



In the Supreme Court of British Columbia

Between:

City of Kelowna,

Petitioner,

-v-

Unknown Persons Operating as "Common Law Education and Rights", David Lindsay,
John Doe, Jane Doe, and Persons Unknown,

Respondents.

Affidavit of Ted Kuntz
Affirmed this 30 day of June, 2023

I, Ted Kuntz, of the City of Kelowna in the Province of British Columbia,

affirm and say that:

1. My name is Ted Kuntz and I am the President of Vaccine Choice Canada, Canada's oldest and most respected vaccine risk awareness organization, established in 1982 to protect our right to medical choice and informed consent, and the right of parents to make medical decisions for their children.
2. I am a father, grandfather, husband, and resident of Kelowna.
3. I am the father of Joshua Anthony Kuntz, a vaccine injured son, now deceased as a result of his vaccine injuries. As a result of my son's injuries, I have researched the scientific literature on vaccines for more than 35 years.
4. I am the host of Freedom Rising, a weekly national call with more than 100 leaders of freedom organizations across Canada.
5. I am a retired psychotherapist with more than 35 years of clinical experience.
6. I am a retired educator having taught at the College level in British Columbia.
7. I have been a member of the Board of Directors of more than a dozen organizations addressing the quality of life of individuals with a disability and their family, youth, wife abuse, civic engagement, mental health, hospice care, as well as a member of services clubs such as Rotary.

8. I am an author, having published a number of books including: Dare to Question – One Parent to Another, Peace Begins With Me, and How Can I Wake Up When I Don't Know I'm Asleep?
9. I regularly attend the protest rallies in Kelowna organized by C.L.E.A.R., and I am a regular speaker at these rallies.
10. Over the past three years I have also spoken at protest rallies in Vancouver, Victoria, Vernon, Penticton, Summerland, Armstrong, Salmon Arm, Kamloops, Saskatoon and elsewhere. I also use these protest rallies to disseminate printed information and resources developed by Vaccine Choice Canada and other organizations dedicated to informed consent and medical choice.
11. My right to free speech, protest, and assembly is guaranteed in the Canadian Charter of Rights and Freedoms. These rights and freedoms are also recognized in the common law and in international agreements. It is my belief and understanding that these rights and freedoms are not given to the people by the government, but rather are inherent rights required to be recognized by government. It was and is my expectation that governments will protect and uphold these rights and freedoms.
12. I have personally witnessed these rights and freedoms being violated by all levels of governments for the past three years. I have witnessed the most egregious violations of rights and freedoms in Canada in my life time, and I suggest in the history of Canada; possibly with the exception of the mistreatment of our First Nations People, which continues to this day.
13. These violations that I have personally witnessed include forced vaccinations, forced wearing of a facial covering, denial of my freedom to speak out and oppose these violations, and discrimination against those who exercise their freedom not to do so, including myself and family members.
14. I have come to the understanding that unless the citizens of Canada stand up and protect our rights and freedoms, then the Canadian Charter of Rights and Freedoms and Bill of Rights are merely pieces of paper.
15. As an observer of history, it is my observation that the most egregious violators of rights and freedoms are by governments.
16. I attend the protest rallies to exercise, protect and uphold my rights and freedoms as a citizen of Canada. I see this as my moral duty. Gandhi stated: "*Civil disobedience becomes a sacred duty when the state becomes lawless or corrupt.*" I take this sacred duty seriously. It is my perception that our governments have become lawless and corrupt over the last three years and quite possibly longer.
17. I see purpose and value in protest from a number of perspectives that I personally believe in and promote by way of my attendance and speaking at various protests around the country:
 - Protest is a form of accountability.

- To express discontent for the actions of government, or other institutions and organizations.
 - To bring forward information that is being withheld by our governments and other institutions (public health, media).
 - To strengthen the bonds of community.
 - An investment in the direction and wellbeing of my community.
18. Regularly attending the Kelowna protests takes sacrifice and commitment for me. God knows there are many other ways I could be spending my Saturdays; however, I see this commitment as important to the future of this community and to the kind of society I want to leave my children and grandchildren.
 19. I wouldn't be making this commitment and sacrifice if I didn't think the rights and freedoms of Canadians were in peril. I was born and have lived in Canada all my life, and I have never experienced such violations of rights and freedoms, discrimination, division, and negative impact on the physical, mental, social and economic well-being of citizens as I've witnessed these last three years.
 20. I see these protests as a form of accountability. The actions and righteous anger of citizens that I personally met and talked to at these protests and elsewhere, may be the last form of accountability being exercised in Canada today.
 21. I truly believe that our elected representatives have failed to hold governments accountable to the Charter of Rights and Freedoms and that our courts have failed to hold governments accountable.
 22. I further do verily believe that the mainstream media, once considered an instrument of the people has become an instrument of propaganda of the government. This belief is supported by David Lindsay informing me that Castanet reporter Rob Gibson has told him the BC Government told Castanet not to give anyone opposing the Government COVID-19 narrative a platform in the media, which I do verily believe to be true and have witnessed in their biased, one sided reporting.
 23. I believe further that our churches have failed us by closing as places of worship and then re-opening as vaccine injection centers.
 24. Our institutions such as the College of Physicians and Surgeons have failed us by persecuting doctors who are asking valid questions and upholding the medical ethic of informed consent.
 25. Citizens, including myself, standing in their authority as sovereign individuals, appear to be the last line of defense in this country.
 26. Over the last three years I have witnessed significant levels of censorship. It is now acknowledged that governments actively colluded with mainstream media and social media technocrats to censor any information that challenges the government narrative. Not only is this a violation of my individual and our collective fundamental right to freedom of speech and assembly, it is dangerous. This censorship still continues today.

27. The danger of this censorship is evident to me by the amount of injury and deaths resulting from the mandating of an untested, unapproved experimental genetic technology mislabeled as a 'vaccine'. In addition to giving Interim Approval to a technology that was not proven to be safe, effective or necessary, governments went even further and imposed this never before used genetic technology under threat of the loss of jobs, livelihoods, access to community resources, even medical care. This was a violation of the fundamental right to informed consent and was and is effectively government sanctioned extortion.
28. In my role as President of Vaccine Choice Canada I host weekly conversations with internationally recognized experts in medicine, science, ethics, research, health care, the law, and other topics. I have facilitated more than 150 conversations over the last three years with experts such as: Dr. Peter McCullough, Dr. Robert Malone, Dr. Mark Trozzi, Dr. Stephen Malthouse, Dr. Charles Hoffe, Dr. Patrick Phillips, Dr. Larry Palevsky, Dr. James Lyons-Weiler, Dr. Vera Scharav, Dr. Andy Wakefield, Dr. Joseph Mercola, Dr. Naomi Wolfe, Dr. Jessica Rose, Del Bigtree, Mickey Willis, Denis Rancourt, Ph.D, Dr. David Martin, and many others. These interviews have afforded me access to the latest scientific data and research on COVID-19, the COVID injections, and their consequences, which has further informed my beliefs in opposition to lockdowns, mandates, and other rights and freedoms denials and restrictions by our governments and B.C. Chief Public Health Officer Dr. Bonnie Henry.
29. I also was responsible for facilitating the National Citizens Inquiry hearings in Vancouver and was primarily responsible for the selection of witnesses testifying at the inquiry. The National Citizens Inquiry received testimony under oath from more than 300 witnesses – expert, lay and vaccine injured who testified as to the consequences of the government's response to COVID-19. This opportunity allowed myself and millions of Canadians to hear testimony that has been withheld from the public due to censorship.
30. Of note, that I consider to be extremely important, is that no mainstream media bothered to report on the testimony of witnesses at the National Citizens Inquiry, which may be the most important inquiry in the history of Canada. And no government or public health official chose to testify at the Inquiry to justify their decisions, mandates and policies in spite of several requests to do so.
31. What I have learned from these conversations and various and several testimonies, and which I attempted to convey and wish to convey in the future to those people in attendance at the Stuart Park protests, is that our governments, public health, and mainstream media have all colluded in delivering false and deceptive information to the public.
32. This is no more evident than declaring the COVID injections as "safe and effective", and necessary with as little as eight weeks of clinical trial data. As I personally witnessed in the testimony from these many medical and other professionals, these genetic technology products were never proven safe, nor effective, and the evidence was clear within two months that these products were unacceptably dangerous. These professionals that I mentioned above at para. 28 herein, in their testimony confirmed that if standard vaccine safety protocols had been followed, these experimental products would have been removed from the market by February 2021.

33. Based upon the testimony I personally heard and my own 35 years of vaccine research and previously stated qualifications, the fact is these 'vaccine' products have demonstrated to be the most dangerous vaccines ever produced with more adverse events reported to the Vaccine Adverse Events Reporting System (VAERS) in the first 18 months than the total number of the reported adverse events of all vaccines combined over thirty years. Dr. Teresa Tam and Dr Bonnie Henry and others in public health have been made aware of this information and continue to advocate policies known to be dangerous.
34. These same public health officials claimed that the spike protein produced by the mRNA injections stay in the arm of the person injected when numerous biodistribution studies report that the spike protein migrates to every organ in the body, most especially the brain, heart, liver, ovaries and testes. The long-term consequences of this migration is unknown. To this day our public health officials refuse to publicly acknowledge this reality and the danger to one's long-term health.
35. The recently released Cleveland Study reveals that the more COVID injections one has received, the greater the risk of contracting COVID. This means the COVID injections have negative efficacy over time and are impeding immune system function. The vaccine manufacturers have admitted that the 'vaccine' does not prevent infection or transmission, yet, in spite of this clear and compelling scientific data our governments, public health and the mainstream media continue to promote these injections as safe and effective, and that by doing so we are "saving grandma".
36. Not only myself, but an incredibly large number of medical professionals I have met and worked with, and even people I have met during the protests at Stuart Park, have confirmed their own position and beliefs to me that these are intentional falsehoods which must be addressed and those responsible held to account.
37. After meeting and talking to court accepted expert Chris Schaefer at a Kelowna protest, and my own research, the fraudulent science is also evident with the mandating of a cloth covering over one's face. Based on hundreds of studies, some of which I have read, a cloth mask has no discernable ability to restrict viral transmission, and instead increases the risk of bacterial infections, as well as causing emotional and psychological harm and developmental regression in children.
38. The reality is that no government has defended their mandates in a court of law with robust scientific evidence. And the failing of our courts is that they have not insisted that governments defend their measures with scientific evidence, but rather have relied on 'judicial notice' which excuses governments from justifying their mandates with robust scientific evidence. This has justifiably undermined my confidence in governments, public health and our judicial system, as it has for thousands of people I have met, including at the protests.
39. I state all of these scientific realities to demonstrate the importance of public protest where the information that is being censored and withheld can be shared with the public, by myself and many others. It is also the reason why protest needs to be held in visibly public spaces, such as Stuart Park, and amplified so that citizens can be exposed to information that is being withheld from them by censorship and deception.

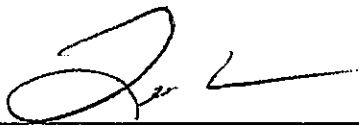
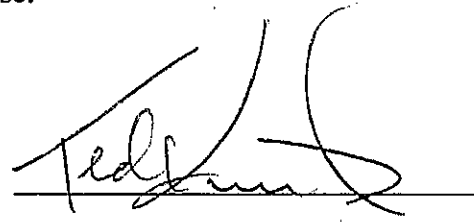
40. I believe we are at a cross roads in the history of humanity. The last three years have demonstrated that the fundamental rights and freedoms that we took for granted, that we assumed were sacred and 'the highest law of the land' can quickly have no standing if we do not stand up and defend them, such as we are demonstrating by attending the Stuart Park protests.
41. I have heard some citizens question the need for ongoing protests as they assume that "everything is back to normal". Everything is not back to normal. More than 6,000 healthcare workers who were terminated for refusing to participate in the COVID-19 vaccine experiment still have not been allowed to return back to work in British Columbia. This has caused, and continues to cause a crisis in healthcare in British Columbia. BC is one of only two provinces, the other is Nova Scotia, to refuse to allow uninjected healthcare workers to return to work. In fact, BC has "doubled down" by now requiring, as of April 6, 2023, all those entering the healthcare profession in BC to be "up to date" with COVID-19 injections, in spite of the fact these injections do not prevent infection or transmission.
42. I can appreciate that many citizens of Kelowna do not want to hear that we have been lied to by our governments, public health and media, or that they and their children may have been harmed by the COVID injections. This is a hard reality to accept. It takes courage to see how dishonest and egregious the actions of our governments have been these last three years. I concur with and have promoted at the protests the words of Robert Kennedy who declared in 1966 - "*Few men are willing to brave the disapproval of their fellows, the censure of their colleagues, the wrath of their society. Moral courage is a rarer commodity than bravery in battle or great intelligence. Yet it is the one essential, vital quality for those who seek to change a world which yields most painfully to change.*"
43. I also concur with and have promoted at the Stuart Park protests, the message of George Orwell who stated: '*If liberty means anything at all, it means the right to tell people what they do not want to hear.*'
44. I have read the Petition filed by the City of Kelowna as provided to me by David Lindsay. I get that many people are too afraid, and too misled to appreciate the threat we face in Canada today. However, censorship, as is effectively what is being proposed by this action of the Council of the City of Kelowna, will not make our society better. What is needed now is more debate, not less. More scrutiny, not less. More accountability, not less. And when this debate and accountability is not exercised in our legislatures, courts and media, then it must be exercised and respected in the public square.
45. Restricting protests will have wide sweeping implications as these restrictions cannot be arbitrarily limited to protest against government overreach regarding COVID. These restrictions will also impact my own and our society's ability as a community to protest against sexual discrimination, the sexual predation of our children, racism, climate concerns, loss of medical privacy, impact of digital ID and digital currency, environmental concerns, the violation of parental rights and responsibility to make decisions for their children, war, and other concerns that impact the quality of life of Kelowna citizens.
46. In his essay, "The Wisdom of the Minority and the Value of Informed Dissent," Dr. James Lyons-Weiler writes, which I support and further demand that our governments, including

the City of Kelowna respect for us: *“By engaging with viewpoints that challenge our own, we are compelled to question our assumptions, re-evaluate our beliefs, and strengthen our arguments. The presence of dissenting voices fosters intellectual rigor, encourages broader perspectives, and ultimately leads to more informed decision-making. Throughout history, Greek and Roman philosophers have emphasized the importance of open discourse and the practice of disagreement, recognizing that it is through the crucible of debate that the best-backed position can emerge.”*

- 47. I challenge and am demanding of the councilors of Kelowna to recognize the importance of protest and the peaceful, informed dissent that we have provided at Stuart Park and which I have participated in for almost three years, as the consequences of silencing of protest is significantly more grievous.
- 48. This is a sample of information that I have shared at the Stuart Park protests and elsewhere, and will share in greater detail in the future. I believe that this is information the public must be made aware of, to see the other side of the government narrative on these issues. If the protests are canceled due to this court action, I will be denied my freedom of expression under s. 2 of the Charter, and this will greatly undermine the ability of others to obtain critical information to make informed choices in the life, on these issues. This is what Vaccine Choice Canada is about, as I evidence at para. 1 above.
- 49. I make this Affidavit true and correct, in support of the Respondents’ response and opposition to the Petition, and for no improper purpose.

Affirmed before me this 30 day of June, 2023, at the City of Kelowna, in the Province of British Columbia

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A Commissioner of oaths in and for the Province of British Columbia

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**“Witnessed as to execution only.
No advice sought or given.”**

The City of Kelowna v

Unknown Persons Operating as "Common Law Education and Rights", David Lindsay *et al*
Respondents

Supreme Court file no. KEL-S-S-136195

Kelowna, B.C. Registry

Proceedings commenced at Kelowna, B.C.

Affidavit #1 of Ted Kuntz

David Kevin Lindsay