

File No. CI 20-01-29284

THE QUEEN'S BENCH
Winnipeg Centre

APPLICATION UNDER: *The Constitutional Questions Act, C.C.S.M., c. 180*

AND UNDER: The Court of Queen's Bench Rules, M.R. 553/88

IN THE MATTER OF: *The Public Health Act, C.C.S.M. c. P210*

BETWEEN:

GATEWAY BIBLE BAPTIST CHURCH, PEMBINA VALLEY BAPTIST CHURCH, REDEEMING GRACE BIBLE CHURCH, THOMAS REMPEL, GRACE COVENANT CHURCH, SLAVIC BAPTIST CHURCH, CHRISTIAN CHURCH OF MORDEN, BIBLE BAPTIST CHURCH, TOBIAS TISSEN, ROSS MACKAY

Applicants,

– and –

HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF MANITOBA, DR. BRENT ROUSSIN in his capacity as CHIEF PUBLIC HEALTH OFFICER OF MANITOBA, and DR. JAZZ ATWAL in his capacity as ACTING DEPUTY CHIEF OFFICER OF HEALTH OF MANITOBA

Respondents.

AFFIDAVIT OF THOMAS REMPEL
AFFIRMED MARCH 26, 2021

JUSTICE CENTRE FOR CONSTITUTIONAL FREEDOMS
D. Jared Brown / Allison Kindle Pejovic / Jay Cameron



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CHURCH, REDEEMING GRACE BIBLE CHURCH, THOMAS REMPEL,
GRACE COVENANT CHURCH, SLAVIC BAPTIST CHURCH,
CHRISTIAN CHURCH OF MORDEN, BIBLE BAPTIST CHURCH,
TOBIAS TISSEN, ROSS MACKAY**

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HEALTH OFFICER OF MANITOBA, and DR. JAZZ ATWAL in his
capacity as ACTING DEPUTY CHIEF OFFICER OF HEALTH OF
MANITOBA,**

Respondents.

AFFIDAVIT OF THOMAS REMPEL

I, THOMAS REMPEL of the City of WINKLER, in the Province of
Manitoba,

MAKE OATH AND SAY AS FOLLOWS:

1. I have personal knowledge of the facts and matters hereinafter deposed to by me, except where same are stated to be based upon information and belief, and those I do verily believe to be true.
2. I write this affidavit in response to the affidavits filed by the Respondents in this matter.
3. Until I read the section of Mr. Szilveszter Jozsef Komlodi's affidavit regarding mental health supports the only assistance I had heard of being provided was the "Help Next Door" hotline. The Respondents did not inform me of this hotline, I had heard about it on the radio. I do not believe that this type of support would provide any comfort at all and in no way replaces that love and support that I receive through pastoral care and regularly gathering together for worship.
4. I can honestly say that the burden of these seemingly endless lockdowns has been near unbearable. I believe that in order for me to thrive mentally again, I need to be able to worship freely as God intends me to. Although I believe that these online supports are well-intentioned, I cannot see how they can relieve my stress and anxiety as I still cannot worship without restrictions.
5. In response to Dr. Brent Roussin's affidavit, I have made it clear to those who attend my church that if they are feeling unwell or experiencing any flu-like symptoms they are not to attend any church services. I believe that caring for the members of our church should consider every facet of life, physical, mental, and spiritual.

6. To the best of my knowledge there has been no effort on the part of the Respondents to work with my church since the gathering restrictions were imposed. The Respondents have not initiated any dialogue with me or my church about impacts of the restrictions on our church and what might be done to support us through this difficult time.

7. I make this affidavit *bona fide*.

AFFIRMED before me in the City of)
Winnipeg, in the Province of)
Manitoba, through the use of video)
conferencing as permitted by order)
under *The Emergency Measures)
Act*, this 26th day of March, 2021.)

[Handwritten Signature]

Commissioner for Oaths in and for
the Province of Manitoba

My Commission Expires: *July 8/21*

Thomas Rempel

THOMAS REMPEL