
APPENDIX B

CBSC Decision 05/06-1959 CHRB-AM (AM 1140) re an episode of *Freedom Radio Network*

The Complaint

The CBSC received the following complaint via its website form on August 16, 2006:

station: CHRB

program: Freedom Radio Network - Craig Chandler and host

date: July 29, 2006

time: 6:30pm

concern: Program used to retaliate and threaten retaliation for making a human rights complaint - abusive comments likely to expose persons or group to hatred and contempt on basis of sexual orientation - broadcasting false and misleading news, - violation of *CAB Code of Ethics* - Human Rights - violation of *Code of Ethics* Clause 6 for failure to give full, fair, and proper presentation of news, opinion and comment, and violation of Clause 7 - Controversial Public Issues for failing to treat fairly all subjects of a controversial issue.

PLEASE ENSURE THAT THE TAPES ARE RETAINED

The complainant also sent the following e-mail on August 16:

Subject: *Freedom Radio Network* program 6:30 pm July 29th on CHRB AM 1140

Dear Sir or Madam:

This is an advance summary of my complaint regarding this radio program. I am attempting to attach my my complaint letter and transcript of the program. I am forwarding a written, signed copy in the mail.

My complaint, in summary, is:

- The radio show host Craig Chandler used his program to threaten retaliation against me for making a Canadian Human Rights Commission complaint about his websites.
- Mr. Chandler retaliated against me for my complaint by using this radio program to broadcast abusive, insulting and derogatory comments about me.
- Mr. Chandler and the other host made abusive comments likely to expose an individual and group or class of individuals to hatred or contempt on the basis of sexual orientation.
- Mr. Chandler used his program to broadcast false and misleading news.

- Mr. Chandler's program violated the *CAB Code of Ethics*, clause 2 - Human Rights, clause 6
- Full and Fair and proper presentation, and Clause 7 - Controversial Public Issues.

I request that the CBSC take steps to have the tapes of this program retained, and to ensure that they are retained indefinitely until this complaint is resolved.

The complainant then sent a lengthy document dated August 14 (bold, underline, italics and full caps are complainant's original):

Dear Sir or Madam:

This is a complaint regarding a *Freedom Radio Network* program which was broadcast at 6:30 pm on Saturday, July 29, 2006 on AM 1140 Radio Station CHRB from High River, Alberta.

BACKGROUND

On December 7, 2005, I complained to the Canadian Human Rights Commission about hate messages on Internet sites linked to Craig Chandler. The investigation report summary states "The evidence shows that the material which forms the basis of this complaint was observed on the Internet. Further, the respondent was living in Canada and was communicating or causing to be communicated material which is likely to expose persons to hatred or contempt based on the ground of sexual orientation." The CHRC's report also stated: "Further excerpts in which the language appears to provoke hatred and violence against an identifiable group are as follows: ..." (my emphasis added)

RETALIATION

During the above-noted radio program, the host, Craig Chandler, used his radio program as a platform to threatened [*sic*] retaliation by making the following statements:

"And here's the thing, win or lose, and I'll make this promise to Mr. [W.], cuz I know he downloads our shows and listens, I'll make this promise to you, [R.], win or lose, we're going to sue you. And here's why; because it's frivolous what you're doing. We will take our fight to the other courts where you don't just write a simple letter, [R.], and then, and you can get away with, ah, just doing that and not having to have legal counsel. We will go to court, ah, we will go to court and we will take it as far as the Supreme Court. We will get our moneys [*sic*] back if we have any fines or anything of the sort. We won't pay those either! We won't pay them! This is a battle that you just, ah, you know, you, you started something which is going to need to be decided at a higher level. [R.], I'm actually glad you did, because you chose the right organization when you picked on Concerned Christians Canada, you picked the right organization when you're pushing around Freedom Radio Network because this is about freedom."

Mr. Chandler's program further retaliated against me by making other abusive, insulting and derogatory comments about me, including:

- "Mr. [W.] lies here".

- "Mr. [W.] can hate us all he wants, which is obviously what he does. He obviously hates us."

- "We're a target group by you! You are a **HOMOSEXUAL ACTIVIST**. The type of person, [R.], that we are talking about. You are targeting us. We are the victim here. You know, and **it's just like Nazi Germany where instead of going after the Jews, they're going after Christians.**"

- "He said that we're inciting, we're paranoid, we're fear-mongering, we're inflammatory; Mr. [R. W.], **it is YOU that is all of this**".

- "Mr. [W.], it's YOU. It's ... **It's your militant activism**. If you weren't an activist, you wouldn't be writing a letter to the Human Rights Commission, so don't try to turn this one around on me either."

- "Look, this is about him getting the publicity. I'd like to know who put him up to it! He's not just one individual. This guy is articulate; he's manipulative, he takes things out of context, and, ah, ... it's disappointing, but I'll tell ya, **he's part of the well-run homosexual activist machine.**"

- "You know, folks! **This is the new Nazis**. The Human Rights Commissions don't care."

- "We do, that's the point! This is why this is strategic. He knows there's already an Alberta Human Rights Commission going on. So, he wants to get some more movement somewhere else so he writes to Ottawa. See, this is what I mean, folks. These people are brilliant! If we want to learn how to take over government and stuff, all we need to do is look at the homosexual activists cuz they can campaign better than anybody."

The other host, only identified as Steve, insinuated that my CHRC complaint was "frivolousness" **and I was one of the "people who just don't like Canada"**.

Section 14.1 of the **Canadian Human Rights Act** reads as follows:

Retaliation

14.1 *It is a discriminatory practice for a person against whom a complaint has been filed under Part III, or any person acting on their behalf, to retaliate or threaten retaliation against the individual who filed the complaint or the alleged victim.*

I believe that Mr. Chandler has used his *Freedom Radio Network*, July 29, 2006 program to retaliate against me by publicly attacking and defaming me, and threatened further retaliation of suing me, claiming that my complaint was frivolous (in spite of the fact that the Canadian Human Rights Commission had found merit in my complaint). This is a discriminatory practice proscribed by the Act. This threat of retaliation is an attack on the right of all citizens to file Human Rights complaints. Since retaliation and threats of retaliation are discriminatory acts which is proscribed by section 14.1 of the *Canadian Human Rights Act*, I submit that the Radio Station AM 1140 has violated the *Broadcasting Act*, Part 1.1, section 3 (a).

ABUSIVE COMMENTS LIKELY TO EXPOSE TO HATRED OR CONTEMPT

I further believe that during this show, Mr. Chandler made abusive comments likely to expose an individual or a group or class of individuals to hatred or contempt on the basis of sexual orientation, in violation of the *Broadcasting Act*, Part 1.1, section 3 (b) and the *CAB Code of Ethics*, Clause 2 (Human Rights). Examples are:

1. Craig Chandler stated: "Now that sounds ridiculous, but this is what it is. They, they

didn't like, ah, the fact that I said as well that homosexuals cannot procreate. They can't!"

2. Craig Chandler stated: "Ah, he talks about a dangerous and degrading lifestyle. Well, it is! You can get AIDS, there's medical studies that men who have anal intercourse suffer more, ah, medical issues than regular, ah, heterosexual couples. That's a fact!"

3. Craig Chandler said: "Yeah, and he also talks about here, there's a myriad of sexually transmitted disease, even early death. That's not hate, that's fact. That's not hate."

4. Craig Chandler said: "Yah, 'it would be discriminatory to withhold an interim injunction protection from the homosexual community and provide it for the Jewish and Black communities. I respectfully submit that all target groups are guaranteed equal protection under section 15 of the *Charter*.' Guess what? We're in section 15 of the Charter! We're a target group by you! You're a HOMOSEXUAL ACTIVIST. You're the type of person, [R.], that we are talking about. You are targeting us. We are the victim here. You know, and it's just like Nazi Germany where instead of going after the Jews, they're going after Christians."

5. Craig Chandler said: "He said that we're inciting, we're paranoid, we're fear-mongering, we're inflammatory, Mr. [R. W.], it is you that is all of this. You know, go look in the mirror and start talking what you're talking about us and you, you'll be looking back at yourself cuz you're the one with the problem."

6. Craig Chandler said: "You are the modern day Nazis."

7. Craig Chandler said: "They came in ... you guys were vicious, you were aggressive. Mr. [W.], it's YOU ... it's, it's your militant activism. If you weren't an activist, you wouldn't be writing a letter to the Human Rights Commission, so don't try to turn this one around on me either! It's just regular everyday homosexuals that are in love with their partners and all this sort of stuff, don't get involved in Human Rights Commissions fights, do they, Steve?"

8. Craig Chandler said: "And here's ... here's the thing that Mr. [W.] doesn't, you known, doesn't seem to get it either, ah nah, let me retract that. He gets it. But I don't think it's about him wanting to talk. I think what you sort of alluded to in the beginning, look this is about him getting the publicity. I'd like to know who put him up to it. He's not just one individual. This guy is articulate, he's manipulative, he takes things out of context, and, ah, it's disappointing, but I'll tell ya, he's part of the well-run homosexual activist machine."

9. Craig Chandler implied that the homosexual machine is conspiring to have grandmothers arrested and jailed for saying something about their belief system. He said: "Yah, I don't want you to fill all your cheques, one cheque would be just fine. But, folks, we've got to put our money where our mouth is on this one. This is ... ah, and let me find, ah, the exact statement that Mr. [W.] had a problem with. Here we go ... number 35 in this thing. I'll just read what I said before. 'You know, folks, if we don't fight back on this one, it's only going to get worse. It comes to a point where you have an organization like Concerned Christians Canada who are willing soldiers in this fight, and ready to fight for your belief systems. When it starts happening to people who have no structure around them, then what do you think the results are going to be?' And what I believe by that is, just regular

grandmothers who say something about their belief system, will we ... you know ... there's no one supporting them, they'll go to jail cuz they can't afford to pay for what they said."

10. Craig Chandler said: "You know what, folks? **This is the new Nazis. The Human Rights Commissions don't care.** Guaranteed, they're going to rule against us. Wouldn't you say??"

11. Craig Chandler said: "We do, that's the point! This is why this is strategic. He knows there's already an Alberta Human Rights Commission going on. So, he wants to get some more movement somewhere else so he writes to Ottawa. **See, this is what I mean, folks! These people are brilliant! If we want to learn how to take over government and stuff, all we need to do is look at the homosexual activists cuz they can campaign better than anybody.**" This is a clear implication that homosexual activists are taking over the government to attach [sic] Christians.

False or misleading news

I further believe that during this show, Mr. Chandler broadcast false or misleading news. His comments were deliberately misleading and included false statements about my complaint. He appears to have presented a misleading version of events to inflame public opinion against homosexual persons and to promote his political and business interests. I submit that this radio station's program was in violation of the *Broadcasting Act*, Part 1.1, Broadcasting Content, section 3 (d). For example:

A. ALLEGATION OF A CHARGE OF A HATE CRIME

Craig Chandler said: "We've spent thousands and thousands of dollars then racking up thousands and thousands of dollars in legal bills, ah, in the Alberta Human Rights Commission cuz **there was a charge of a hate crime**, which you can do frivolously, by the way, in the Human Rights Commission."

This statement is clearly untrue. Neither Mr. Chandler nor his organization has been charged with any hate crime. However, complaints have been made to the Alberta Human Rights Commission for a letter published in the *Red Deer Advocate* newspaper, to the Canadian Human Rights Commission about hate messages communicated on the Internet. A charge of a hate crime is made under the *Criminal Code*. Further, I believe both Commissions can and do reject complaints where there is no reasonable grounds. In the complaints discussed by Mr. Chandler, the commissions have determined that the complaints have merit. In fact, the CHRC investigation report states: "***Finding – The evidence supports that the material in question is likely to expose a person to hatred or contempt on the basis of sexual orientation.***" The report also lists excerpts "***in which the language appears to provoke hatred and violence against an identifiable group.***" Mr. Chandler and his co-host failed to mention anything about the Commission Investigation findings.

B. HE WON THE RIGHT TO POST SUCH MATERIAL

Craig Chandler said: "Well, what we did fight even before we got to the Human Rights Commission charges, is, we fought and won in court for the right to actually post the information about the ongoing commission and then the hearings on the website, and the courts, courts, the real courts, not the kangaroo courts actually said 'Yes, you have the freedom to do so'." Craig Chandler also said: "**This isn't the court though, Steve, this is what ticks me off. We won in the court.** Okay, who trumps what? Do commissions rule or

do Courts rule? The Supreme Court of Canada should trump, for example, the Canadian Human Rights Commission. Who's in control here?"

These statements are false. The matter was not decided by any court, and no court has ever ruled that Mr. Chandler or his organizations are free to post hate messages. He appears to be misrepresenting an interim motion before the Alberta Human Rights Panel which is reported as follows:

Darren Lund v. Stephen Boissoin and the Concerned Christians Coalition Inc. (Prehearing May 4, 2006; Lori G. Andreachuk, Q.C., Panel Chair)

Practice – Preliminary Applications – Complainant's application for an order compelling respondent to cease and desist publication and distribution of complainant's personal and confidential information which was submitted in support of a human rights complaint – Publication bans when ordered – A publication ban in these proceedings is not necessary to prevent serious risk to the proper administration of justice – Application dismissed.

This decision was by an Alberta Human Rights Panel, not a court. The application was for an order banning the publication of the complainant's personal and confidential information. It does not authorize the communication of hate messages in the Internet.

C. FALSE ALLEGATION THAT I STATED THAT CHANDLER ET AL WERE SEEKING DISPROPORTIONATE DEGREE OF POWER AND CONTROL

Craig Chandler states: "I mean, he talks about, ah, we're conspiring against society seeking a disproportionate degree of power and control in the media and government. I mean, come on. We're just people who have certain views and, and ..."

This statement is false. It is a deliberate misrepresentation. My complaint alleges that the hate messages have the theme that the target group (homosexuals) are conspiring against society seeking a disproportionate degree of power and control in the media and government.

Human Rights

I also believe that the July 29, 2006 program violated the *CAB Code of Ethics* (revised June 2002) Clause 2 – Human Rights

"Recognizing that every person has the right to full and equal recognition and to enjoy certain fundamental rights and freedoms, broadcasters shall ensure that their programming contains **no abusive or unduly discriminatory material or comment which is based on matters** of race, national or ethnic origin, colour, religion, age, sex, **sexual orientation**, or age [*sic*] or mental or physical disability."

and also violated Clause 6 – Full, Fair and Proper Presentation

"It is recognized that the **full, fair and proper presentation of news, opinion, comment and editorial is the prime and fundamental responsibility of each broadcaster**. This principle shall apply to all radio and television programming, whether it relates to news, public affairs, magazine, talk, call-in, interview or other broadcasting formats in which news, opinion, comment or editorial may be expressed by broadcaster employees, their invited guests or callers."

and Clause 7 – Controversial Public Issues

“Recognizing in a democracy the necessity of presenting all sides of a public issue, **it shall be the responsibility of broadcasters to treat fairly all subjects of a controversial nature.** Time shall be allotted with due regard to all the other elements of balanced program schedules, and the degree of public interest in the questions presented. Recognizing that healthy controversy is essential to the maintenance of democratic institutions, broadcasters will endeavor to encourage the presentation of news and opinion on any controversy which contains an element of the public interest.”

I also believe that the CHRb station management knowingly permitted, or were wilfully blind to this misconduct. I believe that the station management has had numerous complaints regarding the content of Mr. Chandler’s programs. CHRb’s management appears to have been wilfully negligent in failing to properly monitor and control the content of this program which, I believe was pre-recorded, not broadcast live. There was ample opportunity for CHRb to have taken appropriate action to ensure that the provisions of the legislation and code of conduct were complied with.

Attached to that letter was a complete transcript of the program prepared by the complainant in which he used yellow highlighter to highlight the portions that concerned him.

Broadcaster’s Response

The station sent the following reply to the complainant on September 20:

This is in response to your complaint to the CBSC about the *Freedom Radio* program aired on CHRb AM 1140 on July 29, 2006.

All of our program providers are required to follow and adhere to strict content and programming standards, as set out by both the CBSC and the CRTC. We ask all of our program producers to stay within these codes. As a broadcasting group, we take this very seriously and want to err on the side of caution.

On July 29, 2006, we were unable to adequately monitor or screen the program in question prior to it going to air. We now will pre-screen all future *Freedom Radio* programs to avoid possible content issues in the future.

We have thoroughly reviewed our monitoring procedures and have taken every precaution to ensure that not only our on-air staff but the providers themselves are fully aware of the provisions of the codes and legislation of the CBSC and CRTC. We also have a commitment and solid assurances from *Freedom Radio* that any of their programs aired on CHRb will not target you in any way.

To date, the only complaint brought to our attention is from you.

Thank you for expressing your concerns ... we appreciate you bringing this forward so that we may improve the quality of our programming.

Additional Correspondence

The complainant submitted his Ruling Request via website form on September 23 along with the following note:

I request an adjudication and ruling on this complaint as the broadcaster's response was inadequate. It failed to address the specific breaches of the codes, regulations and legislation. It offered no apology to me or to their audience, failed to take steps to correct the false and misleading news and information aired, gave no explanation of the station's inability to properly monitor the program, claimed that mine was the only complaint, and has not taken adequate steps to prevent persistent and ongoing abuses.

I am forwarding a full written response by mail. This is only a summary of my response.

I have been advised by members of the Edmonton Police Service's Hate and Bias Crimes Unit to guard my personal information to reduce the possibility of being victimized or attached [sic] for making human rights complaints. I also request that the CBSC take all necessary precautions to protect my personal information such as address, phone number, and e-mail due to the retaliation and threat of retaliation for making human rights complaints. Of course, I do not object to the disclosure of my name.

He then sent a package of information dated September 22. The covering letter is reproduced below.

Dear Sir or Madam:

REQUEST FOR RULING

Re: CBSC File # 05/06-1959 – Complaint regarding a *Freedom Radio Network* program which was broadcast at 6:30 pm on Saturday, July 29, 2006 on AM 1140 Radio Station CHRB from High River, Alberta.

I have received and carefully reviewed the response letter from Golden West Broadcasting Ltd. CEO [sic] and Executive Vice President Mr. [L. F.]. I regret to inform that CBSC that I find this response letter to be woefully inadequate. Therefore, I request an adjudication and ruling by the CBSC. I am not satisfied with the response for the following reasons:

A. [The COO & Executive Vice President] neither admitted nor denied my allegations of breaches of the codes, regulations or legislation, namely:

1. Section 14.1 of the **Canadian Human Rights Act**
Retaliation
14.1 It is a discriminatory practice for a person against whom a complaint has been filed under Part III, or any person acting on their behalf, to retaliate or threaten retaliation against the individual who filed the complaint or the alleged victim.
2. *Broadcasting Act*, Part 1.1, section 3 (a).
3. *Broadcasting Act*, Part 1.1, section 3 (b).

4. *CAB Code of Ethics*, Clause 2 (Human Rights)
 5. False or misleading news – *Broadcasting Act* – Part 1.1 – Broadcasting Content, section 3 (d).
 - a. Allegation of a charge of a Hate Crime
 - b. He won the right to post such material
 - c. False Allegation that I stated that Chandler et al were seeking disproportionate degree of power and control
 6. Clause 6 – Full, Fair and Proper Presentation of news, opinion, comment and editorial
 7. Clause 7 – Controversial Public Issues – the responsibility of broadcasters to treat fairly all subjects of a controversial nature.
- B. [The COO & Executive Vice President]’s letter failed to apologize for the abuses that were broadcast on his station CHRB.
 - C. [The COO & Executive Vice President]’s station has not apologized to its audience, and to members of the minority group which was the subject of the abusive and discriminatory material broadcast.
 - D. [The COO & Executive Vice President] has not advised me of any steps taken by his station to correct the false and misleading news presented on the program, or to redress the harm caused.
 - E. [The COO & Executive Vice President] failed to give any justification or proper explanation for his statement: “On July 29, 2006, we were unable to adequately monitor or screen the program in question prior to it going to air”. Why is that station unable to fulfill its regulatory obligations?
 - F. [The COO & Executive Vice President]’s statement “To date, the only complaint brought to our attention is from you” is quite unbelievable, considering the statements published by Mr. Chandler on his websites, alleging that “*the gay lobby has flooded the phone lines of AM 1140. I was told this by 2 separate people there.*” Is the general public too intimidated to make any written complaints for fear of this type of retaliation?
 - G. I am not satisfied that the station has taken adequate steps to prevent persistent and ongoing abuse in its programming.

I enclose, for the information of the adjudication, a copy of my complaint to the Canadian Human Rights Commission, the Commission’s Investigation Report, and my response. This material will show that the human rights complaint against Mr. Chandler is not frivolous, as claimed on the program, but is well-founded and supported by the Commission’s investigation. It will also show the ongoing pattern of repeatedly communicating material likely to expose homosexuals to hatred and contempt, and even promoting violence. I wish to point out that some of these hate messages have also been made on earlier *Freedom Radio Network* shows and broadcast by CHRB AM 1140. The July 29, 2006 program was certainly not the first *Freedom Radio Network* program that CHRB broadcast which contained abusive content. For example:

- February 26, 2005 Chandler – “OK, and **homosexuals can not procreate.**”
- June 4, 2005 Rev. Boissoin – “I believe that all people are valuable, **but I absolutely don’t believe that homosexuality has any value.**”
- February 26, 2005 Chandler – “**If they’re (homosexuals) born with that genetic weakness, maybe there’s something we can do to alter that genetic weakness like hormones, or steroids, or something or whatever.**”
- June 4, 2005 Rev. Boissoin – “**75% of HIV cases are caused by men having sex with men.**”
- February 26, 2005 Chandler – “Homosexuality is sin. **God sees murder as equal to homosexuality**”
- June 4, 2005 Chandler – “**It’s (homosexuality) almost like Darth Vader and the evil empire against good solid Christian Canadians.**”
- June 4, 2005 Rev. Boissoin – “**the homosexual lifestyle specifically is a deadly, deadly lifestyle, ... that is scientific fact.**”
- June 4, 2005 Rev. Boissoin – “**Absolutely, I hate the practice of homosexuality, it is lethal.**”
- June 11, 2005 Rev. Boissoin – “**People (homosexuals) putting our young children, people putting our youth at risk by propagating a deadly lifestyle, a lethal, lethal lifestyle.**”
- June 11, 2005 Rev. Boissoin – “**Look up the facts on how lethal the homosexual lifestyle is!**”
- June 11, 2005 Rev. Boissoin – “**God deems that it (homosexuality) is wicked and it is a lifestyle that we are not to practice, that it’s immoral and it is deadly!**”

The management of Golden West Broadcasting Ltd. have had ample warning of the nature of Mr. Chandler’s programming, yet they failed to take legally necessary and appropriate measures to comply with the codes, regulation and legislation.

Station CHRB should have also had ample guidance from previous CBSC rulings on this type of material. I note that previous rulings by the CBSC have determined that comments such as “homosexuals cannot procreate” and “homosexual agenda” are unacceptable. See *CITS-TV (CTS) re John Hagee Today (“Diamonds for Successful Living”)* (CBSC Decision 04/05-0177, Decided April 19, 2005):

In the present matter, the Panel understands the bias of Pastor Hagee. It is obvious to any viewer of the program. He stands resolutely against homosexuality. That is clearly his right but he does not stop there. As in the above-cited CKRD-AM *Focus on the Family* decision, he pins on gays and lesbians a “gay agenda” and the “brain-washing” of children in the schools. He accuses the “homosexual lobby [... of] pushing this curriculum.” **In other words, he has attributed to gays and lesbians “a malevolent, insidious and conspiratorial purpose, a so-called ‘agenda’”,** to use the terminology of the Prairie Panel in the CKRD-AM decision. In this case, as in that, the Panel finds that such an attribution constitutes a breach of the Human Rights and Religious Broadcasting Clauses of the *CAB Code of Ethics*.

Pastor Hagee raised a second issue as part of his case against homosexuality. On the basis of the argument that "Homosexuals cannot reproduce," he alleges that "they recruit your children!" As a further supplement to his reproduction argument, he unfairly posits that

Homosexual marriage is really the death of a society. No children can be born. There is a zero birthrate. It is the death of tomorrow.

Not only is the argument unfair, but it is also inaccurate and particularly discriminatory. It takes no account of the fact that many individual gays and lesbians already have children from previous heterosexual relationships, that other homosexual couples adopt children, and that lesbian mothers become pregnant and carry their own children to term.

I also enclose a printed copy of Internet blog comments purportedly posted by Mr. Chandler.

On August 15, 2005, Mr. Chandler wrote:

"Folks, when I discussed in previous posts that I was serious about AM 1140 maybe shutting us down, I was. We need your help in keeping FRN on the air. If you do not care and want the enemies of freedom to win, do nothing!

*Here is a comment sent to me in an e-mail from the station manager: **'based on the nature of the content in the program, all future programs will be listened to prior to airing to determine whether it is suitable for our audience. If you have any questions, please let me know. [J. Y.], Station and General Sales Manager, AM 1140 652-2472 (tel)'***

*We really need you to pick up the phone and let [the Station Manager] know you are on our side. **The enemies of Freedom are winning**, but, hey, we can just bitch on a message board. Do something! This is serious. Call [the Station Manager] today!" Craig B. Chandler*

Mr. Chandler further stated:

"However, I know that the Gay Lobby has flooded the phone lines of AM 1140. li (sic) was told this by 2 separate people there.

We feel just counteracting would help.

We really need help here form [sic] everywhere." Craig B. Chandler

and further stated:

"I guess the left is winning by using certain tactics and we never counter attack. Let's learn from the left and adopt some of their strategies." Craig B. Chandler

On August 25, 2006, Mr. Chandler indicated the CHRB management does not have a problem with his program. Mr. Chandler wrote:

"As you can read, [J. Y.] (CHRB Station Manager) does not have an issue with us, but his superiors at Golden West Radio Headquarters in Manitoba do. In fact, I recently was in High River and bought [the Station Manager]

lunch at the local Chinese (sic) establishment. [The Station Manager] filled me in on the fact that the gay activists filed a single complaint with the Canadian Broadcast Standards Council and this would be the reason, if any, that we would be kicked off AM 1140.

The left has won another round. *Once we have the letter, we will be responding legally against AM 1140.*

*We ask our supporters to **donate to the Freedom Radio Network legal warchest** by mailing any donations to PO Box 44058 Southcentre RPO, Calgary, Alberta.*

*The show will continue to air weekly via the Internet at www.freedomradionetwork.ca until we find another radio station to air our program or **force AM 1140 to put us back on.**"*

It appears that *Freedom Radio Network's* host, Craig Chandler, has little respect for human rights codes. He continues to refer to complainants as "enemies of freedom", and the "gay lobby", and urges the public to "counter attack". It also appears that CHRB have been intimidated by his threat of legal action, and Golden West Broadcasting Ltd. are allowing this program to continue on the air.

The program's comments that referred to homosexuality as "a dangerous and degrading lifestyle"; that referred to "men who have anal intercourse suffer more, ah, medical issues than regular, ah, heterosexual couples, that's a fact"; and "there's a myriad of sexually transmitted diseases, even early death, that's not hate, that's fact" are abusive and discriminatory. These comments incorrectly infer that all gay men engage in anal intercourse, and that heterosexual couples do not. The comments incorrectly suggest that sexually transmitted diseases only affect homosexuals, not heterosexuals. This is clearly misleading, because sexually transmitted diseases affect everyone, male or female, homosexual or heterosexual. These comments incorrectly imply that AIDS is a homosexual disease caused by men having sex with men, or that it is only spread by homosexuals.

References to homosexuals as: hating Christians, the new Nazis, part of the well-run homosexual machine, brilliantly trying to "take over government", "just like Nazi Germany where instead of going after the Jews, they're (homosexuals) going after Christians" violate the Human Rights code, and incites fear and violence against homosexuals.

The mis-use of the public airwaves to broadcast retaliation and threat of retaliation for filing a human rights complaint is an illegal act. It obstructs justice by discouraging victims of discrimination from seeking remedies under Human Rights legislation.

I respectfully submit that abusive and discriminatory conduct can not be excused by the claim that it is directed at a "behaviour" rather than at a "targeted group". I submit that sexuality and sexual practices are such intimately central aspects of an individual's identity that it is artificial to suggest that the practices of gays and lesbians in this regard can somehow be separated from those individuals themselves.

The broadcasting of misleading and false news portrayed Mr. Chandler and his friends and websites as victims of a manipulative militant homosexual machine that has conspired to suppress freedom of speech and freedom of religion and will get "just regular grandmothers who say something about their belief system ... there's no one supporting them, they'll go to jail cuz they can't afford to pay for what they said". Mr. Chandler's false news also alleges that there was a frivolous charge of a hate crime; that he had won, in court, the right to post

his material on the website, yet the Ottawa Human Rights Commission [*sic*] was still persecuting him, and that my human rights complaint alleged that Chandler et al were seeking a disproportionate degree of power and control. I believe that this false news was little more than a fear-mongering scheme to incite hatred or contempt against homosexuals, and to fraudulently solicit donations from a fearful and misinformed public. This was nothing but fear-mongering falsehoods.

CHRB has failed in its obligations to provide accurate, fair and balanced information. Nowhere in the program, or on other programs has this station accurately informed its audience of the purpose and scope of the Alberta and Canada Human Rights Acts. Nowhere has this station shed any light on the harm caused by discrimination and hate messages. The following facts reflect the significant harm caused by these kinds of programs:

- A Calgary study found that gay and bi-sexual males are 14 times more likely to attempt suicide.
- Statistics Canada reports that "Approximately 46% of gay and lesbian victims of hate crime are injured as a result of the incident, almost twice the proportion of 25% among hate crime victims in general.
- Author Douglas Janoff's book, *Pink Blood – Homophobic Violence in Canada* reports that, in Canada, between 1990 and 2004, there were 350 reported incidents of gay-bashing assaults, with 120 resulting in homicide.

I support the concept of freedom of speech and freedom of religion. However, the Supreme Court has recognized that such freedoms are not absolute, and that any infringement of these rights by Human Rights legislation is justifiable in a free and democratic society. Simply put, these freedoms end when harm is caused to others or to society as a whole.

I respectfully remind the CBSC of the equality provisions of section 15 (1) of the *Charter of Rights*, and the Council's important role in enforcing the *Charter*, the industry codes, the legislation and its regulations. The CBSC has an obligation to ensure equal protection to homosexuals, a group that has historically suffered from precisely the kind of bias underpinning these vile attacks, and the harm will have a long-term impact and will be extremely difficult to repair.

encl. Human Rights Complaint Form
 Canadian Human Rights Commission Investigation Report
 Response to Investigation Report
 Blog printout "Censorship by AM 1140 is Step 1 for *Freedom Radio*"
 Blog printout "YES!!! *Freedom Radio* IS Back on AM 1140 YES!!!"