

ACTION NUMBER: 9703 12949

IN THE COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL DISTRICT OF EDMONTON

BETWEEN:

**EARL BRODER, GEORGE BRODER, RICHARD BRODER, MARGARET
MACPHEE, DORIS BIBAUD, LUELLE ADAM AND DORIS BIBAUD AND GEORGE BRODER,
PERSONAL REPRESENTATIVES OF THE ESTATE OF EDMUND
BRODER, ALSO KNOWN AS ED BRODER, DECEASED**

PLAINTIFFS

- and -

DON BRODER AND CRAIG BRODER

DEFENDANTS

hereby certify this to be a true copy
of the original
dated this 24 day of June 2004
[Signature]
for Clerk of the Court

BEFORE THE HONOURABLE MADAM

JUSTICE M.B. BIELBY

ON THURSDAY, THE 29TH DAY

IN CHAMBERS,

OF APRIL, A.D. 2004

LAW COURTS BUILDING,

EDMONTON, ALBERTA

ORDER

UPON THE Defendant, Don Broder, appearing before the Court; AND UPON the Court hearing submissions of Counsel retained by Don Broder for the purposes of the civil contempt proceedings only; AND UPON the Solicitor for the Plaintiffs, Doris Bibaud and George Broder, Personal Representatives of the Estate of Edmund Broder, also known as Ed Broder advising the Court of information she received from an Attorney in Butte, Montana that the Trophy had been sold by the Defendant, Don Broder, approximately one year ago for the sum of \$171,000.00 U.S.; AND UPON reviewing the Affidavit of Joan C. Hill, filed; AND UPON reviewing the Affidavit of Don Broder sworn on November 7, 2003 and the Order of the Honourable Justice R.P. Belzil granted

June 20, 2001 in this action and in Court File Number SESO 3113567 Estate of Edmund Broder, also known as Ed Broder; AND UPON the Court adjourning the matter to allow Counsel for the Defendant, Don Broder, to consult with Don Broder; AND UPON Counsel for the Defendant, Don Broder, following the adjournment advising the Court that the Trophy had been sold and that it is no longer in Don Broder's possession and no longer in Alberta; AND UPON Counsel for the Defendant, Don Broder, advising the Court that he was not able to respond regarding the whereabouts of the sale proceeds; AND UPON hearing further submissions from Counsel for the Plaintiff, Personal Representatives and Counsel for the Defendant; Don Broder, IT IS HEREBY ORDERED AND ADJUDGED THAT:

1. The Defendant, Don Broder, continues to be in civil contempt of Court.
2. The Defendant, Don Broder, is to be remanded in custody until he deposits the sale proceeds from the sale of the Trophy into the trust account of his Solicitors, Beresh Depoe Cunningham, or provides information to show where the sale proceeds are. If the sale proceeds are deposited or information is provided as to their whereabouts as directed, Don Broder shall be brought before the Court again on short notice.
3. The Plaintiff, Doris Bibaud and George Broder, Personal Representatives of the Estate of Edmund Broder, also known as Ed Broder application for a Judgment for the cost of the handwriting expert is adjourned *sine die* and will be dealt with when the issue of costs is revisited in its entirety.
4. The Clerk of the Court is directed to have a transcript of the evidence given by Don Broder and Craig Broder at the trial, and of this day's proceedings prepared and referred to the Attorney General with a request for an investigation into possible criminal charges that could

be laid against Don Broder or Craig Broder for perjury, obstruction of justice or any other appropriate charges. This is over and above the civil proceedings.

- 5. The parties are to appear again in Court on Tuesday, June 8, 2004 at 1:00 p.m.
- 6. Service on the Defendant, Don Broder, may be made by ordinary mail to his address R.R. #2, Sundre, Alberta, T0M 1X0 and by serving the offices of Beresh Depoe Cunningham.

"MB. Bielby"
 JUSTICE OF THE COURT OF QUEEN'S
 BENCH OF ALBERTA

APPROVED AS ORDER GIVEN:

BERESH DEPOE CUNNINGHAM

Marvin Bloos
 MARVIN BLOOS, Q.C.
 SOLICITORS FOR THE DEFENDANT,
 DON BRODER

ENTERED THIS 24 DAY OF
June, A.D. 2004

[Signature]
 CLERK OF THE COURT

SEAL

NO. 9703 12949

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AND DORIS BIBAUD AND GEORGE BRODER, PERSONAL
REPRESENTATIVES OF THE ESTATE OF EDMUND
BRODER, ALSO KNOWN AS ED BRODER, DECEASED

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ORDER



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ELIZABETH M. MacINNIS
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