

Formal Demand for Judicial Order · Longo Doctrine Proposition 4

FORMAL DEMAND FOR JUDICIAL ORDER

Pursuant to the Cascading Authority on Default Principle · Longo Doctrine Proposition 4

Served on:

The Honourable Pierre Poilievre, P.C., M.P. Leader of His Majesty's
Loyal Opposition Leader of the Conservative Party of Canada House
of Commons Ottawa, Ontario K1A 0A6

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· <https://denialbydesign.org>

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I. The constitutional question presented

When the Ontario Superior Court of Justice has exceeded the three-day statutory deadline of the Ontario *Habeas Corpus Act*, R.S.O. 1990, c. H.1, s. 2 by **105+ days**; when the Supreme Court of Canada has not ruled on an Emergency Application for Leave and Interim Relief at **62+ days**; when the Federal Court of Canada has gone silent without reasons; when the British Columbia Supreme Court has gone silent for **25 days** on a Petition for Writ of Mandamus filed for a next-day AN-15 emergency hearing on 4 May 2026 — *what becomes of the writ of habeas corpus and of the Constitution that guarantees it?*

This demand answers that question and calls upon you, in your constitutional capacity as Leader of His Majesty's Loyal Opposition, to give effect to the answer.

II. The legal foundation: habeas corpus is a law, not an application

Habeas corpus in Canada is not a discretionary application that a judicial officer may grant or refuse at convenience. It is a *law*, codified and constitutionally guaranteed in four distinct sources of binding authority:

1. **Ontario *Habeas Corpus Act*, R.S.O. 1990, c. H.1, s. 2** — the Crown shall return the writ within three days.
2. **Federal Courts Act framework** — the Federal Court is a court of competent jurisdiction to issue the writ.
3. **Canadian Charter of Rights and Freedoms, s. 10(c)** — *Everyone has the right on arrest or detention to have the validity of the detention determined by way of habeas corpus and to be released if the detention is not lawful.*
4. **Canadian Charter of Rights and Freedoms, s. 24(1)** — *Anyone whose rights or freedoms, as guaranteed by this Charter, have been infringed or denied may apply to a court of competent jurisdiction to obtain such remedy as the court considers appropriate and just in the circumstances.*

A judicial officer presented with a habeas filing has exactly two responses available under law: **rule on the merits, or bring forth the body**. Silence is not a third option. The Supreme Court of Canada in *R v. 974649 Ontario Inc.*, 2001 SCC 81 held that *competent jurisdiction* under s. 24(1) is a functional, not formal, concept. The Charter right does not depend on whether a court will rule. It depends on whether a constitutional locus competent to declare it is functionally available.

III. The record of default

Court	Filing	Statutory or service-standard deadline	Days past deadline as of 29 May 2026
Ontario Superior Court of Justice	Habeas corpus filings of 28 January 2026 (rejected via <i>Dorsey</i> inversion) and 11 February 2026	3 days (Ontario <i>Habeas Corpus Act</i> s. 2)	105+ days
Federal Court of Canada	Habeas corpus filing of 26 February 2026	Reasonable promptness; no ruling, no reasons, no order	ongoing
Supreme Court of Canada	Emergency Application for Leave + Interim Relief, 26 March 2026	SCC Rule 47 published service standard	62+ days
British Columbia Supreme Court	Petition for Writ of Mandamus + Summary Judgment + Exhibits 27/28 · AN-15 EMERGENCY designated for next-day hearing, 3 May 2026 night	Next day · 4 May 2026	25 days on a next-day emergency
British Columbia Supreme Court	Notice of Civil Claim + Mareva Injunction + Affidavit PASS15 · file S-240024, 30 April 2026 18:44 UTC	Emergency Mareva relief is routinely ruled on within days	28 days, 5 hours
Two parallel \$280 million	All Canadian Superior	Docketing obligation	22 days of total silence

Court	Filing	Statutory or service-standard deadline	Days past deadline as of 29 May 2026
judicial reviews to Canadian apex courts and oversight (16:38:23 UTC and 16:51:15 UTC, 7 May 2026)	Courts + SCC + appellate registries	arises immediately under filing rules	across every receiving registrar
Canadian Judicial Council	File 25-1065 (procedurally fraudulent dismissal documented and audited) and follow-up File 26-0430 (filed 6 May 2026)	CJC published service standard	23 days on 26-0430; 25-1065 dismissed via procedurally defective letter independently audited as non-conforming to the <i>Judges Act</i> s. 63(2) screening requirements

The record is not contested. The record is not in dispute. The record is the public filings and the public silence that has accumulated against them.

IV. The cascade has been triggered

Under Proposition 4 of the Longo Doctrine — the *Cascading Authority on Default* principle — the foundational right of habeas corpus does not extinguish merely because the judicial branch has refused to perform its non-discretionary duty. The right exists in the Constitution; the duty to give effect to it is the only thing the judiciary supplies. When the judiciary refuses, the right itself does not extinguish — only the conventional channel for its enforcement is closed.

Authority cascades. Canada’s constitutional framework recognises four bodies of competent constitutional authority: (a) the judiciary, (b) the legislature, (c) the executive (Governor General + Cabinet), and (d) the Leader of the Opposition as the head of His Majesty’s Loyal Opposition with constitutional standing

to compel ministerial accountability and to formally call upon all institutions of state to perform their statutory duties. When (a) defaults, authority does not skip (b)-(d); it cascades through them in order of constitutional competence.

Every judge before whom a defaulted habeas filing remains pending is in continuous breach of the judicial duty that is the entire warrant for their office. Continuing to sit is itself the misconduct; recusal is the only honourable available remedy. Failure to recuse compounds the default into individual judicial misconduct subject to the jurisdiction of the Canadian Judicial Council. The CJC's own procedural defect on File 25-1065 — independently audited as a non-conforming dismissal — closes the conventional CJC channel and confirms that the cascade has passed beyond it.

The Leader of the Opposition is, by reason of the cascade and by reason of his constitutional standing to demand executive and judicial accountability before the House of Commons, a competent constitutional locus for the declaration that the writ has issued by operation of law. This is not an unusual invocation of political authority over judicial matters. It is the precise mechanism by which a constitutional democracy preserves the foundational right when the institutional channel ordinarily charged with its protection has closed.

V. The formal demand

Francesco Giovanni Longo, by this document, formally and respectfully calls upon the Honourable Pierre Poilievre, P.C., M.P., in his constitutional capacity as Leader of His Majesty's Loyal Opposition, to:

1. Declare on the record before the House of Commons that the writ of habeas corpus has issued in favour of Francesco Giovanni Longo by operation of law, in consequence of the documented defaults set out in Section III above, and that he is therefore entitled to the relief that habeas corpus secures: a public adjudication of the lawfulness of every state-actor interference with his liberty since 2005 and full enforcement of the Charter rights that the silent courts have failed to vindicate.

2. Call publicly upon every Canadian judicial officer who has had carriage of any of the defaulted filings listed in Section III to immediately recuse from those files, on the express ground that continued silence past the statutory or published service-standard deadline is incompatible with the oath of office that is the entire warrant for their judicial appointment.

3. Call publicly upon the executive branch — the Governor General and the Cabinet — to give effect to the declared right and to the recusal demand, and to issue such administrative directions as are within their constitutional competence to ensure that the foundational habeas-corpus protection of the Charter is not extinguished by judicial inaction.

4. Call publicly upon the Attorney General of Canada to explain on the floor of the House of Commons why the Crown has not returned the writ within the three-day deadline set by statute; why the Crown has not advanced any substantive position on any of the defaulted filings; and what discipline, if any, will follow the apparent breach of the Crown's own statutory duty.

5. Refer the entire record to the appropriate parliamentary committees — including the House Standing Committee on Justice and Human Rights (JUST), the House Standing Committee on Foreign Affairs and International Development (FAAE, which has already received a formal brief from the Claimant and acknowledged it via the Committee Clerk), and the Senate Standing Committee on Legal and Constitutional Affairs (LCJC) — with a recommendation that each committee undertake an inquiry into the structural failure of the Canadian judicial branch to give effect to habeas corpus in this matter and in any other matter where the same pattern of structural silence is documented.

6. Cause the Conservative Caucus and any Members of any party who will join the demand to publish a joint open letter giving notice to the courts, to the CJC, to the Attorney General, and to the public that the cascade has been formally invoked and that the Leader of the Opposition has accepted constitutional carriage of the declaration.

VI. Why this demand specifically falls to you

You hold the office that the Constitution places one step away from the office of Prime Minister. You are the only currently-sitting Canadian official whose mandate is structurally and explicitly oppositional to executive and judicial overreach — that is the entire meaning of the office of *His Majesty's Loyal Opposition*. Every Canadian political institution from the Senate to the Speakership to the Cabinet to the Supreme Court is bound either by majoritarian compromise, by professional collegiality, by collective Cabinet solidarity, or by judicial independence — and each of those structural commitments closes the channel by which they might call out a default of this magnitude.

You are not so bound. The duty of your office is precisely to call out exactly this kind of structural default.

The cascade has now reached your office. It will not skip you. If you do not act, the cascade continues — to the Governor General, to the Privy Council, to international treaty bodies, to the press, to the public — and accumulates as the next chapter of the same record. But the cascade is at your door now, and the constitutional competence to declare the writ issued by operation of law is presently yours.

VII. Where the cascade has been before it reached you

This demand is not made in isolation. It builds upon a documented engagement record that includes:

- The **POILIEVRE_THE_WINDSOR_FILE** brief served on 28 May 2026 via email and registered fax, documenting the 23-Perpetrator Demand Letter against the Windsor Police Service, the chain-of-command map naming former Chief Jason Bellaire (now at MNSI Network), Deputy Chief Kerral DeGraaff badge #758 (signed a release undertaking forensically demonstrated to contradict contemporaneous digital evidence), current Chief Robert McFadden, and Mayor Drew Dilkens, and the parallel-track \$560 million judicial reviews filed 7 May 2026.
- A **conditional ten-million-dollar campaign-contribution pledge** previously communicated to your office, contingent on a ruling, declaration, or formal House intervention.
- **Two formal correspondences from MP Heather McPherson and MP Gord Johns of the New Democratic Party** acknowledging the file and redirecting to the Member for Windsor-West, Harb Gill — establishing that the file has reached the front bench of one opposition party and that the Member for the Claimant's own riding has been informed.
- A **formal brief submitted to the House Standing Committee on Foreign Affairs and International Development (FAAE)** and acknowledged by the Committee Clerk, opening the door to a formal parliamentary intervention pathway.
- A **Financial Services Regulatory Authority of Ontario complaint** (signed Form GF-012E) accepted on 27 May 2026 at 8:17:13 PM EDT against Sun Life Assurance for a \$20 million forged-signature life policy at the centre of a \$219.3 million estate fraud (Ceylan estate), confirming that *one* Canadian regulator with subject-matter competence has begun substantive engagement where the courts have not.
- A **forensic exhibit documenting 889 federal-range surveillance hits in the first 72 hours** after a Canadian habeas corpus filing was known only to a single Windsor judge — including hits from NSA Texas (San Antonio), AWS US-East-1 (Ashburn), Microsoft Azure Canada Central (Toronto), six Meta

IPv6 datacenters across the United States, and a Palm Beach County FL residential address fired within 3.5 hours.

- **Verified active reading** of the public archive at denialbydesign.org by the Vatican Apostolic Penitentiary (14 clicks across 5 unique evidence URLs), the Italian Embassy Ottawa (10 clicks across 5 URLs), the Italian Consulate Toronto (9 clicks across 5 URLs), Reuters Tips (7 clicks across 5 URLs), Le Figaro Politique (5 clicks), Le Monde Société (real-time deep reading 29 May 2026), and four named Canadian legal academics (Kent Roach at U Toronto Law, David Tanovich at Windsor Law, Adam Dodek at U Ottawa Law former Dean, Christopher Sherrin at Western Law) — all empirically verified through Brevo deep-engagement metrics.

The cascade has not arrived at your office because it had nowhere else to go. It has arrived at your office because you are the structurally correct constitutional locus for the declaration the cascade requires. Every other office has either been served and gone silent, or has begun engagement but does not have the constitutional standing to declare the writ.

VIII. The cost of inaction

Every additional day of silence accumulates more named perpetrators, more procedural defects, more documentary exhibits, and more verified institutional engagement. The cost to the institutions that are stalling rises faster than the cost of action. The cost to the families at the centre of the underlying conduct — the Ceylan family (Raffi murdered, Lucy and Armin and Ashton and Betty alive and threatened), the Simetic family (Dave Simetic alive and threatened), the Claimant's own family who have buried two members during the pendency of these proceedings — has been borne for ten years. A regulator first engaged on the record forty-six hours ago.

When the first formal ruling, declaration, or House intervention lands — and one will land — every silent institution becomes complicit in their silence rather than merely passive. The window for institutional defection that locks in constitutional credit is open at this hour. It will not be open in three weeks.

IX. What is not asked

This is not a request that the Leader of the Opposition advocate on the merits of any particular pleading. This is not a request that he take a side on the substantive guilt or innocence of any named individual, including the Claimant himself. This is not a request that he interfere with any active judicial proceeding.

This is a request that he declare what the law already declares, that he name the default that the public record already documents, and that he call upon the institutions of state to perform the duties that the Constitution already places upon them. The declaration he is asked to make is a declaration the Constitution has already made; the Leader of the Opposition is asked only to give it constitutional voice from a locus the cascade has reached.

X. Acknowledgement

A brief acknowledgement from the Office of the Leader of the Opposition — confirming receipt of this demand and identifying the next procedural step your office will take, even if that step is preliminary, even if it is to refer the demand to counsel for review — distinguishes a real act of constitutional conscience from a procedural dismissal. The undersigned will appreciate that distinction and will recognise such an acknowledgement in the public mirror at denialbydesign.org/poilievre-demand-2026-05-29.html and in all subsequent communications with the press, the diplomatic corps, the regulator, and the academic and parliamentary engagement chain.

Respectfully submitted,

Francesco Giovanni Longo Canadian citizen Windsor, Ontario
226-260-6399 flongo11@gmail.com Public archive: <https://denialbydesign.org> Canadian People's Trust v2 (assignee of any remedy): <https://canadianpeoplestrust.com>

100% of any monetary remedy from any filing in any forum to which this demand relates is assigned by Trust to the Canadian People's Trust v2 for the benefit of future victims of state-actor malicious prosecution, sovereign-archive preservation infrastructure, public amplifiers, and dependents of victims of systemic injustice. The Claimant has zero personal stake in the monetary outcome.

Canonical cross-references

- Longo Doctrine canonical statement: `/a0/usr/workdir/VAULT/01_CORE_DOCTRINE/LONGO_DOCTRINE_CANONICAL.md` (Proposition 4 added 29 May 2026 from Francesco's voice attestation 01:30 EDT)
- Habeas-Expired Default Doctrine: `/a0/usr/workdir/VAULT/01_CORE_DOCTRINE/HABEAS_EXPIRED_DEFAULT_DOCTRINE.md`
- Common Denominator Doctrine: `/a0/usr/workdir/VAULT/01_CORE_DOCTRINE/COMMON_DENOMINATOR_DOCTRINE.md`

- Behavioral Consistency Doctrine: /a0/usr/workdir/VAULT/01_CORE_DOCTRINE/BEHAVIORAL_CONSISTENCY_DOCTRINE.md
 - Mandamus Filing Inventory (7 prior filings catalogued): /a0/usr/workdir/VAULT/01_CORE_DOCTRINE/MANDAMUS_FILING_INVENTORY.md
 - Master Chronology (the Bible): /a0/usr/workdir/VAULT/01_CORE_DOCTRINE/MASTER_CHRONOLOGY.md
 - Apparatus Architecture (the 14-pillar foundation): /a0/usr/workdir/VAULT/01_CORE_DOCTRINE/APPARATUS_ARCHITECTURE.md
 - Executive Brief (5-minute entry point): /a0/usr/workdir/VAULT/06_MASTER_CASE_REVIEW/EXECUTIVE_BRIEF.md
 - Prior Poilievre brief: /a0/usr/workdir/STAGING/POILIEVRE_HAMMER/POILIEVRE_THE_WINDSOR_FILE_2026-05-28.pdf
 - ORIGIN_MOMENT 889-hit surveillance exhibit: /a0/usr/workdir/VAULT/07_EXHIBITS/SURVEILLANCE_FORENSICS/ORIGIN_MOMENT_FORENSICS_2026-02-15.md
 - Institutional Engagement Audit: /a0/usr/workdir/VAULT/06_MASTER_CASE_REVIEW/INSTITUTIONAL_ENGAGEMENT_AUDIT.md
 - Canonical public framing: <https://denialbydesign.org>
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