

Excerpt from May 5, 2017 Code of Conduct Report by B. Nolan, Shibley Righton LLP

CONCLUSION

Based on my fact finding and on the balance of probabilities I find:

- a) the statement, essentially as alleged was made by Mr. Ramsay at the June 20, 2016 meeting;
- b) the statement cannot reasonably be construed to have been a "threat", and the elements necessary to constitute a threat are not present in the comment; and
- c) there is no evidence or facts which support a violation of Section 2 or Section 5 of the Code*.

Mr. Ramsay may have been out of order, but not every violation of parliamentary procedure constitutes a violation of the Code.

If I am wrong in the foregoing, the facts and the evidence would show that any contravention was made through inadvertence or an error in judgement in the heat of the moment.

Two more things. I wish to reiterate that I make no finding whatsoever that Ms. Watson acted in bad faith in bringing the Complaint.

Secondly, in spite of my findings, it is clearly the prerogative of the Board of Trustees to determine whether or not Mr. Ramsay breached the Code of Conduct by his comment.

*- *WRDSB Trustee Code of Conduct Policy G.201*