



Colistro Chronopoulos LLP
BARRISTERS AND SOLICITORS

Lawyer: Dimitrios (Jim) Chronopoulos
Direct Line: 780-665-9262
E-mail: jim@ccyeg.com
Our File: 0604-3763-JC

July 2, 2020

Via Personal Service

Yan Xie
100-10025 Jasper Ave NW
Edmonton, AB T5J 2B8

Dear Madam:

Re: South Silk Road Ltd. et al v. Overseas Chinese Dream Inc. et al

We have been retained by South Silk Road Ltd. o/a South Silk Road Chinese Restaurant. As such, any future communication to our client is to be directed to our attention.

Enclosed for service upon you is our client's Notice of Intention to Bring Action. Take note, we have enclosed as a courtesy to you, copies of the Notice in English and in Mandarin.

You would be well advised to retract all offending statements you have made involving our clients and cease and desist any and all future conduct.

In the meantime, we invite you to retain legal counsel and have them contact us.

Sincerely,

COLISTRO CHRONOPOULOS LLP

PER:

DIMITRIOS (JIM) CHRONOPOULOS

JC/sw
Enclosure

NOTICE OF INTENTION TO BRING ACTION

TAKE NOTICE THAT, pursuant to the *Defamation Act*, RSA 2000, c D-7 (the "Act"), South Silk Road Ltd. o/a South Silk Road Chinese Restaurant complains of and objects to defamatory statements made in the Chinese Multicultural Herald against the Plaintiffs (the "Defamatory Publication").

The Defamatory Publication contained the following defamatory words:

Schedule "A" (June 25, 2020 issue of Chinese Multicultural Herald)

Schedule "B" (Translation of Schedule "A")

(the "Defamatory Words"),

The Plaintiffs intent to rely on the entirety of the Defamatory Words, including all accompanying headlines, display, graphics, pictures and text, in support of their intended proceedings, and all earlier and subsequent versions of the Defamatory Words published or broadcast, or republished or rebroadcast, in any form whatsoever, in whole or in part, by the Overseas Chinese Dreams Inc. o/a Chinese Multicultural Herald, Yan Xie and others.

The Defamatory Words referred to directly to the Plaintiffs. The Defamatory Words in the plain and ordinary meaning, or by implication or innuendo, are false, malicious, defamatory of the Plaintiffs and have subjected them to ridicule, hatred, contempt and loss of business.

The Defamatory Words were meant and understood to mean that the Plaintiffs are not capable or qualified to observe food health and safety standards.

The Defamatory Words have caused damage, and will continue to cause damage, to the Plaintiff's reputation, and in the way of their office, profession, trade and calling. The full extent of the damages suffered is unknown.

Overseas Chinese Dreams Inc. o/a Chinese Multicultural Herald and Yan Xie were acting with malice when they published the Defamatory Words. Overseas Chinese Dreams Inc. o/a Chinese Multicultural Herald and Yan Xie intended or knew that the Defamatory Words and the innuendo arising from them were false and defamatory, or they acted with careless and reckless disregard for the truth. The publication of the Defamatory Words was calculated by Overseas Chinese Dreams Inc. o/a Chinese Multicultural Herald and Yan Xie to disparage and injure the reputation of the Plaintiffs.

The Plaintiffs demand that Overseas Chinese Dreams Inc. o/a Chinese Multicultural Herald and Yan Xie immediately publish a full and unequivocal apology and retraction, in a form first approved by the Plaintiffs.

Overseas Chinese Dreams Inc. o/a Chinese Multicultural Herald and Yan Xie are named in this Notice because they caused, participated in, authorized, permitted or condoned the publication of the Defamatory Words and, as a result, are jointly and severally liable for the damages flowing therefrom.

Overseas Chinese Dreams Inc., the Chinese Multicultural Herald and Yan Xie published the Defamatory Words intending or knowing that they would be republished or rebroadcast in whole or in part by others and accordingly the defendants are jointly and severally liable for all such republications.

The Plaintiffs hereby demand that the following be retained for safekeeping: all drafts of the Defamatory Words, all notes and tapes of all interviews and all other notes, documents, computer documents, tapes, emails, any other materials, and records relevant to the Defamatory Words, and all comments or reaction, in any form, received by Overseas Chinese Dreams Inc., the Chinese Multicultural Herald or Yan Xie in respect to the publication of the Defamatory Words.

The Plaintiffs intend to commence a proceeding for damages, interest and costs against you in respect of the Defamatory Words and reserve all rights in this regard.

Dated at the City of Edmonton this 30th day of June, 2020.

COLISTRO CHRONOPOULOS LLP
202-10216 134 ST NW
Edmonton, AB T5N 4A3
Phone: 780-800-0484
Fax: 780-760-0040

File: 0604-3763-JC
Attention: Dimitrios (Jim) Chronopoulos

TO:

Overseas Chinese Dream Inc.
o/a Chinese Multicultural Herald
100-10025 Jasper Ave NW
Edmonton, AB T5J 2B8

AND TO:

Yan Xie
100-10025 Jasper Ave NW
Edmonton, AB T5J 2B8

准备诉讼通知书

通知：云之南有限公司之其运营的云之南饭店(以下称“原告”)，根据 《诽谤法法案》，RSA 2000, c D-7 (以下称“法案”)，对《天时报》在其刊物上针对原告刊登的诽谤性陈述(以下称“诽谤刊物”)，提出反对和控诉。

诽谤刊物包含以下诽谤性文字：

附表“A” (2020年6月25日《天时报》刊登的文章)

附表“B” (附表“A”的译文)

(以下称“诽谤性文字”)

原告准备进行诉讼程序，依据是天时报华侨梦公司和《天时报》以及谢琰等人员针对原告所做的全部诽谤性文字。诽谤性文字包括全部随付标题，陈列，图形，图片和文本，以及所有诽谤性文字的较早和随后的版本，无论以何种形式，全部或部分被发表或被散布，或再次被发表或再次被散布。

诽谤性文字直接指向原告。诽谤性文字是虚假的，恶意的，污蔑原告的，无论该文字是与其平华普通的含义方式出现还是以暗示或暗指的方式出现，都已经使得原告遭受了嘲笑，仇恨，蔑视和经济损失。

诽谤性文字意指，并且被理解为意指原告没有能力或者不够资格去遵守食品健康和安​​全标准。

诽谤性文字对原告的声誉(办公, 职业, 生意和名声)已经造成损害, 并将继续造成损害。总的损害程度尚不清楚。

天时报华侨梦公司和《天时报》以及谢琰发表诽谤性文字是恶意的行为。天时报华侨梦公司和《天时报》以及谢琰故意或明知诽谤性文字以及由诽谤性文字产生的暗示是虚假的和具有诋毁性的, 即使天时报华侨梦公司和《天时报》以及谢琰的行为是无视事实的过失, 天时报华侨梦公司和《天时报》以及谢琰仍然完全知晓诽谤性文字的发表会对原告的声誉造成贬损和伤害。

原告要求天时报华侨梦公司和《天时报》以及谢琰立刻发布完整的、明确的、没有歧义的道歉声明, 并撤回其发表的诽谤性文字。道歉声明和撤回必须事先经原告同意并满意。

本通知书提及天时报华侨梦公司和《天时报》以及谢琰的名称, 因为他们引发, 参与, 授权, 允许或宽容了诽谤性文字的发表, 并因此对给原告造成的损害有共同连带责任。

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原告特此要求对以下物品进行封存保管: 诽谤性文字全部稿件, 所有访谈的全部笔记和录音制品, 全部其他笔记、文件、计算机文档、音频视频、电子邮件, 任何其他材料, 以及与诽谤性文字相关的记录, 连同全部天时报华侨梦公司和《天时报》以及谢琰收到的与其发表的诽谤性文字相关的全部的评论或反馈。

原告准备提起诉讼，要求你们赔偿由诽谤性文字导致的损害、利息和费用。
原告在此保留所有权利。

2020年6月30日于爱城。

COLISTRO CHRONOPOULOS LLP 律师事务所

地址: 202, 10216 - 134 Street NW

Edmonton, AB T5N 4A3

电话: 780-800-0484

传真: 780-760-0040

档案号: 0604-3763-JC

联系人: Dimitrios (Jim) Chronopoulos 律师

致: Overseas Chinese Dream Inc.
o/a Chinese Multicultural Herald

天时报华侨梦公司和《天时报》

地址: 100, 10025 Jasper Ave NW

Edmonton, AB T5J 2B8

并致: 谢琰

地址: 100, 10025 Jasper Ave NW

Edmonton, AB T5J 2B8

A2 分心驾驶面临重罚
对号入座有你吗?

A3 中餐馆:
你的后厨合格吗?

A4 宠物殡葬
爱的最后一程

免费赠阅
双周刊逢周四出版
2020年6月25日



B2 找老乡: 爱城湖北
同乡会成立喽!

B6 侨星风采 加拿大杰出
爱国侨领马锦尚

C5 英文原创连载:
零号病人 (一)

天时报华侨梦
公众号扫码读



本报读者投诉“云之南”吃后腹泻不止 饭店表示: 我们可退款 网友戏讽: 快变减肥之家

(本报讯) 日前, 读者姜某致电本报声称, 其于6月10日与朋友在爱城南部的云之南饭店用餐后, 两个人当晚双双腹泻不止。希望本报就此事进行调查。6月23日本报联系了云之南餐厅负责人杨经理, 其在沟通后表示, 菜品是否有质量问题是很难鉴定的, 但是不管怎样, 他们都可以无条件退款, 希望顾客本人能够与饭店直接联系。本报传达饭店的态度于读者姜某, 其表示接受道歉, 但也希望中餐厅引以为戒。

姜某说6月10日当天其于朋友在云之南用餐, 点了尖椒小煎鸡和蹄花等几道菜。餐后, 当晚姜某开始腹泻。后来与朋友沟通才知道, 朋友也拉肚不止。姜某于是打电话给本报, 希望我们能够深入调查。本报在调查中发现, 姜某对云之南的投诉内容并非孤例。在某微信群里, 有的群友说, “吃一顿拉三天”, “减肥的朋友, 吃云之南吧!” (见图) 等等。

就此情况, 本报采访了云之南饭店经理杨先生。他说如果是凉菜, 有可能是细菌侵入。但如果是热菜, 也有可能是个别顾客不适应辣。而且尖椒小煎鸡本身就是一道很辣的菜。菜品质量鉴定很难明确是非, 但是我们承诺任何客人有问题都可以在用餐过程中要求换菜, 或退款。当本报转述微信群的网友评价时, 杨先生表示云之南开业八年, 是别家餐厅客流量的3-4倍, 正所谓树大招风, 个人的嘲讽不会影响总体优势, 如果顾客都觉得不好, 也不会做到今天的影响力。最后, 杨先生表示, 希望顾客如果有问题可以直接找饭店沟通解决, 同时也希望把饭店的处理意见传达给读者姜某。如果再有问题, 也希望本报与饭店进一步沟通。

本报立即将结果转达给读者姜某, 其表示接受饭店的道歉。退款就不需要了, 如果饭店能够借此事例引以为戒, 在食品卫生质量上引起重视,



图注: 来自某微信群的群友交流

才是最圆满的结果。本报在此也呼吁, 在阿省经济重启之际, 大量华人餐馆重新开张纳客, 在注重经济效益的同时, 后厨的质量安全更不能松懈。一旦信任危机出现了, 它对于多年苦心经营的品牌就是灭顶之灾。



图注: 读者投诉的位于爱城南部的云之南餐厅

后厨, 可以说是华人餐馆的禁区, 顾客轻易不会被允许进入厨房。再加上中餐馆厨房大都是封闭式烹饪, 外人很难进去, 因而给某些不自觉的饭店负责人创造了“脏乱”的条件。日前, 本报采访到一位有机会“深入虎穴”的某送餐平台司机。据该司机反映, 本城部分中餐馆在食物储藏和准备的过程中卫生情况令人堪忧。比起日餐和西餐的卫生标准, 我们引以为傲的中餐馆中有一部分欠缺很多。

该司机说, 一些华人餐馆堂厅装饰得高档贵气, 但是后厨房完全是想象不到的样子。有的厨房地面上的垃圾已经有几公分厚! 隔板里全是油垢, 案板底下霉臭, 冷冻箱里生熟不分。这还都是小事, 每次走进某此家的后厨, 都粘脚不说, 还看到工人备菜的样子令子作呕。比如说, 某个知名的烧烤店, 烤出来的肉都是直接用手在铝盆里面揉

爱城个别中餐馆后厨触目惊心 某平台送餐司机揭露黑幕

文/鲁轩

搓的法子, 来让调料入味的。这些调味料的盒子基本不洗。除此外, 有些中餐馆, 菜有的不洗直接下锅炒。拖把放在洗菜池里。菜品直接和垃圾放在一起……他还说有的名气很大的火锅店, 店内整洁, 厨房脏乱。员工直接踩在切菜的案板上。有的餐馆生意好了, 卫生却顾不上, 卫生问题是令人不忍直视。这还都是些大品牌的店, 那么没有名气的小店后厨, 又是什么景象呢?

记者在网上随意输入了埃德蒙顿餐馆卫生, 立刻显示出一段段网友留言, 仅是抱怨吃完拉肚子的就有近百条:

“刚刚吃饭锅外卖就跟男朋友一起拉肚子, 六十刀的清肠药么……”

“点了个圣诞外卖, 五个人吃饭吃了一半就开始每个都肚子疼, 然后上厕所……请麻烦饭店把食物做好, 最起码别拉肚子就好。”

“今天买了份那家新开的包子店生煎包, 吃的时候第一时间就感觉肉馅和汤汁吃着明显不新鲜……结果吃完个把小时就拉肚子。电里最近两年新开的一些餐馆, 食物新鲜度和卫生度真是有待提高, 因为这问题有几家都凉了。”

“Terwillegar 在家里做私厨卖鸡架子的大姐, 他们家前门进去地

上都粘脚丫子, 他们家的鸡架子吃一次拉一次肚子, 堪称减肥良药。”

读着一条条留言, 令记者不由想起了一位有四十九年本地餐馆行业经验的陈先生的报料, “有几家老牌中餐馆在做装修的时候打开墙面木板, 一大批死老鼠死蟑螂会掉出来……”在这样的环境下生产美食, 实在令人难以想象。经常听某些开餐馆的华人吐苦水, 说开餐馆表面看起来赚钱多, 但其实都是辛苦钱, 要把大部分精力放在餐厅卫生上, 就怕一不小心上了黑名单。必须承认, 卫生问题是很多华人中餐馆的硬伤, 这导致了它们在接受所在国卫生时难以达到当地

标准, 而引发的信任危机。个别中餐馆, 甚至被卫生执法人员罚款查封。想当年, 中华美食是以品牌而享誉国际市场的, 无数华人也是依靠这块艰苦奋斗创下的品牌养活了自己, 然而卫生不洁, 却已经令这块名牌开始褪色。随着阿省复工热潮, 各大华人餐馆在欢庆开业大吉的同时, 如何抓好自身食品质量安全, 才是当务之急!

如果本城食客对中餐馆的要求已经降低到“不拉肚子就好”程度的话, 那么试想一下等疫情过去开业之际, 我们华人的餐馆如何在留学生还没有完全返校的情况下和别的种类餐厅竞争? 之所以强调“留学生还没有完全返校”是因为本城几个耳熟能详的餐馆面对的主要群体就是留学生。是因为餐馆不屑于其他族裔群体还是因为他们只能吸引得了留学生这个对吃没办法挑剔的群体呢?

平安理财
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周学志 (Frank Zhou)

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代理, 纵横比较, 保您满意

连续五年2016-2020荣获百万圆桌最高荣誉 (TOT) 终身会员 (life member) 连续多年荣获加拿大三大金融集团业务精英荣誉



第9期 投稿邮箱: info@cmhnews.ca 广告咨询及简历投放: Qverseascd@outlook.com 报社地址: Suite 1004, 10025 Jasper Ave, NW Edmonton T5J 2B8 报社电话: 7807841608 报社传真: 7807841603

SCHEDULE "B"

Reader's complaint diarrhea after eating at South Silk Road Chinese Restaurant

Restaurant's Statement : we can refund

Netizens' Irony: To Be a Home for weight loss

(News) A few days ago, reader JIANG (last name) called Chinese Multicultural Herald (hereinafter "CMH") to claim, after eating at South Silk Road Chinese Restaurant (hereinafter "Restaurant") with a friend on June 10, they both experienced diarrhea in the evening. JIANG wished CMH to look into this matter. On June 23, CMH contacted YANG (last name), the manager in charge of the Restaurant. After communication, YANG expressed it is very difficult to determine whether there are any quality issues with the dishes, but regardless of what, the Restaurant will unconditionally refund the customer. YANG hopes the customer themselves can directly contact the Restaurant. CHM then conveyed the Restaurant's statement/attitude to reader JIANG, who accepted the apology but hoping a lesson be learned by Chinese restaurants.

According to JIANG, who on June 10, ate at the Restaurant with a friend. They ordered fried chicken with capsicum, spiced trotter and a few other dish. After meal, in the evening, JIANG started to diarrhea. JIANG communicated with the friend later and found out friend also had experienced diarrhea. JIANG then called CMH and hopes CMH can look deep into this matter. CMH found in the investigation, the complaint made by JIANG to the Restaurant was not the only complaint. In a WeChat group, a netizen said, "eat a meal, then diarrhea for three days", "those who want to lose the weight, eat at South Silk Road Chinese Restaurant!" (see photo), etc.

In this regard, CMH interviewed YANG, manager of South Silk Road Chinese Restaurant. According to YANG, if it is caused by cold dish, it could be because of bacterial invasion; but if it is caused by hot/warm dish, it could be because of individual customers not adapted to spicy food. Fried chicken with capsicum itself is a very spicy dish. It is very difficult to define right and wrong by evaluation of

quality of the dish, but we have undertakings to any customers that if they have problems during the meal, they can request to have the dish changed or refunded. While paraphrased the reviews from the netizens of a WeChat group by CMH, YANG indicated South Silk Road Chinese Restaurant has opened for eight years, whose customer flows are 3-4 times of other restaurants and is easily to be targeted. Ridicules from individuals will not affect its overall advantages. If customers all feel bad about the Restaurant, it will not become this influence today. At last, YANG expects customers can directly contact the Restaurant for communication and solve the problems when having issues, and expects the settling opinion by the Restaurant be conveyed to reader JIANG. If there are still problems, YANG hopes CMH can further communicate with the Restaurant.

CMH immediately conveyed the result to reader JIANG, who accepted the apology from the Restaurant. There is no need to refund the money. If the Restaurant learns a lesson from this matter, attracts attention on food hygiene quality, then it becomes the most satisfactory result. CMH hereby invokes, as the economy restarts in Alberta, Chinese restaurants will reopen to welcome customers. However, while focusing on economic benefits, the quality and safety of the back kitchen can not be relaxed by Chinese restaurants. Once a crisis of trust arises, for a brand that has been painstakingly managed for many years, it will be a disaster.

Photo 1:

- I got up early today because of diarrhea
- I went to toilet again just now
- **Icon: two fox faces**
- Those who want to lose weight, eat at South Silk Road Chinese Restaurant
- Eat a meal, then diarrhea for three days
- **Icon: a face with tears**

Photo 2:

- Today I decide to give South Silk Road Chinese Restaurant one more chance
- Very bland
- **Icon: face of La Joconde**

- I have given up on him
- Is Good Taste Chinese Szechuan Cuisine not a good place to eat?

Photo 3:

- I still like South Silk Road Chinese Restaurant, but I have not been there since the pandemic
- They were both good places to eat, I feel, originally, but later, about South Silk Road Chinese Restaurant, I really, diarrhea, I am terrified
- There could have been at least more than six cooks at South Silk Road Chinese Restaurant
- The chef cooks delicious food
- I want to lose weight (Icon: three snicker faces)

Note: above are from communications among netizens in a WeChat group

Photo 4:

Note: South Silk Road Chinese Restaurant, located in south side of Edmonton, complained by reader