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December 6, 1999

TRANSMITTED BY FAX
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Attention: James R. Smith, Esq.

Dear Sir:

Re: **Canadian Amateur Boxing Association ats Nagra**
Our File No.: 10510

I refer to our telephone conversation on the afternoon of Friday, December 3, 1999. I confirm that we have been retained by the Canadian Amateur Boxing Association in connection with this matter.

I confirm that you will provide me with a bound hard copy of your motion record utilized in relation to the motion heard December 1, 1999.

My hope and expectation is that my client and your client can work together to try and solve a problem which is international in scope. If, for some reason, we find that we cannot work together, it may well be necessary for my client to launch a motion to set aside or vary some of the terms of Justice Somers' order made December 1, 1999. I do not want any delay on my client's part to be held against my client should such an application be necessary.

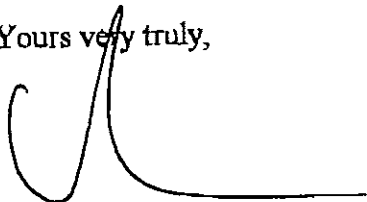
I should note, at the very outset, that the order is inaccurate as it indicates that the order was made in the presence of counsel for the defendant and following the hearing of submissions of counsel for the defendant. My client was not present, through counsel or otherwise, and made no submissions. As I understand matters, your client's motion record reached my client's offices in Ottawa after all members of the executive had left the office to travel to British Columbia. My client was hardly in a position to retain and instruct counsel in advance of the return of the motion on December 1, 1999.

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In closing, I wish to reiterate my client's desire to work with your client toward resolution of an issue with international implications.

Yours very truly,



Vance H. Cooper
VHC/tc

cc: Canadian Amateur Boxing Association
Attention: Mr. Hank Somers



R A C I O P P O • Z U B E R • C O E T Z E E • D I O N N E

December 10, 1999

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VIA FAX (416) 363-7112
Enclosures by Courier

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M5H 2B1

Attention: Vance H. Cooper

Dear Mr. Cooper:

Re: **Nagra v. Canadian Amateur Boxing Association**
Our File No.: 98-9813, Your File No.: 10510

We acknowledge receipt of your letter dated December 6, 1999.

We are buoyed by your statement that you hope that our respective clients can work together to solve this problem.

As you requested, we do enclose herewith the bound Motion Record together with the Factum which was served and filed with the Court.

With respect to the Order obtained, the reference to counsel for the Defendant being present was obviously a typographical error and does not effect the substance of the decision. Further, we can advise you that Mr. Justice Somers was aware that no one from the CABA was physically in attendance.

With respect to the merits of the issue, our position is simply that the CABA ought to amend its rule now to permit Mr. Nagra and any future Sikh boxers to box in competitions.

We would point out to you that in England the 1999-2000 regulations of the Amateur Boxing Association of England, which is also governed by AIBA, state that boxers

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Firm Counsel
Robert V. Callahan Q.C.

practicing the Sikh religion will be allowed to compete provided that facial hair is contained within a thin black net.

We are not aware of any sanctions that AIBA has made against England by permitting its boxers this amendment. Accordingly, the argument that sanctions will follow holds absolutely no weight. Further, we do not see any justification for CABA to deny our client's religious freedoms.

In short, please immediately obtain your client's instructions to amend CABA rules, thus permitting Mr. Nagra to fight in all future bouts sanctioned by CABA and/or its member bodies.

Once we have a Consent Order in this regard and an implementation of the amendment, our client will then work vigorously with CABA to exert a positive influence for change at the International level.

If your client is in a position to agree to this proposal at this time, we will recommend that our client does not seek costs for having proceeded to Court already.

If your client is not agreeable to resolving the issues in this manner, our intention is to proceed with a motion forthwith as well as with a further motion for contempt. However, we trust this matter can be resolved. Please provide us with your reply on or before December 13, 1999.

Finally, we note as well that Heritage Minister Sheila Copps and Secretary of State for Amateur Sport Denis Coderre have officially stated that their position is that the rule should be changed, and further, that a letter is or has been sent by the Ministers and CABA to AIBA. Please provide us with a copy of the letter(s) forthwith.

Yours very truly,

RACIOPPO ZUBER COETZEE DIONNE

Per:

James R. Smith

JRS:jt

Enclosures

cc. Sat Gosal
cc. Christopher Leafloor
cc. Pardeep Nagra ✓