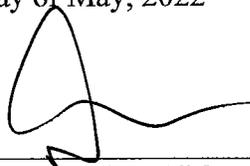


This is Exhibit "RR" referred to in the affidavit of
Vivian Krause sworn before me at Vancouver, B.C.
this 20th day of May, 2022



A Commissioner for taking Affidavits within British Columbia

ALLEN / M^CMILLAN

April 21, 2021

File No. 01593-001

BY E-MAIL

Vivian Krause
vivian.krause@mac.com

Dear Ms. Krause:

Re: Scott Cousens

We are counsel to Scott Cousens. We write with respect to a protracted, malicious campaign you have maintained against Mr. Cousens in which you have repeatedly accused Mr. Cousens of criminal activity, specifically tax fraud. These allegations are false and defamatory, and Mr. Cousens will take all necessary steps to protect his reputation.

Your allegations primarily surround Mr. Cousens' role in funding the Fortius Sport & Health Centre ("Fortius") in Burnaby. Mr. Cousens was a founding director of the Fortius Foundation. To assist in funding the construction of Fortius, Mr. Cousens made a substantial charitable donation through two charitable foundations. It is entirely unclear why you have chosen to attack a private citizen for his philanthropic acts. What is clear is that your vituperative attacks on Mr. Cousens will discourage others in his position from engaging in philanthropy.

Given the sheer number of your attacks on Mr. Cousens' reputation, we do not purport to list all of your defamatory statements in this letter. What follows is merely a representative sample.

Letter to Mr. Cousens

On January 6, 2021, you wrote a letter to Mr. Cousens in which you characterized Mr. Cousens' involvement with Fortius as an "elaborate scheme" and a "massive tax fraud scam" involving "donations that never existed". You posted this letter on your website www.fairquestions.typepad.com, and it is still accessible on your website to this day.

Communication to City of Burnaby and others

On January 15, 2021, you wrote to the Mayor and Council of the City of Burnaby and repeated your allegations that Mr. Cousens was the "front man" of an "elaborate scheme" and a "massive tax fraud scam" in which Mr. Cousens was also a party to "sham transactions". You further alleged that entities associated with Mr. Cousens "misused tax-receipted donations, making loans, not gifts, and then chalked up millions of dollars in interest payable", thereby undermining their charitable purpose, and



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suggested that entities associated with Mr. Cousens were improperly receiving purchase funds from the City of Burnaby.

In your closing summary, you again directly suggest that Mr. Cousens and the other targets of your letter are engaged in criminal behaviour:

I urge you to speak with the Burnaby RCMP before paying \$26.6 million to Fortius Foundation to purchase The Centre.

For reasons that appear to be entirely malicious, your January 15, 2021 letter was copied to the Auditor General of British Columbia, the Economic Crime Unit of the Burnaby RCMP and the Director General of the Canada Revenue Agency's Charities Directorate.

On January 22, 2021, you wrote again to the Mayor and Council for the City of Burnaby, copying the same disparate group of recipients, and made further defamatory allegations against Mr. Cousens. In your January 22, 2021 letter, you alleged that interest charges from Mr. Cousens' family foundation "jacked up the apparent cost of building The Centre", and suggested that Mr. Cousens had engaged in this philanthropic endeavour for personal benefit.

On January 29, 2021, you wrote yet again to the Mayor and Council for the City of Burnaby, repeating your allegation that Mr. Cousens was involved in a "massive tax fraud scam" involving "charitable gifts that are a SHAM". Again, you closed your letter by directly alleging that Mr. Cousens and others had engaged in criminal conduct:

Finally, the third issue that I draw to your attention again is that the RCMP have opened a file regarding this matter. Surely the City of Burnaby should be in no hurry to pay \$26.6 million to a charity that is the focus of an RCMP file.

All of your January 2021 letters to Mayor and Council for the City of Burnaby were posted on your website under the defamatory and sensationalist headline "Fortius Sport & Health Centre, Burnaby: Massive Tax Fraud Scam". All three of the letters are available to be viewed by any member of the public to this day.

CRA communication

On March 22, 2021, you wrote a letter to Tony Manconi, Director General of the Canada Revenue Agency's Charities Directorate. In that letter, you allege that Mr. Cousens has lied about his charitable donation to the Fortius Foundation and set up a foundation to collect interest at the expense of the Fortius Foundation. You also explicitly call for a CRA audit of entities related to Mr. Cousens.

Again for what appears to have been malicious purposes, you copied your March 22, 2021 letter to several elected officials, the Economic Crime Unit of the Burnaby RCMP,

the Minister for National Revenue and the House of Commons Standing Committee on Finance.

Twitter communication

You have also published your false and defamatory allegations against Mr. Cousens on Twitter. On December 29, 2020, you posted as follows in response to a post that Mr. Cousens had made on Twitter about an unrelated subject:

Hi Scott,

Speaking of TRUTH ...

What about the \$23 million "donation" that you are credited with having made to start @FortiusCentre?

[link removed]

As far as I can tell, you did NOT make a \$23 million donation. In fact, you didn't donate anywhere near that.

TRUE?

This false and defamatory statement was "retweeted" by several other Twitter users, causing it to spread to a wider audience.

In further replies to Mr. Cousens' Twitter account on December 29 and 31, 2020, February 11, 2021 and March 22, 2021, you continued to insinuate that Mr. Cousens' donations to fund the Fortius Foundation was somehow a sham.

Demand

Your allegations against Mr. Cousens are false and defamatory, and have the potential to cause significant harm to his reputation. Mr. Cousens is not, and has never been, involved in tax fraud or sham transactions. His involvement with the Fortius Foundation has been scrutinized by his own accountants, those of the Fortius Foundation, and the Canada Revenue Agency. All entities involved have had their financial statements audited by leading national accounting firms. Your allegations have no basis in fact whatsoever.

We demand that you immediately cease and desist publishing the aforementioned defamatory statements, or any statements that are similar in nature or kind. We further demand that you hereby remove all documents referencing Mr. Cousens from your website, and confirm to us in writing that they have been removed.

In addition, we demand that you communicate a full retraction of your allegations to each and every recipient of your January 15, 22 and 29, 2021 and March 22, 2021 letters. The retraction shall read as follows:

In previous correspondence, I alleged that Scott Cousens as well as entities under his control were engaged in tax fraud and sham transactions. I now understand that those allegations were false and defamatory of Mr. Cousens. I unreservedly retract those allegations. I had and have no basis to believe that Mr. Cousens was involved in tax fraud or sham transactions.

Lastly, we demand that you apologize to Mr. Cousens for the unfounded allegations you have made. That apology can be communicated in writing to the writer, who will provide it to Mr. Cousens.

Conclusion

If the aforementioned steps are not completed by close of business on **Friday, April 30, 2021**, we anticipate receiving instructions to commence proceedings against you in British Columbia Supreme Court. Given your repeated false allegations of criminal conduct, we anticipate seeking aggravated and punitive damages in any such proceedings.

We urge you to obtain legal advice with respect to the contents of this letter.

Yours truly,

Allen / McMillan Litigation Counsel

Per:


Greg J. Allen*

**Law Corporation*