

**THE QUEEN'S BENCH
Winnipeg Centre**

BETWEEN:

SHELLY GLOVER,

Applicant,

– and –

THE PROGRESSIVE CONSERVATIVE PARTY OF MANITOBA,

Respondent,

FILED NOV 02 2021

**AFFIDAVIT OF KEVIN COOK
SWORN: November 2, 2021**

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THE PROGRESSIVE CONSERVATIVE PARTY OF MANITOBA,

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AFFIDAVIT OF KEVIN COOK

I, Kevin Cook, of the City of Winnipeg, in the Province of Manitoba,

MAKE OATH AND SAY THAT:

1. I was a Scrutineer for the Respondent's Leadership Election held on October 30, 2021, and have personal knowledge of the facts hereinafter deposed to by me except where same are stated to be based upon information and belief, in which case I do verily believe same to be true.
2. On January 2, 2021, I retired from the Winnipeg Police Service with the rank of Senior Constable after 26 years of service.

3. I volunteered for the Applicant's campaign for the Leadership Election (the "Election"). As a volunteer, I sold memberships for the Progressive Conservative Party of Manitoba (the "PC Party"), made telephone calls, and retrieved ballots from various residences. I also acted as a Scrutineer at the PC Party headquarters to verify member ballot identification.

4. On October 30, 2021, I acted as a Scrutineer for the Applicant at the Victoria Inn in Winnipeg, Manitoba, where the ballots were opened and counted to determine the winner of the Leadership Election.

5. The counting took place in a ballroom at the Victoria Inn. There were approximately 90 individuals in the ballroom, including members of the Applicant's campaign team, members of Heather Stefanson's campaign team, ballot openers, ballot counters, and members of the PC Party Executive.

6. Once all of the necessary individuals had entered the ballroom, the ballroom doors were closed, and all cellphones, laptops, and other communication devices had to be surrendered. These devices were placed in clear plastic bags, and then secured in three cardboard boxes. We were told that we were not allowed to leave the ballroom or retrieve our devices until instructed to do so.

7. Several tables were set up for the opening and counting of ballots. I was assigned to a table with a Scrutineer from Ms. Stefanson's campaign team, a ballot opener, and a ballot counter. The ballot opener was to open the ballots, and the ballot counter was to record the vote on a ballot recording sheet.

8. Our table was provided with ballot box 17, which was sealed with tape. I was not informed of the total number of ballots that were to be in the ballot box.

9. We were instructed to open the ballot box, and all of the ballots were opened. The ballots for each of Stefanson and the Applicant were counted, and the total number of ballots for each candidate was confirmed, as was the number of “spoiled” and “disputed ballots. I recorded each ballot for the entire duration of this process. My table counted over 950 ballots.

10. Once the ballots were counted, the ballot counter verbally confirmed the totals with Ms. Stefanson’s Scrutineer and me. All those present at my table signed the ballot recording sheets, and I signed the back of the sheets along with Ms. Stefanson’s Scrutineer.

11. The ballots were separated into their respective piles and wrapped in elastic bands. They were then placed back into the ballot box, which was not sealed in any manner. Tom Wiebe, an Executive member of the PC Party, then picked up the ballot box and the ballot recording sheets and placed them at a table at the front of the room.

12. Following the completion of the counting at my table, I provided my vote tally numbers to Destiny Watt, the Head Scrutineer for the Applicant’s campaign. My table was one of the last to count ballots given the number of ballots we had to count. I was advised by Ms. Watt, and do verily believe, that the Applicant was ahead of Ms. Stefanson by 500 votes and would win the Election.

13. I returned to my table, and observed other unsealed ballot boxes and ballot recording sheets being placed at the table at the front of the room.

14. As the day progressed and further ballots were counted, it was clear that the Applicant had won the Election and would be the next Premier of Manitoba. I noticed that members of Ms. Stefanson's team were visibly upset.

15. Subsequently, I witnessed a few men begin to remove the unsecured ballot boxes through a side door to the ballroom. The men were being supervised by Mr. Wiebe.

16. I am advised by Ms. Watt, and do verily believe, that she asked Mr. Wiebe why the unsealed ballot boxes were being removed and what the final tally of votes was. Mr. Wiebe told Ms. Watt that the ballot boxes would be secured in a vehicle, and that she would find out the tally of votes "with everyone else". None of the Scrutineers from the Applicant's campaign were permitted to leave the ballroom to observe the chain of custody of the unsealed ballot boxes.

17. Later that afternoon, Mr. Wiebe announced the total number of votes, and that Ms. Stefanson had been elected.

18. I make this Affidavit bona fide.

SWORN before me at the City of)
Winnipeg, in the Province of)
Manitoba, this 2nd day of November,)
2021)



KEVIN COOK



A Barrister-at-law entitled to practice
in and for the Province of Manitoba