

Dan Fass
Vancouver, British Columbia

Mr. Raymond A. Landry, C.M.
Commissioner of Canada Elections
Elections Canada
257 Slater Street
Ottawa, Ontario
K1A 0M6

Thursday March 2, 2006

To the Commissioner:

**Request for written opinion regarding a possible violation of the *Canada Elections Act*,
Subs. 482(b) by Mr. David Emerson, M.P.**

The purpose of this letter is to request that you respond to the concerns of voters in the riding of Vancouver Kingsway by issuing your opinion, in writing, as to whether there are reasonable and probable grounds to believe that Mr. David Emerson has violated ss. 482(b) of the *Canada Elections Act*. The relevant part of the subsection reads as follows:

Every person is guilty of an offence who

(b) by any pretence or contrivance ... induces a person to vote or refrain from voting or to vote or refrain from voting for a particular candidate at an election.

In particular, I would direct your attention to the question whether, during the campaign preceding the federal election of January 23, 2006, Mr. Emerson, by 'pretence or contrivance', induced persons to vote for him who would not have done so had he represented himself as a candidate for the Conservative Party of Canada, instead of as a candidate for the Liberal Party of Canada.

Please disregard my earlier e-mail submission of February 20, 2006.

Yours sincerely,

Dan Fass