

Clerk's Stamp

COURT FILE NUMBER 2101-00793

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

APPLICANT **THOMAS H. FERGUSON**

RESPONDENTS **ALI TEJPAN, ZAHRA TEJPAN, REGISTRAR OF TITLES for the LAND TITLES OFFICE, JOHN DOE, JANE DOE, and ABC CORPORATION**

DOCUMENT **AFFIDAVIT OF ROBERT ENGBLOOM**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
Curtis E. Marble
Carbert Waite LLP
2300 Encor Place, 645 - 7th Avenue SW
Calgary, Alberta, T2P 4G8
Phone: 403-705-3642 Fax: 403-263-5553
File No.: 120632.001

Affidavit of Robert Engbloom

Sworn on ~~June 30, 2021~~

July 4, 2021

I, Robert Engbloom, of Calgary, Alberta make oath and say that:

1. As set out in my affidavit filed March 30, 2021 in the within matter, my wife, Nancy Engbloom is the legal owner of our family home which is on land legally described as Plan 3605FO, Block 91, Lot 8, located in Calgary, Alberta. We acquired this lot in 1982, and Nancy and I have lived in Elbow Park since. I am, therefore, very familiar with those portions of Elbow Park that are the subject matter of the within application.
2. I have been assisting the Applicant, Thomas Ferguson ("Mr. Ferguson"), with the within application. As part of this application, a video was prepared by Hugoline Morton and Michele Williams. Both Hugoline Morton and Michele Williams are residents of Elbow Park.
3. This video was provided to myself and Mr. Ferguson on June 16, 2021. I am advised by Hugoline Morton and I verily believe that:



- (a) the video was filmed by Hugoline Morton and Michele Williams on Sunday June 6, 2021 and Sunday June 13, 2021; and
 - (b) thereafter the footage was compiled into the attached file and the street names added electronically.
4. A copy of this is contained in the electronic file called "EP Video Final" (the "**Video**"). Due to the file size, a USB key is attached at **Exhibit "A"** containing the relevant file. I reviewed contents of this USB key by video link when swearing this affidavit, and confirm that it contains the relevant file, "EP Video Final", that contains the Video.
 5. The purpose of the Video was to provide further evidence of the character of the of the Elbow Park community, and in particular those portions of Elbow Park that are the subject matter of the within application.
 6. The Video is consistent with the earlier evidence I provided in my affidavit filed March 30, 2021 as to the character of the neighbourhood, and in particular the photographs and maps at Exhibits "L" and "M" of that affidavit. The information conveyed in the Video are images of the portions of Elbow Park that that are the subject matter of the within application, as well as the related street names.
 7. I have personally reviewed the Video, and given the length of time I have lived in the area, I recognize each of the homes and streets portrayed in the Video. Having completed this review, I believe:
 - (a) the depictions of the streets shown in the Video are fair. There is no intention to mislead the Court or any other party with this evidence; and
 - (b) the images presented in the video are accurate, as are the names of the streets in the Video.
 8. I am making this affidavit to verify the evidence being given through the Video under oath so that the Video may be relied upon in the present application.
 9. I was not physically present before the commissioner but was linked with the commissioner using video technology. The process described in paragraphs 2-9 of NPP#2020-02, Notice to the Profession and Public, Remote Commissioning of Affidavits for Use in Civil and Family Proceedings during the COVID-19 Pandemic, was followed.

SWORN BEFORE ME at Calgary, Alberta,
 on ~~June 30th~~, 2021.

July 4



A Commissioner for Oaths in Alberta

Robert Engbloom

CURTIS E. MARBLE
 BARRISTER and SOLICITOR



THIS IS EXHIBIT "A" TO THE
AFFIDAVIT OF ROBERT ENGBLOOM

SWORN BEFORE ME ON
June 30, 2021



Curtis E. Marble

A Commissioner for Oaths in and for Alberta
Barrister and Solicitor

CURTIS E. MARBLE
BARRISTER and SOLICITOR





④ *[Handwritten signature]*

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SWORN BEFORE ME at Calgary, Alberta,
 on ~~June 30th~~, 2021,

July 4th [Signature]

 A Commissioner for Oaths in Alberta

[Signature]

 Robert Engbloom

[Signature]
 ② *[Signature]*

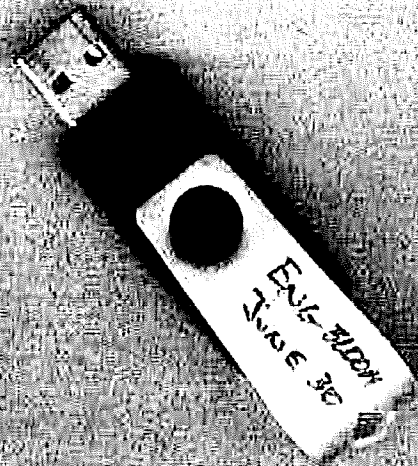
THIS IS EXHIBIT "A" TO THE
AFFIDAVIT OF ROBERT ENGBLOOM

SWORN BEFORE ME ON
R.E. June 30, 2021
J. Marble

Curtis E. Marble

A Commissioner for Oaths in and for Alberta
Barrister and Solicitor

RM
③ *RE*



④
[Handwritten signature]

CERTIFICATE

CANADA

PROVINCE OF ALBERTA

TO WIT:

I, Curtis E. Marble, a Commissioner of Oaths in and for the Province of Alberta, by royal authority duly appointed, residing in the City of Calgary in the said Province, DO CERTIFY that the attached Affidavit, being:

- Affidavit of Robert Engbloom sworn July 4, 2021

was sworn before me by the affiant through the use of video technology using the process described in the Notice to the Profession and Public, NPP #2020-02 dated March 25, 2020.

The use of this process was necessary as it was unsafe for the affiant to attend to a commissioner of oaths in Calgary, Alberta due to the COVID-19 Pandemic. This process was used in observation of the ongoing public health advice to maintain physical distancing.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal of office at the City of Calgary in the Province of Alberta this 4th day of July, 2021.



A COMMISSIONER OF OATHS in
and for the Province of Alberta

CURTIS E. MARBLE
BARRISTER and SOLICITOR