



**Subject: Letter to midwives in category C1 and C2 (extenuating circumstances for not meeting the deadline to submit consent)**

**Date: August 4, 2020**

Dear [Name],

We are writing to you because you contacted the AOM to indicate you missed the August 8, 2019 deadline to submit a consent form to be an Applicant in AOM vs MOH at the HRTTO, that you missed the deadline due to extenuating circumstances, and that you wish to be an Applicant.

If you would like the AOM to advocate that you be added as an Applicant, you will need to swear an affidavit. The AOM's legal team is willing to assist you in preparing the affidavit. In order to put the strongest case forward on your behalf, the affidavit must include as much detail about your personal circumstances and explanations for missing the deadline as possible.

We require as much of the following information as possible by no later than **August 10, 2020 by 9:00 am:**

- Any compelling reasons or justifications for missing the August 8, 2019 deadline. These may include the fact that you were on a disability or parental leave during the relevant time or had other extenuating personal circumstances (eg health issues) which caused you to miss the deadline. Please include as much details as possible including the exact dates of any leaves, or personal circumstances.
- Any documentary evidence supporting your personal circumstances (eg proof you were on disability or parental leave during the relevant time, etc.)

Please note that an affidavit is equivalent to sworn testimony in a court of law. You are required to swear or affirm the truth of the contents of the affidavit before a notary or lawyer. Intentionally misrepresenting or omitting relevant facts in an affidavit could constitute perjury, which is a criminal offence. The AOM recognizes that swearing an affidavit is a significant undertaking. **Please confirm with the AOM by no later than August 10, 2020 at 9:00 am whether you are willing to swear an affidavit in support of your claim to be added as an Applicant.**

If you are willing to swear an affidavit, the AOM is willing to take the position with the Ministry that you ought to be added as an Applicant in the proceedings. We do not know yet whether the Ministry will agree to add you as an Applicant at this late stage, and accordingly we continue to recommend that you file an individual human rights complaint to protect your interests.


### **AOM Communications to you**

As you may have already seen, on July 30, 2020 the AOM sent you a communication regarding the process for opting-in to become an Applicant as well as information about how the AOM has been

investigating and responding to concerns from individuals. You can access the communication (log in required) here: <https://www.ontariomidwives.ca/applicant-list>.

In addition, alongside this memo, you will shortly receive a letter outlining the records in the AOM's possession regarding information sent to you about the action you needed to take to become an Applicant and/or the results of searching our records for evidence of receipt of a consent form from you.

Sincerely,



Jasmin Tecson

President



Juana Berinstein

Interim Executive Director