

NOTICE OF CLAIM

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA (SMALL CLAIMS COURT)

REGISTRY FILE NUMBER
25-77926
REGISTRY LOCATION
Vancouver

FROM:

Fill in the name of each person or business making the claim. An Address for Service (Form 38) must also be filed with your Notice of Claim.

DREDYN FONTANA

NAME

☒ Form 38, Address for Service included for filing

MAY 07 2025

CLAIMANT(S)

TO:

Fill in the name, address and telephone number of each person or business the claim is against.

ALMA MATER SOCIETY OF THE UNIVERSITY OF BRITISH COLUMBIA VANCOUVER

ADDRESS 6133 UNIVERSITY BOULEVARD

CITY, TOWN, MUNICIPALITY VANCOUVER

B.C.
PROV.

V6T 1Z1 TEL# (604)-822-2901
POSTAL CODE

DEFENDANT(S)

WHAT

HAPPENED?

Tell what led to the claim.

SEE ATTACHED SCHEDULE A AND B (PAGE 1 & PAGE 2 OF THE NOTICE OF CLAIM).

☐ I am abandoning the amount of my claim that is over \$35,000, not including interest and expenses.

☒ Check this box if more space is needed to describe "what happened" and attach additional page. 2 additional pages are attached. Mark the additional pages as "Page 2 of the Notice of Claim, Page 3, etc.". A copy of the attached pages must accompany each copy of the Notice of Claim.

WHERE?

Tell where this happened.

CITY, TOWN, MUNICIPALITY VANCOUVER

PROV. B.C.

WHEN?

Tell when the claimant became aware of the issue in dispute.

NOVEMBER 2024

HOW

MUCH?

Tell what is being claimed from the defendant(s). If the claim is made up of several parts, separate them here, and for each part set out the amount being claimed or the value of the property or services being claimed. Add these amounts and values and fill in the total claimed.

a SEVERANCE PAY	\$ 21 531	34
b AGGRAVATED / WALLACE DAMAGES	\$ 11 136	90
c COURT ORDERED INTEREST	\$	
d BC SOCIETY SUMMARY	\$ 10.00	
e	\$	

TIME LIMIT FOR A DEFENDANT TO REPLY

The defendant must complete and file the attached reply and address for service within 14 days after being served in British Columbia or within 30 days after being served outside of British Columbia with this notice. If the defendant does not reply, a court order may be made against the defendant without any further notice to the defendant. Then the defendant could have to pay the amount claimed plus interest and further expenses.

The Court Address for filing documents is:

ROBSON SQUARE PROVINCIAL COURT
SUITE #100 - 800 HORNBY STREET
VANCOUVER, B.C. V6Z 2C5

TOTAL	32678.24
+ FILING FEES	156.00
+ SERVICE FEES	80.00
= TOTAL CLAIMED	32914.24

☐ DEBT
☒ OTHER THAN DEBT
\$32,914.24
court copy

NOTICE OF CLAIM

SCHEDULE A

Notice of Claim: Page 1 of 2

REGISTRY FILE NUMBER:

REGISTRY LOCATION:

CLAIMANT: Drédyn Fontana

[REDACTED]

Vancouver, BC [REDACTED]

[REDACTED]

DEFENDANT: ALMA MATER SOCIETY OF THE UNIVERSITY OF BRITISH COLUMBIA
VANCOUVER

6133 University Boulevard

Vancouver, BC, V6T 1Z1

Cause of Action: Claimant claims \$21,531.34 of pay in lieu of notice for his wrongful termination by the Defendant.

When This Took Place: November 6th, 2024

Where This Took Place: The University of British Columbia, Vancouver, BC

Facts:

1. The Claimant, Drédyn Fontana, worked for the Defendant, the Alma Mater Society of the University of British Columbia Vancouver (AMS) beginning on May 1st, 2024 and ending on November 6th, 2024.
2. His employment contract stated that he would be employed as an "Executive for a determinate term commencing as of May 1, 2024 and terminating April 30, 2025 (the "Term")".
3. His Salary, per his employment contract, was to be \$44,547.60 over the course of the term of employment. Additionally, his employment contract offered Wellness Benefits.
4. On November 6th, 2024, his employment was terminated following a vote by the AMS Council. No severance payments were made to the Claimant, nor was notice provided.
5. The Claimant was terminated based on an internal procedural process that was unrelated to his competency as a worker. In the alternative, even if there were issues of competency, he was never given an opportunity to correct and remediate his competencies (as there was no progressive discipline or reasonable notice of dissatisfaction with work quality).
6. The conduct of the AMS and its representatives during and after the termination of the employment relationship was malicious and harmful to the reputation of the Claimant. Actions taken by the AMS include (but were not limited to) the widespread

SCHEDULE B

Notice of Claim: Page 2 of 2

communication (via email) of the Claimant's termination and the purported justification thereof to all members of the AMS (all UBC students).

7. The Claimant has been unable to secure any employment since being terminated from his position with the Defendant.
8. The Claimant is currently 22 years old. He was 21 years at the time of his termination from his employment.

Legal Basis:

1. The Defendant has breached the implied contractual term of reasonable notice.

Remedy Sought:

1. The Claimant seeks an additional 5.8 months of severance pay (totaling \$21,531.34) for the Defendant's breach of its obligation to provide the Claimant with reasonable notice of the termination of his employment. His salary was \$44,547.60, and he was terminated with 5.8 months remaining in his fixed term contract.
2. The Claimants seeks an additional 3 months of pay (totaling \$11,136.90) in aggravated (or *Wallace*) damages for the conduct of the Defendant during and after the termination of the Claimant.
3. The Claimant is also seeking any interest the court sees fit to award, all filing fees associated with the claim, and the cost of a corporate registry search.

ITEM	
Severance Pay	\$21,531.34
Aggravate/Wallace Damages	\$11,136.90
Filing fees	\$156
Court ordered interest	As applicable
TOTAL CLAIMED (absent interest)	\$32,824.24

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