



This is the 1st Affidavit of
Terrance Robert Martin Ruttan in this case
and was made on August 15, 2022

No. S-224947
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

Between:

Mary Reynolds

Plaintiff

And:

Deep Water Recovery Ltd., Mark Jurisich,
John Doe #1, John Doe #2, John Doe #3, and John Doe #4

Defendants

AFFIDAVIT

I, Terrance Robert Martin Ruttan, Yard Manager, of 2530 - #204 Dingwall Street, Duncan, British Columbia, SWEAR THAT:

1. I am an employee of the defendant, Deep Water Recovery Ltd. (“**Deep Water Recovery**”), and, as such, I have personal knowledge of the facts and matters deposed to in this Affidavit, except where such matters are stated to be based on information and belief and where so stated, I verily believe such matters to be true.
2. Deep Water Recovery operates on lands located at 5084 Island Highway South, in Union Bay, British Columbia (the “**Property**”). Deep Water Recovery is the tenant at the Property.
3. I am a yard manager at Deep Water Recovery. I work with and around heavy equipment and frequently perform my work on top of high structures. I often operate a blowtorch, as do other Deep Water Recovery staff members. I often work on the deck of a barge (again, with a blowtorch) and this work requires me to remain focused on my safety at all times.
4. Starting in or around early April 2022, I noticed a drone flying over and around the entire industrial zone of the Property on numerous occasions, for a duration of approximately 5 to 15

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minutes each time. On many of these occasions, the drone appeared sometime between 12:00 p.m. and 2:00 p.m. I did not initially know the identity of the drone operator.

5. In or around late April 2022, I learned that the drone was operated by Mary Reynolds, the Plaintiff in this Action. I came across videos of Deep Water Recovery's Property and operations on an online blog titled All Things Union Bay at <https://allthingsunionbay.com/> which belongs to Ms. Reynolds.

6. Since at least April 2022, the drone has been flying over and around the Property almost on a daily basis. By my estimation, the drone is flying about 25 to 100 feet above my work area.

7. Ms. Reynold's operation of the drone over the Property has caused me stress. I have become agitated by the presence and sound of the drone. When I hear the drone, it immediately causes me to stop working and look up towards the sky for the intruding drone.

8. Things have gotten to a point where Deep Water Recovery is under almost constant surveillance. This is unnerving. This has caused me feelings of stress and agitation. It also makes me uncomfortable at work.

9. In addition to the feelings described in paragraphs 7 and 8 of this Affidavit, the presence of the drone is creating safety issues.

10. As I stated above, I work with and around heavy equipment and frequently perform my work on barges. I regularly use a blowtorch. My work requires me to remain focused on my safety at all times. That said, on many occasions I have been startled and distracted by the drone flying overhead. The drone has caused me to lose focus on what I am doing.

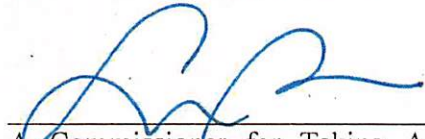
11. In addition to operating the drone, on June 22, 2022, at approximately 1:25 p.m., I observed Ms. Reynolds' vehicle parked on the Property. Ms. Reynolds was standing on the adjacent property owned by Kathy and Drew Calder, and she was flying a drone. The vehicle was still there when I left, approximately 30 minutes later.

12. Ms. Reynolds did not, at any time, have permission to fly a drone over Deep Water Recovery's Property or to record its activities, or employees.

13. Ms. Reynolds did not, at any time, have permission to enter onto Deep Water Recovery's Property.

14. This Affidavit was sworn using video technology in accordance with the Court's Notice regarding Affidavits for use in Civil and Family Proceedings dated March 27, 2020. I was not physically present before the commissioner when I swore this Affidavit.

SWORN BEFORE ME at Vancouver, British Columbia, on August 15, 2022



A Commissioner for Taking Affidavits in British Columbia

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Terrance Robert Martin Ruttan

SARAH M. PÉLOQUIN
Barrister & Solicitor
BORDEN LADNER GERVAIS LLP
1200 Waterfront Centre, 200 Burrard Street
P.O. Box 48600, Vancouver, Canada V7X 1T2
604-640-4013



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BORDEN LADNER GERVAIS LLP
1200 Waterfront Centre
200 Burrard Street
P.O. Box 48600
Vancouver, British Columbia
V7X 1T2
Telephone: (604) 687-5744
Matthew G. Swanson