



This is the 1st affidavit  
of Peter van der Heyden in this case  
and it was made on 18 February 2025

No. VLC-S-S-248901  
Vancouver Registry

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

**BETWEEN:**

**MICHAEL LARES**

**PETITIONER**

**AND:**

**PETER VAN DER HEYDEN and FLYING "L" RANCH LTD.**

**RESPONDENTS**

**AFFIDAVIT**

I, Peter van der Heyden, businessperson, c/o Eyford Partners LLP, 1744-1055  
Dunsmuir Street, Vancouver, British Columbia, AFFIRM THAT:

1. I am a director and shareholder of Flying "L" Ranch Ltd. (the "Company"), and as such have personal knowledge of the facts and matters deposed to in this affidavit, except where such knowledge is said to be based on information and belief, in which case I verily believe the information to be true.
2. I have read the petition response that is to be filed at the same time as this affidavit and under the same style of proceeding, and particularly the facts set out in Part 4 of the petition response.
3. The matters in paragraphs 1-3, 7-97, 99-116, 118-24, and 126-48 of the facts set out in Part 4 of the petition response are true.
4. Attached to this affidavit and marked as exhibit "A" is a true copy of a land title office search for lands legally described as District Lot 383 Range 2 Coast District dated 03 February 2025.

5. Attached to this affidavit and marked as exhibit "B" is a true copy of a land title office search for lands legally described as District Lot 199 Range 2 Coast District dated 03 February 2025.
6. The lands legally described as District Lot 383 Range 2 Coast District and District Lot 199 Range 2 Coast District are referred to collectively in this affidavit as the "Lands".
7. Attached to this affidavit and marked as exhibit "C" is a true copy of the Company's 2023 corporate tax return.
8. Attached to this affidavit and marked as exhibit "D" is a true copy of the Company's 2023 financial statements.
9. Attached to this affidavit and marked as exhibit "E" is a true copy of the purchase agreement concerning the Lands dated 01 May 2019.
10. Attached to this affidavit and marked as exhibit "F" is a true copy of an email from Mr. Lares to me dated 29 April 2019.
11. Attached to this affidavit and marked as exhibit "G" is a true copy of a memorandum of understanding executed by Mr. Lares and me dated 29 April 2019.
12. Attached to this affidavit and marked as exhibit "H" is a true copy of the Certificate of Incorporation for Flying "L" Ranch dated 03 June 2019.
13. Attached to this affidavit and marked as exhibit "I" is a true copy of the Incorporation Application for Flying "L" Ranch dated 03 June 2019.
14. Attached to this affidavit and marked as exhibit "J" is a true copy of the Incorporation Agreement and Articles of Flying "L" Ranch dated 03 June 2019.
15. Attached to this affidavit and marked as exhibit "K" is a true copy of a Notice of Change of Directors for Flying "L" Ranch dated 07 June 2019.
16. Attached to this affidavit and marked as exhibit "L" is a true copy of a company summary for Flying "L" Ranch Ltd.
17. Attached to this affidavit and marked as exhibit "M" is a true copy of a wire transfer receipt dated 29 April 2019.

18. Attached to this affidavit and collectively marked as exhibit "N" are true copies of two wire transfer receipts dated 21 and 29 May 2019 (one for \$51,760 USD, the other for \$300,000 USD).
19. Attached to this affidavit and marked as exhibit "O" is a true copy of a second wire transfer receipt dated 29 May 2019.
20. Attached to this affidavit and marked as exhibit "P" is a true copy of a memorandum of understanding between me and Mr. Lares dated 07 March 2024.
21. Attached to this affidavit and marked as exhibit "Q" is a true copy of a docket summary for bankruptcy petition 93-70953-wb (United States Bankruptcy Court District of South Carolina (Charleston)).
22. Attached to this affidavit and marked as exhibit "R" is a true copy of court file 11-20237 from United States Bankruptcy Court, Western District of North Carolina.
23. Attached to this affidavit and marked as exhibit "S" is a true copy of an email from my solicitor, Yvan Guy Larocque, to Cameron Nicol dated 01 November 2024.
24. Attached to this affidavit and marked as exhibit "T" is a true copy of an email chain between Mr. Larocque and Mr. Nicol dated from 31 October to 05 November 2024.
25. Attached to this affidavit and marked as exhibit "U" is a true copy of an email chain between Mr. Larocque and Mr. Nicol dated from 06 November to 12 November 2024.
26. Attached to this affidavit and marked as exhibit "V" is a true copy of a letter from Mr. Larocque to Royal Morton calling for a directors' meeting for 20 December 2024.
27. Attached to this affidavit and marked as exhibit "W" is a true copy of a 15 January 2024 retainer agreement produced by Mr. Lares' counsel.
28. Attached to this affidavit and marked as exhibit "X" is a true copy of a directors' resolution dated 18 January 2024 produced by Mr. Lares' counsel.
29. Attached to this affidavit and marked as exhibit "Y" is a true copy of a letter dated 16 February 2024 from Mr. Morton to Kristy McQuade.

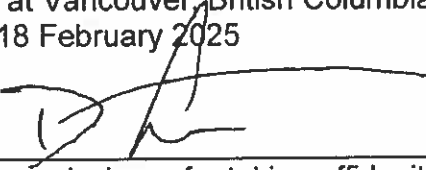
30. Attached to this affidavit and marked as exhibit "Z" is a true copy of a letter dated 16 February 2024 from Mr. Morton to Deven Lamar.
31. Attached to this affidavit and marked as exhibit "AA" is a true copy of a letter dated 16 February 2024 from Mr. Morton to Devyn McMillan.
32. Attached to this affidavit and marked as exhibit "BB" is a true copy of a letter dated 16 February 2024 from Mr. Morton to Jonathan Skeels.
33. Attached to this affidavit and marked as exhibit "CC" is a true copy of a letter dated 20 February 2024 from Mr. Morton to Alisse Andrews.
34. Attached to this affidavit and marked as exhibit "DD" is a true copy of a letter dated 26 February 2024 from Mr. Morton to Elisse Reculard.
35. Attached to this affidavit and marked as exhibit "EE" is a true copy of a text message exchange between me and Mr. Lares dated 05 June to 06 June 2024. My comments are in the right-hand column.
36. Attached to this affidavit and marked as exhibit "FF" is a true copy of an email from me to Mr. Lares dated 01 July 2024.
37. Attached to this affidavit and marked as exhibit "GG" is a true copy of an email from me to Mr. Lares dated 02 July 2024.
38. Attached to this affidavit and marked as exhibit "HH" is a true copy of Flying "L" Ranch Ltd.'s Canada Emergency Business Account loan statement dated 19 July 2024.
39. Attached to this affidavit and marked as exhibit "II" is a true copy of an RBC payment confirmation I received from Mr. Lares.
40. Attached to this affidavit and marked as exhibit "JJ" is a true copy of an email I sent to Mr. Lares on 13 March 2024.
41. Attached to this affidavit and marked as exhibit "KK" is a true copy of a letter sent by my counsel, Yvan Larocque, to Mr. Lares dated 07 June 2024.
42. Attached to this affidavit and marked as exhibit "LL" is a true copy of a text message exchange I had with Mr. Lares on 06 June 2024. My comments are in the right-hand column.

43. Attached to this affidavit and marked as exhibit "MM" is a true copy of a letter sent by my counsel, Mr. Larocque, to Mr. Morton dated 03 July 2024.
44. Attached to this affidavit and marked as exhibit "NN" is a true copy of a letter sent by Mr. Morton to Mr. Larocque dated 26 July 2024.
45. Attached to this affidavit and marked as exhibit "OO" is a true copy of the email I sent to Debbie Weins dated 09 October 2024.
46. Attached to this affidavit and marked as exhibit "PP" is a true copy of a 09 December 2024 letter from Mr. Larocque to Mr. Morton along with a proposed directors' resolution.
47. Attached to this affidavit and marked as exhibit "QQ" is a true copy of a screenshot showing that District Lot 383 Range 2 Coast District is registered as a farm for tax purposes.
48. Attached to this affidavit and marked as exhibit "RR" is a true copy of email correspondence between Messrs. Larocque and Morton dated 09-19 December 2024.
49. Attached to this affidavit and marked as exhibit "SS" is a true copy of a 23 January 2025 letter sent by my counsel, Drummond Lambert, to Mr. Morton.
50. Attached to this affidavit and marked as exhibit "TT" is a true copy of a 29 January 2025 letter from Mr. Morton to Mr. Lambert, along with enclosures.
51. Attached to this affidavit and marked as exhibit "UU" is a true copy of a 06 February 2025 letter from Mr. Lambert to Mr. Morton.
52. Attached to this affidavit and marked as exhibit "VV" is a true copy of a 07 February 2025 letter from Mr. Morton to Mr. Lambert, along with enclosures.
53. Attached to this affidavit and marked as exhibit "WW" is a true copy of a chart I made showing the Company's bank account's debits and credits for the period 31 December 2019 to 31 January 2025.
54. Attached to this affidavit and collectively marked as exhibit "XX" are true copies of two emails I sent Mr. Lares on 10 August 2023 and 14 September 2023.

55. Attached to this affidavit and marked as exhibit "YY" is a true copy of email correspondence between Mr. Larocque and Mr. Nicol dated 18-20 March 2024.

56. Attached to this affidavit and collectively marked as exhibit "ZZ" are true copies of the Company's bank statements for the periods ending: 30 April 2021; 29 October 2021; 31 January 2022; 31 March 2022; 30 June 2022; 29 July 2022; 29 September 2022; 30 November 2022; 30 December 2022; 31 August 2023; 29 September 2023; 31 October 2023; 30 November 2023; 29 February 2024; 28 March 2024; 31 May 2024; 28 June 2024; 31 July 2024; 30 August 2024; 31 October 2024; and 29 November 2024.

57. Attached to this affidavit and collectively marked as exhibit "AAA" is a true copy of the Company's VISA statements for periods ending: 13 May 2021; 14 February 2022; 13 April 2022; 13 July 2023; 13 December 2023; 13 February 2024; 13 March 2024; 13 September 2024; 15 October 2024; 13 December 2024.

AFFIRMED BEFORE )  
ME at Vancouver, British Columbia, )  
on 18 February 2025 )  
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\_\_\_\_\_)  
A commissioner for taking affidavits )  
for British Columbia )  
Drummond Lambert )

  
\_\_\_\_\_  
Peter van der Heyden

**Drummond Lambert**  
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