

SUMMONS ASSIGNATION

Under Section 24 of the *Provincial Offences Act*
Aux termes de l'article 24 de la Loi sur les infractions provinciales

Form / Formule 106
Courts of Justice Act
Loi sur les tribunaux judiciaires
R.R.O. / R.R.O. 1990
O. Reg. / Règl. de l'Ont. 200

ONTARIO COURT OF JUSTICE
COUR DE JUSTICE DE L'ONTARIO
PROVINCE OF ONTARIO
PROVINCE DE L'ONTARIO

To / À
Marineland Canada Inc.
7657 Portage Road
of / de
Niagara Falls, Ontario
(du) L2G 0C8

COPY

Whereas you have been charged before me that you,
Attendu que vous avez été accusé(e) devant moi d'avoir

on or about the / le ou vers le 10th day of / jour de November, yr. / an 2016 at / à 7657 Portage Road, Niagara Falls, Ontario

did commit the offence of / commis l'infraction suivante

See Appendix "A" for full charge wordings

contrary to / contrairement à _____ section / article _____

THEREFORE YOU ARE COMMANDED IN HER MAJESTY'S NAME TO APPEAR BEFORE THE ONTARIO COURT OF JUSTICE
À CES CAUSES, VOUS ÊTES SOMMÉ(E), AU NOM DE SA MAJESTÉ, DE COMPARAÎTRE DEVANT LA COUR DE JUSTICE DE L'ONTARIO
at 4635 Queen St, Niagara Falls, ON L2E 2L7
à (au) _____

on the 26th day of January, 20 17, at 9:00am .m.
le jour de _____, à _____ (time / heure) h
at One _____
à _____ (courtroom / salle d'audience)

and to appear thereafter as required by the court to be dealt with according to law.
et de comparaître par la suite selon les exigences du tribunal, afin d'être traité(e) selon la loi.

Issued at / Délivrée à St Catharines

this / ce 9 day of / jour de January, 20 17

[Signature]
Judge or Justice of the Peace in and for the Province of Ontario
Juge ou juge de paix dans et pour la province de l'Ontario

NOTICE TO DEFENDANT

You may appear personally, or by agent or counsel.

If you do not appear:

- a) the court may issue a warrant for your arrest, or
- b) your trial may proceed in your absence and evidence be taken, and
- c) if you are convicted, you could be sentenced in your absence, and
- d) depending on the offence of which you have been convicted, you could be sentenced to jail and a warrant issued for your arrest.

If you do appear:

- a) the trial may proceed: or
- b) you, or the prosecutor, may ask the court to adjourn your case to another date. The court may grant or refuse such a request.

REMARQUE à la partie défenderesse :

Vous pouvez comparaître personnellement, par mandataire, ou par un avocat.

Si vous ne comparez pas :

- a) le tribunal peut émettre un mandat d'arrestation à votre rencontre,
- b) votre procès peut se dérouler en votre absence et des témoignages entendus,
- c) si vous êtes reconnu(e) coupable, votre peine pourrait être prononcée en votre absence,
- d) selon l'infraction pour laquelle vous avez été condamné(e), vous pourriez recevoir une peine d'emprisonnement et un mandat d'arrestation pourrait être émis à votre rencontre.

Si vous comparez :

- a) le procès peut être tenu : ou
- b) vous pouvez, vous ou le poursuivant, demander au tribunal un ajournement. Le tribunal peut accorder ou refuser cette demande.

FOR INFORMATION ON ACCESS
TO ONTARIO COURTS
FOR PERSONS WITH DISABILITIES, CALL
1-800-387-4456
TORONTO AREA 416-326-0111



POUR PLUS DE RENSEIGNEMENTS SUR L'ACCÈS
DES PERSONNES HANDICAPÉES
AUX TRIBUNAUX DE L'ONTARIO, COMPOSEZ LE
1 800 387-4456
RÉGION DE TORONTO 416-326-0111

Appendix "A"

Count 1

being the owner or has custody or care of an animal, to wit Elk; did permit the said animal to be in distress contrary to section 11.2(2) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended and thereby did commit an offence contrary to section 18.1(1)(c) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended

Count 2

AND FURTHER THAT on or about the 10th day of November 2016 at 7657 Portage Road, Niagara Falls, Ontario, Marineland Canada Inc. being the owner or has custody or care of an animal to wit; Elk, did fail to comply with the prescribed standards of care for such animal contrary to section 11.1(1) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended to wit, fail to provide adequate and appropriate medical attention as required by Ontario Regulation 60/09, s. 2 (2), and thereby did commit an offence contrary to section 18.1(1)(b) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended

Count 3

AND FURTHER THAT on or about the 10th day of November 2016 at 7657 Portage Road, Niagara Falls, Ontario, Marineland Canada Inc. being the owner or has custody or care of an animal, to wit Red Deer; did permit the said animal to be in distress contrary to section 11.2(2) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended and thereby did commit an offence contrary to section 18.1(1)(c) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended

Count 4

AND FURTHER THAT on or about the 10th day of November 2016 at 7657 Portage Road, Niagara Falls, Ontario, Marineland Canada Inc. being the owner or has custody or care of an animal to wit; Red Deer, did fail to comply with the prescribed standards of care for such animal contrary to section 11.1(1) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended to wit, fail to provide adequate and appropriate medical attention as required by Ontario Regulation 60/09, s. 2 (2), and thereby did commit an offence contrary to section 18.1(1)(b) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended

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Count 5

AND FURTHER THAT on or about the 10th day of November 2016 at 7657 Portage Road, Niagara Falls, Ontario, Marineland Canada Inc. being the owner or has custody or care of an animal, to Fallow Deer; did permit the said animal to be in distress contrary to section 11.2(2) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended and thereby did commit an offence contrary to section 18.1(1)(c) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended

Count 6

AND FURTHER THAT on or about the 10th day of November 2016 at 7657 Portage Road, Niagara Falls, Ontario, Marineland Canada Inc. being the owner or has custody or care of an animal to wit; Fallow Deer, did fail to comply with the prescribed standards of care for such animal contrary to section 11.1(1) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended to wit, fail to provide adequate and appropriate medical attention as required by Ontario Regulation 60/09, s. 2 (2), and thereby did commit an offence contrary to section 18.1(1)(b) of the Ontario Society for the Prevention of Cruelty to Animals R.S.O. 1990, Chapter 0.36 as amended

