

FEDERAL COURT

In the matter of Application under section 14 of the *Personal Information Protection and Electronic Documents Act*, 2000, S.C. c. 5 [PIPEDA]

BETWEEN:

IZABELA POPOVA

Applicant

– and –

THE EMPIRE LIFE INSURANCE COMPANY

MAUREEN WHEELER, MANAGER OF THE GROUP LIFE AND DISABILITY CLAIMS

Respondents

NOTICE OF MOTION
to represent the Applicant

TAKE NOTICE THAT pursuant to Rule 369 of the *Federal Courts Rules*, a motion will be made **in writing** by the Applicant at 180 Queen Street, Toronto, Ontario, Suite 200, M5V 3L6.

THE MOTION IS FOR:

1. An order granting Dimitre Popov permission to act on behalf of and as a representative of the Applicant in these proceedings.
2. An order for no costs to either party.

3. Leave for an extension of time for the Applicant to serve its Affidavit on the Respondents' solicitor pursuant to Rule 306 of the *Federal Courts Rules*.

THE GROUNDS FOR THE MOTION ARE:

1. The Applicant Izabela Popova cannot afford to pay for representation by a solicitor;
2. The Applicant Izabela Popova has no legal knowledge, training, and experience;
3. It is in accordance with the principals of justice that the motion be granted;

The statutory provisions and Rules relied upon, include:

- a) Rules 3, 53, 54, 55, and 369 of the *Federal Courts Rules*;
 - b) Paragraphs 114.(1)(b), (c), and (d) of the *Federal Courts Rules*;
 - c) Subsection 15.(1) of the Canadian Charter of Rights and Freedoms.
4. Such further and other grounds as the Movant may advise and this Honourable Court may permit.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of the motion.

1. Affidavit of Dimitre Popov, affirmed January 31, 2014, with Exhibits attached.
2. Document “Litigation Budget” estimate, dated December 6, 2013.
3. Affidavit of Izabela Popova, affirmed January 30, 2014.
4. “Authorization Letter” issued by Izabela Popova, dated January 27, 2014.
5. Letter from the Privacy Commissioner of Canada, dated October 31, 2013.

DATE: January 31, 2014

Izabela Popova

[REDACTED]

Toronto, Ontario

[REDACTED]

Tel: [REDACTED]

Fax: Please call first

E: [REDACTED]

Applicant

TO: HUGHES AMYS LLP
Barristers & Solicitors
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Lawyer for the Respondents