

**ONTARIO
SUPERIOR COURT OF JUSTICE**

BETWEEN

RITCHIE SINCLAIR

Plaintiff

V

JOHN WERNER GOLDI, JOAN CATHERINE GOLDI, AND UGO MATULIC

Defendants

REPLY AND DEFENCE TO COUNTERCLAIM

REPLY

1. The plaintiff admits the allegations contained in paragraphs 65, 74 and 99 of the statement of defence.
2. The plaintiff denies the allegations contained in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 39, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 66, 67, 68, 69, 70, 71, 72, 73, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 100, 101, 102, 103 and 104 of the statement of defence.
3. The plaintiff has no knowledge in respect of the allegations contained in paragraphs 38, 40, 41, 42 and 86 of the statement of defence.

4. The plaintiff repeats and relies on the allegations in the amended statement of claim.
5. With respect to the allegations contained in paragraph 5 of the statement of defence the plaintiff pleads only the material fact of the defendants' admittance that they have been working together to discredit the plaintiff, not that the statements with regard to this fact are in themselves defamatory.

DEFENCE TO COUNTERCLAIM

6. The defendant by counterclaim denies each and every allegation in the counterclaim unless expressly admitted to herein.
7. In particular, the defendant by counterclaim denies defaming John Goldi or Joan Goldi, or slandering the title to their property, and puts the plaintiff to the strict proof thereof.
8. The defendant by counterclaim further denies that the defendants have suffered any damages and in the alternative states that any damages sustained by the defendants are remote, excessive, and unrecoverable at law.
9. The defendant by counterclaim states, and the fact is, that fake Morrisseau artworks are unfortunately a major problem in the marketplace and therefore the defendant by counterclaim erected a website showcase at Morrisseau.com to provide consumers and the

public with information regarding the prevalence of such counterfeit artworks and the identification of such counterfeit artworks.

10. The defendant by counterclaim pleads and relies on the justification of truth for any of the comments he made that defendants John Goldi and Joan Goldi object to, and in the alternative pleads and relies upon the doctrine of fair comment.

11. In the further alternative, the defendant by counterclaim pleads and relies on provisions of the Ontario Libel and Slander Act R.S.O. 1990, Chapter L.12