

**THE CORNWALL
PUBLIC INQUIRY**



**L'ENQUÊTE PUBLIQUE
SUR CORNWALL**

Public Hearing

Audience publique

Commissioner

**The Honourable Justice /
L'honorable juge
G. Normand Glaude**

Commissaire

VOLUME 92

Held at :

Hearings Room
709 Cotton Mill Street
Cornwall, Ontario
K6H 7K7

Thursday, February 08, 2007

Tenue à:

Salle des audiences
709, rue de la Fabrique
Cornwall, Ontario
K6H 7K7

Jeudi, le 8 février 2007

Appearances/Comparutions

| | |
|-----------------------|---|
| Mr. Peter Engelmann | Lead Commission Counsel |
| Ms. Louise Mongeon | Registrar |
| Mr. Peter Manderville | Cornwall Police Service Board |
| Mr. Neil Kozloff | Ontario Provincial Police |
| Ms. Suzanne Costom | |
| Ms. Diane Lahaie | |
| Mr. Joe Neuberger | Ontario Ministry of Community and Correctional Services and Adult Community Corrections |
| Mr. Stephen Scharbach | Attorney General for Ontario |
| Mr. Peter Chisholm | The Children's Aid Society of the United Counties |
| Mr. Steven Canto | Citizens for Community Renewal |
| Mr. Dallas Lee | Victims Group |
| Mr. David Bennett | The Men's Project |
| Mr. William Carroll | Ontario Provincial Police Association |
| Mr. David Petepiece | Mr. David Petepiece |

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1 --- Upon commencing at 9:43 a.m./

2 L'audience débute à 9h43

3 **THE REGISTRAR:** Order; all rise. À l'ordre;
4 veuillez vous lever.

5 This hearing of the Cornwall Public Inquiry
6 is now in session. The Honourable Mr. Justice Normand
7 Glaude presiding.

8 Please be seated. Veuillez vous asseoir.

9 **THE COMMISSIONER:** Thank you.

10 Good morning all.

11 Mr. Engelmann.

12 **MR. ENGELMANN:** Good morning, Mr.

13 Commissioner.

14 **THE COMMISSIONER:** Good morning.

15 **MR. ENGELMANN:** Before we ask the next
16 witness to take the stand, I just want to mention, sir,
17 there are going to be a few documents that the witness want
18 to refer to in his evidence in-chief, that mention three
19 names, and I'm actually going to be seeking a publication
20 ban on those names.

21 **THE COMMISSIONER:** M'hm.

22 **MR. ENGELMANN:** And I just wanted to set out
23 my reasons for that. I don't believe any counsel for any
24 of the parties are opposing my request. One way to ensure
25 that is you don't tell them about it until the last minute

1 and give them very little information, which then -- I have
2 apologized to people for this. As I think many people
3 know, this week hasn't gone perhaps completely predictably.

4 But the reason I'm seeking a publication ban
5 for three names is as follows. Two (2) of the names are
6 alleged offenders who were never investigated, nor charged,
7 nor are they, to the best of the knowledge of Commission
8 staff, in any way related to other matters that we are
9 investigating here at this Inquiry and, in particular, the
10 first of the alleged offenders is probably just a mistaken
11 name. The second one or a replacement for that first name
12 is someone who is deceased and has been deceased for some
13 time. And the third name is the name of family where they
14 were some children who were alleged victims. They have not
15 been spoken to; they are not aware of this; and, as far as
16 we know, are not connected in any way to other victims.

17 So it's for those reasons that I am seeking
18 the least intrusive confidentiality measure; that being a
19 publication ban with respect to those names and they are
20 found in a few documents.

21 The next witness will not be referring to
22 those individuals by name when he gives his evidence and we
23 are both going to be careful when we go to the documents to
24 ensure that doesn't happen.

25 **THE COMMISSIONER:** M'hm.

1 **MR. ENGELMANN:** I contacted the Standard
2 Freeholder and was advised that they were fine with this.
3 I was not able to get a hold of the in-house counsel of the
4 CBC ---

5 **THE COMMISSIONER:** M'hm.

6 **MR. ENGELMANN:** --- to do that. I made some
7 effort.

8 Those are my brief submissions. Other
9 counsel may have something to say on this, but what I would
10 propose doing is not going in camera now, if my request is
11 accepted, but doing that at the end of Mr. Petepiece's
12 evidence so that we could just go in camera officially at
13 that time and I could provide those names.

14 **THE COMMISSIONER:** All right.

15 Thank you.

16 Any comments from any of the parties?

17 Mr. Canto; Mr. Lee.

18 Louise.

19 Thank you.

20 Yes, sir.

21 **MR. LEE:** Good morning, sir.

22 **THE COMMISSIONER:** Good morning.

23 **MR. LEE:** As Mr. Engelmann said, this is the
24 first we have heard of this.

25 He has identified three people or categories

1 of people. I have no problem with the third being the
2 family. I have no problem with that. I'd likely have no
3 problem with the first or second. I haven't had any chance
4 to really think about it or take instructions. My only
5 concern is -- and I don't intend to oppose it today in
6 relation to these witnesses. My only concern is that at
7 some point down the line we are going to have an argument
8 of people who have been investigated and not charged or
9 something along those lines, and I don't want this to set
10 any kind of precedent or suggest that I am going to give up
11 on the argument down the road when it comes up.

12 But for today I have no problem that.

13 **THE COMMISSIONER:** No, not only that. If I
14 give this ruling it will be subject to the understanding,
15 the proviso, that if at any time a party -- because this
16 Inquiry is so vast in that things happen, if at some point
17 any party believes that a name that is subject to
18 confidentiality becomes relevant in some way that was
19 unforeseen, that I will -- you will be able to revisit the
20 issue.

21 **MR. LEE:** Excellent!

22 Thank you, sir.

23 **THE COMMISSIONER:** All right?

24 Thank you.

25 Mr. Bennett, after a long absence, good

1 morning.

2 **MR. BENNETT:** Good morning, Your Honour. I
3 have no comments.

4 **THE COMMISSIONER:** Thank you.

5 Mr. Foord is not here.

6 Mr. Chisholm.

7 **MR. CHISHOLM:** No comment, sir.

8 Thank you.

9 **THE COMMISSIONER:** Thank you.

10 Mr. Neuberger.

11 **MR. NEUBERGER:** No comment, thank you.

12 **THE COMMISSIONER:** Thank you.

13 Mr. Scharbach.

14 **MR. SCHARBACH:** I do not oppose Mr.
15 Engelmann's request, sir.

16 **THE COMMISSIONER:** Thank you.

17 Miss Hamou is not here.

18 Mr. Sherriff-Scott; nobody for the Diocese.

19 Mr. Manderville.

20 **MR. MANDERVILLE:** Good morning, Mr.

21 Commissioner.

22 I have nothing to add to Mr. Lee's comments,
23 but I would echo them.

24 Thank you.

25 **THE COMMISSIONER:** Thank you.

1 Mr. Kozloff. No, he is in the wings today.

2 So who will be speaking to this -- Miss Costom.

3 Thank you.

4 Mr. Carroll.

5 **MR. CARROLL:** Nothing.

6 **THE COMMISSIONER:** Thank you.

7 And the school boards aren't here.

8 All right.

9 So there will be an order, and what we'll do
10 is we'll confirm that order in the in camera hearing. So
11 for the purposes of the public and persons watching, when
12 we do go in camera it will only be for naming the names so
13 that the order can be validated and, of course, anyone who
14 wishes to publish any of these documents will have names to
15 go by so to ensure that they satisfy themselves that no
16 breach is occurring.

17 Now, before you call your witness, Mr.
18 Engelmann, I would like to make some comments with respect
19 to just the -- what occurred yesterday and the fact that
20 Mr. Silmsen was not able to testify yesterday.

21 And I want to begin by saying that, as I
22 have said often before, this Inquiry will hear from many
23 people who have been through what most people have not and
24 what most people could not even imagine in their lifetime
25 as a lifetime event. As victims of sexual abuse, and you

1 have heard this from several of the experts who have
2 testified, it is difficult and often very -- and I say very
3 painful, to come forward and relieve this past and publicly
4 tell what had happened many years ago. And I view that as
5 a public service as to what these people are doing.

6 Now, David Silmsen is an important witness
7 to this Inquiry, and I will do everything in my power to
8 facilitate the continuation of his testimony. It is
9 important.

10 And what is important here is that we
11 continue to move forward so that we hear all of the
12 evidence possible.

13 There have been witnesses who have come
14 before David Silmsen, who were able to present their
15 evidence and some, if not most and maybe even all, have
16 said that it has enabled them to now get on with the rest
17 of their lives.

18 There will be witnesses who will testify
19 here today, tomorrow, next week, next month, and in the
20 months to come whose evidence will be just as important and
21 who may be able to move on. What is critically important
22 here, in terms of what we are trying to do, is to
23 encourage, and have the need for everyone with information
24 to come forward and to present it to us. Some simply may
25 not be able to do so, but for the majority of people who

1 can, it is important, it is vital, and it will help them
2 and this community to turn a page once and for all.

3 As well, I expect all of the parties, but
4 specifically public institutions who, by their very nature,
5 have as their mandate to seek the greater good in this
6 province and in our society, to instruct their counsel to
7 be fair in their cross-examination, to stay within the
8 boundaries of the mandate and to ensure that there is no
9 unnecessary pain and anguish revisited on these witnesses.
10 That is my mandate and that is what I intend to do -- to
11 continue to do throughout this Inquiry.

12 Mr. Engelmann.

13 **MR. ENGELMANN:** Thank you, Mr. Commissioner.
14 The next witness for the Commission of
15 Inquiry is Mr. David Petepiece.

16 Mr. Petepiece, if you could come forward.
17 Madam Clerk, if the witness could be
18 affirmed?

19 **THE REGISTRAR:** Could we have your name,
20 please?

21 **MR. PETEPIECE:** David Petepiece.

22 **THE REGISTRAR:** Please, spell your last
23 name.

24 **MR. PETEPIECE:** P-E-T-E-P-I-E-C-E.

25 --- **DAVID PETEPIECE, Affirmed/Sous affirmation solennelle:**

1 **THE REGISTRAR:** Have a seat.

2 **THE COMMISSIONER:** Have a seat. Yes.

3 Good morning, sir.

4 **MR. PETEPIECE:** Good morning.

5 **THE COMMISSIONER:** How are you doing today?

6 **MR. PETEPIECE:** Very well.

7 Thank you.

8 **THE COMMISSIONER:** I want to welcome you and
9 thank you for coming today. Mr. Engelmann is going to ask
10 you some questions and then other lawyers will have a
11 chance to ask you some questions.

12 What I want to do is make sure that you
13 understand; take your time in answering questions. If you
14 don't understand a question ask them to repeat it or change
15 the phrases. If there is something you are uncomfortable
16 with, you just look over to me and tell me.

17 As well, if at any time you need a break or
18 there is something that just isn't sitting right with you,
19 please, feel free to tell me.

20 All right?

21 **MR. PETEPIECE:** Thank you.

22 **THE COMMISSIONER:** Thank you.

23 Now, you'll have to come up to the mike a
24 little bit, if you can, and speak loudly so that the matter
25 can be properly recorded.

1 All right.

2 So are you ready to go?

3 **MR. PETEPIECE:** Yes, I am.

4 **THE COMMISSIONER:** Thank you very much, sir.

5 --- EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN-CHEF PAR MR.
6 ENGELMANN :

7 **MR. ENGELMANN:** Good morning, Mr. Petepiece.

8 **MR. PETEPIECE:** Good morning.

9 **MR. ENGELMANN:** Just to your right you'll
10 have a speaker with a volume adjustment. So if you can't
11 hear me you can turn that up.

12 And you will be getting some documents over
13 the course of my questions. You will get a hard copy and
14 you will also have the document on the screen. So you'll
15 have a choice about reading. Just remember the microphone.

16 **MR. PETEPIECE:** Yes.

17 **MR. ENGELMANN:** And there is some water to
18 your right as well.

19 Sir, perhaps we could start with your date
20 of birth.

21 **MR. PETEPIECE:** June 25, 1946.

22 **MR. ENGELMANN:** And Mr. Petepiece, I
23 understand that you were raised -- you were born and raised
24 here in the City of Cornwall?

25 **MR. PETEPIECE:** Yes, I was.

1 **MR. ENGELMANN:** And have you lived here the
2 better part of your life?

3 **MR. PETEPIECE:** In/and around Cornwall, yes.

4 **MR. ENGELMANN:** Okay.

5 And sir, you are currently married?

6 **MR. PETEPIECE:** Yes.

7 **MR. ENGELMANN:** And have been for many
8 years?

9 **MR. PETEPIECE:** Yes.

10 **MR. ENGELMANN:** And you have two children?

11 **MR. PETEPIECE:** That is correct.

12 **MR. ENGELMANN:** And they are how old?

13 **MR. PETEPIECE:** Thirty-one (31) and 30.

14 **MR. ENGELMANN:** Can you tell us a little bit
15 about your educational background, and perhaps you could
16 start with where it was you went to elementary school?

17 **MR. PETEPIECE:** I went to elementary school
18 at Memorial Park Public School, in Cornwall. My father was
19 the principal there and I also had him as my teacher in
20 grade 6; a rather unique experience.

21 I went on to Central Public School, high
22 school at St. Lawrence High School, in Cornwall, and then
23 to Carleton University, in Ottawa, where I obtained a
24 Bachelor of Engineering degree.

25 **MR. ENGELMANN:** So to get to middle school

1 you had to get through your father's class?

2 **MR. PETEPIECE:** I did.

3 **MR. ENGELMANN:** Okay.

4 That worked out okay?

5 **MR. PETEPIECE:** I certainly spent a lot of
6 time in those days standing with my nose against the wall.

7 **MR. ENGELMANN:** Okay.

8 **MR. PETEPIECE:** It was a form of discipline
9 in vogue at the time.

10 **MR. ENGELMANN:** All right.

11 Sir, after obtaining your Bachelor's of
12 Engineering degree from Carleton University, I understand
13 you started work with Transport Canada?

14 **MR. PETEPIECE:** Yes. I worked for Transport
15 Canada as an automotive engineer for about eight years.

16 **MR. ENGELMANN:** Okay.

17 And was some of that work here in - in/or
18 around the City of Cornwall?

19 **MR. PETEPIECE:** Yes. I worked across
20 Canada, but, by virtue of the fact that I lived in this
21 area, I was also involved in a lot of accident
22 investigations in this area as well.

23 **MR. ENGELMANN:** Okay.

24 And with your accident investigation work
25 you would have contact with investigators and with police

1 officers from time to time?

2 MR. PETEPIECE: Yes. I was often called to
3 provide accident reconstruction services and expert witness
4 testimony for various police forces.

5 MR. ENGELMANN: Okay.

6 And, sir, I understand after several years
7 with Transport Canada you began working for the Stormont,
8 Dundas and Glengarry School Board?

9 MR. PETEPIECE: Yes. I started with the
10 school board in 1979.

11 MR. ENGELMANN: And that school board, as we
12 know, later became the Upper Canada District School Board.

13 MR. PETEPIECE: That is correct.

14 MR. ENGELMANN: And you continue to work
15 with that board?

16 MR. PETEPIECE: Yes. I retired when I was
17 55, and then I've gone back to work for the last four or
18 five years for that same school board.

19 MR. ENGELMANN: Can you give us a sense as
20 to what you were doing for the school board when you
21 retired?

22 MR. PETEPIECE: I was responsible for all
23 their physical property. So I would be building new
24 schools, renovating and maintaining the existing ones.

25 MR. ENGELMANN: And that would include the

1 physical plant of the schools as well?

2 MR. PETEPIECE: Yes.

3 MR. ENGELMANN: And, sir, since you have
4 come back for the last three to four years, what have you
5 been doing?

6 How is it different?

7 MR. PETEPIECE: Much the same work except
8 that now I am more involved in mentoring younger employees.

9 MR. ENGELMANN: So it's a role of
10 mentor/consultant?

11 MR. PETEPIECE: Yes.

12 MR. ENGELMANN: And you report to the
13 director?

14 MR. PETEPIECE: I report to Mr. Fairweather,
15 who is an executive superintendent with the board.

16 MR. ENGELMANN: Who then in turn reports to
17 Mr. Thomas?

18 MR. PETEPIECE: That's correct.

19 MR. ENGELMANN: Okay.

20 Now, Mr. Petepiece, you have been following
21 the Inquiry to some extent?

22 MR. PETEPIECE: In a limited way, yes.

23 MR. ENGELMANN: Okay.

24 And you had some contact with Commission
25 staff and expressed an interest in testifying here?

1 **MR. PETEPIECE:** That is correct.

2 **MR. ENGELMANN:** And I understand that was a
3 result of your own your own experience as an alleged victim
4 of child sexual abuse.

5 **MR. PETEPIECE:** That is correct.

6 **MR. ENGELMANN:** Now, I understand that
7 something happened to you many years ago that you still
8 think about today, and I'd like you to describe for us when
9 this alleged abuse occurred and the circumstances.

10 **MR. PETEPIECE:** I was 10 years old, and had
11 a badly infected knee, which resulted in me becoming a
12 patient at the Cornwall General Hospital for approximately
13 10 days in the summer of 1956. While I was in the
14 hospital, I was completely bedridden, I couldn't move. And
15 I had started to receive very regular visits from a member
16 of the Anglican clergy from Trinity Church. This would be
17 -- I'll describe him as an assistant cleric.

18 **MR. ENGELMANN:** Let me just stop you there.
19 Did you know the individual or know of the
20 individual?

21 **MR. PETEPIECE:** Yes, I did.

22 **MR. ENGELMANN:** Okay.
23 You couldn't remember his name however?

24 **MR. PETEPIECE:** No, I could not.

25 **MR. ENGELMANN:** All right.

1 And did this individual wear a collar at
2 that time?

3 **MR. PETEPIECE:** Yes, he did.

4 **MR. ENGELMANN:** Okay.

5 And could you tell us a little bit about
6 those visits then?

7 **MR. PETEPIECE:** I was in a room that had two
8 beds in it and my bed was the one closest to the window or
9 the furthest from the door of the room. And in those days,
10 there were curtains in the room that could be pulled to
11 sort of segregate the room.

12 This individual would come into my room and
13 he would pull up a chair on the right side of my bed, right
14 side -- my right side, and would sit and talk very quietly
15 with me. There would be nobody else around. And he was
16 clearly talking at a level where he didn't intend others
17 would overhear him.

18 And he began to tell me about a job that he
19 had been assigned by the church. And he wanted my help in
20 this project. And he made it fairly clear that it wasn't
21 going to be requiring too much effort on my part. All I
22 had to do was to let him put his hands under the blankets
23 and what he wanted to do, and what his project was, was to
24 determine sort of a size change in a male penis from sort
25 of a flaccid to the erect state. And he wanted to do that

1 and I wouldn't allow him to do that.

2 MR. ENGELMANN: He told you the church had
3 asked him to do this?

4 MR. PETEPIECE: Yes. That is correct.

5 MR. ENGELMANN: Okay.

6 And you say you didn't allow him to do that?

7 MR. PETEPIECE: No. I didn't on the first
8 occasion, and it seemed like he came many times during the
9 approximately 10 days that I was there, each time with more
10 pressure. I never succumbed to the pressure, but he was
11 there hounding me constantly.

12 MR. ENGELMANN: Okay.

13 So he was asking to touch your penis for his
14 project.

15 MR. PETEPIECE: That is correct.

16 MR. ENGELMANN: Okay.

17 And had you received some instructions from
18 a parent or parents with respect to touching of the penis?

19 MR. PETEPIECE: Yes. My father had made it
20 very clear to both myself and my three brothers that we
21 weren't to be allowing people to be touching our private
22 parts. And so I clearly understood that message.

23 MR. ENGELMANN: Okay.

24 There were repeated efforts by this
25 individual to get you to agree?

1 **MR. PETEPIECE:** There were repeated efforts,
2 yes.

3 **MR. ENGELMANN:** But it never actually
4 happened?

5 **MR. PETEPIECE:** It never actually happened.

6 **MR. ENGELMANN:** So, let's just -- at the
7 time you were in the hospital here in Cornwall, at some
8 point subsequent to this event, you went and obtained the
9 hospital record of your stay.

10 **MR. PETEPIECE:** Yes.

11 **MR. ENGELMANN:** Is that correct?

12 **MR. PETEPIECE:** That is correct.

13 **MR. ENGELMANN:** If the witness could be
14 shown document number 200081.

15 **THE COMMISSIONER:** Exhibit 321 (sic), it
16 appears to be hospital documents from the Cornwall General
17 Hospital.

18 --- **EXHIBIT NO./PIÈCE NO P-329:**

19 David Petepiece - Various Hospital
20 Documents.

21 **MR. ENGELMANN:** Sir, have you seen these
22 documents before?

23 **MR. PETEPIECE:** Yes. This is a copy of the
24 document that I obtained from the Records Department at the
25 Cornwall General Hospital some time after I had written to

1 the Commission suggesting that I had information to share.

2 MR. ENGELMANN: That's right.

3 Okay.

4 So that was this past year?

5 MR. PETEPIECE: Yes.

6 MR. ENGELMANN: All right.

7 And, sir, we have notes from the various
8 days you were in the hospital.

9 Correct?

10 MR. PETEPIECE: Yes.

11 MR. ENGELMANN: And we're able to ascertain
12 your room ---

13 MR. PETEPIECE: Yes.

14 MR. ENGELMANN: --- number from the front
15 page.

16 MR. PETEPIECE: Yes. The document shows
17 room 155.

18 MR. ENGELMANN: Right.

19 And we can, as well, get a sense of how long
20 you were in the hospital by looking at these records.

21 MR. PETEPIECE: It shows I was admitted on
22 July 23rd, 1956 and discharged on August 3rd, 1956.

23 MR. ENGELMANN: All right.

24 And you were asked to get this by Inquiry
25 staff?

1 **MR. PETEPIECE:** No. I decided on my own to
2 seek it out.

3 **MR. ENGELMANN:** Had you ever been asked to
4 do that by anybody before?

5 **MR. PETEPIECE:** No, I had not.

6 **MR. ENGELMANN:** All right.

7 Now let's go back to 1956. You believed the
8 individual was an assistant pastor at Trinity Anglican
9 Church?

10 **MR. PETEPIECE:** Yes, I do.

11 **MR. ENGELMANN:** Yeah.

12 And was your family, were they members of
13 that particular church?

14 **MR. PETEPIECE:** Yes, they were.

15 **MR. ENGELMANN:** Okay.

16 And how would you describe your family?
17 Were they religious?

18 **MR. PETEPIECE:** My father and my aunt, who
19 was like a second mother to me, were very religious; my
20 mother far less so. But my father and aunt were very
21 strongly involved in the church.

22 **MR. ENGELMANN:** And did you and your
23 siblings attend church with your father on regular
24 occasions?

25 **MR. PETEPIECE:** Yes, we did.

1 **MR. ENGELMANN:** All right.

2 Now, at that particular time, when this man
3 approached you in the hospital and attempted to do
4 something, did you tell anybody about it?

5 **MR. PETEPIECE:** No, I did not.

6 **MR. ENGELMANN:** So you didn't tell your
7 parents?

8 **MR. PETEPIECE:** I told no one.

9 **MR. ENGELMANN:** No one at the hospital?

10 **MR. PETEPIECE:** No one at the hospital.

11 **MR. ENGELMANN:** Can you tell us thinking
12 back, if you can, why you didn't?

13 **MR. PETEPIECE:** I am puzzled to this day
14 about why I did not. I think I was sort of had mixed
15 emotions, here was a church project and I was refusing to
16 participate in it. I was being asked by somebody who was
17 obviously in a responsible position in the community, and,
18 at the same time, I had this clear instruction from my
19 father about how I should conduct myself. I think it was
20 because of those sorts of conflicting directions that I
21 just didn't know how to react to it and chose doing nothing
22 as the only course available.

23 **MR. ENGELMANN:** Do you remember back at that
24 time if there was any effect?

25 In other words, did it affect at all your

1 church attendance or your interest or can you recall?

2 **MR. PETEPIECE:** Well, first of all, as a
3 patient in the hospital, I was crying constantly. I was so
4 distressed; I didn't know which way to turn. I'd lost my
5 fight or flight response. My leg wouldn't work; I couldn't
6 move. So it's not like I could get away from the
7 situation. So I suffered greatly in that regard.

8 I'm sorry.

9 You had a second part to your question?

10 **MR. ENGELMANN:** Yes. Well just the effect;
11 so it caused you to cry; you were very upset while you were
12 in the hospital.

13 **MR. PETEPIECE:** Yes.

14 **MR. ENGELMANN:** Did it have any effect on
15 your religion at that point in time?

16 **MR. PETEPIECE:** Yes. I effectively withdrew
17 from the church. Yes.

18 **MR. ENGELMANN:** Even as a child?

19 **MR. PETEPIECE:** Yes. It was with a lot of
20 pressure from my parents to continue and a lot of
21 subterfuge on my part, you know, appearing to go to church,
22 but then going to do something else. But, yes, I decided
23 that going back wasn't a place I wanted to go.

24 **MR. ENGELMANN:** Okay.

25 Can you tell us, Mr. Petepiece, when you

1 first would have disclosed what took place in the hospital?

2 MR. PETEPIECE: In 1974, my eldest child, my
3 daughter, was -- had been born and my wife wanted to have
4 her baptized. And, as a prelude to the baptism, we were
5 required to meet with the minister at the time. So we did
6 so in his office.

7 MR. ENGELMANN: The minister of which
8 church?

9 MR. PETEPIECE: Of Trinity Anglican Church.

10 MR. ENGELMANN: So same church?

11 MR. PETEPIECE: Same church, yes.

12 MR. ENGELMANN: Presumably a different
13 minister?

14 MR. PETEPIECE: Yes. This gentleman's name
15 was Irwin.

16 MR. ENGELMANN: Anglican priests or
17 ministers are also known as archdeacons?

18 MR. PETEPIECE: Well, I called him
19 Archdeacon Irwin, but he may have been a canon. I don't
20 understand hierarchy.

21 MR. ENGELMANN: That's fine.

22 He was the minister or priest responsible
23 for that church?

24 MR. PETEPIECE: Yes. He was the man in
25 charge.

1 **MR. ENGELMANN:** All right.

2 **MR. PETEPIECE:** And, during this meeting in
3 his office, he was lecturing me quite severely about my
4 failure to attend church and, yet, at the same time,
5 wanting to have my child baptized, and he was being
6 particularly aggressive about it and unpleasant about it,
7 trying to force me to make a commitment to reenter the
8 church and so on.

9 And that became sort of the triggering
10 moment for me and I sort of threw it back in his face. He
11 didn't react very well to it. There was sort of a
12 dismissive attitude to it and we resumed the badgering to
13 get involved in the church.

14 **MR. ENGELMANN:** So you told him what
15 happened to you ---

16 **MR. PETEPIECE:** Yes, I did.

17 **MR. ENGELMANN:** --- when you were a child?
18 And the attitude at that time?

19 **MR. PETEPIECE:** Very dismissive "No big
20 deal. It got nothing to do with what we're talking about
21 today," sort of thing.

22 **MR. ENGELMANN:** Nineteen seventy-four
23 (1974), you're being badgered about not being committed.
24 You want your children to be baptized.

25 **MR. PETEPIECE:** Yes.

1 **MR. ENGELMANN:** Was your wife an active
2 member of the church?

3 **MR. PETEPIECE:** Yes, she was.

4 **MR. ENGELMANN:** Okay.
5 Had you told your wife before that meeting?

6 **MR. PETEPIECE:** No.

7 **MR. ENGELMANN:** Can you describe for us what
8 that was like for you?

9 **MR. PETEPIECE:** Well, it was a secret I
10 guess on my part. And, you know, we've been together since
11 high school and we don't have secrets, but that was one
12 aspect of my life that I kept locked away. And she was
13 quite stunned.

14 **MR. ENGELMANN:** So when the minister or
15 priest was dismissive, did you try and follow up on this
16 with anyone else or with anyone else's assistance?

17 **MR. PETEPIECE:** No. No. I got the message
18 that the church, at that time, really wasn't interested.

19 **MR. ENGELMANN:** Okay.

20 **MR. PETEPIECE:** Later on, I decided to try
21 to identify the individual on my own. I enlisted the help
22 of my wife to see if she could put a name to the dates that
23 I had, but she was unsuccessful.

24 **MR. ENGELMANN:** Okay.

25 And did your wife then, a few years later,

1 help you find an archivist with the church to help in those
2 efforts?

3 **MR. PETEPIECE:** She explained to me that the
4 church had an archive, in Ottawa, under the care and
5 control of the bishop and so, on my own initiative, I found
6 the phone number, and I made a phone call, and spoke to a
7 gentleman who claimed to be the archivist. I told him my
8 story and why I was looking for a name.

9 He said he would help me. He went off,
10 while I was still on the phone, and was checking records
11 and so on, and eventually came back and gave me a name that
12 he believed was in Cornwall during the summer of '56.

13 **MR. ENGELMANN:** All right.

14 And you wrote some notes of that call with
15 this archivist.

16 **MR. PETEPIECE:** Yes.

17 **MR. ENGELMANN:** If the witness could be
18 shown 200079.

19 **THE COMMISSIONER:** Thank you.

20 Exhibit No. 322.

21 --- **EXHIBIT NO./PIÈCE NO P-322:**

22 David Petepiece - Handwritten Notes

23 **THE COMMISSIONER:** So these are your notes,
24 Mr. Petepiece?

25 **MR. PETEPIECE:** They are.

1 **THE COMMISSIONER:** All right.

2 Thank you.

3 **MR. ENGELMANN:** Mr. Petepiece, just to put
4 this into a time perspective, it's your belief that this
5 took place in the late '70's.

6 Is that fair?

7 **MR. PETEPIECE:** My recollection is that I
8 did it shortly after I had started working for the SDG
9 County Board of Education and ---

10 **MR. ENGELMANN:** That was in 1979?

11 **MR. PETEPIECE:** September of '79.

12 **MR. ENGELMANN:** Okay.

13 **MR. PETEPIECE:** I wrote the note on my desk
14 and I filed it in the top left drawer of my desk, where I'd
15 look at it many times over the years. It was always in the
16 same drawer.

17 **MR. ENGELMANN:** All right.

18 So the fellow you spoke to, the archivist,
19 his name was Jack Francis?

20 **MR. PETEPIECE:** That is what he told me.

21 **MR. ENGELMANN:** Yeah. And the archdeacon of
22 your church, Trinity Anglican Church, in Cornwall, was Mr.
23 Christie?

24 **MR. PETEPIECE:** According to Mr. Francis.

25 **MR. ENGELMANN:** Yeah.

1 Okay.

2 And then he gave you the name of another
3 individual who appears on this page as possibly being the
4 assistant pastor?

5 **MR. PETEPIECE:** That is correct.

6 **MR. ENGELMANN:** All right.

7 **MR. PETEPIECE:** He had indicated to me that
8 he had been there in Cornwall from June of '55 until
9 September of '56, which fell within the dates that I was
10 looking for.

11 **MR. ENGELMANN:** All right.

12 Now, you've told your wife about this after
13 -- well, at the same time as you told your then minister,
14 in 1974.

15 Did you tell anybody else, any other family
16 members?

17 **MR. PETEPIECE:** Sometime after that, I
18 believe that I told my three brothers ---

19 **MR. ENGELMANN:** Okay.

20 **MR. PETEPIECE:** --- and I also used it as an
21 example with my children and my nephews.

22 **MR. ENGELMANN:** Okay.

23 I understand that sometime, when you were
24 well into your 40's, perhaps your late 40's, you decided to
25 tell your mother.

1 **MR. PETEPIECE:** That's correct.

2 **MR. ENGELMANN:** Can you tell us about that?

3 **MR. PETEPIECE:** By this time, my father had
4 died and we were just sitting in the kitchen talking about
5 things that had gone on in Cornwall, and so on, and I'm not
6 sure exactly what led up to it.

7 But, anyway, I began to explain to her what
8 had happened to me in the hospital in 1956 and she was
9 quite shocked.

10 Both my parents knew that I was very upset,
11 while in the hospital, but their attempts to console me and
12 so on, were fruitless, and over the years, they'd always
13 been puzzled by why I was having such a hard time while in
14 the hospital. And then, that led to us -- her sharing
15 other stories with me of similar events that had happened
16 to the best of her knowledge, around the same time.

17 **MR. ENGELMANN:** To other children?

18 **MR. PETEPIECE:** That's correct.

19 **MR. ENGELMANN:** Okay.

20 And those events and those stories that she
21 told you about possible abuse of other children, there was
22 some connection to the same church, as I understand it.

23 **MR. PETEPIECE:** That is correct. Yes, they
24 were connected.

25 **MR. ENGELMANN:** Mr. Petepiece, did you ever

1 report what happened to you, in 1956, to the police?

2 MR. PETEPIECE: Yes. Once the Project Truth
3 controversy had grown to the point that the OPP were
4 involved, I decided to share my story with them.

5 MR. ENGELMANN: How did you become aware of
6 the Project Truth or the OPP Investigation?

7 Do you recall?

8 MR. PETEPIECE: Well, I think living in the
9 community, you couldn't avoid it. I don't recall if the
10 Dick Maddox website was active at that moment, exactly what
11 the sequence was. But I was certainly aware of what was
12 going on in the community.

13 I worked for a school board. You know,
14 children exist in schools, and people who work in schools
15 are sort of at a heightened state of awareness with these
16 matters. So.

17 MR. ENGELMANN: All right.

18 So you were aware that there was an
19 investigation underway by the OPP?

20 MR. PETEPIECE: Yes.

21 MR. ENGELMANN: And, did you, in fact, end
22 up contacting the OPP?

23 MR. PETEPIECE: I called the Long Sault
24 Detachment. I asked to speak with someone involved and, I
25 believe it was called Project Truth. I may be wrong in how

1 the OPP referred to it, but, regardless, I ended up
2 speaking on the phone to a constable, Steve Seguin,
3 arranged to meet with him shortly after my phone call, I
4 believe the same day. I met with him at the Long Sault
5 Detachment for about 45 minutes.

6 **MR. ENGELMANN:** Okay.

7 Just before I ask you a few questions about
8 that meeting, this, as I understand it, would have been
9 during the summer of 1998?

10 **MR. PETEPIECE:** I believe that's correct.

11 **MR. ENGELMANN:** All right.

12 And, he would have asked you -- or did he
13 ask you to write out a statement?

14 **MR. PETEPIECE:** We discussed having a formal
15 statement. He wanted me to sit there and write one out,
16 but I had had two surgeries on each hand. So I don't write
17 very well. I suggested, alternatively, that I would
18 prepare a typewritten statement and sign it and deliver it
19 to his office the next day; which I did.

20 **MR. ENGELMANN:** So if we wanted to know when
21 you actually met with him, it would have been the day
22 before the date of your statement.

23 **MR. PETEPIECE:** That is correct.

24 **MR. ENGELMANN:** If the witness could be
25 shown 701118.

1 Sir, if you could just have a look at the
2 second page of the document, or the back page.

3 Is that your signature?

4 --- EXHIBIT NO./PIÈCE NO P-323:

5 David Petepiece - Statement - July 16, 1998

6 MR. PETEPIECE: Yes it is.

7 MR. ENGELMANN: And it appears to be signed
8 on 16 July '98?

9 MR. PETEPIECE: Yes.

10 MR. ENGELMANN: Statement dated 15 July '98?

11 MR. PETEPIECE: Yes.

12 MR. ENGELMANN: So, just to try and
13 recollect how this happened, would it be fair to say you
14 would have met with Constable Seguin on the 15th?

15 MR. PETEPIECE: I met with him on the 15th
16 and I also met with him, when I brought my statement back
17 on the 16th.

18 MR. ENGELMANN: Okay.

19 That helps situate us in time.

20 So, we're talking about the middle of July
21 1998?

22 MR. PETEPIECE: That is correct.

23 MR. ENGELMANN: So tell us a little bit
24 about the meeting you had with Constable Seguin, the first
25 day.

1 Can you, for example, tell us approximately
2 how long would have taken place?

3 **MR. PETEPIECE:** I believe it was about 45
4 minutes.

5 **MR. ENGELMANN:** And, was anybody else
6 present?

7 **MR. PETEPIECE:** No, just the two of us.

8 **MR. ENGELMANN:** And I take it, you told him
9 what happened to you at the hospital in 1956?

10 **MR. PETEPIECE:** I told him what had happened
11 to me. I told him, the two other tales that my mother had
12 told me.

13 **MR. ENGELMANN:** Yes.

14 **MR. PETEPIECE:** I told him the name of the
15 person who was in the hospital bed, in the same room that I
16 was in. And I gave him the family name of one of the
17 people involved in the story my mother had told me.

18 **MR. ENGELMANN:** Yes.

19 Did you give him the information you had
20 gleaned from the archivist as well?

21 **MR. PETEPIECE:** I believe I did, yes.

22 **MR. ENGELMANN:** Okay.

23 And, the name of the church?

24 **MR. PETEPIECE:** Yes, I did.

25 **MR. ENGELMANN:** All right.

1 The church is still a church here in the
2 City of Cornwall?

3 **MR. PETEPIECE:** Yes, it is.

4 **MR. ENGELMANN:** Even today?

5 **MR. PETEPIECE:** It is today.

6 **MR. ENGELMANN:** All right.

7 Do you know if he took any notes when you
8 met with him?

9 **MR. PETEPIECE:** I think so, but I can't
10 recall clearly.

11 **MR. ENGELMANN:** All right.

12 Were you ever asked to sign any notes?

13 **MR. PETEPIECE:** No. I was not asked to sign
14 anything.

15 **MR. ENGELMANN:** All right.

16 Were you ever provided with any notes?

17 **MR. PETEPIECE:** No.

18 **MR. ENGELMANN:** You were told or you were
19 asked to write out a statement.

20 Were you given a statement form or a witness
21 form to do that on or did you just do that on your own
22 stationery?

23 **MR. PETEPIECE:** I think I was offered a
24 statement form, but just did it on plain paper.

25 **MR. ENGELMANN:** All right.

1 Were you given any instructions on how to
2 fill it out or to write the statement?

3 **MR. PETEPIECE:** No.

4 **MR. ENGELMANN:** All right.

5 Were you asked about providing consent for
6 medical records?

7 **MR. PETEPIECE:** No. I was not.

8 **MR. ENGELMANN:** Were you asked for your
9 assistance in obtaining hospital records?

10 **MR. PETEPIECE:** No.

11 **MR. ENGELMANN:** All right.

12 And, the document that we've just looked at
13 and marked as an Exhibit, and I've forgotten the number; I
14 apologize.

15 **THE COMMISSIONER:** Three twenty-three (323).

16 **MR. ENGELMANN:** That is the statement then,
17 you would have provided to Constable Seguin the following
18 day?

19 **MR. PETEPIECE:** That is my statement, yes.

20 **MR. ENGELMANN:** All right.

21 And, did you have a meeting with him when
22 you gave the statement to him as well?

23 **MR. PETEPIECE:** Yes. I did.

24 **MR. ENGELMANN:** Okay.

25 And, do you have some recollection, sir, as

1 to how long your meeting was on July 16th?

2 MR. PETEPIECE: I just recall it was quite a
3 bit shorter than the initial meeting. I think he read over
4 my statement. So that took a little while. I think he
5 asked me a few questions about it, but he had previously
6 when -- the day before, had sort of described to me what --
7 a Criminal Code offence had taken place. He called it
8 'invitation of sexual touching', and that was why he wanted
9 the formal statement from me, because that was the
10 investigation he was going to pursue.

11 MR. ENGELMANN: Okay.

12 Did he give you any other advice, at that
13 time?

14 MR. PETEPIECE: He made it clear to me that
15 he didn't want me going around seeking documents, alerting
16 people to the fact that I was talking to him.

17 MR. ENGELMANN: Did he tell you why?

18 MR. PETEPIECE: He used words like
19 'documents are disappearing' and 'records are
20 disappearing', and he didn't want the church to have any
21 forewarning of his quest for documents.

22 MR. ENGELMANN: So, what was your
23 expectation about him and the follow-up?

24 MR. PETEPIECE: I was quite encouraged. I
25 thought that here was an opportunity to perhaps right a

1 wrong that occurred to me, but, more importantly, to
2 perhaps get somebody off the street who was clearly a
3 menace to children. If he was bold enough to come into a
4 hospital and attempt this conduct, in other settings he,
5 obviously, would be even more comfortable.

6 **MR. ENGELMANN:** So, did you take the
7 constable's advice and not follow up with the church, at
8 that time?

9 **MR. PETEPIECE:** I did.

10 **MR. ENGELMANN:** Do you know if he did?

11 **MR. PETEPIECE:** I believe, because of my
12 wife's involvement in the church, that I would have heard.
13 There's no indication that I have, that he ever had any
14 contact with the church.

15 **MR. ENGELMANN:** How was it left?
16 Who was to get back to whom?

17 **MR. PETEPIECE:** He was going to investigate
18 and get back to me.

19 **MR. ENGELMANN:** Okay.
20 Can you give us some sense as when your next
21 contact with Constable Seguin or anyone from the OPP may
22 have been?

23 **MR. PETEPIECE:** Many months later, I can't
24 be specific, I finally called him to ask what was going on
25 and ---

1 **MR. ENGELMANN:** Do you know if that would
2 have been in 1998, or 1999, or 2000?

3 If you don't, that's fine.

4 **MR. PETEPIECE:** I couldn't be certain on
5 that.

6 **MR. ENGELMANN:** All right.

7 And, had you had any contact from him or
8 anyone else, before your call?

9 **MR. PETEPIECE:** No. I had not.

10 **MR. ENGELMANN:** All right.

11 What were you told when you followed up with
12 Constable Seguin?

13 **MR. PETEPIECE:** My recollection is that he
14 told me that they had contacted the boy who was a patient
15 at the same time I was in the hospital and ---

16 **MR. ENGELMANN:** That's the name you had
17 given them?

18 **MR. PETEPIECE:** Yes.

19 **MR. ENGELMANN:** M'hm.

20 **MR. PETEPIECE:** --- that individual claimed
21 to have never been in the hospital that I was in, the
22 Cornwall General Hospital, and, furthermore, didn't know
23 me, and, lastly, that there was no offence, invitation of
24 sexual touching, that existed at that time, in '56.

25 **MR. ENGELMANN:** Did you get the sense, from

1 that phone call, that there was still an investigation
2 ongoing or that they were finished?

3 **MR. PETEPIECE:** No. My expectation was that
4 they were going to continue on. They still hadn't talked
5 to another person, possible victim, whose name I had
6 provided as one of the anecdotes from my mother. So I
7 expected that they were going to be continuing on. I had
8 just called in the middle of their process.

9 **MR. ENGELMANN:** And did Constable Seguin
10 tell you what would happen with your complaint, whether it
11 was finished or not?

12 **MR. PETEPIECE:** My recollection is that he
13 said it was still an open case.

14 **MR. ENGELMANN:** After that, do you recall
15 when you next had any follow-up with the OPP and again,
16 whether that was at your initiative or at theirs?

17 **MR. PETEPIECE:** I had indirect involvement
18 with the OPP because I was starting to investigate the
19 complaints procedure that existed. I was, by this time,
20 coming to the realization that my high expectations from my
21 initial meeting with Seguin weren't going to be realized.

22 So I learned of the OCCOPS organization, the
23 Ontario Civilian Commission on Police Services I believe.

24 **MR. ENGELMANN:** And how did you learn of
25 them?

1 **MR. PETEPIECE:** I found that information on
2 the Internet.

3 **MR. ENGELMANN:** Okay.

4 And would this have been some time in 2001,
5 sir, to the best of your knowledge?

6 **MR. PETEPIECE:** Yes.

7 **MR. ENGELMANN:** And do you recall if you
8 would have contacted them either by phone or in writing?

9 **MR. PETEPIECE:** I had several phone calls
10 with them -- I'm going to say three -- with someone who
11 seemed to be an important part of OCCOPS. He described
12 himself as a former executive assistant to Gary Guzzo, one
13 who was -- he claimed to be quite familiar with the
14 Cornwall situation because of his employment with Guzzo.
15 He was always promising to get the OPP sort of restarted on
16 my case. On one occasion he even said that he had an OPP
17 superintendent in his office and was going to be speaking
18 to him that very moment.

19 At one point I wrote and I believe I sent,
20 but I cannot say with absolute certainty, a letter to
21 OCCOPS.

22 **MR. ENGELMANN:** All right.

23 Well, I'll just stop you there. If the
24 witness could be shown document number 200080, please. It
25 would appear to be a letter dated May 21st, 2001, David

1 Petepiece to Ontario Civilian Commission on Police
2 Services.

3 THE COMMISSIONER: Exhibit 324.

4 --- EXHIBIT NO./ PIÈCE NO P-324:

5 Letter from David Petepiece to Ontario
6 Civilian Commission on Police Serves - May
7 21, 2001

8 MR. ENGELMANN: So is that 322, sir -- 324?

9 THE COMMISSIONER: Three-two-four (324).

10 MR. ENGELMANN: I apologize.

11 MR. PETEPIECE: Yes, this is my letter. It
12 contains a notation "mailed May 22nd, 2001" and it has my
13 initials at the bottom.

14 MR. ENGELMANN: And when you have your
15 initials at the bottom is that significant, sir?

16 MR. PETEPIECE: My handling of
17 correspondence over the years has always been to indicate
18 how I conveyed the document and to put my initials rather
19 than my full signature on the copy that I would keep. And
20 I would only do that at a time when the document was about
21 to leave.

22 MR. ENGELMANN: Okay.

23 MR. PETEPIECE: So ---

24 MR. ENGELMANN: So you believe you did mail
25 this?

1 **MR. PETEPIECE:** I believe I did mail it. My
2 processes appear to have been followed, but I cannot recall
3 mailing it.

4 **MR. ENGELMANN:** All right.

5 And, as a result of your efforts with this
6 agency, did they respond to you, or did the OPP, or what
7 happened next, to your knowledge?

8 **MR. PETEPIECE:** More phone calls. More
9 promises. No action.

10 **MR. ENGELMANN:** Okay.

11 And did you then decide to contact the OPP
12 yourself?

13 **MR. PETEPIECE:** I had done more
14 investigating and found that the OPP had a Professional
15 Standards Bureau and there was a complaints procedure
16 outlined on the Internet to follow. So I was getting ready
17 to start down that road.

18 I prepared a letter to them complaining
19 about the investigation and Constable Seguin, but before I
20 mailed the letter, I decided to give Constable Seguin one
21 last chance.

22 **MR. ENGELMANN:** All right.

23 **MR. PETEPIECE:** So I called him. I told him
24 I was about to make a formal complaint and asked him if he
25 would like to meet with me.

1 **MR. ENGELMANN:** All right.

2 **MR. PETEPIECE:** He was anxious to meet with
3 me. It was clear that he didn't want a complaint filed. I
4 told him the only way I would meet with him was on my turf,
5 not his, so to speak, and we agreed that he would come to
6 my office after lunch.

7 **MR. ENGELMANN:** All right.

8 So let me just show you one more document.
9 It's document number 701117. That appears to be a letter
10 from you to the Ontario Provincial Police Headquarters
11 dated July 21st, 2001.

12 **THE COMMISSIONER:** Exhibit 325.

13 --- **EXHIBIT NO./ PIÈCE NO P-325:**

14 Letter from David Petepiece to Ontario
15 Provincial Police Headquarters - July
16 21, 2001

17 **THE COMMISSIONER:** This is pretty well the
18 same letter that you would have mailed to Ontario Civilian
19 Commission on Police Services dated May 21st, 2001?

20 **MR. PETEPIECE:** That's correct.

21 **THE COMMISSIONER:** Okay.

22 Thank you.

23 **MR. ENGELMANN:** In fact, sir, is it
24 identical?

25 **MR. PETEPIECE:** What is puzzling me is that

1 this document doesn't have the note that I believe the
2 document in my own file has, which says that it wasn't
3 mailed and that I had called Constable Seguin. So.

4 **MR. ENGELMANN:** Yes. This is a document
5 from our database. I believe it was a document that we
6 received from the OPP.

7 So is it possible, sir, that you did, in
8 fact, mail the document?

9 **MR. PETEPIECE:** No. What I did was when
10 Constable Seguin and Inspector Hall came to meet with me at
11 my office ---

12 **MR. ENGELMANN:** Yes.

13 **MR. PETEPIECE:** --- I said "Here's what I'm
14 about to send."

15 **MR. ENGELMANN:** Okay.

16 And you actually gave them a copy then.

17 **MR. PETEPIECE:** Yes.

18 **MR. ENGELMANN:** All right.

19 **MR. PETEPIECE:** But in my file here I can
20 easily find the same letter unsigned with a note making
21 reference to Constable Seguin.

22 **MR. ENGELMANN:** All right.

23 **MR. PETEPIECE:** So ---

24 **MR. ENGELMANN:** So you didn't actually mail
25 this letter?

1 **MR. PETEPIECE:** No. I did not.

2 **MR. ENGELMANN:** All right.

3 But you actually did hand it to Constable
4 Seguin when he came to meet with you?

5 **MR. PETEPIECE:** Yes.

6 **MR. ENGELMANN:** All right.

7 So that same day when you called him and he
8 agreed to meet with you after lunch, he came to your
9 office?

10 **MR. PETEPIECE:** He did.

11 **MR. ENGELMANN:** And was he alone or was he
12 with someone else?

13 **MR. PETEPIECE:** No. He came accompanied by
14 Inspector Hall.

15 **MR. ENGELMANN:** Okay.

16 And had you met Inspector Hall before?

17 **MR. PETEPIECE:** No. I had not.

18 **MR. ENGELMANN:** All right.

19 And can you just tell us how that meeting
20 went, and did you show them the letter at the beginning, or
21 how did it start?

22 **MR. PETEPIECE:** I believe I showed them the
23 letter at the beginning, and gave them a chance to read it
24 to avoid a lot of unnecessary talking. It was clear that
25 Inspector Hall was not happy.

1 **MR. ENGELMANN:** I'm sorry.

2 He was not happy?

3 **MR. PETEPIECE:** Not happy.

4 I guess my sense was that I had found a way
5 to back them into a corner and he didn't appreciate it.
6 From my point of view, I was showing Constable Seguin more
7 than fair courtesy in not sending the letter, but, clearly,
8 Inspector Hall didn't see it in the same light.

9 **MR. ENGELMANN:** Why do you say that?

10 **MR. PETEPIECE:** Well, I guess people can
11 communicate a lot with body language and gestures and so
12 on, and so, first of all, he made it a point to sit where
13 he could sort of stare at me. He wrote down every word I
14 said. It was almost like he was taking dictation. I could
15 almost feel his presence, sort of in trying to intimidate
16 me.

17 I've sensed that before over my years --
18 professional years, you know. If you're being cross-
19 examined by an aggressive attorney, they're doing all kinds
20 of things. You make a comment; they're scribbling things
21 dramatically in their notes. Playing mind games with you.
22 And it was much the same with Inspector Hall.

23 **MR. ENGELMANN:** Okay.

24 **MR. PETEPIECE:** I understood his unspoken
25 words quite clearly.

1 **MR. ENGELMANN:** All right.

2 So it was just from the way he was writing
3 the notes or the way he was looking at you?

4 **MR. PETEPIECE:** Yes. Yes. There were very
5 few words spoken.

6 **MR. ENGELMANN:** All right.

7 How did you feel?

8 **MR. PETEPIECE:** I was upset. Angry perhaps.
9 Here I was trying to be more than sensitive to a young
10 officer's career, yet, at the same time, wanting to get my
11 point across, and my good will was not garnering me
12 anything positive from them.

13 **MR. ENGELMANN:** Did they actually speak to
14 you?

15 **MR. PETEPIECE:** Oh! Yes. They repeated it
16 in a more formal way the fact that there had been no
17 offence because it didn't exist at the time and that
18 Constable Seguin was mistaken. They also made it clear,
19 and it was later reflected in a letter from Inspector Hall,
20 that it wasn't their mandate to be going around looking
21 into other instances of possible sexual abuse that didn't
22 involve either the Catholic Church or prominent people in
23 Cornwall.

24 **MR. ENGELMANN:** Okay.

25 We'll come to that letter.

1 Was he actually saying this to you at that
2 time in the meeting?

3 **MR. PETEPIECE:** My recollection is that his
4 letter largely reflected what he said, but it didn't take
5 him very long to say it.

6 **MR. ENGELMANN:** Did either Inspector Hall or
7 Constable Seguin explain some of the delays in not getting
8 back to you?

9 **MR. PETEPIECE:** The only sense that I had
10 was that Inspector Hall was trying to deflect or shelter
11 Constable Seguin so that sort of the blame rests with me
12 not with Seguin sort of thing.

13 **MR. ENGELMANN:** Did he accept the blame?
14 Did he apologize?

15 **MR. PETEPIECE:** Well, I think he said "You
16 know, obviously, Seguin and I didn't communicate well,"
17 Something to that effect.

18 **MR. ENGELMANN:** Okay.

19 And how was it left?

20 What did you say about whether you were
21 going to write your letter or not and what kind of follow-
22 up there might be?

23 **MR. PETEPIECE:** He had made it clear that
24 their involvement was at an end. They had checked out the
25 one name that I had given them, the patient who was in the

1 bed adjacent to me, and the result of the investigation.
2 They did. My story didn't check out and they were at an
3 end. They said I could deal with Cornwall Police and they
4 gave me a staff sergeant's name should I wish to go any
5 further.

6 MR. ENGELMANN: Okay.

7 Did they tell you whether they followed up
8 with the hospital or with the Anglican Church or anyone
9 else?

10 MR. PETEPIECE: The only thing they said is
11 they had talked to the other patient, and as I indicated
12 earlier, that patient, number one, denied being in the
13 Cornwall General Hospital, and number two, knowing me.

14 MR. ENGELMANN: All right.

15 What about the other family that you had
16 mentioned through your mother?

17 MR. PETEPIECE: They weren't -- they had not
18 and did not indicate any interest in talking to the other
19 family.

20 MR. ENGELMANN: All right.

21 And how would you describe your mood after
22 that meeting?

23 MR. PETEPIECE: I was kicking myself for not
24 having formally submitted the complaint. I felt that it
25 had backfired on me, and that my concerns that there was a

1 possible sexual predator still on the loose just weren't
2 being addressed at all.

3 **MR. ENGELMANN:** Sir, you refer to a letter
4 that Inspector Hall wrote to you.

5 If the witness could be shown 701116, which
6 appears to be a letter dated July 19th, 2001 from P.R. Hall,
7 Detective Inspector, to David John Petepiece.

8 **THE COMMISSIONER:** Thank you.
9 Exhibit No. 326.

10 **(SHORT PAUSE/COURTE PAUSE)**

11 **--- EXHIBIT NO./PIÈCE NO P-326:**

12 Letter from P.R. Hall to David Petepiece -
13 July 19, 2001

14 **MR. ENGELMANN:** Is that the letter you would
15 have received, sir?

16 **MR. PETEPIECE:** Yes, it is.

17 **MR. ENGELMANN:** All right.

18 So there is a description in the third
19 paragraph about the follow-up with the individual who you
20 believed was in the hospital with you. I'm looking on the
21 first page.

22 Is that correct?

23 **MR. PETEPIECE:** This is the paragraph that
24 states:

25 "As Detective Constable" ---

1 MR. ENGELMANN: Yes.

2 MR. PETEPIECE: --- "Seguin," that
3 paragraph?

4 MR. ENGELMANN: Yes.

5 MR. PETEPIECE: Yes.

6 MR. ENGELMANN: And then the first numbered
7 paragraph you're told about "no criminal offence having
8 been committed"?

9 MR. PETEPIECE: That was correct.

10 MR. ENGELMANN: Which is consistent with
11 what you say he told you at the meeting?

12 MR. PETEPIECE: Yes.

13 MR. ENGELMANN: In the second paragraph it
14 says:

15 "The mandate of Project Truth was to
16 investigate historic allegations of a
17 sexual nature involving the Catholic
18 clergy and other prominent persons in
19 the Cornwall area. This did not
20 include every sexual assault allegation
21 in the City of Cornwall that was
22 reported and did not include
23 allegations against members of other
24 religions."

25 MR. PETEPIECE: Yes.

1 **MR. ENGELMANN:** Were you aware of that
2 before this meeting and before receiving this letter?

3 **MR. PETEPIECE:** This was news to me. I
4 thought their mandate was quite broad.

5 **MR. ENGELMANN:** Was that ever explained to
6 you why you'd look at an allegation against a Catholic
7 priest but not an Anglican priest?

8 **MR. PETEPIECE:** No, it never was.

9 **MR. ENGELMANN:** And then in the third
10 numbered paragraph you are told you can go to the Cornwall
11 Police Service?

12 **MR. PETEPIECE:** That was correct.

13 **MR. ENGELMANN:** And he does say, sir, at the
14 end of the letter or close to the end of the letter:

15 "In your particular case there was no
16 criminal offence committed."

17 That's obviously his opinion.

18 "I regret you were not completely made
19 aware of our actions or lack of
20 continuation on the investigation.

21 This may have been due to
22 miscommunication between Detective
23 Constable Seguin and myself."

24 So he does express some regret in a letter
25 to you.

1 **MR. PETEPIECE:** Certainly, the word is
2 there. I didn't get the feeling of sincerity.

3 **MR. ENGELMANN:** Now, after reviewing that
4 letter and having been told orally as well that if you
5 wanted to go further with this you should go to the
6 Cornwall Police Service.

7 Did you, in fact, take them up on that and
8 go see the Cornwall Police?

9 **MR. PETEPIECE:** No, I did not.

10 **MR. ENGELMANN:** And can you tell us why you
11 wouldn't have done that at that time?

12 **MR. PETEPIECE:** I think there were two
13 reasons. One (1) is, obviously, in my mind, the OPP had
14 been brought in because the Cornwall Police investigation
15 was under a cloud of suspicion; and, secondly, I just
16 didn't feel it would be a productive use of police
17 resources, at that point in time, to continue I guess.
18 Perhaps I was running out of energy.

19 **MR. ENGELMANN:** When you say about a cloud
20 of suspicion, that's just things you had heard from the
21 media or in the community?

22 **MR. PETEPIECE:** Well, I believe that the OPP
23 were brought in sort of twice; once to review what had gone
24 on; and then they were prompted to do a more thorough
25 review of what had gone with the Cornwall Police

1 investigation.

2 MR. ENGELMANN: Right.

3 MR. PETEPIECE: So from the little knowledge
4 that I had, it didn't appear that, by going to the Cornwall
5 Police, you were going to be getting the top notch
6 investigative response that I was looking for.

7 MR. ENGELMANN: Okay.

8 If I could just have a minute.

9 (SHORT PAUSE/COURTE PAUSE)

10 MR. ENGELMANN: Mr. Petepiece, between the
11 time you first went to the OPP in the summer of '98 and
12 then the next time you actually met with them in the summer
13 of 2001, did you receive a letter from the Ministry of the
14 Attorney General advising you that there were counselling
15 services available as a result of the Project Truth inquiry
16 or investigation?

17 MR. PETEPIECE: Yes, I did.

18 MR. ENGELMANN: If the witness could be
19 shown document number 200082, which appears to be a letter
20 from Shelley Hallett, Crown counsel to David John
21 Petepiece.

22 THE COMMISSIONER: Exhibit 327.

23 --- EXHIBIT NO./PIECE NO P-327:

24 Letter from Shelley Hallett to David John
25 Petepiece - June 28, 2000

1 **MR. ENGELMANN:** Does the witness have the
2 letter?

3 **THE COMMISSIONER:** Yes, he does.

4 **MR. ENGELMANN:** Mr. Petepiece, is this the
5 letter you would have received?

6 **MR. PETEPIECE:** Yes, it is.

7 **MR. ENGELMANN:** And it refers to the fact
8 that there are counselling services for male survivors?

9 **MR. PETEPIECE:** Yes, it does.

10 **MR. ENGELMANN:** All right.

11 And it refers to, for example, The Men's
12 Project being available?

13 **MR. PETEPIECE:** Yes.

14 **MR. ENGELMANN:** Did you, sir, at that time,
15 avail yourself of any counselling services?

16 **MR. PETEPIECE:** No, I didn't. I think what
17 the letter served to do was to tune me up in terms of going
18 back to the provincial police. In other words, it served
19 as another trigger to say, you know, this is still
20 unresolved and that's why, in 2001, I was dealing with
21 Seguin and Hall.

22 **MR. ENGELMANN:** Okay.

23 You never did go for the counselling?

24 **MR. PETEPIECE:** No.

25 **MR. ENGELMANN:** Okay.

1 Now, sir, have you subsequently done any
2 follow-up of your own with the Anglican Church and, in
3 particular, with Trinity Anglican Church here in the City
4 of Cornwall?

5 **MR. PETEPIECE:** Yes, I did.

6 **MR. ENGELMANN:** And can you explain why you
7 did that and what the circumstances were?

8 **MR. PETEPIECE:** I always believed in not
9 surprising people, in the same way that I called Constable
10 Seguin before I made a formal complaint. I had met with
11 yourself and the investigators. I had believed that I
12 would be giving evidence sometime in September and so I
13 wanted to give the then current archdeacon of Trinity
14 Anglican Church sort of a heads up "Here is some evidence
15 that's going to be coming out. It's going to involve your
16 church. I want you to know the facts before they appear."
17 My wife ---

18 **MR. ENGELMANN:** Sorry?

19 **MR. PETEPIECE:** My wife arranged for me to
20 meet with Archdeacon Moulton. I met with him on a Saturday
21 in the summer.

22 **MR. ENGELMANN:** And he is the minister at
23 Trinity Anglican Church?

24 **MR. PETEPIECE:** Yes, he is.

25 **MR. ENGELMANN:** And he is still the minister

1 there?

2 **MR. PETEPIECE:** Yes, he is.

3 **MR. ENGELMANN:** And did you, in fact, meet
4 with him last August?

5 **MR. PETEPIECE:** Yes, I did.

6 **MR. ENGELMANN:** And can you describe for us
7 your meeting?

8 **MR. PETEPIECE:** I showed him the statement
9 that I had given to the OPP, to Constable Seguin, again, as
10 a way to avoid a lot of unnecessary talking. He was quite
11 compassionate in his reaction to it; expressed a great deal
12 of regret for what had gone on; was offering to do whatever
13 he could to assist me. He indicated that he did have an
14 obligation through church policies to report my story to
15 some committee, which I agreed that he could do.

16 Shortly after that meeting he provided me
17 with an email containing more facts. He corrected ---

18 **MR. ENGELMANN:** Let me just stop you there
19 for a second.

20 If the witness could be shown Exhibit
21 200083?

22 **(SHORT PAUSE/COURTE PAUSE)**

23 **MR. ENGELMANN:** Is this the email you're
24 referring to, dated Thursday, August 24th, 2006?

25 **MR. PETEPIECE:** Yes, it is.

1 **THE COMMISSIONER:** Exhibit 328.

2 **--- EXHIBIT NO./PIECE NO P-328:**

3 E-mail from Ross Moulton to Barbara
4 Petepiece - August 24, 2006

5 **MR. ENGELMANN:** Can you describe for us,
6 sir, the follow-up that you received and your own thoughts
7 on that as an institutional response?

8 **MR. PETEPIECE:** I was quite pleased. First
9 of all, he determined with, I think, a high degree of
10 certainty, who the individual that had tried to assault me
11 was. He also determined that that individual was now
12 deceased and, therefore, no longer a threat to anybody.
13 And he also corrected the earlier information I had been
14 given by the archivist about who the head clergy person was
15 in 1956.

16 So he had, obviously, done a thorough job of
17 looking into this situation, had dealt with my most
18 troubling concern, which was that other people were
19 possibly still being victimized.

20 **MR. ENGELMANN:** Did this give you some sense
21 of closure, sir, this response?

22 **MR. PETEPIECE:** It really did.

23 **MR. ENGELMANN:** Mr. Petepiece, you have
24 explained to us to some extent the effects the alleged
25 abuse had on you both as a ten-year old and then,

1 certainly, throughout your life until the time your girls
2 were baptized and, no doubt, ever since.

3 Is there anything else you want to say about
4 that?

5 **MR. PETEPIECE:** I am stunned, I guess, just
6 to think 50 years later how much it continues to affect me.
7 I see myself as a really fortunate victim as I look at the
8 stories of others.

9 So it's truly a crime that needs to be dealt
10 with very seriously, and I think there are a lot of aspects
11 to it that people need to be much more aware of.

12 For example, when our children were in the
13 hospital, at various times during their childhood, we never
14 left them alone. We'd stay with them around the clock. I
15 don't know what current practices exist in the hospitals
16 now, but it would be my thought that, often when clergy are
17 around patients, staff tend to stay away. Great setting
18 for somebody who has some ill intent.

19 **MR. ENGELMANN:** Sir, you have commented to
20 some extent on the institutional response you received.

21 Is there anything further you want to
22 comment on that response other than what you have already
23 told us?

24 **MR. PETEPIECE:** Well, I think the response
25 from Archdeacon Moulton and Trinity Church is really

1 indicative of what should be happening now. I regret that
2 it wasn't like that in '74. I would also say that I don't
3 want to be perceived as being biased against the police
4 force in any way, but I do feel that there is a big, big
5 disconnect between some of their people and victims. And
6 if anyone from the OPP would like to talk to me about this
7 sort of in more detail, I'd be pleased to give him some
8 positive criticism. I do have a great deal of respect for
9 what they do. I just think that in some areas perhaps, all
10 practices have been passed down and newer officers who are
11 still working have adopted perhaps by rote some of these
12 bad practices. So it's just an offer I have.

13 **MR. ENGELMANN:** Any thing else that you want
14 to leave with us, sir. We've asked, as you probably know,
15 all the witnesses who have come today if they have any
16 recommendations or suggestions. Or if you want to think
17 about it for a few minutes while we take our morning break,
18 that's another option as well.

19 **MR. PETEPIECE:** I feel I've said it all.

20 **MR. ENGELMANN:** You've said it all.

21 **MR. PETEPIECE:** Yes.

22 **MR. ENGELMANN:** Mr. Petepiece, I want to
23 thank you very much for your interest in the Inquiry, for
24 your attendance here today. I am going to see if we can
25 have our morning break perhaps, sir, and there will be some

1 questions for you from counsel for other parties and they
2 will identify themselves and who they are representing when
3 they ask you the questions.

4 **MR. PETEPIECE:** Yes.

5 **THE COMMISSIONER:** Thank you.

6 Before we take the break, sir, we have two
7 exhibits that are 321, is that the situation? The last one
8 was put in yesterday or the last time Mr. Silmsen was here.

9 So why don't we correct it by just simply
10 putting that the Exhibit 321 which is the admitting form
11 from the Cornwall General Hospital is 321-A. Would that be
12 ---

13 **MR. ENGELMANN:** All right.

14 And then the rest will just keep the numbers
15 they've been given.

16 **THE COMMISSIONER:** Exactly.

17 **MR. ENGELMANN:** Okay.

18 **THE COMMISSIONER:** Least intrusive.

19 **MR. ENGELMANN:** Three-twenty-one-dash-A
20 (321-A).

21 **THE COMMISSIONER:** Yes, all right. We'll
22 take a short break.

23 Sir, we'll be back with you shortly.

24 **THE REGISTRAR:** Order; all rise. À l'ordre;
25 veuillez vous lever.

1 The hearing will resume at 11:15 a.m.

2 --- Upon recessing at 11:00 a.m. /

3 L'audience est suspendue à 11h00

4 --- Upon resuming at 11:18 a.m./

5 L'audience est reprise à 11h18

6 This hearing of the Cornwall Public Inquiry
7 is now in session. Please be seated. Veuillez vous
8 asseoir.

9 ---**DAVID PETERPIECE, Resumed/Sous le même serment:**

10 **THE COMMISSIONER:** Thank you. With respect
11 to the exhibits, the suggestion that was made was that
12 rather than confuse the issue with a different witness,
13 that we take exhibit which is now 321-A and change it to
14 329. Therefore, they will all be together.

15 Change 321-A to 329 and therefore all of the
16 exhibits from 322 to 329 will refer to Mr. Petepiece's
17 evidence. And I am told we have Mr. Manderville to thank
18 for that brilliant suggestion.

19 **MR. ENGELMANN:** Yes.

20 **THE COMMISSIONER:** All right. Thank you.

21 **MR. ENGELMANN:** And Mr. Commissioner, just
22 for convenience, not just convenience but time, I will
23 attend briefly this afternoon to deal with the names for
24 the publication ban from Mr. Petepiece just before we start
25 the next witness.

1 **THE COMMISSIONER:** All right, that's fine.

2 **MR. ENGELMANN:** It will probably make more
3 sense to do it that way.

4 **THE COMMISSIONER:** All right. Thank you.
5 All right. So cross-examination, Mr. Canto?

6 **MR. CANTO:** Good morning.

7 **THE COMMISSIONER:** Good morning, sir.

8 **MR. CANTO:** Mr. Petepiece, my name is Steven
9 Canto. I am here on behalf of the Citizens for Community
10 Renewal. I have no questions for you.

11 **THE COMMISSIONER:** Thank you.

12 Mr. Lee?

13 **MR. LEE:** Good morning, Mr. Commissioner.

14 **THE COMMISSIONER:** Good morning, sir.

15 **--- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR. LEE:**

16 **MR. LEE:** Good morning, Mr. Petepiece.

17 My name is Dallas Lee. I am here for a
18 party with standing at the Inquiry named the Victims'
19 Group. I represent a number of victims of abuse who have
20 come together and asked our law firm to represent them at
21 this Inquiry.

22 I have a few questions for you. I'd like to
23 begin with your dealings with the Anglican Church. You've
24 told us that you disclosed to Mr. Irwin, or you assumed he
25 was an archdeacon in 1974 and that he was dismissed of

1 abuse. Is that correct?

2 MR. PETEPIECE: That was correct.

3 MR. LEE: Was any further discussions or
4 follow up after that meeting with him?

5 MR. PETEPIECE: No.

6 MR. LEE: Was there ever any mention of an
7 investigation or a tribunal or a counsel or anything along
8 those lines?

9 MR. PETEPIECE: There was nothing.

10 MR. LEE: And then your next contact, as I
11 understand it, was with Jack Francis who identified himself
12 as the archivist at the time. Is that correct?

13 MR. PETEPIECE: That is correct.

14 MR. LEE: And you've told us you explained
15 to Mr. Francis why you were calling him and why you were
16 looking for this name and that he agreed to help you. Is
17 that correct?

18 MR. PETEPIECE: That was correct.

19 MR. LEE: Did he make any mention of, I
20 suppose, going upstairs with this at the church, reporting
21 it to anybody above him, sending it to a committee or
22 tribunal or anything along those lines?

23 MR. PETEPIECE: No.

24 MR. LEE: Did you ever hear back or get any
25 indication that that was done?

1 **MR. PETEPIECE:** I heard nothing.

2 **MR. LEE:** And then finally, you met with
3 Archdeacon -- is it Moulton?

4 **MR. PETEPIECE:** Yes, Ross Moulton.

5 **MR. LEE:** On August 19th, 2006?

6 **MR. PETEPIECE:** Yes.

7 **MR. LEE:** And that was a different meeting I
8 take it from the ones you'd had earlier with the members of
9 the church, is that correct?

10 **MR. PETEPIECE:** Very much so.

11 **MR. LEE:** My understanding is that you told
12 him not only what had happened to you but you told him
13 about this Inquiry and your intention to participate in it,
14 is that correct?

15 **MR. PETEPIECE:** My reason for going to him
16 was to alert him to the fact that I would be giving
17 evidence at this Inquiry that reflected on his church.

18 **MR. LEE:** Did he try to talk you out of
19 testifying here?

20 **MR. PETEPIECE:** Not at all.

21 **MR. LEE:** Did he deny your allegations or
22 deny that what you said could have had happened?

23 **MR. PETEPIECE:** No, he did not.

24 **MR. LEE:** Did he, at any point, make you
25 feel like liar that you had done something wrong?

1 **MR. PETEPIECE:** No. On the contrary, he was
2 quite apologetic. He took my story at face value. He
3 didn't question it and ---

4 **MR. LEE:** It was a change of pace, I take
5 it, from your meeting with Archdeacon Irwin the first time
6 around.

7 **MR. PETEPIECE:** Yes, it was.

8 **MR. LEE:** And then you've told us that after
9 that original meeting, he wrote you an email.

10 **MR. PETEPIECE:** That's correct.

11 **MR. LEE:** Was that unsolicited or had you
12 wrote him an email and he was responding back, or he just
13 had some information to pass along?

14 **MR. PETEPIECE:** No, when I met with him, I
15 had assumed that things were concluded. You know, I had
16 alerted him which was my goal. It was his initiative to do
17 the investigating that he did and correspond with me. So
18 that was unsolicited on my part.

19 **MR. LEE:** And so he gave you some new
20 information.

21 **MR. PETEPIECE:** Yes.

22 **MR. LEE:** That you found helpful?

23 **MR. PETEPIECE:** Yes, I did.

24 **MR. LEE:** He offered to help you.

25 **MR. PETEPIECE:** Yes.

1 **MR. LEE:** And I believe you told Mr.
2 Engelmann that you got some closure from that?

3 **MR. PETEPIECE:** I did.

4 **MR. LEE:** So as far as institutional
5 responses go then, sir, would you agree with me this was a
6 good one?

7 **MR. PETEPIECE:** It's a model.

8 **MR. LEE:** Is there anything else the
9 archdeacon could have done to help you along or to put you
10 more at ease?

11 **MR. PETEPIECE:** No.

12 **MR. LEE:** Thank you, sir.

13 **THE COMMISSIONER:** Thank you.

14 **MR. LEE:** Those are not my questions, I am
15 sorry.

16 **THE COMMISSIONER:** Oh, I am sorry.

17 **MR. LEE:** I liked the answer so I was
18 thanking him for that.

19 I'd like to change focus a little bit. You
20 referred briefly today of the fact that when you finally
21 disclosed what had happened to your mother that she told
22 you a couple of stories that she heard.

23 **MR. PETEPIECE:** Yes.

24 **MR. LEE:** And my understanding is your
25 father was deceased by this point?

1 **MR. PETEPIECE:** Yes, he was.

2 **MR. LEE:** So you never disclosed any of this
3 to your father?

4 **MR. PETEPIECE:** No, I did not.

5 **MR. LEE:** Can you, and I don't need to run
6 this in detail and, just generally without naming names,
7 can you just generally explain to us what these two stories
8 that your mother told you were?

9 **MR. PETEPIECE:** In 1956, if you were a
10 school principal, you also were the social worker for the
11 community, I guess, of the kids that went to that school.
12 So it would not be uncommon for us on a Saturday morning to
13 get a phone call at home from a family who had no food and
14 my father would be taking our food to deliver to them or
15 kids who had no shoes and we'd be stripped of our shoes.

16 So in that context, one of the parents of a
17 child that attended my father's school came to my father
18 with a story and the story was that his son had been away
19 for a camping trip. I don't know whether it was a weekend,
20 a week. I have no idea. But when that son returned, the
21 parents were quite concerned because of the stains that
22 they found in his sleeping bag. They questioned the child
23 about it and the child told his parents that a minister had
24 gotten into his sleeping bag allegedly to keep him warm.

25 And this father had come to my father in his

1 role as sort of a community leader seeking some direction.
2 What that direction might have been, I have no idea.

3 **MR. LEE:** Do you know whether, with that
4 story in particular, if there was reference made to the
5 Anglican Church, this was an Anglican minister ---

6 **MR. PETEPIECE:** This was -- this family was
7 part of the Anglican Church and the reference was to a
8 member of the Anglican clergy.

9 **MR. LEE:** And this is what your father told
10 your mother and she related to you once she heard your
11 allegations?

12 **MR. PETEPIECE:** Yes.

13 **MR. LEE:** And then you were told another
14 story as well?

15 **MR. PETEPIECE:** Yes. The other story was
16 that a more prominent family in Cornwall ---

17 **MR. LEE:** And again, please don't name ---

18 **MR. PETEPIECE:** No.

19 One or more sons of that family had been
20 abused by a member of the Trinity Church clergy and that
21 father, in his prominent position, managed to get something
22 done I believe. The member of the clergy left town.

23 **MR. LEE:** Do you have any way of knowing
24 whether that story's true?

25 **MR. PETEPIECE:** I have no way of knowing

1 either of the stories are true.

2 **MR. LEE:** Did you tell the police those
3 stories that you'd heard?

4 **MR. PETEPIECE:** Yes, I did.

5 **MR. LEE:** Did you, at any point, given that
6 with the first story at least your father was a principal
7 at the time when this disclosure allegedly was made, did
8 you make any efforts to contact his school board or
9 anything along those lines?

10 **MR. PETEPIECE:** My father's school board?

11 **MR. LEE:** My thinking is your father was a
12 principal, he received a complaint, he was working as a
13 principal at the time, there may have been some paperwork
14 on -- your father was deceased by the time, so you couldn't
15 very well go and ask him. Did you do anything more than
16 simply relate this to the police?

17 **MR. PETEPIECE:** No, I related it to the
18 police. That was it.

19 **MR. LEE:** Do you know what the police did in
20 relation to that? Were you ever told anything by them
21 about that?

22 **MR. PETEPIECE:** My understanding from the
23 meetings that I had with both Constable Seguin and
24 Inspector Hall was they did nothing.

25 **MR. LEE:** And again, without naming, did you

1 provide the police with the names of these families, did
2 you know them?

3 **MR. PETEPIECE:** My documents, which you
4 have, reflect at least one of the names. I cannot recall
5 if the second name was mentioned.

6 **MR. LEE:** And you have no knowledge of what
7 the police did or did not do with that; is that correct?

8 **MR. PETEPIECE:** Well, they told you they had
9 done nothing about it.

10 **MR. LEE:** They told you they had done
11 nothing about it.

12 **MR. PETEPIECE:** Yes.

13 **MR. LEE:** Okay. Thank you.

14 Now, you've told us that what the police did
15 do and what they told you they did is that they interviewed
16 a gentleman named Tom Bazil. I don't know if I am
17 pronouncing that correctly, do you know?

18 **MR. PETEPIECE:** Yes.

19 **MR. LEE:** Tom Bazil, and Tom Bazil was the
20 person that you identified as having shared the hospital
21 room with you in 1956; is that correct?

22 **MR. PETEPIECE:** Yes, that's correct.

23 **MR. LEE:** In my understanding, you provided
24 his name to the police simply as a way to collaborate the
25 fact your were at the hospital and ---

1 **MR. PETEPIECE:** Yes. First of all, I didn't
2 expect that the hospital would still have records going
3 back as far as they eventually turned out to have. So I
4 was just trying to provide some justification for my story.

5 For example, in my statement to the police,
6 I identified the fact that it occurred in 1956 because we
7 had got a new car for the first time in our family's life
8 in 1956. So I was trying to draw some -- establish some
9 solid benchmarks that they could rely on. And the name of
10 this other patient was one.

11 **MR. LEE:** It was explained to you at some
12 point that the police had interviewed Mr. Bazil; is that
13 correct?

14 **MR. PETEPIECE:** That was correct.

15 **MR. LEE:** Do you recall what they told you
16 about that interview?

17 **MR. PETEPIECE:** Well, I think it's reflected
18 in the documents, but the long and the short of it was that
19 he had never been a patient in the Cornwall General
20 Hospital and; number two, had never heard of me.

21 **MR. LEE:** When you say it's reflected in the
22 document, do you mean the letter that was sent to you by
23 Inspector Hall?

24 **MR. PETEPIECE:** Well, and all the documents
25 that I generated.

1 **MR. LEE:** Right. I'd like to take you to --
2 it's now Exhibit 326 and that's the letter of July 19th,
3 2001 from Detective Inspector Hall to you. And you've told
4 us that this followed a meeting you had with Detective
5 Inspector Hall and Constable Seguin and they put the gist
6 of that meeting into writing. Is that correct?

7 **MR. PETEPIECE:** Yes.

8 **MR. LEE:** So in the third paragraph, he
9 writes to you:

10 "As Detective Constable Seguin's
11 supervisor, I reviewed your statement
12 and instructed Detective Constable
13 Seguin to interview the other person
14 who was hospitalized with you. You
15 mentioned the name Tommy Bazil who may
16 be able to assist. Detective Constable
17 Seguin interviewed Thomas Bazil on July
18 24th, 1998. He indicated he did not
19 know you or ever heard the name. He
20 further stated he was hospitalized for
21 a hernia operation when he was young
22 but was admitted to the MacDonell
23 Memorial Hospital as his family is
24 Catholic."

25 And, is that the information that you had in

1 relation to that interview?

2 MR. PETEPIECE: That's the information that
3 they provided to me, yes.

4 MR. LEE: Sir, I'd like to take you briefly
5 to that statement, the statement of Tommy Bazil that the
6 OPP took. It's document 712018.

7 THE COMMISSIONER: Exhibit 330. Statement
8 dated July 24, 1998 of Thomas Rene Bazil.

9 --- EXHIBIT NO./PIÈCE NO P-330:

10 Interview Report of Thomas Bazil - July 24,
11 1998

12 MR. LEE: Have you ever seen this before,
13 sir?

14 MR. PETEPIECE: No, I have not.

15 MR. LEE: This wasn't shared with you at the
16 time?

17 MR. PETEPIECE: No.

18 MR. LEE: As Mr. Commissioner said, this is
19 the statement of Thomas Bazil dated July 24th, '98. It's
20 very brief, as you can see. On the first page, they go
21 into a little bit of background, and if I can turn you to
22 page 2 of 3, at the top, they ask him just generally to
23 begin the interview:

24 "In regards to our investigation, is
25 there anything you can tell us about

1 this?"

2 He says:

3 "I don't know anything about it, except
4 what I read in the paper."

5 So presumably, as I read this, they hadn't
6 told him yet why they were there. They just asked him
7 generally:

8 "Do you know anything about Project
9 Truth"?

10 He says:

11 "No, not really."

12 And then they get specific into your
13 allegations. They ask him:

14 "Did you ever get admitted to the
15 Cornwall General Hospital?"

16 And he says:

17 "As a kid, not that I can remember. We
18 were Catholics, and we would go to the
19 MacDonald Memorial Hospital. It was
20 hand, because we lived on Bedford
21 Street."

22 I assume that probably should say "hard".

23 "Do you know a person named Dave
24 Petepiece?"

25 "No, that name doesn't ring a bell at

1 all."

2 Question:

3 "Were you ever admitted to any hospital
4 when you were young?"

5 Answer:

6 "I remember being admitted to the
7 MacDonald Memorial Hospital for a
8 hernia operation. I couldn't even
9 guess how old I was; I was young
10 though."

11 Question:

12 "Do you recall a priest ever attending
13 your hospital?"

14 Answer:

15 "No."

16 Question:

17 "Is there anything else you could add
18 that you feel may assist our
19 investigation?"

20 "The truth, we know."

21 --- was the answer.

22 Now, the reason I'm showing you this, sir,
23 is I'd like to get your reaction to how this brief
24 interview jives with the information you were told by the
25 OPP. You were told that he did not know you and he had

1 never heard the name. And, in this interview, he indeed is
2 asked:

3 "Do you know Dave Petepiece?"

4 And he says:

5 "No, that name does not ring a bell at
6 all."

7 Do you see that sir?

8 **MR. PETEPIECE:** I do. I'm also looking for
9 a document. I think my statement and ---

10 **MR. LEE:** Your statement to the Police?

11 **MR. PETEPIECE:** My statement to the OPP.

12 **MR. LEE:** The typewritten one, sir?

13 **MR. PETEPIECE:** Yes.

14 **MR. LEE:** It's now Exhibit 323.

15 **THE COMMISSIONER:** Three twenty-three (323).

16 **MR. PETEPIECE:** In the third paragraph of
17 323, you'll note in there that I say:

18 "I believe this name is Tommy Bazil,
19 who may still reside in Cornwall. I
20 did not know him before my admission
21 and have not had personal contact with
22 him since. At one time, many years
23 later, I thought I saw him, either
24 owning or managing the banquet
25 facilities at MacDonnell's Inn in

1 Cornwall."

2 Interesting that in Bazil's statement, ---

3 MR. LEE: The first page here, sir, is that
4 where you're looking?

5 MR. PETEPIECE: In 230.

6 MR. LEE: Three thirty (330). Exhibit 330?

7 MR. PETEPIECE: No, in Bazil's statement.

8 MR. LEE: Yes, Exhibit 330.

9 THE COMMISSIONER: Right, it says 230,
10 though Madam Clerk. So, it's 330.

11 MR. PETEPIECE: Okay.

12 Your 330, my 230.

13 MR. LEE: I'm happy with that.

14 Is it the first page of this document you're
15 looking at, sir?

16 MR. PETEPIECE: Yeah. The answer:

17 "Then I started working for Sovereign
18 Seat Covers and then I was co-owner of
19 MacDonell's Inn."

20 So, I guess, I believe I was correct in
21 identifying the individual. I think there's a tie there
22 that I at least take some satisfaction in.

23 MR. LEE: I take it begs the question, how
24 else would you know this person?

25 Is that correct?

1 **MR. PETEPIECE:** Yes. It begs that question.
2 It also begs the question of how thoroughly did the OPP
3 investigate the other elements of Bazil's story. In other
4 words, they took my statement and were quick to discount
5 it, because Bazil had no knowledge of me. He claimed never
6 to have been in the Cornwall General Hospital and my
7 situation was closed. But, I don't see any indication here
8 of anybody testing some of Bazil's facts.

9 **MR. LEE:** Did the police ever discuss with
10 you what steps they'd taken to confirm his statement?

11 **MR. PETEPIECE:** They just said they met with
12 him and he didn't know me; he'd never been in the General
13 Hospital.

14 **MR. LEE:** Did they mention to you anything
15 about talking with his parents or his siblings?

16 **MR. PETEPIECE:** No.

17 **MR. LEE:** About requesting medical records,
18 anything along those lines?

19 **MR. PETEPIECE:** No.

20 **MR. LEE:** You don't know anything about
21 that?

22 **MR. PETEPIECE:** No.

23 **MR. LEE:** You told us, earlier today, that
24 your first meeting with Steve Seguin of the OPP occurred on
25 July 15th, 1998.

1 Is that correct?

2 MR. PETEPIECE: Yes, sir.

3 MR. LEE: And you told us that you can be
4 certain of that date, because it was the day before you
5 submitted your handwritten statement. We know that was on
6 the 16th.

7 Is that correct?

8 MR. PETEPIECE: Yes.

9 MR. LEE: And you told Mr. Engelmann today,
10 in your examination-in-chief, that that meeting lasted
11 approximately 45 minutes.

12 MR. PETEPIECE: That's correct.

13 MR. LEE: And after which, you were asked to
14 fill out a statement by hand and you explained that you
15 couldn't do that. It would be easier to type it.

16 Is that correct?

17 MR. PETEPIECE: That's correct.

18 MR. LEE: Was that meeting on July 15th audio
19 or videotaped?

20 MR. PETEPIECE: Not to my knowledge.

21 MR. LEE: And, do you recall whether
22 Constable Seguin took any notes?

23 MR. PETEPIECE: I already responded to Mr.
24 Engelmann that I'm not certain.

25 MR. LEE: You're not certain?

1 **MR. PETEPIECE:** No. I believe he did, but
2 I'm not certain.

3 **MR. LEE:** And during that first meeting, as
4 I understood your evidence in-chief, it was that you
5 generally went over the story with him.

6 **MR. PETEPIECE:** Yes.

7 **MR. LEE:** You told him what had happened,
8 what your allegations were.

9 **MR. PETEPIECE:** I essentially told him what
10 I later reflected in my statement.

11 **MR. LEE:** You then again met with him on
12 July 16th, '98.

13 Is that correct?

14 **MR. PETEPIECE:** Yes.

15 **MR. LEE:** And that was the day you dropped
16 off your statement?

17 **MR. PETEPIECE:** Yes.

18 **MR. LEE:** We have police notes from that day
19 and it shows that the meeting was about 33 minutes long.

20 Does that seem about right to you?

21 **MR. PETEPIECE:** I couldn't argue with that.

22 **MR. LEE:** Do you recall what was discussed
23 in that meeting?

24 **MR. PETEPIECE:** Well, first of all, Seguin
25 took some time to read my statement and I believe, asked me

1 some questions about what I had written. I don't recall if
2 it was that meeting, or the first meeting that he asked me
3 not to go digging around.

4 **MR. LEE:** Where he told you that sometimes
5 documents disappear.

6 **MR. PETEPIECE:** That's correct.

7 **MR. LEE:** But 33 minutes sounds about right
8 to you, on that second meeting?

9 **MR. PETEPIECE:** As I say, I couldn't argue
10 with it.

11 **MR. LEE:** Now, eventually, that's at the
12 start of your dealings with the OPP. A few years later,
13 you've told us that you end up in a meeting with Constable
14 Seguin and Pat Hall.

15 Is that correct?

16 **MR. PETEPIECE:** That's correct.

17 **MR. LEE:** My understanding, from your
18 evidence, is that you're told at that meeting: (a) that
19 invitation to sexual touching wasn't a crime in 1956?

20 **MR. PETEPIECE:** That was repeated to me. I
21 believe I'd been told that earlier.

22 **MR. LEE:** And you were also told that you
23 could follow-up with Cornwall Police if you were still
24 interested in pursuing this matter.

25 Is that correct?

1 **MR. PETEPIECE:** Yes.

2 **MR. LEE:** Do you remember whether they
3 explained, or how they explained to you that second point,
4 the fact that you could go to Cornwall Police?

5 Did they explain why, after you'd been
6 dealing with the OPP for so long, that you could then go to
7 the Cornwall Police?

8 **MR. PETEPIECE:** Well, I think they wanted to
9 make sure I understood two points. One (1), there wasn't a
10 criminal offence that had taken place; and, secondly, that
11 it didn't fall within what they understood to be their
12 mandate.

13 **MR. LEE:** So you were told that, at that
14 meeting, about -- they did discuss the mandate with you.
15 Is that correct?

16 **MR. PETEPIECE:** Again, my recollection is
17 that Hall's letter very closely followed the conversation.

18 **MR. LEE:** And Hall's letter, as Mr.
19 Engelmann took you to earlier today, specifically mentions
20 the mandate of Project Truth, and how it -- specifically
21 does not include allegations against members of other
22 religions.

23 Is that correct?

24 **MR. PETEPIECE:** That's correct.

25 **MR. LEE:** You looked at that earlier today?

1 **MR. PETEPIECE:** Yes.

2 **MR. LEE:** Was there ever any broader
3 explanation to you of what Project Truth's mandate was?

4 **MR. PETEPIECE:** No.

5 **MR. LEE:** I'd like to take you, for a
6 minute, to the Project Truth mandate. Mr. Commissioner,
7 the way I propose to do this, I had a great amount of
8 difficulty trying to find one document from a definitive
9 source that says "Here is OPP's mandate."

10 What we do have is, during the stay
11 application in the Jacques Leduc proceedings, Detective
12 Inspector Hall was called to testify. This was a few
13 months before this meeting with Mr. Petepiece, and he was
14 asked by the Crown Attorney, Shelley Hallett, about the
15 mandate and Exhibit 15 to those proceedings was made a
16 piece of paper entitled "Project Truth Mandate" in which a
17 mandate is listed and signed by Pat Hall. So I would like
18 to take the witness to that.

19 I'm not sure whether you need me to bring
20 you to the transcript, to show you what was made an
21 exhibit, or if we can just go to Exhibit 15 of that.

22 Okay.

23 If we can just go to Exhibit 15 of those
24 proceedings then, being document 104242.

25 **THE COMMISSIONER:** Thank you.

1 Exhibit 331 is a copy of a document called
2 'Project Truth Mandate', which was made Exhibit 15, in the
3 General Division, on February 22nd, 2001?

4 **--- EXHIBIT NO./PIÈCE NO 331:**

5 Project Truth Mandate - Exhibit 15 of Case
6 99-0719 - Ontario Court of Justice

7 **MR. LEE:** Yes.

8 Thank you.

9 And, as you can see there, there's a
10 signature on there, P.R. Hall, D/Insp., for Detective
11 Inspector.

12 Sir, do you have that in front of you?

13 **MR. PETEPIECE:** I do.

14 **MR. LEE:** Now as I said, this is February
15 22nd, 2001. So this is a few months before your meeting
16 with Mr. Hall, on July 18th, 2001. I'd like to read the
17 mandate to you. It reads:

18 "This investigation is being conducted
19 into pedophile activity, both historic
20 and ongoing, in the Cornwall, Ontario
21 area. The alleged suspects are
22 prominent and respected citizens of
23 Cornwall and include lawyers, catholic
24 priest, a catholic Bishop, teachers,
25 probation officers, businessmen, a

1 former Chief of Police and the present
2 Crown Attorney. The alleged offences
3 occurred and are occurring both in the
4 City of Cornwall and the outlying
5 area. In addition, it is alleged the
6 suspects were able to terminate the
7 investigation and prosecutions against
8 them, by abusing their positions of
9 trust within the community. It is
10 alleged the Crown Attorney, the
11 Diocese of Cornwall and the Cornwall
12 Police Service conspired to obstruct
13 justice in these matters."

14 So you'll agree with me sir, that there are
15 mentioned, specifically the catholic priest and the
16 catholic bishops in this mandate.

17 Is that correct?

18 **MR. PETEPIECE:** Would you repeat your
19 question, please?

20 **MR. LEE:** You see a specific reference to
21 catholic priest and to catholic bishops in this mandate.

22 Is that correct?

23 **MR. PETEPIECE:** Yes, I do.

24 **MR. LEE:** And there's no other mention that
25 I see of any other religion specifically?

1 **THE COMMISSIONER:** Wait a minute!

2 "The alleged suspects are prominent and
3 respected citizens of Cornwall and
4 include..."

5 **MR. LEE:** Yes.

6 **THE COMMISSIONER:** So the word 'include'
7 would say that this is not a definitive list.

8 **MR. LEE:** I completely agree, Mr.
9 Commissioner. I'm simply asking -- getting the witness to
10 confirm that there's no specific mention to any other
11 religious group or affiliation in that.

12 **THE COMMISSIONER:** No.

13 All right.

14 **MR. LEE:** Would you agree with that sir?
15 You don't see anything there, do you?

16 **MR. PETEPIECE:** Well, a yes or no answer to
17 you. I don't think it's informative. I'm not sure what
18 you're trying to elicit from me, I mean, as to the word
19 'catholic' twice.

20 If your question is: Would I see this
21 excluding the people that I was concerned with?

22 I would not.

23 **MR. LEE:** Well, I am getting there on that.
24 That's helpful.

25 Thank you.

1 Were you shown this mandate at your meeting?

2 **MR. PETEPIECE:** No.

3 **MR. LEE:** Were you sent a copy of this with
4 your letter of July 19th or with any other letter?

5 **MR. PETEPIECE:** No.

6 **MR. LEE:** Did the police, at any point, in
7 this mandate -- we see the phrase "...prominent and respected
8 citizens."

9 Did the police, at any point, explain to you
10 how they determined who was a prominent and respected
11 citizen?

12 **MR. PETEPIECE:** No.

13 **MR. LEE:** In this document, we have the
14 phrase "...alleged suspects..."

15 Were you ever explained who the alleged
16 suspects were within Project Truth?

17 **MR. PETEPIECE:** The only information that I
18 was given is reflected in Pat Hall's letter.

19 **MR. LEE:** So you were just told that your
20 story didn't fit inside the mandate.

21 Is that correct?

22 **MR. PETEPIECE:** I was told, number one,
23 there wasn't an offence; and, number two, that even if
24 there had been, it wouldn't fall within their mandate.

25 **MR. LEE:** Thank you very much sir.

1 Those are all my questions.

2 **THE COMMISSIONER:** Thank you, Mr. Lee.

3 Mr. Bennett?

4 **MR. BENNETT:** With your permission, Mr.
5 Commissioner, I'd like to ask a few questions.

6 You talked this morning and ---

7 **THE COMMISSIONER:** Mr. Bennett.

8 --- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR.
9 **BENNETT:**

10 **MR. BENNETT:** Sorry. I'm David Bennett.
11 I'm counsel for The Men's Project which you referred to or
12 had a letter from the organization that assists men who are
13 survivors of sexual abuse.

14 And I'd just like to follow up with a couple
15 of things that I heard you talk about in your testimony
16 about with Mr. Engelmann and Mr. Lee. When you contrasted
17 the response in 1974 when you first went to the church and
18 then in 2006, and you talked about the model response from
19 Archdeacon Moulton.

20 Why would you consider that the model
21 response?

22 **MR. PETEPIECE:** First of all, there was no
23 attempt to dismiss, defend or excuse the conduct that I was
24 alleging had occurred. It was accepted at face value. I
25 was made to feel as if the church through this individual

1 was truly sorry for what I had experienced as a child. And
2 I think his follow up which, as I said before was un-
3 requested, which I think much more positively identified
4 the perpetrator and established that he was dead, gave me
5 the closure that nobody else has been able to do.

6 **MR. BENNETT:** And I noticed in the email
7 that there was an apology. Did that have any effect on
8 you?

9 **MR. PETEPIECE:** I think it was part of the
10 whole package and I think it's the whole package that is
11 the model, to just have somebody say, "I apologize for what
12 happened to you", personally I find rather trivializing but
13 his actions as follow up make the package.

14 **MR. BENNETT:** I'd also like to talk about
15 something totally different with you.

16 You've talked about when you were dealing
17 with the Ontario Provincial Police and your interactions
18 between 1998 and 2001 and I sensed from your evidence this
19 morning you were getting a bit frustrated. You talked
20 about going to the OCOPS and then you were also looking at
21 filing a possible case complaint. Is that fair, that I was
22 detecting some frustration in your dealing with them?

23 **MR. PETEPIECE:** I certainly wasn't happy,
24 yes.

25 **MR. BENNETT:** Do you think it would have

1 been useful if at that time or if today there was some type
2 of ombudsperson to assist when you're trying to work your
3 way through these types of issues, if there was someone to
4 deal specifically with issues of sexual abuse?

5 **MR. PETEPIECE:** What I was disappointed in,
6 and what I think is the institution that needs to be much
7 more effective than it appeared to be is OCOPS. I spent a
8 lot of time on the phone with them. I was given a lot of
9 assurances that things would happen and none of it took
10 place. I don't see adding another body is going to
11 accomplish anything. I think some of the organizations
12 that exist now need to get tuned up.

13 **MR. BENNETT:** So if there was some type of
14 organization that had real power to do some of the things
15 that they were promising to do for you?

16 **MR. PETEPIECE:** I'm sorry, I'm not following
17 your question.

18 **MR. BENNETT:** Well, it seems that you said
19 they made a lot of promises to you.

20 **MR. PETEPIECE:** Yes.

21 **MR. BENNETT:** If there was someone there who
22 could follow through on that and had the authority to do
23 that, would that be helpful?

24 **MR. PETEPIECE:** Well, I guess I already
25 thought they had the authority. I believed that if you

1 would review their legislative mandate they do have the
2 authority. So it's meaningless to have somebody have a
3 mandate or the authority if they're not prepared to
4 exercise it and putting another group in there with a
5 mandate over those that already have a mandate I don't see
6 as a positive step.

7 **MR. BENNETT:** Okay. Thank you.

8 Those are my questions.

9 **THE COMMISSIONER:** Thank you.

10 Mr. Chisholm.

11 **MR. CHISHOLM:** Good morning, Mr.

12 Commissioner.

13 **THE COMMISSIONER:** Good morning.

14 **MR. CHISHOLM:** Good morning, Mr. Petepiece.

15 My name is Peter Chisholm. I'm counsel for the local
16 Children's Aid Society.

17 I have no questions for you, thank you.

18 **THE COMMISSIONER:** Thank you.

19 Mr. Neuberger?

20 **MR. NEUBERGER:** No, thank you.

21 **THE COMMISSIONER:** Thank you.

22 Mr. Scharbach.

23 **MR. SCHARBACH:** Good morning, Mr.

24 Commissioner. Good morning, Mr. Petepiece.

25 My name is Stephen Scharbach, counsel for

1 the Ministry of the Attorney General. Thank you very much
2 for your evidence this morning but I have no questions for
3 you.

4 **THE COMMISSIONER:** Thank you.
5 Mr. Manderville.

6 **MR. MANDERVILLE:** Good morning, Mr.
7 Commissioner, again.

8 --- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR.
9 **MANDERVILLE:**

10 **MR. MANDERVILLE:** Good morning, Mr.
11 Petepiece.

12 My name is Peter Manderville, Mr. Petepiece.
13 I'm counsel for the Cornwall police. I was going to have
14 no questions for you until a couple of your comments during
15 your examination in-chief.

16 Have you ever had any dealings at any point
17 in your life with the Cornwall police?

18 **MR. PETEPIECE:** Yes.

19 **MR. MANDERVILLE:** Not concerning this matter
20 we're talking about today but other matters?

21 **MR. PETEPIECE:** Yes.

22 **MR. MANDERVILLE:** And I take it you have
23 never been charged criminally yourself?

24 **MR. PETEPIECE:** No.

25 **MR. MANDERVILLE:** What dealings did you have

1 with the Cornwall police in the past?

2 MR. PETEPIECE: Well, the most recent, I'm
3 involved in school demolition projects and the Cornwall
4 police tactical people are often looking for buildings to
5 practice their dog reaching and hostage barricading
6 situations. So I work closely with Constable Bough or
7 George Milosevic to make schools available for that sort of
8 thing to take place.

9 MR. MANDERVILLE: Shortly before they're
10 demolished, I take it?

11 MR. PETEPIECE: Yes.

12 MR. MANDERVILLE: And that is in your
13 capacity as the school board's engineer who looks into the
14 physical plant?

15 MR. PETEPIECE: Yes.

16 MR. MANDERVILLE: Have you ever had any
17 dealings with the Cornwall police in the context of their
18 mandate to investigate crimes?

19 MR. PETEPIECE: Yes.

20 MR. MANDERVILLE: Could you tell me about
21 that, please?

22 MR. PETEPIECE: I have assisted them in a
23 fatal accident investigation. I have assisted them in some
24 impaired driving apprehensions.

25 MR. MANDERVILLE: And the times you have

1 assisted them to your -- the best of your understanding,
2 were their investigations carried out competently?

3 **MR. PETEPIECE:** I would have no reason to
4 doubt that -- you know, I would see the detention of
5 somebody take place or in the case of the fatal accident, I
6 don't even recall the outcome of that prosecution.

7 **MR. MANDERVILLE:** No reason to question
8 them?

9 **MR. PETEPIECE:** No. I have a lot of respect
10 for them.

11 **MR. MANDERVILLE:** Now, concerning this
12 matter, let's turn your attention to this matter for the
13 moment. You have told us you never contacted the Cornwall
14 police at any time concerning this matter.

15 **MR. PETEPIECE:** That's correct.

16 **MR. MANDERVILLE:** And by the time it is
17 suggested to you that you consider doing so, which is a
18 letter to you from Inspector Hall, it's July 2001.
19 Correct?

20 **MR. PETEPIECE:** Yes.

21 **MR. MANDERVILLE:** And just to assist you,
22 could the witness be provided with Exhibit 326, please?

23 **THE COMMISSIONER:** He does have it.

24 **MR. MANDERVILLE:** Do you have that in front
25 of you, Mr. Petepiece?

1 **MR. PETEPIECE:** Which one is that?

2 **MR. MANDERVILLE:** It's the two-page letter
3 from Mr. Hall to you dated July 19, 2001.

4 **MR. PETEPIECE:** Yes.

5 **MR. MANDERVILLE:** Now, is that the first
6 occasion where it was suggested to you, you consider
7 speaking with the Cornwall police about this incident?

8 **MR. PETEPIECE:** Well, and I believe the
9 meeting the day previous.

10 **MR. MANDERVILLE:** This is the meeting
11 between yourself and Inspector Hall and Constable Seguin?

12 **MR. PETEPIECE:** That's correct.

13 **MR. MANDERVILLE:** By that time, July 2001,
14 you have been told that the propositioning or the advances
15 made towards you by the clergyman back in 1956 was not a
16 crime at the time, hadn't you?

17 **MR. PETEPIECE:** Yes, I had.

18 **MR. MANDERVILLE:** And you had also been
19 told; certainly in this letter, that the person you thought
20 shared your hospital room and could possibly corroborate
21 your account of what had happened, denied being in the
22 hospital and as a result at that time there was no known
23 witness. Correct?

24 **MR. PETEPIECE:** Would you rephrase the
25 question? I'm not sure I'm following what you are trying

1 to get at.

2 **MR. MANDERVILLE:** Not surprised; somewhat
3 convoluted. I apologize.

4 In this letter at least that we've got in
5 front of us, it's suggested to you that the person you
6 thought may have shared your hospital room back in 1956 and
7 could possibly corroborate your account of what had
8 transpired while you were in the hospital in 1956, denied
9 ever having been in that hospital. Correct?

10 **MR. PETEPIECE:** Yes, but it was also my
11 contention that that person was mistaken, that hospital
12 records would confirm that what I was suggesting was in
13 fact correct. I believe that a further check would have
14 shown that the only paediatric hospital ward that existed
15 in Cornwall at that time was in the Cornwall General
16 Hospital and that Catholic and Protestant families both
17 were treated in the same hospital when they were children.

18 **MR. MANDERVILLE:** So you felt he was
19 mistaken in his denial but, nonetheless, you had been
20 advised that he denied having been in the hospital.
21 Correct?

22 **MR. PETEPIECE:** That's correct.

23 **MR. MANDERVILLE:** And so as at the time of
24 this letter, this one we're looking at, the letter from
25 Inspector Hall to you of July 2001, you were told that

1 while the acts of this man were abhorrent and are now
2 criminal acts, they were not a crime at the time and that
3 there was not a witness. Correct?

4 MR. PETEPIECE: Yes.

5 MR. MANDERVILLE: And at that point, July
6 2001, about 45 years have transpired since the events?

7 MR. PETEPIECE: I'll accept your math.

8 MR. MANDERVILLE: You're a professional
9 engineer. You have to know ---

10 MR. PETEPIECE: I know. I don't have my
11 slide rule.

12 (LAUGHTER/RIRES)

13 MR. MANDERVILLE: 1956 to 2001 is 45 years
14 give or take.

15 And you were disappointed with this
16 information contained in this letter, weren't you?

17 MR. PETEPIECE: I thought it reflected a
18 very poor job.

19 MR. MANDERVILLE: And you were disappointed
20 with the OPP?

21 MR. PETEPIECE: Yes.

22 MR. MANDERVILLE: And you were, to use your
23 phrase earlier today, "beginning to run out of energy", you
24 felt there was no point. I believe you used that
25 expression?

1 **MR. PETEPIECE:** That's correct.

2 **MR. MANDERVILLE:** Given your disappointment
3 and the fact that you are, to use your phrase, beginning to
4 run out of energy, I'm going to suggest to you that it is
5 unfair or perhaps it's something in the nature of sour
6 grapes, for you to say that you felt my client, the
7 Cornwall police, did not provide a good investigative
8 service to you for the investigation you wanted to have
9 carried out.

10 I'm going to suggest to you that comment is
11 unfair. Do you agree with me?

12 **MR. PETEPIECE:** No, I don't. I don't.

13 **MR. MANDERVILLE:** Such a statement doesn't
14 come from any personal knowledge on your part?

15 **MR. PETEPIECE:** It doesn't come from facts.
16 It just comes from my understanding of the reason that the
17 OPP had been brought in not once but twice. In my
18 experience in the city, growing up in the city that was
19 sort of unprecedented and so I interpreted that in my own
20 mind as being an indication I wasn't going to find the
21 outcome productive. But it's not -- it's based on my
22 assessment of the knowledge that I had. It's not based on
23 any contact I had with the Cornwall Police Service, any
24 experiences I have had with them.

25 **MR. MANDERVILLE:** And would I be fair in

1 saying it's not really based on knowledge; it's based on
2 your impression?

3 MR. PETEPIECE: At the time, yes.

4 MR. MANDERVILLE: Now, earlier we looked at
5 an exchange of -- well, an email from Archdeacon Moulton to
6 yourself dated August 24, 2006. Correct?

7 MR. PETEPIECE: Yes.

8 MR. MANDERVILLE: Given the exchange you had
9 with Archdeacon Moulton, are you now of the view that the
10 man who visited you in your hospital room has been
11 identified?

12 MR. PETEPIECE: Not absolutely but I have a
13 high confidence level in that identification.

14 MR. MANDERVILLE: And this high confidence
15 level, are you now also of the impression that the man has
16 been dead since around 1960?

17 MR. PETEPIECE: I accept the facts that
18 Archdeacon Irwin provided me, yes.

19 MR. MANDERVILLE: Thank you very much, Mr.
20 Petepiece.

21 THE COMMISSIONER: So for the OPP, Ms.
22 Costom.

23 ---CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MS.

24 COSTOM:

25 MS. COSTOM: Good afternoon, Mr.

1 Commissioner.

2 **THE COMMISSIONER:** Good afternoon.

3 **MS. COSTOM:** Good afternoon, Mr. Petepiece.

4 My name is Suzanne Costom and I am one of
5 the lawyers for the Ontario Provincial Police at this
6 Inquiry.

7 I'd like to begin today by, on behalf of my
8 client, taking you up on your offer. You mentioned towards
9 the end of your examination in-chief that you would welcome
10 the opportunity to meet with someone at the OPP and discuss
11 perhaps how victims could be dealt with more effectively
12 based on your experience, and our client is represented by
13 an officer in charge, Acting Detective Superintendent
14 Colleen McQuade who is in the room wearing the red jacket,
15 and afterwards I can give you her card and she can
16 facilitate setting you up with the right people because the
17 OPP would certainly welcome the opportunity to speak with
18 you.

19 **MR. PETEPIECE:** I think it will be
20 productive.

21 **MS. COSTOM:** I just want to go through the
22 chronology of your contacts with the OPP just to make sure
23 that the record is completely straight.

24 In 1998 with all the publicity surrounding
25 Project Truth and given where you were at in your reaction

1 to what had happened to you as a child, you took the step
2 of making that phone call to Project Truth; that's correct?

3 **MR. PETEPIECE:** Yes.

4 **MS. COSTOM:** And you had no problem finding
5 a contact number or figuring out who to call; the publicity
6 was quite good about where to call if you wanted to reach
7 someone?

8 **MR. PETEPIECE:** I don't recall any problem,
9 no.

10 **MS. COSTOM:** Okay. And you called someone
11 and you got called back very quickly or you reached someone
12 right away?

13 **MR. PETEPIECE:** Yes, the -- between the call
14 and the actual meeting was hours at most a day.

15 **MS. COSTOM:** Okay. And then you had, in
16 your memory, two meetings two days in a row?

17 **MR. PETEPIECE:** Yes.

18 **MS. COSTOM:** And the first meeting you said,
19 you think, lasted about 30 to 45 minutes?

20 **MR. PETEPIECE:** Yes.

21 **MS. COSTOM:** And that was with Mr. Seguin?

22 **MR. PETEPIECE:** Yes.

23 **MS. COSTOM:** And then on the next day, my
24 friend Mr. Lee referred you to officer's notes which had
25 stated that that second meeting when you turned over the

1 statement was about 31 minutes. You said that sounded
2 about right?

3 **MR. PETEPIECE:** Yes, I didn't see the notes.
4 He just made reference to it.

5 **MS. COSTOM:** But to your mind that ---

6 **MR. PETEPIECE:** I don't argue with it.

7 **MS. COSTOM:** --- sounds okay?

8 **MR. PETEPIECE:** Yes.

9 **MS. COSTOM:** Okay. And at that meeting you
10 got high expectations of what was to come?

11 **MR. PETEPIECE:** Yes.

12 **MS. COSTOM:** And that would have been
13 because Mr. Seguin at the time, Constable Seguin was
14 receptive?

15 **MR. PETEPIECE:** Yes, yes. I mean, he
16 exchanged some -- you know, he played hockey with somebody
17 who worked for me and you know, we sort of had a less
18 formal conversation, but nevertheless I left with the
19 impression that he was taking this seriously. I think he
20 said that he was a regular patrol officer but had been
21 seconded to this investigation. So he seemed like somebody
22 who was young and keen.

23 **MS. COSTOM:** And he put you at ease?

24 **MR. PETEPIECE:** Yes.

25 **MS. COSTOM:** Okay. And you mentioned also

1 that you had been requested by him to provide a formal
2 statement but your personal situation made it easier to go
3 and type one at home?

4 MR. PETEPIECE: That's correct.

5 MS. COSTOM: And he accommodated you in that
6 way?

7 MR. PETEPIECE: Yes.

8 MS. COSTOM: Okay. And then unfortunately
9 you never heard back from them and you never got any follow
10 up?

11 MR. PETEPIECE: No.

12 MS. COSTOM: And so a few months later you
13 took the step of calling Constable Seguin to see where
14 things were at?

15 MR. PETEPIECE: Yes.

16 MS. COSTOM: And you reached him? You
17 reached him without much effort?

18 MR. PETEPIECE: Yes. I don't know whether -
19 - who finally reached who.

20 MS. COSTOM: Okay. And at that time he
21 explained to you that in 1956 what had happened to you was
22 not a criminal offence?

23 MR. PETEPIECE: That's my recollection, yes.

24 MS. COSTOM: Okay. So in that phone call,
25 which you can't situate, but was it a few months after the

1 July 1998 meeting?

2 MR. PETEPIECE: Well, I'd be careful about
3 the adjective because I think I said many months in some of
4 my correspondence.

5 MS. COSTOM: Okay. So many months, but
6 we're talking ---

7 MR. PETEPIECE: Long enough to get
8 frustrated. You know, I had expected a much prompter
9 response.

10 MS. COSTOM: Absolutely.

11 But it was explained to you during that call
12 that there was -- that unfortunately that 1956, the conduct
13 that you had described, had not been criminalized?

14 MR. PETEPIECE: Yes.

15 MS. COSTOM: Okay. And you know that now to
16 be true? You understand that now, that in 1956 the
17 Criminal Code did not make criminal what happened to you?

18 MR. PETEPIECE: I accept the fact that that
19 offence did not exist in the Criminal Code in 1956. I
20 don't necessarily conclude that there wouldn't have been
21 another offence that a smart Crown Attorney could have
22 taken some action under.

23 MS. COSTOM: Okay. And you know though that
24 in 1985 to fill the gap and to make criminal what probably
25 should have been criminal a long time ago, the Criminal

1 Code was amended? Do you know that now?

2 MR. PETEPIECE: I've been told that, yes.

3 MS. COSTOM: Okay. And in fact that's
4 mentioned in the letter that Detective Inspector Hall wrote
5 to you?

6 MR. PETEPIECE: Okay.

7 MS. COSTOM: Well, we can turn perhaps to
8 the letter just ---

9 MR. PETEPIECE: I don't disagree.

10 MS. COSTOM: Okay. So but you understand
11 now that what was a gap in our criminal justice system has
12 been sealed with an amendment to the Criminal Code?

13 MR. PETEPIECE: Well, you refer to it as a
14 gap. I remain unconvinced that there wasn't some offence
15 that occurred. I think my only feeling was that probably
16 Inspector Hall wasn't the best one to decide whether or not
17 the actions that I was subjected to were an offence; that
18 somebody perhaps with a greater appreciation of the law
19 might have managed to find something.

20 MS. COSTOM: Okay. In June of 2000 you
21 received a letter from someone named Shelley Hallett ---

22 MR. PETEPIECE: Yes.

23 MS. COSTOM: --- from the Ministry of the
24 Attorney General, the Crown prosecutor?

25 MR. PETEPIECE: Yes.

1 **MS. COSTOM:** Okay. Now, you had never
2 contacted any other public institution, other than the OPP,
3 about what had happened to you; is that correct?

4 **MR. PETEPIECE:** That's correct.

5 **MS. COSTOM:** Okay. And you don't know how
6 Ms. Hallett got your name?

7 **MR. PETEPIECE:** Well, my feeling was that it
8 had to be from Seguin.

9 **MS. COSTOM:** From the OPP?

10 **MR. PETEPIECE:** Yes.

11 **MS. COSTOM:** Okay. So your feeling was that
12 the OPP would have given Ms. Hallett a letter -- Ms.
13 Hallett your name as someone who had been a victim, and she
14 in turn wrote you this letter providing you with
15 information about counseling support?

16 **MR. PETEPIECE:** What that letter did to me
17 was flag sort of the big disparity with what Hall was
18 saying later. In other words, at one point I'm being
19 offered victim's assistance and a bit later I'm told well,
20 you really weren't a victim because there was no offence
21 for you to be a victim of. And I found that sort of
22 irritating, to say the least.

23 **MS. COSTOM:** I understand that. And
24 actually as a lawyer, and I think as citizens, we can all
25 agree that sometimes conduct which is blameworthy is not

1 always criminalized. Would you agree with that?

2 **MR. PETEPIECE:** Well, you'd have to give me
3 some examples.

4 **MS. COSTOM:** Well, for example, no one in
5 this room would doubt that what happened to you in 1956 was
6 anything other than blameworthy. However, at least in the
7 opinion of some, and I understand you think a Crown
8 prosecutor may have been more creative and come up with
9 something else, but in the opinion of some that conduct was
10 not covered by any provision of the Criminal Code.

11 **MR. PETEPIECE:** I'm not sure I understand
12 the question that's flowing from that.

13 **MS. COSTOM:** Would you agree that you could
14 be a victim of something even if that something is not
15 something which is criminalized in the Criminal Code?

16 **MR. PETEPIECE:** I'd like to answer you with
17 a question if that's possible, and my question would be how
18 many other people who aren't true victims are receiving
19 letters from the Ministry where Shelley Hallett worked
20 offering them assistance?

21 **MS. COSTOM:** But I think that your question,
22 sir, is missing the point, and I say that with respect of
23 what I'm saying to you, which is that no one ever doubted
24 that you were a victim, but just because you're a victim it
25 doesn't mean that there's a prosecution that's possible.

1 Wouldn't you agree with that perception of things?

2 **MR. PETEPIECE:** I'll agree to allow us to
3 move on.

4 **MS. COSTOM:** I have no problem with that. I
5 just ---

6 **(LAUGHTER/RIRES)**

7 **MS. COSTOM:** I think that it would be
8 important for you to understand, sir, and I'm asking if you
9 can understand even if it's only just today, that the fact
10 that a prosecution doesn't happen doesn't mean that you're
11 not a victim.

12 **MR. PETEPIECE:** Okay. I already agreed with
13 you.

14 **MS. COSTOM:** Okay. In 2001 you call
15 Constable Seguin, out of courtesy, to advise him that you
16 are thinking about making a complaint to the Professional
17 Standards Bureau of the OPP?

18 **MR. PETEPIECE:** That's correct.

19 **MS. COSTOM:** And this is after you have
20 already written and, you think, sent a letter to the OCOPS?

21 **MR. PETEPIECE:** Yes.

22 **MS. COSTOM:** Okay. And when you call
23 Constable Seguin -- you testified that he arranged to meet
24 with you right away?

25 **MR. PETEPIECE:** That's correct.

1 **MS. COSTOM:** And you wanted it to be "on
2 your turf", as you put it, and he agreed to that, and he
3 came to meet you very shortly thereafter?

4 **MR. PETEPIECE:** Yes.

5 **MS. COSTOM:** Okay. You testified that he
6 came in the company of Detective Inspector Hall?

7 **MR. PETEPIECE:** That's right.

8 **MS. COSTOM:** Okay. Had you ever met
9 Detective Inspector Hall before that meeting?

10 **MR. PETEPIECE:** I already testified I had
11 not.

12 **MS. COSTOM:** Okay. Do you -- are you aware
13 of the composition of the Project Truth team?

14 **MR. PETEPIECE:** No, I'm not.

15 **MS. COSTOM:** Okay. If I suggest to you that
16 there were four members of the team at that time, Detective
17 Inspector Hall and then Constable Seguin and two other
18 constables, Constable Dupuis and Constable Genier, does
19 that mean anything to you?

20 **MR. PETEPIECE:** No.

21 **MS. COSTOM:** Okay. And if I suggest to you
22 that the people that actually came to that meeting on July
23 16th were in fact Constable Seguin and a Constable Dupuis,
24 do you disagree with that?

25 **MR. PETEPIECE:** Well, I guess to answer you

1 I'd want to read Inspector Hall's letter first of all.

2 MS. COSTOM: Okay.

3 THE COMMISSIONER: Three-twenty-six (326).

4 MS. COSTOM: Yes, if we turn to Exhibit 326
5 I'll certainly give you the time to read it, but it starts
6 with, "Further to our conversation of July 18th, 2001".

7 MR. PETEPIECE: Okay.

8 MS. COSTOM: And I would suggest to you that
9 what happened, sir, was that Constable Seguin -- I'm sorry,
10 I'm going to let you finish.

11 MR. PETEPIECE: Go ahead.

12 MS. COSTOM: That Constable Seguin and
13 Dupuis came to meet with you at your office, as you
14 described, on July the 16th.

15 THE COMMISSIONER: July?

16 MS. COSTOM: That they came to meet with you
17 on July the 16th and that that was followed up by a phone
18 call that you made to Inspector Hall on July the 18th in
19 which you asked him to put things in writing. Does that
20 ring a bell for you?

21 MR. PETEPIECE: No, it doesn't. If you have
22 documents to support it I can't argue with you, and I
23 wouldn't argue with you.

24 MS. COSTOM: I didn't want to have to bring
25 you to officer's notes because they're not things that you

1 had any part in creating, but if I tell you that according
2 to the notes of Constable Dupuis he attended that meeting
3 with you on Tollgate Road -- is that where it was, on
4 Tollgate Road?

5 MR. PETEPIECE: Yes, it was.

6 MS. COSTOM: That he attended the meeting
7 with you with Constable Seguin.

8 Do you disagree with that or can you
9 disagree with that?

10 MR. PETEPIECE: I wouldn't disagree with
11 you.

12 MS. COSTOM: Okay. And ---

13 MR. PETEPIECE: I would only say that he
14 obviously didn't identify himself very well to me, and in
15 whatever conversation I had and however it got initiated
16 with Inspector Hall, I concluded that they were one in the
17 same.

18 MS. COSTOM: Okay. And if I tell you again
19 that in Detective Inspector Hall's notes that he would have
20 spoken to you on the phone on July the 18th, so two days
21 after that meeting with Constables Dupuis and Seguin, at
22 which time you asked him to put the reasons for the lack of
23 follow up in writing, would you disagree with that?

24 MR. PETEPIECE: No, I can't disagree with
25 that.

1 **MS. COSTOM:** Okay. And so you said earlier
2 when my friend Mr. Engelmann asked you about the expression
3 of regret that was found in the letter that you received
4 from Detective Inspector Hall, that the word was there but
5 that you didn't think it was sincere. Is that what you
6 said?

7 **MR. PETEPIECE:** Yes.

8 **MS. COSTOM:** If I tell you now that the
9 person that you received the letter from, Detective
10 Inspector Hall, was actually the inspector in charge of the
11 operation and who was not the same person as the person
12 that was at the meeting two days earlier, does that make
13 the expression of regret more meaningful to you?

14 **MR. PETEPIECE:** No. No, it doesn't.

15 **MS. COSTOM:** My understanding was that the
16 reason why -- and you didn't say this, but it was just what
17 I understood, that the reason why you found the expression
18 of regret to be not that meaningful was because it had come
19 from that same person who had made you uncomfortable, if
20 you will, during the meeting with the two officers?

21 **MR. PETEPIECE:** Well, I think my issue is
22 twofold; one, I accept the fact that an offence didn't
23 happen to me and maybe I was a victim but not a criminal
24 victim. But the point that seemed to be continually missed
25 was that this person who tried to commit an offence against

1 me wasn't tracked down and, therefore, was in a position to
2 have gotten away with victimizing others and possibly
3 victimizing future people. And that's the part that I
4 found the most troubling about whether it was a constable
5 or Inspector Hall or one in person and the other on a phone
6 call. That big disconnect is the thing that I found the
7 most troubling.

8 **MS. COSTOM:** The other thing that I took
9 from your testimony as to what you had found troubling was
10 the lack of follow up; in other words, the fact that you
11 had contacted the investigators and they were to call you
12 back and you never heard from them.

13 **MR. PETEPIECE:** Well, but picture my
14 feelings. Like I know I survived. I don't know who else
15 is possibly being victimized.

16 **MS. COSTOM:** Would you accept, sir, that the
17 expression of regret in Mr. Hall's, in Inspector Hall's
18 letter, had to do with the fact that they hadn't followed
19 up properly and they acknowledge not having followed up
20 properly to you and given you the information that they
21 needed, given you the information that you were waiting
22 for?

23 **MR. PETEPIECE:** Well, to me when you regret
24 doing something if there are works as yet uncompleted, you
25 take those steps to complete them. Otherwise, the apology

1 is meaningless.

2 And in my opinion, half of the job had not
3 been done.

4 **MS. COSTOM:** Did you discuss at any time
5 whether or not the alleged aggressor or the aggressor, if
6 you will, would have still been alive at the time?

7 **MR. PETEPIECE:** Did I discuss?

8 **MS. COSTOM:** Whether or not this person who
9 would have been, from what I understand your statement to
10 have been, in his forties in 1956, what the likelihood was
11 that he was still alive in late 1990s.

12 **MR. PETEPIECE:** First of all, where did you
13 get that I said he was in his forties in '56?

14 **MS. COSTOM:** I'm sorry. That was what I had
15 understood from your testimony. I'm going to just refer to
16 my notes.

17 **MR. PETEPIECE:** Please review it.

18 **MS. COSTOM:** Yes. Well, you know what? I
19 don't have to -- how much older than you would this person
20 have been when he came to see you in the hospital? Do you
21 remember discussing that?

22 **MR. PETEPIECE:** Well, he was a young man.
23 You know, I can't do the math but he obviously had to
24 graduate from university and in some sort of theological
25 college. So maybe he's 22 or 24. I don't know, but he

1 certainly wasn't in his forties.

2 **MS. COSTOM:** I'm sorry, then. I didn't mean
3 to misrepresent what you had said. I don't know where I
4 got that in my head.

5 Did you ever discuss the age that this
6 person would have been with the officers from the OPP?

7 **MR. PETEPIECE:** Well, I certainly went
8 through it in my own head as the years went on and I think
9 in response to someone's question said, you know, why
10 didn't I go to the Cornwall Police, I guess I was sort of
11 thinking that by that time in 2001 perhaps the individual
12 was too old to be able to victimize people.

13 **MS. COSTOM:** And in fact, when you met with
14 the Archdeacon last summer the name of the person who was
15 the likely suspect was confirmed to you to have been dead?

16 **MR. PETEPIECE:** Yes.

17 **MS. COSTOM:** And that provided some
18 consolation to you?

19 **MR. PETEPIECE:** A great deal.

20 **MS. COSTOM:** Okay. I'd like to thank you
21 and I will certainly be happy to give you Superintendent
22 McQuade's contact information after the hearing.

23 **MR. PETEPIECE:** Very good, thank you.

24 **THE COMMISSIONER:** Thank you.

25 Mr. Carroll.

1 (SHORT PAUSE/COURTE PAUSE)

2 MR. CARROLL: Excuse me, good afternoon.

3 THE COMMISSIONER: Good afternoon, sir. I
4 hope you're feeling better.

5 MR. CARROLL: I hope I will be at some
6 point. Thank you.

7 --- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR.
8 CARROLL:

9 MR. CARROLL: Fortunately, a significant
10 number of areas and questions were already addressed to you
11 by other counsel, sir. My name is Bill Carroll and I'm the
12 counsel for the Ontario Provincial Police Association as to
13 the rank and file officers below non-commissioned status,
14 okay?

15 When you first spoke to Constable Seguin
16 would you agree with me that he was quite willing to meet
17 with you at the first opportunity you had?

18 MR. PETEPIECE: Yes.

19 MR. CARROLL: And in fact, he followed up by
20 meeting you within a day?

21 MR. PETEPIECE: Yes.

22 MR. CARROLL: And during that interview he
23 was polite and courteous and professional in his demeanour?

24 MR. PETEPIECE: Yes.

25 MR. CARROLL: And he elicited from you, by

1 having you tell your story, information about what you said
2 happened in 1956?

3 **MR. PETEPIECE:** Yes.

4 **MR. CARROLL:** And he gave you as much time
5 as you appeared to need at that point to relate the story
6 to him? He didn't rush you during the interview?

7 **MR. PETEPIECE:** No, he did not.

8 **MR. CARROLL:** And having come to the end of
9 -- I assume that from to time he stopped you in the
10 narrative and asked you some questions along the way?

11 **MR. PETEPIECE:** I don't recall but probably.

12 **MR. CARROLL:** Okay. And then at the
13 conclusion of this, of the narrative as you have described,
14 he sought a written statement from you and for the reasons
15 you have already given, as you said, you would produce one
16 electronically and provide it to him in short order?

17 **MR. PETEPIECE:** Yes.

18 **MR. CARROLL:** And he thanked you for your
19 attendance and said that he would await the statement?

20 **MR. PETEPIECE:** That's correct.

21 **MR. CARROLL:** And during the course of that
22 interview, sir, once you had described what you say
23 happened to you, it was during that first conversation that
24 he talked about invitation to sexual touching?

25 **MR. PETEPIECE:** That's my recollection.

1 **MR. CARROLL:** Okay. And sir, is it possible
2 -- and I'm not sure about this -- but is it possible that
3 he said this is an offence today; we'll check it out, or
4 something to that effect?

5 **MR. PETEPIECE:** No, no.

6 **MR. CARROLL:** So in your mind he was
7 convinced that that was a crime that you had suffered?

8 **MR. PETEPIECE:** There was no qualification.

9 **MR. CARROLL:** Okay. And that was the only
10 offence he spoke of, correct? I mean, there were no other
11 musings about other potential offences that may have
12 occurred; that was it?

13 **MR. PETEPIECE:** Well, my reaction to the way
14 that he said it was that, "Great, we've got one here".

15 **MR. CARROLL:** I'm sorry?

16 **MR. PETEPIECE:** You know, this is great.
17 It's very clear we have got an offence. Here is the
18 offence. We're going to run with it.

19 **MR. CARROLL:** Yes, and as we now know, that
20 was the comment made and was clearly wrong for the
21 timeframe, right?

22 **MR. PETEPIECE:** He probably wasn't born in
23 '56.

24 **MR. CARROLL:** Not many of us were, I
25 suppose. You were and I know I was. I don't know how many

1 others in the room.

2 You went home and you worked on your
3 statement?

4 **MR. PETEPIECE:** Yes.

5 **MR. CARROLL:** And was this the first time
6 you were committing something to paper about it, sir, or
7 did you make your statement based on notes that you had
8 already accumulated over the years?

9 **MR. PETEPIECE:** No, the only note that I had
10 has already been shown in exhibit and that was a result of
11 my phone call with the archivist.

12 **MR. CARROLL:** And that's it?

13 **MR. PETEPIECE:** That's it.

14 **MR. CARROLL:** Okay, all right.

15 You returned the following day with the
16 statement. You asked -- did you Seguin to say, "I'm coming
17 in" or words to that effect or did you show up at the
18 detachment?

19 **MR. PETEPIECE:** I just showed up and handed
20 it to the receptionist and she called Seguin.

21 **MR. CARROLL:** Who came forward and conducted
22 a further meeting with you?

23 **MR. PETEPIECE:** Yes.

24 **MR. CARROLL:** And as you've said, I think,
25 he reviewed the statement in your presence?

1 **MR. PETEPIECE:** Yes, and he signed it.

2 **MR. CARROLL:** I'm sorry?

3 **MR. PETEPIECE:** And he signed it.

4 **MR. CARROLL:** Yes, but in addition to
5 reviewing it, did he ask you some questions about the
6 contents of the statement?

7 **MR. PETEPIECE:** He must have. I couldn't
8 recall if ---

9 **MR. CARROLL:** No, and I'm not expecting you
10 to recall the exact question but there were discussions
11 about the contents of what was -- you had put to paper.
12 Correct?

13 **MR. PETEPIECE:** Yes.

14 **MR. CARROLL:** And these would have been
15 discussions in the nature of, from your perspective at
16 least, he was continuing his investigation? He was asking
17 pertinent questions with respect to the information you had
18 given him?

19 **MR. PETEPIECE:** I think he found that my
20 statement was complete. He wasn't asking me to amend it to
21 include additional information. He was more explaining to
22 me what was going to flow from the statement.

23 **MR. CARROLL:** That as a result of receiving
24 the statement it was his intention to follow up by doing
25 certain things?

1 **MR. PETEPIECE:** Yes.

2 **MR. CARROLL:** And of course, that would have
3 included the interview with a person who could possibly
4 corroborate your version of events?

5 **MR. PETEPIECE:** Well, I never expected the
6 fellow patient in the hospital to corroborate that the
7 attempted assault took place. I only was bringing up his
8 name to establish that I had a good recollection of the
9 room, who was in the room with me, which bed I was in.
10 That was the only reason that I was mentioning his name. I
11 never saw him as a witness. This clergyperson conducted
12 himself in a way that unless you were inside the curtain
13 with the two of us you would have no knowledge of what he
14 was saying to me.

15 **MR. CARROLL:** Regardless of how you
16 perceived him, sir, the police indicated to you that they
17 were going to follow up this witness as somebody who may
18 well have been present when these things occurred to you?

19 **MR. PETEPIECE:** Yes.

20 **MR. CARROLL:** And that would be something
21 you would expect the police to do. Correct? I mean, they
22 could verify your -- if they had any doubt, which they
23 didn't, that you actually were in that hospital they could
24 have verified that through admission records. This was a
25 person who could potentially backup part or all of what you

1 were saying either by having cited the person, having seen
2 the two of you talking, having overheard something. It was
3 a reasonable lead to follow up on, right?

4 **MR. PETEPIECE:** H'm.

5 **MR. CARROLL:** Or do you not see it that way?

6 **MR. PETEPIECE:** Well, I expected them to go
7 to the hospital and get my records and his records. Those
8 records would have answered the question.

9 **MR. CARROLL:** But they had no doubt that you
10 were there, did they? There was never an expression from
11 the police in writing or otherwise, an expression of doubt
12 that you were in the hospital when you said you were, was
13 there?

14 **MR. PETEPIECE:** Well, I didn't sense it, no.

15 **MR. CARROLL:** No. So if I suggest to you
16 that the motivation of the police to interview the named
17 person was to see if they could flesh out or fill out
18 details or add to the story of this person who says he was
19 from the Anglican church, maybe some detail, was worth
20 following up wasn't it?

21 **MR. PETEPIECE:** You're suggesting that their
22 need to talk to him might have led to some information
23 valuable to the establishment of an offence and that's what
24 I disagree with.

25 **MR. CARROLL:** Their interview with him may

1 have led to further evidence about your accusations, that's
2 what I'm suggesting to you. At the time they followed up
3 on it by interviewing Mr. Bazil. They were interested in
4 adding to the information you provided. Do you dispute
5 that?

6 **MR. PETEPIECE:** My only argument is that
7 they didn't take the next step.

8 **MR. CARROLL:** No, we'll get to your argument
9 about the next step in a moment.

10 **MR. PETEPIECE:** Yes.

11 **MR. CARROLL:** Do you accept as reasonable
12 that the police would want to interview this person to see
13 if they could -- if he could confirm and perhaps add to
14 your version of events, be it having seen what happened,
15 heard what happened or at least had a citing of this person
16 who claimed to be a member of the Anglican Church; that
17 those were reasonable steps to take?

18 **MR. PETEPIECE:** Well, I'm not an
19 investigator. I never gave them a suggestion that that
20 would have any value. So I don't know how else you expect
21 me to respond.

22 **MR. CARROLL:** I suppose just stating the
23 obvious, that you're not an investigator, would be
24 sufficient for me to move on, sir.

25 **MR. ENGELMANN:** I just think ---

1 **MR. CARROLL:** Sorry, I didn't see him,
2 Commissioner.

3 **THE COMMISSIONER:** No, no, that's fine. He
4 was just stretching his legs.

5 **MR. ENGELMANN:** Yes. Just in light of what
6 has just happened at this Inquiry, I think if a lawyer gets
7 an answer from a witness more than once and this time twice
8 or three times, he should move on.

9 **THE COMMISSIONER:** Yes.

10 **MR. ENGELMANN:** I think it's very important.

11 **THE COMMISSIONER:** I think we are at that
12 point in any event.

13 **MR. CARROLL:** Which is what I indicated I
14 would do.

15 **THE COMMISSIONER:** No problem.

16 **(SHORT PAUSE/COURTE PAUSE)**

17 **MR. CARROLL:** You've received the letter
18 from Pat Hall that you'd requested Detective Inspector Hall
19 --- and 321 I think.

20 Do you have that in front of you, sir?

21 **MR. PETEPIECE:** Yes, I do.

22 **MS. COSTOM:** That's 326.

23 **MR. CARROLL:** Thank you. Three-twenty-six
24 (326), yes.

25 One of your quite understandable concerns

1 about this whole matter is that it would appear, when one
2 looks at the chronology of all the events, that a decision
3 had been made to discontinue the investigation and you
4 hadn't been notified, right? That's what it appears when
5 you piece all these documents together.

6 **MR. PETEPIECE:** Could you repeat the
7 question, please?

8 **MR. CARROLL:** Yes, sir.

9 One of your concerns, and I said quite
10 rightly so, about this whole matter was that there appears
11 to have been a decision to terminate the investigation
12 without notification to you, not the only concern but a
13 concern of yours?

14 **MR. PETEPIECE:** I believe that I was
15 notified during the phone call I made to Constable Seguin,
16 referred to much earlier ---

17 **MR. CARROLL:** Yes.

18 **MR. PETEPIECE:** --- that there was no
19 offence to investigate.

20 **MR. CARROLL:** So you accept then that, much
21 earlier than the correspondence from Detective Inspector
22 Hall, you had been told there is no offence here to
23 investigate?

24 **MR. PETEPIECE:** That concerns me personally.

25 **MR. CARROLL:** Yes, that they had any

1 evidence of at all.

2 Any actions of this man, this person who
3 came into your room, the evidence that they had of his
4 behaviour was from you; correct, as far as you knew?
5 That's the only source of evidence?

6 MR. PETEPIECE: Yes.

7 MR. CARROLL: And they were telling you,
8 based on what you told us, there is no offence here to
9 investigate; correct?

10 MR. PETEPIECE: They were telling me that no
11 offence had been committed against me.

12 MR. CARROLL: Right. And they had no
13 further information of any other offences ---

14 MR. PETEPIECE: Well, I had ---

15 MR. CARROLL: --- did they?

16 MR. PETEPIECE: I had relayed to them two
17 stories along with names that wouldn't have been difficult
18 for them to follow up on.

19 MR. CARROLL: In one case you named a
20 family, right, where you say that you heard a story that
21 certain things had happened?

22 MR. PETEPIECE: Yes.

23 MR. CARROLL: And that was from your mom?

24 MR. PETEPIECE: Yes.

25 MR. CARROLL: And there was a name attached

1 to that?

2 MR. PETEPIECE: Yes.

3 MR. CARROLL: And then what was -- the other
4 story was from your father as related to you by your mom --
5 -

6 MR. PETEPIECE: Yes.

7 MR. CARROLL: --- about somebody at the
8 school when he was a teacher at the school?

9 MR. PETEPIECE: Yes.

10 MR. CARROLL: And did you have a name for
11 that person?

12 MR. PETEPIECE: Yes, I believe I did.

13 MR. CARROLL: And did you provide that to
14 the police?

15 MR. PETEPIECE: I don't recall.

16 MR. CARROLL: All right.

17 When you had the telephone conversation with
18 Seguin and he told you there's no offence here against you,
19 the next communication you have with them is what, after
20 that telephone call?

21 MR. PETEPIECE: The next communication I
22 have with Seguin?

23 MR. CARROLL: Or the police in general, the
24 OPP, concerning this matter.

25 MR. PETEPIECE: Well, Seguin is the next

1 person I talked to personally.

2 MR. CARROLL: And what was the context of
3 that call?

4 MR. PETEPIECE: I'm about to mail this
5 letter. I want to talk.

6 MR. CARROLL: Right. So you were mailing
7 off the letter of complaint to -- you'd already dealt with
8 OCOPS at this point?

9 MR. PETEPIECE: Yes.

10 MR. CARROLL: And you had received -- these
11 aren't your exact words, but essentially you had had a
12 number of contacts with representatives of OCOPS and
13 promises had been made of things that were going to be done
14 but nothing had been done. Is that a fair way of saying
15 it?

16 MR. PETEPIECE: Yes.

17 MR. CARROLL: And we agree that OCOPS is not
18 part of the OPP; it's a separate agency, right?

19 MR. PETEPIECE: That's correct.

20 MR. CARROLL: And had you sent your
21 complaint to OCOPS, your written complaint?

22 MR. PETEPIECE: Well, I've already testified
23 about my beliefs on that earlier. Do you want me to repeat
24 them?

25 MR. CARROLL: If you wouldn't mind.

1 **MR. PETEPIECE:** I have a letter that is
2 addressed and initialed ---

3 **MR. CARROLL:** Right.

4 **MR. PETEPIECE:** --- and it contains my
5 handwritten note that the letter was mailed. And this is
6 my normal practice for many, many years for the file copy
7 that I keep of something that I've sent on.

8 **MR. CARROLL:** You'll initial it?

9 **MR. PETEPIECE:** Yes.

10 **MR. CARROLL:** All right.

11 So that tells you it was sent on?

12 **MR. PETEPIECE:** Yes.

13 **MR. CARROLL:** All right.

14 Well, do you recall having discussions with
15 the OCOPS personnel about the contents of the letter?

16 **MR. PETEPIECE:** We talked all the time about
17 the contents of the letter. Whether we were talking about
18 the letter the story was always the same.

19 **MR. CARROLL:** All right.

20 **MR. PETEPIECE:** Whether it was in written
21 form or in verbal communication.

22 **MR. CARROLL:** Ultimately the discussions
23 with OCOPS just ceased?

24 **MR. PETEPIECE:** Yes, they wore me down.

25 **MR. CARROLL:** They wore you down?

1 MR. PETEPIECE: Yes.

2 MR. CARROLL: You mean they made promises
3 that they didn't keep?

4 MR. PETEPIECE: Yes.

5 MR. CARROLL: Do you have a recollection,
6 how many -- I know this is going to be difficult. If you
7 can, how many communications you would have had with them?

8 MR. PETEPIECE: Well, I've said earlier
9 today I believe it was at least three.

10 MR. CARROLL: Three. And do you have a
11 recollection, sir, of the name of the -- was it always the
12 same person you were dealing with?

13 MR. PETEPIECE: Always the same person.

14 MR. CARROLL: And who was that person?

15 MR. PETEPIECE: I only know him now as
16 someone who was a parliamentary assistant to Gary Guzzo.

17 MR. CARROLL: Working with OCOPS?

18 MR. PETEPIECE: Yes. You know how that
19 works sometimes.

20 MR. CARROLL: And you did or did not ---

21 MR. PETEPIECE: Do I take that as a yes or a
22 no?

23 MR. CARROLL: You would seem to be better
24 versed in how that matter works than I am, sir.

25 All right. I'm going to follow that up.

1 Was this person a member of Mr. Guzzo's staff at the same
2 time he was at OCOPS or he'd gone from Guzzo to OCOPS; is
3 that it?

4 MR. PETEPIECE: The latter.

5 MR. CARROLL: That's the information you
6 were given in any event?

7 MR. PETEPIECE: Yes.

8 MR. CARROLL: But you'd never made any note,
9 at least not that you can lay your hands on now, of who you
10 were dealing with?

11 MR. PETEPIECE: No.

12 MR. CARROLL: And you never filed a
13 complaint with that person's superior about them making
14 promises and then not following up?

15 MR. PETEPIECE: I sort of thought I was
16 dealing with somebody near the top of that organization,
17 not a clerk.

18 MR. CARROLL: So there was no complaint
19 filed about that; correct?

20 MR. PETEPIECE: No.

21 MR. CARROLL: All right.

22 So then you decide all right; I'm doing the
23 Internet thing and I find the discipline -- the
24 Professional Standards Branch of the OPP and you decide
25 that you're going to go down that road. But before doing

1 so, in fairness to the young officer, you're determined
2 that you'll, I suppose, what; give him a chance to explain
3 himself?

4 **MR. PETEPIECE:** Well, it's been my
5 experience that young people are often not well led by
6 their older superiors, and so I didn't want him to bear the
7 consequence of whoever might be leading him.

8 **MR. CARROLL:** So to that end you invited him
9 to -- you told him what your plans were but made yourself
10 available to meet with him if he chose to take you up on
11 that?

12 **MR. PETEPIECE:** Yes.

13 **MR. CARROLL:** And he readily did, right?

14 **MR. PETEPIECE:** Yes, he did.

15 **MR. CARROLL:** And he attended at your place
16 of work with what in all probability was a senior constable
17 by the name of Dupuis, another officer?

18 **MR. PETEPIECE:** I accept that.

19 **MR. CARROLL:** We'll leave it at that. All
20 right.

21 And then there was a further -- I take it,
22 sir, that Constable Seguin sort of -- did he renew his
23 explanation of the fact that there was no offence as he had
24 told you in a telephone call?

25 **MR. PETEPIECE:** Yes.

1 **MR. CARROLL:** All right.

2 And did he also tell you about the interview
3 with the potential witness from the hospital?

4 **MR. PETEPIECE:** Yes.

5 **MR. CARROLL:** And other than those -- and
6 did he acknowledge that there was an error on his part, not
7 yours, on his part about the sexual invitation to touching
8 being an offence back in '56?

9 **MR. PETEPIECE:** I don't know whether the
10 word "error" was used, but it certainly was much clearer
11 that it wasn't an offence.

12 **MR. CARROLL:** Right. And would that be a
13 fair characterization of Seguin's contribution to that
14 meeting?

15 **MR. PETEPIECE:** I'm sorry, I don't ---

16 **MR. CARROLL:** Well, the things that we just
17 talked about.

18 **MR. PETEPIECE:** Yes.

19 **MR. CARROLL:** You acknowledge that what he
20 told you earlier was not correct, that it is not an
21 offence?

22 **MR. PETEPIECE:** Yes.

23 **MR. CARROLL:** And too, that they'd
24 interviewed the witness in the hospital and the results of
25 that?

1 **MR. PETEPIECE:** He had told me those things,
2 yes.

3 **MR. CARROLL:** Okay. All right.
4 Can you recollect anything else he told you
5 during that meeting?

6 **MR. PETEPIECE:** No. It would be interesting
7 to look at Constable Dupuis' notes but ---

8 **MR. CARROLL:** You haven't seen them?

9 **MR. PETEPIECE:** No.

10 **MR. CARROLL:** You weren't asked to initial
11 them before they left or anything of that sort?

12 **MR. PETEPIECE:** No, no.

13 **MR. CARROLL:** Okay. And when that -- was
14 the meeting essentially conducted more by Dupuis than by
15 Seguin? Is that a fair statement?

16 **MR. PETEPIECE:** No. No, Dupuis was the
17 stenographer.

18 **MR. CARROLL:** So he really didn't say very
19 much? It was Seguin saying the things we talked about?

20 **MR. PETEPIECE:** He was the muscle.

21 **MR. CARROLL:** Excuse me?

22 **MR. PETEPIECE:** He was the muscle, you know?

23 **MR. CARROLL:** Just a minute, just a minute.
24 What do you mean by that?

25 **MR. PETEPIECE:** Well, I've already explained

1 earlier and testified earlier that the second person in the
2 meeting, who I had originally believed and now accept
3 wasn't Inspector Hall, was doing his very best to
4 intimidate and bully me, not by words but by body language,
5 by looks. So I characterize that as being the muscle in
6 the meeting. You may take exception to that. That's my
7 characteristic of it.

8 MR. CARROLL: What was the seating
9 arrangement in the room?

10 MR. PETEPIECE: I was on one side of the
11 table. The other two gentlemen were on the opposite side.

12 MR. CARROLL: Table or desk?

13 MR. PETEPIECE: Table.

14 MR. CARROLL: What was the width of the
15 table? What was the amount of table space between you and
16 the officers?

17 MR. PETEPIECE: The same width as the table
18 in front of ---

19 MR. CARROLL: Four feet, thereabouts?

20 MR. PETEPIECE: Yes.

21 MR. CARROLL: Okay. And at no time did
22 either of the officers come towards you where you were
23 seated?

24 MR. PETEPIECE: No.

25 MR. CARROLL: At no time was either of their

1 voices raised?

2 MR. PETEPIECE: No.

3 MR. CARROLL: At no time did they tell you,
4 "That was it. You've said enough. We're leaving" or
5 abruptly terminate the interview when you were still
6 speaking, did they?

7 MR. PETEPIECE: No.

8 MR. CARROLL: There was -- I mean, it goes
9 without saying, I suppose, but there was no threats of any
10 sort uttered to you verbally, was there?

11 MR. PETEPIECE: Would it help if I said that
12 I have a great deal of respect for the young officers. I
13 have a great deal of respect for Seguin. I don't think he
14 conducted himself inappropriately. Dupuis, my impression
15 I've already relayed to you.

16 But I'm not here to be a critic of the
17 police force. I want to share my experiences. I hope
18 there can be some benefit drawn from them, but ---

19 MR. CARROLL: I would hope that with every
20 witness we've heard from there will be some benefit drawn
21 from the testimony, sir. But when you use a term like
22 "muscle" then I feel it's my responsibility to my client to
23 determine the factual basis for that.

24 MR. PETEPIECE: Well, I withdraw the remark.

25 MR. CARROLL: Thank you.

1 Tom Bazil, the fellow who is ---

2 MR. PETEPIECE: Yes.

3 MR. CARROLL: Did you know that name back in
4 '56 and did you remember all through the years that that
5 was Tommy Bazil, as far as you knew, or did that name ---

6 MR. PETEPIECE: Yes.

7 MR. CARROLL: So you remembered that?

8 MR. PETEPIECE: Keep in mind, I've certainly
9 observed this over the years, young boys look up to older
10 boys. So I'm 10 years old. I think he's 15. He's got
11 this gold mine of comic books. You know, I'm looking up to
12 him. He probably doesn't know I exist.

13 MR. CARROLL: But even the association with
14 -- so you knew his name. Had you just met him in the
15 hospital?

16 MR. PETEPIECE: Yes.

17 MR. CARROLL: And then you never saw him
18 since other than this mention of perhaps being a manager at
19 McDonald's?

20 MR. PETEPIECE: That's right.

21 MR. CARROLL: But even in 1998 when you
22 wrote the statement you weren't certain they were one and
23 the same person, were you?

24 MR. PETEPIECE: Well, I had a strong belief
25 but I wasn't absolutely certain.

1 **MR. CARROLL:** "I am not certain if this was
2 the same person" was the ---

3 **MR. PETEPIECE:** Yes.

4 **MR. CARROLL:** --- line from your letter.
5 You don't dispute that's what you told the police in your
6 statement?

7 **MR. PETEPIECE:** No.

8 **MR. CARROLL:** "I'm not certain". All right.
9 And you have no reason to think that Mr.
10 Bazil would -- there's no ---

11 **MR. PETEPIECE:** No.

12 **MR. CARROLL:** I'm not certain.
13 All right.

14 And you have no reason to think that Mr.
15 Bazil would -- there's no animosity between the two of you.

16 **MR. PETEPIECE:** I haven't seen him or spoken
17 to him since 1956.

18 **MR. CARROLL:** Which would be a fair
19 statement to make then that there's no way for any
20 animosity between the two of you, as far as you can
21 possibly tell?

22 **MR. PETEPIECE:** The only thing I do believe
23 is that his brother worked for me for quite a number of
24 years.

25 **MR. CARROLL:** And, therefore, there may be

1 some animosity?

2 MR. PETEPIECE: Well ---

3 MR. CARROLL: I don't think you meant that;
4 did you?

5 MR. PETEPIECE: No. You never know -- I was
6 a manager. His brother was -- and I can't be certain it
7 was his brother -- again, I reasonably believe it was; his
8 brother was a union employee. Sometimes there's some
9 friction between management and union, but I have no reason
10 to believe that he has -- he would be deliberately lying.

11 MR. CARROLL: Right.

12 And just a couple more areas, sir. You
13 mentioned in-chief and then when Mr. Manderville was
14 speaking to you from the Cornwall City Police about why you
15 didn't go to the CPS, because you had been told by Hall and
16 by, I guess, Seguin and Dupuis, "If you want to follow up
17 on it, go to CPS" and then you were told by Hall the same
18 thing.

19 I have it recorded that you said in-chief
20 something about CPS being under a cloud of suspicion and,
21 second, it would not be a productive use of police
22 resources ---

23 MR. PETEPIECE: Yes.

24 MR. CARROLL: --- to have done so.

25 Is that in part, sir, a conclusion you

1 reached because you had been told there was no criminal
2 offence for this conduct at that time, that you believed it
3 would not be a productive use of police resources?

4 **MR. PETEPIECE:** No. My concern, all the
5 time when I raise issues with any police service, is where
6 would my needs stack up against some other needs that
7 they're trying to meet?

8 In our current climate most police forces
9 seem to be greatly taxed with issues of domestic violence,
10 and sexual abuse, and sexual assault, and so on. So I
11 don't want to see myself using up resources that might be
12 more productively used by a much more current victim.

13 **MR. CARROLL:** How does that jive with your
14 expressed concern about a possible sexual predator still
15 being out there if you didn't think it was ---

16 **MR. PETEPIECE:** Well, first of all, I was
17 starting to think that, possibly by that time, this
18 gentleman would have reached an age where he was no longer
19 a predator.

20 **MR. CARROLL:** You had come to that
21 conclusion at/or around the time that you were told the OPP
22 wasn't following up any further?

23 **MR. PETEPIECE:** Well, I was starting to
24 rationalize it. As I said earlier, I was running out of
25 energy to deal with it.

1 **MR. CARROLL:** And is that why -- or let me
2 ask you this. You had given this young officer the
3 opportunity to speak to you before filing your complaint
4 with the OPP and he took you up on that, and you've had the
5 discussion you told us about.

6 Did you, in fact, file that complaint with
7 the Professional Standards, sir?

8 **MR. PETEPIECE:** No, I did not.

9 **MR. CARROLL:** Can we take it from that that
10 you were satisfied as to what the explanation was from
11 Detective Seguin?

12 **MR. PETEPIECE:** I think you're drawing
13 inferences that I'm not comfortable with. I just didn't
14 feel that -- I'm trying to choose my words carefully with
15 you -- that having some negative impact on Constable
16 Seguin's professional career was something that I was going
17 to feel good about in the long term.

18 **MR. CARROLL:** Would the filing of the letter
19 to the OPP, the only reason would have been to have a
20 negative effect or would it have been, as you've told us
21 earlier, the hopes of further follow-up being done into
22 these other areas you say were left unchecked?

23 **MR. PETEPIECE:** I'm giving up!

24 **MR. CARROLL:** So will I.

25 Thank you.

1 Thank you, sir.

2 **THE COMMISSIONER:** Yes, Mr. Engelmann.

3 We won't be very long, Mr. Petepiece.

4 --- RE-EXAMINATION BY/RÉ-INTERROGATOIRE PAR MR. ENGELMANN:

5 **MR. ENGELMANN:** You've had a number of
6 questions, sir, and I only have a couple, but there are a
7 couple of areas that I don't think are clear. You were
8 asked a number of questions a number of times about this
9 fellow, Mr. Bazil. So let's just go to his statement for a
10 minute that was put in by one of the other lawyers. It's
11 Exhibit 330.

12 Do you have it handy, sir?

13 I realize you haven't seen it before.

14 **MR. PETEPIECE:** Your 330, my 230?

15 **MR. ENGELMANN:** That's right, yes.

16 **MR. PETEPIECE:** Okay.

17 **MR. ENGELMANN:** It's got a 30.

18 **MR. PETEPIECE:** Yes.

19 **MR. ENGELMANN:** Could you go to the second
20 page, sir?

21 The second question:

22 "Did you ever get admitted to the
23 Cornwall General Hospital?"

24 Do you see that?

25 **MR. PETEPIECE:** Yes, I do.

1 **MR. ENGELMANN:** And the answer:

2 "As a kid, not that I can remember."

3 Do you see that?

4 **MR. PETEPIECE:** Yes, I do.

5 **MR. ENGELMANN:** So what were you told Mr.
6 Bazil told the police?

7 Were you told that he couldn't remember
8 being at the Cornwall General Hospital or were you told
9 that he denied being at the Cornwall -- denied that he was
10 at the Cornwall General Hospital?

11 **MR. PETEPIECE:** My recollection is that he
12 denied having been at the Cornwall General Hospital.

13 **MR. ENGELMANN:** My last question for you is,
14 whether it was Constable Dupuis or Inspector Hall who was
15 the other individual with Constable Seguin, how did that
16 person make you feel during the course of that interview?

17 **MR. PETEPIECE:** Certainly reluctant. If I
18 had to start over again, let's imagine I could roll back
19 the clock, I wouldn't have bothered. In other words, it
20 was quite a negative experience for me even though it was
21 taking place on my turf. I would have just sort of buried
22 it and continued to live my life.

23 **MR. ENGELMANN:** Okay.

24 Thank you very much, Mr. Petepiece.

25 Those are my questions.

1 **THE COMMISSIONER:** Thank you.

2 Mr. Petepiece, I want to thank you on behalf
3 of the Inquiry for coming forward. As I have indicated
4 before, any witness that comes forward here, as far as I'm
5 concerned, it's a public service and I will certainly make
6 note of your evidence here today.

7 **MR. PETEPIECE:** Thank you.

8 **THE COMMISSIONER:** Thank you very much.

9 Let's break for lunch. Let's come back at
10 2:15.

11 **THE REGISTRAR:** Order; all rise. À l'ordre;
12 veuillez vous lever.

13 The hearing will resume at 2:15.

14 --- Upon adjourning in public at 12:54 p.m. to resume in
15 camera/

16 L'audience est suspendue en public à 12h54 pour
17 reprendre à huis clos.

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C E R T I F I C A T I O N

I, Sean Prouse a certified court reporter in the Province of Ontario, hereby certify the foregoing pages to be an accurate transcription of my notes/records to the best of my skill and ability, and I so swear.

Je, Sean Prouse, un sténographe officiel dans la province de l'Ontario, certifie que les pages ci-hauts sont une transcription conforme de mes notes/enregistrements au meilleur de mes capacités, et je le jure.



Sean Prouse, CVR-CM