

Form 68A

Courts of Justice Act

NOTICE OF application to divisional court for judicial review

The Kingdom of Heaven Found a Sean (the Trust)

and

Hala Tabl, Tanja Johnson, and Michael von Dehn (Defendants/Respondents)

(Court seal)

NOTICE OF APPLICATION TO DIVISIONAL COURT FOR JUDICIAL REVIEW

TO THE RESPONDENT

A LEGAL PROCEEDING HAS BEEN COMMENCED by the applicant. The claim made by the applicant appears on the following page.

THIS APPLICATION for judicial review will come on for a hearing before the Divisional Court on a date to be fixed by the registrar at the place of hearing requested by the applicant. The applicant requests that this application be heard at Ottawa.

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or an Ontario lawyer acting for you must forthwith prepare a notice of appearance in Form 38A prescribed by the Rules of Civil Procedure, serve it on the applicant's lawyer or, where the applicant does not have a lawyer, serve it on the applicant, and file it, with proof of service, in the office of the Divisional Court, and you or your lawyer must appear at the hearing.

IF YOU WISH TO PRESENT AFFIDAVIT OR OTHER DOCUMENTARY EVIDENCE TO THE COURT OR TO EXAMINE OR CROSS-EXAMINE WITNESSES ON THE APPLICATION, you or your lawyer must, in addition to serving your notice of appearance, serve a copy of the evidence on the applicant's lawyer or, where the applicant does not have a lawyer, serve it on the applicant, and file it, with proof of service, in the office of the Divisional Court within thirty days after service on you of the applicant's application record, or not later than 2 p.m. on the day before the hearing, whichever is earlier.

IF YOU FAIL TO APPEAR AT THE HEARING, JUDGMENT MAY BE GIVEN TO IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU. IF YOU WISH TO DEFEND THIS PROCEEDING BUT ARE UNABLE TO PAY LEGAL FEES, LEGAL AID MAY BE AVAILABLE TO YOU BY CONTACTING A LOCAL LEGAL AID OFFICE.

Date

Issued by

Registrar

Address of court office

TO *(Name and address of each respondent)*

AND TO Attorney General of Ontario *(as required by subsection 9 of the Judicial Review Procedure Act)*
Crown Law Office – Civil
720 Bay Street
8th Floor
Toronto, Ontario M5G 2K1

APPLICATION

1. The applicant makes application for:

1. A Writ of Mandamus compelling the Ottawa Superior Court to fulfil its Fiduciary obligations to the Claimant Trustee by Way of enforcement of the Default Judgement awarded against the Defendants (moving party) in the Rule 20 Motion hearing with Marc E.. Smith, and in accordance with due process of service on the parties to the Claim, and in compliance with Rule 37.13 of the Rules of Civil Procedure, which allows any Motion (in proper case) to be converted to a Motion of Default against the moving party.
2. A Writ of Mandamus advising the Ottawa Superior Court that the Trustee Act of Ontario applies to all Trusts whenever Created, and to all Trustees whenever appointed, including The Kingdom of Heaven Found a Sean and its Trustee and Executor, King Sean, of House von Dehn.
3. A Centiorari advising the Ottawa Superior Court and their clerks, officers and judges, that they ***do not have any authority or jurisdiction whatsoever*** to trespass upon any lawful Trust obligation, or ***to ignore*** the Powers, rights, and immunities provided by the Instrument Creating the Trust in accordance with the Trustee Act of Ontario.
4. A Declaration advising all parties that King Sean, of House von Dehn is the Trustee and Executor for the Estate of Joachim Heinrich von Dehn.
5. An injunction to put an immediate stop to harm being done to Me by the criminal conduct and fraud related to the Estate of Joachim von Dehn in ALL THE SUPERIOR COURTS, which are REQUIRED to be of inherent, concurrent, and congruent jurisdiction in Order to function as Courts of COMPETENT Jurisdiction, and for all commercial assets of the Defendants to be liened until the commercial Value of the Claim is wholly fulfilled.

6. Writ of Mandamus ordering a Crown investigation into the criminal conduct of clerks of the Superior Court of Justice in the municipalities of Ottawa, Bracebridge, and Toronto, who appear to be colluding together to deprive responding/defending parties of their right to participate in the judicial process by failing to require service of documents on the Defending parties in violation of the Rules of Civil Procedure (1.09), and accepting 'Affidavits of Service' on dead People and fraudulent addresses, rather than actual People, so they can act as both Plaintiff and Defendant to gain default judgments in fraud against My deceased father, Joachim Heinrich von Dehn!

2. The grounds for the application are:

1. Complete ignorance of the Trust Instrument by all Defendants *despite* the FACT that this is a Trust Claim, clearly identified as such in the Information for Court use form included at the time of filing. All respondents to the Claim continue to 'gaslight' the Trustee, suggesting the Trust is 'not a legally recognized entity', despite continually referencing the Trustee Act of Ontario and its applicability in relation to the fulfilment of Trust obligations. The Ontario Superior Courts and all Defendants/Responding parties to the Trust Claim have a legal and lawful obligation to acknowledge the powers, rights, and immunities of the Trust Instrument, and to apply Canada's codes, statutes and Acts as necessary in Order to compel performance necessary to fulfil Fiduciary obligations.
2. It is patently incorrect and unreasonable to suggest that the Trustee Act of Ontario does not apply to the Plaintiff Trust or its Trustee, King Sean, of House von Dehn.
3. It is patently incorrect and unreasonable to suggest that it is not clear and obvious that all Defendants are engaged in FRAUD with malicious, criminal intent to trespass upon the Plaintiff Trust and his Fiduciary obligations, just as it is patently incorrect and unreasonable to suggest that six lawyers are not attempting to 'gaslight' a Trustee, suggesting they have never heard of the Trustee Act of Ontario, or that they do not know that the Act is applicable.
4. It is patently incorrect and unreasonable to suggest that the Ontario Superior Courts do not KNOW that all these parties are engaged in fraud if they are in fact Acting as courts of inherent, concurrent, and congruent jurisdiction, as there are three additional claims waiting to proceed against the Estate of Joachim Heinrich von Dehn in the Toronto Superior Court, though none of these Claims are mentioned by any of the Defendants in their materials, and *should be known by the Superior Court* if it is a Court of **competent** jurisdiction. To suggest that the Ontario Superior Court has no idea (IGNORANCE) of what is taking place in other Superior Courts in the province related to the same subject Matter, **is proof of fraud on its face**, and that My right to a Court of competent, inherent, concurrent and congruent jurisdiction has been **denied in violation of My right to participate in all Matters concerning mine and My father's interests**. Claiming 'ignorance' of the Law, and of other Claims filed with the Superior Court related to this Matter is not a reasonable or correct
5. I have since discovered that as many as *sixteen lawyers* and twelve corporations including an insurance company 'INTACT INSURANCE', are colluding together to interfere with justice and deprive Me and My father's person of Our right to be informed of all Matters concerning Our interests so that they can obtain default judgements in

fraud against dead, *unrepresented* persons to cash in on a three million dollars insurance claim.

6. I have reported the fraud to the Toronto Superior Court supervisor, Jove Ponniah, advising him that My father does not have any legal representation and has been deceased since October 29th, 2019, so it Will be impossible for him to have the required proof of service on at least one of the defending parties, and also advised Jove Ponniah that the address of service is also a fraud and cannot receive mail except by Way of a post office box in the City of Gravenhurst - there is no postal service on the addresses provided in the claims, it is cottage country. Jove Ponniah does not feel he has any moral or ethical obligation to put a stop to the fraud or hold his court clerks accountable for failing to follow the Rules of Civil Procedure causing great criminal malfeasance causing harm. Jove Ponniah says it is because he must remain impartial, but that seems incorrect and unreasonable to Me because I am reporting a federal, indictable offence that was only made possible because the clerks of the Toronto Superior Court are not requiring proof of service on responding parties, and are instead receiving 'affidavits of service' on dead people and fraudulent addresses. Jove Ponniah feels he has no moral or ethical obligation to press charges, investigate the fraud, or conduct an investigation as an allegedly 'impartial' supervisor. I believe this is an incredible amount of contempt with intent to 'gaslight'.
7. Jove Ponniah and Carey Thomson, Supervisors of the Toronto and Bracebridge Superior Courts respectively, have been receiving documents in violation of the Rules by not updating the Court of Record with documents they receive so that there is no permanent, chronological Record of when documents are received by the Court. They are 'coveting' documents and not updating the Registry with *criminal intent* to Keep the Matters 'private' and off the public Record, effectively denying both Me and My father of Our right to be informed of all Matters concerning Our interests, and making it impossible to know when documents were filed with the Court, enabling the parties involved to 'switch out' documents whenever they Wish, change dates and other information as they Wish, et cetera, without the responding parties having any Way of knowing what it taking place. Only by the 'Good graces' of Jove Ponniah am I able to know what documents have been filed with the Toronto Superior Court in violation of the Rules.
8. At least four claims have been filed against My father and or his Estate since 2020, I am the only Man who has any legal or lawful right to Act as Trustee and Executor of My father's Estate, unless some One else makes an application for a CAET or ETDL, and no such applications have been made unless they have been made in violation of the Rules and without My knowledge and consent.
9. No applications for a CAET or ETDL can be made against My father without My knowledge and consent, lest I be deprived of My inherent right to Honour My father as commanded My by God, and no One can legally or lawfully receive any documents on behalf of My father, Joachim Heinrich von Dehn, until a CAET or ETDL is awarded by the Court. Jove Ponniah does not seem to have any problem with this fact, and his clerks have been receiving documents related to this unrepresented Estate and a deceased individual for four years, claiming they were 'discontinued on the consent of all parties' on **June 3rd, 2024**. When I explain to Jove that My father is deceased and that no One

has been appointed to represent My father, meaning it Will be *impossible* for the claims to be discontinued 'on the consent of all parties', Jove sees no problem with this complaint. I believe it is patently incorrect and unreasonable that a TRUSTED Supervisor of OPERATIONS for the Superior Court of Justice takes no Action when he learns that his clerks have been receiving claims by accepting fraudulent 'affidavits of service' in lieu of proof of service so that they can proceed against *dead people* and fraudulent address to cash in on \$3 million worth of fraudulent insurance claims.

10. My father died on October 29th, 2019. Sometime in 2020, he was falsely accused of driving intoxicated, driving without a licence, reckless driving, fleeing the scene of an accident, and causing \$3 (three million dollars) worth of damages to four other individuals, and two other vehicles. My father did not even have knowledge of these events, and was not responsible in any Way, shape or form. The rightly accused party, Tiffany Singh (who is still living) was never served, and accepted no liability whatsoever. The liars posing as lawyers completely redrafted their claims to frame My father for the criminal acts of Tiffany Singh so they could proceed with default judgements obtained in fraud on dead People and non-existent postal addresses, to process an insurance claim, holding My father accountable for all of Tiffany Singh's crimes, and denying My father his right to legal representation to defend his Honour. Rohit Sethi, principal lawyer for Intact Insurance, was Acting as both plaintiff and defendant against My father's estate, effectively stealing from his employer as well as My father, by ensuring that the fraudulent claims made against My father and INTACT INSURANCE succeed, when presumably his job would be to ensure fraudulent claims do not succeed.

3. The following documentary evidence will be used at the hearing of the application:

1. Information for Court use form,(Exhibit A)
2. Decision of Marc E. Smith from the Rule 20 Motion, (Exhibit B)
3. Audio recording of the Rule 20 Motion heard by Justice Marc E. Smith (Exhibit C)
4. Decision of Jaye Hooper, Rule 21 Motion (Exhibit D)
5. Audio of the Rule 21 Motion hearing with Jaye Hooper (Exhibit E)
6. Notice of Civil and Criminal Liability for fraud, Rule 37.13 (Exhibit F)
7. Second Notice of Civil and Criminal Liability for fraud, Rule 37.13 (Exhibit G)
8. Notice of Default Judgement, Nihil Dicit, Res Judicata, for fraud, Rule 37.13 (Exhibit H)
9. Affidavit materials of Tanja Johnson (Exhibit I)
10. Affidavit materials of Michael von Dehn (Exhibit J)
11. Affidavit materials of Hala Tabl (Exhibit K)
12. Correspondences with the Bracebridge, Ottawa, and Toronto Courthouse, attempting to report these indictable offences, and the inappropriate and unreasonable replies received by the Toronto Superior Court Supervisor and Associate Attorney General, Jove Ponniah (Exhibit L).
13. The international public Record related to My Fiduciary obligations to My father in Heaven and My Expressed Trust in God (Exhibit L - www.thekingdomofheavenfoundasean.club)

(Date)

*(Name, address and telephone number of applicant's
solicitor or applicant)*

RCP-E 68A (November 1, 2005)