

10-6-2008

Letter by Elizabeth Richards to Yavar Hameed dated 6 October 2008

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**THIS IS EXHIBIT _____ TO THE
AFFIDAVIT OF KOUROSH FARROKHZAD
SWORN ON NOVEMBER 7, 2008**

A Commissioner for Taking Affidavits



Department of Justice
Canada

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BY FACSIMILE

October 6, 2008

Our File Number: 2-368209

Yavar Hameed
Hameed Farrokhzad St-Pierre
Barristers & Solicitors
43 Florence Street
Ottawa, ON K2P 0W6

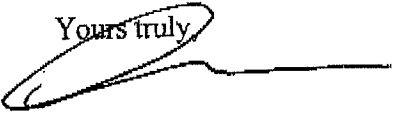
Dear Mr. Hameed:

**Re: ABDELRAZIK, Abousfian v. Minister of Foreign Affairs and International
Trade - Federal Court File No.: T-727-08**

I have been authorized by the Attorney General of Canada to disclose the fact that a notice pursuant to section 38.01 of the *Canada Evidence Act* has been served in respect of the documents requested by you in your Direction to Attend for Sean Robertson. Accordingly, we are prohibited from releasing any documents included within the scope of the notice and will not be providing any documents at the cross examination of Mr. Robertson scheduled for tomorrow.

We acknowledge receipt of your two Amended Directions to Attend. At the case management conference of September 18, 2008 Mr. Hameed advised the Court that he was no longer seeking documents as set out at paragraphs 3, 4, 7, 9, 11, 12 and 13 and my clients have conducted their search for documents based on those representations. Your Amended Directions do not reflect the position on paragraph 9 as expressed by Mr. Hameed. In any event, it is our position that the documents requested for paragraphs 9 and 10 are not relevant to the matters at issue in this Application and we will not be producing those documents.

Yours truly


Elizabeth Richards
Senior Counsel
Civil Litigation Section

Canada