
CANADA)
PROVINCE OF ONTARIO) In the matter of an Application for a Production
EAST REGION) Order pursuant to section 487.012 of the *Criminal*
Code.
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PRODUCTION ORDER

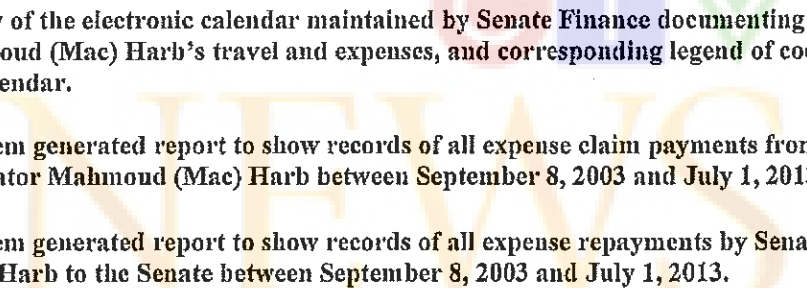
TO: Nicole Proulx and Michele Patrice of the Senate of Canada

WHEREAS it appears upon the oath of **Corporal Greg Horton** that there are reasonable grounds to believe that an offence contrary to an Act of Parliament, has been committed, to wit:

- **Mahmoud (Mac) Harb** between December 2, 2003 and July 1, 2013 at Ottawa, Ontario, being an official in the Senate of Canada, did commit breach of trust in connection with the duties of his office by filing inappropriate expense claims contrary to section 122 of the *Criminal Code*.

AND UPON BEING SATISFIED THAT there are reasonable grounds to believe that the following documents and/or data will afford evidence respecting the commission of the said offence:

- All declarations of primary and secondary residence submitted by Senator Mahmoud (Mac) Harb between September 8, 2003 and July 1, 2013.
- All Travel Expense Claim forms (for 64 points travel system and living expenses in the NCR) and supporting documentation and receipts submitted by Senator Mahmoud (Mac) Harb between September 8, 2003 and July 1, 2013.
- All billing statements of all American Express corporate travel cards issued to Senator Mahmoud (Mac) Harb by the Senate of Canada, dated between September 8, 2003 and July 1, 2013.
- All detailed billing statements pertaining to all mobile telephones issued by the Senate of Canada to Senator Mahmoud (Mac) Harb, dated between September 8, 2003 and July 1, 2013.
- Senate attendance records of Senator Mahmoud (Mac) Harb for all days that the Senate was in session, between September 8, 2003 and July 1, 2013.
- Copies of the four documents submitted to the Senate by Senator Mahmoud (Mac) Harb as supporting indicators of where his primary residence is located, consisting of: a driver's licence, provincial health card, information from personal income tax return providing provincial tax information, and a signed statement of where he voted.

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- A copy of the electronic calendar maintained by Senate Finance documenting Senator Mahmoud (Mac) Harb's travel and expenses, and corresponding legend of codes used on the calendar.
 - A system generated report to show records of all expense claim payments from the Senate to Senator Mahmoud (Mac) Harb between September 8, 2003 and July 1, 2013.
 - A system generated report to show records of all expense repayments by Senator Mahmoud (Mac) Harb to the Senate between September 8, 2003 and July 1, 2013.

AND UPON BEING SATISFIED THAT there are reasonable grounds to believe that the said documents and/or data or some part of them are in the possession or control of:

- Nicole Proulx and Michel Patrice of the Senate of Canada in Ottawa, Ontario

AND UPON BEING satisfied that the provisions of section 487.012 of the *Criminal Code* have been complied with;

IT IS HEREBY ORDERED AS FOLLOWS:

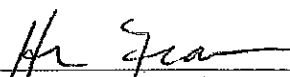
1. Nicole Proulx and Michele Patrice shall produce the above described documents and/or data to Corporal Greg Horton, a peace officer, at Ottawa, Ontario, or a peace officer acting under the authority or direction of that peace officer, as soon as reasonably possible but in any event no later than 21 days from the date of this order;
2. Any data required to be produced by this order may be produced in electronic form recorded on machine readable electronic storage media or recorded in documents certified by affidavit to contain true copies of the data;
3. Any documents required to be produced shall be produced in the form of copies of the said documents certified by affidavit to be true copies;

SUBJECT TO the following terms and conditions:

4. Nicole Proulx and Michele Patrice shall produce all copies, photocopies, duplicates or certified copies of documents or data in a legible, readable or otherwise accessible and usable form;
5. Nicole Proulx and Michele Patrice shall not destroy or alter any original document or data copied or duplicated and produced unless permitted by order of a Court of competent jurisdiction or until advised by Cpl. Greg Horton or a peace officer acting under his authority or direction or acting in good faith in aid thereof, that the investigation of the offences is concluded and that any charges resulting therefrom have been finally disposed of including all appeals;

6. Nicole Proulx and Michele Patrice may produce any document or data by electronic transmission to the electronic mail address greg.horton@rcmp-grc.gc.ca provided that all necessary certifications are duly completed and transmitted by the same or other means prior to the expiry of the term of this order;
7. Nicole Proulx and Michele Patrice may produce any document or data to Cpl. Greg Horton, or his designate, at 155 McArthur Avenue, Ottawa, Ontario;
8. Nicole Proulx and Michele Patrice shall, upon request and where it is reasonably possible to do so, disclose and provide copies of all or any part of the contents of any document or data required to be produced by this order to Cpl. Greg Horton prior to certification and production as otherwise required by this order;
9. Nothing in this order shall be so construed as to require the production of any data or documents which are subject to solicitor client privilege;
10. Nothing in this order shall be so construed as to require the production of mail unless or until it is delivered or deemed by law to have been delivered to the addressee;

Dated at Ottawa, Ontario on July 25th, 2013.



A Justice in and for the Province of Ontario