**CLAIM OF THE PLAINTIFF**

**Part 1: STATEMENT OF FACTS**

**THE PARTIES:**

1. The Plaintiff Mr. Kal Mohamed Badela**,** [Automation Specialist], has an address of service for 169-720 Sixth Street, New Westminster BC, V3L3C5.
2. The Defendant, Joel A Morris (“Morris”) was last known by the Plaintiff to be a partner at the law firm Harper Grey LLP (“Harper Grey”) 3200 – 650 West Georgia Street, Vancouver, British Columbia, V6B 4P7.
3. The Defendant Harper Grey LLP was duly registered as a limited liability partnership (“LLP”) in the province of British Columbia and has for and address for service of 3200 – 650 West Georgia Street, Vancouver, British Columbia, V6B 4P7.
4. The Defendant, Insurance Corporation of British Columbia ("ICBC") is a company duly incorporated under the laws of British Columbia and has an address for service of 151 Esplanade W, North Vancouver, BC V7M 3H9.
5. Beata Siwinski
6. Ryan Ruggles
7. Edward Leung

**THE MOTOR VEHICLE COLLISION**

1. On or about December 16, 2019 at about 6:00 AM, the CR-V while operated by The Plaintiff was a motor vehicle operated by James Joesph Donald.
2. On October 28, 2022 the Plaintiff filed notice of civil claim No. 246736 in British Columbia Supreme Court, New Westminster Registry, against James Joseph Donald (“Donald”), ICBC and several ICBC employees (“ICBC Defendants”), alleging several torts of negligence and fraud.
3. On a date unknown to the Plaintiff, the defendant ICBC retained Harper Grey to represent ICBC and its employees in the aforementioned action.
4. On or about November 18, 2022 the Plaintiff received communication from the defendant Morris that he and Harper Grey were appointed counsel for ICBC defendants in the aforementioned action. The communication included a copy of a response to civil claim filed on behalf of the defendant ICBC.
5. On or about December 12, 2022 the Plaintiff received a copy of a filed response to civil claim filed on behalf of several ICBC employees.
6. On or about January asdfasf the Plaintiff disclosed documents to the defendant Morris as per the Plaintiff legal obligation per BC suprem court rules 7-1

**The application to “Sever and Stay”:**

1. On or about March 08, 2023 the ICBC defendants filed an application to separate themselves and the facts alleged against them from the aforementioned action and to stay the claims against them pending the determination of the claim of negligence alleged against Donald (the “Sever and Stay” application).
2. On or about July 12, 2023 ICBC and ICBC employees filed amendments to their responses to civil claims. Both amended responses were signed by the defendant Morris and had Harper Grey as address for service.
3. The two amended responses to civil claims signed by the defendant Morris and filled into court contained misrepresentations as detailed below:
   1. The defendant Morris received document disclosure from the Plaintiff that included email communications between the Plaintiff and ICBC Employee Beata Siwinski (“Siwinski”) who was handling the Plaintiff insurance claim and others ICBC employees.
   2. Further the defendant Morris received document disclosure from the ICBC defendants in relation to the facts alleged against them by the Plaintiff.
   3. The defendant Morris falsified email communication that was disclosed to him by the Plaintiff and submitted them as facts in the amended pleadings. Specifically, Morris took excerpts from several communications and statements that were disclosed to him and structured them to give different meaning than that which would be understood if they were read unaltered and in context.
   4. Further, and in the same aforementioned pleadings, the defendant Morris submitted representations that were disclosed to him by ICBC defendants, and he knew them to be false.
4. On or about June 19,2023 the Plaintiff filed a notice of application to strike the ICBC defendants’ pleadings.
5. On or about July 12, 2023 Judge Mathew Taylor, in British Columbia Supreme Court, agreed to hear the parties’ submissions on sequencing of their applications to determine whether the Plaintiff’s application to strike the defendants’ pleadings should proceed prior to the defendants’’ Sever and Stay application. The judge ordered the parties to file written submissions. (the” Sequencing Application”)
6. In support of the Sequencing Application the defendant Morris submitted to judge Taylor the aforementioned amended pleadings of July 12, 2023.
7. On or About September 27, 2024, Judge Taylor heard the parties’ submissions for the Sequencing Application.
8. On or about October 20, 2023 Judge Taylor issued a decision on the aforementioned application and ordered the Plaintiff’s application to strike stayed and for the defendants’ application to proceed first in time.
9. On or about June 04, 2024 the Plaintiff appeal of judge. Taylor’s decision was denied.
10. On or about August 15, 2024 the Plaintiff informed the defendants ICBC, Harper Grey, Siwinski, Leung and Ruggles of the misrepresentations made by the defendant Morris which he submitted in pleadings filed on their behalf. The Plaintiff cautioned the asdfas
11. On or about September 11, 2024 the Plaintiff filed an application to set aside Judge Taylor’s order of October 20, 2024. The application was subsequently scheduled twice and adjourned generally for lack of court time.
12. On or about October 08, Judge Taylor was assigned to manage the Plaintiff’s claim.
13. On or about November 19, 2024, Judge Taylor set February 06 and 07, 2025 as date for hearing the defendant’s Sever and Stay application.
14. On or about February 06 and 07, 2025 Judge Tylor heard the defendants’ Sever and Stay application and ordered the defendants’ separated and the allegations against stayed.

**Misrepresentations by Joel A Morris:**

1. The **Negligence by the ICBC Defendants:**
2. szdfsaf