

## Agreed Statement

As this season's ball hockey concludes, the Board wishes to inform all members of a legal action taken against the Metro Minor Ball Hockey Association (the "Association").

Under the British Columbia *Societies Act* (the "Act"), members of a B.C. society have the right to seek remedies in the Supreme Court of British Columbia in connection with a society's failure to comply with certain standards set out in the Act. A Petition was filed in the Supreme Court of British Columbia on April 6, 2023, on behalf of six Association members, which included the following allegations:

1. There were omissions, defects, errors or irregularities with respect to the Association's 2022 Annual General Meeting held on September 19, 2022 (the "2022 AGM"), including that not all members were provided with notice of the 2022 AGM, contrary to the Metro Constitution/Bylaws and the Act; and
2. In the alternative, that the directors are managing the Association's affairs or exercising their powers in a manner that the Petitioners and other Association members find oppressive and that a new election of directors should be ordered.

The Petitioners are seeking various remedies, including:

1. An email notification to all current Association members detailing the date, time, and voting procedures for the upcoming general meeting.
2. Appointment of a neutral returning officer to oversee the election, replacing a Board of Directors member.

The Metro Board responded to the petition, denying any allegations of oppressive or deliberately wrongful conduct, but recognizing that through inadvertence certain corporate requirements were not met.

To avoid the Association incurring further costs associated with litigating in Court, the Petitioners and Metro Board have agreed to proceed with the 2023 Annual General Meeting, which is expected to occur in September 2023. All current Association members will be notified by email of the date, time, and venue of this meeting along with the AGM material and instructions on the voting procedure at the AGM. The financial statements will follow to members by email in advance of the meeting. As well, the Petitioners and

Metro Board have agreed that a current Association member, who is a lawyer and not related to any member of the current Board, will serve as Chair at that meeting. Once the 2023 Annual General Meeting is held, the petition will be dismissed without costs to any party.

The complete petition and various affidavits can be found in the court records. If you have any inquiries regarding this issue, please email the Association at [metro@metroballhockey.ca](mailto:metro@metroballhockey.ca).