

**Christopher Richardson &
The Bromley Charities
Part 1.**

**Researched & Written By
Vivian Krause**

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Christopher Richardson & The Bromley Charities: Part 1

A. Background

September 25, 2022, Christopher Richardson was dropped from the slate of ABC Vancouver, a municipal political party led by Mayor-Elect, Ken Sim.¹ This occurred because it had come to light, days earlier, that Canada Revenue Agency (“**CRA**”) had revoked the charitable status of Headwaters Foundation (“**Headwaters**”), a charity of which Christopher Richardson was a founder and had been a director for 12 years.

Headwaters Foundation was registered by Richardson and other employees/consultants of Blake Bromley, a Vancouver lawyer known for sophisticated tax planning arrangements, some of which have run afoul of CRA.^{2,3} Bromley claims that he has set up 650 charities (“**the Bromley charities**”) and that they have handled \$2 billion in charitable donations.⁴

By my count, to date, at least 13 of the Bromley charities have had their charitable status revoked by CRA because of serious non-compliance.⁵

Christopher Richardson has been a director of at least 42 of the Bromley charities, five of which have lost their charitable status. CRA audit reports indicate that four of the five charities listed below lost their charitable status for much the same reason: tax planning arrangements. Exception: Canadian Education Forum.

| Name of the Charity | Date of Revocation | When Richardson Was Director |
|-------------------------------|---------------------------|-------------------------------------|
| Headwaters Foundation | 2022-09-10 | 2010 – 2022 |
| Theanon Charitable Foundation | 2018-02-10 | 2008 – 2017 |
| Canadian Education Forum | 2018-05-19 | 2007 - 2012 |
| Prescient Foundation | 2011-02-05 | 2005 - 2009 |
| Global Institute | 2008-04-19 | N/A |

¹ ABC Vancouver Statement: Christopher Richardson
<https://abcvancouver.ca/abc-vancouver-statement-christopher-richardson/>

² Headwaters Foundation Application: <https://fairquestions.typepad.com/files/headwaters.pdf>

³ In the Provincial Court of British Columbia. Regina v. Blake Bromley, Blake Bromley Consulting Inc. & QDDQ Services Inc. Reasons for Judgement of the Honourable Judge C.J. Bruce. March 4, 2004.
https://www.canadiancharitylaw.ca/uploads/Regina_v_Blake_Bromley_Blake_Bromley_Consulting_Inc_QD_DQ_Services_Inc_2004_BCPC_48.pdf

⁴ Charitable Impact Foundation: <https://fairquestions.typepad.com/files/bromley-650-charities-2-billion.pdf>

⁵ In addition to the five charities listed above, these eight charities also lost charitable status: 1) Give2Asia, 2) The Gateway Benevolent Society, 3) Malachi 3:10 Foundation, 4) Essential Grace Foundation, 5) Ark Angel Foundation, 6) Ark Angel Fund, 7) Global Disability Network Society and 8) Loyalty Foundation. See: https://fairquestions.typepad.com/rethink_campaigns/2022/09/cra-revocation-letters.html

B. Charitable Impact Foundation (“CHIMP”)

The largest of the Bromley Charities is Charitable Impact Foundation (“**CHIMP**”), run by Bromley’s sons, John Bromley and Clif Bromley.⁶

Christopher Richardson has been a director of CHIMP for nine years (2010-2018). According to his LinkedIn profile, Mr. Richardson is currently V.P. of Finance & Administration at CHIMP.

1. \$1.1 Billion in Donations

On April 26, 2022, CHIMP reported that it has processed \$1 billion in donations. By May 11, CHIMP reported that it has received a further \$100 million, bringing its total to \$1.1 billion.⁷ Tax returns show that CHIMP reported tax receipted donations for \$300 million during 2020 and 2021.⁸ Of that, fully \$251 million (84 percent) was non-cash, an unusually high percentage.

CHIMP claims that it is the “fastest growing giving network and donor-advised fund in Canada.”⁹ Between 2011 and 2021, the amount of tax-receipted donations reported by CHIMP increased from less than \$150,000 to more than \$150 million. This rate of growth is highly unusual. To put CHIMP’s spectacular growth into perspective it helps to consider that CHIMP reports approximately five times as much as Vancouver Foundation, in terms of tax-receipted donations.

Despite donations of \$1.1 billion, two of CHIMP’s biggest projects ended up in deep debt:

- **Quest University Canada**, in Squamish, B.C., was forced into foreclosure by Blake Bromley and sold despite the fact that the Bromley charities involved in financing the university reported \$425 million in tax-receipted donations.¹⁰ From the university’s sale, \$24.5 million was gifted to CHIMP via Vanchorverve Foundation, one of the Bromley charities.¹¹
- **Fortius Sport & Health Centre**, in Burnaby, B.C. had total liabilities of \$94 million by 2017, long before COVID, and was sold to the City of Burnaby for \$26 million.¹²

⁶ Clif Bromley, LinkedIn Profile: <https://ca.linkedin.com/in/cbromley>

⁷ Charitable Impact Foundation. A heartfelt thank you to our donors. \$1.1 Billion donated. Published May 11, 2022: <https://fairquestions.typepad.com/files/1b-chimp-1.1-billion-11may2022.pdf>

⁸ Tax returns for Charitable Impact Foundation posted online at the CRA website: <https://apps.cra-arc.gc.ca/ebci/hacc/srch/pub/chrtvdtls?selectedCharityBn=845528827RR0001&isSingleResult=false&dsrdPg=1&a.stts=0007>

⁹ Charitable Impact Foundation. Donors make a billion-dollar difference on Charitable Impact. April 26, 2022. <https://www.charitableimpact.com/blog/1-billion-in-donations-on-charitable-impact/>

¹⁰ Bromley Charities That Funded Quest: \$425 Million in Tax-Receipted Donations: https://fairquestions.typepad.com/rethink_campaigns/2020/10/tax-receipted-donations-870-million.html

¹¹ Tax return for Vanchorverve Foundation for 2021: <https://apps.cra-arc.gc.ca/ebci/hacc/srch/pub/chrtvdtls?selectedCharityBn=832241608RR0001&isSingleResult=false&dsrdPg=1&a.stts=0007>

¹² Fortius Foundation financial statements for 2018: <https://fairquestions.typepad.com/files/exhibit-w-fortius-fs-2018.pdf>

2. CHIMP's Gift of \$74.7 Million to Fortius Foundation

In 2018, CHIMP made a gift to Fortius Foundation ("**Fortius**") for \$74.7 million. CRA records indicate that this is the largest gift from a non-governmental agency in the history of B.C.

Financial statements show that Fortius had incurred debts to five of the Bromley charities for nearly \$60 million, as follows:

| | |
|--|-------------------|
| Fortius Foundation debt to Imladris Foundation | \$ 28,919,628 |
| Fortius Foundation debt to Almoner Foundation | \$ 14,799,307 |
| Fortius Foundation debt to Foundation for Public Good | \$ 12,175,128 |
| Fortius Foundation debt to Homestead on the Hill Foundation | \$ 3,305,573 |
| Fortius Foundation debt to Assoc. for the Advancement of Scholarship | <u>\$ 708,490</u> |
| Total: | \$ 59,908,126 |

With the gift of \$74.7 million from CHIMP, Fortius fully paid its debts to the five Bromley charities. That same year, the five charities made gifts to CHIMP for \$76.5 million, as follows:

| | |
|--|-------------------|
| Gift to CHIMP from Imladris Foundation | \$ 29,260,000 |
| Gift to CHIMP from Almoner Foundation | \$ 29,725,886 |
| Gift to CHIMP from Foundation for Public Good | \$ 13,085,663 |
| Gift to CHIMP from Homestead on the Hill Foundation | \$ 3,721,411 |
| Gift to CHIMP from Assoc. Advancement of Scholarship | <u>\$ 716,890</u> |
| Total: | \$ 76,509,850 |

As it appears, there were circular, self-cancelling transactions between CHIMP and other Bromley Charities. CHIMP's gift was used to pay debts to charities that then made gifts of notes receivable to CHIMP. Thus, the ultimate beneficiary of the "gift" from CHIMP is CHIMP itself.

For a gift to be a true gift, there needs to be an intention on behalf of a donor to benefit the recipient, with a corresponding impoverishment to the donor. Furthermore, there must be a true transfer of property with a true value, without expectation of something in return. The \$74.7 million "gift" does not appear to me to meet these criteria.

Financial statements show that despite spending \$74.7 million on re-financing, Fortius Foundation still ended up with a mortgage loan for \$16,000,000, a debt of \$4,000,000 to a related party and other debts. Total liabilities were still \$24 million *after* CHIMP's historic gift of \$74.7 million. If the donation of \$74,510,000 was of true economic value and was properly invested, it is hard to fathom why Fortius Foundation would be in any in financial difficulty.

Financial statements for Fortius Foundation acknowledge that it received \$74,510,000 of charitable donations and yet the board of directors predicted a deficiency of revenue over expenses in future years and expressed "significant doubt" about the Foundation's viability as a going concern. So here's a question for Mr. Richardson, as Vice-President of Finance at CHIMP: Of all the 85,000 charities in Canada, why did CHIMP make the largest gift in B.C. history to a troubled charity that didn't have a sound investment strategy for such a huge, historic gift?

3. Deloitte Independent Audit

In 2020, Deloitte, the Independent Auditor for CHIMP, issued a qualified opinion on CHIMP's financial statements. Deloitte warned that it was "unable to obtain sufficient appropriate audit evidence supporting the carrying amount of investments in certain unlisted securities with a total carrying value of **\$193,037,460** as of July 31, 2020."¹³

⇒ Why was Deloitte, unable to vouch for \$193 million of CHIMP's unlisted securities?

4. Resignation of CHIMP's Entire Board of Directors, February & March of 2021

Deloitte's audit report for 2020 was submitted on January 29, 2021. Three of CHIMP's directors resigned in February of 2021 and the remaining two resigned in March of 2021.¹⁴

⇒ Did any of CHIMP's directors resign because of the findings of Deloitte's Audit report?

5. "Dummie" Accounts

CRA correspondence pertaining to the revocation of Canadian Education Forum, described ahead, mentions that CEF had a "strategic partnership" with CHIMP. The intent of the partnership was "to develop relationships with schools to show how philanthropy can help support innovative educational programs through CHIMP."

In 2019, after The Globe & Mail published an article about Blake Bromley and CHIMP, I was contacted by a teacher who asked me to not disclose their name. The teacher was concerned that CHIMP's program involves CHIMP giving \$10 per month to students who could then donate that money via CHIMP's online giving platform. The teacher felt that CHIMP's program is "a scam" that enables CHIMP to say that it has thousands of accounts but they are effectively what the teacher called "dummie accounts."

⇒ How many of the 173,000 people that ostensibly donate via CHIMP are part of CHIMP's school-based program for students, as described above?

⇒ How many schools are part of this program, and in which district(s) are these schools?

¹³ Charitable Impact Foundation financial statements for 2020:
https://fairquestions.typepad.com/rethink_campaigns/2021/06/deloitte-193-million.html

¹⁴ <https://fairquestions.typepad.com/files/exhibit-oo-chimp-directors.pdf>

6. Chimp Technology Inc: \$54 Million

Financial statements show that CHIMP has paid \$54 million (2011-2021) to Chimp Technology Inc., a company run by John Bromley and Blake Bromley^{15,16}

CHIMP's online giving platform is "free" to open and use.¹⁷ But on securities and shares, CHIMP charges 0.5 percent. Even if CHIMP charged that on the entire \$603 million that CHIMP has received since it began in 2011, that would be a total of only \$3 million in fees.

⇒ Where did CHIMP get the \$54 million that it has paid to Chimp Technology Inc.?

7. 173,000 Donors But Only 24,000 Gifts

CHIMP claims that 173,000 people have made gifts to causes they care about via CHIMP's online giving platform.¹⁸ However, tax returns show that CHIMP has made 24,000 gifts.¹⁹

⇒ How is it possible that 173,000 people have made gifts via CHIMP but only 24,000 gifts are reported in its tax returns? (The precise number is 24,145).

⇒ When people use CHIMP's online giving platform to make a gift to a charity, how can people know that CHIMP actually forwards their money to the charity?

8. CRA Audit of CHIMP?

The CRA audit report regarding Headwaters Foundation, discussed ahead, makes it clear that the charity at the hub of the transactions for which Headwaters lost its charitable status is CHIMP. This raises a logical question: Is CHIMP under CRA audit?

In the absence of a voluntary disclosure from Christopher Richardson or CHIMP, it could take years for the public to know whether CHIMP and other Bromley charities are under CRA audit. In the case of Theanon Charitable Foundation, more than ten years elapsed between the charity's audit of the fiscal period from 2007 to 2009, and the charity's revocation as of February 10, 2018.

¹⁵ Pages of financial statements showing payment to Chimp Technology Inc. for \$54,339,832 (2014-2021). <https://fairquestions.typepad.com/files/exhibit-ll-chimp-tech.-54-339-832.pdf>

¹⁶ BC Company Summary For Chimp Technology Inc. <https://fairquestions.typepad.com/files/exhibit-mm-chimp-tech-company-search.pdf>

¹⁷ Charitable Impact Foundation Fees: <https://www.charitableimpact.com/fees/> Fees on publicly traded and private company shares: <https://fairquestions.typepad.com/files/chimp-fee-only-0.5-percent.pdf>

¹⁸ Charitable Impact Foundation as of October 22, 2022: <https://fairquestions.typepad.com/files/173-000.pdf>

¹⁹ Total Number of Gifts Reported by CHIMP: Charitable Impact Foundation 24,145 (2011-2021) <https://fairquestions.typepad.com/files/chimp-24-145-gifts.pdf>

B. Bromley Charities That Have Lost Their Charitable Status

1. Headwaters Foundation

For making “artificial gifts” and participating in pre-planned, “circular transactions” with other charities, Canada Revenue Agency revoked the charitable status of Headwaters Foundation (“**Headwaters**”) as of September 10, 2022.

In 2014 and 2015, Headwaters received donations for a total of \$16.7 million but only \$15,000 remains, tax returns show. So what happened to the money? Headwaters wrote-off \$7 million and made three gifts for a total of \$9.8 million. However, not one cent went to a hands-on, working charity. This is a main reason why Headwaters lost its charitable status.

From the CRA audit report of Headwaters Foundation, it is clear that CHIMP is the hub of the pre-planned, circular transactions that cost Headwaters its charitable status. This is significant because this means that Christopher Richardson was on both ends of the transactions for which CRA revoked the charitable status of Headwaters Foundation.

Most of the Bromley charities have no outside directors and therefore, no independent oversight. Along with Mr. Richardson, the other directors of Headwaters are Leslie Brandlmayr and Sheila Britton. Both are long-time employees of the Bromley business. In fact, Ms. Brandlmayr is currently listed as a director of at least 38 of the Bromley charities and Ms. Britton is currently listed as a director of at least 45.^{20,21} This indicates that the individuals with whom Mr. Richardson has been a director for many years are part of a vast network of charities that are under the direction of the same people, run out of the same offices.

Why CRA Revoked the Charitable Status of Headwaters Foundation

Here's what happened, according to CRA's audit report:

In 2015, a private company donated shares to CHIMP. The same company also sold land to Paraklesis Foundation, another charity set up by Bromley. As payment for the land, the company took a mortgage from Paraklesis Foundation but it wasn't a typical mortgage. Instead, the mortgage specified that it was to be paid with shares of a specific company and in a series of transactions, the shares were transferred to CHIMP.

CRA found that ultimately, the shares “both started and ended in the hands of a private company” and that the purpose of the transactions was to allow the company to receive a tax credit for a donation to CHIMP that was eventually returned to the company.

²⁰ Leslie Brandlmayr: <https://fairquestions.typepad.com/files/brandlmayr-38-charities.pdf>

²¹ Sheila Britton: <https://fairquestions.typepad.com/files/britton-45-charities.pdf>

The “tax plan,” as CRA described it, kicked off on July 14, 2015 with payments to Headwaters via two charities, both set up by Bromley: \$2.5 million from Timothy Foundation and \$2,250,000 from Association for the Advancement of Scholarship (“**AAS**”).

The very next day, on July 15, 2015, Headwaters used the money to buy shares of a publicly traded company. Nine days later, Headwaters transferred the shares to Paraklesis Foundation as a “gift.” Six days after that, Paraklesis sent Headwaters a wire transfer for the exact cost of the shares (plus a \$15 fee) and Headwaters then sent \$4 million to CHIMP.

Since Headwaters only held the shares for nine days, CRA concluded that it didn’t purchase them as an investment but rather, as part of pre-planned, circular transactions. Furthermore, CRA ruled that the transaction was a sale, not a gift.

Going back to 2014, CRA found that Blake Bromley was paid to “hatch this plan.” “I have foundations which are willing to front the cash,” Bromley wrote in an e-mail, cited in a letter from CRA, dated March 8, 2021.

CRA auditors also found that Bromley was behind the \$2.5 million “donation” from Timothy Foundation. In fact, Bromley signed the cheque. And, although he is neither a member nor a director of Headwaters, Blake Bromley also signed the two cheques for \$4 million that Headwaters sent to CHIMP.

To understand the significance of these transactions, it helps to consider them in light of the total revenue of Headwaters Foundation. As mentioned earlier, since 2014, Headwaters received donations for a total of \$16.7 million. These donations originated solely from other Bromley charities.

As also mentioned earlier, Headwaters made three gifts for a total of \$9.8 million but not one cent went to a hands-on, working charity. The three gifts that Headwaters made were all to Bromley charities, as follows:

- \$4.7 million to Paraklesis Foundation
- \$4 million to CHIMP
- \$845,000 to Hope Springs Eternal Foundation²²

CRA deemed that the “gift” of \$4.7 million to Paraklesis Foundation should have been characterized as a sale, not a gift. The gift for \$4 million to CHIMP was also deemed by CRA to be an “artificial gift” since it was tantamount to the indirect re-payment of the

²² Financial statements for Headwaters Foundation indicate that the \$845,000 gifted to Hope Springs Eternal Foundation (“**HSEF**”) was precisely half of the total value of a particular, unspecified investment. Headwaters wrote off \$845,000 and gifted \$845,000 to HSEF. Since one half of the investment was entirely written off, it stands to reason that the other half may also be entirely written off by Hope Spring Eternal Foundation.

funds that Headwaters received from Timothy Foundation and AAS at the beginning of the series of transactions. The gift for \$845,000 fell outside the audit and was not assessed.

By law, charities are required to give a minimum amount per year, called the "Disbursement Quota" or "DQ." Since the gifts that Headwaters made were deemed "artificial" by CRA, they don't count towards the DQ. As a result, Headwaters failed to meet its DQ.

CRA also found that Headwaters improperly paid fees to mining company, Archon Minerals Ltd. and another private company involved in the business of water turbines. These payments had nothing to do with the charitable purposes of Headwaters, CRA found.

Noting that the sole member of AAS is John Bromley, that he is also CHIMP's CEO and that the Bromley business employs most of the directors of all five charities involved, CRA concluded that the five charities were not at arms length. As such, the gifts between them don't qualify towards meeting the DQ. Not only that, CRA found that Headwaters entered into these transactions in order to delay giving money to legitimate charities.

CRA informed Headwaters that it could be sanctioned 110% of the amount of the required disbursement that was avoided or delayed, a potential penalty of \$5,183,750 under Subsection 188.1(12) of the Income Tax Act. CRA also told Headwaters that it may also be subject to a penalty equal to 110% of the gifts not made to an arm's length entity. Those gifts total \$5,225,000. Thus, Headwaters could be subject to penalties for approximately \$10.3 million. However, now that CRA has revoked Headwaters' charitable status, it is not clear whether CRA will go ahead with the penalties.

2. Theanon Foundation

For nine years, Christopher Richardson was a director of Theanon Charitable Foundation ("**Theanon**"), beginning in 2008. According to a CRA letter dated January 8, 2020, Richardson has been deemed an "ineligible individual" since Theanon's revocation, as of February 10, 2018.

CRA's audit report on Theanon Foundation explains that the charitable status of Theanon Foundation was revoked because of multiple, serious violations of the Income Tax Act:

- **Improperly issuing tax receipts for a total of \$33.6 million** – CRA auditors found that Theanon engaged in a series of transactions that enabled "donors" to avoid certain taxes otherwise payable. CRA found that these transactions were "pre-arranged" and that Theanon "merely acted as a conduit to issue donation receipts and funnel cash and tax-receipted property to achieve the desired tax effects."
- **Sale of a chicken farm to avoid capital gains tax** – Four of the Bromley charities, including Theanon, participated in a series of transactions intended to orchestrate the sale a

multi-million dollar chicken farm without paying capital gains tax. The transactions were designed to give the appearance of routing the farm assets of a numbered company (570129 BC Ltd.) under the guise of investments and gifts, CRA found. The company received significant tax savings but the charity did not appear to receive any benefit.

- **A “scheme for profit-making” involving the purchase of 56 residential lots in Squamish** – CRA auditors found that Theanon Foundation acquired 56 residential lots to sell them for a profit. Originally, that land was intended to support Quest University Canada.
- **Failures of due diligence** – CRA auditors found that Theanon’s board of directors failed to demonstrate due diligence by using Theanon to transact a series of complex transactions for the benefit of other organizations and individuals, allowing its receipting privilege to be used for the benefit of other individuals.

3. Prescient Foundation

For six years, Christopher Richardson was a director of Prescient Foundation, beginning in 2004. Prescient Foundation participated in the circuitous chicken farm transactions, referred to above. Blake Bromley took the case to the Federal Court of Appeal. He lost. The appeal court reminded Bromley that charities are to operate for purposes that are *exclusively* charitable and found that the Bromley charities “broke that important rule.”²³

4. Canadian Education Forum

For five years, from 2007 to 2012, Christopher Richardson was a director of Canadian Education Forum (“**CEF**”), a registered charity that had designation as a charitable organization. In August of 2014, CRA completed an audit report on CEF. The audit covered 2010 to 2012, three years while Mr. Richardson was on CEF’s board.

In February of 2018, CRA revoked the charitable status of Canadian Education Forum. CRA auditors found that Canadian Education Forum (“**CEF**”) had “migrated from its original intention of educating students in English.” The CRA audit also found that the board of directors, which included Christopher Richardson, had demonstrated a lack of due diligence in safeguarding the assets of the charity. This resulted in “significant erosions” of financial resources with no tangible benefits to the charity. CEF was also found to have used its resources to provide unacceptable benefits for the private gain of Blake Bromley, and to have paid for events that did not serve a charitable purpose. As an example, CRA cited an event held at Vancouver Club to familiarize an audience with CHIMP, whose president/CEO is Blake Bromley’s son, John Bromley.²⁴

²³ Federal Court of Appeal ruling with regards to Prescient Foundation, May 1, 2013:

https://www.canadiancharitylaw.ca/uploads/Prescient_Foundation_judgment_Federal_Court_of_Appeal_2013_May_1.pdf

²⁴ CRA Audit report on Canadian Education Forum, August 14, 2014. Page 12.

<https://fairquestions.typepad.com/files/cra-cef-audit-14aug2014.pdf>

5. Global Institute

Evidently, Richardson was involved with Global Institute since CRA's letters regarding its revocation are addressed directly to Mr. Richardson. CRA revoked the charitable status of Global Institute because it abused its tax receipting privileges in "offshore" arrangements and issued donation receipts where "**no gift was made.**"²⁵ According to CRA's audit report, fully 99 percent of Global Institute's "donations" were part of offshore tax planning.²⁶

6. Philanthropy Without Frontiers

For 14 years, Mr. Richardson was a director of Philanthropy Without Frontiers ("**PWF**"), from 1999 to 2013. According to its tax returns, PWF's main activity was drafting and assisting foreign countries with writing their tax law with regards to charity. In this pursuit, Mr. Bromley visited more than 20 countries, tax returns say. The first of these countries was Russia.²⁷ Mr. Bromley has also made at least 50 trips to China, he has said.²⁸

PWF covered the travel expenses of Blake Bromley to attend philanthropy events around the world, including an annual symposium on "Offshore Charity" in Dubai. This may be relevant in the sense that one of the Bromley charities where Mr. Richardson was involved, Global Institute, lost its charitable status because of its involvement in "offshore charities."

PWF first came onto my radar because in 2001, Blake Bromley went to New York to meet with Rockefeller Brothers Fund ("**RBF**"), an American foundation. This was around the same time that RBF was ramping up its funding of environmental activism in B.C.²⁹ A few years later, Paul Richardson, Christopher Richardson's brother, became the manager of a fund run by Joel Solomon, a former chair of Tides Foundation/vice-chair of Tides Canada. CHIMP has become a significant funder of Tides Canada, now called MakeWay. In 2020 and 2021 alone, Makeway received a total of \$2.8 million via CHIMP.³⁰

Bromley and Richardson both resigned from PWF as of the same date: February 15, 2013, and it voluntarily closed.³¹ This raises the possibility that PWF may have been under CRA audit.

²⁵ CRA audit report for Global Institute, February 14, 2007. Page 6.

<https://fairquestions.typepad.com/files/1-global-institute-audit-report-14feb2007-h.pdf>

²⁶ CRA audit report for Global Institute, February 14, 2007. Page 12.

<https://fairquestions.typepad.com/files/1-global-institute-audit-report-14feb2007-h.pdf>

²⁷ Tax return for Philanthropy Without Frontiers, 1995: <https://fairquestions.typepad.com/files/pwf-1995.pdf>

²⁸ The Good Blog. China Enacts Charity Law. Written by Blake Bromley. April 15th, 2016:

<https://web.archive.org/web/20180824085918/http://beneficgroup.com/goodblog/?p=1223>

²⁹ Tax return for Philanthropy Without Frontiers, 2001: <https://fairquestions.typepad.com/files/pwf-2001.pdf>

³⁰ Gifts to Tides Canada/: (2020) #1199: \$790,794, #2484: \$283,722, (2021) #1375: \$161,200 and #2870: \$1,619,816
Search CRA's databased: https://apps.cra-arc.gc.ca/ebsci/hacc/srch/pub/dsplyBscSrch?request_locale=en

³¹ Philanthropy Without Frontiers tax return for 2013: <https://fairquestions.typepad.com/files/pwf-2013.pdf>

C. Disclosure Regarding Legal Action Against Vivian Krause

For nearly four years, from 2006 to 2009, Christopher Richardson was a director of New Dimensions Foundation when it issued tax receipts for \$17.8 million towards Fortius Sport & Health Centre in Burnaby, B.C.³² In 2020, the sports centre was sold to the City of Burnaby for \$26.6 million and is now the Christine Sinclair Community Centre.³³

Scott Cousens, a local business person, claims that he is the founder of Fortius Sport & Health Centre and that he “spent his sons’ inheritance” and “most of his personal fortune,” to make the single largest philanthropic gift in Canadian sports history, a donation of \$23 million to fund Fortius.³⁴

In a series of letters to the Mayor and Council of the City of Burnaby, I expressed concerns about the purchase of the sports centre and urged the City to further its due diligence.³⁵

September 1, 2021, Mr. Cousens filed a defamation claim against me, the writer of this letter.

As I have explained in a voluminous affidavit that I filed on May 25, 2022, I believe that Mr. Cousens claim that he made a donation of \$23 million is untrue. The main reason I believe that Mr. Cousens claim is untrue is that financial statements for Fortius Foundation show that Mr. Cousens’ initial donation was used to make a loan, not a gift. Mr. Cousens’ private foundation charged interest on that loan, initially at 20 percent.^{36,37} Furthermore, financial statements for Fortius Foundation report a note payable for precisely \$23,000,000 and Mr. Cousens’ private foundation reported a promissory note receivable (an “I.O.U.”), also for \$23,000,000.³⁸ In my opinion there would be no reason for these notes if Mr. Cousens had made a true donation of \$23 million. Likewise, no need for CHIMP’s \$74.7 million “gift.”

Dan Burnett, Q.C., my legal counsel, has filed for dismissal of Mr. Cousens claim.

³² Tax return for New Dimensions Foundation for 2009:

<https://fairquestions.typepad.com/files/new-dimensions-foundation-3.pdf>

³³ City of Burnaby press release, December 15, 2020. <https://fairquestions.typepad.com/files/exhibit-f-city-of-burnaby-announcement-15dec2020.pdf>

³⁴ Matt Sekeres. One-stop shop for athletes back on track. The Globe & Mail. October 2, 2010:

<https://www.theglobeandmail.com/sports/more-sports/one-stop-shop-for-athletes-back-on-track/article1214284/>

Glen Korstrom. \$61 million sports centre gets construction go-ahead. Business in Vancouver. September 12, 2012.

<https://biv.com/article/2012/09/61-million-sports-centre-gets-construction-go-ahead>

David Ebner. Fortius Raptors training camp puts spotlight on Vancouver facility. The Globe & Mail. October 1, 2014.

<https://www.theglobeandmail.com/news/national/fortius-raptors-training-camp-puts-spotlight-on-vancouver-facility/article20886436/>

³⁵ Open Letter to Mayor Hurley & the Council of the City of Burnaby.

https://fairquestions.typepad.com/rethink_campaigns/2021/01/open-letter-to-burnaby-mayor-council.html

³⁶ Financial statements for Fortius Foundation for Fortius Foundation (formerly Multisport Centre for Excellence) for 2008: <https://fairquestions.typepad.com/files/exhibit-p-fortius-fs-2008.pdf>

³⁷ Tax return for Imladris Foundation for 2010:

<https://fairquestions.typepad.com/files/exhibit-u-impladris-fs-tax-return-2010.pdf>

³⁸ Pages of the financial statements showing a note receivable and a note payable for \$23,000,000:

<https://fairquestions.typepad.com/files/exhibit-uu-notes-for-23-000-000.pdf>