

In 2003, Mr. King was made aware that Mr. Chapman claimed to have been offended by comments made in discussions between Mr. King and Mr. Chapman. The complaint came as a surprise to Mr. King as Mr. Chapman had never suggested to him that the discussions caused him any discomfort. Mr. Chapman through legal counsel demanded a sum of money to resolve his complaint. Mr. King through his legal counsel apologized to Mr. Chapman for any offence that Mr. King may have caused. A settlement was achieved between Mr. Chapman and Mr. King. As part of that settlement, Mr. Chapman agreed to return all documents sent by Mr. King to him uncopied and to delete from his computer system all electronic documents. The matter was resolved 7 years ago. Mr. Chapman signed a confidentiality agreement to reflect the private nature of the dispute and the settlement.

At the time of the incident Mr. King was suffering from depression related to the long drawn out deaths of a close friend and Mr. King's brother. Following the incident he took a medical leave and sought counselling. Mr. King eventually returned to his legal career. Over the past seven years there have been no other complaints to the Law Society in any way related to conduct similar to the incident with Mr. Chapman.

Mr. King was dismayed to be advised by the CBC that Mr. Chapman had not abided by the terms of the settlement agreement and that in fact Mr. Chapman had retained documents that he had certified he had returned to Mr. King's counsel. Mr. Chapman had no right to possession of the documents after the settlement agreement was reached. It is equally disconcerting that the CBC has refused to honour the demand that has been made of it to deliver to Mr. King's counsel the documents that Mr. Chapman wrongfully provided to the CBC.

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