

INQUIRY INTO THE INVESTIGATION AND  
PROSECUTION OF DEREK HARVEY-ZENK

The Honourable Roger Salhany, Q.C., Commissioner

\* \* \* \* \*

\* \* \* \* \*

Transcript of Proceedings  
before the Commission sitting at  
the Winnipeg Convention Centre  
Winnipeg, Manitoba

\* \* \* \* \*

Wednesday, July 9, 2008

Volume 11

INQUIRY PROCEEDINGS

## COMMISSION STAFF:

Mr. David M. Paciocco Commission Counsel  
Mr. Vincent Clifford Associate Commission Counsel  
Mr. R.L. Giasson Chief Administrative Officer  
Ms. Melissa Braun Administrative Secretary  
Ms. Wendy Bergmann Administrative Assistant  
Ms. Sharleen Reid Commission Clerk  
Ms. Alnie LeBlanc Commission Clerk

-----  
APPEARANCES

Mr. G. Zazelenchuk and  
Mr. I. Restall For Robert Taman and Family  
Mr. M. Green and  
Ms. K. Dixon For Mr. Marty Minuk  
Mr. J. Prober and  
Mr. B. King For Derek Harvey-Zenk  
Mr. R. McDonald and  
Ms. B. Bowley For R.M. of East St. Paul  
Mr. H. Weinstein and  
Ms. L. Labossiere For Mr. Harry Bakema  
Ms. S. Hanlin and  
Mr. M. Jack For Winnipeg Police Service  
Mr. K. Labossiere, Ms. K. Clearwater,  
Mr. S. Hoepfner and Mr. S. Messner  
For Winnipeg Police Assoc.  
Mr. G. McFetridge and  
Mr. S. Boyd For the Province of Manitoba  
Mr. G. Stefanson For Mr. Ken Graham

## Court Reporters:

Debra Kot  
Cecelia Reid

## INDEX OF PROCEEDINGS

DESCRIPTION	PAGE
WITNESSES:	
Bryan Maloney (continued)	
Examination by Mr. Zazelenchuk	2607
Examination by Mr. Weinstein	2609
Examination by Mr. Prober	2622
Examination by Mr. Stefanson	2624
Examination by Mr. McDonald	2632
Re-Examination by Mr. Clifford	2636
Norman Dennis Carter	
Direct Examination by Mr. Clifford	2647

## INDEX OF EXHIBITS

EXHIBIT NO.		PAGE
114	E-1.23.k, Incident Narrative - February 27, 2005 (CARTER, NORMAN)	2650
115	E-1.23.b, Officer's Notes (CARTER, NORMAN) February 25-May 29, 2005	2650
116	E-1.23.a, Officer's Notes (CARTER, NORMAN) February 25, 2005	2663
117	E-1.23.r, Statement to RCMP - May 23, 2006 (Chief Norm CARTER)	2664
118	E-1.23.c, Breathalyzer Demand and Refusal Warning Card	2702
119	P-2.85.9 Correspondence from Fillmore & Riley, May 28, 2005	2768
120	E-1.23.o Notice from East St. Paul Police to Brian Kaplan, March 1, 2005	2779
121	E-1.23.l, Exhibit report	2779
122	P-2.85.6 Letter from Aikins McAulay to Sergeant Carter, March 17, 2005	2796
123	E-1.23.o, Report to Marty Minuk and covering letter, including Sergeant Carter's narrative	2814

## INDEX OF EXHIBITS

EXHIBIT NO.		PAGE
124	R-1.91.7 Photocopy of letter from Mr. Minuk to Sergeant Carter, December 20, 2005	2814
125	R-1.91.13 Photocopy of letter from Martin Minuk to Chief Norm Carter of April 10, 2006, attaching witness list	2826
126	R-1.91.14, Photocopy of letter from Martin Minuk to Chief Norm Carter, April 20, 2006	2831

1 WEDNESDAY, JULY 9, 2008

2 UPON COMMENCING AT 9:30 A.M.

3 THE CLERK: All rise, please. This  
4 Commission of Inquiry is now open.

5 THE COMMISSIONER: Good morning.

6 Mr. Maloney is here.

7 Before we start that, I have received  
8 a letter from Ms. Edwards with respect to seeking  
9 standing as counsel to Mr. Wolson. And I think I  
10 should alert counsel here and see whether any of  
11 them have any objection to her being given  
12 standing, if I come to the conclusion that she is  
13 entitled to standing on his behalf.

14 Do you want to make any comments now  
15 Mr. Paciocco, or at the end?

16 MR. PACIOCCO: No, thank you.

17 THE COMMISSIONER: All right. What do  
18 you say, Mr. Zazelenchuk? She seeks -- I don't  
19 know whether you got a copy of this letter?

20 MR. ZAZELENCHUK: I haven't seen the  
21 letter. My initial --

22 THE COMMISSIONER: Simply, she says  
23 that Mr. Wolson has a substantial interest in the  
24 proceedings and --

25 MR. ZAZELENCHUK: I can't --

1 THE COMMISSIONER: -- and should be  
2 granted standing in order to -- partial standing.

3 MR. ZAZELENCHUK: I can't take issue  
4 with that, Mr. Commissioner. You are not from  
5 this city. Winnipeg is a notorious small town in  
6 the sense that everybody seems to know everybody.  
7 There is a lot of media attention to this Inquiry,  
8 as there was to this case, and I can understand  
9 Mr. Wolson's position, so I can't take issue with  
10 it.

11 THE COMMISSIONER: Is there anybody  
12 here who has objection to giving him standing?  
13 Nobody? All right. Thank you. I will consider  
14 the correspondence and respond in due course.

15 Are you standing, Mr. Weinstein,  
16 because you want to make a comment or just to go  
17 through your briefcase?

18 MR. WEINSTEIN: Just move my  
19 briefcase, thank you.

20 THE COMMISSIONER: Thank you. Let's  
21 carry on. Good morning.

22 THE WITNESS: Good morning.

23 THE COMMISSIONER: Mr. Zazelenchuk.

24 BY MR. ZAZELENCHUK:

25 Q Officer Maloney, you returned from

1 your fishing trip to God's Lake and you read the  
2 file on the computer, correct?

3 A When I returned to work, correct.

4 Q Yes. And this was a big case, a big  
5 file. It was important. It involved the death of  
6 a human being. Correct?

7 A Correct.

8 Q Yeah. And I got the impression that  
9 the reason you read the file was partly  
10 professional curiosity and partly because you  
11 wanted to be familiar with it, in case at some  
12 point down the line you were asked to do something  
13 on the file, like interview a witness or whatever?

14 A Yeah. My practice is when I returned  
15 to work, I go through the files. Like some of the  
16 simple stuff you don't read through, like if there  
17 are just accident reports and stuff like that.

18 Q Sure. And you really did no --  
19 nothing active on this file, you took no witness  
20 statements or anything like that?

21 A No.

22 Q And that's why you took no notes?

23 A Correct.

24 MR. ZAZELENCHUK: Thank you.

25

1 BY MR. WEINSTEIN:

2 Q Just a few questions for you,  
3 Mr. Maloney.

4 Now, you considered yourself a friend  
5 with Jason Woychuk?

6 A Yes, I did.

7 Q All right. And I assume, would you  
8 socialize outside of the office, that type of  
9 thing?

10 A Yes. Since the time he was there.

11 Q Okay.

12 A It is a small office.

13 Q I appreciate that. People help each  
14 other out there and things like that?

15 A Yeah. There's only, well, then I  
16 think there was only six guys or seven working on  
17 the shift.

18 Q On the shift, okay. So you have this  
19 conversation with Mr. Woychuk. And again, perhaps  
20 I forgot your evidence. How long after the 25th?

21 A Within a few days.

22 Q Within a few days. And did you  
23 approach him, did he approach you?

24 A You know what, I can't remember. It  
25 was just a conversation.

1 Q Okay. And it was you that raised the  
2 charter issue?

3 A When I read the file I thought there  
4 was a charter issue, yeah.

5 Q So the first mention, or when you had  
6 your first conversation with him, the word  
7 "charter" came from your mouth; is that correct?  
8 Would that be fair?

9 A Well, I knew there was a charter  
10 issue. I can't say as to whether or not I said it  
11 first or not.

12 Q All right. But certainly charter was  
13 discussed in that first conversation?

14 A Correct.

15 Q And I think you touched on this  
16 before, but we'll go through and -- as we know,  
17 you were interviewed by the RCMP and we know you  
18 were interviewed by Commission Counsel, correct?

19 A Correct.

20 Q Now, do you have your transcript there  
21 of your RCMP interview, sir?

22 A Yes, I do.

23 Q All right. Did you make any notes  
24 about any of the conversations you had with  
25 Mr. Woychuk?

1           A     No, I have no notes of anything to do  
2     with this file.

3           Q     And in your conversation with him, is  
4     it correct that he never disclosed any concerns  
5     about the notes he had made?

6           A     No.

7           Q     Isn't that a fact, sir?

8           A     Correct.

9           Q     Right. And this is -- how many  
10    conversations did you have with him, a couple?

11          A     You know what, I can't really say for  
12    sure.

13          Q     Okay. I appreciate you are not  
14    sitting there counting, thinking that three years  
15    later you're going to be here. But more than one,  
16    perhaps; is that fair?

17          A     Yes.

18          Q     All right. So he expressed no  
19    concerns about the notes he had made, correct?

20          A     Correct.

21          Q     And you make an interesting comment,  
22    and I'll tell you about it. This is in your  
23    interview by Major Crimes Unit, RCMP. I believe  
24    it can be found on page 12. I think you said  
25    words to the effect, there's lots of notes from

1 witnesses who knew he was drunk. Do you recall  
2 saying that?

3 A I'm just trying to find it here.

4 Q Just hold on and let me turn to your  
5 interview for a second. I believe I have it  
6 marked as page 12, but I could be wrong.

7 THE COMMISSIONER: The last sentence  
8 of the first paragraph.

9 MR. WEINSTEIN: Thank you.

10 BY MR. WEINSTEIN:

11 Q "There's ,there's lots of notes from  
12 witnesses who knew he was drunk there  
13 anyway."

14 Who are you talking about?

15 A Who am I talking about?

16 Q Yeah?

17 A Just the ambulance attendants and that  
18 said they smelt liquor and that on him.

19 Q You used the word drunk. Smell of  
20 liquor does not mean drunk, correct?

21 A Correct.

22 Q Okay. So, in fact, your answer should  
23 have been, witness smelled liquor?

24 A Correct.

25 Q But you say lots of notes from

1 witnesses who knew he was drunk. Who else? What  
2 other witnesses?

3 A Sergeant Carter.

4 Q Okay. Anyone else?

5 A You know what, I'd have to look at the  
6 file to go through it.

7 Q Okay. Because does two mean lots to  
8 you?

9 A I believe there's more than two in the  
10 file. I'd have to look at it.

11 Q But no other name or witness that  
12 jumps out at you at this time?

13 A At this time, I haven't looked at it  
14 for years.

15 Q Okay. All right. And also page 17, I  
16 believe, bottom of 17, I'll let you get to it.  
17 Have you got it?

18 A Yes.

19 Q I believe it says, and I'm going just  
20 from a summary prepared for myself, that Jason did  
21 not mention anything to me about note development.  
22 Do you see that? I believe it's bottom of 17?

23 A The question?

24 Q Jason did not mention anything to you  
25 about note development; is that correct?

1           A     Correct.  That's the question asked by  
2  Mr. Doyle.  I answered it on 18.

3           Q     Yeah.  And your answer was "no"?

4           A     No, he didn't.

5           Q     Now, in this particular -- you have  
6  dealt with Harry Bakema before, you've been with  
7  him before; correct?

8           A     I knew him before.

9           Q     No, no, I'm talking at East St. Paul,  
10 you worked with him?

11          A     Correct.

12          Q     At no time did he instruct you to take  
13 out or put something in your notes, did he?

14          A     No.

15          Q     And then take a look again at perhaps  
16 17, a third of the way down.

17                   "Maloney:  No, but I know he had some  
18 type of conversation when he got back  
19 to the office with Norm..."

20 you carry on,

21                   "About the guy possibly being drunk."

22 Do you see that?

23          A     Correct.

24          Q     Possibly being drunk, correct?

25          A     Correct.

1 Q That's the word you used under oath  
2 naturally, when you were giving your evidence,  
3 correct, to the RCMP?

4 A I believe I gave it to the Commission.

5 Q No, I'm looking at your evidence to  
6 the RCMP, page 17 of the transcript. I believe  
7 that's a transcript of the RCMP. Do you see that?

8 A Okay. Correct.

9 Q Okay. So we know, or you knew that  
10 was under oath also, just as your Commission  
11 Counsel interview was under oath; correct?

12 A Correct.

13 Q And you said, and you were trying to  
14 give the answers to the best of your recollection,  
15 to the best of your ability, naturally; correct?

16 A Correct.

17 Q And you talked about the guy, and this  
18 is repeating what Jason told you, possibly being  
19 drunk; correct?

20 A Correct.

21 Q Now, as you have indicated also, you  
22 had an interview with Commission Counsel; correct?

23 A Correct.

24 Q And you have that, sir, in front of  
25 you?

1 A Correct.

2 Q Let's take a look at page 10 just to  
3 make sure. Yeah, take a look at page 10. You  
4 tell me if you're there, sir, page 10, the top of  
5 the page. There's four pages --

6 A Okay, yeah.

7 Q -- to a page, okay. And I'm looking  
8 at the left-hand side where it says page 10?

9 A Correct.

10 Q Okay, we're together. And I'm looking  
11 at line nine. Do you see line nine?

12 A Correct.

13 Q And your answer was:

14 "And then he just, he just stated that  
15 he was given the gentleman to take  
16 back to the office and that Harry said  
17 that the guy may be possibly impaired  
18 and told Jason to put him in the car."

19 That was the best of your recollection, under  
20 oath, when you had that interview on March 25th,  
21 2008; correct?

22 A Correct.

23 Q Yeah. That's page 10. And take a  
24 look now at page 12. It's on that same page, just  
25 to the right. Take a look at line 16 to 20 and

1 I'll read it out. Do you have it, sir?

2 A Yes, I do.

3 Q "And then he stated that Harry gave  
4 him the gentleman to put in the back  
5 of the car and stated he is possibly  
6 impaired or drunk, and that he gave  
7 Jason his directions to take him to  
8 the office to Sergeant Carter."

9 Possibly drunk, correct?

10 A Correct.

11 Q And let's go to page 14, sir, in the  
12 same interview, line 23, sir? You were asked this  
13 question by Commission Counsel:

14 "Did you have any conversation about  
15 anything else relating to the case,  
16 duty-book notes, preparation of  
17 reports, anything of that nature, for  
18 instance?"

19 A No."

20 That was your best evidence and recollection at  
21 the time?

22 A Correct.

23 Q Correct. And then if you take a look  
24 at page 17, you didn't observe anything with  
25 respect to note making or report making on this

1 particular case; is that correct?

2 A Correct.

3 Q Even after you came back?

4 A Correct.

5 Q Correct? And we know that the reader  
6 is the one that generally looks after and  
7 scrutinizes files to make sure things are proper  
8 and complete?

9 A Whoever is doing the reviewing of the  
10 files.

11 Q Yeah. And that's the reader?

12 A Whoever is doing it, Sergeant --  
13 whoever is in charge at the time.

14 Q Isn't it normally the reader that you  
15 might get stickies from saying, can you elaborate  
16 on this, et cetera, or things like that? Isn't it  
17 normally the reader?

18 A Well, we don't have a reader.

19 Q You don't have -- we have heard from  
20 other witnesses that you do have a reader?

21 A Well, whoever is being assigned to do  
22 the file review is doing it.

23 Q All right. Let's not beat around the  
24 bush. The reader, the investigator, the file was  
25 Sergeant Carter's; correct?

1           A     Whoever is reviewing the files. I  
2     don't know who got assigned the file. The file is  
3     assigned.

4           Q     Okay.

5           A     So it should have a number in the top  
6     of the corner whoever the file is assigned to.

7           Q     And say if the file was assigned to,  
8     say if the file was assigned to Sergeant Carter,  
9     it would be his file, correct?

10          A     Correct.

11          Q     And he'd be the one to look it over  
12     carefully, naturally, and he is careful; correct?

13          A     Correct.

14          Q     Okay. And if something was deficient,  
15     you'd hear from Carter, correct?

16          A     If it was his file or my file you're  
17     saying?

18          Q     No, his file, and say you have notes  
19     on the file and he needed clarification of that,  
20     he'd come to you or send you a sticky or something  
21     like that?

22          A     If I was doing work on his file, yeah,  
23     he'd ask me.

24          Q     Right. Did you follow up with  
25     Mr. Woychuk to determine what, if anything, he had

1 done about the fact that allegedly Harry Bakema  
2 told him that Harvey-Zenk was possibly impaired at  
3 the scene?

4 A No.

5 Q And that's the same question that you  
6 were asked by Commission Counsel on March 25th, at  
7 page 19. And your answer today is consistent with  
8 what you told Commission Counsel, that you did  
9 not; correct? Take a look at page 19 starting at  
10 line seven?

11 A Correct.

12 Q And then further on at line 23, still  
13 same page:

14 "Did he ever subsequently raise any  
15 other issue in connection with the  
16 case with you?

17 Not that I recall."

18 A Correct.

19 Q Correct. Now, you talked about Harry  
20 working beside Zenk. Have you ever worked with  
21 the City of Winnipeg Police?

22 A No, I haven't.

23 Q Are you intimately familiar with the  
24 way they schedule shifts?

25 A Yes, I am.

1 Q Okay. Do you know how many members  
2 are on a platoon?

3 A No, I don't.

4 Q Okay. Do you know how many sergeants  
5 would be assigned to a platoon?

6 A I can -- I believe there's two.  
7 There's a Patrol Sergeant and a Sergeant in the  
8 office.

9 Q Okay. But the number of bodies on  
10 each platoon are -- you don't know?

11 A My ex-girlfriend worked for the city  
12 police for about seven years and she worked on the  
13 B side. It can fluctuate a bit, so I'm not  
14 exactly sure of the numbers.

15 Q All right. And the odd time there is  
16 overlap days?

17 A Correct, same as we have now on our  
18 schedule.

19 Q I'm not asking about your situation.

20 A Okay.

21 Q About overlap days at the city, are  
22 you intimately aware of how often that happens, at  
23 the city, not at your place?

24 A No.

25 MR. WEINSTEIN: If I may just have one

1 moment, Commissioner?

2 I believe that's my questions. Thank  
3 you very much, sir.

4 THE WITNESS: Thank you.

5 MR. JACK: We have no questions,  
6 Mr. Commissioner.

7 THE COMMISSIONER: Yes, Mr. Prober.

8 BY MR. PROBER:

9 Q At page 20 of your interview,  
10 Mr. Maloney, with Commission Counsel, you  
11 indicate, starting at line 20, that you believe  
12 that Jason Woychuk knew Derek Harvey-Zenk. Do you  
13 see that, page 20, starting about line 20?

14 A Correct.

15 Q Okay. Did Woychuk ever tell you that?

16 A You know what, I don't recall where I  
17 knew it from, but I believe it was from Jason. I  
18 can't say 100 per cent, though.

19 Q You're not certain?

20 A No.

21 Q Okay. Now, my final area of  
22 questioning relates to this business about what  
23 Jason told you that Chief Bakema told him that  
24 Derek Harvey-Zenk may be possibly impaired?

25 A Correct.

1 Q Now, you're telling us something that  
2 Woychuk told you that he was told by Chief Bakema,  
3 right?

4 A Correct.

5 Q You know from your experience that  
6 when you pass along information like that, the  
7 exact words kind of get mangled, don't they?

8 A Well, I'm just telling you what he  
9 told me.

10 Q Yeah, you're telling -- and he told  
11 you what he was told by somebody else?

12 A Correct.

13 Q And you know the more people down the  
14 road, sort of double, triple hearsay, get maybe  
15 inaccurate. Would you agree with that?

16 A I guess it can.

17 MR. PROBER: Thank you.

18 MS. DIXON: No questions.

19 MR. McFETRIDGE: I have no questions.

20 MR. McDONALD: Mr. Commissioner.

21 THE COMMISSIONER: I was pointing to  
22 Mr. Graham's counsel.

23 MR. McDONALD: Mr. Stefanson.

24 THE COMMISSIONER: Yes, thank you. I  
25 thought maybe he might have some questions. And

1 then I'll call upon you, Mr. McDonald.

2 MR. McDONALD: Thank you.

3 MR. STEFANSON: Thank you,

4 Mr. Commissioner. I just wasn't sure of the  
5 order. It hadn't been predetermined, so I was  
6 just waiting for your --

7 THE COMMISSIONER: I thought you'd  
8 like to get at the end.

9 MR. STEFANSON: Yes. Thank you.

10 THE COMMISSIONER: Almost at the end.

11 MR. STEFANSON: Exactly right. I  
12 understand then, in terms of order, we'll hear  
13 just finally from Mr. McDonald and then any  
14 re-examination?

15 THE COMMISSIONER: Yes. You're first,  
16 then. Go ahead.

17 MR. STEFANSON: Thank you.

18 BY MR. STEFANSON:

19 Q Constable Maloney, you knew  
20 Mr. Graham, Constable Graham as he then was while  
21 he was working at the East St. Paul Police  
22 Detachment, you knew him through work; is that  
23 fair to say?

24 A Correct.

25 Q In other words, prior to 2003, which

1 is when Mr. Graham started, you didn't know

2 Mr. Graham?

3 A No.

4 Q And I understand that you didn't  
5 really socialize with Mr. Graham. Is that fair to  
6 say?

7 A Not actively.

8 Q It's a small detachment and sometimes  
9 there are social gatherings, but you wouldn't call  
10 it a close personal relationship; right?

11 A No.

12 Q Not at any time, right?

13 A No.

14 Q And I understand the Commission has  
15 heard evidence that Mr. Graham is no longer a  
16 constable with the detachment at East St. Paul;  
17 right?

18 A Correct.

19 Q And he hasn't been a constable for a  
20 period of time; isn't that right?

21 A I can't say when he left. It was  
22 probably a couple years ago already.

23 Q Yeah. I understand, just to assist, I  
24 understand he left in and around March of 2006.  
25 Is that consistent with your recollection as well?

1           A     You know what, I can't say for sure.

2     I know he left.

3           Q     And I understand that since the time  
4     Mr. Graham left, let's say between the time  
5     Mr. Graham left and yesterday, you didn't have any  
6     conversations with Mr. Graham at all?

7           A     Yes, I have.

8           Q     Between when he left in March of 2006  
9     and the brief conversation you had yesterday?

10          A     Yes, I have.

11          Q     Okay.

12          A     I have been to his residence to serve  
13     him documents.

14          Q     Okay.

15                 THE COMMISSIONER: I'm sorry?

16                 THE WITNESS: I have attended his  
17     residence to serve him subpoenas for court.

18     BY MR. STEFANSON:

19           Q     So as part of your work duties then,  
20     you had an opportunity to serve Mr. Graham with a  
21     document?

22          A     And I believe he sent e-mails to me at  
23     work.

24          Q     Okay. And were they work related  
25     then?

1           A     Police Association e-mails, he was  
2     sending, he carbon-copied them to all of us.

3           Q     Okay. But other than the work-related  
4     duties that you just briefly spoke of, you haven't  
5     had cause to speak to Mr. Graham, and he didn't  
6     have cause to speak to you, for instance, about  
7     this Inquiry?

8           A     No.

9           Q     And so there have been no such  
10    discussions between March of 2006 and today?

11          A     No.

12          Q     You have given evidence many times  
13    before, under oath, I take it, Constable Maloney?

14          A     Correct.

15          Q     And it can be a stressful experience,  
16    can't it?

17          A     Not really.

18          Q     You don't find it stressful being  
19    asked hard questions?

20          A     You just answer them to the best of  
21    your ability.

22          Q     You saw Mr. Graham in the hallway  
23    yesterday morning; right?

24          A     Correct.

25          Q     You were aware that he had already

1 given testimony in the context of this Inquiry;  
2 isn't that right?

3 A Correct.

4 Q And you were about to give testimony  
5 in the context of this inquiry; right?

6 A Yes, I was sitting outside.

7 Q And you were sitting outside waiting  
8 to give testimony; right?

9 A Correct.

10 Q And if I understand your evidence  
11 correctly, as Mr. Graham walked towards the door  
12 of this room, this inquiry room; right?

13 A He was walking towards me. I was  
14 sitting outside.

15 Q You were sitting outside the door?

16 A And he was looking at me.

17 Q Okay. And as he walked in your  
18 direction, which is also in the direction of the  
19 door to this room that we're in; right?

20 A Correct.

21 Q You then initiated a conversation with  
22 him by saying words to the effect of "Mr. Graham";  
23 is that right?

24 A I said "Mr. Graham," because he was  
25 looking right at me.

1           Q     You said words to the effect, are you  
2     sure it was just "Mr. Graham" and that it wasn't  
3     in fact, "Mr. Graham, how's it going" or something  
4     else in addition to "Mr. Graham"?

5           A     No, it was "Mr. Graham."

6           Q     But, in any event, regardless of  
7     whether it was just "Mr. Graham" or additional  
8     comment, you were the first one to speak; right?

9           A     Correct.

10          Q     You indicate, and you indicated in  
11     your evidence that Mr. Graham responded firmly,  
12     right?

13          A     He looked at me and spoke firmly,  
14     slightly agitated.

15          Q     And you could tell, and it was your  
16     opinion certainly afterwards that Mr. Graham  
17     appeared to be upset?

18          A     Correct.

19          Q     And you have indicated in a statement  
20     that there was a comment made to the effect of,  
21     and I'm not going to repeat it, but there was a  
22     one sentence comment that was made in response by  
23     Mr. Graham to your words of introduction  
24     "Mr. Graham"; right?

25          A     Correct.

1 Q And in response to that, in response  
2 to Mr. Graham's comment, you indicated that you  
3 said, "I wasn't even there."

4 A I said, "Ken, I wasn't even there."

5 Q Right. And you are indicating by that  
6 that you weren't even there at the time of this  
7 incident that's the subject of this inquiry;  
8 correct?

9 A Correct.

10 Q And to that, Mr. Graham simply  
11 acknowledged, yes, he knew that?

12 A Correct.

13 Q Or words to that effect?

14 A Words to that effect.

15 Q And then he kept walking?

16 A Walking to the courtroom, yeah.

17 Q He didn't say anything else?

18 A No.

19 Q You didn't say anything else?

20 A No.

21 Q And I understand that you indicated to  
22 a representative of the inquiry, Mr. Giasson, that  
23 you thought that Mr. Graham was upset?

24 A Correct.

25 Q And that was, that's the context that

1 you raised it in with Mr. Giasson?

2 A Well, just the way he talked to me, he  
3 didn't seem -- he seemed agitated and slightly  
4 upset.

5 Q And so you mentioned that to  
6 Mr. Giasson?

7 A Correct.

8 MR. STEFANSON: I don't have any  
9 further questions of this witness. Thank you.

10 I do have one brief comment in terms  
11 of procedure. I don't know if it's an appropriate  
12 time to make a brief submission in the context of  
13 the issue that I have been called in to address,  
14 or whether I would just speak to that at some  
15 point, just to sum, not necessarily in the  
16 presence of the witness, but just a brief  
17 opportunity to speak to this narrow issue for two  
18 minutes. Whenever you, Mr. Commissioner --

19 THE COMMISSIONER: Well, do you intend  
20 to call Mr. Graham?

21 MR. STEFANSON: I don't intend to, no,  
22 subject to what I might see from the final  
23 cross-examination.

24 THE COMMISSIONER: Well, I think  
25 that --

1 MR. CLIFFORD: Mr. Commissioner, it  
2 would be my suggestion that Mr. McDonald be given  
3 an opportunity to conduct his cross-examination.  
4 I would like to then do the redirect. And I think  
5 after that would be an appropriate time for any  
6 submissions on the narrow issue relating to  
7 Constable Maloney.

8 THE COMMISSIONER: And any other  
9 counsel who wish to make a submission on that  
10 issue.

11 MR. STEFANSON: I think that would be  
12 appropriate.

13 THE COMMISSIONER: Thank you.

14 MR. STEFANSON: Thank you.

15 BY MR. McDONALD:

16 Q Constable Maloney, not that much will  
17 turn on this, but I think the record requires a  
18 correction if I am indeed correct, and  
19 Mr. Weinstein was incorrect. During his  
20 cross-examination of you, he made reference to the  
21 fact that your RCMP statement was given under  
22 oath. I have looked at that statement. It  
23 commences at page 785 of volume E-2, and I have  
24 looked at the others.

25 THE COMMISSIONER: I agree, it's not

1 sworn testimony.

2 MR. McDONALD: I just wanted the  
3 record to be clear that that was not sworn  
4 testimony. Thank you, Mr. Commissioner.

5 BY MR. McDONALD:

6 Q Now, Mr. Weinstein also had you  
7 confirm that, in addition to being a professional  
8 colleague of Constable Woychuk, you developed a  
9 personal friendship with him after he arrived at  
10 the East St. Paul Police Service; is that correct?

11 A Correct.

12 Q You did spend some social time  
13 together in addition to your professional exposure  
14 to each other?

15 A Correct.

16 Q And based on your knowledge of him,  
17 both professionally and personally, is he, in your  
18 opinion, the type of person who would deliberately  
19 attempt to subvert the administration of justice  
20 by colouring evidence or anything like that?

21 A No.

22 Q Do you, based on the discussions that  
23 you had with him and your knowledge of him, feel  
24 that he did anything in this case to try to assist  
25 Mr. Harvey-Zenk to avoid prosecution?

1           A     No.

2                   THE COMMISSIONER:   Isn't that up to me  
3     to determine?

4                   MR. McDONALD:   I'm saying based on  
5     this witness's personal experience with him,  
6     knowledge of him, discussions with him, that's  
7     all.

8                   THE WITNESS:   No.

9                   THE COMMISSIONER:   We have heard the  
10    answer.   In the end, I have to make that decision.

11                   MR. McDONALD:   I understand that,  
12    Mr. Commissioner.

13                   THE COMMISSIONER:   Thank you.

14    BY MR. McDONALD:

15           Q     Now, Mr. Stefanson asked you about  
16    your personal relations with Constable Graham.  
17    What, if any, observations have you made about any  
18    personal relationship between Chief, then Chief  
19    Bakema and Mr. Graham?

20           A     They were close friends.

21           Q     And why do you say that they were  
22    close friends?   What observation do you base that  
23    conclusion on?

24           A     Well, they were always together when  
25    they were working and stuff like that.   They

1 socialized outside of work.

2 Q What was your opinion, working under  
3 Chief Bakema, what was your opinion of him as a  
4 Chief of Police and as a police officer?

5 THE COMMISSIONER: Just a second.

6 MR. WEINSTEIN: I'm objecting to this.  
7 This is not relevant.

8 THE COMMISSIONER: I know, it's not  
9 relevant.

10 MR. McDONALD: Well, there's reference  
11 to it in the questions asked by Commission Counsel  
12 and I just wanted to clarify that.

13 THE COMMISSIONER: What was asked?

14 MR. McDONALD: Let me just find the  
15 page reference here, Mr. Commissioner.

16 MR. WEINSTEIN: While he's looking for  
17 the page, even if Commission Counsel might have  
18 asked this witness that question, it was  
19 irrelevant at the time and still irrelevant now.

20 THE COMMISSIONER: Let's hear what the  
21 question was.

22 MR. McDONALD: Sorry, I misspoke,  
23 Mr. Commissioner. It was in the interview by the  
24 RCMP.

25 THE COMMISSIONER: Yes.

1 MR. McDONALD: And it is at page,  
2 which has been filed as Exhibit 113 in the  
3 proceedings. And it is at page 11.

4 THE COMMISSIONER: If you wish to  
5 point out any specific instances where you, where  
6 he has been found to be in derelict of his duty,  
7 or did something improper, do so. But I don't  
8 think this is an appropriate time to ask for his  
9 opinion.

10 MR. McDONALD: I'll leave that subject  
11 then, Mr. Commissioner, thank you.

12 That's all I have, Mr. Maloney.

13 THE COMMISSIONER: Thank you.

14 MR. CLIFFORD: Two brief areas in  
15 redirect, Mr. Commissioner.

16 RE-DIRECT EXAMINATION BY MR. CLIFFORD:

17 Q Constable Maloney, as I understand  
18 your testimony through examination-in-chief and  
19 cross-examination, and particularly that of  
20 Mr. Weinstein, the evidence that you provided in  
21 the course of the interviews and in the hearing,  
22 with respect to what Jason Woychuk repeated to you  
23 and attributed to Harry Bakema, you indicated to  
24 the RCMP that it was most likely impaired, on one  
25 occasion, on another occasion most likely the guy

1 was impaired. Chief Bakema thought he was  
2 impaired. I indicated to you that you also  
3 indicated to the Commission that he was maybe  
4 possibly impaired or may be impaired.

5 Mr. Weinstein put that to you in  
6 cross-examination.

7 Do you know, sir, as you testify  
8 today, what it was that Jason Woychuk attributed  
9 to Harry Bakema?

10 A I can't say 100 per cent sure the  
11 correct wording.

12 Q But the range was that he was --

13 MR. PROBER: I object now.

14 THE COMMISSIONER: Just a second now.

15 MR. PROBER: Before he goes on.

16 THE COMMISSIONER: You don't even know  
17 what the question is and you're going to object?

18 MR. PROBER: Well, I can anticipate  
19 the question, with respect, Mr. Commissioner.  
20 He's already -- Mr. Clifford has already, on  
21 re-examination, raised an area that was not a new  
22 area raised on cross-examination, that he himself  
23 covered in examination-in-chief. But -- and that  
24 is the issue of what was said to him by Woychuk as  
25 related to Woychuk by Bakema. And the witness has

1 just said he's not 100 per cent certain.  
2 Mr. Clifford then was going to go on, and started  
3 to say, well, the range is, I suppose the range of  
4 what the comments could be. We already took the  
5 witness through that. And I'm objecting to any  
6 further re-examination on this issue of what  
7 Woychuk related to this witness that Chief Bakema  
8 apparently told Woychuk. It was covered in  
9 examination-in-chief.

10 THE COMMISSIONER: Don't you think  
11 it's appropriate for the Commissioner or any judge  
12 to hear the question before he stops it?

13 MR. PROBER: Well, if it's on that  
14 same area, yes.

15 THE COMMISSIONER: Yes.

16 MR. PROBER: You have to hear the  
17 question, but I can virtually guarantee it's going  
18 to be on the same area.

19 THE COMMISSIONER: Is that a  
20 guarantee? Come on?

21 MR. PROBER: Virtually guarantee.  
22 Let's hear what the question is going to be.

23 THE COMMISSIONER: Yes, all right.  
24 Let's hear the question and then I'll rule on it.

25 MR. PROBER: I don't want to stray too

1 far.

2 THE COMMISSIONER: You can go and sit  
3 down.

4 MR. CLIFFORD: If I was ever tempted  
5 to make up a question.

6 Mr. Commissioner, I think what the  
7 appropriate thing for me to do is indicate to you  
8 my position on the objection and why the  
9 evidence --

10 THE COMMISSIONER: Well, I haven't  
11 even heard the question, so how could I hear  
12 anybody's position on an objection?

13 MR. CLIFFORD: What I want to do is to  
14 conclude this area with the witness by indicating,  
15 or putting the question to him, that based on the  
16 testimony that we have received so far, that the  
17 evidence is that he was advised that the comment  
18 attributed to Harry Bakema, passed to Jason  
19 Woychuk, and to him, was possibly impaired to most  
20 likely impaired, or words to the effect, most  
21 likely the guy was impaired. So that's simply so  
22 there's no ambiguity with the evidence. That's  
23 simply the question. And I think it assists the  
24 Commissioner.

25 In dealing with redirect, one of the

1 purposes here is to find an area where there is  
2 some ambiguity, where it's not certain. And I  
3 understand Mr. Prober's objection. He's, I think,  
4 concerned that it will get pinned down in one  
5 direction or another that may be unfavorable to  
6 him.

7 MR. PROBER: I --

8 THE COMMISSIONER: Just a second.

9 Don't speak while counsel is --

10 MR. PROBER: Well, he's putting words  
11 in my mouth and they are not accurate.

12 THE COMMISSIONER: Well, I'll deal  
13 with that later.

14 MR. PROBER: Thank you.

15 MR. CLIFFORD: Apart from the concern,  
16 what I'm trying to do is delineate what the  
17 evidence is. Simply that.

18 THE COMMISSIONER: I have heard what  
19 he's had to say and I don't think we need to go  
20 any further. Thank you.

21 Yes. Your next question. Do you have  
22 any further?

23 MR. CLIFFORD: Yes, I do.

24 THE COMMISSIONER: Go ahead.

25

1 BY MR. CLIFFORD:

2 Q This is just dealing, sir, with the  
3 issue of the comment that was made to you by  
4 Mr. Graham, and I am not going to touch upon this  
5 in any great length, but when you were being asked  
6 questions with respect to the comment that was  
7 made to you by Mr. Graham yesterday, sir, you  
8 recorded that conversation very soon thereafter?

9 A Correct.

10 Q Do you have any doubt at all with  
11 respect to the accuracy of what Mr. Graham said to  
12 you?

13 A None.

14 Q Do you have any doubt at all with  
15 respect to his demeanour or his emotional state  
16 when he said it to you?

17 A None.

18 Q And apart from saying to him,  
19 Mr. Maloney, as he approached either you or the  
20 court door, it doesn't matter, do you have any  
21 doubt at all, sir, that the only things you said  
22 to him were Mr. Maloney?

23 A I said "Mr. Graham."

24 Q Pardon me, "Mr. Graham"?

25 A And then I said to him, "Ken, I wasn't

1 even there." And then he replied after the fact.

2 MR. CLIFFORD: Thank you, sir.

3 THE COMMISSIONER: Do you wish to make  
4 your submissions now?

5 MR. STEFANSON: If that's --

6 THE COMMISSIONER: Yes.

7 You can step down here. Your  
8 testimony is finished. Thank you very much.

9 Yes, what do you have to say?

10 MR. STEFANSON: Thank you,  
11 Mr. Commissioner. Just very briefly, and then it  
12 will conclude my involvement, I think, certainly  
13 at least at this point in this Inquiry.

14 THE COMMISSIONER: Before you start, I  
15 understand you will not be calling Mr. Graham? He  
16 will not be testifying?

17 MR. STEFANSON: That's exactly true.  
18 My intention at this point is not to call him.

19 THE COMMISSIONER: Not at this point.

20 MR. STEFANSON: On this issue.

21 THE COMMISSIONER: Are you calling him  
22 during the hearing at all?

23 MR. STEFANSON: No.

24 THE COMMISSIONER: Then you can make  
25 your submissions.

1 MR. STEFANSON: Thank you.

2 This is a very narrow issue that I've  
3 been called upon to address and I will address it  
4 very briefly, because I do not want to take up any  
5 time unnecessarily. Time is valuable.

6 I think it's very clear that any  
7 Inquiry or court hearing is a tense situation for  
8 all. It's a difficult situation, especially for  
9 witnesses.

10 There was a situation that occurred  
11 out in the hallway. There's no denying that a  
12 situation did occur. But I think the important  
13 elements of the evidence that were, that has been  
14 given, in addition to the exchange of words that  
15 occurred out in the hallway is as follows. During  
16 direct examination, Constable Maloney acknowledged  
17 that there was animosity between Constable Graham,  
18 or between Mr. Graham and Constable Maloney,  
19 before Mr. Graham left in 2006. Constable Maloney  
20 confirmed on cross-examination that between 2006,  
21 when Mr. Graham left, and yesterday, he had had no  
22 conversations about the Inquiry with Mr. Graham.  
23 There was no discussion of any sort that occurred  
24 during that time frame. So it's not a situation  
25 where there had been any ongoing campaign of

1 intimidation or any suggestion of intimidation.  
2 And in fact, there's no suggestion of  
3 intimidation, or a threat, even in the context of  
4 the remark that was made. Because according to  
5 Constable Maloney in his statement, and also  
6 during his cross-examination, he's confirmed he  
7 was concerned by the fact that Mr. Graham appeared  
8 to be agitated and upset, legitimately concerned  
9 for somebody that has been involved in a difficult  
10 situation giving testimony under difficult  
11 circumstances.

12 THE COMMISSIONER: Legitimately  
13 concerned, what do you mean by that?

14 MR. STEFANSON: I mean, he seemed to  
15 be genuinely concerned about -- his comment right  
16 in his statement and on cross-examination was he  
17 was legitimately concerned about why Mr. Graham  
18 was upset. That's his comment. And that's the  
19 context that it's raised in.

20 Constable Maloney had a full  
21 opportunity to say he felt threatened or felt  
22 intimidated. He did not say that, and it should  
23 not be inferred that that is the way he felt or  
24 the way he interpreted it. The comment was made,  
25 I can tell you, in speaking with Mr. Graham, he

1 expresses remorse over the fact he responded.

2           That is the final point I want to  
3 make. This is a response by Mr. Graham to  
4 Constable Maloney. It's not anything that  
5 Mr. Graham initiated, it was responding to an  
6 invitation to discuss matters. The matter had an  
7 exchange which had an unfortunate element to it,  
8 but also I think a couple of revealing elements in  
9 the sense that the exchange that followed the  
10 initial comment by Mr. Graham was civil. He  
11 wasn't there. He acknowledges that and he walks  
12 away. It shouldn't be made into something that  
13 it's not. It should be taken in its proper  
14 context.

15           In speaking with Mr. Graham, he  
16 expresses remorse over the fact that he responded  
17 to the invitation to talk, and he does not intend  
18 to participate further in this Inquiry, unless  
19 called upon by Commission Counsel.

20           So subject to any questions you have,  
21 Mr. Commissioner, that's our submission.

22           THE COMMISSIONER: I do have a  
23 question. He got up and said that he didn't say  
24 what Mr. Maloney has testified that he said.

25           MR. STEFANSON: There is a dispute, it

1     seems, and I --

2                   THE COMMISSIONER:  No, no, no.  Just  
3     listen.

4                   MR. STEFANSON:  Sure.

5                   THE COMMISSIONER:  He got up in the  
6     courtroom, or in this Inquiry, this room, and said  
7     I didn't say that.  And then he gave another  
8     version of what he said transpired, or what had,  
9     the words that had been exchanged.

10                  MR. STEFANSON:  Right.

11                  THE COMMISSIONER:  You have not called  
12     him, and there's no suggestion by you, in your  
13     submissions, that Constable Maloney's recollection  
14     is incorrect.  And so I will -- and I have no  
15     reason at this stage not to accept it, and so  
16     that's the end of the matter.  It will be my  
17     interpretation of what was said and all of the  
18     circumstances that will be in my report.  Thank  
19     you very much.

20                  MR. STEFANSON:  Thank you,  
21     Mr. Commissioner.

22                  THE COMMISSIONER:  I don't need to  
23     hear from counsel.  Thank you.

24                  Your next witness?

25                  MR. CLIFFORD:  Mr. Commissioner, the

1 next witness is Norm Carter.

2 NORMAN DENNIS CARTER, being first duly  
3 sworn, testified as follows:

4 DIRECT EXAMINATION BY MR. CLIFFORD:

5 Q Good morning, sir.

6 A Good morning, sir.

7 Q Could you indicate what your current  
8 position is with the East St. Paul Police?

9 A I am currently the Chief of Police for  
10 East St. Paul Police Service.

11 Q How long have you been in that  
12 position?

13 A I've been in the position since March  
14 of 2006, March 15th, I believe.

15 Q How long have you been a police  
16 officer, sir?

17 A I have been a police officer since  
18 1982.

19 THE COMMISSIONER: I'm sorry, since?

20 THE WITNESS: 1982.

21 BY MR. CLIFFORD:

22 Q And where did you start your training?

23 A I started my Police Service with the  
24 Altona Police Service between 1982 and 1986. In  
25 the fall of 1986, I started employment with the

1 East St. Paul Police Service.

2 Q And in 1982, did you take career  
3 training in order to start your career in law  
4 enforcement?

5 A That is correct. I took my recruit  
6 training with the Brandon City Police.

7 Q And when you joined the East St. Paul  
8 police in 1986, I take it you would have started  
9 your career as a constable?

10 A As a constable, that's correct, yes.

11 Q You worked your way up through the  
12 ranks?

13 A That's correct, yes.

14 Q Sir, I'm going to bring you back now  
15 to February 25th, 2005. Were you scheduled to  
16 work that day, sir?

17 A Yes, I was.

18 Q And what time would you normally go  
19 in?

20 A I would go into the office between  
21 8:30 and 9:00 o'clock.

22 Q And the Commission has heard evidence,  
23 sir, that you received a telephone call that day  
24 while you were still at home?

25 A That is correct.

1           Q     And what can you tell us about that  
2 phone call?

3           A     I received the telephone call -- may I  
4 refer to my report so I can give you the times?

5           THE COMMISSIONER:   Yes.

6 BY MR. CLIFFORD:

7           Q     And you are referring to your  
8 investigative report?

9           A     Investigative report, yes.

10          Q     Okay.  What we're going to do, and I  
11 should advise you, Mr. Commissioner, and other  
12 counsel that with this witness there will be a  
13 great number of exhibits I anticipate being  
14 entered through Mr. Carter, or Chief Carter.  So  
15 and I have given the clerk advance warning.  So if  
16 we could provide you with your incident narrative  
17 report, that will be found at E-1.23.k.

18                     And while you're still there, Madam  
19 clerk, I take it Chief Carter, you're going to be  
20 asking to refer to your duty-book notes as well?

21          A     My duty-book notes and my rough notes.

22          Q     Okay.  The duty-book notes are at  
23 E-1.23.b.  And if they could be provided to the  
24 witness, please, and entered as exhibits?

25          A     Thank you.

1 THE CLERK: Exhibits 114 and 115.

2

3 (EXHIBIT 114: E-1.23.k, Incident  
4 Narrative - February 27, 2005 (CARTER,  
5 NORMAN)

6 (EXHIBIT 115: E-1.23.b, Officer's  
7 Notes (CARTER, NORMAN) February 25-May  
8 29, 2005)

9 BY MR. CLIFFORD:

10 Q Do you have those documents before  
11 you, sir?

12 A I have them before me, sir.

13 Q And you wanted an opportunity to look  
14 at your incident narrative report?

15 A That is correct, yes.

16 Q My question was, you received a  
17 telephone call at your residence that day?

18 A I received a telephone call at my  
19 residence at approximately 7:38 in the morning  
20 requesting my attendance, and this is from  
21 dispatch, requesting my attendance at a motor  
22 vehicle accident that occurred on Highway 59 and  
23 the Perimeter. And it was further reported to me  
24 that a vehicle, one vehicle had been split in  
25 half.

1 Q Now, who is the telephone call from?

2 A Our dispatch operators.

3 Q So who are you actually speaking to, a  
4 dispatch operator?

5 A A dispatch operator, yes.

6 Q And do you know at that point who is  
7 making the request for you to attend at that  
8 location?

9 A I don't specifically know who is  
10 making the request. There is not a name attached  
11 to who is making the request, just for my  
12 attendance at this scene.

13 Q And you understand that it's a serious  
14 accident?

15 A I automatically assumed, with the  
16 vehicle split in half, it would be a serious  
17 accident, yes.

18 Q You obviously would have had the  
19 experience at that point to deal with a situation  
20 like that?

21 A Yes.

22 Q And what do you do as a result of  
23 getting that telephone call?

24 A I got ready, I left, and I attended to  
25 the station. And I arrived at the station at

1 approximately 8:00 a.m.

2 Q Now, to put that in perspective, you  
3 are being asked to go to the scene, to a serious  
4 motor vehicle accident, you are not going to be  
5 taking your own personal vehicle there, you've got  
6 to get into a police uniform and pick up a police  
7 cruiser?

8 A Yeah, it was my intention to pick up a  
9 police cruiser and attend the scene.

10 Q What time do you arrive at the  
11 station?

12 A I arrive at the station at  
13 approximately 8:00 o'clock.

14 Q What do you do upon your arrival  
15 there?

16 A Upon my arrival, I went to get the  
17 vehicle keys, I advised our clerk, Special  
18 Constable Olfert, to let the Chief know -- and at  
19 that time, I knew the Chief was at the scene -- to  
20 let the chief know that I was en route to the  
21 scene.

22 Q So you are speaking to a clerk, a  
23 Special Constable Olfert you indicate?

24 A Yes.

25 Q And you want information to get

1 relayed to the Chief?

2 A That I'm on my way.

3 Q Okay. How do you know where the Chief  
4 is?

5 A I believe I was told by her, when she  
6 had come in, she had been in for 8:00 o'clock in  
7 the morning. That's when her shift started, so...

8 Q Now, is it your understanding, sir,  
9 that she is going to get in touch with the Chief  
10 and communicate on your behalf?

11 A Yes.

12 Q Do you radio to the scene and tell  
13 them that you're coming?

14 A I don't radio personally, no.

15 MR. CLIFFORD: Madam clerk, could we  
16 provide the witness, please, with a copy of his  
17 statement to the RCMP. E-1.23.p. And at E-1.23.p  
18 the document is found at page 531. The transcript  
19 starts at page 520, and I'll refer the witness to  
20 531 for the benefit of counsel.

21 THE CLERK: Did you say E-1?

22 MR. CLIFFORD: E-1.23.r.

23 THE WITNESS: Thank you.

24 BY MR. CLIFFORD:

25 Q Now, sir, we are at the point you are

1 at the station and you're getting prepared to act  
2 on the call that you received and go to the scene?

3 A That is correct.

4 Q And I have asked you the question  
5 whether you radioed out to the scene or not? And  
6 your evidence was that you hadn't?

7 A That's correct, yes.

8 Q And if I could refer you to the RCMP  
9 statement that you provided? On May 23rd of 2006,  
10 sir, you recall speaking with the members of the  
11 RCMP at that time?

12 A That is correct.

13 Q And we'll come back to the interview  
14 and the purpose of it, but I wanted to know if I  
15 could refresh your memory on a point. And if you  
16 could turn to page, upper right-hand corner, 13,  
17 page 532 in our page numbering system?

18 So if you look at page 12, just at the  
19 bottom, and I'll bring you into page 13. Kennett  
20 says at the bottom:

21 "But you were called later when you  
22 said you got to the office?

23 Carter: Yeah, when I got to the  
24 office...

25 Kennett: Right.

1 Carter: ...I was going to grab a car.

2 Kennett: Right."

3 Top of page 13.

4 "Carter: I radioed that I was coming  
5 out to the scene. I was told to wait  
6 there and Constable Woychuk would  
7 attend.

8 Kennett: And was that Chief Bakema  
9 that told you on the radio to stay at  
10 the scene?

11 You said "yes." And then Kennett says,

12 "Or to stay at the detachment I should  
13 say?"

14 And your response was "yes."

15 Now, sir, the answer to that question  
16 with the RCMP is different than your answer today.  
17 Are you able to assist us with that?

18 A Absolutely, yes. I delegated Special  
19 Constable Olfert to let the Chief know that I  
20 would be on the way. I, in my answer to the RCMP,  
21 was generic as to what my actions were, not  
22 specifically that I actually physically used the  
23 radio to speak with them.

24 Q Okay. So that should be corrected  
25 then, that you did not personally have any direct

1 communication with Harry Bakema at the scene?

2 A No.

3 Q So there's an intermediary and that is  
4 Constable Olfert?

5 A Special Constable Olfert, that's her  
6 position. She's a civilian clerk.

7 Q Now, she would have told you then to  
8 wait there and Constable Woychuk would attend?

9 A That's correct.

10 Q Did you make any inquiry about what  
11 was happening or why he was coming?

12 A Not at all. Matter of fact, I was  
13 somewhat, I guess, myself alarmed when that --  
14 when that was said to me, simply speaking, because  
15 I knew that there had been a serious accident and  
16 I do have a sister that travels that area. And I  
17 was, for some strange reason I thought for a  
18 moment that Constable Woychuk was coming to make a  
19 notification to me.

20 Q Sir, you were advised that there was a  
21 serious motor vehicle accident, that you were  
22 initially asked to go to the scene?

23 A Yes.

24 Q You are at the station, there's some  
25 communication. None of it is direct from Harry

1 Bakema. And you are advised to remain at the  
2 station?

3 A That is correct.

4 Q And you are indicating that you  
5 developed this concern that this could have  
6 something to do with your sister?

7 A Whether it was reasonable or  
8 unreasonable concern, that's what my thoughts were  
9 right at the time.

10 Q Well, apart from whether it was  
11 reasonable or unreasonable concern, did you make  
12 any inquiries?

13 A Not at all. I waited for Constable  
14 Woychuk to attend.

15 Q You didn't follow up and find out,  
16 look, why am I being asked to wait here, and  
17 moreover, is my sister involved in this?

18 A No, I was told that Constable Woychuk  
19 was coming right away.

20 Q Can you give any reason, sir, for not  
21 trying to find out why Constable Woychuk was  
22 coming to the station?

23 A In a situation like that, you know,  
24 when your thought processes are that it may be  
25 somebody in your family, you're obviously not

1 thinking, you're not thinking clearly, I guess, at  
2 the time. I waited for Constable Woychuk to  
3 attend.

4 Q Many people might conclude, sir, that  
5 if you thought it was someone in your family, your  
6 thought processes would lead you to do whatever  
7 you could to find out if that was the case?

8 A That's perhaps so. Constable Woychuk  
9 was on the way down and I was waiting for him.

10 Q And do I take it, sir, that you had no  
11 idea why he was coming, other than a suspicion  
12 that, or a concern that your sister might be  
13 involved in something?

14 A I had no idea.

15 Q Now, we heard testimony from Ken  
16 Graham, and he indicated that he was at the scene,  
17 one of the first responders from the police  
18 perspective, and he felt as though you would have  
19 the level of experience to manage that type of  
20 situation. You clearly thought that you were  
21 going to be going to the scene in order to assist?

22 A I believed I was going to the scene to  
23 assist.

24 Q Ken Graham also testified that he  
25 became very -- he became aware, early in the

1 morning of February 25th, that one of the reasons  
2 that you were being called to the scene was to  
3 deal or address a potential conflict that Harry  
4 Bakema might have with Derek Harvey-Zenk.

5 Was any information of that nature  
6 relayed to you that morning?

7 A That was never brought to my  
8 attention.

9 Q Are you given any indication as to  
10 when Jason Woychuk is going to be coming to the  
11 station?

12 A All I was simply said -- told was that  
13 Jason Woychuk was on his way to the station.

14 Q Do you receive information that Jason  
15 Woychuk is bringing anybody to the station with  
16 him?

17 A I have no information to that, to  
18 that, no.

19 Q No one radios to tell you that there's  
20 somebody with him --

21 A No.

22 Q -- in the back of the car?

23 A No.

24 Q No details at all, sir, that there's  
25 been a fatality out at the accident scene?

1 A No.

2 Q No follow-up questions from you, no  
3 dispatches, radio calls?

4 A Not until Mr. Woychuk attended to the  
5 station, sir.

6 Q Any cell phone calls?

7 A No.

8 Q What time does Jason Woychuk arrive at  
9 the station?

10 A I have him in my notes arriving at  
11 8:12. He arrives at the station. He indicates he  
12 has to speak with me.

13 Q Okay. Now, he arrives at 8:12. He  
14 indicates that he has to speak with you. Does he  
15 radio you as he's pulling in to the station?

16 A No.

17 Q Where do you first see Jason Woychuk  
18 that morning?

19 A When he comes into the hallway that's  
20 adjacent to the entrance, to the back entrance of  
21 our office.

22 Q So he's inside the building?

23 A He's inside the building, yes.

24 Q And this is at 8:12?

25 A 8:12, yes.

1           Q     And you have indicated he's in this  
2 hallway. What does he tell you?

3           A     He calls me over and he says he needs  
4 to speak with me. And we go to the back room, off  
5 the back end of our office where we kept our  
6 forms, our paperwork, and where the interview  
7 rooms were. And we shut the door.

8           Q     Okay. So you're in the hallway, meet  
9 him, you take him into a private room, just the  
10 two of you?

11          A     Yeah. It's like a storage room, and  
12 it's also the area where our interview room was.

13          Q     Did you have any idea at this point,  
14 prior to going into that room, what's happening  
15 with Jason Woychuk?

16          A     Absolutely not, sir.

17          Q     Carry on from there?

18          A     Okay. We attend to the back room.  
19 Jason Woychuk advises me that there's been a  
20 fatality, that he has a male subject in the back  
21 of the vehicle. He indicates to me that -- excuse  
22 me, I'm just losing my spot -- he indicates  
23 there's a male in the back of the vehicle, and  
24 that he, the male, had declined medical attention.  
25 He also told me that the male was a police

1 officer. He made a comment to me at that point in  
2 time too that he may be impaired, although I took  
3 that more of a comment than an observation. He  
4 said that he smelled a slight odour of liquor on  
5 the subject, but he couldn't really tell because  
6 he was stuffed up. And that he was being  
7 transported back to the station at the request of  
8 the Chief, who felt that I was more experienced  
9 and could handle this.

10 Q So he's telling you these things,  
11 about the individual in the back of the car may be  
12 impaired, slight odour of alcohol. He's telling  
13 you at that point about his difficulties smelling?

14 A At that point he made a comment to me,  
15 I believe, that he had difficulty smelling, yeah.

16 Q And you have confidence, sir, that it  
17 was at that time that he expressed that to you?

18 A There were a couple of times that he  
19 expressed it to me.

20 Q What are you referring to, sir, in  
21 order to refresh your memory?

22 A Okay. I'm referring to my duty  
23 notebook, but I think I did ask for my rough notes  
24 that I made.

25 Q Okay. You also made a further set of

1 notes, I understand. You have just referred to  
2 them as rough notes?

3 A I refer to them as rough notes, yes.

4 MR. CLIFFORD: Madam clerk, could you  
5 provide the witness with document E1.23.a?

6 THE WITNESS: Thank you.

7 MR. CLIFFORD: Okay. Just looking at  
8 document -- let's put it in as an exhibit, I  
9 guess, before we go any further.

10 THE CLERK: Exhibit 116.

11 (EXHIBIT 116: E-1.23.a, Officer's  
12 Notes (CARTER, NORMAN) February 25,  
13 2005)

14 MR. McFETRIDGE: Did you mark the RCMP  
15 notes?

16 THE COMMISSIONER: I'm sorry?

17 MR. McFETRIDGE: I just wanted to know  
18 if he had marked the RCMP statement as an exhibit?

19 THE COMMISSIONER: What exhibit are we  
20 at?

21 THE CLERK: We're at 116 with these  
22 notes.

23 THE COMMISSIONER: 116. No, they were  
24 not put in.

25 MR. CLIFFORD: All right. So we

1 should enter those, and I'm hearing voices behind  
2 me about entering the RCMP statement as an exhibit  
3 as well.

4 THE CLERK: Exhibit 117.

5 THE COMMISSIONER: The RCMP notes.

6 THE CLERK: Right.

7 (EXHIBIT 117: E-1.23.r, Statement to  
8 RCMP - May 23, 2006 (Chief Norm  
9 CARTER)

10 MR. CLIFFORD: One moment, Chief  
11 Carter. We'll have that material for you.

12 THE WITNESS: I've got it.

13 BY MR. CLIFFORD:

14 Q Okay. You've got the rough notes?

15 A Yes, I do, yes.

16 Q You were referring to 8:12?

17 A Yes.

18 Q I see on your rough notes -- do you  
19 actually see an entry to 8:12 there?

20 A No, I don't. I see an 8:10 and I  
21 don't see an 8:12, no.

22 Q Okay. These would have been the  
23 initial notes that you made?

24 A These would have been the quick  
25 initial notes I made, yes.

1 Q And these would be made, and certainly  
2 cover the time of 8:12 where Jason Woychuk is  
3 making this statement to you?

4 A That is correct, yes.

5 Q You would agree that this is probably  
6 one of the more critical things that Jason Woychuk  
7 says to you through the entire course of this  
8 case?

9 A That is correct, yes.

10 Q And there is absolutely no notation of  
11 anything happening at 8:12?

12 A No, there is no notation. I'm going  
13 by memory.

14 Q Okay. Then if we look at your  
15 duty-book notes, which you also have before you,  
16 E-1.23.b. These are your actual recorded  
17 duty-book notes. We see the same thing, do we  
18 not, sir?

19 A We see, yes, at 8:12 that Woychuk  
20 attended the station and briefed writer.

21 Q Okay. And once again, as with the  
22 rough notes, there is no notation whatsoever about  
23 what Jason Woychuk has indicated to you at that  
24 time?

25 A No.

1 Q And when are those notes made?

2 A These would have been made within a  
3 day or two, so I believe probably February 27th is  
4 when I created the clean set of notes.

5 THE COMMISSIONER: Do you want to make  
6 those exhibits?

7 MR. CLIFFORD: The notes, yes. I  
8 think they are already in.

9 MR. McDONALD: 115.

10 THE COMMISSIONER: I'm sorry. Give me  
11 a moment, please. Yes.

12 MR. CLIFFORD: So they would be  
13 Exhibit 115, I believe; is that right?

14 THE CLERK: Um-hum.

15 BY MR. CLIFFORD:

16 Q Okay. So looking at Exhibit 115, your  
17 duty-book notes, 8:12, you have a brief entry  
18 there, it only indicates that Woychuk attends the  
19 station and briefed the writer?

20 A That's correct.

21 Q And you are indicating that your  
22 recollection is that you would have made that note  
23 on February 27th?

24 A February 27th is when I would have  
25 made these notes, yes, or I would have, the clean

1 notes, yes.

2 Q And there's nothing in there with  
3 respect to slight odour of alcohol, someone may be  
4 impaired, or anything of that nature?

5 A No.

6 Q And why is that?

7 A The notes were the clean notes from my  
8 rough notes, and my rough notes were made, quite  
9 frankly, very quickly. And simply because we  
10 had -- Mr. Mordenzenk, from what I understand, was  
11 still in the police vehicle by himself and I  
12 wanted to get out there right away.

13 Q Now, that explains the rough notes.  
14 But on February 27th, you are not under that  
15 pressure?

16 A No.

17 Q You have more time to create your  
18 duty-book notes?

19 A Yes.

20 Q And I'm wondering why there's no  
21 reference at 8:12?

22 A I just made reference that he briefed  
23 me and then I created -- I had created my original  
24 incident report from that.

25 Q And that's what you have been

1 referring to, to bring you through the chronology  
2 of what happened on February 25th?

3 A From this report, yes.

4 Q So you are in this room off the  
5 hallway in the East St. Paul Police Station and  
6 Jason Woychuk is making this disclosure to you.  
7 Is there anything else he said to you that you  
8 haven't told the Commission?

9 A I don't recall. I don't believe so,  
10 no, sir. It was a very quick conversation.

11 Q I take it, it's not very long into the  
12 conversation that you realize that Jason Woychuk  
13 has an accused person out in a squad car?

14 A That is correct, yes.

15 Q And what can you tell the Commission  
16 about the appropriateness of that, leaving an  
17 accused suspect unattended in a police cruiser in  
18 the sally port of the police station?

19 A It wasn't in the sally port, it was  
20 outside in the parking-lot.

21 Q More over outside in the parking-lot?

22 A Yes. Certainly not appropriate and  
23 not within policy or procedure.

24 Q What do you do then as a result of  
25 what he's telling you?

1           A     At that point in time, I attend out to  
2     the police vehicle with him. The police vehicle  
3     is a 2002 Ford Explorer, I believe, and I note  
4     that there is a male subject in the back of the  
5     police cruiser.

6           Q     What observations do you make of that  
7     individual at that time?

8           A     I didn't make any observations prior  
9     to opening the door. He was in the rear seat.

10          Q     Once you open the door?

11          A     Once I opened the door, I saw a male.  
12     I identified myself. He -- I was probably about a  
13     foot away from him when I opened the door. I  
14     identified myself as Sergeant Carter. And at that  
15     point in time, I detected a strong odour of liquor  
16     from this male.

17          Q     Now, before getting into your personal  
18     observations of that nature --

19          A     Okay.

20          Q     -- when you see him in the back seat  
21     of the police car, can you describe that?

22          A     He's not handcuffed.

23          Q     Okay. And I was going to get to that.  
24     Can you indicate the appropriateness of that?

25          A     Well, if one is transporting a

1 prisoner, it's always appropriate to ensure that  
2 the prisoner is handcuffed and secured.

3 Q Particularly so, I would understand,  
4 in cases where impaired driving is involved, it  
5 would be expected, would it not, in virtually all  
6 cases that the individual would be in handcuffs?

7 A Unless there was some physical reason  
8 for them not to be in handcuffs, yes, if they are  
9 a prisoner, yes.

10 Q Okay. So he is sitting in the car,  
11 uncuffed. What's he doing? What's he looking at  
12 when you open the door? Does he turn towards you?

13 A He was just looking ahead as soon as I  
14 opened the door, and then when I opened the door,  
15 he turned towards me, yes, kind of shifted his  
16 body actually towards me.

17 Q And carry on, you were just starting  
18 to tell the Commission some of the things that you  
19 observed?

20 A Well, immediately upon opening the  
21 door and approaching him, and like I say, I was  
22 probably about a foot away from him, I detected a  
23 strong odour of liquor in the car and on him.

24 Q Now, you had indicated that you  
25 detected a strong odour of liquor in the car and

1 on him. Can you tell me, where was that odour  
2 emanating from?

3 A From the back of the police vehicle.

4 Q And with respect to his person, where  
5 was it emanating from?

6 A From him.

7 Q Where?

8 A From his breath, I'm sorry.

9 Q At this point, had Jason Woychuk given  
10 you any details about the accident?

11 A Other than it was a fatality.

12 Q Were there any details with respect to  
13 the number of cars involved, how it was that the  
14 individual he had with him factored into the  
15 accident?

16 A No, I didn't get those details at that  
17 point in time.

18 Q Did you attempt to?

19 A Well, again, it was just a two-minute  
20 conversation I had with Constable Woychuk between  
21 8:12 and 8:14. The information I had at that  
22 point in time was that there is a fatal accident  
23 and somebody was killed. And that -- and I'm  
24 sorry, yeah, and I was aware, sorry, that -- and I  
25 will correct this -- my notes say that there was a

1 three-vehicle accident at 7:38 when dispatch  
2 called me. So, yes, I was aware that there were  
3 three vehicles.

4 Q Now, when you were in the room with  
5 Jason Woychuk, and he tells you these things about  
6 a person who may be impaired and the detection of  
7 a slight odour of alcohol, with your level of  
8 experience at that time, sir, did you not ask him  
9 questions about, well, look, what have you done to  
10 follow up on this?

11 A Yes, actually, I did. And I  
12 apologize, one of the things I did ask Mr. Woychuk  
13 was, had he been chartered and cautioned?

14 Q And do you have any reference to that  
15 in your --

16 A No, that's by recollection.

17 Q So once again, this is a critical  
18 issue in the course of the early investigation,  
19 and there's no notation in your rough or your  
20 duty-book notes?

21 A No.

22 Q Okay. But you recognize this, I take  
23 it, given your level of experience at that time,  
24 that this is a critical issue, whether this  
25 individual who is in the back of a police car, in

1 the context of these observations having been  
2 made, a fatality, you put the question to him,  
3 have you cautioned him or chartered him?

4 A Yeah, I would have said have you  
5 chartered and cautioned, just kind of the  
6 opposite, but, yes, I did ask him that, yes.

7 Q And why were you asking him that?

8 A Well, I had got the call at 7:38. He  
9 was, Woychuk was in the office at 8:12. There was  
10 a significant period of time that this individual  
11 had been at the scene without being chartered and  
12 cautioned.

13 Q So you are aware of this almost  
14 instantly, that this case is subject to a question  
15 of the delay of the implementation of charter?

16 A Absolutely, yes.

17 Q And before you even go see the  
18 accused, is it your evidence, sir, that Jason  
19 Woychuk makes that perfectly clear to you in that  
20 interview room where there's just the two of you  
21 present?

22 A That is correct. He told me that he  
23 was to bring this gentleman to me because I had  
24 more experience.

25 Q And you asked him, has he been

1 cautioned or chartered?

2 A I asked him that, yes.

3 Q And he responded to you?

4 A No.

5 Q Now, in terms of why he was actually  
6 transported to the station, were you making  
7 inquiries about that, further inquiries?

8 A I didn't make further inquiries of  
9 Mr. Woychuk, you know, in that regard.  
10 Mr. Woychuk had told me why he was transporting me  
11 to the station.

12 Q So, as you understood it, based on  
13 what he's telling you, the sum total of the  
14 information of why he's been transported there is  
15 because somebody told him to do that?

16 A That's correct.

17 Q Did you ask who?

18 A He told me.

19 Q He told you it was Harry Bakema?

20 A That's correct.

21 Q Did you ask him questions about, well,  
22 why did he do that?

23 A No, I did not.

24 Q Do you have any explanation for not  
25 investigating or pursuing that?

1           A     Yes. We had a fellow in the car that  
2 I needed to get to right away.

3           Q     Did you ask him any questions about  
4 what other people might have noted about him,  
5 about what other people might have noticed about  
6 Harvey-Zenk at the scene?

7           A     At that time, no.

8           Q     So you go out to the car, you have  
9 opened the door, you detect this odour of alcohol  
10 in the vehicle and on his breath. What do you do?

11          A     First of all, I identified myself to  
12 him as Sergeant Carter. I did not know who he  
13 was, I didn't have any identification from him at  
14 that time. I asked him to -- I noticed he was not  
15 in handcuffs. I asked him to step from the  
16 vehicle. He did step from the vehicle, and he was  
17 escorted into the station, to interview room  
18 number one. At that time, we were under  
19 construction, so I believe we only had one  
20 interview room available.

21          Q     Did you place him in handcuffs before  
22 escorting him through the station?

23          A     No, at this point in time, I did not  
24 place him in handcuffs. Constable Woychuk lead  
25 the way and I followed behind.

1 MR. CLIFFORD: Mr. Commissioner, I'm  
2 going to deal next with observations as they begin  
3 to unfold when Mr. Harvey-Zenk is brought into the  
4 station. It would be an opportune time for the  
5 morning recess.

6 THE COMMISSIONER: I think so. We'll  
7 take our morning break. Fifteen minutes.

8 THE CLERK: All rise. This Commission  
9 of Inquiry is in recess.

10 (Proceedings recessed at 10:54 a.m.  
11 and reconvened at 11:08 a.m.)

12 THE CLERK: All rise, please. This  
13 Commission of Inquiry is now reopened. Please be  
14 seated.

15 BY MR. CLIFFORD:

16 Q Chief Carter, we were dealing with the  
17 chronology and some of the things that were  
18 happening with Officer Woychuk's arrival. And you  
19 gave some times to the Commission, and I want to  
20 follow along, and follow up on some of those times  
21 and recap.

22 At 7:38 you had indicated that you got  
23 a call from the dispatch. At 8:00 o'clock, you  
24 have indicated that you arrived at the station.  
25 At 8:12, you have indicated that is the time of

1 Jason Woychuk's arrival?

2 A (Witness nodding)

3 Q With respect to the time that you  
4 attended to the vehicle and met with Derek  
5 Harvey-Zenk, do I understand that that was 8:14?

6 A That was 8:14.

7 Q Now, you have indicated that when you  
8 have met with him, you have gone through your  
9 testimony on that point. And then what happened  
10 next was that you took him, and you were telling  
11 the Commission just before the break that you  
12 escorted him into the station?

13 A That is correct, yes.

14 Q And what time are you escorting him  
15 into the station?

16 A 8:15.

17 Q And you have made some observations  
18 while at the vehicle. Do you continue to make  
19 observations as you are escorting him into the  
20 station?

21 A I do continue to make observations. I  
22 observed -- I was walking behind him, Constable  
23 Woychuk was in the front -- I observed him,  
24 Mr. Harveymordenzenk, to be unsteady on his feet.  
25 There were three different surfaces that I

1 observed him to walk on; concrete, which is a  
2 sidewalk, inside the building there would be tile  
3 floor and carpeting.

4 Q What do you do then, sir? Where do  
5 you take him, precisely, into the station? Where  
6 do you go?

7 A He was taken into the interview room  
8 number one, which we only had I believe one at  
9 that time that was available.

10 Q And at some point, sir, I understand  
11 that you come to the opinion that you are going to  
12 place him under arrest?

13 A That is correct, yes.

14 Q And what time do you do that?

15 A I placed Mr. Harveymordenzenk under  
16 arrest at 8:18 in the morning, after I formed the  
17 opinion that he was impaired.

18 Q So he's been with you for four  
19 minutes?

20 A That is correct, sir.

21 Q And at that point, you have gathered  
22 reasonable grounds to place him under arrest --

23 A That is correct, sir.

24 Q -- for impaired driving causing death,  
25 et cetera?

1           A     That's correct, yes.

2           Q     And do you make any notation of the  
3 grounds for his arrest in your rough notes?

4           A     No.

5           Q     Exhibit 116?

6           A     No, not my rough notes, no.

7           Q     Any explanation for that, sir, why you  
8 wouldn't have any indication in your rough notes?

9           A     Again, my rough notes were quick  
10 notes, they were, you might say, done very, very  
11 fast. I felt I needed to deal with  
12 Mr. Harvey-Zenk right away, and I didn't note, in  
13 my rough notes, those particular items.

14          Q     Okay. Well, if you look at Exhibit  
15 115, your duty-book notes, and particularly look  
16 at the time entries, 8:14 to 8:18, when you make  
17 these observations during that four-minute period?

18          A     Yes.

19          Q     Again, sir, do you have any notation  
20 in your duty-book notes with respect to the  
21 reasonable grounds that you are relying upon to  
22 make this arrest?

23          A     No, I don't.

24          Q     Okay. Now, I take it, you would agree  
25 with me, sir, that certainly apart from what you

1 observed, and we'll come back to that, that one of  
2 the things that you may be responsible for  
3 ultimately in this case, if it proceeded to court,  
4 was to articulate or explain to a trier of fact  
5 what your reasonable grounds were and how you got  
6 them?

7 A Yes.

8 Q And it certainly wouldn't be helpful,  
9 sir, for you to have absolutely nothing in your  
10 rough notes or in your duty-book with regard to  
11 what you observed. Can you agree with that, sir?

12 A Can you, please, repeat that?

13 Q Sure. It wouldn't be helpful for you,  
14 sir, from the perspective of going to court, to  
15 have absolutely nothing entered in your rough  
16 notes or your duty-book notes about your  
17 reasonable grounds for arrest?

18 A Yes, in retrospect, yes, it would be  
19 very helpful, yes.

20 Q And would you agree, sir, that in  
21 retrospect, it was something that should have been  
22 done?

23 A Absolutely.

24 Q Now, ultimately you do document your  
25 reasonable grounds?

1           A     Yes.

2           Q     And you do this in your incident  
3 narrative report. And I take it you are referring  
4 to that, and that's Exhibit 114?

5           A     Yes, I've got that here, yes.

6           Q     But we know from your rough notes and  
7 your duty-book notes that certainly on the 25th or  
8 26th, you hadn't documented anything with respect  
9 to your reasonable grounds. When do you commence  
10 your incident narrative report?

11          A     The incident report was originally  
12 generated on February 25th, 2005, by myself. The  
13 incident report is -- would be the main report  
14 that, any time you generate an incident report, an  
15 incident number comes up automatically, not on a  
16 narrative report, but on the incident report.  
17 That was generated, well, the morning of the 25th.  
18 And that report in itself, in the narrative  
19 portion of that, I simply put that there had been  
20 a three-vehicle accident on Highway 59 and 101. I  
21 had put in there that Constable Pedersen,  
22 Constable Woychuk, Constable Graham and Chief  
23 Bakema had been dispatched to that accident. And  
24 I put in there, as kind of a postscript, to refer  
25 to their narrative reports.

1 Q Okay. You're referring to a report  
2 you started on the 25th?

3 A That's correct, sir.

4 Q And we'll come back to that.

5 A Yes.

6 Q But with respect to what you are  
7 reviewing now in refreshing your memory on the  
8 issue of your reasonable grounds for arrest, you  
9 are referring to your incident narrative report,  
10 which is filed as Exhibit 114. And for the  
11 benefit of counsel, that's E-1.23.k. Do you see  
12 it? You have got it before you?

13 A I have got it, yes.

14 Q First page?

15 A Yes.

16 Q Page 456. And we can see that this  
17 report, that incident narrative report was created  
18 on the 27th?

19 A That is correct, yes.

20 Q At 8:14 a.m.?

21 A That's correct, sir.

22 Q So this would be the first time that  
23 you document your reasonable grounds for arresting  
24 Derek Harvey-Zenk, February 27th at 8:14 a.m.?

25 A That's correct, when I developed my

1 narrative, yes.

2 Q Two days later is the first time you  
3 are recording your reasonable grounds for  
4 arresting this individual?

5 A That is correct.

6 Q And is that an acceptable amount of  
7 time, in your view as an experienced officer, to  
8 wait to record grounds for arrest in a case such  
9 as this?

10 A Again, in retrospect, in retrospect I  
11 should have recorded those, started my incident  
12 narrative that day and continued my incident  
13 narrative and made the recordings that day. But,  
14 no, I did not on that day. The next day I was  
15 off. And on the 27th I came in and did the  
16 report.

17 Q And just with respect to the grounds  
18 that you have recorded, you detected an odour of  
19 liquor on the accused's breath -- and I'm  
20 referring to the incident narrative report,  
21 Exhibit 114 -- at the time entry of 8:15 hours, a  
22 strong smell of liquor on his breath. You have  
23 also indicated that he was noted to be unsteady on  
24 his feet. He was observed to walk 20 feet on the  
25 sidewalk, 10 feet on the carpet, 30 feet on the

1 tile floor. This is from the parking lot out,  
2 into the station, right?

3 A That's correct, sir.

4 Q And then you indicated at 8:18 you  
5 formed the opinion that he was impaired?

6 A That's correct, sir.

7 Q So what's included in your report  
8 initially is a strong smell of liquor on his  
9 breath. You will agree with me, sir, that an  
10 odour of alcoholic beverage or liquor on someone's  
11 breath isn't necessarily indicative of impairment?

12 A No, not in all cases, no.

13 Q What it is indicative of, I would  
14 suggest to you, is that there has been consumption  
15 of alcoholic beverages?

16 A That is correct, sir.

17 Q And indeed, someone could have an  
18 odour of alcoholic beverage on their breath and  
19 not be impaired?

20 A That is possible.

21 Q And you have also indicated that,  
22 together with that observation of a strong smell  
23 of liquor, he was noted to be unsteady on his  
24 feet?

25 A That is correct, sir.

1           Q     And that is a conclusion that you  
2     drew, was it not, that he was unsteady on his  
3     feet?

4           A     That was my observation.

5           Q     But what you don't include in your  
6     report, Chief Carter, is what is the underlying  
7     basis for that conclusion. And can you tell us  
8     what it was? What led you to the conclusion that  
9     he was unsteady on his feet?

10          A     By the way he walked, by my  
11     observations.

12          Q     Did you describe it?

13          A     No, I didn't describe the manner of  
14     him walking, no.

15          Q     Is there any reason that you didn't  
16     indicate what brought you to the conclusion that  
17     he was unsteady?

18          A     I'm a little unclear what you're  
19     saying?

20          Q     Did you ask him, why are you unsteady  
21     on your feet?

22          A     No, I didn't ask him any questions at  
23     that point in time.

24          Q     You knew he was in a car accident?

25          A     I knew he was in a car accident, yes.

1 Q That could have been an explanation  
2 that he might have given you?

3 A That could have been an explanation,  
4 yes.

5 Q You didn't bring it up?

6 A No, I didn't speak with him at that  
7 point in time.

8 Q So based on your incident narrative  
9 report, it looks like the sum total of your  
10 reasonable grounds to place him under arrest are a  
11 strong odour of alcohol, and you noted him to be  
12 unsteady on his feet, and Jason Woychuk's comments  
13 to you that he may be impaired and he detected an  
14 odour of alcoholic beverage on his breath?

15 A That's correct, yes.

16 Q You're entitled to take that into  
17 consideration, but at that point that's all you're  
18 operating with, correct?

19 A That's all I'm operating with,  
20 correct, yes.

21 Q Why didn't you follow up to pursue it  
22 any further?

23 A At that point in time, by my  
24 observations, by what was told to me, I formed the  
25 opinion, based what I believe on reasonable

1 grounds, that he was impaired. I based that  
2 obviously on the subjective and objective tests.

3 Q One thing, I take it, that is hovering  
4 in the background at this point is, in fact, as  
5 you told us earlier, you know that delay is an  
6 issue?

7 A That is correct, yes.

8 Q Did you expedite the investigation in  
9 order to counteract that issue, or I should say to  
10 counter that issue?

11 A To the degree, yes, that, you know,  
12 with my conversation with Constable Woychuk while  
13 in the station, I felt I needed to get out there  
14 right away, if, in fact, you know, the gentleman  
15 in the car was impaired and hadn't been read his  
16 rights.

17 Q Well, you're not going to be reading  
18 him his rights until you place him under arrest?

19 A That's correct.

20 Q And you do that within four minutes?

21 A That's correct, sir.

22 Q And were you going as fast as you  
23 could to come to the conclusion whether he was  
24 going to be placed under arrest or not?

25 A I wouldn't say I was going as fast as

1 I could, but what I would say is that my  
2 observations of him and the information I  
3 received, in my opinion, was sufficient for me to  
4 form reasonable and probable grounds.

5 Q And upon forming those grounds, you  
6 then give him his charter caution?

7 A That is correct, sir.

8 Q And what time do you do that?

9 A At 8:19.

10 Q So if we keep our times going, at  
11 8:15, you have told us you were noting a strong  
12 odour. 8:18, you come to the opinion he's  
13 impaired, and arrested. 8:19, you give the  
14 charter?

15 A That is correct, sir.

16 Q And specifically you are dealing with  
17 his section 10 charter rights?

18 A That is correct, yes.

19 Q Right to counsel?

20 A Right to counsel.

21 Q And then at 8:20, you give him a  
22 standard police caution?

23 A That is correct, sir.

24 Q And at 8:21, you make a demand?

25 A That is correct, sir.

1 Q Okay. And what demand do you make?

2 A I made the breath demand.

3 Q Okay. Now, you are aware, of course,  
4 and it's been raised with you by me, and  
5 presumably others, that you have got recorded  
6 throughout your documentation that you made a  
7 blood demand?

8 A That is correct, sir.

9 Q Now, I take it your position is that  
10 that didn't happen?

11 A That didn't happen, sir.

12 Q And are you certain that you made a  
13 breath demand?

14 A I am 100 per cent certain I made a  
15 breath demand.

16 Q Now, if we look at your rough notes,  
17 Exhibit 116, they indicate that you made a form of  
18 demand, do they not?

19 A That's correct, yes.

20 Q And what demand did you record at 8:21  
21 in your rough notes?

22 A On the rough notes, I wrote blood.

23 Q And then going to your duty-book  
24 notes, Exhibit 115, what demand did you record at  
25 8:21?

1 A At 8:21 I recorded blood.

2 Q And in your incident narrative report,  
3 what do you record with respect to the demand?

4 A The error is carried over and it read  
5 blood.

6 Q Now, I understand that your position  
7 is very clear that you made the breath as opposed  
8 to the blood?

9 A Absolutely.

10 Q However, you are aware as an  
11 experienced police officer that a blood demand can  
12 only be made in very specific circumstances?

13 A That is correct, sir.

14 Q And those circumstances didn't exist  
15 in this case?

16 A They did not.

17 Q And it would have been an error to  
18 make a blood demand.

19 A It would have been an error to make a  
20 blood demand.

21 Q You readily concede that?

22 A Yes, sir.

23 Q But you are indicating that you didn't  
24 make such a demand?

25 A I did not make such a demand.

1           Q     But the error then would be confined  
2     to recording your demand inaccurately throughout  
3     all of your documentation as a blood demand?

4           A     That was my error, yes.

5           Q     Now, once you made the demand, as you  
6     indicate, for breath samples, what is the response  
7     from Derek Harvey-Zenk?

8           A     I asked Derek Harvey-Zenk, do you  
9     understand? His reply was yes. I then further  
10    asked him, will you comply? And his reply was  
11    yes.

12          Q     Okay. So he is agreeing to provide  
13    you with samples of his breath?

14          A     That is correct, yes.

15          Q     At some point following 8:21, is the  
16    issue of the demand raised again?

17          A     Yes.

18          Q     When is it brought up?

19          A     Just give me a moment. At  
20    approximately 8:34.

21          Q     Okay. Now, before we go to 8:34, I  
22    want to raise this evidence for the Commission,  
23    for those of us, those who might not be aware that  
24    typically, once you make a demand and there's an  
25    agreement or not, at some point you've got to

1 facilitate the right to counsel for the accused  
2 person. You've got to get on the telephone,  
3 you've got to make arrangements. Are you doing  
4 that after you make the breath demand?

5 A Yes. At 8:23 --

6 Q Let me just --

7 A I'm sorry.

8 Q I apologize for interrupting you, but  
9 I think this will assist you. Let me just suggest  
10 to you, sir, without going into the details at  
11 this point, that after you make the breath demand  
12 up to 8:34, so between 8:21 and 8:34, without  
13 going into the details, you're taking steps to  
14 facilitate his right to counsel?

15 A That is correct, sir.

16 Q All right. So you're making  
17 inquiries, et cetera, with a view to getting him  
18 in touch with a lawyer?

19 A That is correct, sir.

20 Q Now, what happens at 8:34, when the  
21 issue of the breath demand comes up again?

22 A Mr. Harveymordenzenk then asked me,  
23 I'm sorry, did you give the demand?

24 Q So, at this point, he's asking you  
25 questions about what's happening?

1           A     He asked me the one question.

2           Q     Was that the only question he put to  
3     you?

4           A     A little earlier he asked for a pen  
5     and paper so he could make notes.

6           Q     But that was the only question with  
7     respect to the demand?

8           A     Yes.

9           Q     So you read the demand at 8:21, and at  
10    8:34, he's asking you, did you give me the  
11    demand --

12          A     That's correct, yes.

13          Q     -- or words to that effect. I don't  
14    know exactly what he said. Do you recall?

15          A     Yes. His words were, "I'm sorry, did  
16    you give the demand?"

17          Q     And in fact, you have that in quotes  
18    in your incident narrative report?

19          A     I have that in quotations, sir.

20          Q     And between 8:21 and 8:34 when he puts  
21    that question to you, do you notice any further  
22    indicia of impairment?

23          A     Yes. During that time, I noted, I  
24    again still noted the strong smell. I noticed he  
25    was unsteady on his feet. He was flushed face,

1 glassy bloodshot eyes. He had dried blood on his  
2 hand and his nose.

3 Q Now, he's already under arrest at this  
4 point, so these additional observations are not  
5 going to factor into or form part of your  
6 reasonable grounds. Are we agreed on that?

7 A We are agreed, yes.

8 Q We are agreed on that?

9 A Yes, sir.

10 Q But they are noteworthy, in any event,  
11 and the additional things that you notice are,  
12 according to you, flushed face and glassy,  
13 bloodshot eyes?

14 A That's correct, sir.

15 Q And this is sometime between 8:21 and  
16 8:34?

17 A That is correct, sir.

18 Q Now, you have indicated that at 8:21  
19 he agreed to give you breath samples?

20 A That is correct, sir.

21 Q And at 8:34, he asked you whether you  
22 provided him with a demand?

23 A That is correct.

24 Q Did he say anything about not  
25 complying with the earlier demand?

1 A At that point, no.

2 Q Now, I understand at 8:34, he is given  
3 an opportunity to speak with legal counsel. And,  
4 in fact, that opportunity is given to him and then  
5 at 8:38, he starts to talk to the lawyer?

6 A That is correct, yes.

7 Q Did you put him into a room where he  
8 would be private in order to do that?

9 A Yes, he was in the interview room.

10 Q And did he start that conversation at  
11 8:38?

12 A Yes. Yes.

13 Q And what time did he finish the call  
14 with the lawyer?

15 A 8:55.

16 Q And at that point, sir, does he ask  
17 you any further question?

18 A Yes, he did. At that time, he asked  
19 me what time he had made the call to his lawyer,  
20 and I provided him with that time.

21 Q So he finished the call with the  
22 lawyer at 8:55 in the morning?

23 A That is correct, yes.

24 Q And then he asked you the question,  
25 what was the time of the call?

1 A Yeah. May I make a correction there?

2 Q Yes?

3 A At 8:55, I noted he was off the  
4 telephone.

5 Q You noticed he was off the telephone.  
6 I take it, as a result of that, you go into the  
7 room where he was?

8 A That's correct.

9 Q All right. He had a piece of paper or  
10 a pad and a pen with him, did he not?

11 A That's correct, yes.

12 Q What do you do with that?

13 A I removed that -- I removed the  
14 telephone and the pen from him.

15 Q And what does he ask you at that  
16 point?

17 A What time he had made his call to his  
18 lawyer.

19 Q Now, times are relevant with respect  
20 to issues pertaining to the charter. You clearly  
21 understand that and you were aware of it that  
22 morning?

23 A Yes.

24 Q And times are also very relevant to  
25 the time that a breath test is administered.

1 Would you agree with that?

2 A That is correct, yes.

3 Q And pursuant to the Criminal Code of  
4 Canada, there is a certain period of time  
5 whereafter, should it elapse, there's no longer a  
6 statutory presumption that the Crown can rely  
7 on --

8 A That's correct.

9 Q -- in the prosecution?

10 A That is correct, sir.

11 Q Now, can you describe the manner in  
12 which Derek Harvey-Zenk put this question to you?

13 A The question about his lawyer?

14 Q What time he made the call?

15 A No, it was just a question.

16 Q Did he appear to be dazed and  
17 confused?

18 A Not to me, no.

19 Q Did he put a very direct question to  
20 you about something that was happening with him?

21 A Yes.

22 Q And it was the second such question he  
23 had put to you?

24 A That's correct, yes.

25 Q And you gave him the time that he

1 called his lawyer?

2 A I provided him the time, yes.

3 Q Okay. And was that something that you  
4 would typically do with a person you are dealing  
5 with?

6 A Certainly. Sure. Why not?

7 Q What happens after that, sir? What  
8 typically would happen and what happened in this  
9 case when someone gets off the phone with their  
10 lawyer? In an impaired case, you are finished a  
11 call with your lawyer; what happens?

12 A In an impaired case, he would then be  
13 escorted to the breath room.

14 Q And did you make arrangements for that  
15 to happen?

16 A Yes, I asked Constable Woychuk to  
17 escort him to the breath room.

18 Q And did he go to the breath room?

19 A He was -- I heard him say to Woychuk  
20 that he did not want to provide breath samples.

21 Q So you're asking Constable Woychuk to  
22 bring him to the breath room for the purpose of  
23 giving the sample, and you can hear him telling  
24 Officer Woychuk that that's not going to happen?

25 A That's right.

1           Q     And what does he say to Constable  
2     Woychuk?

3           A     I didn't note the exact words he put  
4     down at that point in time, but he said he was not  
5     going to provide breath samples.

6           Q     Was he taken into the breathalyzer  
7     room?

8           A     No, he was not.

9           Q     So this is a complete change in his  
10    position?

11          A     Complete change, yes.

12          Q     And when you heard him indicate that  
13    change in position to Constable Woychuk, was he  
14    unequivocal about it? Was he firm, or did he seem  
15    as though he was aware of what he was doing and  
16    saying to him?

17          A     Yes. And may I make another  
18    correction here? At 9:06, I heard him tell  
19    Woychuk -- I'm sorry, I said I didn't write the  
20    exact words down. I did, I have quotations here.  
21    The accused told Woychuk, "I don't want to" when  
22    told he was, when Woychuk told him he was being  
23    escorted to the breath room.

24          Q     You are referring to your duty-book  
25    notes --

1 A That's correct.

2 Q -- for that entry?

3 A That's correct, sir.

4 Q You've got it in quotes "I don't want  
5 to."

6 A That's correct, sir.

7 Q And that's what you heard?

8 A That's what I heard.

9 Q What do you do as a result of this?

10 A I attended to the interview room and  
11 asked, will you provide a breath sample to us?

12 Q And what time did you do that?

13 A 9:07.

14 Q So I understood it was at 9:06 that  
15 you hear him make this comment?

16 A That is correct.

17 Q To Constable Woychuk. And within a  
18 minute, 9:07, you were dealing with him?

19 A Yes.

20 Q Carry on?

21 A He replied "no".

22 Q Did he seem to be under any confusion  
23 or misapprehension in terms of what was happening  
24 with him?

25 A No.

1 Q I understand that you gave him what's  
2 typically referred to as a refusal warning?

3 A That is correct.

4 Q You have referred to it as a refusal  
5 demand, but it's one in the same thing?

6 A That's correct.

7 Q It is interchangeable?

8 A Yeah.

9 Q And in fact, as required, you read  
10 such a refusal warning to him?

11 A That is correct, sir.

12 Q And what time did you do that?

13 A 9:08.

14 Q E-1.23.c. Now, I don't know if  
15 Mr. Prober put that in yesterday as an exhibit. I  
16 know he put in a number of the earlier documents  
17 in?

18 MR. PROBER: Which one is it?

19 MR. CLIFFORD: E-1.23.c.

20 THE CLERK: No.

21 MR. CLIFFORD: No, it wasn't put in?

22 THE CLERK: No.

23 MR. CLIFFORD: Could we put that to  
24 the witness and have it filed as the next exhibit,  
25 please?

1 THE CLERK: Exhibit 118.

2 MR. CLIFFORD: The exhibit number?

3 THE CLERK: 118.

4 (EXHIBIT 118: E-1.23.c, Breathalyzer  
5 Demand and Refusal Warning Card)

6 BY MR. CLIFFORD:

7 Q Okay. You have that document before  
8 you, sir. And without reading it into the record,  
9 is this what you complied with?

10 A That is what I read, yes.

11 MR. McDONALD: Mr. Commissioner, there  
12 are two documents at that tab, and I'm not sure  
13 which document is before the witness. There are  
14 two pages to that document, so I don't know which  
15 one is being referred to, and perhaps we can  
16 clarify that for the record?

17 MR. CLIFFORD: I'll do that. Page 446  
18 in that exhibit indicates "refusal - breathalyzer  
19 blood." And there's a warning that follows?

20 THE WITNESS: That is correct, yes.

21 BY MR. CLIFFORD:

22 Q All right. Is that the warning that  
23 you gave?

24 A That is the warning I gave.

25 Q And at 9:09 in the morning, did you

1 ask him again if he was refusing, after you read  
2 that warning to him?

3 A Yes, I did. I, at 9:09, I again gave  
4 the -- gave him an opportunity to provide samples  
5 and asked, are you refusing to provide samples of  
6 your breath?

7 Q Now, when you read the refusal demand  
8 to him at 9:08, did you ask him if he understood  
9 clearly that he would be charged if he refused?

10 A Yes. I asked him, "Do you understand  
11 you will be charged with refusal?" And he  
12 replied, "I understand."

13 Q And again, when you asked him if he  
14 was refusing, what did he indicate to you at 9:09?

15 A "I am refusing."

16 Q Throughout this exchange with him when  
17 he is asking you those two questions, you are  
18 giving him these cautions and warnings, and you  
19 are asking him, do you understand, did you have  
20 any concern at all that he may not have understood  
21 what you were saying to him and what was  
22 happening?

23 A I had no concern.

24 Q You are aware, of course, at this  
25 point, obviously, that you are dealing with a

1 police officer who is charged?

2 A Yes, I was.

3 Q And this takes it out of the normal  
4 course, and you have to get in touch with the  
5 Crown's office, I understand.

6 A That is correct, sir.

7 Q And do you do that?

8 A Yes, I do.

9 Q And what time do you do that?

10 A At 10:04 I contacted the Crown's  
11 office and spoke with the duty Crown, Russ Ridd.

12 Q And what happened in that  
13 conversation, sir?

14 A I briefed him on the incident as to  
15 what I knew so far, and he advised me that as the  
16 accused is a police officer, they will have to get  
17 hold of a special prosecutor.

18 Q Did you hear from a special prosecutor  
19 thereafter?

20 A Yes, I did. At 10:35, I received a  
21 call from Mr. Marty Minuk.

22 Q And in the intervening time between  
23 10:04 and 10:35, what's happening with Derek  
24 Harvey-Zenk?

25 A I'm sorry, between what times?

1 Q 10:04 and 10:35 in the morning?

2 A I'm sorry, I lost track there.

3 Q That's okay. I'll repeat the question  
4 for you.

5 A Yes.

6 Q Between 10:04 in the morning, when you  
7 called the Crown's office and you speak with the  
8 duty Crown, Russ Ridd, and 10:35, when you hear  
9 back from a person who has been assigned the case,  
10 I'm just simply wondering whether Derek  
11 Harvey-Zenk, for instance, is lodged somewhere in  
12 the station during that time?

13 A Yes, he is in the interview room.

14 Q And who is he with?

15 A At that time he's by himself.

16 Q Okay. So at 10:35, you hear from a  
17 Crown who is assigned to the case. And I'll have  
18 you carry on from there and describe what you  
19 learn?

20 A I spoke with Mr. Minuk. I briefed him  
21 on what the situation was. He was certainly  
22 advised that the gentleman was a police officer.  
23 We discussed the charges, and it was decided that  
24 the charges of refuse breathalyzer, impaired cause  
25 death, dangerous cause death, and criminal

1 negligence cause death, would be the charges that  
2 we would be laying. And I was advised to release  
3 him on a PTA to court room 302.

4 Q Let's deal with that. First, on the  
5 impaired cause death charge, I understand that it  
6 was at 9:21 in the morning that you confirmed the  
7 identity of the deceased, Crystal Taman?

8 A That's correct.

9 Q So you were clearly aware at that  
10 point that it was a fatality?

11 A Yes.

12 Q You are speaking with Mr. Minuk at  
13 10:35 and discussing the charges. Are you both  
14 having input into what charges would be laid?

15 A Yes. Yes.

16 Q And what details were you aware of in  
17 connection with the accident at that point?

18 A That it was a three-vehicle collision,  
19 that there was one fatality, that I have formed  
20 the opinion that Mr. Harvey-Zenk was impaired,  
21 that I informed Mr. Minuk that, you know, he had  
22 been advised of his rights, given an opportunity  
23 to contact his lawyer. And that I would monitor  
24 to see if other people who may have been involved  
25 in the accident -- I had not received that

1 information yet -- you know, there may be charges  
2 in relation to that such as impaired cause bodily  
3 harm.

4 Q Now, you discussed the charges that  
5 were going to be laid. And you have indicated  
6 that you were advised that the accused could be  
7 released on a PTA?

8 A That is correct, sir.

9 Q Did you have any input into what form  
10 of release would take place with Mr. Harvey-Zenk?

11 A We discussed the form of release.  
12 There was no indication that, certainly that there  
13 would be any indication that he would flee the  
14 area, not appear for court. There is no -- there  
15 was no background as far as any prior charges of  
16 this nature. And as such, Mr. Minuk authorized  
17 release on a promise to appear, without any  
18 further conditions.

19 Q Was there any discussion or  
20 contemplation between either you and Mr. Minuk  
21 about releasing him on conditions?

22 A Just what I have indicated.

23 Q Did you not think it would have been  
24 appropriate to, at the bare minimum, release him  
25 on a condition that he not consume alcohol?

1           A     I thought of it at the time, but in  
2 speaking with Mr. Minuk, he authorized release  
3 without any further conditions.

4           Q     Apart from your conversation with  
5 Mr. Minuk, you have indicated that you considered  
6 releasing him on a condition not to consume  
7 alcohol at the time?

8           A     No, I never considered it. I thought  
9 about it, sir.

10          Q     Okay. I apologize. You thought about  
11 it?

12          A     Yes.

13          Q     I would suggest to you, sir, that you  
14 were thinking about it because it was an  
15 appropriate thing to do?

16          A     (Witness nodding) Yes.

17          Q     You're nodding your head?

18          A     Yes, it probably was an appropriate  
19 thing to do, sir.

20          Q     And in fact, sir, the Criminal Code of  
21 Canada allows a peace officer, under section  
22 503(2) to do such a thing, to release somebody on  
23 such a condition. It gives you the discretion to  
24 do that?

25          A     It does, sir.

1 Q And that would have nothing to do with  
2 a concern about anybody fleeing or not appearing  
3 in court. I understand that you had no concern at  
4 all with respect to Mr. Harvey-Zenk showing up for  
5 his court appearances?

6 A No, there's no concern in that regard.

7 Q But he had been involved in a motor  
8 vehicle accident. You were of the view that he  
9 caused the accident. You knew there was a  
10 fatality and there was alcohol involved?

11 A That's correct, sir.

12 Q So at a bare minimum, that condition  
13 should have been put in place before he left the  
14 police station?

15 A Yes.

16 Q Are we agreed on that?

17 A Yes.

18 THE COMMISSIONER: Excuse me. One of  
19 the conditions of release, or one of the  
20 conditions why you won't release is if someone,  
21 there's a concern that he may repeat the offence.  
22 Were you not concerned, that because of the  
23 observations that you had made, that he might go  
24 out and get into another vehicle and drive again?  
25 Was that a concern? Was it related to Mr. Minuk?

1 Did Mr. Minuk even discuss it with you?

2 THE WITNESS: No, Mr. Minuk didn't  
3 discuss that with me.

4 THE COMMISSIONER: Thank you.

5 BY MR. CLIFFORD:

6 Q Did you suggest to Mr. Minuk that he  
7 should be released on a no alcohol condition?

8 A No, I did not suggest that to him.

9 Q It's your position that Mr. Minuk  
10 advised you to release him on a promise to appear?

11 A That is correct, sir.

12 Q And that you had no input or you  
13 didn't make that suggestion to Mr. Minuk?

14 A To release on a promise to appear?

15 Q That's right?

16 A No. I asked him what type of release,  
17 can we release on a promise to appear? And he  
18 authorized a release on a promise to appear.

19 Q Now, when somebody is released on a  
20 promise to appear, they are free to go straight  
21 from the police station, they would be free to go  
22 from the police station, of course, if they were  
23 given an undertaking to a peace officer. At the  
24 end of the day, when the individual was released,  
25 did you ever get in touch with the deceased's

1 family to let them know that, look, the person who  
2 is charged and we consider to be responsible is  
3 now back in the community?

4 A I did not personally, no.

5 Q How long is this conversation with  
6 Mr. Minuk that takes place at 10:35?

7 A I didn't note the end time of the  
8 conversation with Mr. Minuk. I do, the next --

9 Q The next entry you have, I understand,  
10 is 10:52?

11 A Is ten what?

12 Q Fifty-two, according to my notes?

13 A 10:50.

14 Q 10:50?

15 A Yes.

16 Q So, I take it you have no recollection  
17 of how long you are on the telephone with  
18 Mr. Minuk?

19 A No, it wasn't -- it wasn't, it was  
20 perhaps, and I'm just estimating right now, it is  
21 perhaps 10 minutes, maybe 15 minutes. It wasn't  
22 long.

23 Q Long enough to work out what charges  
24 are going to be laid and to determine that he's  
25 going to be released on a promise to appear?

1           A     Yes, sir.

2           Q     Now, I understood that you received  
3 telephone calls afterwards, people that wanted to  
4 get in touch with Derek Harvey-Zenk?

5           A     That is correct, yes.

6           Q     And what could you tell us about that?

7           A     At 10:52, I received a call from  
8 Heather Ray of Mr. Wolson's office, who called to  
9 ascertain if Mr. Mordenzenk was still in custody.  
10 I also received a call from Jim Poole, I believe  
11 he is a staff sergeant of the Professional  
12 Standards Unit of the Winnipeg Police Force.

13          Q     Okay. Now, the time of the call from  
14 Jim Poole was when?

15          A     I don't know -- I don't know the time  
16 he called. I have it as the same time as Heather  
17 Ray, of Mr. Wolson's office.

18          Q     Can we conclude from your incident  
19 report, sir, that you would have received this  
20 call from Jim Poole of Winnipeg Police  
21 Professional Standards Unit at approximately  
22 10:52?

23          A     Yes, we can conclude that, yes.

24          Q     Now, Jim Poole was ultimately  
25 responsible, I understand, for conducting part of

1 the investigation in this case, and we're going to  
2 come to that. But this is the first time that you  
3 hear from him?

4 A That's correct, yes.

5 Q What does he want to talk to you  
6 about?

7 A I returned the call to Mr. Poole at  
8 10:55, and gave him details because he needed to  
9 brief his executive.

10 Q Carry on, sir, do you recall anything  
11 else about the conversation?

12 A I don't recall anything else about the  
13 conversation.

14 Q So, in under three hours, from Derek  
15 Harvey-Zenk arriving at the station, you get this  
16 call from Jim Poole of the Winnipeg Police Service  
17 Professional Standards, wanting a briefing on what  
18 you know about the case?

19 A That's correct, yes.

20 Q So he can take it to executive  
21 members?

22 A His executive.

23 Q And do you tell him everything you  
24 know about the case?

25 A I told him what I know up until that

1 point in time, yes.

2 Q Do you tell him everything you know  
3 about the case up to that point in time?

4 A Yes.

5 Q Now, I understand, sir, that at 11:14  
6 in the morning, you extend an opportunity to Derek  
7 Harvey-Zenk. Do you know what that opportunity  
8 was?

9 A Yes. I asked him if he wanted to call  
10 his wife or the Association.

11 Q And let me ask you this, sir. What --  
12 or who else in custody gets an opportunity to call  
13 their wife or their work?

14 A Not, not often.

15 Q I would suggest to you almost never?

16 A That's correct.

17 Q It would be a situation where a person  
18 in detention would say to you, look, I have a  
19 three-year old at home in a highchair and I ran  
20 out to get a pack of cigarettes and I got  
21 arrested. You've got to call my wife and it's got  
22 to be dealt with?

23 A Yes.

24 Q It's an emergency situation where  
25 someone gets to call their wife or family member?

1           A     That's correct.

2           Q     Why was Derek Harvey-Zenk getting this  
3 opportunity?

4           A     Because -- and I was being, quite  
5 frankly, I was being hyper-vigilant.

6 Mr. Harvey-Zenk, in my opinion, had already been  
7 denied his rights for a period of time, from the  
8 time he was at the scene to the time when I placed  
9 him under arrest. I was being hyper-vigilant in  
10 that respect, and that's why I allowed him to do  
11 that.

12          Q     I'm sorry, sir, I'm having some  
13 difficulty with your answer, because his wife has  
14 absolutely nothing to do with either his  
15 constitutional rights or the police investigation?

16          A     No, she does not.

17          Q     I would suggest to you, sir, that it  
18 might make more sense that you're giving him an  
19 opportunity to do something because he is a police  
20 officer?

21          A     No, sir.

22          Q     You realize, sir, that others will  
23 suggest that to you, or perhaps think that?

24          A     Absolutely, sir, that was not my  
25 intent.

1           Q     But in any event, he was extended an  
2     opportunity that is rarely, if ever, extended to a  
3     person in custody?

4           A     That's correct.

5           Q     And the same thing can be said with  
6     respect to the opportunity to call somebody at  
7     work. The Association means that he was given an  
8     opportunity to speak to a police officer who  
9     represents other police officers; correct?

10          A     That's correct.

11          Q     And what would be the purpose of  
12     giving him the opportunity to speak to an  
13     Association member, a police officer within the  
14     Winnipeg Police Service who deals with other  
15     police officers?

16          A     Again, I repeat my answer to that,  
17     sir, I was being hyper-vigilant. He had been  
18     denied his rights, and I knew that was going to be  
19     a problem, and I did not want any further problems  
20     occurring from that point on, so I was being  
21     hyper-vigilant. I made that decision.

22          Q     But he had no right to call either of  
23     those two people, so I don't see what you're being  
24     hyper-vigilant about?

25          A     Simply because I knew, right from the

1 beginning when he came into my custody, that there  
2 was going to be issues in regards to his charter  
3 rights. Again, that is my position, that is why I  
4 allowed him to do that.

5 Q Do you think from just strictly an  
6 investigative point of view, or investigative  
7 strategy, that it's a good idea to have an accused  
8 person calling their wife, or their work, or  
9 people that might have a connection to him? You  
10 have no idea what he's going to do when he's on  
11 the phone?

12 A I have no idea what he's going to do,  
13 sir.

14 Q Now, I understand that his -- somebody  
15 from the lawyer's office came down to see him?

16 A That is correct, yes.

17 Q You got a call from the lawyer's  
18 office at 11:28, telling you that someone was  
19 coming. At 11:48 there was, in fact, counsel at  
20 the office?

21 A That is correct.

22 Q Now, of course, he had already  
23 exercised his right to speak to legal counsel?

24 A That is correct.

25 Q That was facilitated earlier. You

1 told us that he spoke with legal counsel, Paul  
2 Cooper?

3 A That is correct, yes.

4 Q Now, the individual who appears, it's  
5 not Paul Cooper, it's someone else?

6 A It's Katherine Bueti.

7 Q And he gets a second opportunity to  
8 speak to his counsel?

9 A That's correct, yes.

10 Q Is that something that you normally  
11 do?

12 A Yes. Yes. I would allow an accused  
13 to speak to his lawyer as much as he needs to  
14 speak to his lawyer.

15 Q Was he asking to speak to his lawyer?

16 A No. She had arrived, I don't know  
17 what arrangements had been made for her to arrive,  
18 but she had arrived.

19 Q Now, I understand that at the time  
20 that she arrived, you had a conversation with the  
21 cell block constable?

22 A No, that's the clerk, the  
23 administrative clerk.

24 Q Oh, the administrative clerk?

25 A Yes. She is a special constable.

1 Q Okay. You had a conversation with a  
2 special constable?

3 A Yes.

4 Q And what was included in that  
5 conversation?

6 A She advised that Mr. Mordenzenk was  
7 banging his hands and his head on the wall in the  
8 interview room. So I attended to the interview  
9 room, and I found Mr. Mordenzenk to be very upset  
10 and he was crying.

11 Q And how did that compare to his  
12 emotional state earlier, when he put those  
13 questions to you, and he was indicating to you  
14 that he understood and made the unequivocal  
15 decision to refuse?

16 A It was quite different.

17 Q Now, I understand that you got a  
18 further telephone call in connection with someone  
19 who wanted to see Derek Harvey-Zenk?

20 A That's correct, yes.

21 Q Now, before we move to that point, you  
22 extended the offer to him about his wife and the  
23 Association and we have covered that. But did you  
24 let him call his wife and the Association?

25 A I believe he called somebody from the

1 Association. I don't know. I forwarded him the  
2 phone to make the phone call.

3 Q So you facilitated one of those  
4 calls --

5 A Yes.

6 Q -- and you think it was to the  
7 Association?

8 A I'm not certain who he made it to. I  
9 believe it was to the Association.

10 Q Now, you, going back to the call that  
11 you get, the next call that you get to the  
12 station?

13 A Sergeant Paul Isaak.

14 Q Who is Sergeant Paul Isaak?

15 A He identified himself as a member of  
16 the Winnipeg Police trauma program.

17 Q And what does he want to do?

18 A He is going to be attending to see  
19 Mr. Zenk.

20 Q And do you permit that to happen?

21 A I did permit that to happen, yes.

22 Q And again, sir, who else in a  
23 situation like that would be permitted the  
24 opportunity to speak to a counsellor?

25 A Again, I'm going to attribute that to

1 hyper-vigilance. By that time, I was already done  
2 with Mr. Zenk. He was just going to be released  
3 on the paperwork.

4 Q Let me follow up with you on that,  
5 sir. First, Mr. Zenk was still in custody. He  
6 had not been released. He had not been released  
7 on any form of release at that point?

8 A That's correct, sir.

9 Q So you were not finished with him,  
10 agreed?

11 A Not -- yes.

12 Q He's still in custody?

13 A In that respect, no.

14 Q All right. So you take that out of  
15 the equation, that he had been released, because  
16 we know he wasn't. He's in police custody. No  
17 one in police custody typically would be given the  
18 opportunity to speak to a wellness officer or a  
19 counsellor, or however you might appropriately  
20 describe Paul Isaak. Are we agreed on that?

21 A Under normal circumstances, no.

22 Q And you had given your explanation,  
23 and I'm not going to go over it with you, but in a  
24 situation where you felt as though someone might  
25 be, for instance, so emotional that they were

1 suicidal, the appropriate thing to do would be to  
2 have an officer watch them; agreed?

3 A That is correct, yes.

4 Q Now, this person that went to see him  
5 was actually somebody who worked in the Winnipeg  
6 Police Service?

7 A That's correct, yes.

8 Q Did you understand Paul Isaak to be a  
9 police officer or a civilian member?

10 A I understood him to be a Sergeant.

11 Q So in your attempt to be  
12 hyper-vigilant, in light of what you thought were  
13 potential charter breaches, he's given the  
14 opportunity to call his wife, the Police  
15 Association, and spend time with a wellness  
16 counsellor from the Winnipeg Police?

17 A That is correct, yes.

18 Q What time do you start to make  
19 arrangements for Derek Harvey-Zenk to be released  
20 from the station?

21 A At 1303.

22 Q So at 1:03 you started to take steps  
23 to have him released, and where do you bring him?

24 A I brought him to my office.

25 Q And typically, where do you release

1 people from custody from?

2 A They have been released from the  
3 interview room, they had been released from the  
4 office.

5 Q Do you have a booking desk?

6 A No.

7 Q Do you typically bring accused people  
8 that are being released from custody into your  
9 personal office?

10 A It's been done. We were under  
11 construction at the time for a new building.

12 Q All right. Fair enough. You are  
13 under construction so he's in your office. If you  
14 hadn't been under construction, I take it that  
15 would be not the normal thing to do?

16 A No, he would have been released from,  
17 well, wherever the booking area is, I guess.

18 Q Yeah. Booking is, you get booked in  
19 or booked out, you don't get booked out through  
20 sergeants' offices, right?

21 A Yeah.

22 Q But he got booked out through your  
23 office, and you indicated it's because of  
24 construction. And what's taking place, what  
25 happens at that time?

1           A     During that period of time, I served  
2     him, or I explained the promise to appear, he  
3     signed it and he was served it. He was in the  
4     presence of his lawyer, Katherine Bueti. I served  
5     him also the suspension notice, I served him the  
6     impound notice, and I served him the forfeiture  
7     notice, and explained all those documents to him.

8           Q     Did he have any difficulty, in your  
9     view, understanding any of the explanations you  
10    gave him?

11          A     No. And -- no. And I'm sorry, I also  
12    served him a notice of seek greater punishment.  
13    He signed the prisoner log and consented to having  
14    prints, rather than attending later, under the  
15    Identification of Criminals Act.

16          Q     Before we get to that, can you tell me  
17    at this point, or that time, what was his  
18    emotional state?

19          A     He was quiet.

20          Q     You had previously observed him  
21    banging his hands -- you were previously told, I  
22    should say, to correct myself, that you were  
23    advised that he was banging his head and his hands  
24    on the wall and crying, and you went to check on  
25    him, and he was crying and upset at that time?

1 A That's correct.

2 Q At this point, when arrangements are  
3 being made for him to be released and you're  
4 serving him with these documents at 1:03, can you  
5 tell that he had been crying? Has he changed his  
6 emotional state?

7 A At that time, he wasn't crying in my  
8 presence, no.

9 Q And who is with him when he's getting  
10 booked out?

11 A Katherine Bueti.

12 Q Anybody else?

13 A No, that's it.

14 Q Now, I'd like you to carry on and  
15 follow up with us on the fingerprinting and  
16 photographing. You had mentioned that he was  
17 going to take the opportunity to get that done?

18 A That's correct, sir.

19 Q Can you carry on with that?

20 A I asked Constable Pedersen to escort  
21 him to the Ident room and to do that task.

22 Q And I take it, you understood it that  
23 she did that?

24 A I understood she did that, yes.

25 Q And were you aware of any observations

1 that she made with respect to alcohol consumption?

2 A No.

3 Q Did she indicate to you, that day,  
4 that she made any observations with respect to  
5 alcohol consumption or impairment when she was  
6 fingerprinting Derek Harvey-Zenk?

7 A No, sir.

8 Q Did she indicate to you, at any point  
9 after that day, that she made certain observations  
10 about alcohol consumption and impairment?

11 A Yes, she did.

12 Q And when was that?

13 A That was shortly after the verdict and  
14 the announcement of the Inquiry and the  
15 departmental review.

16 Q So, subsequent to July of -- or  
17 subsequent to the fall of 2007?

18 A She had never spoken to me about that.

19 Q Let me correct myself here. She told  
20 you about her signs, her observations of signs of  
21 consumption and impairment after this inquiry was  
22 announced?

23 A That's correct, sir.

24 Q What did she tell you then?

25 A At that point in time, she told me

1 that she had detected, and I'm trying to think  
2 back now because I did not note that at that time,  
3 that she had -- he did have a strong odour of  
4 liquor on him, and that she noted -- she noted  
5 signs of impairment. I believe -- I believe it  
6 was like bloodshot eyes and unsteady on the feet.  
7 I didn't make a note of that, sir.

8 Q You didn't?

9 A Not at that time, no.

10 Q Have you ever made a note of it?

11 A No.

12 THE COMMISSIONER: What did she say  
13 about his eyes?

14 THE WITNESS: Bloodshot, I believe it  
15 was.

16 BY MR. CLIFFORD:

17 Q Sir, did you make any inquiries, on  
18 February 25th, of Constable Pedersen, when she  
19 completed the fingerprinting process?

20 A No, I did not.

21 Q At any point in the investigation, did  
22 you follow up with her, on her experience with  
23 Derek Harvey-Zenk, to determine whether her  
24 observations were consistent with the ones you  
25 were making?

1           A     There was no, at no point in her  
2 report or her notes did I see that she had noted  
3 any observations.

4           Q     Chief Carter, I'm going to ask some  
5 questions now with respect to whose case this was,  
6 what your role in the case was, and who the actual  
7 investigator was in the early stages.

8                     As at the arrest and the release of  
9 Derek Harvey-Zenk, who was responsible for the  
10 investigation?

11          A     I'm -- please repeat that, I'm sorry,  
12 please repeat that?

13          Q     At the time of the release of Derek  
14 Harvey-Zenk, February 25th, shortly after 1:00  
15 o'clock, whose case was it?

16          A     I don't know.

17          Q     You were at that point the arresting  
18 officer?

19          A     I was tasked with dealing with  
20 Mr. Harvey-Zenk, yes.

21          Q     And you were the arresting officer?

22          A     That is correct, sir.

23          Q     I take it that didn't necessarily mean  
24 that it was going to be your file?

25          A     It would not necessarily have meant it

1 was going to be my file.

2 Q But was there any notion or idea as to  
3 whose case it was?

4 A Nobody really knew at that time as to  
5 whose case it was.

6 Q And was there ever a meeting or some  
7 discussion with respect to making the decision  
8 about who would have carriage of this serious  
9 investigation?

10 A There was no discussion, and at no  
11 time -- there was no discussion as to who would --  
12 who was going to be assigned the follow-up  
13 investigation on that day, to my recollection.  
14 And as a matter of fact, when I generated the  
15 incident report, the heading of that report where  
16 it states "officer assigned" was left blank until  
17 such a time as a determination could be made as to  
18 who was going to be handling the follow-up  
19 investigation.

20 Q And what was your view, sir. Who was  
21 going to handle the follow-up investigation?

22 A My own thoughts, it was probably going  
23 to end up being me.

24 Q When did you have this conversation  
25 with then Chief of Police Bakema about the roles

1 that would be played in the investigation?

2 A I don't think there was ever really a  
3 conversation about the roles that would be played  
4 in the investigation. Mr. Bakema did not return  
5 back to the station until the afternoon at some  
6 time, so certainly there would be no conversation  
7 until that point in time.

8 Q Do you recall a conversation occurring  
9 when he got back to the station?

10 A I'm sure there was a conversation when  
11 he got back.

12 Q I think -- carry on?

13 A I don't recall what time it was or  
14 what the exact contents of that conversation was,  
15 other than perhaps a conversation about the scene.

16 Q If I could ask you to refer to Exhibit  
17 117, sir? That's your RCMP statement. And if you  
18 turn to page 27 in that interview, it's at page  
19 546 of the disclosure. Could you take a moment,  
20 sir, just take a look at that, page 27, you will  
21 see a question and an answer sequence. Read that  
22 over and tell me if it refreshes your memory on  
23 whether you had an opportunity to discuss the case  
24 with Harry Bakema that day?

25 A Yes, it does recall my memory, the

1 third answer down.

2 Q And in fact, did you have an  
3 opportunity to sit down with him and discuss the  
4 case?

5 A Yes, we -- it appears that we sat  
6 down. He described the scene and what we had to  
7 do with the file, and who we have to interview.

8 Q And did you also discuss some of the  
9 concerns that you had with the case on the delay  
10 issue?

11 A No, I did not.

12 Q Can you give an explanation for that?

13 A I -- I can't -- I don't recall  
14 discussing anything specific with the Chief about  
15 the delay issue.

16 Q Did you ask the Chief about the  
17 observations he made at the scene?

18 A No, I did not.

19 Q Were you not interested in the  
20 observations that other officers or other people  
21 made at the scene?

22 A I was waiting for him to complete his  
23 notes and his report.

24 Q Was there a discussion about who was  
25 going to be conducting what interviews?

1           A     There was a discussion as to who he  
2     wanted interviewed, and he did make a list as to  
3     who he wanted interviewed.

4           Q     And what about you? Were you  
5     participating in that discussion in terms of who  
6     was going to be interviewed?

7           A     No. I was, I believe I was present in  
8     the office when he was writing some of this down.  
9     But as far as discussion as to who he wanted  
10    interviewed, no, that was his input there.

11          Q     So at that point, he was deciding or  
12    suggesting who should be interviewed?

13          A     That's correct.

14          Q     Now, what about an incident narrative  
15    report? Did you start an incident narrative  
16    report on the 25th?

17          A     I started an incident, not a  
18    narrative, I started an incident, the main  
19    incident report on the 25th.

20          Q     Okay. And when we first started your  
21    testimony, you referred to your incident narrative  
22    report, and then you told me that you started an  
23    incident report on the 25th?

24          A     That's correct, sir.

25          Q     And that's separate and apart from

1 your incident narrative report?

2 A Yes, that is separate.

3 Q This is the main narrative report for  
4 the case?

5 A It would have been my report.

6 Q It would have been?

7 A Yes.

8 Q It started off as your report?

9 A It started off as my report, sir.

10 MR. CLIFFORD: Could the witness be  
11 provided with P-1.83. That's Exhibit 94, is that  
12 correct?

13 THE CLERK: Right.

14 BY MR. CLIFFORD:

15 Q Chief Carter, we have been learning  
16 about the development of these reports and how  
17 they can be amended and changed, and how they are  
18 read, et cetera. But could you explain for me,  
19 sir, how the process gets started with respect to  
20 preparing an incident report?

21 A Our records management system goes by  
22 the acronym of MPICs, and that's Municipal Police  
23 Information Centre. When an incident report is  
24 generated, sir, the person generating that report,  
25 once a report, the header part of the report is

1 generated, a number will automatically be assigned  
2 to that report. The person generating any report  
3 in MPICs, whether it be the main report or the  
4 narrative report, is the only person that can  
5 amend or change that report, with the exception of  
6 people who have manager status on the computer  
7 system. Manager status allows those designated  
8 people, which is usually supervisors, they can  
9 enter any part of the reports, change, amend,  
10 whatever the case is, in that regard. That is  
11 used oftentimes for when reports are going out to  
12 outside agencies, for spellcheck and that type of  
13 situation, where a report is obviously looking  
14 pretty bad as far as spelling wise or grammar.

15 No other officer, other than the  
16 managers, can enter another officer's report and  
17 alter or change it. It will not allow that  
18 officer to do so. Any time a report is generated,  
19 and if there's been an alteration to it, whether  
20 it be a spelling error that's been changed, the  
21 new report will be generated, but there will be an  
22 old value. In other words, the old report is held  
23 in the system for every change, the whole report  
24 is held in the system in what's called a revision  
25 log.

1           Q     And we've seen that, sir. And correct  
2     me if I've got this wrong, but what you're telling  
3     the Commission is that an officer, a constable,  
4     could start an incident narrative report, and they  
5     can go back and make amendments to it, they can  
6     change things, they can add things, and they are  
7     free to do so, but there is always a log kept, the  
8     revision log?

9           A     Yes, sir.

10          Q     And in addition to that, another  
11     constable can't log on to someone else's report  
12     and make additions or deletions or amendments,  
13     they can only do it to their own?

14          A     Only to their own, sir.

15          Q     But there are certain individuals, and  
16     you describe them as people having manager status  
17     or designated people, and they can make revisions  
18     to anybody's, can they not?

19          A     That's correct, sir.

20          Q     And who were those people as of  
21     February 2005?

22          A     Chief Bakema and myself.

23          Q     Okay. So constables are creating  
24     their own incident narrative reports, and the only  
25     people that have access to them would be yourself

1 and Chief Bakema?

2 A That is correct, sir.

3 THE COMMISSIONER: Others could read  
4 the report, but they couldn't change it?

5 THE WITNESS: They could read the  
6 report, but they could not change it, sir.

7 THE COMMISSIONER: Mr. Clifford, it's  
8 12:31.

9 MR. CLIFFORD: This will be as good a  
10 time as any, Mr. Commissioner.

11 THE COMMISSIONER: Thank you. We'll  
12 break now until 2:00 p.m.

13 THE CLERK: All rise. This Commission  
14 of Inquiry is adjourned until 2:00 p.m.

15  
16 (Proceedings recessed at 12:31 p.m.  
17 and reconvened at 2:00 p.m.)

18 THE CLERK: All rise, please. This  
19 Commission of Inquiry is now reopened. Please be  
20 seated.

21 MR. CLIFFORD: Good afternoon  
22 Mr. Commissioner.

23 THE COMMISSIONER: Good afternoon.

24 BY MR. CLIFFORD:

25 Q Good afternoon, Chief Carter.

1           A     Good afternoon, sir.

2           Q     Sir, before about the lunch break, we  
3     were in the process of reviewing the reports and  
4     how they are generated. You told the Commission  
5     about who can read them. You told the Commission  
6     about who can make changes, additions, amendments  
7     and deletions. And I think it was clear that you  
8     were explaining to the Commission that there was a  
9     difference between an incident report and a  
10    narrative report. And that a narrative report  
11    would be a single officer's narrative, or  
12    observations that they can develop as they go  
13    along?

14          A     That is correct, sir.

15          Q     And an incident report would be a  
16    general report that might as well be developed,  
17    but it would be attributed to whoever was in  
18    charge of generating the incident report?

19          A     That is correct, sir.

20          Q     Have I got that right?

21          A     Yes, sir.

22          Q     Now, on the issue of the question of  
23    whose case was this at the outset, you explained  
24    early in your testimony that, in fact, on  
25    February 25th, you started an incident report?

1           A     That is correct, sir.

2           Q     Completely separate and apart from  
3 your narrative report, which you started on  
4 February 27th?

5           A     It should not have been separate and  
6 apart, but it was.

7           Q     Very well. But on February 25th, you  
8 start this incident report?

9           A     Yes, sir.

10          Q     And if I could ask you to refer to,  
11 and Madam clerk, you may have to provide this to  
12 the witness, volume P-1.83?

13          A     I have that, sir.

14          Q     That's right, it is exhibit 94 in  
15 these proceedings. Now, sir, please turn to page  
16 2442, it is the last page. And what we see here,  
17 sir, is a document that's got a time and a date on  
18 the top, it says 2005/02/25, 9:40:54 with your  
19 name, Norm Carter?

20          A     That's correct, sir.

21          Q     And is this the first entry for the  
22 incident report?

23          A     That would be the first entry.

24          Q     Now, if you turn to page 2440, we see  
25 it is the same day, 2005, February 25th, the time

1 now is 13:47:54. Do you see that, sir?

2 A Yes, I do, sir.

3 Q And you are still the author of this  
4 incident report?

5 A I'm still the author.

6 Q And what you have done at 1347, or  
7 1:47, is you have entered the charges relating to  
8 the matter?

9 A Yes, we describe those as violation  
10 codes.

11 Q And this is consistent with the work  
12 that you have done up to that point?

13 A Yes, sir.

14 Q Now, sir, could you go to page 2428?  
15 At 2428, sir, we are still dealing with  
16 February 25th?

17 A That's correct, yes.

18 Q And what time is this entry being  
19 made?

20 A 1702.

21 Q Okay. And who is making the entry?

22 A I'm making the entry.

23 Q So you are still the author of the  
24 incident report?

25 A I'm still the author of the incident

1 report, sir.

2 Q And we can see here, sir, that at this  
3 point, at 5:02, you still don't have the driver of  
4 vehicle number 3, for instance, entered into the  
5 report?

6 A That's correct, sir.

7 Q And if I ask you then to turn to page  
8 2426, the same day, February 25th, at 1716, so 14  
9 minutes later, you are still working on the  
10 narrative -- the incident report?

11 A Yes, sir.

12 Q And you are clearly still the author?

13 A Yes, sir.

14 Q And you've got an indication in there  
15 at this point, vehicle number 3 is the Hyundai  
16 Accent?

17 A Yes, sir.

18 Q So that's at 5:16 on February 25th?

19 A That is correct.

20 Q Go to page 2425? This would be the  
21 next entry, or access to the incident report,  
22 would it not?

23 A Yes, sir.

24 Q February 25th, and what time is this  
25 entry?

1 A 2215.

2 Q And what's happening at that time?

3 A It appears that Mr. Harry Bakema has  
4 entered the incident report.

5 Q So you are no longer listed as the  
6 author of the incident report, are you?

7 A Not at this point.

8 Q And Harry Bakema's name is at the top?

9 A That's correct, sir.

10 Q If you go to page 2424, we see the  
11 same thing?

12 A Same thing, yes.

13 Q Harry Bakema is still the author?

14 A Yes, he is the author of that now,  
15 yes.

16 Q Okay. But there is a difference  
17 between 2425 and 2424?

18 A That's correct.

19 Q On 2425, where we first see Harry  
20 Bakema's name in connection with the incident  
21 report, in the row field name it says, "member  
22 taking"?

23 A That's correct, yes.

24 Q And then you go to 2424, and in the  
25 row where it indicates field name it says "member

1 reviewing"?

2 A That's correct, sir.

3 Q Does that mean he is now reviewing the  
4 file?

5 A It appears that he put his name now as  
6 the reviewer of the file.

7 Q And what does that mean?

8 A He would be the person responsible for  
9 reviewing and assigning the file.

10 Q So does this offer you any guidance,  
11 or refresh your memory, or bring you to any  
12 conclusion about who, whose case it was as of  
13 February 25th?

14 A As far as I'm concerned, sir, as  
15 February 25, at 2215, it was Mr. Harry Bakema's  
16 case.

17 Q If you look at page 2420, we see it is  
18 February 25th, still at the time 2215, there are  
19 old values and new values in this revision log.  
20 Does this indicate that there were changes made?

21 A It indicates there were changes made  
22 to this report.

23 Q And Harry Bakema is still indicated as  
24 the author?

25 A Harry Bakema is indicated as the

1 author, sir.

2 Q Does that mean that you could have  
3 been making changes?

4 A No, sir. If I was making changes, my  
5 name would be as the author.

6 Q If you go to page 2405, we are still  
7 looking at the revision log for the incident  
8 report, and the date now is what?

9 A The 26th.

10 Q And there is an entry and a name, and  
11 who is making the entries on --

12 A Harry Bakema.

13 Q Go to page 2395? This is the 27th of  
14 February, sir?

15 THE COMMISSIONER: Sorry, what number  
16 is that again?

17 MR. CLIFFORD: 2395.

18 THE COMMISSIONER: 2395, thank you.

19 BY MR. CLIFFORD:

20 Q So we have gone through the 26th, we  
21 are now at the 27th. Sir, there is a revision log  
22 for that day?

23 A That's correct, sir.

24 Q Who is the author?

25 A Harry Bakema.

1 Q Could I ask you, sir, to please turn  
2 to page 2390? We are now moving to February 28th,  
3 sir, 2005. There is a revision log for that day,  
4 and who is the author?

5 A Harry Bakema.

6 Q Are you accessing the incident report  
7 during this period of time, from the 25th to the  
8 28th?

9 A It doesn't appear so.

10 Q If you were, would your name come up?

11 A My name would appear at the top, yes.

12 Q And why would it come up?

13 A If I made any revisions.

14 Q You would have to enter it as your  
15 name?

16 A I would, yeah, it would be entered  
17 under my identification, yes.

18 Q Now, sir, turn to page 2389? This is  
19 March 1st, 2005. And what do we see there, sir?

20 A That's a revision I made.

21 Q So at this point you are involved and  
22 you start writing the incident report?

23 A No, sir.

24 Q What do you do?

25 A At this point in time, sir, I changed

1 the member reviewing from Harry Bakema's name to  
2 my name.

3 Q And why did you do that?

4 A Because by March 1st this  
5 investigation had not been assigned out, and I  
6 took it upon myself to assign it to myself at that  
7 point in time.

8 Q Okay. So I think that answers the  
9 question that I was pursuing in terms of whose  
10 case was it. Would you say that as of March 1st  
11 then, you considered it to be your case?

12 A As of March 1st, yes.

13 Q That's what I indicated to you.

14 A I'm sorry, I didn't hear you. That's  
15 correct, sir.

16 Q And, in fact, you remain the author of  
17 the incident report until its final version, is  
18 that the case?

19 A No, sir.

20 Q Tell me about that?

21 A The incident report that I generated  
22 on February 25th, I generated, I believe -- at  
23 9:40 in the morning I believe I generated it. And  
24 what I did, throughout the course of the days, I  
25 made additions to that main incident report. And

1 I included in the narrative portion of the  
2 incident report a paragraph that states:

3 "Police were dispatched to a three  
4 vehicle accident on Highway 59 and the  
5 Perimeter Highway involving a single  
6 fatality. Chief Bakema, Constable  
7 Graham, Constable Pedersen and  
8 Constable Woychuk responded to the  
9 scene. See officer narrative  
10 reports."

11 Q And can I ask you, sir, what page are  
12 you referring to?

13 A I'm sorry, I'm referring to page 24 --  
14 excuse me.

15 THE COMMISSIONER: I'm sorry, I missed  
16 it. Where are you?

17 THE WITNESS: Okay. I'm referring to  
18 page 2433.

19 BY MR. CLIFFORD:

20 Q That's right. And this would be the  
21 first description really that you are putting in  
22 the incident report?

23 A That is correct, sir.

24 Q All right. And that, we see that  
25 description in subsequent generations --

1           A     Throughout the day, yes.

2           Q     -- throughout the day.  And what did  
3     you want to tell us, sir, about that passage?

4           A     Okay.  That was on the 25th.  I had  
5     just put in a basic paragraph, just explaining  
6     what the scene was.  When I was going to generate  
7     the rest of my report, when I came in on my next  
8     shift, I would continue to use this incident  
9     report.  Anybody else, any other officer involved  
10    would generate their own narrative reports.  When  
11    I came in -- I was off on the 26th, when I came in  
12    on the 27th to open up this report, sir, I found  
13    that at 2215 hours, as per the revision report, my  
14    report had been deleted and re-entered by Harry  
15    Bakema.

16          Q     Did you speak to anybody about that,  
17    sir, about what happened to the paragraph, your  
18    first narrative paragraph in the incident report?

19          A     No, sir.

20          Q     Can you give any reason for that?

21          A     I just generated a new -- a narrative  
22    report under my name.

23          Q     So from that point on, you start on  
24    your own narrative report?

25          A     I start on my own narrative, yes.

1           Q     So according to the incident  
2 narrative, between February 25th and March 1st, at  
3 least as of 2215 on February 25th to March 1st,  
4 your position is that Chief Bakema was the author  
5 and had indicated that he was also the file  
6 reviewer?

7           A     That's correct, yes.

8           Q     Now, after March 1st, you take over,  
9 and that's indicated. Did anybody else have  
10 access to it, to your knowledge, or did anybody  
11 else access the incident report?

12          A     Which -- my incident report, or the  
13 main incident report?

14          Q     Yes?

15          A     I don't know if anybody else accessed  
16 it.

17          Q     Well, you would have been keeping  
18 track of changes. We can see from March 1st to  
19 the final version, there are many generations of  
20 changes?

21          A     Yes.

22          Q     Were you keeping an eye on it?

23          A     At that particular time, I wasn't  
24 watching it particularly, you know, the changes  
25 particularly, other than the fact that my report

1 had been deleted and Harry Bakema rewrote his  
2 report on the incident report that I generated.

3 Q And then when he did that, you took  
4 over, you took carriage of it on March 1st, did  
5 you put your passage back in that you noted was  
6 deleted?

7 A Yes, I put my name back as the  
8 reviewing officer and assigned it to myself.

9 Q And did you put that passage back in  
10 that you had indicated was deleted?

11 A No.

12 Q Why not?

13 A I don't know. I can't answer that.

14 Q So you neither spoke to Harry Bakema  
15 about taking it out, as you say, nor did you put  
16 it back in?

17 A Nor did I put it back in, no.

18 Q I would like to show you another  
19 document, sir, it is P-2.85.8?

20 THE COMMISSIONER: The exhibit list  
21 indicates that it is exhibit 100.

22 MR. CLIFFORD: That's right. And I  
23 gave him the wrong reference and that's not the  
24 document, unfortunately, that I was going to refer  
25 to.

1 THE COMMISSIONER: Okay.

2 MR. CLIFFORD: If I could have just a  
3 moment.

4 THE COMMISSIONER: Take your time.  
5 Can I ask you this, why would you take over on  
6 March the 1st, the case?

7 THE WITNESS: I was concerned because  
8 there had been no investigator assigned to that.

9 THE COMMISSIONER: So since  
10 February 25th, until March the 1st, no one had  
11 been assigned to be the investigator?

12 THE WITNESS: No one had been assigned  
13 to be the prime investigator, no.

14 THE COMMISSIONER: And you had never  
15 discussed that with Mr. Bakema?

16 THE WITNESS: No, I hadn't discussed  
17 that with Bakema, as to why no one had been  
18 assigned.

19 THE COMMISSIONER: Your experience  
20 with the department, you had been there since '83,  
21 was it?

22 THE WITNESS: '86, sir.

23 THE COMMISSIONER: '86. Do you know  
24 of any occasion where an investigation was just  
25 left up in the air like that, without an

1 investigator being assigned?

2 THE WITNESS: I can't particularize  
3 any one, anything like that. It is possible, but  
4 generally an investigator would be assigned to a  
5 case.

6 THE COMMISSIONER: Thank you.

7 MR. CLIFFORD: Mr. Commissioner, I  
8 feel some sense of redemption here because I had  
9 the right tab, P-2.85.8, but these documents were  
10 added later to that tab, and I don't think that  
11 they are with the material the clerk has, but it  
12 would be page 2669.1.

13 THE COMMISSIONER: 2669.1 is the  
14 letter from Mr. McDonald.

15 MR. CLIFFORD: Thank you,  
16 Mr. Commissioner.

17 BY MR. CLIFFORD:

18 Q So we found that document, and what  
19 I'm interested in putting to the witness is a copy  
20 of what appears to be the East St. Paul Police  
21 court folder. Take a moment, sir, and review that  
22 document.

23 Now, I'm still pursuing the line of  
24 questioning here in terms of whose investigation  
25 is this, who is actually involved in making the

1 decisions. Do you recognize the document, sir?

2 A I recognize the document.

3 Q What is it?

4 A It is the front file folder of this  
5 investigation.

6 Q And if I look at the front file  
7 folder, I can see some handwriting?

8 A That's correct, sir.

9 Q Whose handwriting is that, sir?

10 A It is my handwriting, except on the  
11 bottom where it says CPIC date, that would be an  
12 added, that would be the handwriting of our clerk.

13 Q Now, if you could, sir, turn to page  
14 2669.4, the next page? What is that, sir?

15 A There is a list attached to this, sir,  
16 along with a card from Katherine Bueti.

17 Q Okay. No, apart from what is on the  
18 page, what is the page, is it the other side of  
19 the folder?

20 A It is the inside of the file folder.

21 Q So the inside of the front page of the  
22 file folder?

23 A The inside cover of the front file  
24 folder.

25 Q And there is a list there, or two

1 lists?

2 A Appears to be a couple of lists, yes.

3 Q And whose handwriting is that?

4 A The handwriting is, except for the  
5 very last where it says "report to ME's office,"  
6 that handwriting is Chief Bakema's.

7 Q So you are saying all of the  
8 handwriting on the inside front folder, you can  
9 identify it as Harry Bakema's.

10 A That's right, I can identify the  
11 handwriting, yes.

12 Q With the exception of a note "report  
13 to ME's office"?

14 A And with the exception of a short note  
15 beside, "Carter to change supp blood to breath."  
16 And there is a little dash, and it says, "I  
17 advised Prosecutor Minuk." The words, "I advised  
18 the Prosecutor Minuk" is mine.

19 Q Okay. So you can tell what is your  
20 handwriting, and I will come back to that, but for  
21 the rest of it, you are able to identify it as the  
22 handwriting of Harry Bakema?

23 A That is correct, yes.

24 Q And what is quite apparent here, sir,  
25 is that on the inside of the front file folder,

1    there is a list, and it has got -- the first list  
2    is with respect to notes, the officers', I take  
3    it, that are involved?

4           A     That's correct, yes.

5           Q     Okay. And then under that there is a  
6    notation, "RCMP officer's report" and then  
7    "witness statements"?

8           A     That is correct, sir.

9           Q     Garth Shaw, Vernon Stevens, Denise  
10   Bukowski, Selkirk ambulance attendant; is that  
11   your handwriting, "Ted Rosser"?

12          A     No, that's not my handwriting.

13          Q     You indicated that on March 1st, you  
14   become the reviewer and it is your case.

15          A     By my choice at that time.

16          Q     Well, Denise Bukowski's name is on  
17   this list of witness statements?

18          A     Yes.

19          Q     And this is Harry Bakema's  
20   handwriting?

21          A     That's correct.

22          Q     And Denise Bukowski told us she didn't  
23   come into the police until a week after the  
24   accident?

25          A     That's correct.

1 Q So if it is your case, why is Harry  
2 Bakema making lists of witnesses on the inside of  
3 the front folder?

4 A I don't know when he made that list,  
5 sir.

6 Q Well, we know that if he is talking  
7 about Denise Bukowski, and we will ask him about  
8 it, but if he is talking about Denise Bukowski,  
9 she didn't come forward until a week after the  
10 accident. Safe bet that he made the list  
11 March 2nd or thereafter?

12 A Yes, sir.

13 Q So if it is your case, why is Harry  
14 Bakema making a list of witnesses on the inside of  
15 the front folder?

16 A Mr. Bakema continued to become  
17 involved in the case and participating in the  
18 case.

19 Q Safe to say, sir, even at that point,  
20 when this list is being made, there is still no  
21 clear direction as to whose file this is?

22 A It is safe to say, yes.

23 Q You agree with that?

24 A Yes, sir.

25 Q So when you indicated that on

1 March 1st, you took the file over because you saw  
2 that there was, it needed work, you will agree  
3 with me now, sir, that certainly even as of  
4 March 2nd, March 3rd, there is no clear indication  
5 as to whose case this was?

6 A No, sir.

7 Q Now, I will follow up with you on the  
8 note that you indicated on the front of this  
9 folder, that you changed the demand from blood to  
10 breath. I can't read the writing, sir, but you  
11 advised the prosecutor, Mr. Minuk. Are you  
12 indicating here, on the inside of the folder, that  
13 at that point you recognized that this is  
14 something that needed to be addressed? It goes  
15 without saying, you made the note, you obviously  
16 recognized that it was something that had to be  
17 addressed?

18 A Which part of the note, sir?

19 Q I advised Prosecutor Minuk --

20 A Yes.

21 Q -- with respect to the change?

22 A Yes.

23 Q When did you make that note?

24 A That note would have been made -- that  
25 note would have been made after my first meeting

1 with Mr. Minuk.

2 Q You didn't meet with Mr. Minuk until  
3 February 24th of 2006?

4 A That's correct.

5 Q Is that one of the things that you  
6 told him on February 24th, 2006?

7 A I believe that's one -- that is  
8 something that I would have spoken about, yes,  
9 sir.

10 Q And these witness statements, Garth  
11 Shaw, Vernon Stevens, Denise Bukowski, Kathy  
12 Beattie, if this list was made approximately seven  
13 days or so after the accident, it is Chief Bakema  
14 that's creating this witness list? In fact, we  
15 know he went to interview Kathy Beattie?

16 A That's correct, sir.

17 Q Are you making any suggestions in  
18 terms of who should be interviewed?

19 A Not at this point in time, sir.

20 Q So the answer to the question, even  
21 getting into the beginning of March, as to whose  
22 case was it, it was still very much up in the air?

23 A I would tend to agree with that. It  
24 was not clear-cut, no.

25 Q And would you not agree with me, sir,

1 given the seriousness of the case, the tragedy  
2 involved, the fact that you have got a police  
3 officer charged, that that ought not to have been  
4 the situation? This case should have been clearly  
5 directed to a senior officer to take over and do  
6 what had to be done?

7 A Absolutely.

8 Q Who is directing the interviewing of  
9 witnesses?

10 A It would have been Harry Bakema.

11 Q How were the resources of the East St.  
12 Paul Police at that time? Were they sufficient to  
13 conduct these interviews?

14 A The interviews noted on here?

15 Q Yes?

16 A I believe so.

17 Q And apart from conducting an accident  
18 reconstruction, a forensic accident reconstruction  
19 which would require a technical investigator, did  
20 East St. Paul Police have sufficient resources to  
21 investigate the case?

22 A I believe so.

23 Q The entire case?

24 A I believe so. There would have been  
25 probably some difficulty in interviewing all the

1 peripheral police officers who were with the  
2 accused the night before, but I believe we could  
3 have done it. It would have taken probably more  
4 time but...

5 Q And we know that East St. Paul Police  
6 had carriage of the investigation and was  
7 responsible for assisting the prosecution?

8 A That's correct, sir.

9 Q It was an East St. Paul Police case.  
10 You laid the charges?

11 A That's correct, sir.

12 Q Whoever the investigating officer  
13 ultimately was, it was an East St. Paul Police  
14 case?

15 A It was an East St. Paul Police case,  
16 yes.

17 Q You had the assistance of the RCMP to  
18 do the forensic traffic investigation?

19 A That is correct, sir.

20 Q But you also had assistance from the  
21 Winnipeg Police Service?

22 A That is correct, sir.

23 Q And the Winnipeg Police Service  
24 conducted the interviews of the Winnipeg Police  
25 Service members that were with Derek Harvey-Zenk

1 the night before, and the morning of, leading up  
2 to the accident?

3 A That is correct, sir.

4 Q Why are they doing this, sir? Why is  
5 the Winnipeg Police Service investigating  
6 witnesses in a case that East St. Paul Police has  
7 carriage of?

8 A That was done at the request of Chief  
9 Bakema.

10 Q Were you at all concerned, sir, with  
11 respect to the perception of a conflict of  
12 interest of the Winnipeg Police investigating one  
13 of their own members?

14 A I wasn't concerned regarding a  
15 conflict of interest at that time, sir. What I  
16 was concerned about is why the Winnipeg Police  
17 Professional Standards Unit was called in to  
18 investigate this and perhaps not the, you know,  
19 major crimes unit of Winnipeg Police, or something  
20 to that, you know, detectives, to that effect.  
21 That's what my initial concern was.

22 Q Well, you heard from the Winnipeg  
23 Police Service Professional Standards Unit in the  
24 morning when Harvey-Zenk was at the station, on  
25 February 25th?

1           A     That's correct, sir.

2           Q     We heard earlier that within three  
3 hours of him being there, you are getting a call  
4 from Winnipeg Police Service Professional  
5 Standards Unit?

6           A     That's correct, sir.

7           Q     And you gave them a full account. You  
8 told the Commission earlier today that you told  
9 them everything you knew about the case up to that  
10 point?

11          A     Up to that point, sir.

12          Q     And now here they are, you say at the  
13 request of Harry Bakema, and they are conducting  
14 all of the interviews of the Winnipeg Police  
15 Officers that were with Derek Harvey-Zenk?

16          A     That's correct.

17          Q     And you had no concern with respect to  
18 the Winnipeg Police Service investigating itself,  
19 other than you thought maybe major crimes should  
20 do it?

21          A     Initially, yes, that's correct.

22          Q     Let me ask you this; why couldn't East  
23 St. Paul Police do it?

24          A     Quite frankly, I don't know why we  
25 couldn't do it.

1           Q     Let me put this question to you, sir:  
2     Could you have done it?

3           A     I believe we could have done it. It  
4     may have taken more time because of manpower, but  
5     I believe we could have done it.

6           Q     Well, we are talking -- we are not  
7     talking about a great deal of witness interviews,  
8     particularly the Winnipeg Police Officers that  
9     were with Derek Harvey-Zenk at the drinking  
10    establishment and at the residence of the police  
11    officer, you are talking under 15 interviews?

12          A     That's correct.

13          Q     You certainly would have had the  
14    resources, I assume, to do that much?

15          A     That's correct.

16          Q     A 15 witness case is not going to  
17    break the back of the East St. Paul Police  
18    Service?

19          A     I don't believe, sir.

20          Q     Did you follow up with anybody and  
21    say, look, why is the Winnipeg Police Service  
22    doing interviews that we should do?

23          A     I didn't follow that up with the  
24    Chief. He made the decision.

25          Q     Were you consulted in that decision?

1           A     No, sir, I was told what was going to  
2     happen.

3           Q     Did you read the statements of the  
4     Winnipeg Police Officers?

5           A     I never got access to the statements  
6     of the Winnipeg Police Officers, I got access to  
7     the synopsis of the statements.

8           Q     In the end, you've agreed that  
9     ultimately this became your case?

10          A     Ultimately, yes.

11          Q     Well, we know that on February 22nd,  
12     2006, that Harry Bakema was no longer with the  
13     East St. Paul Police?

14          A     That's correct, yes.

15          Q     So it is your case?

16          A     Yes.

17          Q     And you never took the opportunity to  
18     get the interviews of the Winnipeg Police members  
19     and read them?

20          A     My understanding is that the  
21     interviews of the Winnipeg Police members went  
22     directly from the Professional Standards Unit to  
23     Mr. Minuk. I obtained the synopsis of the  
24     interviews, but I never obtained them until August  
25     of '05, when I received them from Mr. Bakema.

1           Q     Now, the Winnipeg Police Service  
2     didn't interview just the Winnipeg police officers  
3     that were with Derek Harvey-Zenk, did they?

4           A     No, sir.

5           Q     Who else did they interview?

6           A     I believe they interviewed the staff  
7     at Branigan's.

8           Q     Okay. And for further clarity, the  
9     staff at Branigan's, you are referring to the  
10    civilians who were employed at Branigan's and who  
11    were present when Derek Harvey-Zenk and the other  
12    officers were there February 24th and  
13    February 25th?

14          A     That's correct, sir.

15          Q     And can you tell the Commission, why  
16    did the Winnipeg Police Service interview these  
17    civilian witnesses?

18          A     At the request of Harry Bakema.

19          Q     Were you involved in this process or  
20    that decision?

21          A     I was told.

22          Q     And I take it, sir, that you would  
23    clearly agree with me that you had the resources  
24    to conduct those civilian interviews?

25          A     I believe we could have.

1           Q     And there was no reason whatsoever for  
2     Winnipeg Police to be interviewing civilian  
3     witnesses at the drinking establishment, was  
4     there?

5           A     No.

6           Q     They had no more connection with those  
7     people than East St. Paul did?

8           A     That is correct, sir.

9           Q     What about the ultimate decision of,  
10    okay, who is getting on the list to be  
11    interviewed, did you participate in that? Did you  
12    collaborate with Harry Bakema on that?

13          A     No, I didn't collaborate on this list  
14    here. This is his list.

15          Q     No, but I mean in discussions with  
16    him, as the case progressed, you must have perhaps  
17    saw that people should be involved, or followed up  
18    with. Anything like that happening between you  
19    and Harry Bakema?

20          A     There wasn't a lot of discussion about  
21    it, sir.

22          Q     Were there any problems between you  
23    and he at the time?

24          A     There were problems in the department,  
25    sir.

1           Q     This Commission is interested, sir,  
2     in, amongst other things, the quality of the  
3     investigation.  And did those problems come to  
4     bear on the quality of the investigation and the  
5     actions that were taken?

6           A     There would probably be some relation  
7     to that, sir.

8           Q     Those differences were not put aside  
9     in order to take the best course of action, do the  
10    best things from the investigative perspective?

11          A     I don't necessarily believe they were  
12    differences per se, sir.

13          Q     Was there ever any consideration, from  
14    your perspective, to interviewing Tara Taman, who  
15    the Commission has heard was actually at the scene  
16    of the accident on February 25th?

17          A     No, sir.

18          Q     Same could be said, I take it, for her  
19    sister, Kristin, who was also at the scene?

20          A     No, sir.

21          Q     Was there ever any consideration from  
22    you, or consultation with you, with Harry Bakema,  
23    about going out and reinterviewing people,  
24    following-up on what were -- what might be  
25    described as scant accounts or interviews?

1           A     Most of the interviews were, most of  
2     the statements were taken by Harry Bakema. So for  
3     me to suggest to him at that time that they were  
4     not sufficient, I did not suggest that to him.

5           Q     Who was responsible for keeping track  
6     of exhibits in the case?

7           A     That would be the -- well, that would  
8     be the investigating officer to keep track of the  
9     exhibits. It would be up to the seizing officer  
10    to keep continuity of the exhibits.

11          Q     So, ultimately, the investigating  
12    officer, who is you in the end, you are  
13    responsible for the exhibits?

14          A     In the end, yes.

15                MR. CLIFFORD: Could you provide the  
16    witness with E-1.23.1? Before I get you to read  
17    that, I'm just going to take a moment. Madam  
18    clerk, I want to take a moment and make sure that  
19    I entered as an exhibit the East St. Paul Police  
20    file folder, the front and the inside cover,  
21    because I know I referred to it quite a bit. I  
22    just want to make sure I have got it in as an  
23    exhibit.

24                THE COMMISSIONER: We can't proceed  
25    without the reporter being ready.

1 MR. CLIFFORD: We are going to enter  
2 as an exhibit now, the East St. Paul file folder  
3 cover, and the inside of that cover.

4 (EXHIBIT 119: P-2.85.9  
5 Correspondence from Fillmore & Riley,  
6 May 28, 2005)

7 MR. CLIFFORD: Exhibit 119, and we  
8 will give you a tab reference, P-2.85.9.

9 BY MR. CLIFFORD:

10 Q You have another document there in  
11 front of you now, E-1.23.1. Take a look at that,  
12 sir? And this is the East St. Paul Police exhibit  
13 report?

14 A That is correct, sir.

15 Q And that is created March 1st, it  
16 looks like 7:34 p.m.?

17 A That's correct, sir.

18 Q You got yourself in there as the  
19 investigating officer?

20 A That's correct, sir.

21 Q Page 467, 468, we have got some lists  
22 here. These are the items that were taken from  
23 Mr. Harvey-Zenk's vehicle?

24 A That is correct, sir.

25 Q And there is an indication here that

1 they were returned to him on May 5th of 2005?

2 A That is correct, sir.

3 Q At 1346 hours?

4 A That is correct, sir.

5 Q Now, you would agree with me that one  
6 thing that the police have to do in conducting an  
7 investigation is keep track of exhibits. Things  
8 that are seized, for instance, from a motor  
9 vehicle in a fatality, everything should be  
10 documented and treated as an exhibit?

11 A That's correct, sir.

12 Q And that's why we get into the minutia  
13 of detail of tagging a golf ball and coffee cup?

14 A That's correct, sir.

15 Q Where is the police uniform in the  
16 exhibit list of this case?

17 A It is not on here, sir.

18 Q And whose responsibility is that  
19 ultimately to track?

20 A It would be the investigating officer,  
21 sir.

22 Q Do you recall any mention, sir, of  
23 Mr. Harvey-Zenk having a cell telephone?

24 A I can't recall right now, sir.

25 Q Well, there is nothing logged, sir.

1 So apart from the exhibit log -- I would ask you  
2 to consider this carefully -- did the issue of a  
3 cell telephone in connection with Derek  
4 Harvey-Zenk come up?

5 Sergeant Carter, I don't mean to  
6 interrupt your examination of those documents, but  
7 I think I can assist you in telling you, sir, that  
8 you can spend as much time as you like looking at  
9 them, but you are not going to find a reference to  
10 a cell telephone in the documents. I'm asking  
11 you, on your personal recollection in this case,  
12 was that something that was discussed or  
13 investigated?

14 A I don't recall, sir.

15 THE COMMISSIONER: Did you ever track  
16 down the uniform?

17 THE WITNESS: Yes, I did.

18 THE COMMISSIONER: And was it included  
19 as an exhibit?

20 THE WITNESS: It was not included as  
21 an exhibit.

22 THE COMMISSIONER: Where did you find  
23 it?

24 THE WITNESS: I didn't find it. I was  
25 told by Mr. Bakema that he returned it directly to

1 the Professional Standards Unit.

2 THE COMMISSIONER: Sorry?

3 THE WITNESS: I was told by Mr. Bakema  
4 that he returned it directly to the Professional  
5 Standards Unit, without logging it as an exhibit.

6 BY MR. CLIFFORD:

7 Q Did you learn about the circumstances  
8 of the seizure of the police uniform?

9 A Yes, I did.

10 Q Did you question it?

11 A No, because at that time my  
12 understanding is that the uniform, what I learned  
13 is the uniform shirt, I believe it was, I never  
14 saw it, the uniform shirt was found by Constable  
15 Graham, who in turn turned it over to Chief  
16 Bakema, who in turn returned it to the  
17 Professional Standards Unit.

18 Q So, what you knew was that a shirt was  
19 siezed by Officer Graham, who gave it to Officer  
20 Bakema, who gave it to the Winnipeg Police?

21 A That's correct, sir.

22 Q Did you know anything else about it?

23 A I don't know anything else about it.

24 Q Other than the fact that it was an  
25 item that was taken from that truck and should

1 have been listed as an exhibit?

2 A That's correct, sir.

3 Q I'm going to ask you some questions  
4 now, sir, about your visit with Harry Bakema to  
5 the Sveinson residence. The Commission has heard  
6 evidence that on March 1st, 2005, you and Chief  
7 Bakema attended the Sveinson residence. And that  
8 would be the parents of Crystal Taman. And you  
9 spoke with the family to update them, sir, on the  
10 progress of the investigation. Do you recall  
11 that?

12 A I recall that visit, sir.

13 Q And could you tell the Commissioner  
14 about what happened that evening?

15 A I believe that was an afternoon, sir.  
16 And the reason was that we wanted to update them  
17 on the incident. A press release had been  
18 released. That morning I had sworn out the  
19 charges against Mr. Mordenzenk, and I advised  
20 Mr. Bakema that we should be speaking with the  
21 family prior to the media release.

22 Q So you wanted to speak to the family  
23 before anything went into the media. And what was  
24 the family told?

25 A Mr. Bakema spoke with the family. We

1 brought, I believe we brought the media release  
2 along with us. They were advised of the charges.  
3 I expressed my condolences to the family. And  
4 Mr. Bakema -- Mr. Bakema drove the conversation  
5 from there on.

6 Q So, apart from giving them your  
7 condolences, is it your position, sir, that you  
8 didn't say anything else to them?

9 A I didn't say anything else to them,  
10 no, sir, I don't recall saying anything else to  
11 them.

12 Q Why would you go? Why would you go  
13 see the family?

14 A I accompanied the Chief.

15 Q What was the Chief saying to them?

16 A I believe the Chief, I'm going by  
17 recollection here now, I believe the Chief told  
18 them who had been charged. I believe the Chief  
19 told them what the charges were. I don't recall  
20 what else he said.

21 Q Sir, we've heard evidence at this  
22 Commission, from the family members, that they  
23 certainly recall you being present, and the Chief  
24 of Police at the time being present, and talking  
25 to them. And they said they had lots of questions

1 for you. Do you recall any questions being put to  
2 you and Chief Bakema?

3 A There were probably questions put, but  
4 I don't recall questions put to me that I  
5 answered.

6 Q Could I conclude from what you are  
7 telling me, sir, that you may not recall what was  
8 said at the meeting at the Sveinson residence?

9 A I may not recall what exactly was  
10 said, no, sir.

11 Q And would you include in that lack of  
12 recollection things you yourself said to the  
13 Sveinson and Taman families?

14 A I don't recall saying very much to  
15 them, sir.

16 Q We've heard evidence, sir, that  
17 comments were made to the family, words to the  
18 effect like, "we got him"?

19 A That would not be me, sir.

20 Q Words to the effect like, "we got him,  
21 he refused," that there was even discussions about  
22 what they might expect as potential sentences in  
23 this case?

24 A I would not discuss a sentence with  
25 them, sir.

1 Q Well, are you indicating that it  
2 wasn't said, or raised, or that you don't recall,  
3 or that it was somebody else who was saying these  
4 things?

5 A I'm suggesting sir, that it was not me  
6 that said anything about a sentence.

7 Q What about expressing confidence in  
8 the police investigation up to that point?

9 A Only to the effect that the charges  
10 had been laid, because I'm the one who laid the  
11 charges.

12 Q Well, in your mind, the individual was  
13 charged with a refusal?

14 A That is correct, sir.

15 Q You knew that that was a charge, it  
16 was in the press release. Did you express to  
17 them, look, this is an easy charge to prove? He  
18 refused, we got him?

19 A I don't believe I said that, sir.

20 Q What about, look, there is no skid  
21 marks, he drove straight into the vehicle, a  
22 description of what happened?

23 A I wasn't at the scene, sir, I don't  
24 know that.

25 Q But you knew by that point what the

1 theory of the case was?

2 A Basically, yes.

3 Q Because this family has indicated to  
4 the Commission, sir, that they learned about this  
5 case during that visit, and they felt as though  
6 there was an expression of confidence in the  
7 strength of the case. And I take it, it is your  
8 unequivocal position that you had nothing to do  
9 with leaving them with that impression?

10 A I would agree with that, sir, in the  
11 sense that I did tell them, or I'm sure I told  
12 them, since I laid the charges, and that's an  
13 assumption of mine, I don't recall specifically,  
14 but I would have told them what the charges are.

15 Q I take it, sir, assuming an expression  
16 of confidence is given, that you recognized the  
17 potential that that would have to create  
18 expectations for this family? You have got the  
19 Chief of Police and the second in command from  
20 East St. Paul Police in your house days after you  
21 have lost a loved one. There is an expression of  
22 confidence. Now, I know that you are not going to  
23 necessarily agree with that happening, but you  
24 will agree with me, sir, that in those  
25 circumstances it is going to create an expectation

1 with these people?

2 A I would say so, yes.

3 Q And I take it, you would agree that it  
4 would also, if that expectation was not met, sir,  
5 or achieved, it would cause them tremendous  
6 suffering and confusion, because it is difficult  
7 to reconcile what the police are telling you with  
8 what you are actually experiencing?

9 A Absolutely.

10 Q So if that happens, sir, and I know  
11 that you are not going to necessarily recall or  
12 agree with me that you played any role in it, but  
13 if it did happen, you would agree with me, it  
14 ought not to have happened?

15 A It ought not to have happened.

16 Q Police officers shouldn't go to the  
17 residences of persons who are victims in a  
18 tragedy, and I'm not saying in all circumstances  
19 but generally speaking, they shouldn't go to the  
20 residences of persons involved in tragedies that  
21 are victims, and start expressing degrees of  
22 confidence and discussing potential outcomes in  
23 sentences?

24 A One ought not to, no.

25 Q But on the other hand, what the police

1 should do is take a compassionate approach and  
2 tell the family, look, these are the details that  
3 we have that we can disclose to you. Right?

4 A That's correct.

5 Q Because there are times in the course  
6 of a police officer's investigation where you just  
7 simply can't give all of the information you want.  
8 You agree with that, sir?

9 A I do agree, sir.

10 Q That may be as a result of, number  
11 one, not having the information to give; right?

12 A That's correct.

13 Q Or number two, having it but not being  
14 able to put it into the public realm to protect  
15 the case?

16 A That's correct, sir.

17 Q But you should try to be as  
18 compassionate as possible, and give the family as  
19 much information as you can about what is  
20 happening with the case, where you are, what the  
21 charges are, et cetera?

22 A That's correct.

23 Q Because it is not up to the police to  
24 create a paradigm of it is us and them, we are  
25 going to act for you, we have got him, is it?

1           A     No.  No, it is not.

2           Q     Now, sir, I want to ask you about a  
3 memo that was sent to Brian Kaplan, P-2.85.5, it  
4 is at page 2662.  I would like to enter it as an  
5 exhibit.  And I think you might have a document  
6 there that I haven't put in yet.

7           THE CLERK:  120.

8           MR. CLIFFORD:  And if the witness has  
9 a document that hasn't been entered yet, I will  
10 try to keep up.

11           (EXHIBIT 120:  E-1.23.o  Notice from  
12 East St. Paul Police to Brian Kaplan,  
13 March 1, 2005)

14           MR. CLIFFORD:  Am I current?

15           THE CLERK:  Yes.

16           MR. CLIFFORD:  Exhibit 120.

17           THE CLERK:  The exhibit report will be  
18 121.

19           MR. CLIFFORD:  That should be 121, the  
20 exhibit report, I didn't put it in when I was  
21 examining the witness, so it is now exhibit 121.

22           (EXHIBIT 121:  E-1.23.1, Exhibit  
23 report)

24           BY MR. CLIFFORD:

25           Q     Okay.  We are current on the exhibits.

1 You have got P-2.85.5, page 2662, which is exhibit  
2 120. Take a moment, sir, and examine that  
3 document? What is this, sir?

4 A That's a cover letter that goes with  
5 the Crown package.

6 Q And the date is?

7 A March 1st, 2005.

8 Q And it is addressed to Brian Kaplan?

9 A That is correct, yes.

10 Q And why are you sending this to Brian  
11 Kaplan?

12 A I believe that's who I was originally  
13 directed to send it to.

14 Q Did you know why?

15 A I believe he is the Director of  
16 Prosecutions.

17 Q And who are you saying directed you to  
18 send it to him?

19 A I believe it was -- I believe it was  
20 Martin Minuk, when I spoke with him. I'd have to  
21 check that.

22 Yes, it was at -- yeah, I was directed  
23 to send the -- and this is send this to Brian  
24 Kaplan's office, and I have the name Colleen  
25 Ireton. I take it that was his assistant.



1 him that you may still have further witnesses to  
2 interview in regard to liquor consumption of the  
3 accused prior to the collision. Now, we know that  
4 it is not the East St. Paul Police that is doing  
5 this, it is the Winnipeg Police Service?

6 A That is correct, yes.

7 Q And you tell him that you are also  
8 waiting on the RCMP traffic reconstruction or  
9 analyst report?

10 A That is correct, sir.

11 Q You are referring to these items  
12 because, in general, there is an obligation for  
13 the police to provide to the Crown Attorney,  
14 notes, reports, memoranda, witness statements, et  
15 cetera? You have to disclose this to the Crown  
16 Attorney?

17 A That is correct, sir.

18 Q You give the file to the Crown  
19 Attorney?

20 A That's correct, sir.

21 Q Because you are aware of the fact, of  
22 course, that the Crown Attorney has a requirement  
23 that they have to disclose documentation to the  
24 accused's counsel, or the accused themselves if  
25 they are unrepresented?

1           A     That is correct, sir.

2           Q     So you provide the Crown with all of  
3 the information you can, because you realize that  
4 there is a constitutional obligation upon the  
5 Crown to disclose the entire case, good, bad or  
6 otherwise, to the defence?

7           A     That is correct, sir.

8           Q     And you don't have the liberty of not  
9 putting things in the Crown package?

10          A     That is correct, sir.

11          Q     So if it is coming at a later stage,  
12 it has got to get to the Crown Attorney's office?

13          A     That is correct, sir.

14          Q     And that responsibility is incumbent  
15 upon the investigating officer?

16          A     That is correct, sir.

17          Q     Because if you are in day three of a  
18 trial, and a new disclosure comes out, and it is  
19 learned that that disclosure has been in the  
20 possession of the police, as opposed to the  
21 Crown's office, it falls on your shoulders?

22          A     That is correct.

23          Q     Now, with respect to notes, there is a  
24 requirement that notes be provided to the Crown  
25 and, thereafter, furnished to the accused or their

1 counsel?

2 A That is correct, sir.

3 Q Okay. Now, there are some documents  
4 that, I take it, you might be of the view have  
5 certain privilege, that they don't necessarily go  
6 any further than between the police and the Crown?  
7 There might be some working product between  
8 yourself and the Crown Attorney, your  
9 understanding is that either you or the Crown  
10 would hold on to that. But generally speaking,  
11 all police officer notes, reports, witness notes,  
12 reports, et cetera, documents, goes to the Crown  
13 for disclosure?

14 A Yes, sir.

15 Q Did that happen in this case?

16 A No, sir.

17 Q Whose notes didn't make it to the  
18 Crown?

19 A One set of notes that didn't make it  
20 to the Crown was notes of Mike Krawchuk. The  
21 other set of notes was a second set of notes that  
22 was discovered, and authored by Harry Bakema, that  
23 never made it to the Crown.

24 Q Okay. I will deal with Officer  
25 Krawchuk's first. What happened to those notes?

1 Why didn't they get to the Crown?

2 A I spoke with Officer Krawchuk.

3 Apparently, when I was going through the file, I  
4 noted that his notes were not there. I wanted to  
5 check on his involvement. I checked on his  
6 involvement. His involvement on the date of the  
7 incident was essentially traffic duty. And I had  
8 asked him to escort Mr. Harvey-Zenk to the  
9 washroom. He indicated to me he had turned his  
10 notes over to Harry Bakema and that Harry Bakema  
11 used those notes to craft his notes.

12 THE COMMISSIONER: I'm sorry, I missed  
13 the last part?

14 THE WITNESS: That Harry Bakema used  
15 Krawchuk's notes to craft some of his notes.

16 BY MR. CLIFFORD:

17 Q So the failure of the notes of Officer  
18 Krawchuk to be provided to the Crown, the  
19 explanation to you was, from him, was that he  
20 provided them to Harry Bakema?

21 A That's correct, sir.

22 Q And do you know what happened to them,  
23 from that, apart from the fact that you are saying  
24 that Harry Bakema used them for a certain purpose,  
25 but what happened to the actual physical notes?

1           A     I have no idea, sir.

2           Q     Did you ever find them?

3           A     No, I never did find them, and I got a  
4 new set from Mr. Krawchuk.

5           Q     Now, dealing now with the second set  
6 of notes that you referred to, you said there was  
7 a set of notes of Harry Bakema that didn't make it  
8 to the Crown for disclosure?

9           A     That's correct, sir.

10          Q     And before we get into the  
11 circumstances of that, I want to ask you about the  
12 mere concept of having a second set of notes.  
13 Oftentimes, police officers, you have your  
14 duty-book, and you create your duty-book  
15 chronologically, there is numbered pages, and you  
16 run through it. You will finish your duty-book  
17 and then you start another one. In a case, if it  
18 is a long case, you might have two sets of notes.  
19 You might have duty-book one and duty-book two,  
20 and duty-book three. If it is a long case, you  
21 may fill up more than one book, or go from one  
22 book to the other?

23          A     That's correct.

24          Q     Is that what you are talking about two  
25 sets of notes?

1 A No, sir.

2 Q What do you mean?

3 A Two sets of notes in the same  
4 note-book but in different locations.

5 Q For different time entries?

6 A They were not similar in nature as far  
7 as time entries.

8 Q Okay. So there is two --

9 A I'm sorry --

10 Q -- two sets?

11 A Two sets of notes.

12 Q Okay. Two entries of Harry Bakema's  
13 in a notebook?

14 A Two separate entries in separate areas  
15 of the notebook.

16 Q And you determined that only one of  
17 them made it to the Crown for disclosure?

18 A That is correct, sir.

19 Q How did you determine that?

20 A When I was going through Harry  
21 Bakema's notebook, when he was no longer with our  
22 department, actually, he was requested to turn his  
23 notebook in to the municipal lawyer. He did. I  
24 picked up the notebooks. I started going through  
25 the notebook, and noted that there were two --

1 that there was a set of notes that had never been  
2 submitted with the file.

3 Q And did you take steps to disclose  
4 that to the Crown?

5 A Yes, I did.

6 Q And we will come back to that, sir.

7 A Yes, sir.

8 Q The other thing that the memorandum to  
9 Brian Kaplan suggests, sir, is that as of  
10 March 1st, 2005, you seem to be presenting  
11 yourself to Brian Kaplan as the investigating  
12 officer?

13 A Yes.

14 Q Would you agree that you might be  
15 creating the expectation, or the impression that  
16 you are the investigating officer?

17 A That may have created that expectation  
18 or, you know, yes.

19 Q And in fact, as you've indicated  
20 earlier, that question was very much up in the air  
21 in terms of who should have been doing what they  
22 should have been doing?

23 A Yes, sir.

24 Q I want to ask you now, sir, about  
25 technical accident reports, TARs, traffic accident

1 reports, pardon me.

2 A Yes.

3 Q When you get involved in a traffic  
4 accident in the Province of Manitoba, I take it,  
5 in certain circumstances you have got seven days  
6 to get in and fill out a traffic accident report?

7 A That is correct, sir.

8 Q And you can fill in that traffic  
9 accident report, I take it, in -- is it any police  
10 station in the province?

11 A Pretty well any police station in the  
12 province, yes, sir.

13 Q Now, we've heard much in this  
14 Commission about traffic accident reports, and the  
15 reasons for Derek Harvey-Zenk, for being brought  
16 to the station. And one of the reasons that was  
17 suggested was to do a traffic accident report. I  
18 take it you are aware of that?

19 A I'm aware of that, sir.

20 Q In fact, you made reference to it and  
21 reviewed it in documentation?

22 A Yes, sir.

23 Q Now, people are not normally taken  
24 away from the scene of an accident, and detained  
25 in the back of a police car, and taken to the

1 police station for the purpose of preparing a  
2 traffic accident report?

3 A Not normally, sir.

4 Q No. You don't have the authority to  
5 do that, do you?

6 A No, sir.

7 Q And moreover, it is just not the  
8 practice, is it?

9 A No, sir.

10 Q Somebody is at the scene of an  
11 accident, and you don't have any reason to detain  
12 them, and you say, look, you have got to fill out  
13 a traffic accident report, and they say yeah, I  
14 will be back in six days to fill it out, where do  
15 you want me to go? That's the end of the  
16 discussion, right? You can't make them go. You  
17 can't take them for the purpose of doing it, can  
18 you?

19 A Not against their will, no, sir.

20 Q We've heard that, again, evidence  
21 centering on that issue over whether Derek  
22 Harvey-Zenk was brought to the East St. Paul  
23 Police under the pretext of filling out one of  
24 these reports. Ultimately, on February 25th, was  
25 it ever filled out?

1           A     No, sir.

2           Q     Subsequent to February 25th, did it  
3 get filled out?

4           A     Yes, it did, sir.

5           Q     And I want to ask you some questions  
6 about that, sir. I understood that you received a  
7 telephone call asking some questions about the  
8 completion of the traffic accident report?

9           A     What -- can you reference me as to  
10 what date?

11          Q     The information that we have, sir, is  
12 that on March 16th, 2005, you received an inquiry  
13 about the completion of a traffic accident report  
14 by Derek Harvey-Zenk?

15          A     That is correct, sir.

16          Q     Who calls you, sir?

17          A     Katherine Bueti.

18          Q     And who is that person?

19          A     I believe she works with Gindin,  
20 Wolson, Simmonds.

21          Q     So you understood her to work for a  
22 law firm?

23          A     That's correct, sir, yes.

24          Q     And what did she want?

25          A     She called to advise that, in speaking

1 with Richard Wolson, they would like to have a  
2 copy of the police report forwarded to them prior  
3 to completing a traffic accident report.

4 Q So you understood that there was a  
5 request made for you to furnish the police report  
6 to Derek Harvey-Zenk before he filled out the  
7 traffic accident report?

8 A For a copy of the police report to  
9 the -- to, I believe, Ms. Bueti, not to Derek  
10 Harvey-Zenk.

11 Q That was counsel for Derek  
12 Harvey-Zenk?

13 A Yes. Yes, sir, that's correct.

14 Q So have I got this right, sir, they  
15 wanted a copy of the police report prior to  
16 completing the traffic accident report?

17 A That is correct, sir.

18 Q Well, that's not the way it works, is  
19 it?

20 A No, sir.

21 Q And what was your response?

22 A I advised that a traffic accident  
23 report is required within seven days, and that  
24 they could obtain a copy of the police report from  
25 Prosecutor Marty Minuk.

1 Q Well, he is beyond the seven days at  
2 that point?

3 A Yes, it is beyond the seven days, yes.

4 Q Is it an offence to fail to fill out a  
5 traffic accident report in seven days?

6 A It is an offence to fail to fill out a  
7 traffic accident report after the seven days.

8 Q Did you lay those charges?

9 A No, I didn't lay those charges, sir.

10 Q Do you ever lay those charges?

11 A Rarely. Rarely. We usually give  
12 everybody an opportunity to come in to fill out  
13 the traffic accident report before we lay those  
14 charges.

15 Q So you responded by indicating to  
16 Ms. Bueti that this was supposed to have been done  
17 within seven days?

18 A That's correct.

19 Q And what else did you say?

20 A That as far as the police report, she  
21 could obtain a copy from Marty Minuk.

22 Q The disclosure process is that you  
23 give the file to the Crown, and the Crown  
24 discloses it to the defence?

25 A That's correct.

1 Q Am I correct in that?

2 A That's correct, sir.

3 Q It is not the standard, I take it, or  
4 accepted practice that the police would give  
5 disclosure directly to an accused or their lawyer?

6 A No, sir.

7 Q It is done through the Crown?

8 A It is done through the Crown.

9 Q And careful track is kept of what  
10 documents are disclosed, and when?

11 A That's correct, sir.

12 Q Did you give any advice with respect  
13 to whether Mr. Harvey-Zenk should get into the  
14 East St. Paul Police Station to do what he was  
15 supposed to do within seven days?

16 A Other than telling Ms. Bueti that a  
17 traffic accident report is required from him, we  
18 wanted a traffic accident report.

19 Q Did you follow up with Mr. Minuk about  
20 the request that was made?

21 A Yes, I did.

22 Q Now, I would like to give the witness  
23 document P-2.85.6?

24 You have got P-2.85.6, found at 2663  
25 of our disclosure. It is correspondence, sir.

1 And according to our knowledge, this is a fax, it  
2 is from Mr. Minuk, it is dealing with this issue  
3 of the traffic accident report. And we understand  
4 that you received a copy of this?

5 A That is correct.

6 Q So you raised the issue that there was  
7 a request made for Derek Harvey-Zenk to get a copy  
8 of the police report before filling out the  
9 traffic accident report, with the Crown?

10 A Yes.

11 Q What was Mr. Minuk's reaction to that?

12 A He called me and said they will not be  
13 giving disclosure until all of the material was  
14 in.

15 Q Okay. So what you understood was that  
16 until all of the material from the police is  
17 provided to the Crown, there wouldn't be  
18 disclosure to the defence?

19 A That's correct.

20 Q In other words, I take it part of that  
21 disclosure would be a completed traffic accident  
22 report by Derek Harvey-Zenk?

23 A That's correct, sir.

24 Q And we can see in the correspondence  
25 that you have with you that, in fact, Mr. Minuk is

1 suggesting to Harvey-Zenk's counsel that he comply  
2 with the requirements of the Highway Traffic Act?

3 A That is correct, sir.

4 MR. CLIFFORD: And if that could be  
5 entered as the next exhibit?

6 THE CLERK: Exhibit 122.

7 (EXHIBIT 122: P-2.85.6 Letter from  
8 Aikins McAulay to Sergeant Carter,  
9 March 17, 2005)

10 BY MR. CLIFFORD:

11 Q And in fact, sir, does Derek  
12 Harvey-Zenk subsequently come in after this  
13 exchange and comply with the Highway Traffic Act?

14 A He does, sir.

15 Q When does he come in, sir?

16 A He comes in on March 30th at 11:20 in  
17 the morning.

18 Q Now, if somebody hadn't come in for 35  
19 days following an accident, is this typically a  
20 period of time that would prompt you to lay a  
21 charge under the Highway Traffic Act?

22 A Typically, we didn't lay a charge for  
23 anybody under the Highway Traffic Act unless they  
24 absolutely refused to come in. We gave just about  
25 everybody as much leeway as possible to come in,

1 you know, and fill out a traffic accident report.

2 Q What can you tell me, sir, about the  
3 process of taking the traffic accident report from  
4 Derek Harvey-Zenk?

5 A A traffic accident report is a  
6 preprinted report. There is a -- page 1 contains,  
7 you know, fill in the blank information in regards  
8 to drivers, vehicles. Page 2 contains statements  
9 that drivers will fill out. And then on the edge  
10 of the traffic accident report, there is scoring  
11 boxes. And these are for statistical purposes for  
12 the Province of Manitoba. And we score these  
13 things using a -- there is a score card, an  
14 overlay score card that we put over top of the  
15 accident report to score the accident. This would  
16 be accident configurations, location, and so on  
17 and so forth. Those would be what is scored.

18 Q And were you asking him questions when  
19 he came in to fill out the traffic accident  
20 report?

21 A That's correct, yes.

22 Q And would he answer any of the  
23 questions that you put to him in order to score  
24 the traffic accident report?

25 A Not in order to score them, sir.

1 Q What did he tell you, sir?

2 A He advised -- he refused to answer any  
3 questions that required scoring the accident  
4 report, and had advised me that he had done  
5 hundreds of those reports, and the questions that  
6 I was asking -- the scoring questions were  
7 redundant and we could get that information from  
8 the police report.

9 Q So he told you that he -- sorry,  
10 Mr. Commissioner?

11 THE COMMISSIONER: That's the last  
12 question, I think we will break whenever you want.

13 MR. CLIFFORD: Okay.

14 THE COMMISSIONER: Would you like to  
15 do it now or would you like to finish?

16 MR. CLIFFORD: With your permission,  
17 sir, I will finish by putting in the traffic  
18 accident report as an exhibit and then move to  
19 another line of questioning. Maybe another  
20 minute?

21 THE COMMISSIONER: Yes.

22 BY MR. CLIFFORD:

23 Q He is telling you, sir, that he has  
24 done hundreds of these reports, and the questions  
25 that you are putting to him, in his view, are

1 redundant?

2 A That's correct, sir.

3 Q And if you want the information that  
4 you are asking him about, you can get it from your  
5 own police reports?

6 A That's correct, sir.

7 Q Did you press him on it?

8 A No. At that point in time he wasn't  
9 prepared to give me any answers for the scoring  
10 portion of it, and I didn't press him any further  
11 for that then.

12 Q I take it, sir, that you had a  
13 reasonable expectation that that would be the  
14 case, that he wasn't going to be answering too  
15 many questions for you?

16 A I -- yes, I did.

17 Q And, sir, we can just conclude before  
18 the break, I'm going to ask you, sir, about  
19 exhibit 70, if you could be shown that document?  
20 If you turn to page 501 in that document, sir, we  
21 see boxes filled out, statement of driver of  
22 vehicle 3. Is this the statement that Derek  
23 Harvey-Zenk gave?

24 A That's correct, sir.

25 Q And what he indicated to you, sir, is

1 that:

2 "On February 25th, 2005, at  
3 approximately 7:00 a.m., I became  
4 involved in a collision on..."

5 What is this word, sir?

6 A Lagimodiere.

7 Q "...Lagimodiere. I was wearing my  
8 seat belt at the time, my air bag  
9 deployed. As result of the collision,  
10 I sustained a bloody nose and a cut to  
11 the inside of my lip."

12 And that is the sum total of the traffic accident  
13 report filled out by Derek Harvey-Zenk?

14 A That's correct.

15 Q Did you ask for additional details?

16 A Those are all of the details he would  
17 provide to me, sir.

18 Q The details of the vehicle of driver 3  
19 is, I became involved in a collision?

20 A That's correct, sir.

21 MR. CLIFFORD: This would be an  
22 opportune time to break, Mr. Commissioner.

23 THE COMMISSIONER: Thank you. Would  
24 you get me that exhibit and I will look at it?

25 THE CLERK: All rise. This Commission

1 of Inquiry is now recessed.

2 THE COMMISSIONER: 15 minutes.

3 (Proceedings recessed at 3:33 p.m. and  
4 reconvened at 3:48 p.m.)

5 THE CLERK: All rise, please. This  
6 Commission of Inquiry is now open. Please be  
7 seated.

8 BY MR. CLIFFORD:

9 Q Sir, I want to, before asking you just  
10 one further question on the traffic accident  
11 report, deal quickly with an issue that was raised  
12 with me during the break, and that is in relation  
13 to the notes of Officer Bakema and Krawchuk that  
14 did not go to Crown counsel for disclosure. And I  
15 understand, sir, that once you detected that, that  
16 you took steps and you did provide it?

17 A Yes, I did, sir.

18 Q And that's in connection with both  
19 sets of notes that you furnished, both Officer  
20 Bakema's and Krawchuk's notes, once you learned  
21 about the fact that the Crown didn't get them?

22 A That is correct, sir.

23 Q Okay. Now, during -- just before the  
24 break we looked at the traffic accident report,  
25 exhibit 70. And exhibit 70 is described as the --

1 it refers to Kathy Beattie, but, in fact, it is  
2 the traffic accident report as well of Derek  
3 Harvey-Zenk. Could you go again to page 501? At  
4 the bottom of 501, there is a box, police  
5 comments. And we see that that box is filled out.  
6 Is that your handwriting, sir?

7 A It appears to be, yes.

8 Q And when did you fill that out?

9 A It would have been filled out, I would  
10 suggest, on the day, or shortly thereafter, on the  
11 day that Mr. Harveymordenzenk attended for his  
12 traffic accident report.

13 Q And in terms of the statement of the  
14 driver of vehicle 3, is that his handwriting or  
15 yours?

16 A That's my handwriting.

17 Q So you record what he indicated to  
18 you?

19 A Yes, he dictates and I write it down.

20 Q Did you record it verbatim?

21 A Yes, I believe so.

22 Q Gave him an opportunity to look at it?

23 A Yes.

24 Q And after he had that opportunity, he  
25 signed it?

1           A     He signed it.

2           Q     Moving now from the traffic accident  
3 report, sir, I want to ask you about another  
4 investigative strategy that police officers will  
5 use. And do you agree with me, sir, that  
6 oftentimes when police officers deal with  
7 witnesses in their interviews with them, they will  
8 confront them with information they've received  
9 from other witnesses?

10          A     Yes.

11          Q     So, for instance, if a witness tells  
12 you something and it doesn't sit well with you,  
13 and you know that you are in possession of  
14 information that you can challenge the witness  
15 with, you can say, for instance, look, I don't buy  
16 that because I learned from so and so that in fact  
17 this was the case. And you put it to them.  
18 Agreed?

19          A     I agree.

20          Q     It is an age old police investigative  
21 technique?

22          A     Yes, sir.

23          Q     I'm not going to buy that because  
24 Johnny down the hall is talking to officer so and  
25 so, and he just told me that you did it. You play

1 off what other people are telling you?

2 A Yes, sir.

3 Q And it can be very effective, can't  
4 it?

5 A Sometimes it can be, sir.

6 Q Now, in this case, when did you first  
7 make contact with the paramedics who were at the  
8 scene?

9 A On March -- on March 23rd at 11:30.

10 Q This is almost a month after the  
11 incident occurs?

12 A That's correct, sir.

13 Q Did it not occur to you that the  
14 paramedics' information could be very helpful in  
15 the examination of the Winnipeg Police Officers  
16 who were with Derek Harvey-Zenk the night before  
17 or the night of?

18 A Yes, it could be helpful.

19 Q The reason for that is, prior to you  
20 dealing with them personally, you were aware of  
21 the fact that they indicated that they detected an  
22 odour of alcohol at the scene; is that right?

23 A Yes, I believe at some time before  
24 that, yes.

25 Q Yeah. Early, I take it, in the

1 investigation, you would have been aware of the  
2 fact, would you not, that the paramedics detected  
3 an odour of alcohol?

4 A I'm not sure how early in the  
5 investigation you may be referring to, sir?

6 Q Within a week?

7 A Probably, yes.

8 Q So if you probably knew that within a  
9 week, certainly, I take it within two weeks you  
10 would have been aware of the fact that paramedics  
11 detected an odour of alcohol?

12 A Um-hum.

13 Q Are we in agreement on that?

14 A Yes.

15 Q What is the delay from February 25th  
16 to March 23rd, to follow up with paramedics?

17 A From February 25th to March 1st, I had  
18 no idea who was going to take charge of the  
19 investigation and the follow-up. From March 1st  
20 on, that is when I took it upon myself to do that.  
21 So, yes, we had a period of three weeks there,  
22 sir.

23 Q You had a period of the whole month,  
24 from March 1st to March 29th -- or March 24th, I  
25 apologize, sir, just over three weeks?

1           A     Yes.

2           Q     That's the period where --

3           A     Yes.

4           Q     -- in March nothing is happening with  
5 the issue of the paramedics.

6                     Now, are the Winnipeg Police Officers  
7 that are in charge of conducting the interviews of  
8 the Winnipeg Police Service Officers, are they  
9 contacting you and asking you information about  
10 the paramedics?

11          A     No, I don't believe the Winnipeg  
12 Police called me on that.

13          Q     Do you know whether they were getting  
14 in touch with Harry Bakema and looking for  
15 information from the paramedics?

16          A     I have no idea, sir.

17          Q     Now, you personally deal with Ted  
18 Rosser, and you also have contact with Rolland  
19 Fontaine?

20          A     I don't personally deal with Ted  
21 Rosser, sir.

22          Q     Just one moment. You've indicated in  
23 your report, on March 24th, that you received a  
24 witness statement taken by Chief Bakema?

25          A     Yes.

1 Q That statement was taken from Ted  
2 Rosser, and you reviewed that statement?

3 A Yes.

4 Q All right. So you didn't actually  
5 conduct the interview, but as of the 24th, you had  
6 it and you reviewed it?

7 A That's correct, sir.

8 Q And, of course, in your review of that  
9 statement you learn that, when Rosser was spoken  
10 to, he indicated that he dealt with Harvey-Zenk  
11 and he detected a strong, but noticeable smell of  
12 liquor from the male?

13 A That's correct, sir.

14 Q Now, we've heard from Rolland  
15 Fontaine, and he referred to his statement that he  
16 provided to the police and it is directed to you.  
17 It says, "attention Norm." Do you recall  
18 receiving his fax?

19 A Yes.

20 Q And I take it that you spoke to him as  
21 well, did you not, in order to get him to send you  
22 a fax?

23 A I believe so, yes.

24 Q And he would have told you, and he has  
25 told the Commission this, that he gave you the

1 description that upon opening the vehicle door, he  
2 immediately noted an odour of liquor?

3 A That is correct.

4 Q Now, these pieces of information are  
5 obviously helpful to the case. Do you agree with  
6 that, sir?

7 A Yes, I do.

8 Q And certainly they are consistent with  
9 the observations that you are making later in  
10 that -- later that morning at the police station?

11 A That is correct, sir.

12 Q Now, there is no doubt, sir, I take it  
13 you will agree with me, that the information that  
14 you had become aware of from the paramedics -- and  
15 you've indicated, sir, that you learned about this  
16 early in the investigation, you follow up with it  
17 and it is confirmed on the 24th, with Rosser, and  
18 on the 29th, respectively, with Fontaine, that it  
19 is helpful to you in the investigation. But, sir,  
20 going back to an investigative strategy, do you  
21 not agree, sir, that this information could have  
22 been very valuable to the Winnipeg police officers  
23 when they were conducting the interviews of the  
24 police members?

25 A Yes.

1           Q     There is no doubt about that in your  
2 mind, is there?

3           A     No, that's valuable.

4           Q     Because if a police officer was  
5 saying, look, I don't know what Derek Harvey-Zenk  
6 drank, I didn't see him drinking very much, or if  
7 they were suggesting that he was not intoxicated,  
8 the Winnipeg Professional Standards Officers could  
9 have said, well, look, we have got evidence from  
10 paramedics who dealt with him after 7:00 o'clock  
11 in the morning and detected a strong, but  
12 noticeable smell of liquor from him. We have  
13 another paramedic who indicated that upon opening  
14 his vehicle door, he immediately noted an odour of  
15 alcohol. In other words, you can soften a witness  
16 with information that you have. And I'm going to  
17 suggest to you, sir, that the Winnipeg Police  
18 Service, they were asking the East St. Paul Police  
19 for such information?

20          A     I don't recall getting a request from  
21 them personally for that information.

22          Q     Sir, on March 16th, 2005, according to  
23 your narrative report, you received a message to  
24 contact Roger Girard of the Winnipeg Professional  
25 Standards Unit. And according to your narrative

1 report, you actually had a conversation with him  
2 on that day?

3 A That is correct, sir, yes.

4 Q Do you not recall whether he raised  
5 the issue, sir, of the paramedics at that point?

6 A No, I don't recall whether he raised  
7 the issue of paramedics at that point, sir.

8 Q Do you agree with me, sir, that what  
9 this demonstrates is that if work is going to be  
10 done by an outside police force, whether it is  
11 appropriate or not, but if it is going to be done  
12 by an outside police force, it needs to be  
13 coordinated properly?

14 A I agree, sir.

15 Q There has to be open lines of  
16 communication, agreed?

17 A I agree sir, yes.

18 Q There should be a simultaneous  
19 approach to dealing with issues, in other words, a  
20 multi-layered approach, that if the Winnipeg  
21 Police Service is going to interview officers, if  
22 you can give them information that will help in  
23 those interviews, you should try to get that  
24 information and get it to them. And there should  
25 be a dialogue or a strategy in place to make sure

1 that happens. Are we agreed on that?

2 A We are in agreement, sir, yes.

3 Q And can we agree that didn't happen,  
4 in this case, on this issue?

5 A No, sir, it did not.

6 Q Now, with respect to the paramedics'  
7 odour, where did you learn of this, sir? What was  
8 the source?

9 A In regard to Rolland Fontaine, from  
10 his statement.

11 Q Originally within -- I'm talking about  
12 after February 25th, 2005, what was the source of  
13 you learning about the odour of alcohol from  
14 paramedics? Do you recall?

15 A I don't recall. I don't recall, sir.

16 Q You don't have it noted, sir, in your  
17 rough notes, your duty-book notes, or in your  
18 investigative or incident report, do you?

19 A No, sir, I don't.

20 Q I take it you agree that that is  
21 something that should have been done? It should  
22 have been recorded?

23 A Yes. Yes, absolutely.

24 Q Sir, I want to ask you now about a  
25 meeting that you had with Mr. Minuk on

1 February 24th, 2006?

2 A Yes, sir.

3 MR. CLIFFORD: Madam clerk, could you  
4 pull a document, please, E-1.23.o? If you can  
5 show that to the witness, please?

6 BY MR. CLIFFORD:

7 Q Sir, do you recognize this is  
8 correspondence dated April 25th, 2006?

9 A Yes, I do.

10 Q Forwarded by you, it is created by you  
11 and forwarded by you the day after, April 26th, to  
12 Mr. Minuk?

13 A That's correct, sir.

14 Q In that correspondence, sir, you refer  
15 to a meeting with Mr. Minuk of February 24th,  
16 2006. And I'm going to come back to the  
17 correspondence and the reason it was created, et  
18 cetera. But just on the meeting of February 24th,  
19 2006, why was that meeting planned?

20 A That meeting was to go over the file.  
21 It was the first meeting I had with him.

22 Q So, we are at the 24th of February,  
23 2006. This is your first face-to-face meeting  
24 with Mr. Minuk?

25 A That is correct, sir.

1           Q     You had obviously had contact with him  
2 prior to that, because you were discussing certain  
3 issues, you are dealing with disclosure issues and  
4 other matters that would typically be addressed by  
5 the investigating officer and the Crown assigned  
6 to a case?

7           A     Yes, sir.

8           Q     And, in fact, you had previously  
9 received correspondence from Mr. Minuk, did you  
10 not, in December of 2005?

11          A     Yes, I believe so.

12                 MR. CLIFFORD: And Madam clerk, could  
13 you provide the witness, please, with a document  
14 R-1, tab 91.7, page 3125?

15 BY MR. CLIFFORD:

16          Q     Do you recognize that document, sir,  
17 the correspondence addressed to you,  
18 December 20th, 2005?

19          A     Yes, I do.

20                 MR. CLIFFORD: Madam clerk, let's get  
21 the April 25th correspondence entered as an  
22 exhibit now. And we will put in this December 20,  
23 2005 letter as the following exhibit.

24                 THE CLERK: So we will go 123.

25                 MR. CLIFFORD: 123 and 124.

1 (EXHIBIT 123: E-1.23.o, Report to  
2 Marty Minuk and covering letter,  
3 including Sergeant Carter's narrative)  
4 (EXHIBIT 124: R-1.91.7 Photocopy of  
5 letter from Mr. Minuk to Sergeant  
6 Carter, December 20, 2005)

7 BY MR. CLIFFORD:

8 Q Looking at exhibit 124, the  
9 correspondence of December 20th, 2005, R-1, tab  
10 91.7, page 3125. We can see here that Mr. Minuk  
11 is corresponding with you and he wants you to  
12 address certain issues in the case. Do you see  
13 that, sir?

14 A I see that.

15 Q So this is well in advance of your  
16 February 24th, 2006 meeting, Mr. Minuk is raising  
17 certain issues with you.

18 Now, in this correspondence, sir, of  
19 December 20th, 2005, Crown counsel, Mr. Minuk, is  
20 following up with you, and he is giving you some  
21 very clear advice, I would suggest, or guidance.  
22 He wants to know whether a warrant to seize  
23 records of Branigan's Restaurant was ever  
24 obtained. Do you see that, sir?

25 A I see that, sir.

1           Q     He says:  
2                   "Very clearly, in addition, I do not  
3                   know whether or not a warrant to seize  
4                   the records of Branigan's Restaurant  
5                   for February 25th, 2005, was ever  
6                   obtained for the purpose of  
7                   determining whether or not Mr. Zenk  
8                   did use his credit card for purchases  
9                   at this restaurant."

10          And he goes on at the bottom of the first page of  
11          the correspondence indicating that it would seem  
12          the most efficient way to resolve this issue would  
13          be by the execution of a search warrant for that  
14          record on Branigan's for the date in question,  
15          which easily may be identified through their  
16          computer system. And he finishes the direction.

17                   So, prior to the meeting on  
18          February 24th, Mr. Minuk is raising the issue with  
19          you on the search warrants. He is also telling  
20          you that he wants certain things from you. He  
21          wants the report prepared by Chris Blandford, the  
22          traffic analyst. Do you see that, sir?

23                 A     I see that.

24                 Q     He wants you to give him the paramedic  
25          report as well?

1           A     That's correct.

2           Q     And he wants the statement of the  
3 witness, Kathy Beattie?

4           A     Yes, sir.

5           Q     So what is clear here, I would suggest  
6 to you, sir, is that Mr. Minuk is looking at this  
7 case from a view to an upcoming meeting, and he is  
8 determining, okay, these are the things I need,  
9 these are the things that I would like my  
10 investigating officer to do. And he is giving you  
11 what I would suggest is very clear direction?

12          A     Yes, sir.

13          Q     Now, you do go to that meeting on  
14 February 24th. And our understanding is that  
15 there is no further correspondence from Mr. Minuk  
16 to you, nor do you correspond back to him, prior  
17 to going to the February 24th, 2006 meeting?

18          A     I don't believe so, sir.

19          Q     Now, while you are at that meeting, I  
20 understand, sir, that you met with him and you  
21 discussed the case with him?

22          A     That's correct, sir.

23          Q     And I'm referring to exhibit 123,  
24 that's your correspondence of April 25th, 2006.  
25 And in fact, at page 507 you give a description, a

1 brief description of what takes place during that  
2 meeting. And, sir, one of the things you've  
3 indicated in your correspondence to Mr. Minuk,  
4 when you describe that meeting, is you say:

5 "On February 24th, 2006, we did meet  
6 and discuss the case. At this time I  
7 had no knowledge that there were any  
8 serious issues in regard to this  
9 investigation, other than the time it  
10 took from the time of detention of the  
11 accused to the time of the arrest and  
12 charter, which was brought up by you."

13 MR. McDONALD: To you.

14 MR. CLIFFORD: "...which was brought  
15 up to you."

16 BY MR. CLIFFORD:

17 Q And does that, sir, describe that  
18 issue accurately, that you and he were discussing  
19 the case and Mr. Minuk brought up the charter  
20 issue, he raised it to you?

21 A No, I raised it to him.

22 Q Okay. You recognized this issue from  
23 the outset?

24 A Yes.

25 Q You raised it in the course of the

1 meeting with him?

2 A Yes.

3 Q I take it he is aware of this issue,  
4 without you bringing it up to him?

5 A I don't know.

6 Q Did he say anything to you in the  
7 meeting?

8 A We just simply discussed -- he felt,  
9 he felt and expressed that the charter issue would  
10 be something that he would deal with.

11 Q What do you mean by that? He stressed  
12 that the charter issue was --

13 A Not stressed, he said, sorry, did I  
14 say stressed?

15 MR. McDONALD: You said expressed.

16 THE WITNESS: Expressed, sorry, that  
17 what I felt was a serious charter breach issue, he  
18 would deal with.

19 BY MR. CLIFFORD:

20 Q So you are telling the prosecutor that  
21 you feel as though there is a serious charter  
22 breach issue?

23 A Yes.

24 Q And he is expressing to you that he  
25 will deal with it as the case proceeds?

1           A     That's correct, sir.

2           Q     You also indicated here that you  
3 discussed Chief Bakema's role as senior officer on  
4 scene. What was that discussion?

5           A     That discussion was who was in charge  
6 of the scene, who was at the scene, who was doing  
7 what.

8           Q     Was he concerned about who was doing  
9 what at the scene?

10          A     We talked about it a little bit. I  
11 don't know if he was concerned.

12          Q     Now, as of February 22nd, 2006, I  
13 understand that Chief Bakema was no longer with  
14 the East St. Paul Police?

15          A     That's correct, sir.

16          Q     Did that come up in your conversation?

17          A     I believe it did, sir.

18          Q     And can you tell us about that?

19          A     There wasn't much conversation in that  
20 regard, other than he was no longer with the  
21 department and that he was -- he was the senior  
22 officer on scene.

23          Q     What was your impression in terms of  
24 Mr. Minuk's ability to handle the serious charter  
25 issue that you discussed with him?

1           A     Mr. Minuk had said that he would deal  
2     with it as the case progressed. I was -- I didn't  
3     really have thoughts about it, other than that was  
4     presented to him, and it was now in his hands.

5           Q     Did you have general conversation  
6     about the strength or weakness of the case?

7           A     Usually, my first meeting with any  
8     Crown prosecutor, that's what we will discuss,  
9     whatever I feel is maybe deficient, or any  
10    problems we may have with the case. And this was  
11    one of the things I talked about.

12          Q     So when you raised what you thought  
13    was the serious charter issue, you were, I take  
14    it, quite clear with Mr. Minuk that it centred  
15    around the issue of the delay that you've told us  
16    about already?

17          A     Yes, sir.

18          Q     And I take it Mr. Minuk was quite  
19    attentive to what you were telling him. And did  
20    he agree with you, sir, that it was -- it had the  
21    potential to be a serious charter violation?

22          A     I don't think he made that comment to  
23    me, sir. He was certainly attentive to what I was  
24    saying, but he didn't make a comment as to any  
25    agreement whether it was a serious charter issue.

1           Q     Did you discuss with him potential  
2 outcomes of the case?

3           A     Only -- I asked him one question in  
4 regards -- not in regards to the charter issue, I  
5 asked him one question in regards to the possible  
6 outcome of the case.

7           Q     What was the question?

8           A     I asked him if Mr. Harveymordenzenk  
9 would get jail time.

10          Q     And what was the answer?

11          A     He said, in cases like this, it is  
12 unlikely he would get jail time. That he was, you  
13 know, he was a police officer, normally of good  
14 character, and it is unlikely that jail time would  
15 result as a result of this.

16          Q     So, on February 24th, 2006, in your  
17 first meeting with Crown counsel, you are being  
18 advised, as the investigating officer, that the  
19 prosecutor felt that it was unlikely he would get  
20 jail time?

21          A     That's correct, sir.

22          Q     Were there any further discussions  
23 about the potential outcome of the case?

24          A     No, sir, not that I recall.

25          Q     Did you get into detail with him about

1 the serious charter breach?

2 A No, sir.

3 Q Did you discuss who the officers  
4 involved were?

5 A Yes, I believe so, yes.

6 Q Did you tell him that Jason Woychuk  
7 was the officer that did the transport?

8 A I can't recall that, if I said that to  
9 him, sir.

10 Q If you are discussing a potential  
11 charter breach, this is you as the investigating  
12 officer, and Crown counsel has carriage of the  
13 case, I take it you would have tried to determine,  
14 in the course of that conversation, who is  
15 actually responsible for the breach and how it  
16 occurred?

17 A We didn't get that far into the  
18 discussion, sir.

19 Q How long was the meeting?

20 A Maybe, and I'm just guessing at this,  
21 sir, maybe three quarters of an hour, maybe half  
22 an hour. It wasn't a terribly long meeting we  
23 had.

24 Q Well, if it is 30 or 45 minutes, you  
25 have discussed the potential outcome, you put a

1 question to him and you got the answer. You  
2 discussed the charter breach. What else did you  
3 discuss?

4 A He spent part of the time making  
5 copies, leaving the room and having somebody make  
6 copies of, I believe some disks, or his I.T.  
7 person, he went to see him for a while to get  
8 copies made. And essentially that was the  
9 meeting, sir.

10 Q Sir, is it not the case that as of  
11 February 24th, 2006, there had been rumours  
12 floating around the East St. Paul Police  
13 Department that Constable Woychuk was going to  
14 take the brunt of the charter violation in court?

15 A Yes.

16 Q Due to the delay in the arrest?

17 A Yes, there was, yes.

18 Q I take it you would have raised that  
19 with Mr. Minuk, that even in your own police  
20 detachment there, the officers felt that Jason  
21 Woychuk was going to take the brunt of it once the  
22 thing got to court?

23 A Yeah, that probably would have been  
24 raised, yes, sir.

25 Q Now, I note in your report to

1 Mr. Minuk at page 507, you do in fact even state  
2 that to him in the report? It is at page 507, the  
3 third paragraph down. You are telling him about  
4 these rumours floating around the East St. Paul  
5 Police Department about Woychuk going to be taking  
6 the brunt of it in court on the charter violation,  
7 but you indicate further to Mr. Minuk that that is  
8 owing to the actions of Chief Bakema and Constable  
9 Graham?

10 A Yes.

11 Q Did you raise that with Mr. Minuk?

12 A At that meeting?

13 Q Yes?

14 A I may have. I don't know. I don't  
15 recall, sir.

16 Q Did you take any notes at all of your  
17 meeting?

18 A I didn't take any notes of that  
19 meeting, sir.

20 Q And apart from whether you discussed  
21 with Mr. Minuk the actions of Chief Bakema and  
22 Constable Graham, you've indicated that you  
23 probably would have discussed with Mr. Minuk the  
24 fact that the rumours were going around that Jason  
25 Woychuk was going to take the brunt of it in

1 court?

2 A I probably would have.

3 Q Now, in that meeting you are going  
4 through these things, and as you've identified,  
5 and in fact as you've documented back to Mr.  
6 Minuk, in that meeting he made certain requests of  
7 you, he wants certain items from you and he wants  
8 you to go out and do something in connection with  
9 the Branigan's records?

10 A That is correct, sir.

11 Q Now, dealing with that issue, the  
12 Branigan's records, I take it, sir, you would  
13 agree with me that when you are investigating an  
14 allegation of drinking and driving, and there is a  
15 death involved, and as a police officer, you know  
16 that the accused is at a drinking establishment,  
17 an establishment that's required to keep records  
18 for Provincial sales tax purposes, for GST  
19 purposes, and for Revenue Canada purposes, and  
20 also for the purpose of maintaining an alcohol  
21 licence, and they've got set hours of business, it  
22 is an invaluable source of information for you?  
23 There is a lot of potential there to gain  
24 evidence?

25 A Yes, sir.

1 Q And you, as a police officer, have the  
2 ability to resort to the Criminal Code?

3 A That is correct, sir.

4 Q I take it you've -- had you executed a  
5 section 47 Criminal Code of Canada warrant before?

6 A Yes, I have, sir.

7 Q You have been through that process?

8 A Yes, I have, sir.

9 Q Did you follow up and pursue those  
10 records, sir, as you were asked to do by  
11 Mr. Minuk?

12 A No, I did not, sir.

13 MR. CLIFFORD: Could I have the  
14 witness provided with R-1.91.13, page 3142. What  
15 exhibit would that be?

16 THE CLERK: That will be 125.

17 MR. PACIOCCO: I ask that be entered  
18 as the next exhibit.

19 (EXHIBIT 125: R-1.91.13 Photocopy of  
20 letter from Martin Minuk to Chief Norm  
21 Carter of April 10, 2006, attaching  
22 witness list)

23 BY MR. CLIFFORD:

24 Q Now, what this is, sir, is  
25 correspondence dated April 10, 2006. It is again

1 from Marty Minuk, agent for the Attorney General.  
2 And he is following up with you, he is giving you  
3 a draft witness list that he has prepared for the  
4 Prelim that's coming up in June. He is asking you  
5 for an opinion on the witness list. And he is  
6 referring, in the third paragraph, about your  
7 meeting of February 24th, where you discussed the  
8 service of a search warrant on Branigan's. And he  
9 asks you, in the last sentence:

10 "When you have a moment, can you  
11 kindly provide to me what, if any,  
12 information may have been obtained as  
13 a consequence of obtaining and  
14 executing the search warrant at  
15 Branigan's?"

16 At that point, had you done anything in  
17 furtherance of getting that search warrant?

18 A I reviewed the synopsis report of the  
19 Winnipeg Police Professional Standards Unit as to  
20 their interviews with the individual officers and  
21 with the waitresses and staff at Branigan's.

22 Q You reviewed what?

23 A The Winnipeg Police Professional  
24 Standards report, their synopsis that they had  
25 provided to Chief Bakema in '05, dealing with

1 their interviews of each of the individual  
2 officers that had been drinking with  
3 Mr. Mordenzenk, and with the waitresses and staff  
4 at Branigan's.

5 Q Okay. And did you take steps towards  
6 starting an information to obtain the appropriate  
7 paperwork to go ahead and follow up with this?

8 A No, sir, I did not.

9 Q And it is quite clear here that as of  
10 April 10th, Mr. Minuk, Crown counsel, is putting  
11 the second request to you?

12 A That's correct, sir.

13 Q And, in fact, what it looks like is  
14 that he is under the apprehension, or I should say  
15 misapprehension, that you have already done this?  
16 Because he is saying, when you have a moment, can  
17 you provide to me what, if any, information might  
18 have been obtained. Do you agree with me sir,  
19 that's the impression that he is leaving you in  
20 this correspondence? He thinks you have done it?

21 A That's correct, sir.

22 Q Did you get in touch with him and tell  
23 him, look, I haven't done it?

24 A No, I did not.

25 Q Is there any reason at all that you

1 didn't do it, and you didn't tell the Crown that  
2 you didn't do it?

3 A I didn't do it because I didn't have  
4 the grounds to get a search warrant.

5 Q Why not?

6 A Part of the grounds in order to get a  
7 search warrant is I have to believe that the items  
8 sought for are on the premises at the time that  
9 the search warrant is being executed. Mr. Minuk  
10 was asking me to get a search warrant to obtain  
11 credit card receipts. In reviewing the reports of  
12 the Winnipeg Police Professional Standards Unit,  
13 their synopsis, along with the staff, nobody could  
14 say how Mr. Harveymordenzenk purchased, or what --  
15 whether he used his credit card at all.

16 That being said, sir, it was my  
17 opinion that if I tried to obtain a search  
18 warrant, swearing out an affidavit that I believed  
19 that the items sought, which would be credit card  
20 receipts, were on the premise, I would -- it would  
21 be amounting to a fishing expedition, sir.

22 Q Okay. Let me put this to you, sir.  
23 December 20th, 2005, let's go back to that letter,  
24 the first letter you got on this?

25 A Yes, I have it here.

1 Q Page 3125, Mr. Minuk is saying:  
2 "I'm aware when Winnipeg Police  
3 Service officers conducted their  
4 investigation, the restaurant/bar  
5 staff indicated many of the  
6 transactions were conducted by way of  
7 cash purchase. Nonetheless, it would  
8 seem appropriate..."

9 So the reason you are giving me for not doing it,  
10 he told you, he is aware of that, December 20th,  
11 he told you he is aware of it, but nonetheless,  
12 please follow up with it?

13 So, sir, that explanation, it doesn't  
14 sit well with the instruction Crown counsel gave  
15 you. Do you agree, sir?

16 A Yes.

17 Q The Crown knew -- he knew what people  
18 were saying about whether there were cash  
19 transactions or not, but he told you to do it.  
20 And your evidence is that you thought better?

21 A That's correct, yes.

22 MR. CLIFFORD: Mr. Commissioner, I'm  
23 going to be about another two minutes to finish  
24 this area. I know that my colleagues behind me  
25 were hoping that we could finish at 4:30. I can

1 tell you this, there is no hope of me finishing  
2 the examination-in-chief today. If I could take  
3 another two or three minutes with the indulgence  
4 of my colleagues, and I will get finished as close  
5 to 4:30 as possible.

6 THE COMMISSIONER: I see Mr. Prober  
7 smiling in approval.

8 MR. PROBER: I think that's very  
9 reasonable, yes.

10 MR. CLIFFORD: Could you provide the  
11 witness with correspondence dated April 20th,  
12 2006, p3 -- I am sorry, R-1.91.14, page 3149.

13 That could be the next exhibit,  
14 please. Number, Madam clerk?

15 THE CLERK: 126.

16 (EXHIBIT 126: R-1.91.14, Photocopy of  
17 letter from Martin Minuk to Chief Norm  
18 Carter, April 20, 2006)

19 BY MR. CLIFFORD:

20 Q It is correspondence dated April 20th,  
21 2006, from Mr. Marty Minuk. He is acting as the  
22 agent for the AG and he is following up with you  
23 ten days later, after the April 10th  
24 correspondence. Second paragraph he states:

25 "In particular, we need to discuss the

1                   proposed witness list and the warrant  
2                   on Branigan's Restaurant."

3       Now, this is the third time he has brought this up  
4       in writing. Do you do anything as a result of  
5       this correspondence?

6           A       As a result of this correspondence, I  
7       made arrangements to meet with Mr. Minuk on  
8       April 21st.

9           Q       Well, that's, I would say to you, sir,  
10       self-evident, because in the letter he is telling  
11       you, I will be back tomorrow, call me to discuss  
12       these matters. Right?

13          A       That's correct, yes.

14          Q       I will therefore be back in my office  
15       tomorrow, Friday, February 21st, please call me.  
16       So you called him?

17          A       I called and made an appointment to  
18       meet with him.

19          Q       That's what you did as a result of  
20       getting the letter?

21          A       Yes.

22          Q       But what were you doing on the issue  
23       of the warrant at Branigan's?

24          A       I hadn't done anything on the issue of  
25       the warrant at Branigan's.

1 Q For the same reason?

2 A Yes. Yes.

3 THE COMMISSIONER: Did you explain to  
4 him why you didn't think you had reasonable cause  
5 to obtain a warrant from a JP?

6 THE WITNESS: At that point, I did  
7 not, because at that point in time I had the  
8 disclosure issue in regards to notes that I wanted  
9 to speak to him about, and where I was also going  
10 to speak about the warrant. But that kind of took  
11 second place to the disclosure issues on some  
12 notes.

13 BY MR. CLIFFORD:

14 Q Did it ever occur to you just to go  
15 down to Branigan's and ask for the records? Put  
16 the warrant aside for the moment.

17 A Yeah. Yes, I suppose it did, yes.

18 Q You obviously didn't do it?

19 A No, I didn't, no.

20 Q Any reason?

21 A Because I was working on the basis of  
22 the warrant that Mr. Minuk had asked me to get,  
23 and I wanted to discuss it with him some more.

24 MR. CLIFFORD: I think,  
25 Mr. Commissioner, this would be a good time, and I

1 can follow up tomorrow morning.

2 THE COMMISSIONER: 9:30 tomorrow

3 morning, start sharp.

4 THE CLERK: All rise. This Commission

5 of Inquiry is adjourned until tomorrow at 9:30.

6 (Proceedings adjourned at 4:37 p.m.)

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

COURT REPORTERS' CERTIFICATE

Debra Kot and Cecelia Reid, court reporters in the Province of Manitoba, do hereby certify the foregoing pages are a true and correct transcript of our Stenotype notes as taken by us at the time and place hereinbefore stated.

-----

Cecelia Reid

-----

Debra Kot

A				
<b>ability</b> 2615:15 2627:21 2819:24 2826:2	<b>actual</b> 2665:16 2728:6 2785:25	2633:9 2642:1 2678:16 2692:4 2692:11 2698:7 2703:1 2726:9,13 2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	2722:2 2763:8 2803:18 2810:16 2811:1	<b>ambulance</b> 2612:17 2754:10
<b>able</b> 2655:17 2753:21 2778:14	<b>actually</b> 2651:3 2655:22 2664:19 2670:16 2672:11 2674:5 2722:5 2751:25 2766:15 2777:8 2787:22 2807:4 2810:1 2822:15	2703:1 2726:9,13 2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>agreeing</b> 2691:12	<b>amend</b> 2734:5,9
<b>absolutely</b> 2655:18 2661:16 2665:10 2673:16 2680:9 2680:15,23 2690:9 2715:14 2715:24 2758:7 2777:9 2796:24 2811:23	<b>add</b> 2735:6	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>agreement</b> 2691:25 2805:13 2811:2 2820:25	<b>amended</b> 2733:17
<b>Accent</b> 2740:16	<b>added</b> 2751:10 2752:12	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>ahead</b> 2624:16 2640:24 2670:13 2828:7	<b>amendments</b> 2735:5,12 2737:6
<b>accept</b> 2646:15	<b>addition</b> 2629:4 2633:7,13 2643:14 2735:10 2815:2	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>Aikins</b> 2604:19 2796:8	<b>amongst</b> 2766:2
<b>acceptable</b> 2683:6	<b>address</b> 2631:13 2643:3,3 2659:3 2814:12	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>air</b> 2750:25 2757:22 2788:20 2800:8	<b>amount</b> 2683:6
<b>accepted</b> 2794:4	<b>addressed</b> 2756:14 2756:17 2780:8 2813:4,17	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>alarmed</b> 2656:13	<b>amounting</b> 2829:21
<b>access</b> 2735:25 2740:21 2748:10 2748:11 2763:5,6	<b>adjacent</b> 2660:20	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>alcohol</b> 2662:12 2667:3 2672:7 2675:9 2686:11 2707:25 2708:7 2709:10 2710:7 2726:1,5,10 2804:22 2805:3 2805:11 2809:15 2811:13 2825:20	<b>analyst</b> 2782:9 2815:22
<b>accessed</b> 2748:15	<b>adjoined</b> 2736:14 2834:5,6	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>alcoholic</b> 2684:10 2684:15,18 2686:14	<b>announced</b> 2726:22 2726:14
<b>accessing</b> 2744:6	<b>administered</b> 2696:25	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>alert</b> 2606:10	<b>announcement</b> 2726:14
<b>accompanied</b> 2773:14	<b>administration</b> 2633:19	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>allegation</b> 2825:14	<b>another</b> 2636:25 2640:5 2646:7 2699:17 2709:24 2734:16 2735:10 2749:18 2768:10 2786:17 2798:19 2798:19 2803:3 2809:13 2830:23 2831:3
<b>according</b> 2644:4 2694:12 2711:12 2748:1 2795:1 2809:22,25	<b>administrative</b> 2602:4,5,6 2718:23,24	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>allegedly</b> 2620:1	<b>answer</b> 2612:22 2614:3 2616:13 2620:7 2627:20 2634:10 2655:15 2655:16,20 2715:13 2716:16 2730:21 2731:1 2749:13 2757:20 2797:22 2798:2 2821:10 2823:1
<b>account</b> 2761:7	<b>advised</b> 2639:17 2652:17 2656:20 2657:1 2704:15 2705:22 2706:2 2706:22 2707:6 2710:10 2719:6 2724:23 2753:17 2753:17 2756:11 2756:19 2772:19 2773:2 2792:22 2798:2,4 2821:18	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>allowed</b> 2715:10 2717:4	<b>answered</b> 2614:2 2774:5
<b>accounts</b> 2766:25	<b>advises</b> 2661:19	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>allows</b> 2708:21 2734:7	<b>answering</b> 2781:4 2799:14
<b>accuracy</b> 2641:11	<b>affidavit</b> 2829:18	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>almost</b> 2624:10 2673:13 2714:15 2804:10	<b>answers</b> 2615:14 2745:8 2799:9
<b>accurate</b> 2640:11	<b>after</b> 2609:20 2618:3,6 2632:5	2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>Alnie</b> 2602:8	<b>anticipate</b> 2637:18 2649:13
<b>accurately</b> 2817:18		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>along</b> 2623:6 2676:20 2737:13 2752:16 2773:2 2829:13	<b>anybody</b> 2607:11 2659:15 2709:2 2725:12 2747:9 2747:16 2748:9 2748:10,15 2762:20 2796:23
<b>accused</b> 2668:13,17 2673:18 2692:1 2699:21 2704:16 2707:6 2717:7 2718:12 2723:7 2759:2 2782:3,24 2783:25 2794:5 2817:11 2825:16		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>already</b> 2625:22 2627:25 2637:20 2637:20 2638:4 2666:8 2694:3 2715:6 2717:22 2721:1 2820:16 2828:15	<b>anybody's</b> 2639:12 2735:18
<b>accused's</b> 2683:19 2782:24		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>alter</b> 2734:17	<b>Anyone</b> 2613:4
<b>achieved</b> 2777:5		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>alteration</b> 2734:19	<b>anything</b> 2608:20 2611:1 2613:21 2613:24 2617:15 2617:17,24 2619:25 2630:17 2630:19 2633:20 2633:24 2645:4 2665:11 2667:4
<b>acknowledged</b> 2630:11 2643:16		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>although</b> 2662:2	
<b>acknowledges</b> 2645:11		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>Altona</b> 2647:24	
<b>acronym</b> 2733:22		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>always</b> 2634:24 2670:1 2735:7	
<b>act</b> 2654:1 2724:15 2778:25 2796:2 2796:13,21,23		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23	<b>ambiguity</b> 2639:22 2640:2	
<b>acting</b> 2831:21		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23		
<b>action</b> 2766:9		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23		
<b>actions</b> 2655:21 2766:5 2824:8,21		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23		
<b>active</b> 2608:19		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23		
<b>actively</b> 2625:7		2726:21 2728:14 2748:8 2754:23 2755:9 2756:25 2757:13 2776:20 2793:7 2796:12 2802:24 2804:10 2809:10 2811:12 2812:11 2831:23		

2668:7 2681:8 2694:24 2713:10 2713:12 2731:14 2751:3 2765:18 2771:22,23 2772:23 2773:8,9 2773:10 2775:6 2818:6 2827:16 2832:4,24 <b>anyway</b> 2612:13 <b>apart</b> 2640:15 2641:18 2657:10 2679:25 2708:4 2732:25 2738:2,6 2752:17 2758:17 2770:1 2773:6 2785:23 2824:20 <b>apologize</b> 2672:12 2692:8 2708:10 2781:1 2805:25 <b>apparent</b> 2753:24 <b>apparently</b> 2638:8 2785:3 <b>appear</b> 2697:16 2707:14,17 2710:10,14,17,18 2710:20 2711:25 2724:2 2744:9,11 2781:22 <b>appearances</b> 2602:10 2709:5 <b>appeared</b> 2629:17 2644:7 <b>appearing</b> 2709:2 <b>appears</b> 2718:4 2731:5 2741:3 2742:5 2751:20 2753:2 2802:7 <b>appointment</b> 2832:17 <b>appreciate</b> 2609:13 2611:13 <b>apprehension</b> 2828:14 <b>approach</b> 2609:23 2609:23 2778:1 2810:19,20 <b>approached</b> 2641:19 <b>approaching</b> 2670:21 <b>appropriate</b> 2631:11 2632:5 2632:12 2636:8 2638:11 2639:7 2668:22 2670:1 2707:24 2708:15 2708:18 2722:1 2810:11 2828:6	2830:8 <b>appropriately</b> 2721:19 <b>appropriateness</b> 2668:16 2669:24 <b>approval</b> 2831:7 <b>approximately</b> 2650:19 2652:1 2652:13 2691:20 2712:21 2757:12 2800:3 <b>April</b> 2605:7,10 2812:8,11 2813:21 2816:24 2826:21,25 2828:10 2831:11 2831:18,20,23 2832:8 <b>area</b> 2622:21 2637:21,22 2638:14,18 2639:14 2640:1 2656:16 2661:12 2707:14 2723:17 2830:24 <b>areas</b> 2636:14 2787:14 <b>around</b> 2618:23 2625:24 2820:15 2823:12 2824:4 2824:24 <b>arrangements</b> 2692:3 2698:14 2718:17 2722:19 2725:2 2832:7 <b>arrest</b> 2678:12,16 2678:22 2679:3 2679:22 2680:17 2682:8 2683:8 2686:10 2687:18 2687:24 2694:3 2715:9 2728:8 2817:11 2823:16 <b>arrested</b> 2688:13 2714:21 <b>arresting</b> 2682:23 2683:4 2728:17 2728:21 <b>arrival</b> 2652:14,16 2676:18 2677:1 <b>arrive</b> 2652:10,12 2660:8 2718:17 <b>arrived</b> 2633:9 2651:25 2676:24 2718:16,18,20 <b>arrives</b> 2660:11,13 <b>arriving</b> 2660:10 2713:15 <b>articulate</b> 2680:4	<b>ascertain</b> 2712:9 <b>aside</b> 2766:8 2833:16 <b>asked</b> 2608:12 2614:1 2617:12 2620:6 2627:19 2634:15 2635:11 2635:13,18 2641:5 2652:3 2654:4 2656:22 2657:16 2673:25 2674:2 2675:14 2675:15 2691:8 2691:10 2692:22 2693:1,4 2694:21 2695:18,24 2698:16 2700:11 2703:5,10,13 2710:16 2714:9 2725:20 2785:8 2821:3,5,8 2826:10 2833:22 <b>asking</b> 2621:19 2649:20 2673:7 2692:24 2693:10 2698:21 2703:17 2703:19 2718:15 2770:10 2791:7 2797:18 2798:6 2799:4 2801:9 2806:9 2809:18 2827:4 2829:10 <b>asks</b> 2827:9 <b>assign</b> 2745:6 <b>assigned</b> 2618:21 2619:2,3,6,7,8 2621:5 2705:9,17 2729:12,16 2734:1 2745:5 2749:8 2750:8,11 2750:12,18 2751:1,4 2813:5 <b>assigning</b> 2742:9 <b>assist</b> 2625:23 2633:24 2655:17 2658:21,23 2692:9 2770:7 2781:4 <b>assistance</b> 2759:17 2759:20 <b>assistant</b> 2602:6 2780:25 <b>assisting</b> 2759:7 <b>assists</b> 2639:23 <b>Assoc</b> 2602:18 <b>Associate</b> 2602:3 <b>Association</b> 2627:1 2714:10 2716:7 2716:13 2719:23	2719:24 2720:1,7 2720:9 2722:15 <b>assume</b> 2609:7 2762:14 <b>assumed</b> 2651:15 <b>assuming</b> 2776:15 <b>assumption</b> 2776:13 <b>attached</b> 2651:10 2752:15 <b>attaching</b> 2605:7 2826:21 <b>attempt</b> 2633:19 2671:18 2722:11 <b>attend</b> 2651:7 2652:9 2655:7 2656:8 2657:14 2658:3 2661:18 2669:1 <b>attendance</b> 2650:20 2650:21 2651:12 <b>attendant</b> 2754:10 <b>attendants</b> 2612:17 <b>attended</b> 2626:16 2651:24 2660:4 2665:20 2677:4 2700:10 2719:8 2772:7 2802:11 <b>attending</b> 2720:18 2724:14 <b>attends</b> 2666:18 <b>attention</b> 2607:7 2659:8 2661:24 2807:17 <b>attentive</b> 2820:19 2820:23 <b>Attorney</b> 2782:13 2782:16,19,22 2784:8 2827:1 <b>Attorney's</b> 2783:12 <b>attribute</b> 2720:25 <b>attributed</b> 2636:23 2637:8 2639:18 2737:17 <b>August</b> 2763:24 <b>author</b> 2739:3,5,23 2739:25 2740:12 2741:6,13,14 2742:24 2743:1,5 2743:24 2744:4 2745:16 2748:4 2781:15 <b>authored</b> 2784:22 <b>authority</b> 2790:4 <b>authorized</b> 2707:16 2708:2 2710:18 <b>automatically</b> 2651:15 2681:15 2734:1	<b>available</b> 2675:20 2678:9 <b>Avenue</b> 2781:14 <b>avoid</b> 2633:25 <b>aware</b> 2621:22 2627:25 2658:25 2671:24 2672:2 2673:13 2689:3 2690:10 2691:23 2696:21 2699:15 2703:24 2706:9 2706:16 2725:25 2782:21 2789:18 2789:19 2804:20 2805:1,10 2808:14 2818:3 2830:2,10,11 <b>away</b> 2645:12 2657:19 2667:12 2669:13 2670:22 2675:2 2679:12 2687:14 2789:24 <b>a.m</b> 2606:2 2652:1 2676:10,11 2682:20,24 2800:3 <hr/> <b>B</b> <hr/> <b>B</b> 2602:13,14 2621:13 <b>back</b> 2614:18 2616:16 2617:4 2618:3 2648:14 2654:13 2659:22 2660:20 2661:4,5 2661:18,20,23 2662:7,11 2669:4 2669:20 2671:3 2672:25 2680:1 2682:4 2705:9 2711:3 2720:10 2727:2 2730:5,9 2730:11 2735:5 2749:5,7,9,16,17 2753:20 2762:17 2781:7 2788:6 2789:25 2790:14 2808:20 2812:16 2816:16 2825:5 2829:23 2832:11 2832:14 <b>background</b> 2687:4 2707:15 <b>bad</b> 2734:14 2783:5 <b>bag</b> 2800:8 <b>Bakema's</b> 2741:8 2741:20 2742:15 2745:1 2753:6,9 2754:19 2787:12 2787:21 2801:20
--	--	---	--	---

2819:3 <b>ball</b> 2769:13 <b>banging</b> 2719:7 2724:21,23 <b>bare</b> 2707:24 2709:12 <b>base</b> 2634:22 <b>based</b> 2633:16,22 2634:4 2639:15 2674:12 2686:8 2686:25 2687:1 <b>basic</b> 2747:5 <b>Basically</b> 2776:2 <b>basis</b> 2685:7 2833:21 <b>bear</b> 2766:4 <b>beat</b> 2618:23 <b>Beattie</b> 2757:12,15 2802:1 2816:3 <b>became</b> 2658:25,25 2763:9 2800:3,19 <b>become</b> 2754:14 2755:16 2808:14 <b>before</b> 2601:13 2606:7 2610:16 2614:6,7,8 2627:13 2637:15 2638:12 2642:14 2643:19 2650:10 2650:12 2663:9 2665:15 2669:17 2673:17 2675:21 2677:11 2682:12 2691:21 2702:7 2702:13 2709:13 2719:21 2724:16 2737:2 2759:2 2760:1 2767:16 2772:23 2786:10 2792:6 2793:13 2795:8 2799:17 2801:9,23 2804:16,23 2826:5 <b>begin</b> 2676:2 <b>beginning</b> 2717:1 2757:21 <b>behalf</b> 2606:13 2653:10 <b>behind</b> 2664:1 2675:25 2677:22 2830:24 <b>being</b> 2606:11 2608:6 2614:21 2614:24 2615:18 2618:21 2627:18 2633:7 2641:5 2647:2 2649:13 2652:3 2657:16	2659:2 2662:6 2673:11 2699:22 2702:15 2715:4,5 2715:9 2716:17 2716:20,23 2723:8 2725:3 2729:23 2739:18 2751:1 2755:20 2761:3 2767:25 2773:23,24 2774:1 2778:13 2789:15 2821:17 2829:9,16 <b>believed</b> 2658:22 2829:18 <b>belt</b> 2800:8 <b>benefit</b> 2653:20 2682:11 <b>Bergmann</b> 2602:6 <b>beside</b> 2620:20 2753:15 <b>best</b> 2615:14,15 2616:19 2617:20 2627:20 2766:9 2766:10 <b>bet</b> 2755:10 <b>better</b> 2830:20 <b>between</b> 2626:4,8 2627:10 2634:18 2643:17,18,20 2647:24 2648:20 2671:20 2692:12 2693:20 2694:15 2704:22,25 2705:6 2707:20 2737:9 2741:17 2748:2 2765:18 2765:22 2784:6,7 <b>beverage</b> 2684:10 2684:18 2686:14 <b>beverages</b> 2684:15 <b>beyond</b> 2793:1,3 <b>big</b> 2608:4,4 <b>bit</b> 2621:13 2767:21 2819:10 <b>Blandford</b> 2815:21 <b>blank</b> 2729:16 2797:7 <b>block</b> 2718:21 <b>blood</b> 2689:7,22 2690:1,5,8,11,18 2690:20 2691:3 2694:1 2702:19 2753:15 2756:9 <b>bloodshot</b> 2694:1 2694:13 2727:6 2727:14 <b>bloody</b> 2800:10 <b>bodies</b> 2621:9	<b>bodily</b> 2707:2 <b>body</b> 2670:16 2781:21 <b>book</b> 2786:21,22 <b>booked</b> 2723:18,19 2723:19,22 2725:10 <b>booking</b> 2723:5,17 2723:18 <b>both</b> 2633:17 2706:13 2801:18 2801:19 <b>bottom</b> 2613:16,22 2654:19,20 2752:11 2802:4 2815:10 <b>Bowley</b> 2602:14 <b>box</b> 2802:4,5 <b>boxes</b> 2797:11 2799:21 <b>Boyd</b> 2602:19 <b>Brandon</b> 2648:6 <b>Branigan's</b> 2764:7 2764:9,10 2814:23 2815:4 2815:14 2825:9 2825:12 2827:8 2827:15,21 2828:4 2832:2,23 2832:25 2833:15 <b>Braun</b> 2602:5 <b>breach</b> 2818:17,22 2822:1,11,15 2823:2 <b>breaches</b> 2722:13 <b>break</b> 2676:7 2677:11 2736:12 2737:2 2762:17 2798:12 2799:18 2800:22 2801:12 2801:24 <b>breath</b> 2671:8 2675:10 2683:19 2683:22 2684:9 2684:11,18 2686:14 2689:2 2689:13,15 2690:7 2691:6,13 2692:4,11,21 2694:19 2696:25 2698:13,17,18,20 2698:22 2699:5 2699:23 2700:11 2703:6 2753:15 2756:10 <b>Breathalizer</b> 2604:11 2702:4 <b>breathalyzer</b> 2699:6 2702:18	2705:24 <b>Brian</b> 2604:16 2779:3,12 2780:8 2780:10,23 2781:13 2788:9 2788:11 <b>brief</b> 2626:9 2631:10,12,16 2636:14 2666:17 2713:9 2781:23 2817:1 <b>briefcase</b> 2607:17 2607:19 <b>briefed</b> 2665:20 2666:19 2667:22 2704:14 2705:20 <b>briefing</b> 2713:17 <b>briefly</b> 2627:4 2642:11 2643:4 <b>bring</b> 2648:14 2654:19 2668:1 2673:23 2686:5 2698:22 2722:23 2723:7 2742:11 <b>bringing</b> 2659:15 2818:4 <b>Broadway</b> 2781:13 <b>brought</b> 2659:7 2676:3 2685:16 2691:18 2722:24 2773:1,1 2789:15 2790:22 2817:12 2817:14,19 2832:3 <b>brunt</b> 2823:14,21 2824:6,25 <b>Bryan</b> 2603:4 <b>Bueti</b> 2718:6 2724:4 2725:11 2752:16 2791:17 2792:9 2793:16 2794:16 <b>building</b> 2660:22,23 2678:2 2723:11 <b>Bukowski</b> 2754:10 2754:22 2755:7,8 2757:11 <b>Bukowski's</b> 2754:16 <b>bush</b> 2618:24 <b>business</b> 2622:22 2825:21 <b>buy</b> 2803:15,23	2695:13,19,21,25 2696:17 2697:14 2698:11 2704:21 2712:7,10,13,20 2713:7,16 2714:9 2714:12,21,25 2716:6,22 2717:17 2719:18 2719:24 2720:2 2720:10,11 2722:14 2761:3 2791:7 2832:11 2832:15 <b>called</b> 2631:13 2643:3 2645:19 2646:11 2654:21 2659:2 2672:2 2698:1 2705:7 2712:8,16 2719:25 2734:24 2760:17 2791:25 2795:12 2806:12 2832:16,17 <b>calling</b> 2642:15,21 2717:8 <b>calls</b> 2660:3,6 2661:3 2712:3 2720:4 2791:16 <b>came</b> 2610:7 2618:3 2683:15 2717:1 2717:15 2747:7 2747:11,11 2797:19 <b>campaign</b> 2643:25 <b>Canada</b> 2697:4 2708:21 2825:19 2826:5 <b>car</b> 2616:18 2617:5 2655:1 2659:22 2662:11 2668:13 2669:21 2670:10 2670:23,25 2672:25 2675:1,8 2685:24,25 2687:15 2789:25 <b>carbon-copied</b> 2627:2 <b>card</b> 2604:12 2702:5 2752:16 2797:13,14 2815:8 2829:11 2829:15,19 <b>career</b> 2648:2,3,9 <b>careful</b> 2619:12 2794:9 <b>carefully</b> 2619:12 2770:2 <b>carpet</b> 2683:25 <b>carpeting</b> 2678:3
			<b>C</b>	
			<b>call</b> 2624:1 2625:9 2631:20 2642:18 2648:23 2649:2,3 2650:17,18 2651:1,23 2654:2 2673:8 2676:23	

<b>carriage</b> 2729:8 2749:4 2759:6 2760:7 2822:12	2689:12,14 2697:4 2720:8 2726:9 2735:15 2784:5 2785:24 2789:5 2813:2 2814:12,17 2815:20 2825:6,7	2610:9,12 2673:15 2688:6 2688:14,17 2696:20 2717:2 2722:13 2817:12 2817:19 2818:9 2818:12,17,21 2819:24 2820:13 2820:21,25 2821:4 2822:1,11 2823:2,14 2824:6	<b>clerk</b> 2602:7,8 2606:3 2649:15 2649:19 2650:1 2652:17,22 2653:15,21 2656:6 2663:4,10 2663:21 2664:4,6 2666:14 2676:8 2676:12 2701:20 2701:22 2702:1,3 2718:22,23,24 2733:13 2736:13 2736:18 2738:11 2751:11 2752:12 2767:18 2779:7 2779:15,17 2796:6 2800:25 2801:5 2812:3 2813:12,20,24 2826:16 2831:14 2831:15 2834:4	2783:11 2827:4 <b>command</b> 2776:19 <b>commence</b> 2681:9 <b>commences</b> 2632:23 <b>COMMENCING</b> 2606:2 <b>comment</b> 2607:16 2611:21 2629:8 2629:20,22 2630:2 2631:10 2639:17 2641:3,6 2644:15,18,24 2645:10 2662:1,3 2662:14 2700:15 2820:22,24 <b>comments</b> 2606:14 2638:4 2686:12 2774:17 2802:5 <b>Commission</b> 2601:13 2602:1,2 2602:3,7,8 2606:4 2610:18 2615:4 2615:10,22 2617:13 2620:6,8 2622:10 2625:14 2635:11,17 2637:3 2645:19 2648:22 2668:8 2668:15 2670:18 2676:8,13,19 2677:11 2691:22 2735:3 2736:13 2736:19 2737:4,5 2737:8 2761:8 2764:15 2766:1 2766:15 2772:5 2773:22 2776:4 2789:14 2800:25 2801:6 2807:25 2834:4
<b>carried</b> 2690:4 <b>carry</b> 2607:21 2614:20 2661:17 2670:17 2700:20 2705:18 2713:10 2725:14,19 2730:12	<b>certainly</b> 2610:12 2629:16 2642:12 2665:1 2668:22 2679:25 2680:8 2681:7 2698:6 2705:21 2707:12 2730:6 2756:3 2762:13 2773:23 2805:9 2808:8 2820:23	<b>chartered</b> 2672:13 2673:3,5,11 2674:1 <b>check</b> 2724:24 2780:21 2785:5 <b>checked</b> 2785:5 <b>choice</b> 2754:15 <b>Chris</b> 2815:21 <b>chronologically</b> 2786:15 <b>chronology</b> 2668:1 2676:17 <b>cigarettes</b> 2714:20 <b>circumstances</b> 2644:11 2646:18 2690:12,14 2721:21 2771:7 2776:25 2777:18 2786:11 2789:5 <b>city</b> 2607:5 2620:21 2621:11,21,23 2648:6 <b>civil</b> 2645:10 <b>civilian</b> 2656:6 2722:9 2764:17 2764:24 2765:2 <b>civilians</b> 2764:10	<b>close</b> 2625:10 2634:20,22 2781:7 2831:4 <b>Code</b> 2697:3 2708:20 2826:2,5 <b>codes</b> 2739:10 <b>coffee</b> 2769:13 <b>collaborate</b> 2765:12 2765:13 <b>colleague</b> 2633:8 <b>colleagues</b> 2781:6 2830:24 2831:4 <b>Colleen</b> 2780:24 <b>collision</b> 2706:18 2782:3 2800:4,9 2800:19 <b>colouring</b> 2633:20 <b>come</b> 2606:12 2619:20 2638:20 2653:6 2654:13 2678:11 2680:1 2682:4 2687:23 2688:12 2713:2 2744:10,12 2753:20 2754:23 2755:9 2766:3 2770:4 2788:6 2793:12 2796:12 2796:15,18,24,25 2812:16 2819:16 <b>comes</b> 2660:19 2681:15 2692:21 2783:18 2796:16 <b>coming</b> 2653:13 2655:4 2656:11 2656:18 2657:19 2657:22 2658:11 2659:10 2717:19	<b>comment</b> 2607:16 2611:21 2629:8 2629:20,22 2630:2 2631:10 2639:17 2641:3,6 2644:15,18,24 2645:10 2662:1,3 2662:14 2700:15 2820:22,24 <b>comments</b> 2606:14 2638:4 2686:12 2774:17 2802:5 <b>Commission</b> 2601:13 2602:1,2 2602:3,7,8 2606:4 2610:18 2615:4 2615:10,22 2617:13 2620:6,8 2622:10 2625:14 2635:11,17 2637:3 2645:19 2648:22 2668:8 2668:15 2670:18 2676:8,13,19 2677:11 2691:22 2735:3 2736:13 2736:19 2737:4,5 2737:8 2761:8 2764:15 2766:1 2766:15 2772:5 2773:22 2776:4 2789:14 2800:25 2801:6 2807:25 2834:4
<b>caused</b> 2709:9 <b>causing</b> 2678:24 <b>caution</b> 2688:6,22 <b>cautioned</b> 2672:13 2673:3,5,12 2674:1 <b>cautions</b> 2703:18 <b>Cecelia</b> 2602:22 2835:5,14 <b>cell</b> 2660:6 2718:21 2769:23 2770:3 2770:10 <b>cent</b> 2622:18 2637:10 2638:1 2689:14 <b>centering</b> 2790:21 <b>Centre</b> 2601:13 2733:23 <b>centred</b> 2820:14 <b>certain</b> 2622:19 2638:1 2640:2	<b>CERTIFICATE</b> 2835:1 <b>certify</b> 2835:6 <b>cetera</b> 2618:16 2678:25 2692:17 2733:18 2778:21 2781:24 2782:15 2784:12 2812:18 <b>challenge</b> 2803:14 <b>change</b> 2699:9,11 2699:13 2734:5,9 2734:17,23 2735:6 2736:4,6 2753:15 2756:21 <b>changed</b> 2725:5 2733:17 2734:20 2744:25 2756:9 <b>changes</b> 2737:6 2742:20,21 2743:3,4 2748:18 2748:20,24 <b>character</b> 2821:14 <b>charge</b> 2618:13 2706:5 2737:18 2775:15,17 2796:21,22 2805:18 2806:7 2819:5 <b>charged</b> 2703:9,11 2704:1 2711:2 2758:3 2773:18 2775:13 <b>charges</b> 2705:23,24 2706:1,13,14 2707:1,4,15 2711:23 2739:7 2759:10 2772:19 2773:2,19 2775:9 2775:11 2776:12 2776:14 2778:21 2793:8,9,10,14 <b>charter</b> 2610:2,4,7	<b>clear</b> 2633:3 2643:6 2673:19 2690:7 2737:7 2755:21 2756:4 2814:21 2816:5,11 2820:14 2828:9 <b>clearly</b> 2658:1,20 2696:20 2703:9 2706:9 2740:12 2758:4 2764:23 2815:2 <b>Clearwater</b> 2602:17 <b>clear-cut</b> 2757:24	<b>communications</b> 2606:12 2619:20 2638:20 2653:6 2654:13 2678:11 2680:1 2682:4 2687:23 2688:12 2713:2 2744:10,12 2753:20 2754:23 2755:9 2766:3 2770:4 2788:6 2793:12 2796:12 2796:15,18,24,25 2812:16 2819:16 <b>comes</b> 2660:19 2681:15 2692:21 2783:18 2796:16 <b>coming</b> 2653:13 2655:4 2656:11 2656:18 2657:19 2657:22 2658:11 2659:10 2717:19	<b>communicate</b> 2653:10 <b>communication</b> 2656:1,25 2810:16 <b>community</b> 2711:3 <b>compare</b> 2719:11 <b>compassionate</b> 2778:1,18 <b>complete</b> 2618:8 2699:9,11 2731:22 <b>completed</b> 2727:19 2795:21 <b>Completely</b> 2738:2 <b>completing</b> 2792:3 2792:16 <b>completion</b> 2791:8 2791:13

<b>complied</b> 2702:9	2760:11,15	2609:19,25	2688:19,20	<b>criminal</b> 2697:3
<b>comply</b> 2691:10	<b>confront</b> 2803:8	2610:6,13 2611:3	2692:1,14 2695:3	2705:25 2708:20
2796:1,13	<b>confused</b> 2697:17	2614:18 2617:14	2717:19,23	2826:2,5
<b>complying</b> 2694:25	<b>confusion</b> 2700:22	2626:9 2628:21	2718:1,8 2782:24	<b>Criminals</b> 2724:15
<b>computer</b> 2608:2	2777:6	2641:8 2668:10	2784:1 2792:11	<b>critical</b> 2665:6
2734:6 2815:16	<b>connection</b> 2620:15	2668:12 2671:20	2796:1 2801:14	2672:17,24
<b>concede</b> 2690:21	2706:17 2717:9	2687:12 2695:10	2814:19 2821:17	<b>cross-examination</b>
<b>concept</b> 2786:12	2719:18 2741:20	2704:13 2708:4	2822:12 2828:10	2631:23 2632:3
<b>concern</b> 2640:15	2765:6 2770:3	2711:5,8 2713:11	2830:14	2632:20 2636:19
2657:5,8,11	2801:18 2825:8	2713:13 2718:20	<b>counsellor</b> 2720:24	2637:6,22
2658:12 2703:20	<b>consented</b> 2724:13	2719:1,5 2729:24	2721:19 2722:16	2643:20 2644:6
2703:23 2709:2,3	<b>consequence</b>	2730:3,6,8,10,14	<b>counter</b> 2687:10	2644:16
2709:6,21,25	2827:13	2730:15 2773:4	<b>counteract</b> 2687:9	<b>Crown</b> 2697:6
2760:21 2761:17	<b>consider</b> 2607:13	2810:1 2819:16	<b>counting</b> 2611:14	2704:11 2705:8
<b>concerned</b> 2640:4	2711:2 2770:2	2819:19 2820:5	<b>couple</b> 2611:10	2705:17 2780:5
2644:7,8,13,15,17	<b>consideration</b>	2822:14	2625:22 2645:8	2781:17 2782:13
2709:22 2742:14	2686:17 2766:13	<b>conversations</b>	2662:18 2753:2	2782:15,18,22
2750:7 2760:10	2766:21	2610:24 2611:10	<b>course</b> 2607:14	2783:2,5,9,12,24
2760:14,16	<b>considered</b> 2609:4	2626:6 2643:22	2636:21 2665:7	2784:6,8,9,12,18
2819:8,11	2708:5,8 2745:11	<b>Cooper</b> 2718:2,5	2672:18 2689:3	2784:20,23
<b>concerns</b> 2611:4,19	<b>consistent</b> 2620:7	<b>coordinated</b>	2703:24 2704:4	2785:1,18 2786:8
2731:9	2625:25 2727:24	2810:13	2710:22 2717:22	2787:17 2788:4
<b>conclude</b> 2639:14	2739:11 2808:8	<b>copies</b> 2781:22	2745:24 2766:9	2793:23,23
2642:12 2658:4	<b>constables</b> 2735:23	2823:5,6,8	2778:5 2782:22	2794:7,8 2795:9
2712:18,23	<b>constitutional</b>	<b>copy</b> 2606:19	2807:8 2817:25	2795:17 2801:14
2774:6 2799:17	2715:15 2783:4	2653:16 2751:19	2822:14	2801:21 2813:5
<b>conclusion</b> 2606:12	<b>construction</b>	2792:2,8,15,24	<b>court</b> 2602:21	2814:19 2820:8
2634:23 2685:1,7	2675:19 2723:11	2793:21 2795:4,7	2626:17 2641:20	2821:17 2822:12
2685:8,16	2723:13,14,24	<b>corner</b> 2619:6	2643:7 2680:3,14	2828:10 2829:1
2687:23 2742:12	<b>consultation</b>	2654:16	2706:3 2707:14	2830:14,17
<b>concrete</b> 2678:1	2766:22	<b>corrected</b> 2655:24	2709:3,5 2751:21	<b>Crown's</b> 2704:5,10
<b>condition</b> 2707:25	<b>consulted</b> 2762:25	<b>corrected</b> 2632:18	2781:23 2823:14	2705:7 2783:21
2708:6,23	<b>consume</b> 2707:25	2696:1 2699:18	2823:22 2824:6	<b>cruiser</b> 2652:7,9
2709:12 2710:7	2708:6	<b>correctly</b> 2628:11	2825:1 2835:1,5	2668:17 2669:5
<b>conditions</b> 2707:18	<b>consumption</b>	<b>correspond</b> 2816:16	<b>courtroom</b> 2630:16	<b>crying</b> 2719:10
2707:21 2708:3	2684:14 2726:1,5	<b>correspondence</b>	2646:6	2724:24,25
2709:19,20	2726:10,21	2604:13 2607:14	<b>cover</b> 2665:2	2725:5,7
<b>condolences</b> 2773:3	2782:2	2768:5 2794:25	2752:23 2767:20	<b>Crystal</b> 2706:7
2773:7	<b>contact</b> 2706:23	2795:24 2812:8	2768:3,3 2780:4	2772:8
<b>conduct</b> 2632:3	2804:7 2806:18	2812:14,17	<b>covered</b> 2637:23	<b>cup</b> 2769:13
2758:13 2764:24	2809:24 2813:1	2813:9,17,21	2638:8 2719:23	<b>curiosity</b> 2608:10
2807:5	<b>contacted</b> 2704:10	2814:9,18	<b>covering</b> 2604:22	<b>current</b> 2647:7
<b>conducted</b> 2759:24	<b>contacting</b> 2806:9	2815:11 2816:15	2814:2	2779:14,25
2830:3,6	<b>contains</b> 2797:6,8	2816:24 2817:3	<b>CPIC</b> 2752:11	<b>currently</b> 2647:9
<b>conducting</b> 2712:25	<b>contemplation</b>	2826:25 2828:20	<b>craft</b> 2785:11,15	<b>custody</b> 2712:9
2731:25 2758:17	2707:20	2831:11,20,24	<b>create</b> 2667:17	2714:12 2716:3
2761:13 2769:6	<b>contents</b> 2730:14	2832:5,6	2776:17,25	2717:1 2721:5,12
2806:7 2808:23	<b>context</b> 2628:1,5	<b>corresponding</b>	2778:24 2786:14	2721:16,17
<b>confidence</b> 2662:16	2630:25 2631:12	2814:11	<b>created</b> 2666:4	2723:1,8
2775:7 2776:6,16	2644:3,19	<b>counsel</b> 2602:2,3	2667:23,23	<b>cut</b> 2800:10
2776:22 2777:22	2645:14 2673:1	2606:9,10	2682:17 2768:15	
<b>configurations</b>	<b>continue</b> 2677:18	2610:18 2615:11	2788:17 2812:10	<b>D</b>
2797:16	2677:21 2747:8	2615:22 2617:13	2812:17	<b>dangerous</b> 2705:25
<b>confined</b> 2691:1	<b>continued</b> 2603:4	2620:6,8 2622:10	<b>creating</b> 2735:23	<b>dash</b> 2753:16
<b>confirm</b> 2633:7	2683:12 2755:16	2623:22 2632:9	2757:14 2788:15	<b>date</b> 2738:17
<b>confirmed</b> 2643:20	<b>continuity</b> 2767:10	2635:11,17	<b>credit</b> 2815:8	2743:8 2752:11
2644:6 2706:6	<b>Convention</b>	2640:9 2645:19	2829:11,15,19	2780:6 2785:6
2808:17	2601:13	2646:23 2649:12	<b>crimes</b> 2611:23	2791:10 2815:14
<b>conflict</b> 2659:3	<b>conversation</b>	2653:20 2682:11	2760:19 2761:19	<b>dated</b> 2812:8
				2826:25 2831:11

<p>2831:20  <b>David</b> 2602:2  <b>day</b> 2648:16,23  2650:17 2666:3  2683:12,13,14,14  2710:24 2726:3,9  2729:13 2730:24  2738:25 2740:8  2743:22 2744:3  2747:1,2 2783:17  2802:10,11  2810:2 2812:11  <b>days</b> 2609:21,22  2621:16,21  2683:2 2745:24  2757:13 2776:20  2789:5 2790:14  2792:23 2793:1,3  2793:5,7,17  2794:15 2796:19  2831:23  <b>dazed</b> 2697:16  <b>deal</b> 2640:12  2651:19 2659:3  2676:2 2679:11  2706:4 2762:7  2784:24 2801:11  2803:6 2806:17  2806:20 2818:10  2818:18,25  2820:1  <b>dealing</b> 2639:25  2641:2 2676:16  2688:16 2698:4  2700:18 2703:25  2728:19 2739:15  2786:5 2795:2  2804:20 2810:19  2813:3 2825:11  2827:25  <b>deals</b> 2716:14  <b>dealt</b> 2614:6  2714:22 2807:10  2809:10  <b>death</b> 2608:5  2678:24 2705:25  2705:25 2706:1,5  2825:15  <b>Debra</b> 2602:22  2835:5,18  <b>deceased</b> 2706:7  <b>deceased's</b> 2710:25  <b>December</b> 2605:5  2813:10,18,22  2814:6,9,19  2829:23 2830:10  <b>decided</b> 2705:23  <b>deciding</b> 2732:11  <b>decision</b> 2634:10</p>	<p>2716:21 2719:15  2729:7 2762:24  2762:25 2764:20  2765:9  <b>decisions</b> 2752:1  <b>declined</b> 2661:24  <b>defence</b> 2783:6  2793:24 2795:18  <b>deficient</b> 2619:14  2820:9  <b>degree</b> 2687:11  <b>degrees</b> 2777:21  <b>delay</b> 2673:15  2687:5 2731:9,15  2805:15 2820:15  2823:16  <b>delegated</b> 2655:18  <b>deleted</b> 2747:14  2749:1,6,10  <b>deletions</b> 2735:12  2737:7  <b>deliberately</b>  2633:18  <b>delineate</b> 2640:16  <b>demand</b> 2604:11  2688:24 2689:1,2  2689:7,13,15,18  2689:20,24  2690:3,11,18,20  2690:24,25  2691:2,3,5,16,24  2692:4,11,21,23  2693:7,9,11,16  2694:22,25  2701:5 2702:5  2703:7 2756:9  <b>demeanour</b> 2641:15  <b>demonstrates</b>  2810:9  <b>denied</b> 2715:7  2716:18  <b>Denise</b> 2754:9,16,22  2755:7,8 2757:11  <b>Dennis</b> 2603:12  2647:2  <b>denying</b> 2643:11  <b>department</b>  2750:20 2765:24  2787:22 2819:21  2823:13 2824:5  <b>departmental</b>  2726:15  <b>deployed</b> 2800:9  <b>Derek</b> 2601:1  2602:13 2622:12  2622:24 2659:4  2677:4 2682:24  2691:7,8 2697:12  2704:23 2705:10</p>	<p>2712:4 2713:14  2714:6 2715:2  2719:19 2722:19  2726:6 2727:23  2728:9,13  2759:25 2761:15  2762:9 2764:3,11  2770:3 2789:15  2790:21 2791:14  2792:6,9,11  2795:7,22  2796:11 2797:4  2799:22 2800:13  2802:2 2804:16  2809:5  <b>derelict</b> 2636:6  <b>describe</b> 2669:21  2685:12,13  2697:11 2705:18  2721:20 2735:16  2739:9 2817:4,17  <b>described</b> 2731:6  2766:25 2801:25  <b>description</b> 2603:2  2746:21,25  2775:22 2808:1  2816:25 2817:1  <b>designated</b> 2734:7  2735:17  <b>desk</b> 2723:5  <b>detachment</b>  2624:22 2625:8  2625:16 2655:12  2823:20  <b>detail</b> 2769:13  2821:25  <b>details</b> 2659:24  2671:10,12,16  2692:10,13  2706:16 2713:8  2778:2 2800:15  2800:16,18  <b>detain</b> 2790:11  <b>detained</b> 2789:24  <b>detect</b> 2675:9  <b>detected</b> 2669:15  2670:22,25  2683:18 2686:13  2727:1 2801:15  2804:21 2805:2  2805:11 2807:11  2809:11  <b>detection</b> 2672:6  <b>detectives</b> 2760:20  <b>detention</b> 2714:18  2817:10  <b>determination</b>  2729:17  <b>determine</b> 2619:25</p>	<p>2634:3 2711:24  2727:23 2787:19  2822:13  <b>determined</b>  2787:16  <b>determining</b> 2815:7  2816:8  <b>develop</b> 2737:12  <b>developed</b> 2633:8  2657:5 2682:25  2737:16  <b>development</b>  2613:21,25  2733:16  <b>dialogue</b> 2810:25  <b>dictates</b> 2802:19  <b>difference</b> 2737:9  2741:16  <b>differences</b> 2766:8  2766:12  <b>different</b> 2655:16  2677:25 2719:16  2787:4,5  <b>difficult</b> 2643:8  2644:9,10 2777:6  <b>difficulties</b> 2662:13  <b>difficulty</b> 2662:15  2715:13 2724:8  2758:25  <b>direct</b> 2603:13  2643:16 2647:4  2655:25 2656:25  2697:19  <b>directed</b> 2758:5  2780:13,17,22  2807:16  <b>directing</b> 2758:8  <b>direction</b> 2628:18  2628:18 2640:5  2755:21 2815:16  2816:11  <b>directions</b> 2617:7  <b>directly</b> 2763:22  2770:25 2771:4  2794:5  <b>Director</b> 2780:15  <b>disclose</b> 2778:3  2782:15,23  2783:5 2788:3  <b>disclosed</b> 2611:4  2794:10  <b>discloses</b> 2793:24  <b>disclosure</b> 2668:6  2730:19 2783:18  2783:19 2784:13  2786:8 2787:17  2793:22 2794:5  2794:25 2795:13  2795:18,21</p>	<p>2801:14 2813:3  2833:8,11  <b>discovered</b> 2784:22  <b>discretion</b> 2708:23  <b>discuss</b> 2645:6  2710:1,3 2730:23  2731:3,8 2774:24  2817:6 2820:8  2821:1 2822:3  2823:3 2831:25  2832:11 2833:23  <b>discussed</b> 2610:13  2705:23 2707:4  2707:11 2750:15  2750:16 2770:12  2816:21 2818:8  2819:3,25  2822:25 2823:2  2824:20,23  2827:7  <b>discussing</b> 2706:13  2731:14 2777:22  2813:2 2817:18  2822:10  <b>discussion</b> 2643:23  2707:19 2729:7  2729:10,11  2731:24 2732:1,5  2732:9 2765:20  2790:16 2819:4,5  2822:18  <b>discussions</b> 2627:10  2633:22 2634:6  2765:15 2774:21  2821:22  <b>disks</b> 2823:6  <b>dispatch</b> 2650:21  2651:2,4,5 2672:1  2676:23  <b>dispatched</b> 2681:23  2746:3  <b>dispatches</b> 2660:3  <b>dispute</b> 2645:25  <b>Dixon</b> 2602:12  2623:18  <b>document</b> 2626:21  2653:18 2663:5,8  2680:24 2682:23  2702:7,13,14  2738:17 2749:19  2749:24 2751:18  2751:22 2752:1,2  2768:10 2779:5,9  2780:3 2781:3,16  2781:25 2794:23  2799:19,20  2812:4 2813:13  2813:16  <b>documentation</b></p>
---	--	--	---	--

2689:6 2691:3 2782:23 2789:21 <b>documented</b> 2681:8 2769:10 2825:5 <b>documents</b> 2626:13 2650:10 2701:16 2702:12 2724:7 2725:4 2751:9 2770:6,10 2784:3 2784:12 2794:10 <b>doing</b> 2618:9,12,22 2619:22 2670:11 2692:3 2699:15 2760:4 2762:22 2782:4 2788:21 2788:22 2790:17 2819:6,8 2830:9 2832:22 <b>done</b> 2620:1 2672:9 2679:10 2680:22 2721:1 2723:10 2725:17 2739:6 2739:12 2758:6 2759:3 2760:8 2762:2,3,5 2793:16 2794:7,8 2798:4,24 2810:10,11 2811:21 2827:16 2828:15,20,23 2832:24 <b>door</b> 2628:11,15,19 2641:20 2661:7 2669:9,10,11,13 2670:12,14,14,21 2675:9 2808:1 2809:14 <b>double</b> 2623:14 <b>doubt</b> 2641:10,14 2641:21 2808:12 2809:1 <b>down</b> 2608:12 2614:16 2623:13 2639:3 2640:4 2642:7 2658:9 2699:4,20 2717:15 2731:1,3 2731:6 2732:8 2770:16 2802:19 2803:24 2824:3 2833:15 <b>Doyle</b> 2614:2 <b>draft</b> 2827:3 <b>drank</b> 2809:6 <b>drew</b> 2685:2 <b>dried</b> 2694:1 <b>drinking</b> 2762:9 2765:3 2809:6 2825:14,16	2828:2 <b>drive</b> 2709:24 <b>driver</b> 2740:3 2799:21 2800:18 2802:14 <b>drivers</b> 2797:8,9 <b>driving</b> 2670:4 2678:24 2825:14 <b>drove</b> 2773:4 2775:21 <b>drunk</b> 2612:1,12,19 2612:20 2613:1 2614:21,24 2615:19 2617:6,9 <b>due</b> 2607:14 2823:16 <b>duly</b> 2647:2 <b>during</b> 2632:19 2642:22 2643:15 2643:24 2644:6 2679:17 2693:23 2705:12 2724:1 2744:7 2776:5 2801:12,23 2817:1 <b>duties</b> 2626:19 2627:4 <b>duty</b> 2636:6 2662:22 2704:11 2705:8 2785:7 <b>duty-book</b> 2617:16 2649:20,21,22 2665:15,17 2666:17 2667:18 2672:20 2679:15 2679:20 2680:10 2680:16 2681:7 2689:23 2699:24 2786:14,14,16,19 2786:19,20 2811:17 <hr/> <b>E</b> <hr/> <b>each</b> 2609:13 2621:10 2633:14 2828:1 <b>earlier</b> 2687:5 2693:4 2694:25 2701:16 2717:25 2719:12 2761:2,8 2788:20 <b>early</b> 2658:25 2672:18 2728:7 2737:24 2804:25 2805:4 2808:16 <b>easily</b> 2815:15 <b>East</b> 2602:14 2604:15 2614:9 2624:21 2625:16 2633:10 2647:8	2647:10 2648:1,7 2668:5 2751:20 2758:11,20 2759:5,9,13,15 2760:6 2761:22 2762:17 2763:13 2765:7 2767:19 2768:2,12 2776:20 2779:12 2782:4 2790:22 2794:14 2809:18 2819:14 2823:12 2824:4 <b>easy</b> 2775:17 <b>edge</b> 2797:9 <b>Edwards</b> 2606:8 <b>effect</b> 2611:25 2628:22 2629:1 2629:20 2630:13 2630:14 2639:20 2693:13 2760:20 2774:18,20 2775:9 <b>effective</b> 2804:3 <b>efficient</b> 2815:12 <b>either</b> 2641:19 2707:20 2715:14 2716:22 2784:9 <b>elaborate</b> 2618:15 <b>elapse</b> 2697:5 <b>element</b> 2645:7 <b>elements</b> 2643:13 2645:8 <b>else's</b> 2735:11 <b>emanating</b> 2671:2,5 <b>emergency</b> 2714:24 <b>emotional</b> 2641:15 2719:12 2721:25 2724:18 2725:6 <b>employed</b> 2764:10 <b>employment</b> 2647:25 <b>en</b> 2652:20 <b>end</b> 2606:15 2624:8 2624:10 2634:10 2646:16 2661:5 2710:24 2711:7 2729:23 2763:8 2767:12,14 2790:15 <b>enforcement</b> 2648:4 <b>enough</b> 2711:23 2723:12 2781:7 <b>ensure</b> 2670:1 <b>enter</b> 2664:1 2734:9 2734:16 2744:14 2768:1 2779:4 <b>entered</b> 2649:14,24 2680:15 2739:7	2740:4 2741:4 2744:16 2767:19 2779:9 2796:5 2813:21 2826:17 <b>entering</b> 2664:2 <b>entire</b> 2665:7 2758:23 2783:5 <b>entitled</b> 2606:13 2686:16 <b>entrance</b> 2660:20 2660:20 <b>entries</b> 2679:16 2743:11 2787:5,7 2787:12,14 <b>entry</b> 2664:19 2666:17 2683:21 2700:2 2711:9 2738:21,23 2739:18,21,22 2740:21,25 2743:10 <b>equation</b> 2721:15 <b>error</b> 2690:4,17,19 2691:1,4 2734:20 <b>escort</b> 2698:17 2725:20 2785:8 <b>escorted</b> 2675:17 2677:12 2698:13 2699:23 <b>escorting</b> 2675:22 2677:14,19 <b>especially</b> 2643:8 <b>essentially</b> 2785:7 2823:8 <b>establishment</b> 2762:10 2765:3 2825:16,17 <b>estimating</b> 2711:20 <b>et</b> 2618:16 2678:25 2692:17 2733:18 2778:21 2781:24 2782:14 2784:12 2812:17 <b>even</b> 2618:3 2630:3 2630:4,6 2635:17 2637:16 2639:11 2642:1 2644:3 2673:17 2710:1 2755:19 2756:3 2757:20 2774:21 2823:19 2824:1 <b>evening</b> 2772:14 <b>event</b> 2629:6 2694:10 2716:1 <b>ever</b> 2620:14,20 2622:15 2639:4 2710:25 2716:2 2727:10 2729:6 2730:2 2766:13	2766:21 2770:15 2786:2 2790:25 2793:10 2814:23 2815:5 2833:14 <b>every</b> 2734:23 <b>everybody</b> 2607:6,6 2793:12 2796:25 <b>everything</b> 2713:23 2714:2 2761:9 2769:9 <b>evidence</b> 2609:20 2615:2,5 2617:20 2625:15 2627:12 2628:10 2629:11 2633:20 2636:20 2639:9,17,22 2640:17 2643:13 2648:22 2654:6 2673:18 2691:22 2772:6 2773:21 2774:16 2790:20 2809:9 2825:24 2830:20 <b>exact</b> 2623:7 2699:3 2699:20 2730:14 <b>exactly</b> 2621:14 2624:11 2642:17 2693:14 2774:9 <b>examination</b> 2603:5 2603:6,7,8,9,13 2636:16 2643:16 2647:4 2770:6 2804:15 <b>examination-in-c...</b> 2636:18 2637:23 2638:9 2831:2 <b>examine</b> 2780:2 <b>examining</b> 2779:21 <b>except</b> 2752:10 2753:4 <b>exception</b> 2734:5 2753:12,14 <b>exchange</b> 2643:14 2645:7,9 2703:16 2796:13 <b>exchanged</b> 2646:9 <b>excuse</b> 2661:21 2709:18 2746:14 <b>executed</b> 2826:4 2829:9 <b>executing</b> 2827:14 <b>execution</b> 2815:13 <b>executive</b> 2713:9,20 2713:22 <b>exercised</b> 2717:23 <b>exhibits</b> 2604:1 2605:1 2649:13 2649:24 2650:1 2666:6 2767:6,9
---	--	---	--	---

2767:10,13 2769:7 2779:25 <b>exist</b> 2690:14 <b>expect</b> 2774:22 <b>expectation</b> 2776:25 2777:4 2788:15,17 2799:13 <b>expectations</b> 2776:18 <b>expected</b> 2670:5 <b>expedite</b> 2687:8 <b>expedition</b> 2829:21 <b>experience</b> 2623:5 2627:15 2634:5 2651:19 2658:19 2672:8,23 2673:24 2727:22 2750:19 <b>experienced</b> 2662:8 2683:7 2690:11 <b>experiencing</b> 2777:8 <b>explain</b> 2680:4 2733:18 2833:3 <b>explained</b> 2724:2,7 2737:23 <b>explaining</b> 2737:8 2747:5 <b>explains</b> 2667:13 <b>explanation</b> 2674:24 2679:7 2686:1,3 2721:22 2731:12 2785:19 2830:13 <b>explanations</b> 2724:9 <b>Explorer</b> 2669:3 <b>exposure</b> 2633:13 <b>express</b> 2775:16 <b>expressed</b> 2611:18 2662:17,19 2773:3 2818:9,15 2818:16 <b>expresses</b> 2645:1,16 <b>expressing</b> 2775:7 2777:21 2818:24 <b>expression</b> 2776:6 2776:15,21 <b>extend</b> 2714:6 <b>extended</b> 2716:1,2 2719:22 <b>ex-girlfriend</b> 2621:11 <b>eye</b> 2748:22 <b>eyes</b> 2694:1,13 2727:6,13 <b>e-mails</b> 2626:22 2627:1	<b>E-1.23</b> 2653:21 <b>E-1.23.a</b> 2604:7 2663:11 <b>E-1.23.b</b> 2604:5 2649:23 2650:6 2665:16 <b>E-1.23.c</b> 2604:11 2701:14,19 2702:4 <b>E-1.23.k</b> 2604:3 2649:17 2650:3 2682:11 <b>E-1.23.l</b> 2604:18 2767:16 2768:11 2779:22 <b>E-1.23.o</b> 2604:15,22 2779:11 2812:4 2814:1 <b>E-1.23.p</b> 2653:17,17 <b>E-1.23.r</b> 2604:9 2653:22 2664:7 <b>E-2</b> 2632:23 <b>E1.23.a</b> 2663:5	2723:12 <b>fall</b> 2647:25 2726:17 <b>falls</b> 2783:21 <b>familiar</b> 2608:11 2620:23 <b>families</b> 2774:13 <b>family</b> 2602:11 2657:25 2658:5 2711:1 2714:25 2772:9,21,22,24 2772:25 2773:3 2773:13,22 2774:17 2776:3 2776:18 2778:2 2778:18 <b>far</b> 2639:1,16 2704:15 2707:15 2732:9 2734:14 2742:14 2787:6 2793:20 2822:17 <b>fast</b> 2679:11 2687:22,25 <b>fatal</b> 2671:22 <b>fatality</b> 2659:25 2661:20 2671:11 2673:2 2706:10 2706:19 2709:10 2746:6 2769:9 <b>fax</b> 2795:1 2807:18 2807:22 <b>feel</b> 2633:23 2751:8 2818:21 2820:9 <b>feet</b> 2677:24 2683:24,24,25,25 2684:24 2685:3,9 2685:21 2686:12 2693:25 2727:6 <b>fellow</b> 2675:1 <b>felt</b> 2644:21,21,23 2658:18 2662:8 2679:11 2687:13 2721:24 2776:5 2818:8,9,17 2821:19 2823:20 <b>few</b> 2609:2,21,22 <b>field</b> 2741:21,25 <b>Fifteen</b> 2676:7 <b>fifth</b> 2781:14 <b>Fifty-two</b> 2711:12 <b>file</b> 2608:2,5,9,13 2608:19 2610:3 2611:2 2613:6,10 2618:22,24 2619:2,2,6,7,8,9 2619:16,16,18,19 2619:22 2728:24 2729:1 2731:7 2742:4,6,9 2748:5	2752:4,6,20,22,23 2753:25 2755:21 2756:1 2767:20 2768:2 2781:10 2781:12 2782:18 2785:3 2788:2 2793:23 2812:20 <b>filed</b> 2636:2 2682:10 2701:24 <b>files</b> 2608:15 2618:7 2618:10 2619:1 <b>fill</b> 2786:21 2789:6 2789:8 2790:12 2790:14 2793:4,6 2793:12 2797:1,7 2797:9,19 2802:8 <b>filled</b> 2790:25 2791:3 2792:6 2799:21 2800:13 2802:5,9 <b>filling</b> 2790:23 2795:8 <b>Fillmore</b> 2604:14 2768:5 <b>final</b> 2622:21 2631:22 2645:2 2745:17 2748:19 <b>finally</b> 2624:13 <b>find</b> 2612:3 2627:18 2635:14 2640:1 2657:15,21 2658:7 2770:9,22 2770:24 2786:2,3 <b>fingerprinting</b> 2725:15 2726:6 2727:19 <b>finish</b> 2695:13 2786:16 2798:15 2798:17 2830:23 2830:25 <b>finished</b> 2642:8 2695:21 2698:10 2721:9 2831:4 <b>finishes</b> 2815:16 <b>finishing</b> 2831:1 <b>firm</b> 2699:14 2791:22 <b>firmly</b> 2629:11,13 <b>first</b> 2610:5,6,11,13 2612:8 2624:15 2629:8 2647:2 2658:17 2660:17 2675:11 2682:14 2682:22 2683:2 2706:4 2713:2 2721:5 2732:20 2738:21,23 2741:19 2746:21 2747:18 2754:1	2756:25 2784:25 2804:6 2812:21 2812:23 2815:10 2820:7 2821:17 2829:24 <b>fishing</b> 2608:1 2829:21 <b>flee</b> 2707:13 <b>fleeing</b> 2709:2 <b>floating</b> 2823:12 2824:4 <b>floor</b> 2678:3 2684:1 2781:14 <b>fluctuate</b> 2621:13 <b>flushed</b> 2693:25 2694:12 <b>folder</b> 2751:21 2752:4,7,19,20,22 2752:24 2753:8 2753:25 2755:3 2755:15 2756:9 2756:12 2767:20 2768:2 <b>follow</b> 2619:24 2657:15 2672:10 2676:20,20 2686:21 2721:4 2725:15 2727:22 2756:7 2762:20 2762:23 2794:19 2805:16 2808:16 2826:9 2828:7 2830:12 2834:1 <b>followed</b> 2645:9 2675:25 2765:17 <b>following</b> 2691:15 2796:19 2813:23 2814:20 2827:2 2831:22 <b>following-up</b> 2766:24 <b>follows</b> 2643:15 2647:3 2702:19 <b>follow-up</b> 2660:2 2729:12,18,21 2805:19 <b>Fontaine</b> 2806:19 2807:15 2808:18 2811:9 <b>foot</b> 2669:13 2670:22 <b>force</b> 2712:12 2810:10,12 <b>Ford</b> 2669:3 <b>foregoing</b> 2835:7 <b>forensic</b> 2758:18 2759:18 <b>forfeiture</b> 2724:6 <b>forgot</b> 2609:20
---	---	---	---	---

<b>form</b> 2688:4 2689:17 2694:5 2707:9,11 2721:7 2781:17	2827:17	2657:20 2666:10 2688:6,13,21 2691:19 2692:23 2693:10,16 2694:19 2731:12 2747:20 2768:8 2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	2683:3,8,17 2686:10 2687:1 2688:4,5 2694:6 2829:4,6	2676:18 2692:25 2697:20 2700:23 2703:22 2704:23 2741:2 2765:18 2776:23 2778:20 2806:4
<b>formed</b> 2678:16 2684:5 2686:24 2706:19	<b>G</b>	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>GST</b> 2825:18	<b>happens</b> 2621:22 2692:20 2698:7 2698:11 2723:25 2777:10 2811:1
<b>forming</b> 2688:5	<b>gain</b> 2825:23	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>guarantee</b> 2638:17 2638:20,21	<b>hard</b> 2627:19
<b>forms</b> 2661:6	<b>Garth</b> 2754:9 2757:10	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>guess</b> 2623:16 2656:13 2658:1 2663:9 2723:17	<b>harm</b> 2707:3
<b>forth</b> 2797:17	<b>gathered</b> 2678:21	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>guessing</b> 2822:20	<b>Harveymordenze...</b>
<b>forward</b> 2755:9	<b>gatherings</b> 2625:9	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>guidance</b> 2742:10 2814:21	2677:24 2678:15 2692:22 2802:11 2821:8 2829:14
<b>forwarded</b> 2720:1 2792:2 2812:10 2812:11	<b>gave</b> 2615:4 2617:3 2617:6 2646:7 2676:19 2697:25 2701:1 2702:23 2702:24 2703:3,4 2713:8 2724:10 2749:23 2761:7 2771:19,20 2796:24 2799:23 2802:22 2807:25 2830:14	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>guys</b> 2609:16	<b>Harvey-Zenk's</b> 2768:23 2796:1
<b>forwarding</b> 2781:16	<b>general</b> 2737:16 2782:12 2820:5 2827:1	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>H</b>	<b>having</b> 2673:1 2706:14 2715:12 2724:13 2735:16 2769:23 2778:11 2778:13 2786:12 2823:5
<b>found</b> 2611:24 2636:6 2649:17 2653:18 2719:9 2747:12 2751:18 2771:14 2794:24	<b>generally</b> 2618:6 2751:4 2777:19 2784:10	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>H</b> 2602:15	<b>head</b> 2708:17 2719:7 2724:23
2653:18 2719:9 2747:12 2751:18 2771:14 2794:24	<b>generate</b> 2681:14 2747:6,10	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>half</b> 2650:25 2651:16 2822:21	<b>header</b> 2733:25
<b>four</b> 2616:5 2678:18 2687:20	<b>generated</b> 2681:12 2681:17 2729:14 2733:24 2734:1 2734:18,21 2737:4 2745:21 2745:22,23 2747:21 2749:2	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>hall</b> 2803:24	<b>heading</b> 2729:15
<b>four-minute</b> 2679:17	<b>generating</b> 2733:24 2734:2 2737:18	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>hallway</b> 2627:22 2643:11,15 2660:19 2661:2,8 2668:5	<b>hear</b> 2619:15 2624:12 2635:20 2638:12,16,22,24 2639:11 2646:23 2698:23 2700:15 2704:18 2705:8 2705:16 2713:3 2745:14 2781:6,8
<b>frame</b> 2643:24	<b>generations</b> 2746:25 2748:19	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>hand</b> 2694:2 2777:25	<b>heard</b> 2618:19 2625:15 2634:9 2639:11 2640:18 2648:22 2658:15 2698:19 2699:12 2699:18 2700:7,8 2760:22 2761:2 2766:15 2772:5 2773:21 2774:16 2789:13 2790:20 2807:14
<b>frankly</b> 2667:9 2715:5 2761:24	<b>generic</b> 2655:21	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>handcuffed</b> 2669:22 2670:2	<b>hearing</b> 2636:21 2642:22 2643:7 2664:1
<b>free</b> 2710:20,21 2735:7	<b>gentleman</b> 2616:15 2617:4 2673:23 2687:14 2705:22	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>handcuffs</b> 2670:6,8 2675:15,21,24	<b>hearsay</b> 2623:14
<b>Friday</b> 2832:15	<b>genuinely</b> 2644:15	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>handle</b> 2662:9 2729:21 2819:24	<b>Heather</b> 2712:8,16
<b>friend</b> 2609:4	<b>gets</b> 2698:9 2714:12 2714:25 2718:7 2733:19	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>handling</b> 2729:18	<b>held</b> 2734:22,24
<b>friends</b> 2634:20,22	<b>getting</b> 2651:23 2654:1 2669:17 2692:17 2715:2 2725:9 2757:21 2761:3 2765:10 2806:13 2809:20 2827:17 2832:20	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>hands</b> 2719:7 2724:21,23 2820:4	<b>help</b> 2609:13 2810:22
<b>friendship</b> 2633:9	<b>Giasson</b> 2602:4 2630:22 2631:1,6	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>handwriting</b> 2752:7 2752:9,10,12 2753:3,4,6,8,11 2753:20,22 2754:11,12,20 2802:6,14,16	<b>helpful</b> 2680:8,13 2680:19 2804:14 2804:18 2808:5 2808:19
<b>front</b> 2615:24 2677:23 2752:4,6 2752:21,23 2753:8,25 2755:3 2755:15 2756:8 2767:20 2768:11	<b>Gindin</b> 2791:19	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>Hanlin</b> 2602:16 <b>happen</b> 2689:10,11 2698:8,15,24 2720:20,21 2763:2 2777:13 2784:15 2811:3	
<b>full</b> 2644:20 2761:7	<b>Girard</b> 2809:24	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>happened</b> 2668:2 2677:9 2698:8 2704:12 2747:17 2772:14 2775:22 2777:14,15 2784:25 2785:22 2785:25	
<b>furnish</b> 2792:5	<b>give</b> 2615:14 2628:4 2628:8 2649:4	2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25	<b>happening</b> 2656:11 2661:14 2665:11	
<b>furnished</b> 2783:25 2801:19		2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25		
<b>further</b> 2620:12 2631:9 2638:6 2640:20,22 2645:18 2650:23 2662:25 2663:9 2674:7,8 2686:22 2691:9 2693:21 2695:17 2707:18 2708:3 2716:19 2719:18 2764:8 2782:1 2784:6 2799:10 2801:10 2816:15 2821:22 2824:7		2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25		
<b>furtherance</b>		2778:7,11,18 2782:18 2793:11 2793:23 2794:4 2794:12,22 2799:9 2810:22 2815:24 2816:25		

<p><b>her</b> 2606:11 2653:5 2653:7 2656:5 2718:17 2726:20 2726:20 2727:22 2727:22,23 2728:1,2 2766:18 2791:21</p> <p><b>hereinbefore</b> 2835:9</p> <p><b>highchair</b> 2714:19</p> <p><b>Highway</b> 2650:22 2681:20 2746:4,5 2796:2,13,21,23</p> <p><b>himself</b> 2637:22 2667:11 2705:15 2720:15</p> <p><b>Hoepfner</b> 2602:17</p> <p><b>hold</b> 2612:4 2704:17 2784:10</p> <p><b>home</b> 2648:24 2714:19</p> <p><b>Honourable</b> 2601:2</p> <p><b>hope</b> 2831:1</p> <p><b>hoping</b> 2830:25</p> <p><b>hour</b> 2822:21,22</p> <p><b>hours</b> 2683:21 2713:14 2747:13 2761:3 2769:3 2825:21</p> <p><b>house</b> 2776:20</p> <p><b>hovering</b> 2687:3</p> <p><b>how's</b> 2629:3</p> <p><b>human</b> 2608:6</p> <p><b>hundreds</b> 2798:5,24</p> <p><b>hyper-vigilance</b> 2721:1</p> <p><b>hyper-vigilant</b> 2715:5,9 2716:17 2716:21,24 2722:12</p> <p><b>Hyundai</b> 2740:15</p> <hr/> <p style="text-align: center;"><b>I</b></p> <hr/> <p><b>idea</b> 2658:11,14 2661:13 2717:7 2717:10,12 2729:2 2786:1 2805:18 2806:16</p> <p><b>Ident</b> 2725:21</p> <p><b>identification</b> 2675:13 2724:15 2744:17</p> <p><b>identified</b> 2669:12 2669:14 2675:11 2720:15 2815:15 2825:4</p> <p><b>identify</b> 2753:9,10 2753:21</p> <p><b>identity</b> 2706:7</p> <p><b>immediately</b></p>	<p>2670:20 2808:2 2809:14</p> <p><b>impaired</b> 2616:17 2617:6 2620:2 2622:24 2636:24 2637:1,2,4,4 2639:19,20,21 2662:2,12 2667:4 2670:4 2672:6 2678:17,24 2684:5,19 2686:13 2687:1 2687:15 2688:13 2698:10,12 2705:24 2706:5 2706:20 2707:2</p> <p><b>impairment</b> 2684:11 2693:22 2726:5,10,21 2727:5</p> <p><b>implementation</b> 2673:15</p> <p><b>important</b> 2608:5 2643:12</p> <p><b>impound</b> 2724:6</p> <p><b>impression</b> 2608:8 2776:9 2788:15 2819:23 2828:19</p> <p><b>improper</b> 2636:7</p> <p><b>inaccurate</b> 2623:15</p> <p><b>inaccurately</b> 2691:2</p> <p><b>include</b> 2685:5 2774:11</p> <p><b>included</b> 2684:7 2719:4 2746:1 2770:18,20</p> <p><b>including</b> 2604:22 2781:21 2814:3</p> <p><b>incorrect</b> 2632:19 2646:14</p> <p><b>incumbent</b> 2783:14</p> <p><b>indeed</b> 2632:18 2684:17</p> <p><b>INDEX</b> 2603:1 2604:1 2605:1</p> <p><b>indicate</b> 2622:11 2629:10 2639:7 2647:7 2652:23 2669:24 2685:16 2689:17 2691:6 2699:12 2703:14 2726:3,8 2742:20 2781:25 2824:7</p> <p><b>indicated</b> 2615:21 2629:10,19 2630:2,21 2636:23 2637:2,3 2658:16 2661:1 2665:23 2670:24</p>	<p>2676:22,24,25 2677:7 2683:23 2684:4,21 2694:18 2707:5 2707:22 2708:5 2723:23 2742:23 2742:25 2745:13 2748:5,9 2749:10 2754:13 2755:25 2756:8 2776:3 2785:9 2788:19 2799:25 2802:17 2804:21 2806:22 2807:10 2808:15 2809:13 2817:3 2819:2 2824:22 2830:5</p> <p><b>indicates</b> 2660:11 2660:14 2661:21 2661:22 2666:18 2702:18 2741:25 2742:21 2749:21</p> <p><b>indicating</b> 2630:5 2639:14 2657:4 2666:21 2690:23 2719:13 2756:12 2775:1 2793:15 2815:11</p> <p><b>indication</b> 2659:9 2679:8 2707:12 2707:13 2740:14 2756:4 2768:25</p> <p><b>indicative</b> 2684:11 2684:13</p> <p><b>indicia</b> 2693:22</p> <p><b>individual</b> 2662:11 2669:7 2670:6 2671:14 2672:25 2673:10 2683:4 2710:24 2718:4 2775:12 2827:20 2828:1</p> <p><b>individuals</b> 2735:15</p> <p><b>indulgence</b> 2831:3</p> <p><b>inferred</b> 2644:23</p> <p><b>information</b> 2623:6 2652:25 2659:5 2659:14,17 2671:21 2674:14 2688:2 2707:1 2733:23 2778:7 2778:11,19 2781:23 2783:3 2791:11 2797:7 2798:7 2799:3 2803:8,14 2804:14 2806:9 2806:15 2808:4 2808:13,21</p>	<p>2809:16,19,21 2810:22,24 2825:22 2827:12 2828:6,17</p> <p><b>informed</b> 2706:21</p> <p><b>initial</b> 2606:21 2645:10 2664:23 2664:25 2760:21</p> <p><b>initially</b> 2656:22 2684:8 2761:21</p> <p><b>initiated</b> 2628:21 2645:5</p> <p><b>input</b> 2706:14 2707:9 2710:12 2732:10</p> <p><b>inquiries</b> 2657:12 2674:7,7,8 2692:17 2727:17</p> <p><b>inquiry</b> 2601:1,19 2606:4 2607:7 2627:7 2628:1,5 2628:12 2630:7 2630:22 2642:13 2643:7,22 2645:18 2646:6 2656:10 2676:9 2676:13 2726:14 2726:21 2736:14 2736:19 2791:12 2801:1,6 2834:5</p> <p><b>inside</b> 2660:22,23 2678:2 2752:20 2752:21,23 2753:8,25 2755:2 2755:14 2756:12 2767:20 2768:3 2800:11</p> <p><b>instance</b> 2617:18 2627:6 2705:11 2721:25 2740:4 2769:8 2803:11 2803:15</p> <p><b>instances</b> 2636:5</p> <p><b>instantly</b> 2673:14</p> <p><b>instruct</b> 2614:12</p> <p><b>instruction</b> 2830:14</p> <p><b>intend</b> 2631:19,21 2645:17</p> <p><b>intent</b> 2715:25</p> <p><b>intention</b> 2642:18 2652:8</p> <p><b>interchangeable</b> 2701:7</p> <p><b>interest</b> 2606:23 2760:12,15</p> <p><b>interested</b> 2731:19 2751:19 2766:1</p> <p><b>interesting</b> 2611:21</p> <p><b>intermediary</b></p>	<p>2656:3</p> <p><b>interpretation</b> 2646:17</p> <p><b>interpreted</b> 2644:24</p> <p><b>interrupt</b> 2770:6</p> <p><b>interrupting</b> 2692:8 2781:2</p> <p><b>intervening</b> 2704:22</p> <p><b>interview</b> 2608:13 2610:21 2611:23 2612:5 2615:11 2615:22 2616:20 2617:12 2622:9 2635:23 2654:13 2661:6,12 2673:20 2675:17 2675:20 2678:7 2695:9 2700:10 2705:13 2719:8,8 2723:3 2730:18 2731:7 2757:15 2764:2,5,16 2782:2 2807:5 2810:21</p> <p><b>interviewed</b> 2610:17,18 2732:2,3,6,10,12 2757:18 2764:6 2765:11</p> <p><b>interviewing</b> 2758:8 2758:25 2765:2 2766:14</p> <p><b>interviews</b> 2636:21 2731:25 2758:13 2758:14 2759:24 2761:14 2762:7 2762:11,22 2763:18,21,24 2764:24 2766:25 2767:1 2803:7 2806:7 2808:23 2810:23 2827:20 2828:1</p> <p><b>intimately</b> 2620:23 2621:22</p> <p><b>intimidated</b> 2644:22</p> <p><b>intimidation</b> 2644:1 2644:1,3</p> <p><b>intoxicated</b> 2809:7</p> <p><b>introduction</b> 2629:23</p> <p><b>invaluable</b> 2825:22</p> <p><b>investigate</b> 2758:21 2760:18</p> <p><b>investigated</b> 2770:13</p> <p><b>investigating</b></p>
---	---	--	---	--

2674:25 2759:12 2760:5,12 2761:18 2767:8 2767:11 2768:19 2769:20 2783:15 2788:11,16 2813:5 2816:10 2821:18 2822:11 2825:13 <b>investigation</b> 2601:1 2672:18 2687:8 2713:1 2715:15 2727:21 2728:10 2729:9 2729:13,19,21 2730:1,4 2745:5 2750:24 2751:24 2752:5 2759:6,18 2766:3,4 2769:7 2772:10 2775:8 2778:6 2805:1,5 2805:19 2808:16 2808:19 2817:9 2830:4 <b>investigative</b> 2649:8 2649:9 2717:6,6 2766:10 2803:4 2803:20 2808:20 2811:18 <b>investigator</b> 2618:24 2728:7 2750:8,11,13 2751:1,4 2758:19 <b>invitation</b> 2645:6 2645:17 <b>involved</b> 2608:5 2644:9 2657:17 2658:13 2670:4 2671:13 2706:24 2709:7,10 2744:21 2747:9 2751:25 2754:3 2755:17 2758:2 2764:19 2765:17 2777:20 2789:3 2800:4,19 2822:4 2825:15 <b>involvement</b> 2642:12 2785:5,6 2785:6 <b>involving</b> 2746:5 <b>Ireton</b> 2780:25 <b>irrelevant</b> 2635:19 2635:19 <b>Isaak</b> 2720:13,14 2721:20 2722:8 <b>issues</b> 2696:20 2717:2 2810:19 2813:3,3 2814:12	2814:17 2817:8 2833:11 <b>item</b> 2771:25 <b>items</b> 2679:13 2768:22 2782:11 2825:7 2829:7,19 <b>I.T</b> 2823:6 <hr/> <b>J</b> <hr/> <b>J</b> 2602:13 <b>Jack</b> 2602:16 2622:5 <b>jail</b> 2821:9,12,14,20 <b>Jason</b> 2609:5 2613:20,24 2615:18 2616:18 2617:7 2622:12 2622:17,23 2636:22 2637:8 2639:18 2659:10 2659:13,14 2660:8,17 2661:15,19 2665:2,6,23 2668:6,12 2671:9 2672:5 2673:18 2677:1 2686:12 2822:6 2823:20 2824:24 <b>Jim</b> 2712:10,14,20 2712:24 2713:16 <b>Johnny</b> 2803:24 <b>joined</b> 2648:7 <b>JP</b> 2833:5 <b>judge</b> 2638:11 <b>July</b> 2601:16 2606:1 2726:16 <b>jumps</b> 2613:12 <b>June</b> 2827:4 <b>justice</b> 2633:19 <hr/> <b>K</b> <hr/> <b>K</b> 2602:12,17,17 <b>Kaplan</b> 2604:16 2779:3,12 2780:8 2780:11 2781:16 2788:9,11 <b>Kaplan's</b> 2780:24 2781:13 <b>Katherine</b> 2718:6 2724:4 2725:11 2752:16 2791:17 <b>Kathy</b> 2757:11,15 2802:1 2816:3 <b>keep</b> 2688:10 2767:8,10 2769:7 2779:10 2825:17 <b>keeping</b> 2748:17,22 2767:5 <b>Ken</b> 2602:19 2630:4	2641:25 2658:15 2658:24 <b>Kennett</b> 2654:19,25 2655:2,8,11 <b>kept</b> 2630:15 2661:5 2735:7 2794:9 <b>keys</b> 2652:17 <b>killed</b> 2671:23 <b>kind</b> 2623:7 2670:15 2673:5 2681:24 2833:10 <b>kindly</b> 2827:11 <b>King</b> 2602:13 <b>knew</b> 2610:9 2612:1 2612:12 2613:1 2614:8 2615:9 2622:12,17 2624:19,22 2630:11 2652:19 2656:15 2685:24 2685:25 2704:15 2709:9 2716:18 2716:25 2729:4 2761:9 2771:18 2775:15,25 2805:8 2830:17 2830:17 <b>knowledge</b> 2633:16 2633:23 2634:6 2748:10 2795:1 2817:7 <b>Kot</b> 2602:22 2835:5 2835:18 <b>Krawchuk</b> 2784:20 2785:2,18 2786:4 2801:13 <b>Krawchuk's</b> 2784:25 2785:15 2801:20 <b>Kristin</b> 2766:19 <hr/> <b>L</b> <hr/> <b>L</b> 2602:15 <b>Labossiere</b> 2602:15 2602:17 <b>lack</b> 2774:11 <b>Lagimodiere</b> 2800:6,7 <b>laid</b> 2706:14 2707:5 2711:24 2759:10 2775:10,10 2776:12 <b>Lake</b> 2608:1 <b>last</b> 2612:7 2738:16 2753:5 2785:13 2798:11 2827:9 <b>later</b> 2611:15 2640:13 2654:21 2683:2 2724:14	2740:9 2751:10 2783:11 2808:9 2808:10 2831:23 <b>law</b> 2648:3 2791:22 <b>lawyer</b> 2692:18 2695:5,14,19,22 2696:18 2697:13 2698:1,10,11 2706:23 2718:13 2718:14,15 2724:4 2787:23 2794:5 <b>lawyer's</b> 2717:15,17 <b>lay</b> 2793:8,9,10,13 2796:20,22 <b>laying</b> 2706:2 <b>lead</b> 2658:6 2675:24 <b>leading</b> 2760:1 <b>leaning</b> 2781:3 <b>learn</b> 2705:19 2771:7 2807:9 2811:7 <b>learned</b> 2771:12 2776:4 2783:19 2801:20 2803:16 2808:15 <b>learning</b> 2733:15 2811:13 <b>least</b> 2642:13 2748:3 <b>leave</b> 2636:10 <b>leaving</b> 2668:16 2776:9 2823:5 2828:19 <b>LeBlanc</b> 2602:8 <b>led</b> 2685:8 <b>leeway</b> 2796:25 <b>left</b> 2625:21,24 2626:2,4,5,8 2643:19,21 2651:24 2709:13 2729:16 2750:25 <b>left-hand</b> 2616:8 <b>legal</b> 2695:3 2717:23 2718:1 <b>legitimately</b> 2644:8 2644:12,17 <b>length</b> 2641:5 <b>let</b> 2612:4 2613:16 2635:14 2652:18 2652:20 2655:19 2692:6,9 2711:1 2714:11 2719:24 2721:4 2726:19 2761:22 2762:1 2829:22 <b>letter</b> 2604:19,22 2605:4,6,9 2606:8 2606:19,21	2751:14 2780:4 2796:7 2813:23 2814:2,5 2826:20 2829:23,24 2831:17 2832:10 2832:20 <b>let's</b> 2607:20 2616:2 2617:11 2618:23 2626:4 2635:20 2638:22,24 2663:8 2706:4 2813:20 2829:23 <b>level</b> 2658:19 2672:7,23 <b>liberty</b> 2783:8 <b>licence</b> 2825:21 <b>light</b> 2722:12 <b>like</b> 2608:13,15,16 2608:17,20 2609:14 2618:16 2619:21 2623:6 2624:8 2632:4 2633:20 2634:25 2651:20 2657:23 2661:11 2670:21 2686:9 2720:23 2725:14 2727:6 2749:18 2750:25 2751:3 2765:18 2768:16 2770:8 2774:18,20 2779:4 2792:1 2794:22 2798:14 2798:15 2816:9 2821:11 2828:13 <b>likely</b> 2636:24,25 2639:20,21 <b>line</b> 2608:12 2616:11,11,25 2617:12 2620:10 2620:12 2622:11 2622:13 2751:23 2798:19 <b>lines</b> 2810:15 <b>lip</b> 2800:11 <b>liquor</b> 2612:18,20 2612:23 2662:4 2669:15 2670:23 2670:25 2683:19 2683:22 2684:8 2684:10,23 2727:4 2782:2 2807:12 2808:2 2809:12 <b>list</b> 2605:8 2732:2 2749:20 2752:15 2752:25 2754:1,1 2754:17 2755:4 2755:10,14,20
--	--	---	--	---

2765:10,13,14 2769:16 2826:22 2827:3,5 2832:1 <b>listed</b> 2741:5 2772:1 <b>listen</b> 2646:3 <b>lists</b> 2753:1,2 2755:2 2768:21 <b>little</b> 2685:18 2693:4 2753:16 2819:10 <b>location</b> 2651:8 2797:16 <b>locations</b> 2787:4 <b>lodged</b> 2705:11 <b>log</b> 2724:13 2734:25 2735:7,8,11 2742:19 2743:7 2743:21 2744:3 2770:1 <b>logged</b> 2769:25 <b>logging</b> 2771:5 <b>long</b> 2609:20 2647:11,15 2668:11 2711:5 2711:17,22,23 2786:18,20 2822:19,22 <b>longer</b> 2625:15 2697:5 2741:5 2763:12 2787:21 2819:13,20 <b>look</b> 2613:5,10 2614:15 2616:2,3 2616:24,25 2617:23 2619:11 2620:9 2650:13 2654:18 2657:16 2665:14 2672:9 2679:14,15 2689:16 2711:1 2714:18 2730:20 2742:17 2752:6 2762:21 2768:11 2775:17,20 2778:2 2790:12 2800:24 2802:22 2803:15 2809:5,9 2828:23 <b>looked</b> 2613:13 2629:13 2632:22 2632:24 2801:24 <b>looking</b> 2615:5 2616:7,10 2628:16,25 2635:16 2663:7 2666:16 2670:11 2670:13 2734:13 2743:7 2770:8 2806:14 2814:8	2816:6 <b>looks</b> 2618:6 2686:9 2768:16 2828:13 <b>losing</b> 2661:22 <b>lost</b> 2705:2 2776:21 <b>lot</b> 2607:7 2684:1 2765:20 2825:23 <b>lots</b> 2611:25 2612:11,25 2613:7 2773:25 <b>loved</b> 2776:21 <b>lunch</b> 2737:2 <hr/> <b>M</b> <b>M</b> 2602:2,12,16 <b>Madam</b> 2649:18 2653:15 2663:4 2738:11 2767:17 2812:3 2813:12 2813:20 2831:14 <b>main</b> 2681:13 2732:18 2733:3 2734:3 2745:25 2748:13 <b>maintaining</b> 2825:20 <b>major</b> 2611:23 2760:19 2761:19 <b>makes</b> 2673:19 <b>making</b> 2617:25,25 2651:7,10,11 2665:3 2668:6 2674:6 2692:16 2727:25 2729:7 2739:21,22 2743:3,4,11 2751:25 2755:2 2755:14 2757:17 2808:9 2823:4 <b>male</b> 2661:20,23,24 2661:25 2669:4 2669:11,16 2807:12 <b>Maloney</b> 2603:4 2606:6 2607:25 2609:3 2614:17 2622:10 2624:19 2627:13 2632:7 2632:16 2636:12 2636:17 2641:19 2641:22 2643:16 2643:18,19 2644:5,20 2645:4 2645:24 <b>Maloney's</b> 2646:13 <b>manage</b> 2658:19 <b>management</b> 2733:21 <b>manager</b> 2734:6,7 2735:16	<b>managers</b> 2734:16 <b>mangled</b> 2623:7 <b>Manitoba</b> 2601:14 2602:19 2789:4 2797:12 2835:6 <b>manner</b> 2685:13 2697:11 <b>manpower</b> 2762:4 <b>many</b> 2611:9 2621:1,4 2627:12 2658:4 2748:19 2799:15 2830:5 <b>March</b> 2604:16,20 2616:20 2620:6 2625:24 2626:8 2627:10 2647:13 2647:14 2744:19 2745:4,10,12 2748:2,3,8,18 2749:4 2750:6,10 2754:13 2755:11 2756:1,4,4 2757:21 2768:15 2772:6 2779:13 2780:7 2788:10 2791:12 2796:9 2796:16 2804:9,9 2805:16,17,19,24 2805:24,24 2806:4,23 2809:22 <b>mark</b> 2663:14 <b>marked</b> 2612:6 2663:18 <b>marks</b> 2775:21 <b>Martin</b> 2605:7,10 2780:20 2826:20 2831:17 <b>Marty</b> 2602:12 2604:22 2704:21 2792:25 2793:21 2814:2 2827:1 2831:21 <b>material</b> 2664:11 2751:11 2795:13 2795:16 <b>matter</b> 2641:20 2645:6 2646:16 2656:12 2729:14 2739:8 <b>matters</b> 2645:6 2813:4 2832:12 <b>may</b> 2604:9,14 2616:17 2621:25 2622:24 2637:4 2640:5 2649:3 2654:9 2657:24 2662:2,11 2664:8 2667:3 2672:6	2680:2 2686:13 2696:1 2699:17 2703:20 2706:24 2707:1 2709:21 2738:11 2762:4 2768:6 2769:1 2774:7,9 2778:10 2782:1 2786:21 2788:17 2805:5 2815:15 2820:10 2824:14 2827:12 <b>maybe</b> 2623:14,25 2637:3 2711:21 2761:19 2798:19 2820:9 2822:20 2822:21,21 <b>McAulay</b> 2604:20 2796:8 <b>McDonald</b> 2602:14 2603:9 2623:20 2623:23 2624:1,2 2624:13 2632:2 2632:15 2633:2,5 2634:4,11,14 2635:10,14,22 2636:1,10 2666:9 2702:11 2751:14 2817:13 2818:15 <b>McFetridge</b> 2602:18 2623:19 2663:14,17 <b>mean</b> 2612:20 2613:7 2644:13 2644:14 2728:23 2742:3,7 2743:2 2765:15 2770:5 2787:2 2818:11 <b>means</b> 2716:7 <b>meant</b> 2728:25 <b>media</b> 2607:7 2772:21,23 2773:1 <b>medical</b> 2661:24 <b>meet</b> 2661:8 2757:2 2817:5 2832:7,18 <b>meeting</b> 2729:6 2756:25 2774:8 2811:25 2812:15 2812:18,19,20,21 2812:23 2814:16 2815:17 2816:7 2816:13,17,19 2817:2,4 2818:1,7 2820:7 2821:17 2822:19,22 2823:9 2824:12 2824:17,19 2825:3,6 2827:7 <b>Melissa</b> 2602:5	<b>member</b> 2714:25 2716:13 2720:15 2722:9 2741:21 2741:25 2745:1 <b>members</b> 2621:1 2654:10 2713:21 2759:25 2760:13 2763:18,21 2773:22 2808:24 <b>memo</b> 2779:3 2781:21 <b>memoranda</b> 2782:14 <b>memorandum</b> 2788:8 <b>memory</b> 2654:15 2662:21 2665:13 2682:7 2730:22 2730:25 2742:11 <b>mention</b> 2610:5 2613:21,24 2769:22 <b>mentioned</b> 2631:5 2725:16 <b>mere</b> 2786:12 <b>message</b> 2809:23 <b>Messner</b> 2602:17 <b>met</b> 2677:4,8 2777:4 2816:20 <b>ME's</b> 2753:5,13 <b>microphone</b> 2781:8 <b>might</b> 2618:15 2623:25 2631:22 2635:17 2658:4 2658:12 2659:4 2675:4,5 2679:10 2686:2 2691:23 2709:23 2715:18 2717:9 2721:19 2721:24 2737:16 2766:24 2774:22 2779:5 2784:4,7 2786:18,19 2788:14 2828:17 <b>Mike</b> 2784:20 <b>mind</b> 2775:12 2809:2 <b>mine</b> 2753:18 2776:13 <b>minimum</b> 2707:24 2709:12 <b>Minuk's</b> 2795:11 2819:24 <b>minute</b> 2700:18 2798:20 <b>minutes</b> 2631:18 2676:7 2678:19 2687:20 2711:21 2711:21 2740:9
---	---	---	---	--

2801:2 2822:24 2830:23 2831:3 <b>minutia</b> 2769:12 <b>misapprehension</b> 2700:23 2828:15 <b>missed</b> 2746:15 2785:12 <b>misspoke</b> 2635:22 <b>moment</b> 2622:1 2656:18 2664:10 2666:11 2691:19 2730:19 2750:3 2751:21 2767:17 2767:18 2780:2 2806:22 2827:10 2828:16 2833:16 <b>monitor</b> 2706:23 <b>month</b> 2804:10 2805:23 <b>Mordenzenk</b> 2667:10 2712:9 2719:6,9 2772:19 2828:3 <b>more</b> 2611:15 2613:9 2623:13 2662:3,8 2665:6 2667:17 2668:21 2673:24 2715:18 2759:3 2762:4 2765:6 2786:21 2833:23 <b>moreover</b> 2657:17 2790:7 <b>morning</b> 2606:5 2607:21,22 2627:23 2647:5,6 2650:19 2653:7 2659:1,6 2660:18 2676:5,7 2678:16 2681:17 2695:22 2696:22 2702:25 2705:1,6 2706:6 2714:6 2745:23 2760:1,24 2772:18 2781:12 2796:17 2808:10 2809:11 2834:1,3 <b>most</b> 2636:24,25 2639:19,20 2767:1,1 2815:12 <b>motor</b> 2650:21 2652:4 2656:21 2709:7 2769:8 <b>mouth</b> 2610:7 2640:11 <b>move</b> 2607:18 2719:21 2798:18 <b>moving</b> 2744:2 2803:2	<b>MPICs</b> 2733:22 2734:3 <b>much</b> 2622:3 2632:16 2642:8 2646:19 2718:13 2757:22 2762:14 2770:8 2774:14 2778:19 2788:20 2789:13 2796:25 2809:6 2819:19 <b>multi-layered</b> 2810:20 <b>municipal</b> 2733:22 2787:23 <b>must</b> 2765:16 <b>myself</b> 2613:20 2656:13 2669:12 2669:14 2675:11 2681:12 2724:22 2726:19 2735:22 2745:6,6 2749:8 2805:20 <hr/> <b>N</b> <hr/> <b>name</b> 2613:11 2651:10 2738:19 2741:8,20,21,25 2742:5 2743:5,10 2744:10,11,15 2745:1,2 2747:22 2749:7 2754:16 2780:24 <b>narrative</b> 2604:3,23 2649:16 2650:4 2650:14 2681:3 2681:10,16,18,25 2682:9,17 2683:1 2683:12,13,20 2686:8 2690:2 2693:18 2732:14 2732:15,18,21 2733:1,3 2734:4 2735:4,24 2737:10,10,11 2738:3 2740:10 2746:1,9 2747:10 2747:18,21,24,25 2748:2 2809:23 2809:25 2814:3 <b>narrow</b> 2631:17 2632:6 2643:2 <b>naturally</b> 2615:2,15 2619:12 <b>nature</b> 2617:17 2659:5 2667:4 2669:18 2707:16 2787:6 <b>necessarily</b> 2631:15 2684:11 2728:23 2728:25 2766:11	2776:23 2777:11 2784:5 <b>need</b> 2640:19 2646:22 2816:8 2831:25 <b>needed</b> 2619:19 2675:2 2679:11 2687:13 2713:8 2756:2,14 <b>needs</b> 2661:3 2718:13 2810:12 <b>negligence</b> 2706:1 <b>neither</b> 2749:14 <b>never</b> 2611:4 2659:7 2708:8 2714:15 2726:18 2750:14 2763:5 2763:17,24 2771:13 2784:23 2786:3 2788:1 <b>new</b> 2637:21 2723:11 2734:21 2742:19 2747:21 2783:18 2786:4 <b>next</b> 2640:21 2646:24 2647:1 2676:2 2677:10 2683:14 2701:24 2711:8,9 2720:11 2740:21 2747:7 2752:14 2796:5 2826:18 2831:13 <b>night</b> 2759:2 2760:1 2804:16,17 <b>nine</b> 2616:11,11 <b>nobody</b> 2607:13 2729:4 2829:13 <b>nodding</b> 2677:2 2708:16,17 <b>None</b> 2641:13,17 2656:25 <b>nonetheless</b> 2830:7 2830:11 <b>Norm</b> 2604:10 2605:7,10 2614:19 2647:1 2664:8 2738:19 2807:17 2826:20 2831:17 <b>normal</b> 2704:3 2721:21 2723:15 <b>normally</b> 2618:14 2618:17 2648:18 2718:10 2789:23 2790:3 2821:13 <b>Norman</b> 2603:12 2604:4,6,8 2647:2 2650:5,7 2663:12 <b>nose</b> 2694:2	2800:10 <b>notation</b> 2665:10,12 2665:22 2672:19 2679:2,19 2754:6 <b>note</b> 2613:21,25 2617:25 2666:22 2669:3 2679:12 2699:3 2711:7 2727:2,7,10 2753:12,14 2756:8,15,18,23 2756:24,25 2781:10 2823:25 <b>notebook</b> 2662:23 2787:13,15,21,23 2787:25 <b>notebooks</b> 2787:24 <b>noted</b> 2675:4 2683:23 2684:23 2686:11 2693:23 2693:24 2696:3 2727:4,4 2728:2 2749:5 2758:14 2785:4 2787:25 2808:2 2809:14 2811:16 <b>noteworthy</b> 2694:10 <b>note-book</b> 2787:4 <b>nothing</b> 2608:19 2667:2 2680:9,15 2709:1 2715:14 2769:25 2776:8 2806:4 <b>notice</b> 2604:15 2693:21 2694:11 2724:5,6,7,12 2779:11 2781:2 <b>noticeable</b> 2807:11 2809:12 <b>noticed</b> 2675:5,14 2693:24 2696:5 <b>notification</b> 2656:19 <b>noting</b> 2688:11 <b>notion</b> 2729:2 <b>notorious</b> 2607:5 <b>number</b> 2619:5 2621:9 2649:13 2671:13 2675:18 2678:8 2681:15 2701:16 2702:2 2734:1 2740:4,15 2743:15 2778:10 2778:13 2781:21 2831:14 <b>numbered</b> 2786:15 <b>numbering</b> 2654:17 <b>numbers</b> 2621:14	<b>O</b> <b>oath</b> 2615:1,10,11 2616:20 2627:13 2632:22 <b>object</b> 2637:13,17 <b>objecting</b> 2635:6 2638:5 <b>objection</b> 2606:11 2607:12 2639:8 2639:12 2640:3 <b>objective</b> 2687:2 <b>obligation</b> 2782:12 2783:4 <b>observation</b> 2634:22 2662:3 2684:22 2685:4 <b>observations</b> 2634:17 2669:6,8 2669:18 2673:1 2676:2 2677:17 2677:19,21 2679:17 2685:11 2686:24 2688:2 2694:4 2709:23 2725:25 2726:4,9 2726:20 2727:24 2728:3 2731:17 2731:20 2737:12 2808:9 <b>observe</b> 2617:24 <b>observed</b> 2670:19 2677:22,23 2678:1 2680:1,11 2683:24 2724:20 <b>obtain</b> 2792:24 2793:21 2828:6 2829:10,17 2833:5 <b>obtained</b> 2763:23 2763:24 2814:24 2815:6 2827:12 2828:18 <b>obtaining</b> 2827:13 <b>obviously</b> 2651:18 2657:25 2687:2 2703:25 2734:13 2756:15 2808:5 2813:1 2833:18 <b>occasion</b> 2636:25 2636:25 2750:24 <b>occur</b> 2643:12 2804:13 2833:14 <b>occurred</b> 2643:10 2643:15,23 2650:22 2822:16 <b>occurring</b> 2716:20 2730:8 <b>occurs</b> 2804:11 <b>odd</b> 2621:15
--	---	--	---	--

<b>odour</b> 2662:4,12 2667:3 2669:15 2670:23,25 2671:1 2672:7 2675:9 2683:18 2684:10,18 2686:11,14 2688:12 2727:3 2804:22 2805:3 2805:11 2808:2 2809:14 2811:7 2811:13	2742:19 2803:20 <b>Olfert</b> 2652:18,23 2655:19 2656:4,5 <b>once</b> 2665:21 2669:10,11 2672:17 2691:5 2691:24 2733:25 2801:15,20 2823:21 <b>ones</b> 2727:24 <b>ongoing</b> 2643:25 <b>only</b> 2609:15,16 2641:21 2666:18 2675:19 2678:8 2690:12 2693:2,6 2734:4 2735:13 2735:14,24 2775:9 2787:16 2821:3 <b>open</b> 2606:4 2669:10 2670:12 2747:12 2801:6 2810:15 <b>opened</b> 2669:11,13 2670:14,14 2675:9 <b>opening</b> 2669:9 2670:20 2808:1 2809:13 <b>operating</b> 2686:18 2686:19 <b>operator</b> 2651:4,5 <b>operators</b> 2651:2 <b>opinion</b> 2629:16 2633:18 2635:2,3 2636:9 2678:11 2678:17 2684:5 2686:25 2688:3 2688:12 2706:20 2715:6 2827:5 2829:17 <b>opportune</b> 2676:4 2800:22 <b>opportunity</b> 2626:20 2631:17 2632:3 2644:21 2650:13 2695:3,4 2703:4 2706:22 2714:6,7,12 2715:3,19 2716:2 2716:6,8,12 2718:7 2720:24 2721:18 2722:14 2725:17 2730:23 2731:3 2763:17 2793:12 2802:22 2802:24 <b>opposed</b> 2690:7 2783:20	<b>opposite</b> 2673:6 <b>order</b> 2607:2 2624:5,12 2648:3 2658:21 2662:21 2687:9 2695:8 2766:9 2797:23 2797:25 2807:21 2829:6 <b>original</b> 2667:23 <b>originally</b> 2681:11 2780:12 2811:11 <b>other</b> 2609:14 2613:2,11 2618:20 2620:15 2624:25 2627:3 2632:8 2633:14 2649:11 2658:11 2671:11 2675:4,5 2706:24 2716:9 2716:14 2730:15 2731:20,20 2734:15,15,22 2747:9 2748:25 2752:18 2761:19 2764:11 2766:2 2771:24 2777:25 2784:21 2786:22 2788:8 2794:16 2795:20 2803:9 2804:1 2809:15 2810:19 2813:4 2817:9 2819:20 2820:3 <b>others</b> 2632:24 2689:5 2715:22 2736:3 <b>otherwise</b> 2783:6 <b>ought</b> 2758:3 2777:14,15,24 <b>outcome</b> 2821:6,23 2822:25 <b>outcomes</b> 2777:22 2821:2 <b>outset</b> 2737:23 2817:23 <b>outside</b> 2609:8 2628:6,7,14,15 2635:1 2668:20 2668:21 2734:12 2810:10,12 <b>over</b> 2619:11 2645:1,16 2661:3 2668:21 2690:4 2721:23 2730:22 2748:8 2749:4 2750:5 2756:1 2758:5 2771:15 2781:3,9 2785:10 2790:21 2797:14	2805:25 2812:20 <b>overlap</b> 2621:16,21 <b>overlay</b> 2797:14 <b>owing</b> 2824:8 <b>own</b> 2652:5 2729:22 2735:13,14,24 2747:10,24,25 2760:13 2799:5 2823:19 <b>o'clock</b> 2648:21 2652:13 2653:6 2676:23 2728:15 2809:10	<b>particular</b> 2614:5 2618:1 2679:13 2748:23 2831:25 <b>particularize</b> 2751:2 <b>particularly</b> 2636:19 2670:3 2679:15 2748:24 2748:25 2762:8 <b>partly</b> 2608:9,10 <b>pass</b> 2623:6 <b>passage</b> 2747:3 2749:5,9 <b>passed</b> 2639:18 <b>Patrol</b> 2621:7 <b>Paul</b> 2602:14 2604:15 2614:9 2624:21 2625:16 2633:10 2647:8 2647:10 2648:1,7 2668:5 2718:1,5 2720:13,14 2721:20 2722:8 2751:20 2758:12 2758:20 2759:5,9 2759:13,15 2760:6 2761:23 2762:17 2763:13 2765:7 2767:19 2768:2,12 2776:20 2779:12 2782:4 2790:22 2794:14 2809:18 2819:14 2823:12 2824:4 <b>peace</b> 2708:21 2710:23 <b>Pedersen</b> 2681:21 2725:20 2727:18 2746:7 <b>pen</b> 2693:4 2696:10 2696:14 <b>people</b> 2609:13 2623:13 2658:4 2675:4,5 2706:24 2712:3 2716:23 2717:9 2723:1,7 2731:20 2734:6,8 2735:16,17,20,25 2765:7,17 2766:23 2777:1 2789:23 2804:1 2830:17 <b>per</b> 2622:18 2637:10 2638:1 2689:14 2747:13 2766:12 <b>perception</b> 2760:11 <b>perfectly</b> 2673:19	
			<b>P</b>		
			<b>Paciocco</b> 2602:2 2606:15,16 2826:17 <b>pack</b> 2714:20 <b>package</b> 2780:5 2781:17 2783:9 <b>pad</b> 2696:10 <b>pages</b> 2616:5 2702:14 2786:15 2835:7 <b>paper</b> 2693:5 2696:9 <b>paperwork</b> 2661:6 2721:3 2828:7 <b>paradigm</b> 2778:24 <b>paragraph</b> 2612:8 2746:2 2747:5,17 2747:18 2824:3 2827:6 2831:24 <b>paramedic</b> 2809:13 2815:24 <b>paramedics</b> 2804:7 2804:14 2805:2 2805:10,16 2806:5,10,15 2808:14 2809:10 2810:5,7 2811:6 2811:14 <b>pardon</b> 2641:24 2789:1 <b>parents</b> 2772:8 <b>parking</b> 2684:1 <b>parking-lot</b> 2668:20 2668:21 <b>part</b> 2626:19 2694:5 2712:25 2733:25 2734:9 2756:18 2781:17 2785:13 2795:20 2823:4 2829:6 <b>partial</b> 2607:2 <b>participate</b> 2645:18 2765:11 <b>participating</b> 2732:5 2755:17		

<p><b>perhaps</b> 2609:19 2611:16 2614:15 2658:8 2702:15 2711:20,21 2715:23 2730:15 2760:18 2765:16 <b>Perimeter</b> 2650:23 2746:5 <b>period</b> 2625:20 2673:10 2679:17 2697:4 2715:7 2724:1 2744:7 2796:20 2805:21 2805:23 2806:2 <b>peripheral</b> 2759:1 <b>permission</b> 2798:16 <b>permit</b> 2720:20,21 <b>permitted</b> 2720:23 <b>person</b> 2633:18 2668:13 2671:4 2672:6 2692:2 2698:4 2705:9 2711:1 2714:17 2716:3 2717:8 2722:4 2733:24 2734:2,4 2742:8 2791:18 2823:7 <b>personal</b> 2625:10 2633:9 2634:5,16 2634:18 2652:5 2669:17 2723:9 2770:11 <b>personally</b> 2633:17 2653:14 2655:25 2711:4 2804:20 2806:17,20 2809:21 <b>persons</b> 2777:17,20 <b>perspective</b> 2652:2 2658:18 2680:14 2766:10,14 <b>pertaining</b> 2696:20 <b>phone</b> 2649:2 2660:6 2698:9 2717:11 2720:2,2 <b>Photocopy</b> 2605:4,6 2605:9 2814:4 2826:19 2831:16 <b>photographing</b> 2725:16 <b>physical</b> 2670:7 2785:25 <b>physically</b> 2655:22 <b>pick</b> 2652:6,8 <b>picked</b> 2787:24 <b>piece</b> 2696:9 <b>pieces</b> 2808:4 <b>pinned</b> 2640:4 <b>place</b> 2621:23</p>	<p>2675:21,24 2678:12,22 2686:10 2687:18 2707:10 2709:13 2711:6 2723:24 2810:25 2817:1 2833:11 2835:9 <b>placed</b> 2678:15 2687:24 2715:8 <b>planned</b> 2812:19 <b>platoon</b> 2621:2,5,10 <b>play</b> 2803:25 <b>played</b> 2730:1,3 2777:12 <b>please</b> 2606:3 2649:24 2653:16 2666:11 2676:12 2676:13 2680:12 2701:25 2728:11 2728:12 2736:18 2736:19 2738:15 2744:1 2801:5,6 2812:4,5 2813:13 2830:12 2831:14 2832:15 <b>pointing</b> 2623:21 <b>policy</b> 2668:23 <b>Poole</b> 2712:10,14 2712:20,24 2713:7,16 <b>port</b> 2668:18,19 <b>portion</b> 2681:19 2746:1 2799:10 <b>position</b> 2607:9 2639:8,12 2647:8 2647:12,13 2656:6 2689:9 2690:6 2699:10 2699:13 2710:9 2717:3 2748:4 2773:7 2776:8 <b>possession</b> 2783:20 2803:13 <b>possible</b> 2684:20 2751:3 2778:18 2796:25 2821:5 2831:5 <b>possibly</b> 2614:21,24 2615:18 2616:17 2617:5,9 2620:2 2622:24 2637:4 2639:19 <b>postscript</b> 2681:24 <b>potential</b> 2659:3 2722:13 2774:22 2776:17 2777:22 2820:21 2821:1 2821:23 2822:10 2822:25 2825:23</p>	<p><b>practice</b> 2608:14 2790:8 2794:4 <b>precisely</b> 2678:5 <b>predetermined</b> 2624:5 <b>Prelim</b> 2827:4 <b>premise</b> 2829:20 <b>premises</b> 2829:8 <b>preparation</b> 2617:16 <b>prepared</b> 2613:20 2654:1 2799:9 2815:21 2827:3 <b>preparing</b> 2733:20 2790:1 <b>preprinted</b> 2797:6 <b>presence</b> 2631:16 2724:4 2725:8 <b>present</b> 2673:21 2732:7 2764:11 2773:23,24 <b>presented</b> 2820:4 <b>presenting</b> 2788:10 <b>press</b> 2772:17 2775:16 2799:7 2799:10 <b>pressure</b> 2667:15 <b>presumably</b> 2689:5 <b>presumption</b> 2697:6 <b>pretext</b> 2790:23 <b>pretty</b> 2734:14 2789:11 <b>previously</b> 2724:20 2724:21 2813:8 <b>prime</b> 2750:13 <b>prints</b> 2724:14 <b>prior</b> 2624:25 2661:14 2669:8 2707:15 2772:21 2782:3 2792:2,15 2804:19 2813:2 2815:17 2816:16 <b>prisoner</b> 2670:1,2,9 2724:13 <b>private</b> 2661:9 2695:8 <b>privilege</b> 2784:5 <b>probable</b> 2688:4 <b>probably</b> 2625:22 2665:5 2666:3 2669:12 2670:22 2708:18 2729:22 2758:25 2759:3 2766:6 2774:3 2805:7,8 2823:23 2824:23 2825:2 <b>Prober</b> 2602:13 2603:7 2622:7,8</p>	<p>2623:17 2637:13 2637:15,18 2638:13,16,21,25 2640:7,10,14 2701:15,18 2831:6,8 <b>Prober's</b> 2640:3 <b>problem</b> 2716:19 <b>problems</b> 2716:19 2765:22,24 2766:3 2820:10 <b>procedure</b> 2631:11 2668:23 <b>proceed</b> 2767:24 <b>proceeded</b> 2680:3 <b>proceedings</b> 2601:12,19 2603:1 2606:24 2636:3 2676:10 2736:16 2738:15 2801:3 2834:6 <b>proceeds</b> 2818:25 <b>process</b> 2727:19 2733:19 2737:3 2764:19 2793:22 2797:3 2826:7 <b>processes</b> 2657:24 2658:6 <b>product</b> 2784:7 <b>professional</b> 2608:10 2633:7 2633:13 2712:11 2712:21 2713:17 2760:17,23 2761:4 2763:22 2771:1,4,17 2809:8,24 2827:19,23 2829:12 <b>professionally</b> 2633:17 <b>program</b> 2720:16 <b>progress</b> 2772:10 <b>progressed</b> 2765:16 2820:2 <b>promise</b> 2707:17 2710:10,14,17,18 2710:20 2711:25 2724:2 2781:22 <b>prompt</b> 2796:20 <b>proper</b> 2618:7 2645:13 <b>properly</b> 2810:13 <b>proposed</b> 2832:1 <b>prosecution</b> 2601:1 2633:25 2697:9 2759:7 <b>Prosecutions</b> 2780:16</p>	<p><b>prosecutor</b> 2704:17 2704:18 2753:17 2753:18 2756:11 2756:19 2792:25 2818:20 2820:8 2821:19 <b>protect</b> 2778:14 <b>prove</b> 2775:17 <b>provide</b> 2649:16 2653:16 2663:5 2691:12 2698:20 2699:5 2700:11 2703:4,5 2738:11 2767:15 2782:13 2783:2 2800:17 2801:16 2813:13 2827:11 2828:17 2831:10 <b>provided</b> 2636:20 2649:23 2654:9 2694:22 2695:20 2698:2 2733:11 2783:24 2785:18 2785:20 2795:17 2807:16 2826:14 2827:25 <b>province</b> 2602:19 2789:4,10,12 2797:12 2835:6 <b>Provincial</b> 2825:18 <b>PTA</b> 2706:3 2707:7 <b>public</b> 2778:14 <b>pull</b> 2812:4 <b>pulling</b> 2660:15 <b>punishment</b> 2724:12 <b>purchase</b> 2830:7 <b>purchased</b> 2829:14 <b>purchases</b> 2815:8 <b>purpose</b> 2654:14 2698:22 2716:11 2785:24 2790:1 2790:17 2815:6 2825:20 <b>purposes</b> 2640:1 2797:11 2825:18 2825:19,19 <b>pursuant</b> 2697:3 <b>pursue</b> 2686:21 2826:9 <b>pursuing</b> 2674:25 2745:9 2751:23 <b>put</b> 2614:13 2616:18 2617:4 2637:5 2652:2 2663:8,24 2673:2 2681:19,21,24 2693:2 2695:7 2697:12,19,23</p>
--	--	---	--	--

2699:3 2701:15 2701:16,21,23 2709:13 2719:12 2742:5 2747:5 2749:5,7,9,15,17 2762:1 2766:8 2774:1,3,4 2778:14 2779:6 2779:20 2797:14 2797:23 2803:17 2813:22 2822:25 2829:22 2833:15 <b>puts</b> 2693:20 <b>putting</b> 2639:15 2640:10 2746:21 2751:19 2783:9 2798:17,25 2828:10 <b>P-1.83</b> 2733:11 2738:12 <b>P-2.85.5</b> 2779:3 2780:1 <b>P-2.85.6</b> 2604:19 2794:23,24 2796:7 <b>P-2.85.8</b> 2749:19 2751:9 <b>P-2.85.9</b> 2604:13 2768:4,8 <b>p.m</b> 2736:12,14,16 2736:17 2768:16 2801:3,4 2834:6 <b>p3</b> 2831:12	2622:22 2751:24 2798:19 <b>questions</b> 2609:2 2622:2,5 2623:18 2623:19,25 2627:19 2631:9 2635:11 2641:6 2645:20 2660:2 2672:9 2674:21 2675:3 2685:22 2692:25 2703:17 2719:13 2728:5 2772:3 2773:25 2774:1,3,4 2791:5 2791:7 2797:18 2797:23 2798:3,5 2798:6,24 2799:15 <b>quick</b> 2664:24 2668:10 2679:9 <b>quickly</b> 2667:9 2801:11 <b>quiet</b> 2724:19 <b>quite</b> 2667:8 2715:4 2719:16 2753:24 2761:24 2767:21 2820:14,18 2828:9 <b>quotations</b> 2693:19 2699:20 <b>quotes</b> 2693:17 2700:4 <b>Q.C</b> 2601:2	2793:11,11 <b>rather</b> 2724:14 <b>Ray</b> 2712:8,17 <b>RCMP</b> 2604:9 2610:17,21 2611:23 2615:3,6 2615:7 2632:21 2635:24 2636:24 2653:17 2654:8 2654:11 2655:16 2655:20 2663:14 2663:18 2664:2,5 2664:8 2730:17 2754:6 2759:17 2782:8 <b>reaction</b> 2795:11 <b>read</b> 2608:1,9,16 2610:3 2617:1 2687:15 2690:4 2693:9 2701:9 2702:10 2703:1,7 2730:21 2733:18 2736:3,5 2737:5 2756:10 2763:3 2763:19 2767:16 <b>reader</b> 2618:5,11 2618:14,17,18,20 2618:24 <b>readily</b> 2690:21 <b>reading</b> 2687:17 2702:8 <b>ready</b> 2651:24 2767:25 <b>realize</b> 2668:12 2715:22 2783:3 <b>really</b> 2608:18 2611:11 2625:5 2627:17 2662:5 2729:4 2730:2 2746:21 2820:3 <b>realm</b> 2778:14 <b>rear</b> 2669:9 <b>reason</b> 2608:9 2646:15 2656:17 2657:20 2670:7 2685:15 2747:20 2765:1 2772:16 2790:11 2804:19 2812:17 2828:25 2830:9 2833:1,20 <b>reasonable</b> 2657:7 2657:11 2678:22 2679:21 2680:5 2680:17,25 2681:9 2682:8,23 2683:3 2686:10 2686:25 2688:4 2694:6 2799:13 2831:9 2833:4	<b>reasons</b> 2659:1 2789:15,16 <b>recall</b> 2612:1 2620:17 2622:16 2654:10 2668:9 2693:14 2713:10 2713:12 2730:8 2730:13,25 2731:13 2769:22 2769:24 2770:14 2772:10,12 2773:10,19,23 2774:1,4,7,9,14 2775:2 2776:13 2777:11 2807:17 2809:20 2810:4,6 2811:14,15,15 2821:24 2822:8 2824:15 <b>recap</b> 2676:21 <b>receipts</b> 2829:11,20 <b>receive</b> 2659:14 <b>received</b> 2606:7 2639:16 2648:23 2649:3 2650:16 2650:18 2654:2 2688:3 2704:20 2706:25 2712:2,7 2712:10,19 2763:25 2791:6 2791:12 2795:4 2803:8 2806:23 2809:23 2813:9 <b>receiving</b> 2807:18 <b>recess</b> 2676:5,9 <b>recessed</b> 2676:10 2736:16 2801:1,3 <b>recognize</b> 2672:22 2752:1,2 2812:7 2813:16 <b>recognized</b> 2756:13 2756:16 2776:16 2817:22 <b>recollection</b> 2615:14 2616:19 2617:20 2625:25 2646:13 2666:22 2672:16 2711:16 2729:13 2770:11 2773:17 2774:12 <b>reconcile</b> 2777:7 <b>reconstruction</b> 2758:18,18 2782:8 <b>reconvened</b> 2676:11 2736:17 2801:4 <b>record</b> 2632:17 2633:3 2683:8	2689:20,24 2690:3 2702:8,16 2802:17,20 2815:14 <b>recorded</b> 2641:8 2665:16 2683:11 2683:18 2689:5 2690:1 2811:22 <b>recording</b> 2683:3 2691:2 <b>recordings</b> 2683:13 <b>records</b> 2733:21 2814:23 2815:4 2825:9,12,17 2826:10 2833:15 <b>recruit</b> 2648:5 <b>redemption</b> 2751:8 <b>redirect</b> 2632:4 2636:15 2639:25 <b>redundant</b> 2798:7 2799:1 <b>refer</b> 2649:4,20 2653:19 2654:8 2663:3 2681:24 2730:16 2738:10 2749:24 2781:20 2812:14 <b>reference</b> 2632:20 2635:10,15 2667:21,22 2672:14 2749:23 2768:8 2770:9 2789:20 2791:9 <b>referred</b> 2663:1 2701:2,4 2702:15 2732:21 2767:21 2786:6 2807:15 <b>referring</b> 2649:7 2662:20,22 2664:16 2668:1 2681:3 2682:1,9 2683:20 2699:24 2746:12,13,17 2764:9 2781:3 2782:11 2805:5 2816:23 2827:6 <b>refers</b> 2802:1 <b>refresh</b> 2654:15 2662:21 2742:11 <b>refreshes</b> 2730:22 <b>refreshing</b> 2682:7 <b>refusal</b> 2604:12 2701:2,4,10 2702:5,18 2703:7 2703:11 2775:13 <b>refuse</b> 2705:24 2719:15 <b>refused</b> 2703:9 2774:21 2775:18
<b>Q</b>	<b>R</b>			
<b>quality</b> 2766:2,4 <b>quarters</b> 2822:21 <b>question</b> 2613:23 2614:1 2617:13 2620:5 2635:18 2635:21 2637:17 2637:19 2638:12 2638:17,22,24 2639:5,11,15,23 2640:21 2645:23 2650:16 2654:4 2655:15 2673:2 2673:14 2693:1,2 2693:6,21 2695:17,24 2697:12,13,15,19 2697:22 2705:3 2730:21 2737:22 2745:9 2757:20 2762:1 2771:10 2781:4 2788:20 2798:12 2801:10 2815:14 2821:3,5 2821:7 2823:1 <b>questioning</b>	<b>R</b> 2602:14 <b>radio</b> 2653:12,14 2655:9,23 2660:3 2660:15 <b>radioed</b> 2654:5 2655:4 <b>radios</b> 2659:19 <b>raise</b> 2620:14 2691:22 2824:11 <b>raised</b> 2610:1 2631:1 2637:21 2637:22 2644:19 2689:4 2691:16 2775:2 2795:6 2801:11 2810:4,6 2817:20,21,25 2820:12 2823:18 2823:24 <b>raising</b> 2814:16 2815:18 <b>ran</b> 2714:19 <b>range</b> 2637:12 2638:3,3 <b>ranks</b> 2648:12 <b>rarely</b> 2716:2			

2796:24 2798:2 <b>refusing</b> 2703:1,5 2703:14,15 <b>regard</b> 2674:9 2680:10 2709:6 2734:10 2782:2 2811:9 2817:8 2819:20 <b>regarding</b> 2760:14 <b>regardless</b> 2629:6 <b>regards</b> 2717:2 2797:7 2821:4,4,5 2833:8 <b>Reid</b> 2602:7,22 2835:5,14 <b>reinterviewing</b> 2766:23 <b>related</b> 2626:24 2637:25 2638:7 2709:25 <b>relates</b> 2622:22 <b>relating</b> 2617:15 2632:6 2739:7 <b>relation</b> 2707:2 2766:6 2801:12 <b>relations</b> 2634:16 <b>relationship</b> 2625:10 2634:18 <b>relayed</b> 2653:1 2659:6 <b>release</b> 2706:2 2707:10,11,17,24 2708:2,22 2709:19,20 2710:10,14,16,17 2710:18 2721:7 2722:25 2728:8 2728:13 2772:17 2772:21 2773:1 2775:16 <b>released</b> 2707:7 2710:7,19,24 2711:25 2721:2,6 2721:6,15 2722:19,23 2723:2,3,8,16 2725:3 2772:18 <b>releasing</b> 2707:21 2708:6 <b>relevant</b> 2635:7,9 2696:19,24 <b>rely</b> 2697:6 <b>relying</b> 2679:21 <b>remain</b> 2657:1 2745:16 <b>remark</b> 2644:4 <b>remember</b> 2609:24 <b>remorse</b> 2645:1,16 <b>removed</b> 2696:13	2696:13 <b>reopened</b> 2676:13 2736:19 <b>repeat</b> 2629:21 2680:12 2705:3 2709:21 2716:16 2728:11,12 <b>repeated</b> 2636:22 <b>repeating</b> 2615:18 <b>replied</b> 2642:1 2700:21 2703:12 <b>reply</b> 2691:9,10 <b>reported</b> 2650:23 <b>reporter</b> 2767:25 <b>reporters</b> 2602:21 2835:1,5 <b>reports</b> 2608:17 2617:17 2681:25 2733:16 2734:9 2734:11 2735:24 2737:3 2746:10 2747:10 2782:14 2784:11,12 2788:25 2789:1 2789:14 2790:24 2798:5,24 2799:5 2829:11 <b>representative</b> 2630:22 <b>represents</b> 2716:9 <b>request</b> 2651:7,10 2651:11 2662:7 2760:8 2761:13 2764:18 2792:5 2794:20 2795:7 2809:20 2828:11 <b>requested</b> 2787:22 <b>requesting</b> 2650:20 2650:21 <b>requests</b> 2825:6 <b>require</b> 2758:19 <b>required</b> 2701:9 2792:23 2794:17 2798:3 2825:17 <b>requirement</b> 2782:22 2783:24 <b>requirements</b> 2796:2 <b>requires</b> 2632:17 <b>residence</b> 2626:12 2626:17 2650:17 2650:19 2762:10 2772:5,7 2774:8 <b>residences</b> 2777:17 2777:20 <b>resolve</b> 2815:12 <b>resort</b> 2826:2 <b>resources</b> 2758:11 2758:20 2762:14	2764:23 <b>respect</b> 2606:8 2617:25 2636:22 2637:19 2641:6 2641:11,15 2667:3 2671:4,12 2677:3 2679:20 2681:8 2682:6 2683:17 2690:3 2693:7 2696:19 2709:4 2715:10 2716:6 2721:13 2726:1,4 2728:5 2729:7 2733:19 2754:2 2756:21 2760:11 2761:17 2783:23 2794:12 2811:6 <b>respectively</b> 2808:18 <b>respond</b> 2607:14 <b>responded</b> 2629:11 2645:1,16 2674:3 2746:8 2793:15 <b>responders</b> 2658:17 <b>responding</b> 2645:5 <b>response</b> 2629:22 2630:1,1 2645:3 2655:14 2691:6 2781:9 2792:21 <b>responsibility</b> 2769:18 2783:14 <b>responsible</b> 2680:2 2711:2 2712:25 2728:9 2742:8 2759:7 2767:5,13 2822:15 <b>rest</b> 2747:7 2753:21 <b>Restall</b> 2602:11 <b>restaurant</b> 2814:23 2815:4,9 2832:2 <b>restaurant/bar</b> 2830:4 <b>result</b> 2651:22 2668:24 2696:6 2700:9 2778:10 2800:9 2821:15 2821:15 2832:4,6 2832:19 <b>retrospect</b> 2680:18 2680:21 2683:10 2683:10 <b>return</b> 2730:4 <b>returned</b> 2607:25 2608:3,14 2713:7 2769:1 2770:25 2771:4,16 <b>revealing</b> 2645:8 <b>Revenue</b> 2825:19	<b>review</b> 2618:22 2726:15 2751:21 2807:8 <b>reviewed</b> 2789:21 2807:2,6 2827:18 2827:22 <b>reviewer</b> 2742:6 2748:6 2754:14 <b>reviewing</b> 2618:9 2619:1 2682:7 2737:3 2742:1,3,9 2745:1 2749:8 2829:11 <b>revision</b> 2734:24 2735:8 2742:19 2743:7,21 2744:3 2744:20 2747:13 <b>revisions</b> 2735:17 2744:13 <b>rewrote</b> 2749:1 <b>RE-DIRECT</b> 2636:16 <b>re-entered</b> 2747:14 <b>re-examination</b> 2603:10 2624:14 2637:21 2638:6 <b>Richard</b> 2792:1 <b>Ridd</b> 2704:11 2705:8 <b>rights</b> 2687:16,18 2688:17 2706:22 2715:7,15 2716:18 2717:3 <b>right-hand</b> 2654:16 <b>Riley</b> 2604:14 2768:5 <b>rise</b> 2606:3 2676:8 2676:12 2736:13 2736:18 2800:25 2801:5 2834:4 <b>road</b> 2623:14 <b>Robert</b> 2602:11 <b>Roger</b> 2601:2 2809:24 <b>role</b> 2728:6 2777:12 2819:3 <b>roles</b> 2729:25 2730:3 <b>Rolland</b> 2806:18 2807:14 2811:9 <b>room</b> 2628:12,12,19 2646:6 2661:4,9 2661:11,12,14,18 2668:4 2672:4 2673:20 2675:17 2675:20 2678:7 2695:7,9 2696:7 2698:13,17,18,22 2699:7,23	2700:10 2705:13 2706:3 2719:8,9 2723:3 2725:21 2823:5 <b>rooms</b> 2661:7 <b>Rosser</b> 2754:11 2806:18,21 2807:2,9 2808:17 <b>rough</b> 2649:21 2662:23 2663:2,3 2664:14,18 2665:22 2667:8,8 2667:13 2672:19 2679:3,6,8,9,13 2680:10,15 2681:6 2689:16 2689:21,22 2781:11 2811:17 <b>route</b> 2652:20 <b>row</b> 2741:21,25 <b>rule</b> 2638:24 <b>rumours</b> 2823:11 2824:4,24 <b>run</b> 2786:16 <b>Russ</b> 2704:11 2705:8 <b>R-1</b> 2813:14 2814:9 <b>R-1.91.13</b> 2605:6 2826:14,19 <b>R-1.91.14</b> 2605:9 2831:12,16 <b>R-1.91.7</b> 2605:4 2814:4 <b>R.L</b> 2602:4 <b>R.M</b> 2602:14
<b>S</b>				
<b>S</b> 2602:16,17,17,19 <b>safe</b> 2755:10,19,22 <b>sales</b> 2825:18 <b>Salhany</b> 2601:2 <b>sally</b> 2668:18,19 <b>same</b> 2616:24 2617:12 2620:5 2620:13 2621:17 2638:14,18 2665:17 2701:5 2712:16 2716:5 2738:25 2740:8 2741:11,12 2766:18 2787:3 2833:1 <b>sample</b> 2698:23 2700:11 <b>samples</b> 2691:6,13 2694:19 2698:20 2699:5 2703:4,5 <b>sat</b> 2731:5 <b>saw</b> 2627:22 2669:11 2756:1				

<p>2765:17 2771:14  <b>saying</b> 2612:2  2618:15 2619:17  2628:22 2634:4  2641:18 2685:19  2699:16 2703:21  2753:7 2756:15  2773:10,15  2774:14 2775:3  2777:18 2780:17  2785:23 2809:5  2820:24 2828:16  2830:1,18  <b>says</b> 2606:22  2613:19 2616:8  2654:20 2655:11  2661:3 2665:7  2738:18 2741:21  2741:25 2752:11  2753:5,16  2807:17 2815:1  <b>scant</b> 2766:25  <b>scene</b> 2620:3  2651:12 2652:3,9  2652:19,21  2653:12 2654:2,5  2655:5,10 2656:1  2656:22 2658:16  2658:21,22  2659:2,25  2673:11 2675:6  2715:8 2730:15  2731:6,17,21  2746:9 2747:6  2766:15,19  2775:23 2789:24  2790:10 2804:8  2804:22 2819:4,6  2819:6,9,22  <b>schedule</b> 2620:24  2621:18  <b>scheduled</b> 2648:15  <b>score</b> 2797:12,13,14  2797:15,23,25  <b>scored</b> 2797:17  <b>scoring</b> 2797:10  2798:3,6 2799:9  <b>scrutinizes</b> 2618:7  <b>se</b> 2766:12  <b>search</b> 2815:13,19  2827:8,14,17  2829:4,7,9,10,17  <b>seat</b> 2669:9,20  2800:8  <b>seated</b> 2676:14  2736:20 2801:7  <b>second</b> 2612:5  2635:5 2637:14  2640:8 2697:22</p>	<p>2718:7 2776:19  2784:21 2786:5  2786:12 2828:11  2831:24 2833:11  <b>Secretary</b> 2602:5  <b>section</b> 2688:17  2708:21 2826:5  <b>secured</b> 2670:2  <b>seek</b> 2724:12  <b>seeking</b> 2606:8  <b>seeks</b> 2606:18  <b>seem</b> 2631:3  2699:14 2700:22  2788:10 2815:11  2830:8  <b>seemed</b> 2631:3  2644:14  <b>seems</b> 2607:6  2646:1  <b>seen</b> 2606:20  2735:1  <b>seize</b> 2814:22  2815:3  <b>seized</b> 2769:8  <b>seizing</b> 2767:9  <b>seizure</b> 2771:8  <b>self-evident</b>  2832:10  <b>Selkirk</b> 2754:10  <b>send</b> 2619:20  2780:13,18,23,23  2807:21  <b>sending</b> 2627:2  2780:10  <b>senior</b> 2758:5  2819:3,21  <b>sense</b> 2607:6 2645:9  2715:18 2751:8  2776:11  <b>sent</b> 2626:22 2779:3  <b>sentence</b> 2612:7  2629:22 2774:24  2775:6 2827:9  <b>sentences</b> 2774:22  2777:23  <b>separate</b> 2732:25  2733:2 2738:2,5  2787:14,14  <b>sequence</b> 2730:21  <b>sergeant</b> 2604:20  2604:22 2605:4  2613:3 2617:8  2618:12,25  2619:8 2621:7,7  2669:14 2675:12  2712:11 2720:13  2720:14 2722:10  2770:5 2781:1  2796:8 2814:3,5</p>	<p><b>sergeants</b> 2621:4  2723:20  <b>serious</b> 2651:13,16  2652:3 2656:15  2656:21 2729:8  2817:8 2818:17  2818:21 2819:24  2820:13,21,25  2822:1  <b>seriousness</b> 2758:1  <b>serve</b> 2626:12,17,20  <b>served</b> 2724:1,3,4,5  2724:6,12  <b>service</b> 2602:16  2633:10 2647:10  2647:23,24  2648:1 2713:16  2716:14 2722:6  2759:21,23,25  2760:5,23 2761:4  2761:18 2762:18  2762:21 2764:1  2764:16 2782:5  2806:8 2809:18  2810:21 2827:8  2830:3  <b>serving</b> 2725:4  <b>set</b> 2662:25 2666:4  2784:19,21,21  2786:4,5,7,12  2788:1 2825:21  <b>sets</b> 2786:18,25  2787:3,10,11  2801:19  <b>seven</b> 2609:16  2620:10 2621:12  2757:12 2789:5  2792:23 2793:1,3  2793:5,7,17  2794:15  <b>Sharleen</b> 2602:7  <b>sharp</b> 2834:3  <b>Shaw</b> 2754:9  2757:11  <b>shift</b> 2609:17,18  2653:7 2747:8  <b>shifted</b> 2670:15  <b>shifts</b> 2620:24  <b>shirt</b> 2771:13,14,18  <b>short</b> 2753:14  <b>shortly</b> 2726:13  2728:14 2802:10  <b>shoulders</b> 2783:21  <b>show</b> 2749:18  2812:5  <b>showing</b> 2709:4  <b>shown</b> 2799:19  <b>shut</b> 2661:7  <b>side</b> 2616:8 2621:13</p>	<p>2752:18  <b>sidewalk</b> 2678:2  2683:25  <b>siezed</b> 2771:19  <b>signed</b> 2724:3,13  2802:25 2803:1  <b>significant</b> 2673:10  <b>signs</b> 2726:20,20  2727:5  <b>similar</b> 2787:6  <b>Simmonds</b> 2791:20  <b>simple</b> 2608:16  <b>simply</b> 2606:22  2630:10 2639:21  2639:23 2640:17  2656:14 2659:12  2667:9 2681:19  2705:10 2716:25  2778:7 2818:8  <b>simultaneous</b>  2810:18  <b>since</b> 2609:10  2626:3 2647:13  2647:17,19  2750:9,20  2776:12  <b>single</b> 2737:11  2746:5  <b>sister</b> 2656:16  2657:6,17  2658:12 2766:19  <b>sit</b> 2639:2 2731:3  2803:12 2830:14  <b>sitting</b> 2601:13  2611:14 2628:6,7  2628:14,15  2670:10  <b>situation</b> 2621:19  2643:7,8,10,12,24  2644:10 2651:19  2657:23 2658:20  2705:21 2714:17  2714:24 2720:23  2721:24 2734:13  2758:4  <b>six</b> 2609:16 2790:14  <b>skid</b> 2775:20  <b>slight</b> 2662:4,12  2667:3 2672:7  <b>slightly</b> 2629:14  2631:3  <b>small</b> 2607:5  2609:12 2625:8  <b>smell</b> 2612:19  2683:22 2684:8  2684:22 2693:24  2807:11 2809:12  <b>smelled</b> 2612:23  2662:4</p>	<p><b>smelling</b> 2662:13,15  <b>smelt</b> 2612:18  <b>smiling</b> 2831:7  <b>social</b> 2625:9  2633:12  <b>socialize</b> 2609:8  2625:5  <b>socialized</b> 2635:1  <b>soften</b> 2809:15  <b>some</b> 2608:11,15  2614:17 2623:25  2631:14 2633:12  2640:2 2656:17  2656:24 2670:7  2670:18 2676:17  2676:19,20  2677:17 2678:10  2691:15,25  2715:12 2728:4  2729:6 2730:5  2731:8 2732:8  2751:8 2752:7  2758:25 2766:6  2768:21 2772:3  2784:3,7 2785:15  2791:5,7 2804:23  2814:20 2823:6  2833:11,23  <b>somebody</b> 2623:11  2644:9 2657:25  2659:20 2671:23  2674:15 2708:22  2710:19 2716:6  2717:14 2719:25  2722:5 2775:3  2790:10 2796:18  2823:5  <b>someone</b> 2658:5  2667:3 2684:17  2698:9 2709:20  2714:25 2717:18  2718:5 2719:18  2721:24 2735:11  <b>someone's</b> 2684:10  <b>something</b> 2608:12  2614:13 2619:14  2619:20 2623:1  2629:3 2636:7  2645:12 2657:6  2658:13 2680:21  2697:20 2698:3  2715:19 2718:10  2756:14,16  2757:8 2760:19  2770:12 2803:12  2811:21 2818:10  2825:8  <b>sometime</b> 2694:15  <b>sometimes</b> 2625:8</p>
---	--	---	--	---

2804:5 <b>somewhat</b> 2656:13 <b>somewhere</b> 2705:11 <b>soon</b> 2641:8 2670:13 <b>sorry</b> 2626:15 2635:22 2647:19 2663:16 2666:10 2671:8,24,24 2692:7,23 2693:15 2699:19 2704:25 2705:2 2715:12 2724:11 2728:11 2743:15 2745:14 2746:13 2746:15 2771:2 2785:12 2787:9 2798:9 2818:13 2818:16 2831:12 <b>sort</b> 2623:14 2643:23 <b>sought</b> 2829:8,19 <b>source</b> 2811:8,12 2825:22 <b>speak</b> 2627:5,6 2629:8 2631:14 2631:17 2640:9 2655:23 2660:12 2660:14 2661:4 2686:6 2695:3 2705:7 2716:8,12 2717:23 2718:8 2718:13,14,15 2720:24 2721:18 2747:16 2772:22 2833:9,10 <b>speaking</b> 2644:25 2645:15 2651:3 2652:22 2654:10 2656:14 2706:12 2708:2 2772:20 2777:19 2784:10 2791:25 <b>special</b> 2652:17,23 2655:18 2656:5 2704:17,18 2718:25 2719:2 <b>specific</b> 2636:5 2690:12 2731:14 <b>specifically</b> 2651:9 2655:22 2688:16 2776:13 <b>spellcheck</b> 2734:12 <b>spelling</b> 2734:14,20 <b>spend</b> 2633:12 2722:15 2770:8 <b>spent</b> 2823:4 <b>split</b> 2650:24 2651:16	<b>spoke</b> 2627:4 2629:13 2704:11 2705:20 2718:1 2749:14 2772:9 2772:25 2780:20 2785:2 2807:20 <b>spoken</b> 2726:18 2757:8 2807:9 <b>spot</b> 2661:22 <b>squad</b> 2668:13 <b>St</b> 2602:14 2604:15 2614:9 2624:21 2625:16 2633:10 2647:8,10 2648:1 2648:7 2668:5 2751:20 2758:11 2758:20 2759:5,9 2759:13,15 2760:6 2761:23 2762:17 2763:13 2765:7 2767:19 2768:2,12 2776:20 2779:12 2782:4 2790:22 2794:14 2809:18 2819:14 2823:12 2824:4 <b>staff</b> 2602:1 2712:11 2764:6,9 2827:21 2828:3 2829:13 2830:5 <b>stage</b> 2646:15 2783:11 <b>stages</b> 2728:7 <b>standard</b> 2688:22 2794:3 <b>Standards</b> 2712:12 2712:21 2713:17 2760:17,23 2761:5 2763:22 2771:1,5,17 2809:8,25 2827:19,24 2829:12 <b>standing</b> 2606:9,12 2606:13 2607:2,2 2607:12,15 <b>start</b> 2606:7 2642:14 2647:22 2648:3 2695:10 2722:18 2732:15 2735:4 2738:8 2744:22 2747:23 2747:25 2777:21 2781:8 2786:17 2834:3 <b>started</b> 2625:1 2638:2 2647:23 2647:25 2648:8	2653:7 2682:2 2683:11 2722:22 2732:17,18,20,22 2733:8,9,19 2737:25 2738:3 2787:24 <b>starting</b> 2620:9 2622:11,13 2670:17 2828:6 <b>starts</b> 2653:19 2695:5 <b>state</b> 2641:15 2719:12 2724:18 2725:6 2824:1 <b>stated</b> 2616:14 2617:3,5 2835:9 <b>statement</b> 2604:9 2629:19 2632:21 2632:22 2644:5 2644:16 2653:17 2654:9 2663:18 2664:2,7 2665:3 2730:17 2799:21 2799:22 2802:13 2806:24 2807:1,2 2807:9,15 2811:10 2816:2 <b>statements</b> 2608:20 2754:7,17 2757:10 2763:3,5 2763:7 2767:2 2782:14 2797:8 <b>states</b> 2729:16 2746:2 2831:24 <b>station</b> 2651:25,25 2652:11,12 2654:1 2656:24 2657:2,22 2659:11,13,15 2660:5,9,11,15 2662:7 2665:20 2666:19 2668:5 2668:18 2674:6 2674:11 2675:17 2675:22 2676:4 2676:24 2677:12 2677:15,20 2678:5 2684:2 2687:13 2705:12 2709:14 2710:21 2710:22 2713:15 2720:12 2722:20 2730:5,9 2760:24 2789:10,11,16 2790:1 2794:14 2808:10 <b>statistical</b> 2797:11 <b>status</b> 2734:6,7 2735:16	<b>statutory</b> 2697:6 <b>stay</b> 2655:9,12 <b>Stefanson</b> 2602:19 2603:8 2623:23 2624:3,9,11,17,18 2626:18 2631:8 2631:21 2632:11 2632:14 2634:15 2642:5,10,17,20 2642:23 2643:1 2644:14 2645:25 2646:4,10,20 <b>Stenotype</b> 2835:8 <b>step</b> 2642:7 2675:15 2675:16 <b>steps</b> 2692:13 2722:22 2788:3 2801:16 2828:5 <b>Stevens</b> 2754:9 2757:11 <b>stickies</b> 2618:15 <b>sticky</b> 2619:20 <b>still</b> 2620:12 2635:19 2648:24 2649:18 2667:11 2693:24 2712:9 2721:5,12 2739:3 2739:5,15,23,25 2740:3,9,12 2741:13 2742:18 2742:23 2743:6 2751:23 2755:20 2757:22 2782:1 <b>stops</b> 2638:12 <b>storage</b> 2661:11 <b>straight</b> 2710:20 2775:21 <b>strange</b> 2656:17 <b>strategy</b> 2717:7 2803:4 2808:20 2810:25 <b>stray</b> 2638:25 <b>strength</b> 2776:7 2820:6 <b>stressed</b> 2818:11,13 2818:14 <b>stressful</b> 2627:15,18 <b>strictly</b> 2717:5 <b>strong</b> 2669:15 2670:23,25 2683:22 2684:8 2684:22 2686:11 2688:11 2693:24 2727:3 2807:11 2809:11 <b>stuff</b> 2608:16,17 2634:25 <b>stuffed</b> 2662:6 <b>subject</b> 2630:7	2631:22 2636:10 2645:20 2661:20 2662:5 2669:4 2673:14 <b>subjective</b> 2687:2 <b>submission</b> 2631:12 2632:9 2645:21 <b>submissions</b> 2632:6 2642:4,25 2646:13 <b>submitted</b> 2788:2 <b>subpoenas</b> 2626:17 <b>subsequent</b> 2726:16 2726:17 2746:25 2791:2 <b>subsequently</b> 2620:14 2796:12 <b>substantial</b> 2606:23 <b>subvert</b> 2633:19 <b>suffering</b> 2777:6 <b>sufficient</b> 2688:3 2758:12,20 2767:4 <b>suggest</b> 2684:14 2692:9 2708:13 2710:6,8 2714:15 2715:17,23 2767:3,4 2802:10 2809:17 2814:21 2816:5,11 <b>suggested</b> 2789:17 <b>suggesting</b> 2732:12 2775:5 2796:1 2809:7 <b>suggestion</b> 2632:2 2644:1,2 2646:12 2710:13 <b>suggestions</b> 2757:17 <b>suggests</b> 2788:9 <b>suicidal</b> 2722:1 <b>sum</b> 2631:15 2674:13 2686:9 2800:12 <b>summary</b> 2613:20 <b>supervisors</b> 2734:8 <b>supp</b> 2753:15 <b>suppose</b> 2638:3 2833:17 <b>supposed</b> 2793:16 2794:15 <b>sure</b> 2608:18 2611:12 2616:3 2618:7 2621:14 2624:4 2626:1 2629:2 2637:10 2646:4 2680:13 2698:6 2702:12 2730:10 2767:18 2767:22 2776:11
--	--	---	--	--

2805:4 2810:25 <b>surfaces</b> 2677:25 <b>suspect</b> 2668:17 <b>suspension</b> 2724:5 <b>suspicion</b> 2658:11 <b>sustained</b> 2800:10 <b>Sveinson</b> 2772:5,7 2774:8,13 <b>swearing</b> 2829:18 <b>sworn</b> 2633:1,3 2647:3 2772:18 <b>synopsis</b> 2763:7,23 2827:18,24 2829:13 <b>system</b> 2654:17 2733:21 2734:7 2734:23,24 2815:16	2806:17,20 2807:1 <b>telephone</b> 2648:23 2649:3 2650:17 2650:18 2651:1 2651:23 2692:2 2696:4,5,14 2711:17 2712:3 2719:18 2769:23 2770:3,10 2791:7 <b>tell</b> 2611:22 2616:4 2622:15 2629:15 2644:25 2649:1 2653:12 2659:19 2661:2 2662:5 2668:15 2670:18 2671:1 2685:7 2699:18 2712:6 2713:23 2714:2 2724:16 2725:5 2726:24 2730:22 2745:20 2747:3 2753:19 2764:15 2772:13 2776:11 2778:2 2782:7 2797:2 2798:1 2819:18 2822:6 2828:22 2829:1 2831:1 <b>telling</b> 2623:1,8,10 2662:10,12 2668:25 2674:13 2677:10 2698:23 2717:18 2735:2 2770:7 2774:7 2777:7 2794:16 2798:23 2804:1 2815:19 2818:20 2820:19 2824:3 2832:10 <b>tells</b> 2672:5 2803:11 <b>tempted</b> 2639:4 <b>ten</b> 2711:11 2831:23 <b>tend</b> 2757:23 <b>tense</b> 2643:7 <b>terms</b> 2624:12 2631:10 2674:5 2700:23 2732:5 2745:9 2751:24 2757:18 2788:21 2802:13 2819:23 <b>terribly</b> 2822:22 <b>test</b> 2696:25 <b>testified</b> 2645:24 2647:3 2658:24 <b>testify</b> 2637:7 <b>testifying</b> 2642:16 <b>testimony</b> 2628:1,4	2628:8 2633:1,4 2636:18 2639:16 2642:8 2644:10 2658:15 2677:9 2732:21 2737:24 <b>tests</b> 2687:2 <b>thank</b> 2606:16 2607:13,19,20 2608:24 2612:9 2622:2,4 2623:17 2623:24 2624:2,3 2624:9,17 2631:9 2632:13,14 2633:4 2634:13 2636:11,13 2640:14,20 2642:2,8,10 2643:1 2646:18 2646:20,23 2649:25 2653:23 2663:6 2710:4 2736:11 2743:18 2751:6,15 2800:23 <b>their</b> 2681:25 2684:18 2698:9 2714:13,13,25 2717:8,8 2735:13 2735:14,24 2747:10 2760:13 2783:25 2790:19 2794:5 2803:7 2815:15 2827:20 2827:24 2828:1 2829:13 2830:3 <b>themselves</b> 2782:24 <b>theory</b> 2776:1 <b>thing</b> 2609:9 2639:7 2665:17 2687:3 2701:5 2708:15 2708:19,22 2716:5 2722:1 2723:15 2741:11 2741:12 2769:6 2788:8 2823:22 <b>things</b> 2609:14 2618:7,16 2641:21 2662:10 2665:6 2670:18 2672:5,12 2676:17 2680:2 2694:11 2735:6,6 2757:5 2766:2,10 2769:7 2774:12 2775:4 2781:22 2783:9 2797:13 2815:20 2816:8,9 2817:2 2820:11 2825:4	<b>think</b> 2606:9 2609:16 2610:15 2611:24 2631:24 2632:4,11,17 2636:8 2638:10 2639:6,23 2640:3 2640:19 2642:12 2643:6,12 2645:8 2662:23 2666:8 2676:6 2692:9 2707:23 2715:23 2717:5 2720:6 2727:1 2730:2,12 2737:7 2745:8 2751:10 2770:7 2779:5 2798:12 2820:22 2831:8 2833:4,24 <b>thinking</b> 2611:14 2658:1,1 2708:14 <b>thinks</b> 2828:20 <b>third</b> 2614:16 2731:1 2824:3 2827:6 2832:3 <b>though</b> 2622:18 2658:18 2699:15 2721:24 2776:5 2818:21 <b>thought</b> 2610:3 2623:25 2624:7 2630:23 2637:1 2656:17 2657:24 2658:5,6,20 2708:1,8,10 2722:12 2761:19 2820:12 2830:20 <b>thoughts</b> 2657:8 2729:22 2820:3 <b>threat</b> 2644:3 <b>threatened</b> 2644:21 <b>three</b> 2611:14 2672:3 2677:25 2713:14 2746:3 2761:2 2783:17 2786:20 2805:21 2805:25 2822:21 2831:3 <b>three-vehicle</b> 2672:1 2681:20 2706:18 <b>three-year</b> 2714:19 <b>through</b> 2607:17 2608:15,16 2610:16 2613:6 2624:22 2636:18 2638:5 2648:11 2649:14 2665:7 2668:1 2675:22 2677:8 2723:19	2723:22 2743:20 2785:3 2786:16 2787:20,24 2794:7,8 2815:15 2825:4 2826:7 <b>throughout</b> 2689:6 2691:2 2703:16 2745:24 2747:1,2 <b>tile</b> 2678:2 2684:1 <b>times</b> 2627:12 2649:4 2662:18 2676:19,20 2688:10 2696:19 2696:24 2704:25 2778:5 <b>today</b> 2620:7 2627:10 2637:8 2655:16 2761:8 2831:2 <b>together</b> 2616:10 2633:13 2634:24 2684:22 <b>tomorrow</b> 2832:11 2832:15 2834:1,2 2834:5 <b>top</b> 2616:4 2619:5 2655:3 2738:18 2741:8 2744:11 2797:14 <b>total</b> 2674:13 2686:9 2800:12 <b>touch</b> 2641:4 2653:9 2692:18 2704:4 2710:25 2712:4 2806:14 2828:22 <b>touched</b> 2610:15 <b>towards</b> 2628:11,13 2670:12,15,16 2828:5 <b>town</b> 2607:5 <b>track</b> 2705:2 2748:18 2767:5,8 2769:7,19 2770:15 2794:9 <b>traffic</b> 2759:18 2782:8 2785:7 2788:25 2789:3,6 2789:8,14,17 2790:2,13 2791:8 2791:13 2792:3,7 2792:16,22 2793:5,7,13 2794:17,18 2795:3,9,21 2796:2,13,21,23 2797:1,3,5,10,19 2797:24 2798:17 2800:12 2801:10
<b>T</b>				
<b>tab</b> 2702:12 2751:9 2751:10 2768:8 2813:14 2814:9 <b>tagging</b> 2769:13 <b>taken</b> 2645:13 2678:7 2699:6 2759:3 2762:4 2766:5 2767:2 2768:22 2771:25 2789:23,25 2806:24 2807:1 2835:8 <b>takes</b> 2704:3 2711:6 2817:1 <b>taking</b> 2652:5 2692:13 2723:24 2741:22 2749:15 2797:3 2824:5 <b>talk</b> 2645:17 2695:5 2713:5 <b>talked</b> 2615:17 2620:19 2631:2 2819:10 2820:11 <b>talking</b> 2612:14,15 2614:9 2755:6,8 2762:6,7,11 2773:24 2786:24 2803:24 2811:11 <b>Taman</b> 2602:11 2706:7 2766:14 2772:8 2774:13 <b>Tara</b> 2766:14 <b>TARs</b> 2788:25 <b>task</b> 2725:21 <b>tasked</b> 2728:19 <b>tax</b> 2825:18 <b>technical</b> 2758:19 2788:25 <b>technique</b> 2803:21 <b>Ted</b> 2754:11				

<p>2801:24 2802:2 2802:12 2803:2 2815:22 <b>tragedies</b> 2777:20 <b>tragedy</b> 2758:1 2777:18 <b>training</b> 2647:22 2648:3,6 <b>transactions</b> 2830:6 2830:19 <b>transcript</b> 2601:12 2610:20 2615:6,7 2653:18 2835:7 <b>transpired</b> 2646:8 <b>transport</b> 2822:7 <b>transported</b> 2662:7 2674:6,14 <b>transporting</b> 2669:25 2674:10 <b>trauma</b> 2720:16 <b>travels</b> 2656:16 <b>treated</b> 2769:10 <b>tremendous</b> 2777:5 <b>trial</b> 2783:18 <b>tried</b> 2822:13 2829:17 <b>trier</b> 2680:4 <b>trip</b> 2608:1 <b>triple</b> 2623:14 <b>truck</b> 2771:25 <b>true</b> 2642:17 2835:7 <b>try</b> 2633:24 2778:17 2779:10 2810:23 <b>trying</b> 2612:3 2615:13 2640:16 2657:21 2727:1 <b>turn</b> 2612:4 2632:17 2654:16 2670:12 2730:18 2738:15,24 2740:7 2744:1,18 2752:13 2771:15 2771:16 2787:22 2799:20 <b>turned</b> 2670:15 2771:15 2785:9 <b>two</b> 2613:7,9 2621:6 2631:17 2636:14 2661:10 2666:3 2673:20 2683:2 2702:12 2702:14 2703:17 2716:23 2752:25 2778:13 2786:18 2786:19,24 2787:3,8,10,11,12 2787:14,25 2805:9 2830:23 2831:3</p>	<p><b>two-minute</b> 2671:19 <b>type</b> 2609:8 2614:18 2633:18 2658:19 2710:16 2734:12 <b>typically</b> 2691:24 2698:4,8 2701:2 2721:17 2722:25 2723:7 2796:19 2796:22 2813:4</p> <hr/> <p style="text-align: center;"><b>U</b></p> <hr/> <p><b>ultimate</b> 2765:9 <b>ultimately</b> 2680:3 2680:24 2712:24 2759:13 2763:9 2763:10 2767:11 2769:19 2790:24 <b>Um-hum</b> 2666:14 2805:12 <b>unattended</b> 2668:17 <b>unclear</b> 2685:18 <b>uncuffed</b> 2670:11 <b>under</b> 2615:1,10,11 2616:19 2627:13 2632:21 2635:2 2644:10 2667:14 2675:18 2678:12 2678:15,22 2686:10 2687:18 2687:24 2694:3 2700:22 2708:21 2713:14 2715:9 2721:21 2723:10 2723:13,14 2724:14 2744:17 2747:22 2754:5 2762:11 2790:23 2796:21,23 2828:14 <b>underlying</b> 2685:6 <b>understand</b> 2607:8 2624:12 2625:4 2625:14,23,24 2626:3 2628:10 2630:21 2634:11 2636:17 2640:3 2642:15 2651:13 2663:1 2667:10 2670:3 2677:5 2678:10 2690:6 2691:9 2695:2 2696:21 2701:1 2703:10,12,19 2704:5 2706:5 2709:3 2711:9 2712:25 2714:5 2717:14 2718:19 2719:17 2722:8</p>	<p>2795:3 2801:15 2816:20 2819:13 <b>understanding</b> 2653:8 2724:9 2763:20 2771:12 2784:9 2816:14 <b>understood</b> 2674:12 2700:14 2703:8 2703:20 2712:2 2719:14 2722:10 2725:22,24 2791:6,21 2792:4 2795:15 <b>undertaking</b> 2710:23 <b>unequivocal</b> 2699:14 2719:14 2776:8 <b>unfavorable</b> 2640:5 <b>unfold</b> 2676:3 <b>unfortunate</b> 2645:7 <b>unfortunately</b> 2749:24 <b>uniform</b> 2652:6 2769:15 2770:16 2771:8,12,13,14 <b>unit</b> 2611:23 2712:12,21 2760:17,19,23 2761:5 2763:22 2771:1,5,17 2809:25 2827:19 2829:12 <b>unless</b> 2645:18 2670:7 2796:23 <b>unlikely</b> 2821:12,14 2821:19 <b>unnecessarily</b> 2643:5 <b>unreasonable</b> 2657:8,11 <b>unrepresented</b> 2782:25 <b>unsteady</b> 2677:24 2683:23 2684:23 2685:2,9,17,20 2686:12 2693:25 2727:6 <b>until</b> 2660:4 2687:18 2713:25 2729:16 2730:5,7 2736:12,14 2745:17 2750:10 2754:23 2755:9 2757:2 2763:24 2795:13,16 2834:5 <b>upcoming</b> 2816:7 <b>update</b> 2772:9,16</p>	<p><b>upper</b> 2654:16 <b>upset</b> 2629:17 2630:23 2631:4 2644:8,18 2719:9 2724:25 <b>use</b> 2747:8 2803:5 2815:8 <b>used</b> 2612:19 2615:1 2655:22 2734:11 2785:11 2785:14,24 2829:15 <b>using</b> 2797:13 <b>usually</b> 2734:8 2793:11 2820:7</p> <hr/> <p style="text-align: center;"><b>V</b></p> <hr/> <p><b>valuable</b> 2643:5 2808:22 2809:3 <b>value</b> 2734:22 <b>values</b> 2742:19,19 <b>vehicle</b> 2650:22,24 2650:24 2651:16 2652:4,5,17 2656:21 2661:21 2661:23 2667:11 2669:2,2 2671:3 2675:10,16,16 2677:4,18 2709:8 2709:24 2740:4 2740:15 2746:4 2768:23 2769:9 2775:21 2799:22 2800:18 2802:14 2808:1 2809:14 <b>vehicles</b> 2672:3 2797:8 <b>verbatim</b> 2802:20 <b>verdict</b> 2726:13 <b>Vernon</b> 2754:9 2757:11 <b>version</b> 2646:8 2745:17 2748:19 <b>very</b> 2622:3 2641:8 2642:8,11 2643:2 2643:4,6 2646:19 2658:25 2667:9 2668:10,11 2679:10,10 2680:19 2690:7 2690:12 2696:24 2697:19 2719:9 2738:7 2753:5 2757:22 2774:14 2788:20 2804:3 2804:14 2808:22 2809:6 2814:21 2815:2 2816:11 2831:8 <b>victims</b> 2777:17,21</p>	<p><b>view</b> 2683:7 2692:17 2709:8 2717:6 2724:9 2729:20 2784:4 2798:25 2816:7 <b>Vincent</b> 2602:3 <b>violation</b> 2739:9 2820:21 2823:14 2824:6 <b>virtually</b> 2638:17 2638:21 2670:5 <b>visit</b> 2772:4,12 2776:5 <b>voices</b> 2664:1 <b>volume</b> 2601:17 2632:23 2738:12</p> <hr/> <p style="text-align: center;"><b>W</b></p> <hr/> <p><b>wait</b> 2655:5 2656:8 2657:16 2683:8 <b>waited</b> 2657:13 2658:2 <b>waiting</b> 2624:6 2628:7 2658:9 2731:22 2782:8 <b>waitresses</b> 2827:21 2828:3 <b>walk</b> 2678:1 2683:24 <b>walked</b> 2628:11,17 2685:10 <b>walking</b> 2628:13 2630:15,16 2677:22 2685:14 <b>walks</b> 2645:11 <b>wall</b> 2719:7 2724:24 <b>want</b> 2606:14 2607:16 2638:25 2639:13 2643:4 2645:2 2652:25 2666:5 2676:19 2691:22 2698:20 2699:21 2700:4 2713:5 2716:19 2720:17 2747:3 2767:18,22 2778:7 2779:2 2786:11 2788:24 2790:15 2791:5 2791:24 2798:12 2799:3 2801:9 2803:3 2811:24 <b>wanted</b> 2608:11 2633:2 2635:12 2650:13 2654:14 2663:17 2667:12 2712:3 2714:9 2719:19 2732:2,3 2732:9 2772:16 2772:22 2785:4</p>
--	--	--	---	--

2792:15 2794:18 2833:8,23 <b>wanting</b> 2713:17 <b>wants</b> 2814:11,22 2815:20,21,24 2816:2 2825:7,7 <b>warning</b> 2604:12 2649:15 2701:2 2701:10 2702:5 2702:19,22,24 2703:2 <b>warnings</b> 2703:18 <b>warrant</b> 2814:22 2815:3,13 2826:5 2827:8,14,17 2829:4,7,9,10,18 2832:1,23,25 2833:5,10,16,22 <b>warrants</b> 2815:19 <b>washroom</b> 2785:9 <b>wasn't</b> 2624:4 2629:2 2630:3,4 2641:25 2645:11 2668:19 2701:21 2711:19,19,21 2721:16 2725:7 2748:23 2760:14 2765:20 2775:2 2775:23 2799:8 2799:14 2819:19 2822:22 <b>watch</b> 2722:2 <b>watching</b> 2748:24 <b>way</b> 2614:16 2620:24 2631:2 2644:23,24 2648:11 2653:2 2655:20 2658:9 2659:13 2675:25 2685:10 2792:18 2815:12 2830:6 <b>weakness</b> 2820:6 <b>wearing</b> 2800:7 <b>Wednesday</b> 2601:16 2606:1 <b>week</b> 2754:23 2755:9 2805:6,9 <b>weeks</b> 2805:9,21,25 <b>Weinstein</b> 2602:15 2603:6 2607:15 2607:18 2609:1 2612:9,10 2621:25 2632:19 2633:6 2635:6,16 2636:20 2637:5 <b>wellness</b> 2721:18 2722:15 <b>Wendy</b> 2602:6 <b>went</b> 2652:16	2722:4 2724:24 2757:15 2763:21 2772:23 2823:7 <b>weren't</b> 2630:6 <b>we'll</b> 2610:16 2624:12 2654:13 2664:11 2676:6 2680:1 2682:4 2736:11 <b>we're</b> 2616:10 2628:19 2649:10 2663:21 2713:1 <b>we've</b> 2735:1 2773:21 2774:16 2789:13 2790:20 2807:14 <b>whatsoever</b> 2665:22 2765:1 <b>while</b> 2624:20 2635:16 2640:9 2648:24 2649:18 2677:18 2687:12 2816:19 2823:7 <b>whole</b> 2734:23 2805:23 <b>wife</b> 2714:10,13,21 2714:25 2715:13 2717:8 2719:22 2719:24 2722:14 <b>Winnipeg</b> 2601:13 2601:14 2602:16 2602:18 2607:5 2620:21 2712:12 2712:20 2713:16 2716:14 2720:16 2722:5,16 2759:21,23,24 2760:5,12,16,19 2760:22 2761:4 2761:14,18 2762:8,21 2763:4 2763:6,18,21 2764:1,2,16 2765:2 2771:20 2782:5 2804:15 2806:6,8,11 2808:22 2809:8 2809:17,24 2810:20 2827:19 2827:23 2829:12 2830:2 <b>wise</b> 2734:14 <b>wish</b> 2632:9 2636:4 2642:3 <b>witnesses</b> 2603:3 2612:1,12 2613:1 2613:2 2618:20 2643:9 2755:2,14 2758:9 2760:6	2764:17 2765:3 2782:1 2803:7,9 <b>witness's</b> 2634:5 <b>Wolson</b> 2606:9,23 2791:20 2792:1 <b>Wolson's</b> 2607:9 2712:8,17 <b>wondering</b> 2667:20 2705:10 <b>word</b> 2610:6 2612:19 2615:1 2800:5 <b>wording</b> 2637:11 <b>words</b> 2611:25 2623:7 2624:25 2628:22 2629:1 2629:23 2630:13 2630:14 2639:20 2640:10 2643:14 2646:9 2693:13 2693:15 2699:3 2699:20 2734:22 2753:17 2774:17 2774:20 2795:20 2809:15 2810:19 <b>work</b> 2608:3,15 2619:22 2624:22 2626:19,23,24 2635:1 2648:16 2711:23 2714:13 2716:7 2717:8 2739:11 2756:2 2791:21 2810:9 <b>worked</b> 2614:10 2620:20 2621:11 2621:12 2648:11 2722:5 <b>working</b> 2609:16 2620:20 2624:21 2634:25 2635:2 2740:9 2784:7 2833:21 <b>works</b> 2791:19 2792:18 <b>work-related</b> 2627:3 <b>wouldn't</b> 2625:9 2679:8 2680:8,13 2687:25 2795:17 <b>Woychuk's</b> 2676:18 2677:1 2686:12 <b>write</b> 2699:19 2802:19 <b>writer</b> 2665:20 2666:19 <b>writing</b> 2732:8 2744:22 2756:10 2832:4 <b>wrong</b> 2612:6	2735:2 2749:23 <b>wrote</b> 2689:22 <hr/> <b>Y</b> <hr/> <b>yeah</b> 2608:8,14 2609:15 2610:4 2612:16 2614:3 2616:3,6,23 2618:11 2619:22 2623:10 2625:23 2630:16 2652:8 2654:23 2661:11 2662:15 2671:24 2673:4 2696:1 2701:8 2723:18 2723:21 2744:16 2780:22 2790:13 2804:25 2823:23 2833:17 <b>years</b> 2611:14 2613:14 2621:12 2625:22 <b>yesterday</b> 2626:5,9 2627:23 2641:7 2643:21 2701:15 <hr/> <b>Z</b> <hr/> <b>Zazelenchuk</b> 2602:11 2603:5 2606:18,20,25 2607:3,23,24 2608:24 <b>Zenk</b> 2620:20 2720:19 2721:2,5 2815:7 <hr/> <b>0</b> <hr/> <b>05</b> 2763:25 2827:25 <hr/> <b>1</b> <hr/> <b>1</b> 2604:16 2779:13 2797:6 <b>1st</b> 2744:19 2745:4 2745:10,12 2748:2,3,8,18 2749:4 2750:6,10 2754:13 2756:1 2768:15 2772:6 2780:7 2788:10 2805:17,19,24 <b>1:00</b> 2728:14 <b>1:03</b> 2722:22 2725:4 <b>1:47</b> 2739:7 <b>10</b> 2605:7 2616:2,3 2616:4,8,23 2683:25 2688:17 2711:21 2826:21 2826:25 <b>10th</b> 2828:10	2831:23 <b>10:04</b> 2704:10,23 2705:1,6 <b>10:35</b> 2704:20,23 2705:1,8,16 2706:13 2711:6 <b>10:50</b> 2711:13,14 <b>10:52</b> 2711:10 2712:7,22 <b>10:54</b> 2676:10 <b>10:55</b> 2713:8 <b>100</b> 2622:18 2637:10 2638:1 2689:14 2749:21 <b>101</b> 2681:20 <b>11</b> 2601:17 2636:3 <b>11:08</b> 2676:11 <b>11:14</b> 2714:5 <b>11:20</b> 2796:16 <b>11:28</b> 2717:18 <b>11:30</b> 2804:9 <b>11:48</b> 2717:19 <b>113</b> 2636:2 <b>114</b> 2604:3 2650:1,3 2681:4 2682:10 2683:21 <b>115</b> 2604:5 2650:1,6 2666:9,13,16 2679:15 2689:24 <b>116</b> 2604:7 2663:10 2663:11,21,23 2679:5 2689:17 <b>117</b> 2604:9 2664:4,7 2730:17 <b>118</b> 2604:11 2702:1 2702:3,4 <b>119</b> 2604:13 2768:4 2768:7 <b>12</b> 2611:24 2612:6 2616:24 2654:18 <b>12:31</b> 2736:8,16 <b>120</b> 2604:15 2779:7 2779:11,16 2780:2 <b>121</b> 2604:18 2779:18,19,21,22 <b>122</b> 2604:19 2796:6 2796:7 <b>123</b> 2604:22 2813:24,25 2814:1 2816:23 <b>124</b> 2605:4 2813:25 2814:4,8 <b>125</b> 2605:6 2826:16 2826:19 <b>126</b> 2605:9 2831:15 2831:16 <b>13</b> 2654:16,19 2655:3
--	---	--	--	--

<p><b>13:47:54</b> 2739:1  <b>1303</b> 2722:21  <b>1346</b> 2769:3  <b>1347</b> 2739:6  <b>14</b> 2617:11 2740:8  <b>15</b> 2711:21 2762:11  2762:16 2801:2  <b>15th</b> 2647:14  <b>16</b> 2616:25  <b>16th</b> 2791:12  2809:22  <b>17</b> 2604:20 2613:15  2613:16,22  2614:16 2615:6  2617:24 2796:9  <b>1702</b> 2739:20  <b>1716</b> 2740:8  <b>18</b> 2614:2  <b>19</b> 2620:7,9  <b>1982</b> 2647:18,20,24  2648:2  <b>1986</b> 2647:24,25  2648:8</p> <hr/> <p style="text-align: center;"><b>2</b></p> <p><b>2</b> 2797:8  <b>2nd</b> 2755:11 2756:4  <b>2:00</b> 2736:12,14,17  <b>20</b> 2605:5,10  2616:25 2622:9  2622:11,13,13  2683:24 2813:22  2814:6 2831:18  <b>20th</b> 2813:18  2814:9,19  2829:23 2830:10  2831:11,20  <b>2002</b> 2669:3  <b>2003</b> 2624:25  <b>2005</b> 2604:4,6,8,14  2604:16,20  2605:5 2648:15  2650:4,8 2663:13  2681:12 2735:21  2738:25 2744:3  2744:19 2768:6  2769:1 2772:6  2779:13 2780:7  2788:10 2791:12  2796:9 2800:2  2809:22 2811:12  2813:10,18,23  2814:6,9,19  2815:5 2829:23  <b>2005/02/25</b> 2738:18  <b>2006</b> 2604:10  2605:7,10  2625:24 2626:8  2627:10 2643:19  2643:20 2647:14</p>	<p>2654:9 2664:8  2757:3,6 2763:12  2812:1,8,16,19,23  2814:16 2816:17  2816:24 2817:5  2819:12 2821:16  2823:11 2826:21  2826:25 2831:12  2831:18,21  <b>2007</b> 2726:17  <b>2008</b> 2601:16  2606:1 2616:21  <b>21st</b> 2832:8,15  <b>22nd</b> 2763:11  2819:12  <b>2215</b> 2741:1  2742:15,18  2747:13 2748:3  <b>23</b> 2604:10 2617:12  2620:12 2664:8  <b>23rd</b> 2654:9 2804:9  2805:16  <b>2389</b> 2744:18  <b>2390</b> 2744:2  <b>2395</b> 2743:13,17,18  <b>24</b> 2746:13  <b>24th</b> 2757:3,6  2764:12 2805:24  2806:23 2807:5  2808:17 2812:1  2812:15,18,22  2814:16 2815:18  2816:14,17  2817:5 2821:16  2823:11 2827:7  <b>2405</b> 2743:6  <b>2420</b> 2742:17  <b>2424</b> 2741:10,17,24  <b>2425</b> 2740:20  2741:17,19  <b>2426</b> 2740:8  <b>2428</b> 2739:14,15  <b>2433</b> 2746:18  <b>2440</b> 2738:24  <b>2442</b> 2738:16  <b>25</b> 2604:8 2663:12  2742:15  <b>25th</b> 2609:20  2616:20 2620:6  2648:15 2659:1  2668:2 2681:7,12  2681:17 2682:2  2727:18 2728:14  2732:16,19,23  2737:25 2738:7  2738:25 2739:16  2740:8,18,24  2742:13,18  2744:7 2745:22</p>	<p>2747:4 2748:2,3  2750:10 2760:25  2764:13 2766:16  2790:24 2791:2  2800:2 2805:15  2805:17 2811:12  2812:8 2813:21  2815:5 2816:24  <b>25-May</b> 2604:6  2650:7  <b>26th</b> 2681:8 2743:9  2743:20 2747:11  2812:11  <b>2607</b> 2603:5  <b>2609</b> 2603:6  <b>2622</b> 2603:7  <b>2624</b> 2603:8  <b>2632</b> 2603:9  <b>2636</b> 2603:10  <b>2647</b> 2603:13  <b>2650</b> 2604:3,5  <b>2662</b> 2779:4 2780:1  <b>2663</b> 2604:7  2794:24  <b>2664</b> 2604:9  <b>2669.1</b> 2751:12,13  <b>2669.4</b> 2752:14  <b>27</b> 2604:4 2650:4  2730:18,20  <b>27th</b> 2666:3,23,24  2667:14 2682:18  2682:24 2683:15  2738:4 2743:13  2743:21 2747:12  <b>2702</b> 2604:11  <b>2768</b> 2604:13  <b>2779</b> 2604:15,18  <b>2796</b> 2604:19  <b>28</b> 2604:14 2768:6  <b>28th</b> 2744:2,8  <b>2814</b> 2604:22  2605:4  <b>2826</b> 2605:6  <b>2831</b> 2605:9  <b>29</b> 2604:6 2650:8  <b>29th</b> 2805:24  2808:18</p> <hr/> <p style="text-align: center;"><b>3</b></p> <p><b>3</b> 2740:4,15 2799:22  2800:18 2802:14  <b>3rd</b> 2756:4  <b>3:33</b> 2801:3  <b>3:48</b> 2801:4  <b>30</b> 2683:25 2822:24  <b>30th</b> 2796:16  <b>302</b> 2706:3  <b>3125</b> 2813:14  2814:10 2830:1  <b>3142</b> 2826:14</p>	<p><b>3149</b> 2831:12  <b>35</b> 2796:18</p> <hr/> <p style="text-align: center;"><b>4</b></p> <p><b>4:30</b> 2830:25  2831:5  <b>4:37</b> 2834:6  <b>405</b> 2781:13  <b>446</b> 2702:17  <b>45</b> 2822:24  <b>456</b> 2682:16  <b>467</b> 2768:21  <b>468</b> 2768:21  <b>47</b> 2826:5</p> <hr/> <p style="text-align: center;"><b>5</b></p> <p><b>5th</b> 2769:1  <b>5:02</b> 2740:3  <b>5:16</b> 2740:18  <b>501</b> 2799:20 2802:3  2802:4  <b>503(2)</b> 2708:22  <b>507</b> 2816:25 2824:1  2824:2  <b>520</b> 2653:19  <b>531</b> 2653:18,20  <b>532</b> 2654:17  <b>546</b> 2730:19  <b>59</b> 2650:22 2681:20  2746:4</p> <hr/> <p style="text-align: center;"><b>7</b></p> <p><b>7:00</b> 2800:3  2809:10  <b>7:34</b> 2768:16  <b>7:38</b> 2650:19  2672:1 2673:8  2676:22  <b>70</b> 2799:19 2801:25  2801:25  <b>785</b> 2632:23</p> <hr/> <p style="text-align: center;"><b>8</b></p> <p><b>8:00</b> 2652:1,13  2653:6 2676:23  <b>8:10</b> 2664:20  <b>8:12</b> 2660:11,13,24  2660:25 2664:16  2664:19,21  2665:2,11,19  2666:17 2667:21  2671:21 2673:9  2676:25  <b>8:14</b> 2671:21  2677:5,6 2679:16  2682:20,24  <b>8:15</b> 2677:16  2683:21 2688:11  <b>8:18</b> 2678:16  2679:16 2684:4</p>	<p>2688:12  <b>8:19</b> 2688:9,13  <b>8:20</b> 2688:21  <b>8:21</b> 2688:24  2689:20,25  2690:1 2691:15  2692:12 2693:9  2693:20 2694:15  2694:18  <b>8:23</b> 2692:5  <b>8:30</b> 2648:21  <b>8:34</b> 2691:20,21  2692:12,12,20  2693:10,20  2694:16,21  2695:2  <b>8:38</b> 2695:5,11  <b>8:55</b> 2695:15,22  2696:3  <b>83</b> 2750:20  <b>86</b> 2750:22,23</p> <hr/> <p style="text-align: center;"><b>9</b></p> <p><b>9</b> 2601:16 2606:1  <b>9:00</b> 2648:21  <b>9:06</b> 2699:18  2700:14  <b>9:07</b> 2700:13,18  <b>9:08</b> 2701:13  2703:8  <b>9:09</b> 2702:25  2703:3,14  <b>9:21</b> 2706:6  <b>9:30</b> 2606:2 2834:2  2834:5  <b>9:40</b> 2745:23  <b>9:40:54</b> 2738:18  <b>91.7</b> 2813:14  2814:10  <b>94</b> 2733:11 2738:14</p>
---	--	---	---	---