



No. S152905
Vancouver Registry

In the Supreme Court of British Columbia

Between:

THE LAW SOCIETY OF BRITISH COLUMBIA

Petitioner

And:

R. CHARLES BRYFOGLE

Respondent

ORDER MADE AFTER APPLICATION

))	
)	THE HONOURABLE)	
BEFORE)	MADAM JUSTICE GRAY)	12 June 2015
))	

ON THE APPLICATION of the petitioner, the Law Society of British Columbia (the "Law Society"), filed 9 April 2015, coming on for hearing at Kamloops, British Columbia, on 9 – 12 June 2015, and on hearing Michael J. Kleisinger, lawyer for the Law Society, and R. Charles Bryfogle, acting on his own behalf, and judgment being reserved to this date:

THIS COURT ORDERS THAT:

1. The Respondent R. Charles Bryfogle is in contempt of:
 - a. the order of Mr. Justice Groberman, then of the Supreme Court, made in *Law Society of British Columbia v. Bryfogle*, Vancouver Registry File No L052318 on June 9, 2006, as varied by the orders of:
 - i. Mr. Justice Goepel, then of the Supreme Court, made on July 25, 2006; and
 - ii. Madam Justice Bruce made on January 17, 2012 (collectively, the "Varied Groberman J. Order"); and
 - b. the order of Mr. Justice Meiklem made in *Bryfogle v. School District No. 49*, Williams Lake Registry No 0516006 on April 2, 2007 (the "Meiklem J. Order");

for having:

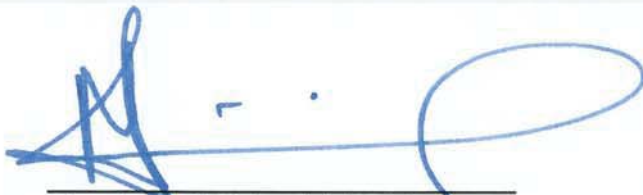
- a. instituted the following legal proceedings on his own behalf without leave of the Court contrary to the Meiklem J. Order:
 - i. *Bryfogle v. Law Society of British Columbia and Brent Olthuis (Hunter Litigation) Agent*, Supreme Court of British Columbia, Kamloops Registry No. 050991; and
 - ii. *R. Charles Bryfogle, Manager, Playtime Childcare Centers v. Elias*, Provincial Court of British Columbia (Small Claims), Williams Lake Registry No. 14-1386 (the "Playtime Action");
 - b. commenced and prosecuted the Playtime Action on behalf of another without leave of the Court contrary to the Varied Groberman J. Order;
 - c. failed to inform the Unauthorized Practice Committee of the Law Society of British Columbia of his involvement in the following proceedings contrary to the Varied Groberman J. Order:
 - i. *Suzanne Hegedus aka Susan Holland aka Zsuzsanna Hegedus-Holland coba Playtime Childcare Centers v. Elias*, Employments Standards Branch proceedings ER#179-509;
 - ii. the Playtime Action;
 - iii. *Holland v. Canadian Human Rights Commission*, Federal Court of Canada File No. T-1332-10 and Federal Court of Appeal File No. A-141-14;
 - iv. *Messier v. Messier*, Supreme Court of British Columbia, Kamloops Registry No. 42532; and
 - v. *Janzen v. Janzen*, Provincial Court of British Columbia (Small Claims), Kamloops Registry No. 37266.
2. Mr. Bryfogle is sentenced to be incarcerated for 21 days which is suspended and to be served only if Mr. Bryfogle is found to have committed a further breach of this Order, the Varied Groberman J. Order or the Meiklem J. Order within three years of the pronouncement of this Order.

3. Mr. Bryfogle is bound to a recognizance in the amount of \$5,000, without deposit or surety, in the form attached as "Schedule A" to this Order for a period of one year from the pronouncement of this Order. The conditions of the recognizance being that Mr. Bryfogle must:
- (a) keep the peace and be of good behaviour;
 - (b) report in person to the Probation Office located at 102-455 Columbia Street, Kamloops, BC, on or before the 26 June 2015;
 - (c) report as and when directed by the probation officer, but no less frequently than once per week by telephone;
 - (d) on his first day of reporting, provide his probation officer with an entered copy of this Order, the Meiklem J. Order and the Varied Groberman J. Order;
 - (e) provide his probation officer with a current address and telephone number;
 - (f) advise his probation officer forthwith of any changes to his address or telephone number;
 - (g) perform 100 hours of community service in a field that is not related to law and with an organization approved by his probation officer;
 - (h) not enter any courthouse or file any documents in any court registry in the Province of British Columbia, except:
 - i. if he is charged with an offence and must attend court for matters related to, or file a document in connection with, that offence;
 - ii. if he has the prior written permission of his probation officer to attend court or file the document;

iii. with respect to the following proceedings:

1. Provincial Court of British Columbia Williams Lake Registry No. 052940;
 2. *R. Charles Bryfogle v. Director, Ministry of Children and Family Development, et al*, Supreme Court of British Columbia, Kamloops Registry No. 50587;
 3. *R. v. Hegedus*, Provincial Court of British Columbia, Williams Lake Registry No. 33443-1; and
 4. an application for leave of the Court brought by Mr. Bryfogle.
4. Mr. Bryfogle must inform the Unauthorized Practice Committee of the Law Society of any legal proceedings, including proceedings before administrative tribunals, to which he is a party.
 5. Mr. Bryfogle must pay special costs to the Law Society.
 6. The Court dispenses with Mr. Bryfogle's approval of the form of this Order.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS NOTED ABOVE:



Signature of Michael J. Kleisinger,
Lawyer for the Petitioner

By the Court

Digitally signed by
Gray, J

Digitally signed by
Hoang, Jacqueline

Registrar

SCHEDULE "A"
RECOGNIZANCE

Court File No.: S152905

Vancouver Registry

WHEREAS R. Charles Bryfogle, hereinafter called the contemnor, has been adjudged guilty of civil contempt;

AND WHEREAS the contemnor is bound to this Recognizance in the amount of \$5,000, without deposit or surety, for a period of one year, running from the 12th day of June 2015:

NOW, THEREFORE, the conditions of this Recognizance are that the contemnor must:

- (a) keep the peace and be of good behaviour;
- (b) report in person to the Probation Office located at 102-455 Columbia Street, Kamloops, BC, on or before the 26 June 2015;
- (c) report as and when directed by the probation officer, but no less frequently than once per week by telephone;
- (d) on his first day of reporting, provide his probation officer with an entered copy of this Order, the Meiklem J. Order and the Varied Groberman J. Order;
- (e) provide his probation officer with a current address and telephone number;
- (f) advise his probation officer forthwith of any changes to his address or telephone number;
- (g) perform 100 hours of community service in a field that is not related to law and with an organization approved by his probation officer;

(h) not enter any courthouse or file any documents in any court registry in the Province of British Columbia, except:

- i. if he is charged with an offence and must attend court for matters related to, or file a document in connection with, that offence;
- ii. if he has the prior written permission of his probation officer to attend court or file the document;
- iii. with respect to the following proceedings:
 - 1. Provincial Court of British Columbia Williams Lake Registry No. 052940;
 - 2. *R. Charles Bryfogle v. Director, Ministry of Children and Family Development, et al*, Supreme Court of British Columbia, Kamloops Registry No. 50587;
 - 3. *R. v. Hegedus*, Provincial Court of British Columbia, Williams Lake Registry No. 33443-1; and
 - 4. an application for leave of the Court brought by Mr. Bryfogle.

I have read or have had read to me and understand the eight (8) conditions of this Recognizance.

Signed by my hand, this _____ day of _____, 2015, in Kamloops, British Columbia.

R. Charles Bryfogle

Witness

Name of Witness