

HAROLD C. GAFFNEY

**#403 – 567 Lonsdale Avenue
North Vancouver, B.C. V7M 2G6
Phone Fax: 604. 685.6518**

Monday, August 31, 2009

THE LAW SOCIETY OF BRITISH COLUMBIA (LSBC)

Fax: 604-669-5232

FAX DELIVERY

Attention to: **Tim McGee executive** director and *CEO of the LSBC*; and
Stuart Cameron, *Director of Professional Regulation*;

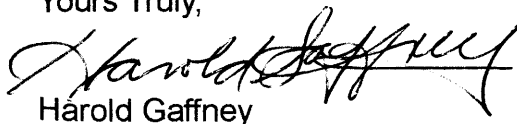
Re: Formal Complaint against Member D. Ross McGowan File No. 20090771

1. I presume that the complaint department at the LSBC contacted Mr. Ross McGowan since I received an email from him with an attached document, of which I enclose, on August 26, 2009.
2. Mr. Anthony Jasich, retired member of the LSBC, responded on my behalf by email to Mr. McGowan, of which I attach a copy, asking Mr. McGowan to draft a Release encompassing all of the bills of exchange he holds in his possession and restricting the ambit of the Release to the bills of exchange he holds and any and all other bills of exchange he may have that was not listed on Mr. Jasich's list.
3. Mr. McGowan replied to Mr. Jasich's email on August 27, 2009, of which I attach a copy, by being untruthful regarding the delay made on his part in releasing the funds belonging to me.
4. Mr. McGowan knows that all is required is to identify each and every bills of exchange he releases to me. However to date member Ross McGowan continues to withhold the funds, which is held in trust by his law firm **Borden Ladner Gervais** and which the proper owner of the bills of exchange is me, Harold Gaffney, and not his client CIBC.
5. This matter is under the jurisdiction of the LSBC and as such I ask again to direct your member Mr. McGowan to return **all** the funds to me which is held in trust by BLG, or else I would ask you again to begin disciplinary action against him forthwith pursuant to the provisions of *The Rules of the British Columbia Law Society*.

I would ask you to please provide me with a prompt answer as to what you intend to do as soon as possible regarding member Ross McGowan.

I await to hear from you without any delays.

Yours Truly,


Harold Gaffney

Encls.

Print

Close

FW: 312 - 450 Bromley Street, Coquitlam BC

From: Anthony jasich (anthonyjasichllb@hotmail.com)
Sent: August 27, 2009 7:03:29 PM
To: rmcgowan@blgcanada.com
Cc: LSBC Executive Tim McGee (tmcgee@lsbc.org); scameron@lsbc.org; Harold Gaffney (harold_gaffney1@hotmail.com)

Attachments:

Letter to Harold Gaffney - August 26, 2009.pdf (141.8 KB)

**Thursday, August 27, 2009**

Dear Mr. Ross McGowan,

Mr. Gaffney forwarded to me your email dated August 26, 2009, with a copy of your Release attached.

I note that you have made no references of the bills of exchange that you are holding in your possession.

According to our records you ought to be holding the following for Mortgage number 6248031.1 issued in money orders by Coast Capital Savings Credit Union (CCSCU) and by Canada Post (CP) and one (1) draft from CIBC payable to Harold Gaffney:

CCSCU -- # **16382538** -- 2008/01/29 -- \$917.76 for CIBC Mortgage Number 6248031.1;CCSCU -- # **16384752** -- 2008/02/29 -- \$917.76 for CIBC Mortgage Number 6248031.1;CCSCU -- # **16386633** -- 2008/03/28 -- \$917.76 for CIBC Mortgage Number 6248031.1;CCSCU -- # **16388217** -- 2008/04/22 -- \$917.76 for CIBC Mortgage Number 6248031.1;CCSCU -- # **16390629** -- 2008/05/30 -- \$917.76 for CIBC Mortgage Number 6248031.1;CCSCU -- # **16391988** -- 2008/06/20 -- \$917.76 for CIBC Mortgage Number 6248031.1;CP -- # **1018895598** -- 2009/03/02 -- \$917.76 for CIBC Mortgage Number 6248031.1;CP -- # **1018895598** -- 2009/03/02 -- \$917.76 for CIBC Mortgage Number 6248031.1;CP -- # **1028178027** -- 2009/03/31 -- \$917.76 for CIBC Mortgage Number 6248031.1;CP -- # **1028179737** -- 2009/04/30 -- \$917.76 for CIBC Mortgage Number 6248031.1;CP -- # **1035847602** -- 2009/06/01 -- \$917.76 for CIBC Mortgage Number 6248031.1;CP -- # **1028177064** -- 2009/03/17 -- \$454.55 for CIBC Personal Loan Number; andCIBC -- # **435665278** -- \$259.07 to Harold Gaffney;

We suggest and recommend you draft a Release encompassing the above and restricting the ambit of the Release to the above bills of exchange and any and all other bills of exchange you have in your possession.

We expect to hear from you without any further delays, no later than Monday, August 31, 2009.

Yours Truly,

Anthony Jasich LL.B

Print

Close

RE: 312 - 450 Bromley Street, Coquitlam BC

From: Harold Gaffney (harold_gaffney1@hotmail.com)
Sent: August 28, 2009 12:30:47 PM
To: Ross McGowan BLG (rmcgowan@blgcanada.com)
Cc: tmcgee@lsbc.org
(tmcgee@lsbc.org);
scameron@lsbc.org
(scameron@lsbc.org); Anthony
jasich
(anthonyjasich1b@hotmail.com);
LSBC Howard Kushner
(hkushner@lsbc.org)

Mr. McGowan

I am in receipt of your email sent yesterday at 7:10 PM to Mr. Jasich and copied to me, to Tim McGee and to Mr. Stuart Cameron.

I take the liberty to say that, your Release does not reflect the lists that you are required to attend to, which was referred to in Mr. Jasich's email of August 27, 2009.

I reiterate what Mr. Jasich wrote to you in his email of yesterday, which is to please draft a Release encompassing all of the bills of exchange you hold in your possession and restricting the ambit of the Release to the bills of exchange you have in your possession and any and all other bills of exchange you may have that was not listed on Mr. Jasich's list.

We expect you to follow the simple directions of Mr. Jasich without any further delays, no later than **Monday, August 31, 2009**.

Signed,

Harold Gaffney



Subject: RE: 312 - 450 Bromley Street, Coquitlam BC
Date: Thu, 27 Aug 2009 19:10:29 -0700
From: RMcGowan@blgcanada.com
To: anthonyjasich1b@hotmail.com
CC: tmcgee@lsbc.org; scameron@lsbc.org; harold_gaffney1@hotmail.com

There have never been delays on my part, but there have been numerous unreasonable demands accusations and repeated short fuse assertions. I resent such coming from you.

I specified the items by reference to those items as were copied to Mr. Gaffney by previous email. That should be sufficient. He knows what I have in my possession because I sent copies of them to Mr. Gaffney no less than 3 times.

Ross McGowan

Direct Tel: (604) 640-4173 - Direct fax: (604) 622-5873 - Email: rmcgowan@blgcanada.com

BORDEN LADNER GERVAIS LLP

1200 WATERFRONT CENTRE - 200 BURRARD STREET - P.O. BOX 48600 - VANCOUVER, CANADA V7X 1T2

TELEPHONE: (604) 687-5744 - FAX: (604) 687-1415

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From: Anthony jasich [<mailto:anthonyjasich1b@hotmail.com>]
Sent: August 27, 2009 7:03 PM