Vancouver
04-Nov-25
REGISTRY

FORCE FILED

FORM 32 (Rule 8-1 (4))

Court File No. S-258133
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

X CORP.

Applicant (Petitioner)

AND:

JESSICA SIMPSON (aka "TR")

Respondent

NOTICE OF APPLICATION

Name of Applicant: X Corp.

To: Jessica Simpson
Civil Resolution Tribunal
Ministry of Attorney General of British Columbia

TAKE NOTICE that an application will be made by the Applicant to the presiding judge at the courthouse at **800 Smithe Street, Vancouver, British Columbia V6Z 2E1** on November 6, 2025, at 9:45 a.m. for the orders set out in Part 1 below.

The Applicant estimates that the application will take **20 minutes**.

☐ This matter is within the jurisdiction of an associate judge.

☒ This matter is not within the jurisdiction of an associate judge.

Part 1: ORDER(S) SOUGHT

1. The Applicant seeks the following relief:

   (a) An order permitting the Applicant to commence proceedings for judicial review of the Administrative Penalty Decision of the Civil Resolution Tribunal in *Re X Corp.*, 2025 BCCRT 1228, issued September 4, 2025 (IS-2-2025-003711), with the Respondent Jessica Simpson identified by the initials "TR"; and

   (b) An order dispensing the Applicant from filing the order requested at (a) with the full name of the Respondent Jessica Simpson.

Part 2: FACTUAL BASIS

2. This is an application to commence proceedings anonymously. The underlying proceedings are for judicial review of an Administrative Penalty Decision issued by the Civil Resolution Tribunal on September 4, 2025: see *Re X Corp.*, 2025 BCCRT 1228. The Applicant X Corp. is the Petitioner in the underlying proceedings.

3. The decision of the Tribunal refers to the Respondent Jessica Simpson as "TR". X Corp. seeks an order for the Respondent to be identified the same way in the proceedings for judicial review.

4. Vice Chair Regehr made two orders under s. 13 of the ***Intimate Images Protection Act*, S.B.C. 2023, c. 11 (IIPA)** banning the publication of the Respondent's name or anything that would identify the Respondent. He also ordered the dispute records sealed. These orders are at *Re X Corp.*, 2025 BCCRT 1228, paras. 50-51 and Protection Order Decision re-issued May 26, 2025 (File: IS-1-2025-000905) [unpublished], paras. 58-59.[1] Copies of those decisions are included for reference as Exhibit A and Exhibit B of the 1st Affidavit of Kristine Kristiansen, sworn November 4, 2025.

5. In the context of the Protection Order Decision, the Vice Chair stated he was required to (i) order a publication ban protecting the Respondent's identity and (ii) omit the Respondent's name from the Decision pursuant to **ss. 5(9) and 13 of the IIPA**.

6. The Vice Chair exercised his discretion to order a publication ban in relation to the Administrative Penalty Decision.

Part 3: LEGAL BASIS

7. X Corp. recognizes the Vice Chair made orders under **s. 13 of the IIPA** and applied protective measures in the underlying proceedings to maintain the anonymity of the Respondent, and that the **IIPA** requires omitting the Respondent's name from the Protection Order Decision.

8. Pursuant to **s. 5(9) of the IIPA**, the Respondent's name could not appear in the decisions below. Insofar as her name is contained in the dispute records, those are subject to the sealing orders made by the Vice Chair.

9. An Order to Commence Proceedings Anonymously in this Court would ensure that the Applicant does not unintentionally breach the Vice Chair's orders or otherwise undermine the

[1] The Respondent is identified as "AQ" in the Decision re-issued May 26, 2025. AQ and TR are the same person.

measures applied by the Vice Chair to protect the Respondent's identity in the underlying proceedings.

10. Should this Court find that the orders of the Vice Chair, the anonymization measures the Vice Chair applied, and the legal bases for his doing so do not warrant granting an order to commence the judicial review proceedings anonymously, X Corp. takes no position on whether such an order should nevertheless be granted.

Additional Grounds

11. The Applicant relies on the Supreme Court Civil Rules, B.C. Reg. 168/2009, the following legislative provisions and regulations issued thereunder:

(a) *Judicial Review Procedures Act*, R.S.B.C. 1996, c. 241;

(b) *Civil Resolution Tribunal Act*, S.B.C. 2012, c. 25;

(c) *Intimate Images Protection Act*, S.B.C. 2023, c. 11.

Part 4: MATERIAL TO BE RELIED ON

1. 1st Affidavit of Kristine Kristiansen, sworn November 4, 2025.

TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION: If you wish to respond to this Notice of Application, you must, within 5 business days after service of this Notice of Application or, if this application is brought under Rule 9-7, within 8 business days after service of this Notice of Application,

(a) file an application response in Form 33,

(b) file the original of every affidavit, and of every other document, that

(i) you intend to refer to at the hearing of this application, and

(ii) has not already been filed in the proceeding, and

(c) serve on the Applicant 2 copies of the following, and on every other party of record one copy of the following:

(i) a copy of the filed Application Response;

(ii) a copy of each of the filed Affidavits and other documents that you intend to refer to at the hearing of this application and that has not already been served on that person;

(iii) if this application is brought under Rule 9-7, any notice that you are required to give under Rule 9-7(9).

Date: November 4, 2025

Signature of ☐ Applicant
☒ Lawyer for Applicant
Andrew Bernstein/Martha C. Côté

Martha C. Côté

To be completed by the court only:
Order made

☐ in the terms requested in paragraphs _____ of Part 1 of this Notice of Application

☐ with the following variations and additional terms:

_____

_____

_____

Date: _____ _____

Signature of ☐ Judge ☐ Associate Judge

APPENDIX

THIS APPLICATION INVOLVES THE FOLLOWING:

☐ discovery: comply with demand for documents

☐ discovery: production of additional documents

☐ other matters concerning document discovery

☐ extend oral discovery

☐ other matter concerning oral discovery

☐ amend pleadings

☐ add/change parties

☐ summary judgment

☐ summary trial

☐ service

☐ mediation

☐ adjournments

☐ proceedings at trial

☐ case plan orders: amend

☐ case plan orders: other

☐ experts

☒ none of the above