust officer named in this application, make oath and say/affirm:

- | | |
|---|---|
| 1. I am a trust officer of the corporate applicant. | I administer the deceased person's property according to law and render a complete and true account of its administration when lawfully required. |
| 2. I am 18 years of age or older. | |
| 3. I have made a careful search and inquiry for a will or other testamentary document of the deceased person, but none has been found. I believe that the person did not leave a will or other testamentary document. | |
| 4. The corporate applicant will faithfully administer the deceased person's property according to law and render a complete and true account of its administration when lawfully required. | |
| 5. Consents of persons who together have a majority interest in the value of the assets of the estate at the date of death are attached. | 6. The information contained in this application and in any attached schedules is true, to the best of my knowledge and belief. |
| 6. The information contained in this application and in any attached schedules is true, to the best of my knowledge and belief. | |

Name of corporate applicant	Name of trust officer
Public Guardian and Trustee	HAROLD OGG KEMP

Address of corporate applicant (street or postal address) (city or town) (province) (postal code)
 Suite 800, 595 Bay Street, Toronto, Ontario, M5G 2M6

Sworn/Affirmed before me at the City of Toronto in the Municipality of Metropolitan Toronto this 15th day of July, 1996.

Monique Charlebois
 A Commissioner for Taking Affidavits
 (or as may be)

[Signature]
 Signature of trust officer
 HAROLD OGG KEMP

SCHEDULE

- (a) The Office of the Public Guardian and Trustee for Ontario is applying for a Certificate of Appointment of Estate Trustee Without a Will in the Estate of Kazimer Klimowicz

pursuant to the *Crown Administration of Estates Act*,
R.S.O. 1990, c. C.47, s. 2.

- (b) There are no known beneficiaries of this estate at this time.
- (c) Accordingly, the Notice of an Application (Form 74.17) and the Affidavit (Form 74.16) are not being filed.

Court file no. 18851

**ONTARIO COURT
(GENERAL DIVISION) AT BARRIE**

IN THE ESTATE OF **KAZIMER KLIMOWICZ**, deceased,

late of Hawkestone, Township of Oro-Medonte, County of Simcoe

occupation Pensioner

who died on November 11, 1995

**CERTIFICATE OF APPOINTMENT
OF ESTATE TRUSTEE WITHOUT A WILL**

Applicant	Address	Occupation
PUBLIC GUARDIAN AND TRUSTEE,	Suite 800, 595 Bay Street, TORONTO, Ontario. M5G 2M6	

This CERTIFICATE OF APPOINTMENT OF ESTATE TRUSTEE WITHOUT A WILL is hereby issued under the seal of the court to the applicant named above.

DATE

Registrar

Address of court office
114 Worsley Street,
BARRIE, Ontario.
L4M 1M1

Court file no. 18851

ONTARIO COURT (GENERAL DIVISION)

at **BARRIE**

IN THE ESTATE OF KAZIMER KLIMOWICZ

, deceased.

**CERTIFICATE OF APPOINTMENT
OF ESTATE TRUSTEE WITHOUT A WILL**

(Form 74.20 under the Rules)

JANUARY 1995

DYE & DURHAM—Form 521

Name, address and telephone number of solicitor or applicant:

**Public Guardian and Trustee,
Suite 800,
595 Bay Street,
TORONTO, Ontario.
M5G 2M6**

Ministry of the
Attorney General

Ministère du
Procureur général



Office of the Public Guardian
and Trustee

Bureau du Tuteur et
curateur public

Estates Administration
595 Bay Street, Suite 800
Toronto, ON, Canada
M5G 2M6

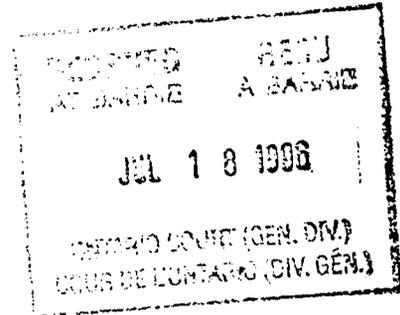
Divisions des sociétés et de
l'administration des successions
595, rue Bay, Bureau 800
Toronto, ON, Canada
M5G 2M6

FAX: (416) 314-2781

FAX: (416) 314-2781

The Registrar, Estates Court,
Ontario Court (General Division)
at Barrie,
114 Worsley Street,
BARRIE, Ontario. L4M 1M1

Re: Estate of Kazimer Klimowicz, dec'd.,
814765-015 - HOK.



Dear Sirs:

Enclosed herewith is the Public Guardian and Trustee's Application for a Certificate of Appointment of Estate Trustee Without a Will, in the estate of the above-named decedent.

Also enclosed is the Public Guardian and Trustee's cheque in the amount of \$ 9,100.00, representing the Court fees.

Yours truly

H. O. Kemp,
Estates Officer

dh

encls.

s.19(1)

Linguaton S.C.

ul. Toczyskiego 14 20-738 LUBLIN, POLAND tel/fax (+81) 54 03 08

28 August 1996

JONATHAN JAMES PALMER
MONDEX CORPORATION
2 St. Clair Avenue West, Suite 801
Toronto, CANADA M4V 1L5
fax: (416) 972 6263

ONE PAGE

RE: ATX392 KLIMOWICZ

Dear James,

Following our today's conversation I am forwarding to you the following documents

4 Directions signed by [redacted] These people are, according to Mr Andrzej Gwiaździński (an associate of Mr Schroder from Germany), entitled to the estate of the late Kazimierz Klimowicz a.k.a. Joseph Klimowicz.

Mr Gwiaździński arranged for these people to sign the text of the agreement with Mr Schroder's company. Therefore, please contact Mr Schroder on that and on related issues such as the family tree, etc.

The documents which I possess and which need authentication at the Canadian Embassy in Warsaw are as follows:

[redacted]

6. Baptism certificate of Kazimierz Klimowicz

[redacted]

Mr Gwiaździński wants to send the authenticated documents to Mr Schroder ASAP. I shall arrange to meet an officer at the Embassy tomorrow. Thank you. Regards.

Adam Janiszewski
Adam Janiszewski

s.19(1)

Canada
PROVINCE OF ONTARIO

In the Matter of THE ESTATE OF KAZAMIR JOSEF
KLIMOWICZ a.k.a. KAZIMER KLIMOWICZ a.k.a. KAZIMIERZ
KLIMOWICZ

To Wit:

I, [redacted]
of the Town [redacted] of [redacted] in the
Country [redacted] of [redacted]

Solemnly Declare, that

1. I have known the Klimowicz and [redacted] families for approximately 20 years and as such am able to make this declaration.
2. Stanislaw Klimowicz who died on [redacted] and his wife, Marianna Klimowicz, who died on March 7, 1954, had five children, namely;
 - (a) Kazamir Josef Klimowicz a.k.a. Kazimer Klimowicz a.k.a. Kazimierz Klimowicz - (hereinafter solely referred to as Kazimer Klimowicz) was born on June 1, 1912, and died on November 4, 1995. He was married only once to Ada Mildred Klimowicz who died on January 13, 1993. He never remarried and he never had any children either natural or adopted. At the time of his death he was retired and his last residence was 6 Birch Place, R.R. #1, Hawkestone, Ontario, Canada;
 - (b) [redacted]
 - (c) [redacted]
 - (d) Zofia Halicka (nee Klimowicz) born June 15, 1906, and died October 9, 1995, leaving her surviving [redacted]
 - (e) Sabina Waszkiewicz (nee Klimowicz) was born on January 28, 1909, and died on May 22, 1990, leaving her surviving [redacted]
3. There are no other siblings of the late Kazimer Klimowicz either natural or adopted other than as set out above.
4. I have no monetary interest in the estate of Kazimer Klimowicz.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at the

of

in the

of

this

day of

19

[redacted signature line]

A Commissioner, etc.

s.19(1)

Canada
PROVINCE OF ONTARIO

In the Matter of THE ESTATE OF KAZAMIR JOSEF
KLIMOWICZ a.k.a. KAZIMER KLIMOWICZ a.k.a. KAZIMIERZ
KLIMOWICZ

To Wit:

I, [redacted]
of the Town of [redacted] in the
Country of [redacted]

Solemnly Declare, that

1. I was born on [redacted] and I am the [redacted] of Kazamir Josef Klimowicz a.k.a. Kazimer Klimowicz a.k.a. Kazimierz Klimowicz (hereinafter solely referred to as Kazimer Klimowicz), who died on November 4, 1995. At his date of death he was retired and his last residence was 6 Birch Place, R.R. #1, Hawkestone, Ontario, Canada.
2. [redacted] Kazimer Klimowicz, was married once to Ada Mildred Klimowicz who died on January 13, 1993. He never remarried and he never had any children either natural or adopted.
3. Our mother, Marianna Klimowicz, died March 7, 1954, and our father, Stanislaw Klimowicz, died
4. My sister, Zofia Halicka (nee Klimowicz) was born on June 15, 1906, and died on October 9, 1995, leaving her surviving [redacted]
5. My sister, Sabina Waszkiewicz (nee Klimowicz) was born on January 28, 1909, and died on May 22, 1990, leaving her surviving [redacted]
6. [redacted] Kazimer Klimowicz.
7. There are no other siblings of the late Kazimer Klimowicz either natural or adopted other than as set out above.
8. [redacted] Kazimer Klimowicz.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at the
of
in the
of
this day of 19

[redacted signature line]

A Commissioner, etc.

s.19(1)

Canada
PROVINCE OF ONTARIO

In the Matter of THE ESTATE OF KAZAMIR JOSEF
KLIMOWICZ a.k.a. KAZIMER KLIMOWICZ a.k.a. KAZIMIERZ
KLIMOWICZ

To Wit:

I, [redacted]
of the Township of [redacted] in the
County of [redacted] of [redacted]

Solemnly Declare, that

1. I was a [redacted] of the late Kazamir Josef Klimowicz a.k.a. Kazimer Klimowicz a.k.a. KAZIMIERZ KLIMOWICZ (hereafter solely referred to as Kazimer Klimowicz) for many years and as such am able to make this affidavit.
2. The said Kazimer Klimowicz died on November 4, 1995. He had been married only once to Ada Mildred Klimowicz who died on January 13, 1993. He never remarried; and he never had any children either natural or adopted. At the time of his death he was retired and his last residence was 6 Birch Place, R.R. #1, Hawkestone, Ontario, Canada.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at the
of
in the
of
this day of 1996.

[redacted signature line]

A Commissioner, etc.

s.19(1)

Canada
PROVINCE OF ONTARIO

In the Matter of THE ESTATE OF KAZAMIR JOSEF
KLIMOWICZ a.k.a. KAZIMER KLIMOWICZ a.k.a. KAZIMIERZ
KLIMOWICZ

To Wit:)

I, [redacted]
of the Township of [redacted] in the
County of [redacted] of [redacted]

Solemnly Declare, that

1. I was a [redacted] of the late Kazamir Josef Klimowicz a.k.a. Kazimer Klimowicz a.k.a. KAZIMIERZ KLIMOWICZ (hereafter solely referred to as Kazimer Klimowicz) for many years and as such am able to make this affidavit.
2. The said Kazimer Klimowicz died on November 4, 1995. He had been married only once to Ada Mildred Klimowicz who died on January 13, 1993. He never remarried and he never had any children either natural or adopted. At the time of his death he was retired and his last residence was 6 Birch Place, R.R. #1, Hawkestone, Ontario, Canada.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at the
of
in the
of
this day of 1996.) [redacted]

A Commissioner, etc.

s.19(1)

Canada
PROVINCE OF ONTARIO

In the Matter of THE ESTATE OF KAZAMIR JOSEF
KLIMOWICZ a.k.a. KAZIMER KLIMOWICZ a.k.a. KAZIMIERZ
KLIMOWICZ

To Wit:

I, [redacted]
of the Township of [redacted] in the
County of [redacted] of [redacted]

Solemnly Declare, that

1. I was a [redacted] of the late Kazamir Josef Klimowicz a.k.a. Kazimer Klimowicz a.k.a. KAZIMIERZ KLIMOWICZ (hereafter solely referred to as Kazimer Klimowicz) for many years and as such am able to make this affidavit.
2. The said Kazimer Klimowicz died on November 4, 1995. He had been married only once to Ada Mildred Klimowicz who died on January 13, 1993. He never remarried and he never had any children either natural or adopted. At the time of his death he was retired and his last residence was 6 Birch Place, R.R. #1, Hawkestone, Ontario, Canada.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at the

of

in the

of

this

day of

1996.

_____ [redacted] _____

A Commissioner, etc.

s.19(1)

Canada
PROVINCE OF ONTARIO

In the Matter of THE ESTATE OF KAZAMIR JOSEF
KLIMOWICZ a.k.a. KAZIMER KLINOWICZ a.k.a. KAZIMIERZ
KLIMOWICZ

To Wit:

I, [redacted]
of the Township of [redacted] in the
County of [redacted] of [redacted]

Solemnly Declare, that

1. I was a [redacted] of the late Kazamir Josef Klimowicz a.k.a. Kazimer Klimowicz a.k.a. KAZIMIERZ KLIMOWICZ (hereafter solely referred to as Kazimer Klimowicz) for many years and as such am able to make this affidavit.
2. The said Kazimer Klimowicz died on November 4, 1995. He had been married only once to Ada Mildred Klimowicz who died on January 13, 1993. He never remarried and he never had any children either natural or adopted. At the time of his death he was retired and his last residence was 6 Birch Place, R.R. #1, Hawkestone, Ontario, Canada.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at the

of

in the

of

this

day of

1996.

A Commissioner, etc.



Office of the Registrar General
Bureau du registraire général

Certified
A True
Photostatic
Print
of a Record

Photocopie certifiée
conforme d'un document

Office of the Registrar General
Ontario, Canada

Bureau du registraire général
(Ontario) Canada

Date Issued: Sep 19 1996
Date de délivrance: 96134717-01 -6
PAGE 1 OF 1

IMPORTANT: READ REVERSE SIDE BEFORE COMPLETING

STATEMENT OF DEATH

Registration (Department use only)

Form 16
(NSA 1980)

Province of Ontario (Canada)
Office of the Registrar General

This is a permanent legal record. Type or print plainly in blue or black ink and complete all items.

NAME OF DECEASED	1. Surname of deceased KLIMOWICZ		Book/Insurance Number 416-034-163
	All given names KAZAMIR JOSEF		SEX MALE
DATE OF DEATH	3. Month (by month), day, year of death November 4, 1995		
PLACE OF DEATH	4. Name of hospital or institution (indicated plus exact location where death occurred) ORILLIA SOLDIERS MEMORIAL HOSPITAL		Regional municipality, county, or district SIMCOE
	5. Precinct, city, town, village, township (by name) ORILLIA		

The Form and Form 16 Medical Certificate of Death must be filed with a Division Registrar before a Burial Permit can be issued.

8. Month (by name), day, year of birth July 12, 1914	9. AGE (years)	10. Number of years (months)	11. Under 1 year (days)	12. Under 1 day (hours)
BIRTHPLACE POLAND				
13. Marital Status WIDOWER				
14. Occupation TRANSIT DRIVER				
15. Birthplace of father POLAND				
16. Birthplace of mother POLAND				

17. Usual Residence	18. Postal Code
6 BIRCHBLADE, BIG CEDAR ESTATES, R.R. #1, HAWKESTONE, SIMCOE, ONTARIO	L0L 1V0

SIGNATURE OF INFORMANT
[Signature] November 6, 1995

21. Burial Position	22. Date of Burial
BURIAL	November 7, 1995
23. Name and address of place of interment ST. MICHAEL'S CEMETERY, ORILLIA, ONTARIO	

24. Name and address of funeral home	25. Date of funeral
DOOLITTLE CARSON FUNERAL HOME, 54 COLDWATER ST. E., ORILLIA, ONT. L0L 1V0	November 6, 1995

CERTIFICATION OF DIVISION REGISTRAR
Audrey M. Tombs, Deputy
November 7, 1995

Registration Number 459	Division Registrar Code Number 4317	Date Issued (by name), day, year November 7, 1995
-----------------------------------	---	---

For (Office of the Registrar General Use Only) / For Division Registrar Use Only

2-2370-34-1-1894-07-04

Edward J. Kelly
Edward J. Kelly
Deputy Registrar General
Registraire général adjoint

— CERTIFIED COPY —
NOT VALID WITHOUT ALL PAGES





Certified
A True
Photostatic
Print
of a Record

on file at the
so trouvant dans les dossiers du

Registration Number: 1993 001227
Document disclosed under the Access to Information Act
Document divulgué en vertu de la Loi sur l'accès à l'information

Office of the Registrar General
Ontario, Canada

Date Issued:
Date de délivrance: Sep 19 1996

Office of the Registrar General
Bureau du registraire général

Photocopye certifiée
conforme d'un document.

Bureau du registraire général
(Ontario) Canada

96134717-01 -G
PAGE 1 OF 1

Form 15
(VSA 1970)

PROVINCE OF

ONTARIO (Canada)

STATEMENT OF

DEATH

Registration No. (Department use only)

Office of the Registrar-General

NAME OF DECEASED	1. Surname of deceased (print or type) KLINOWICZ		Social Insurance Number (if available) 409-884-034	
	All given names ADA MILDRED		SEX FEMALE	
DATE OF DEATH	3. Month (by name), day, year of death JANUARY 13, 1993			
PLACE OF DEATH	4. Name of hospital or institution (otherwise give exact location where death occurred) ORILLIA SOLDIERS MEMORIAL HOSPITAL			
	Borough (city), town, village, township, (by name) ORILLIA, ONTARIO, SIMCOE		Regional municipality, county, or district	
FOR DEPARTMENT USE ONLY	For Office Use Only			
BIRTHDATE	4. Month (by name), day, year of birth SEPTEMBER 10, 1916		6. AGE (years) 76	7. If under 1 year (Months) (Days) (Hours) (Minutes)
	7. City or place of birth BOURKES FALLS		Province (or country) ONTARIO	
MARITAL STATUS	8. Single, married, widowed, or divorced (Specify) MARRIED KAZIMER KLINOWICZ			
OCCUPATION	10. Type of work done during most of working life OFFICE WORKER		11. Type of business or industry to which deceased worked during most of working life ONTARIO HYDRO	
	12. Surname and all given names of father (print or type) UNKNOWN WEST		13. BIRTHPLACE - City or place, province (or country) UNKNOWN ONTARIO	
MOTHER	14. Maiden name and all given names of mother (print or type) UNKNOWN		15. BIRTHPLACE - City or place, province (or country) UNKNOWN	
USUAL RESIDENCE	16. Complete address (if usual give exact location) (Post Office or Rural Route address) 6 BIRCH PL. BOX 167 HAWKSTONE, ONTARIO			
SIGNATURE OF INFORMANT	17. Signature of informant <i>R. DeLeon</i>		18. Relationship to deceased HUSBAND	
	19. Address of informant 6 BIRCH PL. BOX 167 HAWKSTONE, ONT.		20. Date of death JAN 13 1993	
(Items 21-26 to be completed only by the funeral director)				
DISPOSITION	21. Burial, cremation or other disposition (Specify) BURIAL		22. Proposed date of burial or disposition JANUARY 17, 1993	
	23. Name and address of proposed cemetery, crematorium or place of disposition ST. ANDREWS, ST. JAMES CEMETERY, ORILLIA, ONTARIO			
FUNERAL DIRECTOR	24. Name and address of funeral home (or person in charge of funeral) (print or type) DOOLITTLE-CARSON FUNERAL HOME, 54 COLDWATER ST. E., ORILLIA, ONT.			
	25. Signature of funeral director (or responsible officer) <i>R. DeLeon</i>		Business Code No. Date JANUARY 13, 1993	
CERTIFICATION OF DIVISION REGISTRAR	Burial Permit issued by <i>R. DeLeon</i>		Address Orillia, Ont	
	Date issued (m, d, yr) Jan. 15 1993			
I am satisfied as to the correctness and sufficiency of this statement and the medical certificate of death, and I register the death by signing the statement and the medical certificate of death.				
Registration Number 23		Code Number 4317		Date: Month (by name), day, year January 15, 1993
For Department Use Only				

THIS IS A PERMANENT LEGAL RECORD
TYPE OR WRITE PLAINLY AND COMPLETE ALL ITEMS
(see reverse for instructions and legal requirements under the Vital Statistics Act)

This form and Form 16 Medical Certificate of Death must be filed with a Division Registrar before a Burial Permit can be issued.

Edward J. Kelly
Edward J. Kelly
Deputy Registrar General
Registraire générale adjointe

— CERTIFIED COPY —
NOT VALID WITHOUT ALL PAGES



APPENDIX H

s.19(1)

[Redacted]
Nov. 21/94

Dear Mr. Palmer & Staff:-

I received your cheque on Friday and am writing to let you know how much I appreciate all the work you did to get this money for me, a pleasant surprise.

Everyone at your company was so friendly & courteous on the phone, and pleased with your service. The money will help pay house taxes.

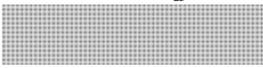
Once again - thank everyone & keep up the good work you are doing. I will not forget your company.

Sincerely Yours,

[Redacted Signature]

10 Jan 96

s.19(1)



Monday Corporation

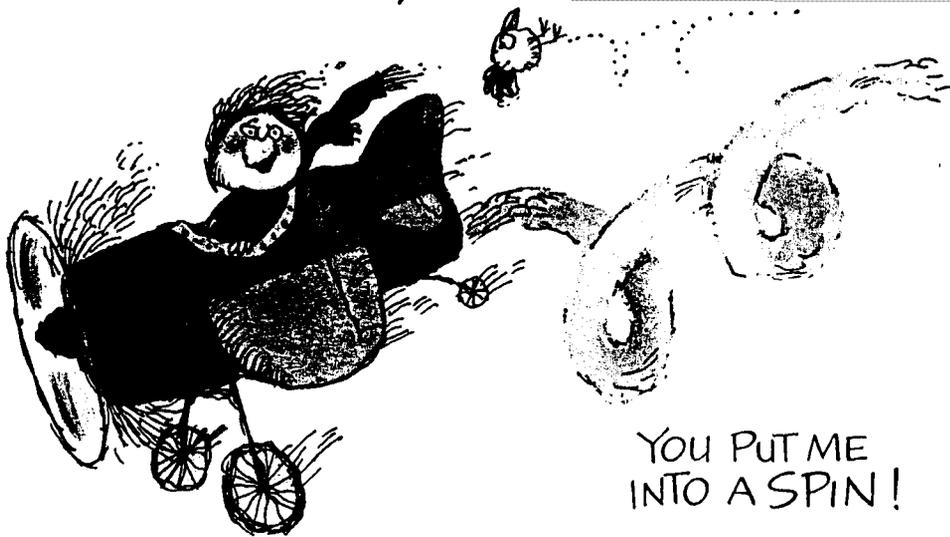
Dear Sirs:

Thank you for the cheque
that you recently sent to me.

I have to admit it was a great
surprise but most appreciated
this time of year. Now I can
pay off some of Santa's bills.

Best of luck in your future
investigations

Yours



YOU PUT ME
INTO A SPIN!

s.19(1)

Nov. 28, 1992

Mondex,
2 St. Clair Ave. West,
Toronto, M4V 1L5

Dear Mr. Palmer,

I received your letter enclosing the promised check. I wish to thank you for rendering this service. You uncovered a fund, money owing to me, of which I was unaware.

You made all arrangements to procure the money and forward it to me. Your commission was reasonable.

The money will be used for a good purpose.

Thank you.

Yours sincerely,


s.19(1)

November 19, 93

(J) Palmer,
President
2st Clair Ave W suite 801
Toronto On M7Y 5M7

Dear J. Palmer,

I'm writing to confirm that I have received the enclosed cheque. I have made good use of the funds. It came just in time for Christmas.

I appreciate the time and hard work that your staff members spent locating me. I was very pleased with your services.

Sincerely,

[Redacted signature]

JUNE 30th

s.19(1)

Dear Mr Palmer,

I have received your check
of \$17,935.00. I have sent
my acknowledgements to
Ms. Chapman. I will meet her
at the end of July in France.

Thank you very much for your
cooperation and professional
services.

Sincerely yours

[Redacted]

[Redacted]

[Redacted]

We have received the check.

I thank you, my mother
thanks you. We are
pleased with the service.

[Redacted]

s.19(1)

[REDACTED]

REFERENCE # 463-2769.

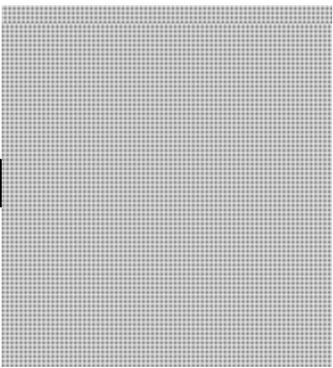
TO WHOM IT MAY CONCERN:

I HAVE RECEIVED YOUR
CHEQUE FOR FUNDS THAT
WAS RECOVERED FOR ME BY
YOUR CORPORATION ON
24-7-95. AND I WOULD
LIKE TO TAKE THE TIME
TOO THANK YOU AND ALL
THE PEOPLE CONCERNED
WITH THE RECOVERY.

THE SERVICE WAS FAST,
CORDIAL AND PROFESSIONAL.

THANKING YOU -

[REDACTED]



August 3, 1993

Mondex Corporation
2 St. Clair Avenue West
Suite 801
Toronto, Ontario
M4V 1L5

Attention: Mr. James Palmer
 President

Dear James:

This is to confirm that I have received your cheque in the amount of \$100.80.

I appreciate the efforts of you and your staff in recovering these funds for me.
It was a job well done.

Yours very truly,



:ar

s.19(1)

[REDACTED]

June 22, 1993

File No.: 90117

Mondex Trade &
Development Corporation
2 St. Clair Avenue West
Suite #801
Toronto, Ontario
M4V 1L5

Attention: James Palmer, Esq., President

Dear Sir:

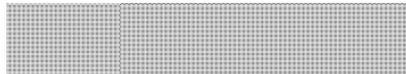
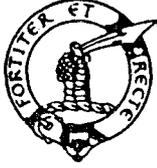
I am in receipt of your letter of June 12th last with the enclosed cheque for \$195.55 which I confirm that I have received.

I am pleased with your service and I thank you for your courtesy and co-operation herein.

Yours very truly

[REDACTED]

s.19(1)



December 23, 1994.

Mondex Corporation,
2 St. Clair Avenue West,
Suite 801, Toronto, Ontario,
M4V 1L5.

Dear Sirs:

This is to inform you that I have received your cheque in the amount of \$799.38.

I guess I don't have to tell you that a bundle of this magnitude, right at Christmas time, is going to make a great difference to my outlook on all the bills so rapirly accumulating.

I wish to express my great appreciation for the work you and your staff have done in uncovering my lost currency. If you have any more clues. I will be most happy to co-operate with you.

Thank you very much.

A very merry Christmas and a happy new year to you all.

Sincerely,



s.19(1)

Feb. 27, 1995.

Mondex Corporation
2 St. Clair Avenue West,
Suite 801,
Toronto, Ontario
M4V 1L5

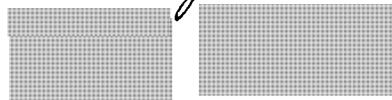
Attn. James Palmer, President

Dear Mr. Palmer

This is to acknowledge receipt of funds in
the amount of \$2266.08 on February 24, 1995. (Reference
Number 8429694).

I wish to express my appreciation for your
prompt and courteous service in this matter.

Sincerely,



February 8, 1996

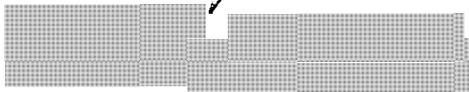
attn James Palmer.

Reference number 2047544479

Dear James,

Received my payment in the mail today.
Thank you and your staff for locating
and getting the funds to me. It was
much appreciated

Sincerely



s.19(1)

Nov. 30, 1996

Mondex Corporation,
2 St. Clair Ave. West, Ste. 801,
Toronto, Ontario, M4V 1L5

Reference number :- 1905881696

Dear Mr. J.G. Palmer, President,

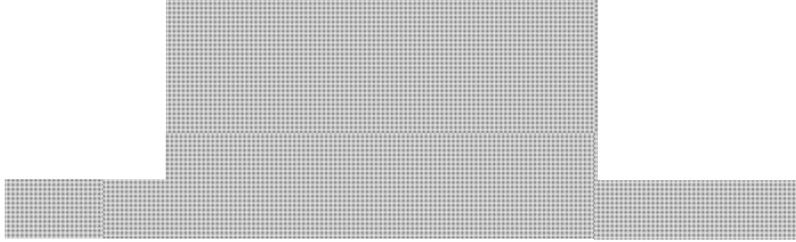
Thank you for the cheque for \$556.04 my share
of the funds you found at the Bank account of my
[redacted] E.A. Wells.

I am very pleased you were able to locate me
as the beneficiary, and will enjoy spending it
on something special.

I wish your Company all the success in
the future and hope you find many more
like me.

Thank you,
Yours sincerely,
[redacted]

s.19(1)



19th July 1992

Mr James Palmer
President
Mondex Trade & Development Corporation
2St. Clare Avenue West
Suite 801
TORONTO
Canada M4V 1L5

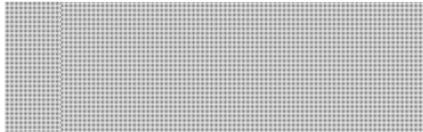
Dear Mr Palmer,

Thank you for the cheque for £209.20 which has safely arrived. Thank you very much for bringing this matter to my attention and for sorting it out for me. Your efforts have been much appreciated.

It has arrived at just the right time as I have just found a really nice unbroken three year old filly which I intend to purchase. Whether one considers this to be good use of the money is debatable but as we are still in the depths of recession over here and no sign of it improving there has never been a better time to buy, providing one has the funds to do so without borrowing. Hopefully she will be a good investment for the future.

Thank you again for your help.

Yours sincerely,





s.19(1)

July 30, 1993

Mondex Corporation
2 St. Clair Avenue West, Suite 801
Toronto, Ontario
M4V 1L5

Dear Mr. Palmer:

A cheque was received from your corporation on July 28, 1993
for \$475.04. Thank you very much for your assistance in this matter.

Yours truly,



s.19(1)

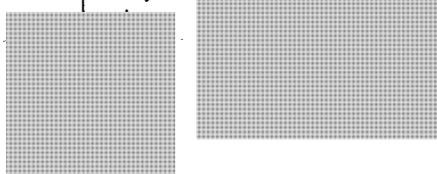
Reference #: 7478147

Dear James Palmer

I am writing this letter
of confirmation, to let you know
that we did receive the
cheque enclosed with the letter.

We would like to thank you
and your staff for the
detailed work accomplished.

Yours Truly,



APPENDIX I

s.19(1)

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT CORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324

May 1, 1996.

COURIER AND MAIL



Dear 

Re: Estate of Paul Szlauko
Our File No. D-6923-H

I was pleased to speak to you once again today with regard to this matter.

You told me that you received a telephone call from a Mr. James Palmer. I have had previous experience with Mr. Palmer and this man is not a lawyer. He does not represent the Attorney General of this Province. Mr. Palmer is an "heir locator" and he attempts to locate the beneficiaries of estates before they receive information about the estate from friends or from lawyers.

Mr. Palmer attempts to get the heirs to sign a contract in his favour whereby Mr. Palmer will receive 50% or even as much as 60% of the proceeds of the estate.

I am enclosing a copy of a Power of Attorney/Contract which Mr. Palmer had a beneficiary in Finland sign, giving him 50% of the beneficiary's interest in the estate. The beneficiary in Finland later revoked this document in favour of Mr. Palmer.

I enclose a copy of another Power of Attorney/Contract which Mr. Palmer had some beneficiaries in Slovakia execute in his favour, giving him 35% of the proceeds of an estate. Unfortunately, the beneficiaries in Slovakia signed this Power of Attorney/Contract in favour of Mr. Palmer before they were given information about this estate by lawyers.

My understanding is that Mr. Palmer has just begun working in this business in January of this year and he has no real experience with these matters.

.../2

- 2 -

With regard to the document which Mr. Palmer had the woman in Finland sign, you will note that he has described himself as a "Notary Public". Mr. Palmer is not a Notary Public in the true sense of the word. I enclose a copy of a letter dated January 23, 1996 which Mr. Palmer sent to the Polish Consulate in Toronto. You will note from this letter that Mr. Palmer is a Notary Public only for the purpose of attesting instruments and taking affidavits for Mondex Trade and Development Corporation with his commission expiring on April 6, 1996. In other words, Mr. Palmer has the ability to act as a Notary Public for the purpose of attesting instruments and taking affidavits but not for any other purpose.

I can advise you that I act as the lawyer for the Polish Consulate General in Toronto with regard to estate matters and I have acted for the Polish Embassy and the Polish Consulate General since 1967 with regard to estate matters. In 1987, I was awarded the Order of Merit by the Polish Government in recognition of the many years I have acted for Polish beneficiaries of Canadian estates. In 1988, I was awarded the Medal of Merit by the Czechoslovakian Government for the same reason. I have acted for Czechoslovakian beneficiaries of Canadian estates since 1970.

I can advise you without fear of contradiction that I have a very good reputation in my profession. I am governed by the Rules of my Law Society.

I do wish to assure you that I will give this matter my very closest attention on your behalf. I have never had any of my clients complain because I have not looked after a matter in their best interests and I will do everything possible to protect your interest in this estate.

With kind regards, I remain,

Yours sincerely,



ROBERT GORDON PRICE, Q.C.

RGP/jtp
Enclosures.

James Palmer
President, Notary Public
Mondex Corporation
22 Lower Richmond Road
Putney, London, England
SW15 1JP

Dear Sirs,

MATTER: Estate

My name is _____

You have informed me that I may be entitled to money from an estate and therefor I ask you to act on behalf of me to obtain the money from this estate.

I appoint all such persons who pay the money to pay it on the name "Mondex Corporation in trust".

I understand that you pay me, from the monays you obtain, if I fill in and return this contract to you within 30 days from receiving it, 50% of the capital plus intrest, minus expenses and taxes to be paid, or if this contract is returned to you after the mentioned 30 days 40% of the capital plus intrest minus expenses and taxes to be paid; that would have been payable to the estate the moment the mentioned payment should have taken place.

I will sign all other documents that are demanded or are needed to follow these instructions, and I appoint Mondex Corporation to be my Attorney to sign all such documents as an attorney can lawfully sign such documents. I give this power of attorney to varify this contract fully and I declare that this power of attorney will be valid also when I am not capeable of deciding over the matters concerning me.

Yours sincerely,

(signature)

Mondex Corporation approves and accepts the contents and the conditions in this letter.

Dated: _____ 1996.

Mondex Corporation
James Palmer -President

MONDEX CORPORATION

416 9726283

01-23-96

02:48PM

[61] #1



January 23, 1996

Mr Winczkowski
Consulate of Poland
2603 Lakeshore Blvd., W.,
Toronto, ON M8V 1G5

Dear Mr Winczkowski,

Re Thomas Ciolak, ENLAKK

I am en route to Poland tomorrow and will require a number of birth and death certificates in order to settle the above estate as well as other estate matters in the area. I have found that we often do not receive a response from our written requests for such documents and will therefore travel personally to the appropriate government offices to obtain these papers. A letter of introduction from your office would be of great help as it would expedite the process and allow our firm to make payments to those beneficiaries who are believed to reside in Poland.

Please be so kind as to provide us with such a letter so that we may arrange to obtain the same today or tomorrow morning. Thank you for your help in this matter. Regards.

Please respond via Phone (416) 972-1877 or by fax (416) 972-8283. Please note our mailing address is Mondex Corporation, 2 St Clair Ave W, Suite 801, Toronto, Canada M4V 1L5.

Sincerely yours,

James Palmer, President, Notary Public, Municipality of Metropolitan Toronto, limited to the attestation of instruments and the taking of affidavits, for Mondex Trade & Development Corporation, Exp April 8, 1996.

JP:ak FAX 252-0509

Reference # POLAND X

*Dear Mr. Priej
As per our
conversation
W. Winczkowski
1996-01-26*

s.19(1)

James Palmer
President, Notary Public
Mondax Corporation
2 St Clair Avenue W., Suite 801
Toronto M4V 1L5
Canada

Dear Sirs,

Re Estate

My name is

I have been informed by you of the existence of an estate which may be owed or payable to me as a result of the pending settlement of the said estate, and I hereby request that you act on my behalf to obtain for me payment of any funds that may be owed or payable to me from any such estate that I may be entitled to receive.

I direct and instruct any party from whom such funds are to be paid to make all such funds payable to Mondax Corporation in trust.

I understand that you will provide me, to the extent of moneys that you receive, with an amount equal to ^{65% (SIXTY FIVE PERCENT)} ~~50%~~ of the principal and applicable interest, less disbursements and applicable taxes, if I complete and return this contract to you within 30 days of receipt or with an amount equal to ~~50%~~ ^{65%} of the principal and applicable interest, less disbursements and applicable taxes if this contract is returned to you after 30 days, that was payable to the the estate in question at the time which such payment should have been made.

I agree that I will sign any other documents that are required, advisable, or necessary to give effect to these directions, and I appoint Mondax Corporation as my Attorney to sign and deliver all such documents, to the extent of such can be done by Attorney, in order to give full effect to this agreement. I direct that this Power of Attorney shall continue during any period of my incapacity.

Yours Truly

(sign here) _____

Mondax Corporation hereby acknowledges and agrees to the contents and conditions of the above letter. Dated this 27 day of March, 1996. Per: MONDEX CORPORATION

James Palmer - President

APPENDIX J

s.19(1)

WILLIAMS & PRICE

BRUCE WILLIAMS, Q.C. (1888-1964)
ROBERT GORDON PRICE, Q.C., B.A., LL.B.,
O.M.(Pol.), M.M.(Cz.)

BARRISTERS & SOLICITORS
NOTARIES PUBLIC

SUITE 402
372 BAY STREET
TORONTO, ONTARIO
M5H 3W1

TELEPHONE (416) 365-7756
TELECOPIER (416) 863-0324

May 22, 1996

CONFIDENTIAL

BY FAX AND
COURIER DELIVERY

The Law Society of Upper Canada
Osgoode Hall
130 Queen St. West
Toronto, Ontario
M5H 2N6

Attention: Ms. Sharon Jansz,
Complaints Officer

Dear Ms. Jansz:

Re: Complaint of James Palmer and
Mondex Corporation
Our File No. D-6933-Cz

I confirm my telephone conversation last Friday afternoon, May 17, 1996, with regard to the complaint of James Palmer and Mondex Corporation.

I believe it would be very helpful if you could discuss this matter over the telephone with Mr. Les Avila who is a solicitor in the Office of the Public Guardian and Trustee. The telephone number of Mr. Avila is 314-2778. I have had an opportunity to discuss the activities of James Palmer and Mondex Corporation with Mr. Avila and it is my understanding that the Office of the Public Guardian and Trustee is investigating the activities of Mr. Palmer and his Company. ~~It is also my understanding that the Office of the Public Guardian and Trustee is refusing to recognize powers of attorney/contracts executed in favour of Mr. Palmer and Mondex Corporation.~~ I understand that the Office of the Public Guardian and Trustee has received many complaints with regard to the activities of Mr. Palmer and Mondex Corporation.

I enclose a copy of my letter to [redacted] together with a copy of all the enclosures which I believe you will find very interesting. You will especially note the form of power of attorney/contract Mr. Palmer uses where the beneficiaries assign all their interest in an estate to him and his company and in

...2

- 2 -

May 22, 1996

return they are to receive a certain percentage of the estate (usually, I understand, 50% of the proceeds of the estate) after Mr. Palmer has deducted all of his expenses and I presume this will include his travelling expenses and the expenses of a lawyer he will probably have to retain to assist him in finalizing the matter. I believe Mr. Palmer has just attempted to become involved in these matters and has never finalized one of these estates on behalf of foreign beneficiaries. These are not simple matters and easy to finalize and sometimes, they can be quite complicated and difficult.

I enclose a copy of a letter dated July 31, 1990, which I received from the Office of the Public Trustee of the Province of Manitoba and I also enclose a copy of a letter dated February 7, 1995, from the Office of the Public Trustee to Brian A. Schnurr & Associates. There are references in these letters to my expertise with regard to these matters.

I have many of these matters referred to me by Public Trustees, including the Public Trustees of the Provinces of Manitoba, Alberta, British Columbia, the Yukon Territories and the Northwest Territories, and including Official Administrators in British Columbia and Trust Companies in Saskatchewan responsible for these intestate estates.

I enclose a copy of a relevant section of Bill 200, an Act to amend the Unclaimed Intangible Property Act, which is proposed legislation presently under consideration by the Government of the Province of Ontario. A review of this material, and especially Section 44 of this material, will give you an idea of how our government intends to limit the involvement of individuals and companies such as Mr. Palmer and Mondex Corporation with regard to unclaimed intangible assets. It is my understanding that the Office of the Public Guardian and Trustee has received quite a number of complaints with regard to the activities of Mr. Palmer and Mondex Corporation and my perception is that the government of this province may extend the scope of Bill 200 to encompass heir locators.

Insofar as the particular matter is concerned where the Mondex representative had the beneficiaries in Slovakia sign powers of attorney/contracts, the Mondex representative would not have given the beneficiaries any inkling as to the name of the deceased, the date and place of death of the deceased and the value of the estate. When you consider the contents of the proposed legislation with regard to the Intangible Assets Act, the thrust of the legislation is abundantly clear and it is to prevent individuals and companies such as Palmer and Mondex from doing what the Mondex representative did with regard to this estate, and that is to do

...3

s.19(1)

- 3 -

May 22, 1996

everything possible to reach the beneficiaries and ensure that a power of attorney/contract is executed providing the heir locator with a substantial part of the proceeds of an estate.

Clearly, these beneficiaries would have received this information, and indeed in this instance were in the process of having the information made available to them in the ordinary course of business, and the intervention of Palmer and Mondex Corporation was not at all necessary.

There are a number of heir locating companies in Toronto and none of these companies have, as far as I am aware, been attempting to locate and obtain powers of attorney/contracts from beneficiaries in countries where the Embassies and Consulates General have been actively representing beneficiaries of these estates. These Embassies and Consulates General have been anxious to ensure that beneficiaries in their countries do not have to pay these substantial commissions. The fees charged by the Embassies and Consulates General are very reasonable and where I am retained, my fees have always been subject to an agreement in writing and close scrutiny by the Embassy or Consulate General involved, and in many instances by lawyers who act for the beneficiaries in their own country.

I should add that the interest of Embassies and Consulates General in these matters is recognized by the provisions of the Vienna Convention on Consular Affairs to which Canada is a party, and the Embassies and Consulates General have both a duty and responsibility to protect the interests of their citizens in Canadian estates.

Finally, I should advise you that with regard to the estate of Paul Szlauko who resided in Ottawa and who died on November 7, 1994 and where I was retained early in March to act for the deceased's [REDACTED] who telephoned me from her home in Hungary to retain me, Mr. Palmer telephoned this woman late in April to attempt to get her to execute a power of attorney/contract in his favour. When he found that she had retained me, I am advised by my client that he spoke of me in very disparaging and derogatory terms and offered to look after this matter for 25% of the proceeds of this estate. My client is now in Canada with [REDACTED] and I am preparing the necessary material to look after this matter on her behalf. I am enclosing a copy of a letter dated April 30, 1996, together with the enclosure, from Mr. Palmer to my client where Mr. Palmer now offers to look after this matter on her behalf for 10% of the proceeds of the estate and where Mr. Palmer advises my client that "it appears that Mr. Price is not concerned with this matter and may not know that the house is being sold".

...4

s.19(1)

- 4 -

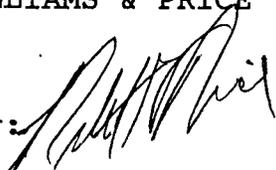
May 22, 1996

Mr. Palmer continues to refer to himself as a "notary public" which is a title which means something in Hungary. This, in spite of the fact that Mr. Palmer is a notary public only for the purpose of attesting instruments and taking affidavits for Mondex Trade and Development Corporation, and where his commission expired on April 8, 1996.

As it turns out, the Paul Szlauko estate is a complicated matter where there may be a contest because of a lost will which the deceased made giving his estate to [REDACTED] who resided in Ottawa. This estate is a complicated matter for a number of reasons and Mr. Palmer would hardly have the experience to properly advise Mrs. Lassan and represent her with regard to this matter.

Yours very truly,

WILLIAMS & PRICE

Per: 

RGE/jt
Encls.

s.19(1)

F A X T R A N S M I S S I O N

TO: MONDEX CORP. _____ DATE: FEB. 21/97 _____
TIME: Sometime Tonight _____
FAX NUMBER: 1-416-972 6262 _____

ATTENTION: ~~Lee Selwood~~ _____

FROM: All Ontario Process Serving
66 Amelia Street
Barrie, Ontario
L4M 1M8

PHONE: 1-705-737-1699
FAX: 1-705-737-9160

TOTAL NUMBER OF PAGES: 6

ATT: _____

RE: KAROLIS STROKIS FILE.

HERE IS YOUR FILE MAY ARE NOT SURE OF THEMSELVES IN THE
OFFICE. HARD COPIES ARE IN THE MAIL

THANKS GORD..

Lee Selwood
All Ontario Process Serving

**Ontario Court (General Division)
at Barrie**

**APPLICATION FOR CERTIFICATE OF
APPOINTMENT OF ESTATE TRUSTEE
WITHOUT A WILL (CORPORATE APPLICANT)
Form 74.15**

This application is filed by *(insert name and address)* Public Guardian and Trustee
Suite 800, 595 Bay Street, Toronto, Ontario, M5G 2M6

AT 472
19164

DETAILS ABOUT THE DECEASED PERSON

Name *(insert surname and forename(s), and, if applicable, any other name by which the deceased person was known)*

STROKIS, KAROLIS (also known as STROCKIS, Karolis)

Address of fixed place of abode *(street or postal address)*
(city or town) 185 Nottawasaga Street,

(county, district, regional or metropolitan municipality)

City of Orillia ✓

County of Simcoe ✓

If the deceased person had no fixed place of abode in Ontario, did he or she have property in Ontario?

No Yes **NOT APPLICABLE**

Last occupation of deceased person

Retired Labourer ✓

Place of death *(city or town; county, district, regional or metropolitan municipality)*

City of Orillia, County of Simcoe ✓

Date of death ✓

28 Oct. 1996 ✓

Marital status

unmarried married
 widowed divorced

Was the deceased person's marriage terminated by a judgment absolute of divorce or declared a nullity?

No Yes If yes, give details in an attached schedule. **UNKNOWN**

Did the deceased person go through a form of marriage with another person where it appears uncertain whether an earlier marriage of the deceased person had been terminated by divorce or declared a nullity? No Yes If yes, give the other person's name and address, and the names and addresses of any children (including deceased children) of the marriage, in an attached schedule. **UNKNOWN**

Was any earlier marriage of another person with whom the deceased person went through a form of marriage terminated by divorce or declared a nullity? No Yes If yes, give details in an attached schedule. **UNKNOWN**

Was the deceased person immediately before his or her death, living in a conjugal relationship outside marriage with a person of the opposite sex? No Yes If yes, give the person's name and address in an attached schedule. **UNKNOWN**

PERSONS ENTITLED TO SHARE IN THE ESTATE

(Attach a schedule of more space is needed. If a person entitled to share in the estate is not a spouse, child, parent, brother or sister of the deceased person, show how the relationship is traced.)

Name	Address	Relationship to deceased person	Age if under 18
------	---------	---------------------------------	-----------------

NONE KNOWN

SCHEDULE

- (a) The Office of the Public Guardian and Trustee for Ontario is applying for a Certificate of Appointment of Estate Trustee Without a Will in the Estate of Karolis Strokis, (also known as Karolis Strocks) pursuant to the *Crown Administration of Estates Act*, R.S.O. 1990, c. C.47, s.2.
- (b) There are no known beneficiaries of this estate at this time.
- (c) Accordingly, the Notice of an Application (Form 74.17) and the Affidavit (Form 74.16) are not being filed.

Court file no. 19164

Ontario Court (General Division) at Barrie

IN THE ESTATE OF Karolis Strokis, (also known as Karolis Strocks) deceased.

late of the occupation who died on	City of Orillia, County of Simcoe Retired Labourer October 28, 1996
--	---

**CERTIFICATE OF APPOINTMENT
OF ESTATE TRUSTEE WITHOUT A WILL**

Applicant	Address	Occupation
PUBLIC GUARDIAN AND TRUSTEE	Suite 800, 595 Bay Street, Toronto, Ontario, M5G 2M6	

This CERTIFICATE OF APPOINTMENT OF ESTATE TRUSTEE WITHOUT A WILL is hereby issued under the seal of the court to the applicant named above.

DATE: _____, 1997

Registrar
Address of court office

114 Worsley Street,
BARRIE, Ontario
L4M 1M1

Court file no. 19164

Ontario Court (General Division)
at Barrie

IN THE ESTATE OF Karolis Strokis,
(also known as Karolis Strockis)
deceased.

**CERTIFICATE OF APPOINTMENT
OF ESTATE TRUSTEE WITHOUT A
WILL**

(Form 74.20 under the Rules)
January 1995

applicant:

Public Guardian and Trustee,
Suite 800,
595 Bay Street,
Toronto, Ontario,
M5G 2M6

21-FEB 13:29 ALL-ONT PROCESS SERVING 17057378160 F02

ATX 472

LIETUVOS RESPUBLIKOS ADVOKATŪRA
Advokatų D. Morkūnienės ir R. Brazausko kontora

KAŠTONŲ G. 3
2600 VILNIUS
LIETUVOS RESPUBLIKA
TEL.: 61 38 33, 61 49 44, 62 74 49
FAX: (3702) 22 77 96

Advokatai:

*D. Morkūnienė
R. Brazauskas
B. Paukštienė*

Mr. Jonathan James Palmer, President
Mondex Corporation
2 St Clair Avenue West
Suite 801, Toronto
Canada M4V 1L5

8 April 1997

TELEFAX MESSAGE
FAX No. (416) 972 6263

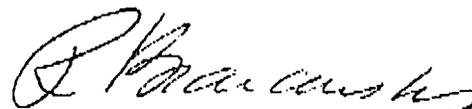
Dear Mr. Palmer,

This is to acknowledge with thanks the receipt of your telefax message dated April 7, 1997.

I am working in partnership with Mrs. Morkuniene as Probate Researchers and Attorneys at Law since 1981. We have successfully conducted a lot of estate matters in cooperation with various Law Firms and Genealogists in Canada, United States, Australia, Germany and some other countries. Therefore we are in position to accept cooperation with your firm in the sphere of locating and assisting heirs to estates. Usually we are successful to negotiate the fee of 20% for our foreign correspondents and 10 - 15% for ourselves with the heirs we are able to locate in our country. As far as we have understood you are going to propose for our attention the research matter for the possible heirs in Lithuania. In the case we will be able to locate the heirs we should do our best to ensure your fee of 20% plus reasonable expenses. As soon as we will manage to locate and to contract the heirs we will keep you informed accordingly.

Looking forward to hearing from you.

Sincerely yours,



Rolandas Brazauskas

LIETUVOS RESPUBLIKOS ADVOKATŪRA
Advokatų D. Morkūnienės ir R. Brazausko kontora

KAŠTONŲ G. 3
2600 VILNIUS
LIETUVOS RESPUBLIKA
TEL.: 81 38 33, 81 49 44, 62 74 49
FAX: (3702) 22 77 96

Advokatai:

*D. Morkūnienė
R. Brazauskas
B. Paukštelienė*

Mr. Jonathan James Palmer, President
Mondex Corporation
7 St Clair Avenue West
Suite 801, Toronto
Canada M4V 1L5

9 April 1997

TELEFAX MESSAGE
FAX No. (416) 972 6263

Re: Estate of Simonas Ostrauskas, Your file No. ATX384
Estate of Karolis Strockis aka Karolis Strockis, Your file No. ATX472

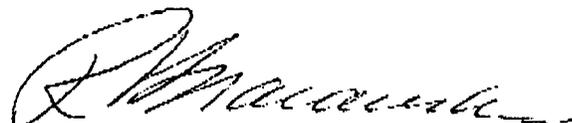
Dear Mr. Palmer,

This is to acknowledge with thanks the receipt of your telefax message dated April 8, 1997 as concerns the above captioned estate matters.

I am very sorry to inform you that I have already confirmed cooperation in both matters with another firm. The cooperation in the estate matter of Simonas Ostrauskas was confirmed in June 28, 1996, and in the estate matter of Karolis Strockis in February 6, 1997.

Again, please accept my regret that I am unable to confirm cooperation in aforementioned cases. I hope that we should have an opportunity to cooperate in some further cases.

Sincerely yours,



Rolandas Brazauskas

F A X

s.19(1)

All-Ontario Process Serving

Date & Time:

66 Amella Street
Barrie, Ontario
L4M 1M8

14/02/97 7:23:48 PM

1

Tel: 705-737-1699
Fax: 705-737-9160

To:

Fax number:

AKA KAROLIS STROCKIS

417 472.

ATT. [REDACTED]

HI. I WAS AT THE COURT OFFICE AT 1:00 P.M. THIS DATE . THE DOCUMENT IS NOT
READY AS THE JUDGE HAS NOT SIGNED THEM.

" THEY MAY BE READY TUE. OR WED." I WILL CHECK TUE. MORNING. A PERSON
CAN NOT RUSH THEM IN THE OFFICE. SORRY

GORD.

UKRAINIAN BAR ASSOCIATION FOR FOREIGN AFFAIRS
UKRINIURKOLEGUIA

2-A Zoloti Vorota St.,
Kyiv, 252034, Ukraine

Tel. (044) 224-52-08
Fax. (044) 229-85-22

MONDEX CORPORATION
2sr. Clair Avenue West, Suite 801
Toronto Canada M4V 1L5

Fax: (416) 972-6263

August 12, 1996

Attention: Mr. Jonathan James Palmer,
President

Dear Mr. Palmer:

I am pleased to acknowledge the receipt of your letter dated July 30, 1996.

Please note that this office has a great experience of locating heirs on international estate matters and assists the Ukrainian citizens to represent them in Canada via our foreign partners.

We have a lot of our correspondents and partners all over the world including Canada and Mr. Price who we also dealing with is not the only one who acts on behalf of our clients in Canada and Ontario Province itself.

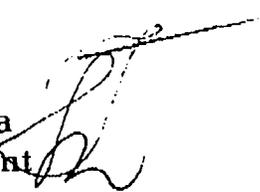
Actually we adhere to the rule whereby we handle an estate matter by suggestion of any lawyer or law firm which has referred to us the estate matter first.

Under the circumstances we will be very interested in working with your genealogical firm and establishing good partnership and I assume that our cooperation will be fruitful, interesting and pleasant for both our offices.

Your further concerte propositions will be highly appreciated. If you have any questions you may reach this office at the following telephone +44 224-80-24 or +44 246-53-91 or by fax +44 229-85-22 at any time.

I look forward to hearing from you at your earliest convenience.

Yours very truly:


Galyna Kovalyova
Executive Assistant
to the President

MONDEX

C O R P O R A T I O N

May 20, 1997

257 CLAIR AVENUE WEST • SUITE 801 • TORONTO • CANADA • M9V 1L5
TEL: (416) 972-1877 • FAX: (416) 972-6263

Hon Charles Harnick, Attorney General
Ministry of the Attorney General
720 Bay Street
11th Floor
Toronto, ON M5G 2K1

Dear Mr Harnick,

URGENT!

PRIVATE & CONFIDENTIAL

Our firm assists heirs with the recovery of unclaimed estates and operates in Canada, the United States and throughout Europe.

With respect to matters in Ontario, it appears that an employee of the Courts Administration Division, Metro Central General Division, Estates & Bankruptcies (393 University Avenue, 10th Flr., Toronto), a Manager known by the first name of "Joel", has been illegally providing and/or selling confidential information regarding details of unclaimed estates.

When the Office of the Public Guardian & Trustee is involved in an unclaimed estate the Trustee's Office typically applies for Letters of Administration which are processed by the Courts Administration Division (Surrogate Court) and made public, once the Application has been granted.

Companies in our industry visit the Courts Administration Division office each day in order to obtain the information that is made public, with respect to Applications for Administration by the Trustee's Office. Given that the processing of such matters is time sensitive, a competitor would stand to make significant financial gains by having such information in advance.

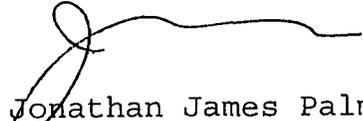
During my visit today at the Courts Administration Division office, as referred to above, I noticed an agent from another firm (a man known as "Malcolm" who is apparently an agent of a firm known as B G Hooper) was allowed access to what appears to be a staff only work area of this office. An employee from our firm, who has been denied access to this same area, was sent to document the type of information that was being obtained in this fashion. Our employee noted a file number "2172/97".

During this same period I overheard "Malcolm" discussing what I believe was an unclaimed estate in the name of "Harkin" that was a Public Trustee matter. It would appear that the file number and the file name correspond to one another and that such information was obtained illegally. We will monitor this situation for the next few days to determine if a file matching this description will be made public. If this should occur, then we will advise you immediately. If this should occur then we would request that your office investigate this matter thoroughly; consider immediate

termination of any employee involved in this matter; consider laying charges against any employee involved in this matter, and question any employee that may be found to be involved, with respect to his/her reasons for becoming involved and determine whether any other parties influenced their decision to provide such information in this manner. We suspect that other parties are involved.

Any assistance that your office can provide our firm will be greatly appreciated. Thank you.

Sincerely yours,



Jonathan James Palmer, President, a Commissioner, etc., Province of Ontario, for Mondex Corporation, Expires May 17, 1999.

JP:ak fax 326-4016

Reference # ATTORNEY X

SEND CONFIRMATION REPORT

DATE/TIME: 05-20-97 04:45PM
 LOCAL I.D.: 416 9726263
 LOCAL NAME: MONDEX CORPORATION

*** SEND ***

NO. REMOTE STATION I.D. 4167547710

JOB START DATE/TIME DURATION PAGES COMMENTS

59 05-20-97 04:43PM

2'05"

3

96 OK

PURULATOR ACCOUNT NO./N° DE COMPTE PURULATOR		IMPORTANT - TELEPHONE (416) 972-1877		SERVICE OPTIONS PURD-LETTER <input checked="" type="checkbox"/> SATURDAY SERVICE <input type="checkbox"/> SERVICE DE SAMEDI <input type="checkbox"/>		TYPES DE SERVICE PURD-LETTER PLUS <input type="checkbox"/> 9:00 A.M. DELIVERY <input type="checkbox"/> LIVRAISON 9 h <input type="checkbox"/> 10:30 A.M. DELIVERY <input type="checkbox"/> LIVRAISON 10 h 30 <input type="checkbox"/> PURULATOR USE-M Express/Ph <input type="checkbox"/> CREDIT CARD <input type="checkbox"/> 3RD PARTY TIERS <input type="checkbox"/>			
SENDER (FROM) / EXPÉDITEUR (DE) MONDEX CORPORATION		05 20 97		BILL OF LADING <input type="checkbox"/> NOT NEGOTIABLE <input type="checkbox"/> CONNAISSEMENT <input type="checkbox"/> NON NEGOCIABLE <input type="checkbox"/>		DETACH THE SENDER'S COPY (GREEN) AND PLACE ALL REMAINING COPIES ON THIS ENVELOPE. DÉTACHEZ ET RETENEZ LA COPIE (VERTE) DE L'EXPÉDITEUR ET APOSEZ TOUTES LES AUTRES COPIES SUR CETTE ENVELOPPE.		BILL OF LADING NOT NEGOTIABLE CONNAISSEMENT NON NEGOCIABLE 3006 489 8916	
STREET ADDRESS / ADRESSE (N° ET RUE) 2 ST. CLAIR AVE. W. (801)		APT., SUITE / APP., BUREAU		PURULATOR USE-M Express/Ph <input type="checkbox"/> CREDIT CARD <input type="checkbox"/> 3RD PARTY TIERS <input type="checkbox"/>		CREDIT CARD TYPE AND NO./TYPE ET N° DE CARTE DE CREDIT EXP. DATE CHARGES / FRAIS 7.35		COURIER SIGNATURE / SIGNATURE DU COURRIER [Signature]	
CITY / VILLE TORONTO ONT.		PROV./STATE/ÉTAT		SENDER EXPÉDITEUR <input checked="" type="checkbox"/> RECEIVER DESTINATAIRE <input type="checkbox"/>		THIRD PARTY ACCOUNT NO./N° DE COMPTE DU TIERS		THIRD PARTY BILLING NAME & ADDRESS / FACTURATION À UN TIERS (NOM & ADRESSE)	
RECEIVER (TO) / DESTINATAIRE (À) MINISTRY OF ATTORNEY GENERAL		APT., SUITE / APP., BUREAU		SHIPMENT / DÉTAILS / EXPED. NO. OF PIECES / N° DE PIÈCES: 1 WEIGHT / POIDS: L SUBJECT TO CORR. / SUJET À CORRECT.: B SUBJECT TO CORR. / SUJET À CORRECT.: K SUBJECT TO CORR. / SUJET À CORRECT.: G		CASH COMPTANT <input checked="" type="checkbox"/>		CHARGES / FRAIS 7.86	
STREET ADDRESS / ADRESSE (N° ET RUE) 720 BAY ST. 11TH FLOOR		APT., SUITE / APP., BUREAU		DECLARED VALUE FOR INSURANCE PURPOSES / VALEUR DÉCLARÉE (40% FINS D'ASSURANCE) \$		THIRD PARTY BILLING NAME & ADDRESS / FACTURATION À UN TIERS (NOM & ADRESSE)		LIMITATION OF LIABILITY IMPORTANT. PLEASE READ. LE MONTANT DE TOUTE PENTE OU DOMMAGE DONT LE TRANSPORTEUR POURRAIT ÊTRE RESPONSABLE NE SONT PAS EXCÉDER 2.00 \$ LA LIVRE OU 4.15 \$ LE KILOGRAMME, CALCULÉ SUR LE POIDS TOTAL DE L'EXPÉDIENT. À MOINS D'UNE VALEUR SUPPLÉMENTAIRE SEIT ÉTÉ DÉCLARÉ SUR LE RECTO DU CONNAISSEMENT PAR L'EXPÉDITEUR. VEUILLEZ PRENDRE CONNAISSANCE DES CONDITIONS AU VERSO, Y COMPRIS LES LIMITATIONS ET EXCLUSIONS DE RESPONSABILITÉ DU TRANSPORTEUR, QUI SONT ACCEPTÉES PAR LES PRÉSENTS.	
CITY / VILLE TORONTO ONT.		PROV./STATE/ÉTAT		SENDER SIGNATURE / SIGNATURE DE L'EXPÉDITEUR [Signature]		THIRD PARTY BILLING NAME & ADDRESS / FACTURATION À UN TIERS (NOM & ADRESSE)		PLEASE REFER TO BILL OF LADING NUMBER FOR SHIPMENT STATUS/INQUIRIES. POUR TOUT RENSEIGNEMENT, VEUILLEZ NOUS COMMUNIQUER LE NUMÉRO DE CONNAISSEMENT.	
ATTN: (NAME/DEPT.) / À L'ATTENTION DE (NOM/SERVICE) HON CHARLES HALNICK ()		IMPORTANT - TELEPHONE		SEE TERMS AND CONDITIONS ON REVERSE / CONDITIONS AU VERSO		THIRD PARTY BILLING NAME & ADDRESS / FACTURATION À UN TIERS (NOM & ADRESSE)		SEE TERMS AND CONDITIONS ON REVERSE / CONDITIONS AU VERSO	
DESCRIPTION (INCLUDING DANGEROUS GOODS / INCLUANT MARCHANDISES DANGEREUSES) 1000 SHIP CASH / 1000 \$		SENDER REFERENCE (IF ANY) / RÉFÉRENCE DE L'EXPÉDITEUR (LE CAS ÉCHÉANT)		SENDER SIGNATURE / SIGNATURE DE L'EXPÉDITEUR [Signature]		THIRD PARTY BILLING NAME & ADDRESS / FACTURATION À UN TIERS (NOM & ADRESSE)		SEE TERMS AND CONDITIONS ON REVERSE / CONDITIONS AU VERSO	
SENDER SIGNATURE / SIGNATURE DE L'EXPÉDITEUR [Signature]		SENDER REFERENCE (IF ANY) / RÉFÉRENCE DE L'EXPÉDITEUR (LE CAS ÉCHÉANT)		SENDER SIGNATURE / SIGNATURE DE L'EXPÉDITEUR [Signature]		THIRD PARTY BILLING NAME & ADDRESS / FACTURATION À UN TIERS (NOM & ADRESSE)		SEE TERMS AND CONDITIONS ON REVERSE / CONDITIONS AU VERSO	

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MONDEX

C O R P O R A T I O N

257 CLAIR AVENUE WEST • SUITE 801 • TORONTO • ONTARIO • M5T 1J5
TEL: (416) 977-1877 • FAX: (416) 977-0267

May 21, 1997

Hon Charles Harnick, Attorney General
Ministry of the Attorney General
720 Bay Street
11th Floor
Toronto, ON M5G 2K1

MATERIALS ENCLOSED

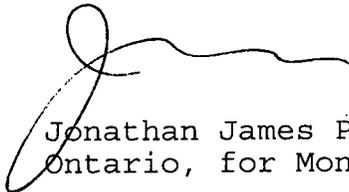
Dear Mr Harnick,

URGENT!

PRIVATE & CONFIDENTIAL

Further to our previous letter to you, dated yesterday, we have enclosed two files that were made public today and apparently accessed illegally yesterday with the cooperation of the Manager of Courts Administration Division, Metro Central General Division, known as Joel. We would appreciate hearing from you as to what course of action you deem suitable. Thank you.

Sincerely yours,



Jonathan James Palmer, President, a Commissioner, etc., Province of Ontario, for Mondex Corporation, Expires May 17, 1999.

JP:ak fax 326-4016

Reference Code ATTORNEY ENCLOSURES

APPLICATION FOR CERTIFICATE WITH WILL (INDIVIDUAL)
(Form 74.4 under the Rules)

Ontario Court (General Division) APPLICATION FOR CERTIFICATE OF APPOINTMENT OF ESTATE TRUSTEE WITH A WILL (INDIVIDUAL APPLICANT)
at TORONTO

This application is filed by (insert name, address and fax number)
WALKER FOX VAN MOORLEHEM & ATTARD (ATTN: MARK I. FOX)
BARRISTERS & SOLICITORS
169 WILLOWDALE AVENUE, SUITE 100
NORTH YORK, ONTARIO M2N 4Y7

FAX NO: (416) 733-2854

DETAILS ABOUT THE DECEASED PERSON 01-2172197

Name (insert surname and forename(s), and, if applicable, any other name by which the deceased person was known)
BERNIKIER SANDRA also known as SANDRA HILARY BERNIKIER

Address of fixed place of abode (street or postal address) (city or town)
SUITE 107, 6200 BATHURST STREET
NORTH YORK, ONTARIO, M2R 2A3

(county, district, regional or metropolitan municipality)
MUNICIPALITY OF METROPOLITAN TORONTO

If the deceased person had no fixed place of abode in Ontario, did he or she have property in Ontario? [] No [] Yes

Last occupation of deceased person
SALES EXECUTIVE

Place of death (city or town; county, district, regional or metropolitan municipality)

Date of death (day, month, year)

Date of last will (marked as Exhibit "A") (day, month, year)
30-01-97

This application is filed by *(insert name and address)* Public Guardian and Trustee,
Suite 800, 595 Bay Street, Toronto, Ontario, M5G 2M6

DETAILS ABOUT THE DECEASED PERSON

01-2161/9

Name *(insert surname and forename(s), and, if applicable, any other name by which the deceased person was known)*
HARRIGAN, Teresa Mary (a.k.a. Teresa Harrigan & a.k.a. Theresa Harrigan)

Address of fixed place of abode <i>(street or postal address, city or town)</i> Barton Place Nursing Home, 914 Bathurst Street, City of Toronto	<i>(county, district, regional or metropolitan municipality)</i> Municipality of Metropolitan Toronto
--	--

If the deceased person had no fixed place of abode in Ontario, did he or she have property in Ontario? <input type="checkbox"/> No <input type="checkbox"/> Yes NOT APPLICABLE	Last occupation of deceased person Pensioner
---	---

Place of death <i>(city or town; county, district, regional or metropolitan municipality)</i> City of Toronto Municipality of Metropolitan Toronto	Date of death <i>(day, month, year)</i> 23 Jan. 1995	Date of last will <i>(marked as Exhibit "A") (day, month, year)</i> 6 July, 1983
--	---	---

Was the deceased person 18 years of age or older at the date of the will (or 21 years of age or older if the will is dated earlier than September 1, 1971)? No Yes
If not, explain why certificate is being sought. Give details in an attached schedule.

Date of codicil (marked as Exhibit "B") <i>(day, month, year)</i> NOT APPLICABLE	Date of codicil (marked as Exhibit "C") <i>(day, month, year)</i> NOT APPLICABLE
---	---

Marital status <input checked="" type="checkbox"/> Unmarried <input type="checkbox"/> Widowed <input type="checkbox"/> Married <input type="checkbox"/> Divorced	Did the deceased person marry after the date of the will? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If yes, explain why certificate is being sought. Give details in an attached schedule.
--	--

Was a marriage of the deceased person terminated by a judgment absolute of divorce, or declared a nullity, after the date of the will? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If yes, give details in an attached schedule.	Is any person who signed the will or a codicil as witness or for the testator, or the spouse of such person, a beneficiary under the will? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If yes, give details in an attached schedule.
--	--

VALUE OF ASSETS OF ESTATE

Do not include in the total amount: insurance payable to a named beneficiary or assigned for value, property held jointly and passing by survivorship, or real estate outside Ontario

Personal assets

SENDER RETAIN THIS COPY / EXPÉDITEUR CONSERVER CETTE COPIE

PURULATOR ACCOUNT NO./N° DE COMPTE PURULATOR: (416) 972-1877
 IMPORTANT - TÉLÉPHONE

SENDER (FROM) / EXPÉDITEUR (DE): MONDEX CORPORATION 05/22/97
 STREET ADDRESS / ADRESSE (N° ET RUE): ST. CLAIR AVE., W. 801
 CITY / VILLE: TORONTO
 PROV./STATE/ÉTAT: ONTARIO
 POSTAL/ZIP: M4V 1L5

RECEIVER (TO) / DESTINATAIRE (À): MINISTRY OF THE ATTORNEY GENERAL
 STREET ADDRESS / ADRESSE (N° ET RUE): 720 BAY STREET 11th FLOOR
 CITY / VILLE: TORONTO
 PROV./STATE/ÉTAT: ONT.
 POSTAL/ZIP: M5G 2K1
 ATTN: (NAME/DEPT.) / À L'ATTENTION DE (NOM/SERVICE): HON CHARLES HARNICK ()
 IMPORTANT - TÉLÉPHONE

DESCRIPTION (INCLUDING DANGEROUS GOODS / INCLUANT MARCHANDISES DANGEREUSES): DO NOT SHIP CASH / N'ENVOYEZ PAS D'ESPÈCES

SENDER REFERENCE (IF ANY) / RÉFÉRENCE DE L'EXPÉDITEUR (LE CAS ÉCHÉANT)

SENDER SIGNATURE / SIGNATURE DE L'EXPÉDITEUR: X *Chayon* X
 SEE TERMS AND CONDITIONS ON REVERSE / CONDITIONS AU VERSO

SERVICE OPTIONS / TYPES DE SERVICE

AIR AÉRIEN <input type="checkbox"/>	GROUND TERRESTRE <input checked="" type="checkbox"/>
SATURDAY SERVICE SERVICE DE SAMEDI <input type="checkbox"/>	9:00 A.M. DELIVERY LIVRAISON 9 h <input type="checkbox"/>
<input type="checkbox"/>	10:30 A.M. DELIVERY LIVRAISON 10 h 30 <input type="checkbox"/>

BILL CHARGES TO / FACTURE À

CASH COMPTANT <input checked="" type="checkbox"/>	3RD PARTY TIERS <input type="checkbox"/>
SENDER EXPÉDITEUR <input checked="" type="checkbox"/>	RECEIVER DESTINATAIRE <input type="checkbox"/>

SHIPMENT / DETAILS / EXPED.

NO. OF PIECES N° DE PIÈCES: 1	WEIGHT POIDS: L
SUBJECT TO CORR. SUJET À CORRIGER: K	1
	G

DECLARED VALUE (FOR INSURANCE PURPOSES) / VALEUR DÉCLARÉE (AUX FINS D'ASSURANCE): \$
 SEE TERMS / VOIR LES CONDITIONS

BILL OF LADING - NOT NEGOTIABLE / CONNAISSANCE - NON NÉGOCIABLE


B/L NO. N° CONN: 1079 465 0373
 COURIER SIGNATURE / SIGNATURE DU COURRIER: *[Signature]*
 DATE: 05/22/97

CREDIT CARD TYPE AND NO./TYPE ET N° DE CARTE DE CRÉDIT:
 EXP. DATE:
 CHARGES / FRAIS: 7.81
 THIRD PARTY ACCOUNT NO./N° DE COMPTE DU TIERS: 7.81

THIRD PARTY BILLING NAME & ADDRESS / FACTURATION À UN TIERS (NOM & ADRESSE)

LIMITATION OF LIABILITY IMPORTANT, PLEASE READ
 THE AMOUNT OF ANY LOSS OR DAMAGE FOR WHICH THE CARRIER MAY BE LIABLE, SHALL NOT EXCEED \$2.00 PER POUND (OR \$4.41 PER KILOGRAM) COMPUTED ON THE TOTAL WEIGHT OF THE SHIPMENT, UNLESS A HIGHER VALUE IS DECLARED ON THE FACE OF THE BILL OF LADING BY THE CONSIGNOR (SENDER).
 N.B. NOTE CAREFULLY CONDITIONS ON BACK HEREOF INCLUDING LIMITATIONS AND EXCLUSIONS OF CARRIER'S LIABILITY, WHICH ARE HEREBY ACCEPTED.
 LIMITATION DE RESPONSABILITÉ IMPORTANTE, LISEZ S.V.P.
 LE MONTANT DE TOUTE PERTE OU DOMMAGE DONT LE TRANSPORTEUR POURRAIT ÊTRE RESPONSABLE NE DOIT PAS EXCÉDER 2.00 \$ LA LIVRE (OU 4.41 \$ LE KILOGRAMME), CALCULÉ SUR LE POIDS TOTAL DE L'EXPÉDITION, À MOINS QU'UNE VALEUR SUPÉRIEURE N'AIT ÉTÉ DÉCLARÉE SUR LE RECTO DU CONNAISSANCEMENT PAR L'EXPÉDITEUR.
 N.B. VEUILLEZ PRENDRE CONNAISSANCE DES CONDITIONS AU VERSO, Y COMPRIS LES LIMITATIONS ET EXCLUSIONS DE RESPONSABILITÉ DU TRANSPORTEUR, QUI SONT ACCEPTÉES PAR LES PRÉSENTES.

PLEASE REFER TO BILL OF LADING NUMBER FOR SHIPMENT STATUS/INQUIRIES. POUR TOUT RENSEIGNEMENT, VEUILLEZ NOUS COMMUNIQUER LE NUMÉRO DE CONNAISSANCEMENT.

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s.19(1)

Aug 19th 1996



Dear Mr Palmer

Re: your Correspondence Dated Aug 2, 1996

I wish to convey my many thanks
for the enclosed cheque.

I also wish to state I am pleased
with your service, and thank you and your
staff for all the work that this matter
has involved.

Yours Faithfully



s.19(1)



June 4, 1996

Monder Corporation,
2 St. Clair Avenue W.
Suite 801
Toronto, Ontario, M4V 1L5

To whom It May Concern,

This letter is to confirm that
the cheque for \$1,737.21 was
received by me on Monday June 3, 1996.

I appreciate your efforts on my
behalf to obtain this money.

May you continue to be successful
in your efforts for other people.

Sincerely yours

