



Denis Rancourt &lt;[REDACTED]&gt;

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## False and Defamatory Statements

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M.D. Nazemroaya &lt;mnaze024@uottawa.ca&gt;

Mon, Mar 1, 2010 at 11:28 PM

To: Denis Rancourt &lt;[REDACTED]&gt;

Cc: board@thefulcrum.ca, benkmyers@gmail.com, editor@thefulcrum.ca, vp.communications@sfuo.ca, mday086@uottawa.ca, maureenhasinoff@gmail.com, n.taylor.vaisey@gmail.com, scottbedard@gmail.com, fltadmtrainor@hotmail.com, foursidecity@gmail.com, wgstephenson@ymail.com, mheba053@uottawa.ca, university@gsaed.ca

Dr. Rancourt,

Thank you for bringing these threats of litigation by Frank Appleyard to my attention.

I will offer my position as FPS Ombudsman and the source of the report:

Since I was suspended by the Board of Directors as the FPS Ombudsman before a detailed or final report could have been produced on your complaint, in which you mentioned Frank Appleyard, I would like to give you some of the grounds for what I reported. I stated "that" if it is proven that Frank Appleyard worked for the University Administration then I would judge it to be a breach of the FPS Editorial Constitution.

Section 12.03 (B) of the FPS Editorial Constitution clearly states:

"Employees and the Editorial Board shall not receive monetary compensation from the SFUO, GSAED, or the university administration for services rendered. This applies only during the publishing year and does not apply to salaries received from the Pivik."

The key words here are "Employees and the Editorial Board" in Section 12.03 (B). In Section 1 (I) of the FPS Constitution it clearly states:

"'Employees' means section editors, editor-in-chief, unelected editorial positions, business positions, and any other individual on the Corporate payroll." Business positions, which includes Business Manager, are mentioned and it can be no clearer than that; no one can work for the SFUO, GSAED, or the Administration of the University of Ottawa at the same time as working for The Fulcrum, because it is a conflict of interest.

After Frank's own omission that he worked for the the Administration of the University of Ottawa and for The Fulcrum at the "same time" it became clear that he violated the FPS Constitution. There is no debate or divergence of interpretation on this fact. No one can authorize breaches of the FPS Constitution or FPS By-laws, including the Board of Directors. According to Section 2.03 of the FPS Constitution, amendments can only be made at a duly constituted meeting of the staff approved by the Board or vice-versa. Because I am suspended as the FPS Ombudsperson, you will have to address the Board why they authorized the violation of the FPS Constitution.

Moreover, Frank Appleyard clearly refuted my report as being allegation and personal attacks against him and then officially complained to the Board, which the FPS Vice-President, Scott Bedard, cited in an official letter (February 27, 2010) as a reason for my suspension. Now, in paradox,

Frank Appleyard has contradicted himself by stating that the FPS Ombudsman's statements in the interim report were accurate and that you, Dr. Rancourt, should adhere to them. Thereby Frank Appleyard has shown that his allegations against me, as the FPS Ombudsman, were false.

Cordially,

Mahdi Darius Nazemroaya  
Fulcrum Publishing Society Ombudsperson

> FYI: I would like the Ombudsman to be informed about an outcome (below)  
> arising from your last report.  
>  
> Denis Rancourt  
>  
> ----- Forwarded message -----  
> From: Frank Appleyard <[REDACTED]>  
> Date: Mon, Mar 1, 2010 at 1:02 AM  
> Subject: False and Defamatory Statements  
> To: [REDACTED]  
>  
>  
> Dr. Rancourt,  
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>  
> I am writing in regards to the recent posts on  
> uofowatch.blogspot.com--identified as your blog--and a press release sent  
> to  
> media outlets. Statements made in two separate posts and one media release  
> are defamatory to my character, and I am asking that the affected content  
> be  
> removed from your website, and a retraction of the appropriate content  
> within the affected press release be published. Further, I am requesting  
> that an apology be published on [uofowatch.blogspot.com](http://uofowatch.blogspot.com). Should the content  
> not be removed and retracted as requested, I will seek legal action.  
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>  
> My contentions are as follows:  
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> You have claimed in several blog posts & media releases (specified below)  
> that my employment with the University of Ottawa in the summer of 2009  
> breached the Fulcrum Publishing Society's (FPS) Editorial Constitution as  
> it  
> occurred during my ongoing tenure as the FPS' Business Manager. Your  
> claims,  
> stated as fact both on [uofowatch.blogspot.com](http://uofowatch.blogspot.com) and in your press release  
> are  
> false and defamatory to my character.  
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>  
> The Fulcrum's Editorial Constitution states:  
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>  
> Section 2: Constitution  
>  
> 2.01 This constitution shall serve to govern all policies and operating