

No. S238708
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

ROBERT DAVID BARKER

PLAINTIFF

AND:

CONSTRUCTION AND SPECIALIZED WORKERS' UNION, LOCAL 1611
also known as LiUNA LOCAL 1611

DEFENDANTS

Order Made After Application

BEFORE)	ASSOCIATE JUDGE	<u>HARPER</u>)	03/12/2024
))	

ON THE APPLICATION of the Plaintiff coming on for hearing at 800 Smithe Street, Vancouver, British Columbia, on December 3, 2024 and on hearing Ivo Martinich, lawyer for the Plaintiff, and on no one appearing for the Defendant, Construction And Specialized Workers' Union, Local 1611 also known as LiUNA, although duly served, and on no one appearing for the non-parties Frederick W. West and Jennifer Farish, although duly notified;

THIS COURT ORDERS that:

1. Mr. Frederick W. West deliver to Plaintiff's counsel, within 21 days of the date of the Order of this Court, copies of the following documents in his possession or control:

- a. All notes made by Mr. West relating to counselling sessions attended by the Plaintiff Mr. Robert Barker (including counselling sessions attended jointly by Mr. Barker and Ms. Jennifer Farish) (the "Counselling Sessions");
- b. All summaries from the Counselling Sessions;
- c. All communications between Mr. West and Mr. Barker regarding the Counselling Sessions or Mr. Barker's mental state while he was a patient of Mr. West;
- d. All reports prepared by Mr. West setting out his opinions or observations regarding Mr. Barker; and
- e. Any other records relating to Mr. Barker's mental state or wellbeing while he was a patient of Mr. West.


(collectively, the "Requested Documents"); and

- 2. The Plaintiff shall pay the reasonable administrative and clerical costs and expenses incurred by Mr. West for delivery and production of the Requested Documents.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:



 Signature of lawyer for Plaintiff
 Ivo Martinich

By the Court. 

 Registrar

