

67891-1

Form 2 – Information

CANADA:
PROVINCE OF BRITISH COLUMBIA

Page 1 of 2

“BY INDICTMENT”

This is the information of Capt. E. G. da Costa Duarte, Naval Architect, Certified Marine Chemist, hereinafter called the informant, of New Westminster, British Columbia.

The informant says that the informant has reasonable and probable grounds to believe and does believe that,

Count 1

Sergeant M. G. Peers, member of the Royal Canadian Mounted Police, on his written statement produced July 17, 2004, at or near New Westminster, in the Province of British Columbia, committed fraud, and breach of trust by a public officer, contrary to Section 122 of the Criminal Code. The elements of the fraud consisted of a false and material misrepresentation of facts by knowingly to be false or ignorant of the truth.

Count 2

Sergeant M. G. Peers, member of the Royal Canadian Mounted Police, on his written statement produced July 17, 2004, at or near New Westminster, in the Province of British Columbia, contravened the Canadian Shipping Act by Disobeying a Statute, contrary to Section 126 of the Criminal Code. Sergeant M. G. Peers without lawful excuse contravened an Act of Parliament by willfully stating sections of the Canadian Shipping Act when the intent of the stated Canadian Shipping Act sections only apply to Canadian Registered ships not to stateless or foreign owned ships.

Count 3

Sergeant M. G. Peers, member of the Royal Canadian Mounted Police, on his written statement produced July 17, 2004, at or near New Westminster, in the Province of British Columbia, fabricated evidence with intent to mislead, contrary to Section 137 of the Criminal Code. Sergeant M. G. Peers fabricated evidence with intent to mislead a proposed judicial proceeding by creating written statements using Canadian Shipping Act Sections where non apply. Sergeant M. G. Peers fabricated evidence with intent to mislead a proposed judicial proceeding by creating written statements indicating that published, professional and factual information does not exist.

Count 4

Sergeant M. G. Peers, member of the Royal Canadian Mounted Police, administered oath over the phone and swore the contents of an affidavit to be true to the best of his knowledge and belief. Sergeant M. G. Peers on addendum to grounds of belief submitted before Justice of the Peace, S. Joseph-Tiwary, on September 18, 2002, at or near New Westminster, in the Province of British Columbia, committed perjury with intent to mislead Justice of the Peace, S. Joseph-Tiwary, knowing the statements to be false, contrary

E.G. 1 (30)

to Section 131, 132 of the Criminal Code. Sergeant M. G. Peers, under oath, before Justice of the Peace, S. Joseph-Tiwary, who is authorized by law to permit it to be made, issued a false statement as to the correct and registered name of a ship named M/V Swiftsure X O.N. 170259, contrary to the vessel's certified transcript of registry showing the name M/V Gulf Ivy O.N. 170259. Further, knowing additional statements to be false, introduced sections of the Canadian Shipping Act with intent to mislead Justice of the Peace, S. Joseph-Tiwary, when the stated sections do not apply to the ship in question.

Count 5

Sergeant M. G. Peers, member of the Royal Canadian Mounted Police, on July 30, 2002, advised Mr. Shon Nickel, owner of the M/V El Conquistador (ex-Gulf Ivy) O.N. 170259, IMO 5180520, at Allied Shipyard, located in North Vancouver, Province of British Columbia, that Mr. Nickel's ship would be served a detention order, knowingly that Mr. Nickel's had endangered the safety of his ship, contrary to Section 78.1 (2) of the Criminal Code. Subsequently, Sergeant M. G. Peers allowed the M/V El Conquistador to depart North Vancouver, Province of British Columbia, contributing in a secondary way to the crime of Mr. Shon Nickel, stated above. Sergeant M. G. Peers, an accessory after the fact, assisted Mr. Shon Nickel, knowing that Mr. Nickel committed an indictable offence punishable by life imprisonment. Thus, Sergeant M. G. Peers, attempt to commit indictable offence punishable by life imprisonment (principal offence other than murder), contrary to Section 463 (a) of the Criminal Code.

Note: The M/V El Conquistador (ex-Gulf Ivy) O.N. 170259, IMO 5180520, presently detained by United States Coast Guard (USCG), in United States waters, a danger to navigation.

SWORN BEFORE ME,

ON 23rd DAY OF

SEPTEMBER, 2005

AT NEW WESTMINSTER,
BRITISH COLUMBIA

[Signature]
A JUSTICE OF THE PEACE IN AND FOR THE
PROVINCE OF BRITISH COLUMBIA

[Signature]
SIGNATURE OF INFORMANT

PROCESS CONFIRMED

A JUSTICE OF THE PEACE IN AND FOR
THE PROVINCE OF BRITISH COLUMBIA