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FILLMORE RILEY LLP • BARRISTERS, SOLICITORS AND TRADE MARK AGENTS

R. D. McDONALD
Direct Line: (204) 957-8329
Direct Fax: (204) 954-0329
E-mail: rdmcdonald@fillmore-riley.com

Our File Number: 416690-1/RDM
FRDOCS_1062246.1

March 6, 2008

BY COURIER

Commissioner for the Taman Inquiry
Room 30 – 200 Vaughan Street
Winnipeg, MB R3C 1T5

Attention: Vincent Clifford, Associate Commission Counsel

Dear Sir:

**Re: Taman Inquiry into the Investigation and
Prosecution of Derek Harvey-Zenk**

Further to our discussions yesterday and in compliance with my client's disclosure obligations, I am enclosing herewith a print out of records from the East St. Paul Police Service computer system as provided to me at my request by Chief Carter. I understand that the enclosures constitute a print out of all reports relating to the Harvey-Zenk investigation entered onto the police computer system which were created by members involved in that investigation.

I am advised that the format of the Police Service's computer system is such that any member of the Police Service can access and read the file once it has been created. However, members cannot delete entries that have been made into the computer. Except as noted later, members cannot change or alter reports created by other members. A member can change his or her own report or create a new report. However, if a change is made to an existing report, the original text is preserved in the revision log.

At the time of the Harvey-Zenk investigation, I am advised that then Chief Bakema, Sergeant Carter and Colleen St. John Olfert had the capacity to edit or change reports of other members. If editing was done or changes were made by any of those individuals, the original text is preserved in the revision log. In other words, former Chief Bakema, Sergeant Carter and Ms. St. John Olfert could not delete the text of any report in the revision log created by another investigating member.

The enclosures do not constitute all data still on the Police computer system regarding the Harvey-Zenk investigation but constitute what I consider to be relevant information.



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ISO 9001

If you or anyone on your behalf would like to inspect the remaining information on the computer system concerning the Harvey-Zenk file, arrangements can be made for you or your designate to attend and inspect the content. Please advise in this regard.

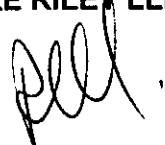
The enclosures are assembled by investigator. In other words, there is a file for each member who made entries into the Police computer system concerning the investigations undertaken. The reports were created by former Chief Bakema, then Sergeant Carter, Constable Woychuk, Constable Pedersen, Constable Graham, Constable Chudyk, Constable Krawchuk and Special Constable St. John Olfert. Where there is more than one report, the initial report on each file is on the bottom of each file. Revisions or new reports in chronological order are then attached so that the top of the file constitutes the final report from each investigator which was provided to the Crown by the East St. Paul Police Service.

If you have any questions, please do not hesitate to contact me. I am continuing to review East St. Paul Police Service records to see whether there is any further required disclosure. You will be hearing further from me on this shortly.

Yours truly,

FILLMORE RILEY LLP

Per:



R. D. McDONALD

RDM/kmh

East St. Paul Police Incident Narrative

Complainant:		Incident Number:	2005-00568
Member:	Constable Patrol Pedersen #036		

NOTES:

2005-02-25 07:15 hours

ESPPD received a call advising of a MVC with a vehicle that appeared to be split in half located at Henderson Hwy. at PTH 101 at the traffic lights. writer enroute in RM3 to location.

07:20 hours

Writer found no MVC at location specified, but was advised of same at the traffic congestion on PTH59 at PTH 101 at the traffic lights and arrived at same. Cst. Graham requested writer attend to south bound lanes of PTH59 near Weigh Scales and re-route traffic to west onto PTH 101. Writer conducted traffic control at this location.

08:28 hours

Chief Bakema requested Writer attend to Concordia Hospital to check on condition of two persons taken there by Ambulance.

08:48 hours

Writer at Concordia Hospital and advised that a female identified as Crystal TAMAN was deceased on arrival, and Kathleen BEATTIE had very minor injuries. Writer spoke with TAMAN's family members present at the hospital, Husband Rob TAMAN, Daughters Tara and Kristin TAMAN, Son Jordan TAMAN, Father-in-Law Jack TAMAN, Brother-in-law Randy TAMAN, and Sister Cory ENCONTRE, but did not have any details of the incident to advise them of at this time, but Police would inform them of such once the investigation was completed. They requested ESPPD NOT release name of deceased at this time. The family was very distraught and inquired what actions police would take on the person responsible for this M fatal MVC, and Writer advised that once Police complete the investigation, if any charges would be required to be laid, then Police would do so, and ESPPD would not release any names to the Media, as per their request at this time. Writer offered VSU Service to family and they advised they would welcome same for information.

As Writer had been speaking with the family members of TAMAN, Kathleen BEATTIE had been released from hospital with no injuries, complaining only of minor headache. Concordia Hospital contacted ME's Office at this time. Writer cleared from Hospital at 09:43 hours.

10:00 hours

Writer returned to traffic control assistance at same location as previously to relieve RCMP Headingly Traffic Services Unit.

10:40 hours

John IRVING of Dept. of Highways Traffic Engineering left business card with Writer and requested Police provide report to their office once completed. Same information provided to Chief Bakema.

12:40 hours

Writer cleared traffic scene on PTH 59 to return to Station.

13:25 hours

Writer fingerprinted and photographed Accused as per Sgt. Carter's request.

14:37 hours

Writer and VSU Volunteer Justin HALL attend to family residence to speak with Rob TAMAN and his children and provide some information on Grief counselling from VSU. The family requested Crystal's cell

phone be returned to them once retrieved, as it had numbers of other family members they need to contact.

Writer advised Police would try to locate same for them. Depart residence at 15:15 hours.

15:40 hours

Writer contacted Medical Examiner Lesley LEE, and provided information to contact deceased's family. They will be conducting an autopsy on Monday 2005-02-28, and she requested a copy of Police findings when completed (Fax: 945-2442, Office #: 945-5774).

2005-02-26 17:00 hours

Writer called Husband of Deceased Rob TAMAN and advised that charges are going to be laid in this incident, but have not been completed yet, and once the Information is done he will be advised of what the charges are. Police had not been able to locate Crystal's cell phone yet.

GA Pedersen #36

2005-02-28 16:40 hours

JORDAN TAMAN, Son of Deceased Crystal TAMAN, called and requested the name of the Accused for the family Lawyer to pursue the MPIC report, and a Lawsuit. Writer advised that until the individual in question was officially charged by the laying of an Information, no name or any other information would be released by ESPPD, as the investigation was on-going. He advised he had heard through friends that it was an off-duty WPS member that was responsible for the collision, and he asked if that officer had been relieved of his police officer duties yet. Writer advised she had no knowledge of who the person responsible was, or what he did as an occupation, if this was the case as to the rumors, his employer would be the one knowing that. Writer stressed again that ESPPD have not released any such information to the media or any one else at this time, and could not confirm any of this, but would be calling the family first before releasing a second news release to the Media. He asked if the person responsible had actually been arrested, and writer confirmed that this had taken place, and that charges would be laid, but she could not confirm what charges yet, as the Information had not been processed yet. Writer advised we would advise the family forthwith about the charges once they are completed.

Jordan also inquired about what could be done to prevent the Media from attending the funeral services on Wednesday 2005-03-02 at 2 PM at Cropo Funeral Home on Main Street. Writer advised it would probably be more than likely that the Media would not attend this service, but they could request WPS to provide some monitoring at that time if they wished. Writer also advised that Doreen from VSU, Chief Bakema or Sgt. Carter could follow up with the family over the next few weeks, as writer would be away during that time, if they had questions. Jordan requested he be the contact person for the family rather than his father ROB TAMAN, as the Media has been contacting them often today, and they are limiting contact.

GA Pedersen #36

Created By: Glenda Pedersen

Date Created: 2005/02/26 04:22 PM

2005 02 28 -- 17:34:48 (Glenda Pedersen)

Field Name(s)

Notes

ObjValue(s)

2005-02-25 07:15 hours

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GA Pedersen #36

2005.02.26 -- 20.10.21 (Glenda Pedersen)

Field Name	Notes
Old Value(s)	2005-02-25 07:15 hours ESPPD received a call advising of a MVC with a vehicle
New Value(s)	2005-02-25 07:15 hours ESPPD received a call advising of a MVC with a vehicle that appeared to be split in half located at Henderson Hwy. at PTH 101 at the traffic lights. writer enroute in RM3 to location. 07:20 hours Writer found no MVC at location specified, but was advised of same at the traffic congestion on PTH59 at PTH 101 at the traffic lights and arrived at same. Cst. Graham requested writer attend to south bound lanes of PTH59 near Weigh Scales and re-route traffic to west onto PTH 101. Writer conducted traffic control at this location. 08:28 hours Chief Bakema requested Writer attend to Concordia Hospital to check on condition of two persons taken there by Ambulance. 08:48 hours Writer at Concordia Hospital and advised that a female identified as Crystal TAMAN was deceased on arrival, and Kathleen BEATTIE had very minor injuries. Writer spoke with TAMAN's family members present at the hospital, Husband Rob TAMAN, Daughters Tara and Kristin TAMAN, Son Jordan TAMAN, Father-in-Law Jack TAMAN, Brother-in-law Randy TAMAN, and Sister Cory ENCONTRE, but did not have any details of the incident to advise them of at this time, but Police would inform them of such once the investigation was completed. They requested ESPPD NOT release name of deceased at this time. The family was very distraught and inquired what actions police would take on the person responsible for this fatal MVC, and Writer advised that once Police complete the investigation, if any charges would be required to be laid, then Police would do so, and ESPPD would not release any names to the Media, as per their request at this time. Writer offered VSU Service to family and they advised they would welcome same for information. As Writer had been speaking with the family members of TAMAN, Kathleen BEATTIE had been released from hospital with no injuries, complaining only of minor headache. Concordia Hospital contacted ME's Office at this time. Writer cleared from Hospital at 09:43 hours. 10:00 hours Writer returned to traffic control assistance at same location as previously to relieve RCMP Headingly Traffic Services Unit. 10:40 hours John IRVING of Dept. of Highways Traffic Engineering left business card with Writer and requested Police provide report to their office once completed. Same information provided to Chief Bakema. 12:40 hours Writer cleared traffic scene on PTH 59 to return to Station. 13:25 hours Writer fingerprinted and photographed Accused as per Sgt. Carter's request. 14:37 hours Writer and VSU Volunteer Justin HALL attend to family residence to speak with Rob TAMAN and his children and provide some information on Grief counselling from VSU. The family requested Crystal's cell phone be returned to them once retrieved, as it had numbers of other family members they need to contact.

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GA Pedersen #36

East St. Paul Police Incident Narrative

Complainant:	BEATTIE , Cathy	Incident Number:	2005-00568
Member:	Chief of Police Bakema #047		

NOTES:

2005-02-26-1030 hrs., writer attended to 64 Tweedsdale Crescent, the residence of the driver of vehicle #1, Cathy Beattie. On attending at the residence writer obtained a Traffic Accident report from her. In her statement she indicates that she was travelling south on Highway 59, and as she approached the perimeter Highway the traffic light changed to yellow and then to red. She then waited through the whole red light, at which time the light turned green. She then took her foot of the brake and suddenly she heard a loud bang behind her and then her car was struck from behind. She proceeded to crank her steering wheel to avoid her car from being pushed into a traffic light standard. She then exited her vehicle and was looking for help. At this time a male walked over to her from a truck in the ditch. She asked this male who had hit her and what happened. This male looked at her and never said anything, and then walked back to his truck and stood next to it. After that she managed to get ahold of her husband and the ambulance arrived on scene and conveyed her to Concordia Hospital. Beattie indicated that she had only suffered a sore neck and a headache as a result of the accident.

Created By: Harry Bakema

Date Created: 2005/02/26 04:35 PM

**East St. Paul Police
Incident Narrative**

Complainant:		Incident Number:	2005-00568
Member:	Office Manager (S/Cst.) - St. John Ofert #002		

NOTES:

2005.02.28 0950 Hrs. RCMP Traffic Analyst Chris Blandford telephoned the station to request location of DAX 165, and that he be given access to the vehicle to complete his testing protocol. Complainant advised the vehicle location as the secure Dr. Hook compound at 75 Lawson Crescent. Complainant request this vehicle be secured until he advises completion of his investigation.

0955 Hrs. Dr. Hook Secure Compound 956-4665 Ext. 235 telephoned and advised of secure category for this vehicle. Authority designation as RCMP member Chris Blanford and East St. Paul Police Chief Harry Bakema only.

All other requests for access will be declined pending notification of the Chief of Police.

Created By: Colleen St. John Ofert

Date Created: 2005/02/28 10:07 AM

2005.03.01 - 13:49:22 (Norm Carter)

Field Name	Notes
Old Value(s)	<p>2005.02.28 0950 Hrs. RCMP Traffic Analyst Chris Landford telephoned the station to request location of DAX 165, and that he be given access to the vehicle to complete his testing protocol. Complainant advised the vehicle location as the secure Dr. Hook compound at 75 Lawson Crescent. Complainant request this vehicle be secured until he advises completion of his investigation.</p> <p>0955 Hrs. Dr. Hook Secure Compound 956-4665 Ext. 235 telephoned and advised of secure category for this vehicle. Authority designation as RCMP member Chris Lanford and East St. Paul Police Chief of Police Harry Bakema only.</p> <p>All other requests for access will be declined pending notification of the Chief of Police.</p>
New Value(s)	<p>2005.02.28 0950 Hrs. RCMP Traffic Analyst Chris Blandford telephoned the station to request location of DAX 165, and that he be given access to the vehicle to complete his testing protocol. Complainant advised the vehicle location as the secure Dr. Hook compound at 75 Lawson Crescent. Complainant request this vehicle be secured until he advises completion of his investigation.</p> <p>0955 Hrs. Dr. Hook Secure Compound 956-4665 Ext. 235 telephoned and advised of secure category for this vehicle. Authority designation as RCMP member Chris Blanford and East St. Paul Police Chief Harry Bakema only.</p> <p>All other requests for access will be declined pending notification of the Chief of Police.</p>

East St. Paul Police Incident Narrative

Complainant	Harveymordenzenk , Derek Grant	Incident Number	2005-00568
Member	Constable Traffic Chudyk #027		

NOTES:

05-05-05 13:30 hrs Harveymordenzenk arrived at station to pick up items listed in Exhibit Report 2005-00800. Writer released items # 2 to # 22, item # 1 photo disc not released, items # 23 to # 26 not located by writer. Harveymordenzenk initialled items rec'd, writer indicated items not returned on exhibit form. Writer informed Harveymordenzenk that once keys were located they would be returned.

Writer also provided copy of vehicle release for Harveymordenzenk.

#27 Chudyk

Created By: Randy Chudyk

Date Created: 2005/05/05 02:55 PM

East St. Paul Police
Incident Narrative

Complainant		Incident Number	2005-00568
Member	Constable Patrol Krawchuk #044		

NOTES:

On May 11, 2006 at 2228 hrs, writer personally served Cst GRAHAM a subpoena regarding this incident.

Cst. KRAWCHUK #44

Created By: Michael Krawchuk

Date Created: 2006/05/12 03:08 AM

East St. Paul Police
Incident Narrative

Complainant:		Incident Number:	2005-00568
Member:	Constable Patrol Graham #043		

NOTES:
2005-03-31

At 15:45hrs Writer attended to Dr.Hook compound at 75 Lawson and collected all of Mr. Zenks belongings out of his vehicle. Writer placed the following into a sealed evidence bag:

- 1 - Gray tool kit with various tools
- 1 - Pair of Nike white shoes
- 1 - Yellow rope
- 3 - Bungee cords
- 1 - Green T shirt
- 1 - Pair booster cables
- 1 - Dorcy lantern
- 1 - Green travel cup
- 1 - Black scarf
- 1 - Command start control board
- 1 - WPG map
- 1 - Revelation 98 cassette
- 1 - Drive my crazy cassette
- 1 - Empty cassette
- 1 - Golf ball
- 1 - Hitfar vehicle cell phone charger
- 1 - Window scraper
- 1 - Red vehicle club
- 2 - Business cards / MPI statement
- 4 - Pens
- Future shop receipts
- 1 - Nissan key
- 1 - Black key
- 1 - Key ring with 2 keys on it
- 1 - Key ring with 3 keys on it

All the items were taken to the office, and handed over to Sgt. Carter.

#43 Cst. Graham

Created By: Kenneth Graham

Date Created: 2005/04/01 12:37 PM

**East St. Paul Police
Incident Narrative**

Complainant		Incident Number	2005-00568
Member	Constable Patrol Graham #043		

NOTES:
2005-03-03

At 11:20 hrs police received a call from a Ken FORD of [REDACTED] in Winnipeg, who indicated that he was the one who first called to report the MVC at the intersection of Hwy # 59 and 101, and would like to provide a statement about what he saw. Ken advised that he work at the Imperial Oil Refinery, and that police could attend to his place of work for the statement.

Writer attended to the Imperial Oil Refinery and obtained a statement from a Ken FORD who indicated that he did not see the accident happen, that he was travelling north on Hwy 59 and noticed that a accident had just occurred. FORD indicated that he observed a male standing at the yellow vehicle and noticed some kind of a shoulder patch on the persons jacket, and assumed that help was already there. FORD then continued to work and called the East St. Paul Police because he did not see any emergency vehicle around.

Writer added the statement to the file.

#43

Created By: Kenneth Graham

Date Created: 2005/03/03 03:50 PM

East St. Paul Police Incident Narrative

Complainant:		Incident Number:	2005-00568
Member:	Constable Patrol S/W Woychuk #045		

NOTES:

2005-02-25

At 07:10 hrs. Cst. Graham received a call to the East St. Paul Police office with the caller advising that there was a motor vehicle collision at the intersection of Henderson Highway and Highway # 101. The caller advised that one of the vehicles appeared to be cut in half.

Writer started responding to that location in police unit RM2 when he was advised by Cst. Graham that the location of the accident was at Highway # 59 and Highway 101.

At 07:22 hrs. writer arrived at that location and observed a blue dodge truck in the South bound meridian snow bank approximately 50 yards South of the West bound merging lane to Highway # 101. Writer observed a yellow vehicle in the South bound meridian lane of Highway # 59. Writer observed that this vehicle had extensive damage. Writer also observed a green vehicle in the snow bank of the South bound curb lane on Highway # 59.

Writer parked RM2 on the Northbound meridian lane of Highway # 59 to stop traffic from entering accident scene. Writer set up cones at this location and directed traffic North on Highway # 59.

At 07:42 hrs. Chief Bakema came to RM2 with who he identified as the driver of the blue Dodge truck. He advised writer that he was putting him into RM2 until he could receive medical attention. Chief Bakema advised writer that the driver was distraught over the accident and advised writer to stay with him due to his condition.

Writer tried to speak to the driver to find out his identity. The driver indicated that he didn't want to talk and handed writer his Manitoba drivers licence.

Selkirk paramedics arrived at the scene and came and spoke to Harvey-Zenk. Writer was advised by Ted Rosser that Harvey - Zenk had signed a waiver to decline medical attention.

At 08:08 hrs. writer transported Harvey - Zenk to the East St. Paul Police office to process an accident report. En route to the ESP office writer detected a slight odour of liquor coming from Harvey - Zenk.

At 08:12 Writer was met by Sgt. Carter at the rear door to the office. Writer advised Sgt. Carter that Harvey - Zenk was a driver involved in the collision and that he was distraught. Writer also advised Sgt. Carter that a slight odour of liquor was detected from him.

Sgt. Carter spoke to Harvey - Zenk and brought him into the office. Writer noticed that as Harvey - Zenk was walking into the office, he appeared to be unsteady on his feet.

At 08:18 hrs. writer observed Sgt. Carter place Harvey - Zenk under arrest for impaired driving causing death, and impaired driving causing bodily harm.

At 09:05 hrs. Cst. Carter requested that writer bring Harvey - Zenk from the interview room to the breath room. Harvey - Zenk advised writer at this time that he did not wish to provide any samples his breath.

Writer observed as Sgt. Carter spoke to Harvey - Zenk requesting him to provide breath samples. Harvey - Zenk stated that he would not provide samples.

Sgt. Carter then read the refusal demand to Harvey - Zenk to which he stated he would not provide samples of his breath.

At 22:05 hrs., writer attended to [REDACTED] to interview the witness to the accident, Mr. Garth Shaw. Writer obtained a statement from Shaw in which he states that he had been driving south on Highway 59, in the curb lane approaching the intersection of 101. He slowed down for a red light when he noticed a blue truck in the passing lane that was not slowing down. He then observed the blue truck collide with the yellow car which then collided with the green car. The witness stated he did not see any brake light prior to the accident. He advised the green car landed in the snow bank next to the west bound lane. The blue truck hit the snow bank on the east and then collided with the light standard. He noticed a man get out of the drivers side. He was the lone occupant of the truck. He described the male as approximately 35 years, six feet tall, and short cut hair. The male had a bleeding nose. The male stood by the truck for a while and then walked up to the yellow car and stared at it and then walked back to his truck and stood there. He described the road conditions as a little slick near the intersection. This ended writers involvement with this incident.

Woychuk # 45

2005-03-14

Writer spoke to Don Fotti from Winnipeg Paramedic Services. He stated himself and partner Johnathon Hawks attended to the accident scene. Fotti indicated that he did not have any contact with Harvey-Zenk.

Woychuk # 45

Created By: Jason Woychuk

Date Created: 2005/02/26 06:11 AM

2005.03.14 -- 17:23.58 (Jason Woychuk)

Field Name:

Notes

Old Value(s):

2005-02-25

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At 07:42 hrs. Chief Bakema came to RM2 with who he identified as the driver of the blue Dodge truck. He advised writer that he was putting him into RM2 until he could receive medical attention. Chief Bakema advised writer that the driver was distraught over the accident and advised writer to stay with him due to his condition.

Writer tried to speak to the driver to find out his identity. The driver indicated that he didn't want to talk and handed writer his Manitoba drivers licence.

Selkirk paramedics arrived at the scene and came and spoke to Harvey-Zenk. Writer was advised by Ted Rosser that Harvey - Zenk had signed a waiver to decline medical attention.

At 08:08 hrs. writer transported Harvey - Zenk to the East St. Paul Police office to process an accident report. En route to the ESP office writer detected a slight odour of liquor coming from Harvey - Zenk.

At 08:12 Writer was met by Sgt. Carter at the rear door to the office. Writer advised Sgt. Carter that Harvey - Zenk was a driver involved in the collision and that he was distraught. Writer also advised Sgt. Carter that a slight odour of liquor was detected from him.

Sgt. Carter spoke to Harvey - Zenk and brought him into the office. Writer noticed that as Harvey - Zenk was walking into the office, he appeared to be unsteady on his feet.

At 08:18 hrs. writer observed Sgt. Carter place Harvey - Zenk under arrest for impaired driving causing death, and impaired driving causing bodily harm.

At 09:05 hrs. Cst. Carter requested that writer bring Harvey - Zenk from the interview room to the breath room. Harvey - Zenk advised writer at this time that he did not wish to provide any samples his breath.

Writer observed as Sgt. Carter spoke to Harvey - Zenk requesting him to provide breath samples. Harvey - Zenk stated that he would not provide samples.

Sgt. Carter then read the refusal demand to Harvey - Zenk to which he stated he would not provide samples of his breath.

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Woychuk # 45

New
Value(s)

2005-02-25

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Woychuk # 45

2005-03-14

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Sgt. Carter then read the refusal demand to Harvey - Zenk to which he stated he would not provide samples of his breath.

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Woychuk # 45

2005 02 26 -- 06:52:27 (Jason Woychuk)

Field Name: Notes

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Selkirk paramedic arrived at the scene and came and spoke to Harvey-zehn

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This ended writers involvement with this incident.

Woychuk # 45

**East St. Paul Police
Incident Narrative**

Complainant:		Incident Number:	2005-00568
Member:	Sergeant Carter #021		

NOTES:

2005/02/25 0738 hrs. Writer received a call from dispatch requesting writers attendance at an MVC located at Hwy 59 and the Perimeter. Dispatch further advised that it was reported that one of the vehicles was split in half.

0800 hrs. Writer arrived at the station where he was requested to wait for Cst Woychuk to attend.

0812 hrs Cst Woychuk attended to the station and advised that he had male subject in the rear of R.M.2 who was involved in the accident that has resulted in one fatality of a female The subect had declined medical attention at the scene and was being transported back to complete a TAR. Information received from Cst Woychuk was that he had detected a slight odor of liquor from this subject enroute to the station.

0814 hrs. Writer and Cst Woychuk attended to R.M. 2 where writer identified himself to a male later identified as Derek Grant HARVEYMORDENZENK.

0815 hrs. Writer and Cst Woychuk escorted the male to interview room # 1. Writer detected a strong smell of liquor on the accused breath. The male was noted to be unsteady on his feet. The male was observed to walk 20 feet on sidewalk 10 feet on carpet and 30 feet on tile floor. The male was identified by way of a valid Manitoba Drivers licence HARVEDG261C1 and a Winnipeg Police picture Identification card in the name of Derek G. HARVEY-ZENK .

0818 hrs. At this time writer formed the opinion that the subject was impaired and subsequently placed the subject under arrest for Impaired Driving cause death/bodily harm or some similar charge in relation to the incident. The male advised writer he understood.

0819 hrs. Writer advised the male of his right under the Charter. Again the subject advised writer he understood and wanted to exercise his rights to contact legal counsel.

0820 hrs. Writer read the standard police caution to the subject and again he advised that he understood.

0821 hrs. Writer read the accused the blood demand. He advised he understood and agreed to provide breath samples. The subject was subsequently searched and lodged in interview room # 1. The subject requested a phone book, pen and paper and advised that he wanted to call Richard WOLSON. Writer called WOLSON's law office and was advised that WOLSON was not available but that the on call lawyer would be paged. Writer was then put on hold. At this time writer noted the following observations of the subject: Strong odour of liquor, flushed face, unsteady on feet, glassy/bloodshot eyes. The subject had dried blood on his hand and nose. The subject was wearing blue jeans, a blue Ralph Lauren T-shirt, . Writer noted the subject to be approximately 6'1" and 225 lbs.

0834 hrs. The subject asked writer " I'm sorry, did you give the demand?" Writer answered in the affirmative. Cst Woychuk completed the prisoner log and the subject signed same for his belongings.

0838 hrs. Lawyer Paul COOPER came on the line and writer briefed him before passing the phone to the subject to consult in private.

0855 hrs. Writer noted the subject was finished his call. Writer entered the interview room and removed the telephone and pen from the subject. At this time the subject asked writer what time he had made the call to his lawyer and writer provided him with that time.

0906 hrs. Writer had requested Cst Woychuk escort the subject to the breath room, but subject was heard to say to Woychuk that he did not want to provide breath samples.

0907 hrs. Writer attended to the interview room and asked the subject if he would provide samples, but the subject declined by saying "no". Writer then asked if he understood that he would be charged for refusal and the subject replied " I understand"

0908 hrs. Writer read the accused the refusal demand and then asked if he would provide samples. The subject replied "no"

0909 hrs. Writer again asked the subject if he was refusing and the subject replied " I'm refusing"

0910 hrs. Writer exited the interview room

0915 hrs. Writer impounded the subjects vehicle (DAX 165) for 60 days as a result of the refusal pursuant to the provisions of the HTA.

0921 hrs. Cst Pedersen called writer to confirm that the deceased is Crystal TAMAN of [REDACTED]. Pedersen advised that the family is at the hospital and requested that the name of the deceased not be released to the press.

0934 hrs. Cst Pedersen called writer and advised that the M.E. had been contacted by the hospital and that the driver of vehicle # 1 (Beattie, Cathy) has been released from hospital after being treated.

1004 hrs. Writer made contact with the crowns office and spoke with duty Crown Russ RIDD to brief him on the incident. he advised that as the accused is a police officer that they will contact a special prosecutor.

1035 hrs. Writer received a call from Special prosecutor Marty MINUK who was briefed on the incident. Based upon the information, MINUK authorized charges of Refusal/ Impaired cause death/ dangerous cause death and Criminal negligence cause death. Writer was also advised that the subject can be released on a PTA for Courtroom 301-408 York.

1052 hrs. Heather Reay of Richard WOLSON's law office called to ascertain if the subject was still in custody. Writer also received a call from Jim POOLE of the Professional Standard Unit of the WPS.

1110 hrs. Writer and Cst Krawchuk escorted the subject to the washroom

1114 hrs. The accused was escorted back to the interview room where writer asked he wanted to call his wife or call the Association. The subject advised writer that he wanted to do so. The subject was asked if he wanted to speak to writer about the incident, but the subject declined.

1117 hrs. Writer then exited the interview room. writer received subsequent telephone calls from Jim POOLE of professional Standards and Loren SCHENKEL of the WPS Police Association.

1128 hrs. Writer received a call from WOLSON's law office advising that lawyer Katherine BUETI is enroute to the station

1148 hrs. Katherine BUETI arrived at the station. Shortly after her arrival, S/Cst Olfert advised writer that the subject was banging his hands and head on the wall of the interview room. Writer attended to the interview room to find the subject very upset and crying.

1151 hrs. Katherine BUETI was escorted to the interview room to consult with the subject in private. Writer also subsequently received a call from the Trauma Unit of WPS (Paul ISAAC) who advised that he would be attending to the station to see the subject.

1229 hrs. Paul ISAAC arrived and was escorted to the interview room with Katherine BUETI.

1303 hrs. Writer escorted the subject and his lawyer to writers office where he was served a PTA/ Drivers Licence suspension Notice/ vehicle impound notice/ vehicle forfeiture notice and Notice to Seek Greater Punishment. The accused advised that he understood all documents and signed the prisoner log for his belongings. The accused also consented to being fingerprinted/photographed at this time.

1337 hrs. The subject left the station in the company of his lawyer.

1420 hrs. Inspector Corrine SCOTT called for an update and was provided same.

1500 hrs. M.E. Leslie LEE called and advised that the PM is scheduled for Monday morning at the HSC. She also requested that Cst. Pedersen call her with details on NOK.

Sgt. N. Carter

2006/02/26 2137 hrs. Writer sent Cst Soltys to attend a witness (Vern STEVENS) residence located at [REDACTED] as he was identified by Chief Bakema as a witness.

2300 hrs. Cst SOLTYS reported that he attended and interviewed Mr. STEVENS who advised that he did not actually see the accident. He advised that he saw the deceased victim in the car after the accident had occurred as he was driving by.

2005/03/01 1137 hrs. writer swore out information before Magistrate V. Erickson in Selkirk, Mb

1230 hrs. Writer and Chief Bakema attended to [REDACTED] to speak with the family of Crystal TAMAN to update them on the progress of the investigation.

Sgt. N. Carter

2006/03/05 1100 hrs. Writer and Chief Bakema attended a press conference in the Council Chambers

2005/03/03 0950 hrs. Writer contacted Cst Chris BLANDFORD at the RCMP Headingly Traffic Services to ask if he was finished inspecting the Dodge Dakota as writer wanted to have a safety done on same. He advised writer that what he was waiting for and would like to be present when the safety is done.

0952 hrs. Writer contacted Paul MARCOUX at Vehicle Standards (ph. 985-0932) (fax 954-5319). He will make arrangements to have the safety done and requested a fax request be sent to his office for same. Writer faxed same.

Sgt. N. Carter

2005/03/03 1115 hrs. writer received a call from the crown office to advise that they have received the prosecution package. Writer was requested to send any further information to special prosecutor Marty MINUK at Aiykens, Mccauley & Thorvaldson 30th floor 360 Main Street R3C 4G1

1130 hrs. Writer received a call from Ken FORD of [REDACTED] He advised writer that he was the first on scene of the accident and had called it into Police. Mr. FORD works at the Imperial Esso Distribution Plant on Henderson Hwy. Writer advised a member would attend there shortly to speak with him.

1155 hrs. S/cst OLFERT received a call from Denise BUKOWSKI of [REDACTED] She advised that she was one of the first persons on the scene of the accident. Ms. BUKOWSKI will be available after 6:00 p.m. this evening to speak with Police. She resides [REDACTED] She advised her house is the [REDACTED]

Sgt. N. Carter

2005/03/03 1330 hrs. Writer received a call from Paul Marcoux at vehicle standards. He advised that Mike WALCHUK and Richard HICKAWAY will be conducting a safety check on the accused's vehicle at 1:30 p.m./ Friday March 4, 2005. He further advised that Cst BLANDFORD, RCMP Traffic Analyst will be attending also.

Sgt. N. Carter

2005/03/04 1540 hrs Received fax results from Paul MARCOUX of results of vehicle safety. The safety indicated numerous defects that were as a result of the accident. Some defects listed were determined not to be accident related. Those defects were as follows: item # 47 Both rear wheel cylinders were leaking brake fluid, Item # 58- Both rear wheel cylinders leaking, item #48 Both rear axle seals were leaking.

2005/03/07 Writer received a statement that Chief Bakema took from Denise BUKOWSKI at the East St. Paul Police Department. In her statement to Police she advised that she and her husband came upon the accident at about 7:10 a.m. She advised that she approached the female in the green car (BEATTIE) and spoke briefly to her. BUKOWSKI then approached the yellow car and viewed the woman inside (TAMAN). BUKOWSKI then observed a male come from behind a pickup truck that had been involved in the accident. She asked the male if he was ok and if he had anyone with him. BUKOWSKI advised the male did not respond.

2005/03/08 Writer received a statement from Chief Bakema that he took from Vernon STEVENS at the East St. Paul Police Department. In his statement to Police STEVENS advised that he came upon the accident scene and assisted with directing traffic. He said that he observed a male standing approximately 15 feet west of a Dodge truck that was in the ditch. He advised that this male appeared to be dazed and "out of it". STEVENS yelled at the male from about 15 feet away asking if he wanted to sit in STEVENS truck to warm up. He advised that the male shook his head indicating no. he described the male as having a bloody nose and bleeding right nostril.

2005/03/08 10:00 hrs. Received above noted Certificate of Inspection # L 08204.

1100 hrs. Writer spoke with Ray RIDDOLLS of the East St. Paul Fire Department and requested a copy of his report. He will forward same to writer and upon writer's request will identify if any of his firefighters had any contact with the accused. Chief RIDDOLLS advised that a paramedic in Winnipeg Ambulance Unit 24 out of the McIvor Street Station apparently assessed the accused's physical condition at the accident scene.

Sgt. N. Carter

2005/03/16 0950 hrs. Writer received a message to contact Sgt. Roger GERARD (986-6079) of the WPS Professional Standards Unit

1040 hrs. Writer called Sgt. GERARD and left a message for him to call.

1050 hrs. Sgt. GERARD called and spoke to writer to obtain an update on any witness interviews. Writer advised him of the interviews of STEVENS and BUKOWSKI. Sgt GERARD said that the WPS Unit has interviewed 20-25 people. he advised that apparently a number of WPS members went to Brannigans on Leila after work and remained there until closing time. After Brannigans a small group of people went to cst BLACK's residence in East St. Paul for a couple of drinks and food. One person at the gathering was obviously intoxicated and his vehicle keys were taken from him. Cst BLACK

advised that he went to the washroom and when he returned he found that the accused had left the house. Apparently a waitress at Brannigans may be able to identify the accused and believes that he may have had 7-8 beer while he was there. According to Cst BLACK, it was a low key gathering with nothing outstanding occurring during the course of the evening/night.

1715 hrs. Katherine BUETI, of GINDON, WOLSON & SIMMONDS called to inquire if they can retrieve house keys, locker key and clothing or other articles that were in the accused's vehicle. Writer advised that the uniform had been turned over to the Professional Standards Unit and writer would check for the location of other articles. Ms. BUETI was also reminded to have her client attend to complete a traffic accident report.

1730 hrs. Katherine BUETI called to advise that in speaking with Richard WOLSON, they would like to have a copy of the police report forwarded to them prior to completing a TAR. Writer advised that a TAR is required within seven days and that they can obtain a copy of the Police report from prosecutor Marty MINUK.

Sgt. N. Carter

2005/03/17 1150 hrs. Special prosecutor MINUK called writer to advise they will not be giving disclosure until all the material is in.

Received fax letter from special prosecutor Martin MINUK to the accused's lawyer in response to disclosure and to have them instruct the accused to attend to report the motor vehicle accident.

Sgt. N. Carter

2005/03/23 1130 hrs Writer called Bert BRYAN, manager of Selkirk ambulance to have paramedic Ted ROSSER call writer

1400 hrs. Bert BRYAN called and provided writer with ROSSER's telephone number. Writer then called ROSSER and left a message for him to call writer

1405 hrs. Writer called East St. Paul firefighter Dale KASPER and left a message on his answering machine to contact writer.

1410 hrs. Writer received fire report from the East St. Paul Fire Dept.

Sgt. N. Carter

2005/03/24 Writer received witness statement taken by Chief Bakema from Edward John ROSSER, a paramedic from Selkirk Ambulance who had attended the scene.

In his statement to Police, ROSSER advised that about 7:00 a.m. he was dispatched to the scene of the accident. Upon arrival, he observed that Wpg Ambulance was on scene. ROSSER said that he was instructed to examine a male that was sitting in the back of the police vehicle. ROSSER said that he got in the back seat with this male where the male declined treatment or transportation by ambulance. ROSSER advised that he obtained this male's personal and medical history from him. ROSSER advised that the male appeared to be upset and he asked about the lady that he hit. ROSSER advised that he noted a "strong but noticeable" smell of liquor from this male. When ROSSER asked the male if he had anything to drink, the male would not respond.

Sgt. N. Carter

2005/03/29 0517 hrs. Writer received a fax statement from Selkirk Paramedic Roland FONTAINE. In his statement to Police dated Mar 29/05 He advised that he had attended to the scene of a motor vehicle accident on Hwy 59 and 101. He observed that a small yellow convertible was destroyed and the occupant

was deceased. he advised that both he and his partner attended to the Police vehicle and opened the door of the cruise to examine the male who was seated there. FONTAINE advised upon opening the vehicle door he immediately noted an odor of liquor. FONTAINE advised that the male declined medical care.

Fontaine noted that the male appeared to be very depressed.

2005/03/30 1120hrs. The accused attended to the station with his wife to provide a statement for the traffic accident report. They were escorted to writer's office where writer commenced the report. The accused did provide a written statement but refused to answer any of the questions required to score the accident report advising that he has done hundreds of these reports and the questions writer was asking were redundant as writer could get that information from the Police report.

MORDENZENK also requested return of his personal clothing and keys from his vehicle advising that one of the keys is for his locker at work that he is sure we would want to turn over to Wpg Police.

Sgt. N. Carter

2005/03/31 10:00 hrs. Received Autopsy report from M.E's office. on Crystal TAMAN. Cause of death was due to neck and head injuries. The findings at the autopsy were extensive laceration of neck which lacerated the skin, larynx and soft tissue, hinge fracture at base of skull, fracture of T-1 vertebra, pale internal organs

TAMAN had no alcohol in her blood but did have prescription drugs within therapeutic levels.

Sgt. N. Carter # 021

2005/03/31 1642 hrs. Received items from Cst GRAHAM who seized same from the accused vehicle at 75 Lawson.

Sgt. N. Carter

2005/04/05 Received original statement from paramedic Roland FONTAINE
Sgt. N. Carter

2005/05/02 1430 hrs HARVEYZENK called for his keys and vehicle release. He advised he would attend Thursday at 2:00 p.m.

2005/05/13 1210 hrs. HARVEYMORDENZENK [REDACTED] called in regard to his missing vehicle keys that were not returned to him by Cst Chudyk on 2005/05/05/

1230 hrs. Writer called HARVEYMORDENZENK and advised that we have located his keys. He advised writer he will call prior to attending, but it will not likely be today.

2005/05/26 0900 hrs HARVEYMORDENZENK called and advised he would be by in a couple hours to get his keys

1028 hrs. HARVEYMORDENZENK arrived and his keys were released to him

2006/06/20 1130 hrs. The victim's father, Mr. S. Svenson attended to the station to meet with writer for an update on the file.

2005/08/04 10:30 hrs Mr. SVEINSON called and left a message for writer to call him after 1400 hrs on Tuesday August 9, 2005 at [REDACTED]

2005/08/08 Writer forwarded witness statements to RCMP analyst Chris BLANFORD

Sgt. N. Carter

2005/08/16 1215 hrs. The victims father S. SVEINSON of [REDACTED] and his wife attended to the station. He advised that he was not communicating with his con in law (victims husband) due to family problems. He advised that he was not getting any information from the Crown and would like the name and phone number of the prosecutor and writer supplied him same. Mr. SVEINSON also wanted to complete three Victim Impact Statements. Writer advised that I would have the forms delivered to him at his residence.

Mr. SVEINSON advised that he was out in Broken head park area, ministering when he came across someone who claims to have witnessed the accident. Mr. SVEINSON identified this witness as Fred SHRUTWA of [REDACTED]

1300 hrs. The SVEINSON's left the station

Sgt. N. Carter

2005/08/18 Writer received the traffic analyst report. The analyst was unable to determine a speed. The analyst found no evidence to support any attempt by HARVEYMORDENZENK to avoid the collision.

Sgt. N. Carter

2005/08/30 Writer received the WPS professional Standard reports from Chief Bakema. The following subjects were interviewed by professional Standards.

- 1) Sgt. C. HUMINSKI # 1212/13/B1
- 2) P/Sgt. J. Anderson # 1685/13/B1
- 3) Cst. J. KAPKA # 1531/13
- 4) Cst D. Harding# 2343/13
- 5) Cst T. MICHALIK # 1472/13
- 6) Cst. T.J. SPRUYT # 2449/13
- 7) Cst. L. SWANSON # 1684/13
- 8) Cst J. Nolet # 2316
- 9) Cst. K. McLure # 2142/13/B1
- 10) Cst. B. Neumann # 2355/13
- 11) Cst. S. VELDMAN # 1995/13
- 12) Cst. S. Black # 1758/13
- 13) Cst. K. AZARANSKY # 2198/13
- 14) Chelsea Lynn O'HALLORAN- Waitress at Brannigans
- 15) Darcy GERARDY- Shift Manager at Brannigans
- 16) Rodrigo BRAVO- General Manager at Brannigans
- 17) Cst J BUORS #1761/15
- 18) Cst S. HADDAD # 2100/11
- 19) Cst T. FUDGE # 2052/11
- 20) Cst G. SCHNIEDER # 1680/13
- 21) Cst W. TOEWS # 1602/13
- 22) Sgt. Paul Isaac
- 23) Cst N. BAUER # 1804/11
- 24) Cst D. MIKAWOZ # 2444/13
- 25) Cst. C. GUYOT # 2211/13
- 26) Cst. A. WILLIAMS #817/13
- 27) Cst. M NECHWEDIUK # 2227/13
- 28) Sgt. C. Paul # 1466/B4

Sgt. N. Carter

2005/09/13 1155 hrs. mr. SVEINSON attended to the station for three victim impact statements and the phone number of the special prosecutor. He was supplied with same

Sgt. N. Carter

2005/09/29 0959 hrs. Mr. SVEINSON attended to the station for an update on the file. Writer spoke to him about a complaint from his daughters family about the memorial he placed to his daughter at the scene.

Mr. SVEINSON said that there are family issues about this and he will not remove the memorial unless required. He advised he placed the memorial there with his other daughter cari ENCONTRE of [REDACTED] He advised that if there is roadwork, he will remove it temporarily

Sgt. N. Carter

2005/12/20 Received Fax from M. MINUK requesting certain documents and possibility of executing a search warrant.

Sgt. N. Carter

2006/05/11 1030 hrs.

Mb Sherrifs officers attended to the station where writer was personally served with a subpoena for June 5, 2006 to June 16, 2006 in room 404-408 York Avenue at 9:30 a.m.

Writer accepted substitutional service for Cst Drosdoski, Cst Pedersen, Cst Soltys, and Cst Woychuk and Cst Krawchuk

Sherrifs officers will attend to serve Harry Bakema at his residence.

Cst.Krawchuk was assigned to serve Ken Graham.

Cst. Chudyk was assigned to serve Kathleen Beattie

N. Carter
Chief

2007/06/18 Sgt Raj SANTIAGO of WPS(986-3632) called the station and advised that he would like to

drop by the station tomorrow with some subpoenas.

N. Carter
Chief of Police

2007/06/20 8:30 hrs Writer contacted Sgt Raj SANTIAGO who advised that he wished to drop off subpoenas in regard to this incident. Writer advised that I would be in a meeting until 11:00 a.m. but that he could attend then.

1105 hrs. Sgt. SANTIAGO of WPS Professional Standards Unit attended and effected personal service upon writer. The trial date is July 16-20 2007 in room 404-408 York Avenue. Sgt SANTIAGO also left subpoenas for Cst. Pedersen, Cst Soltys, Cst Drosdoski, Cst Krawchuk and Cst Woychuk

21:14 hrs Writer effected personal service upon both Cst Krawchuk and Cst Drosdoski who were on shift at the office.

N. Carter
Chief of Police

2007/06/21 0905 hrs. Writer effected personal service upon Cst Soltys at the station

N. Carter
Chief of Police

2007/06/25 Sgt. SANTIAGO called to inquire if the subpoenas have been served. Write advised they are mostly done and should all be served by Thursday

2105 hrs. Writer effected personal service upon Cst Pedersen at the station

N. Carter
Chief of Police

Created By: Norm Carter

Date Created: 2005/02/27 08:14 AM

2007.06.25 -- 21:51:48 (Norm Carter)

Field Name	Notes
old Value(s)	<p>2005/02/25 0738 hrs. Writer received a call from dispatch requesting writers attendance at an MVC located at Hwy 59 and the Perimeter. Dispatch further advised that it was reported that one of the vehicles was split in half.</p> <p>0800 hrs. Writer arrived at the station where he was requested to wait for Cst Woychuk to attend.</p> <p>0812 hrs Cst Woychuk attended to the station and advised that he had male subject in the rear of R.M.2 who was involved in the accident that has resulted in one fatality of a female The subect had declined medical attention at the scene and was being transported back to complete a TAR. Information received from Cst Woychuk was that he had detected a slight odor of liquor from this subject enroute to the station.</p> <p>0814 hrs. Writer and Cst Woychuk attended to R.M. 2 where writer identified himself to a male later identified as Derek Grant HARVEYMORDENZENK.</p> <p>0815 hrs. Writer and Cst Woychuk escorted the male to interview room # 1. Writer detected a strong smell of liquor on the accused breath. The male was noted to be unsteady on his feet. The male was observed to walk 20 feet on sidewalk 10 feet on carpet and 30 feet on tile floor. The male was identified by way of a valid Manitoba Drivers licence HARVEDG261C1 and a Winnipeg Police picture Identification card in the name of Derek G. HARVEY-ZENK .</p> <p>0818 hrs. At this time writer formed the opinion that the subject was impaired and subsequently placed the subject under arrest for impaired Driving cause death/bodily harm or some similar charge in relation to the incident. The male advised writer he understood.</p> <p>0819 hrs. Writer advised the male of his right under the Charter. Again the subject advised writer he understood and wanted to exercise his rights to contact legal counsel.</p> <p>0820 hrs. Writer read the standard police caution to the subject and again he advised that he understood.</p> <p>0821 hrs. Writer read the accused the blood demand. He advised he understood and agreed to provide breath samples. The subject was subsequently searched and lodged in interview room # 1. The subject requested a phone book, pen and paper and advised that he wanted to call Richard WOLSON. Writer called WOLSON's law office and was advised that WOLSON was not available but that the on call lawyer would be paged. Writer was then put on hold. At this time writer noted the following observations of the subject: Strong odour of liquor, flushed face, unsteady on feet, glassy/bloodshot eyes. The subject had dried blood on his hand and nose. The subject was wearing blue jeans, a blue Ralph Lauren T-shirt, . Writer noted the subject to be approximately 6'1" and 225 lbs.</p> <p>0834 hrs. The subject asked writer " I'm sorry, did you give the demand?" Writer answered in the affirmative. Cst Woychuk completed the prisoner log and the subject signed same for his belongings.</p> <p>0838 hrs. Lawyer Paul COOPER came on the line and writer briefed him before passing the phone to the subject to consult in private.</p> <p>0855 hrs. Writer noted the subject was finished his call. Writer entered the interview room and removed the telephone and pen from the subject. At this time the subject asked writer what time he had made the call to his lawyer and writer provided him with that time.</p> <p>0906 hrs. Writer had requested Cst Woychuk escort the subject to the breath room, but subject was heard to say to Woychuk that he did not</p>

want to provide breath samples.

0907 hrs. Writer attended to the interview room and asked the subject if he would provide samples, but the subject declined by saying "no". Writer then asked if he understood that he would be charged for refusal and the subject replied "I understand"

0908 hrs. Writer read the accused the refusal demand and then asked if he would provide samples. The subject replied "no"

0909 hrs. Writer again asked the subject if he was refusing and the subject replied "I'm refusing"

0910 hrs. Writer exited the interview room

0915 hrs. Writer impounded the subjects vehicle (DAX 165) for 60 days as a result of the refusal pursuant to the provisions of the HTA.

0921 hrs. Cst Pedersen called writer to confirm that the deceased is Crystal TAMAN of [REDACTED] Pedersen advised that the family is at the hospital and requested that the name of the deceased not be released to the press.

0934 hrs. Cst Pedersen called writer and advised that the M.E. had been contacted by the hospital and that the driver of vehicle # 1 (Beattie, Cathy) has been released from hospital after being treated.

1004 hrs. Writer made contact with the crowns office and spoke with duty Crown Russ RIDD to brief him on the incident. he advised that as the accused is a police officer that they will contact a special prosecutor.

1035 hrs. Writer received a call from Special prosecutor Marty MINUK who was briefed on the incident. Based upon the information, MINUK authorized charges of Refusal/ Impaired cause death/ dangerous cause death and Criminal negligence cause death. Writer was also advised that the subject can be released on a PTA for Courtroom 301-408 York.

1052 hrs. Heather Reay of Richard WOLSON's law office called to ascertain if the subject was still in custody. Writer also received a call from Jim POOLE of the Professional Standard Unit of the WPS.

1110 hrs. Writer and Cst Krawchuk escorted the subject to the washroom

1114 hrs. The accused was escorted back to the interview room where writer asked he wanted to call his wife or call the Association. The subject advised writer that he wanted to do so. The subject was asked if he wanted to speak to writer about the incident, but the subject declined.

1117 hrs. Writer then exited the interview room. writer received subsequent telephone calls from Jim POOLE of professional Standards and Loren SCHENKEL of the WPS Police Association.

1128 hrs. Writer received a call from WOLSON's law office advising that lawyer Katherine BUETI is enroute to the station

1148 hrs. Katherine BUETI arrived at the station. Shortly after her arrival, S/Cst Olfert advised writer that the subject was banging his hands and head on the wall of the interview room. Writer attended to the interview room to find the subject very upset and crying.

1151 hrs. Katherine BUETI was escorted to the interview room to consult with the subject in private.