
July 14, 2010

VIA FAX

Michelle Awad,
QC
**WITHOUT
PREJUDICE**

McInnes Cooper
Purdy's Wharf Tower II
1300-1969 Upper Water Street
P.O. Box 730
Halifax, NS B3J 2V1

Dear Madam:

Re: *Mosher and Thurber v. Cromwell et. al.*
Hfx #33823

Further to our email correspondence of a few days ago, I confirm that I represent Blair Cromwell, Jennifer Williamson and Betty Raymond.

The first priority in this matter from my clients' perspective is to remove Ms. Williamson and Mr. and Ms. Raymond as parties to the action. As you know from reading the newspapers, Mr. Cromwell has frankly admitted of being the author of the email postings attributed to him and I can advise that he also admits to being the author of those emails attached to the names of Ms. Williamson, Ms. Raymond and Mr. Raymond.

As to the merit of naming the Raymonds and Ms. Williamson in the statement of claim at all, it seems to me that any amount of reasonable diligence by Mr. Mosher and Mr. Thurber would have quickly led to the realization that Mr. Armando Raymond was dead and had been for some five years. I attach a copy of the death certificate for your records. This incident has caused Ms. Raymond a considerable amount of distress and emotional difficulty. It has recalled feelings of Ms. Raymond which she simply didn't care to revisit.

With respect to Ms. Williamson, the fact that the address of her apartment at the time was directly across from the firehall at which Mr. Cromwell was working on the date of the posting, should have made it readily apparent that Ms. Williamson was but a bystander whose internet service was accessible to anyone within range.

Further, I understand that Mr. Thurber himself had been visiting Ms. Williamson's now former residence about a month ago looking for her, in uniform. He made the comment to the superintendent at the building that he knew that someone had hacked into Ms. Williamson's internet service. Ergo, it seems to me that Mr. Thurber has essentially admitted that he knew that Ms. Williamson had no connection to the postings in question and was most likely the innocent victim of internet service "borrowing".

Ms. Williamson is in a sensitive work position and has already been forced to discussed the matter of this claim with her superiors, causing her and her family considerable stress and potentially seriously serious implications for her professional career. Again, it would seem that minimal, low-level investigation might have enabled your clients to think better of the scattershot approach to naming parties to this litigation.

On behalf of Ms. Williamson and Ms. Raymond, I hereby put forward a demand for a published apology from both Mr. Mosher and Mr. Thurber. Further, in consideration of the legal fees which each have had to expand in clearing their names, and in consideration of the distress and inconvenience they have incurred, we put forth a claim of two thousand dollars (\$2,000.00) in costs, individually, as against Mr. Mosher and Mr. Thurber. These requests are modest given the clearly careless manner in which these claims have been brought.

Now that Mr. Cromwell has been suspended by his employer, it appears clear that the real motivation behind this action lies in assisting Halifax Fire Services management in attacking what will be an inevitably successful human rights complaint, now under investigation. I can advise at this stage that, should Mr. Mosher and Mr. Thurber not consent of the discontinuance of the entirety of this action immediately, my client will be bringing a motion to have the action suspended pending the outcome of the human rights complaint.

I look forward to hearing from you. Thank you for your consideration.

Yours very truly,

Patrick J. Eagan

PJE/sm

cc. Clients

Patrick J. Eagan, M.S., LL.B.

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