



Muslim Council of Calgary *Legal Matters - Update*

Dear community members,

Since the November elections, the MCC board has been dealing with many legal applications, demand letters and several lawsuits, old and new. We are committed to maintain a ledger of all applications and proceedings to determine the best path forward based on input from both the MCC Legal and Bylaw committee and the elected Board of Directors (through discussions and resolutions).

The most recent and disturbing legal application was filed on December 15, 2020 which sought to:

- Put our organizations (MCC, MAC, MCFC, CIS) into receivership and strip our communities' rights to govern itself, and
- Prevent the MCC to further seek recovering misappropriated MCC funds

Receivership is a legal term where a company or a person is placed in the custodial responsibility for the property of others, including tangible and intangible assets and rights.

Had this application been successful, it would have surrendered the responsibilities of the day-to-day management to a third party, non-Muslim organization which would have been appointed as a "caretaker" of all the Muslim affairs in our community. As a result, our community would have suffered significant financial, political, and reputational loss.

Unfortunately, the individual that filed this application (***Zafar v Muslim Association of Calgary et al Action No: 2001 12754***) is a Muslim brother and was a member of our community's previous board. In his ill-advised opinion he believed an organization with no connection to our community and with no knowledge or appreciation of our religion, values or affairs was better suited to operate our affairs instead of the board that you have duly elected.

Alhamdulillah, **the court did not agree and dismissed the application** upholding the authority of the board you elected to run your affairs.

In addition to this good news regarding the court dismissal we also wanted to share that **we have successfully recovered nearly \$500,000.00 of misappropriated funds** and placed it back into the community's accounts. Every one of your board members regrets having to participate in these lawsuits, but it is our responsibility to pursue and recover all misused funds, including the cost of the above action.

By winning this case, our community remains in control of its own affairs and we, as **your elected board of directors can continue pursuing and recovering multiple sums of misappropriated funds lawfully**, through the legal system. We have committed to all our community members that we will diligently and actively work towards protecting our community assets from being mortgaged, leveraged, or sold without community input or in contradiction to our bylaws.