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February 5, 2018

Joe Friday  
Office of the Public Sector Integrity Commissioner of Canada  
60 Queen Street, 7<sup>th</sup> Floor  
Ottawa, Ontario K1P 5Y7

Dear Sir,

**Re: Request for investigation under s.33(1) of the *Public Servants Disclosure Protection Act***

Please find enclosed information in relation to the acts and omissions of public servants at the Canadian embassy in Mexico. Our review of the information available to us, largely through the disclosures from an Access to Information request, indicate that there is a *prima facie* case to be made that public servants have committed wrongdoing pursuant to sections 8(d) and 8(e) of the *Public Servants Disclosure Protection Act*. We ask that you investigate.

Please find attached a document detailing information about possible wrongdoing that we submit under section 33(1) of the *Public Servants Disclosure Protection Act*, which provides,

If ... as a result of any information provided to the Commissioner by a person who is not a public servant, the Commissioner has reason to believe that ..... a wrongdoing ... has been committed, he or she may, subject to sections 23 and 24, commence an investigation into the wrongdoing if he or she believes on reasonable grounds that the public interest requires an investigation.

The Justice and Corporate Accountability Project is a volunteer organization that provides *pro bono* legal assistance to members of Indigenous and *campesino* (peasant farmer) communities who are in conflict with mining companies. In this case, we represent the family and supporters of Mariano Abarca, a community leader who was murdered in November 2009:

- Mirna Montejo Gordillo, wife
- José Luis Abarca Montejo and Jose Mariano Abarca Montejo, sons
- Dora Mabely Abarca Montejo and Bertha Johana Abarca Montejo, daughters
- Fundación Ambiental Mariano Abarca (Mariano Abarca Environmental Foundation or FAMA)
- Otros Mundos, A.C., Chiapas
- El Centro de Derecho Humanos de la Facultad de Derecho de la Universidad Autónoma de Chiapas (the Human Rights Centre of the Law Faculty of the Autonomous University of Chiapas)
- La Red Mexicana de Afectados por la Minería (Mexican Network of Mining Affected People or REMA)
- MiningWatch Canada

We raise these issues in the spirit of the words of invitation you share on your website: “we truly believe that coming forward when you witness wrongdoing, or what you think is wrongdoing, is the right thing to do.”

I understand that you will be making a decision about whether to investigate within 15 days. If you would like to meet me before that time, or would like any information, please do not hesitate to contact me Shin Imai ([simai@justice-project.org](mailto:simai@justice-project.org)) or my colleague Charis Kamphuis ([ckamphuis@tru](mailto:ckamphuis@tru)).

Thank you for your attention to this matter,

Yours truly,

A handwritten signature in black ink, appearing to read 'Shin Imai', with a stylized flourish at the end.

Shin Imai  
Barrister and Solicitor  
Justice and Corporate Accountability Project