

**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 116

Held at :

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

Monday, June 18, 2007

Tenue à:

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

Lundi, le 18 juin 2007

ERRATA

VOLUME 114
June 5, 2007

TRANSCRIPT
Page 130, Line 19

And I agree with what -- Mr. Neuberger has taken the words right out of my mouth in respect to Ms. Daley's submissions.

Should have read:

MS. SACCOCCIO BRANNAN: And I agree with what -- Mr. Neuberger has taken the words right out of my mouth in respect to Ms. Daley's submissions.

VOLUME 115
JUNE 6, 2007

TRANSCRIPT
Page 193, line 19

The Ontario Provincial Police has, pursuant to Section 6 of the *Public Inquiries Act*, asked me to stay the case and to determine whether or not it is within this Inquiry's mandate to hear this witness.

Should have read:

The Ontario Provincial Police has, pursuant to Section 6 of the *Public Inquiries Act*, asked me to **state** the case and to determine whether or not it is within this Inquiry's mandate to hear this witness.

Page 202, line 1

Given the foregoing, I dismiss the request of the OPP to stay the case to the Divisional Court.

Should have read:

Given the foregoing, I dismiss the request of the OPP to **state** the case to the Divisional Court.

Appearances/Comparutions

Mr. Peter Engelmann	Lead Commission Counsel
Ms. Janie Larocque	Commission Counsel
Ms. Julie Gauthier	Registrar
Mr. Mark Crane Mr. Peter Manderville	Cornwall Police Service Board
Ms. Diane Lahaie	Ontario Provincial Police
Mr. David Rose	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. William Carroll	Ontario Provincial Police Association
Ms. Lynn H. Harnden	Catholic District School Board

Table of Contents / Table des matières

	Page
List of Exhibits :	v
Opening Remarks by/Remarques d'ouverture par Mr. Peter Engelmann	1
C-14, Affirmed/Sous affirmation solennelle	4
Examination in-Chief by/Interrogatoire en-chef par Mr. Peter Engelmann	5

LIST OF EXHIBITS/LISTE D'EXHIBITS

NO.	DESCRIPTION	PAGE NO
P-524	(114548) CAS - Childcare Fact Sheet for C-14	9
P-525	(114689) CAS - Placement form for C-14	11
P-526	(115386) CAS - Background social history - May 30th, 1991	90
P-527	(115352) CAS - Initial Intake Report - July 19th, 1991	93
P-528	(115356) CAS - Case Notes - July 23rd, 1991	95
P-529	(115357) CAS - Termination Report - May 15th, 1992	103

1 --- Upon commencing at 1:50 p.m./

2 L'audience débute à 13h50

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, Commissioner, presiding.

8 Please be seated. Veuillez vous asseoir.

9 **THE COMMISSIONER:** Thank you. Good
10 afternoon, all.

11 Before we begin, Mr. Engelmann, I would like
12 to welcome a contingency from the Supreme Court of Canada
13 who are watching us by remote in the office today, and they
14 will be joining us later on this afternoon. They're here
15 to look at the modernization of the Supreme Court of Canada
16 and their video equipment and their online services, I
17 guess.

18 There you go.

19 **MR. ENGELMANN:** Thank you.

20 Good afternoon, sir.

21 **THE COMMISSIONER:** Good afternoon.

22 **MR. ENGELMANN:** As you know, we've started
23 in camera.

24 **THE COMMISSIONER:** Yes.

25 **MR. ENGELMANN:** And Mr. Lee has an

1 application before you ---

2 **THE COMMISSIONER:** Just a second.

3 **SOUND TECHNICIAN:** I was told that we were
4 going to go in camera after we started. Nobody told me it
5 started in camera. Sorry.

6 **THE COMMISSIONER:** There we go, a glitch.
7 That's okay. All right.

8 Then we have welcomed the delegation from
9 the Supreme Court of Canada.

10 **MR. ENGELMANN:** We've officially welcomed
11 them on the record.

12 **THE COMMISSIONER:** On record.

13 **MR. ENGELMANN:** Probably with several of our
14 lawyers not yet here who may not have come for the first
15 motion, but in any event, sir, perhaps what we could do
16 then is we could go back in camera so that we could deal
17 with the confidentiality measures.

18 **THE COMMISSIONER:** Yes.

19 **MR. ENGELMANN:** As indicated on the website,
20 we had indicated to the public that we would be in camera
21 and then we would be going back on the record at around
22 2:15, and that was so that people could follow us.

23 **THE COMMISSIONER:** All right.

24 **MR. ENGELMANN:** So perhaps we could just go
25 in camera right now then, and Mr. Lee can bring his motion.

1 **THE COMMISSIONER:** Except that we have to
2 shut down, so it will take about 10 minutes to shut down,
3 will it not? Yes.

4 So let's take a short break; we'll do that,
5 and then we'll resume.

6 Thank you.

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

9 The hearing will resume at 2:00 in camera.

10 --- Upon recessing at 1:52 to resume in camera/

11 L'audience est suspendue à 13h52 pour reprendre à
12 huis clos

13 --- Upon resuming at 2:24 p.m. in public/

14 L'audience est reprise à 14h24 en public

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

17 The hearing is now resumed. Please be
18 seated. Veuillez vous asseoir.

19 **THE COMMISSIONER:** Thank you.

20 Good afternoon, all.

21 Mr. Engelmann.

22 **MR. ENGELMANN:** Good afternoon, Mr.
23 Commissioner.

24 **THE COMMISSIONER:** We might want to comment,
25 for those who are reaching through website or through

1 Cogeco, that we had an in camera hearing and that I made a
2 determination that the witness who will be testifying this
3 afternoon will be known as C-14 and that the camera will
4 not be put on him so that his likeness will not be
5 broadcast in any way.

6 As well, I have indicated to the media that
7 there is a ban on publication of his name and any evidence
8 that would tend to identify him.

9 All right?

10 **MR. ENGELMANN:** Thank you. Good.

11 And to ensure that I stick with the C-14,
12 you will note there is a blue sheet next to the witness. I
13 also have one on my screen. So I will do my best efforts,
14 because after one learns a person's name and learns how to
15 pronounce it correctly, one wants to use it, but I will be
16 referring to you this afternoon, sir, as C-14.

17 **C-14:** Thank you.

18 **MR. ENGELMANN:** And I understand, sir, that
19 you would like to be affirmed?

20 **C-14:** Yes.

21 **MR. ENGELMANN:** If the witness could be
22 affirmed?

23 **C-14, Affirmed/Sous affirmation solennelle:**

24 **THE COMMISSIONER:** Thank you.

25 Good afternoon, sir. How are you doing

1 today?

2 **C-14:** A little nervous.

3 **THE COMMISSIONER:** All right. Well, we'll
4 try to help you out on that.

5 We will ask you that when you're asked
6 questions, that you think about the answer and give your
7 answer in a loud, clear voice and the microphone is there
8 to help pick up your voice so that we can all hear.

9 If you don't know the answer to a question,
10 it's okay to say "I don't know the answer". And if you
11 don't understand the question, just ask them to repeat it
12 or to change it around.

13 If at any time you feel uncomfortable, at
14 any time you need a break, or there is something that's
15 bothering you, please address your concerns to me.

16 **C-14:** I'll do that.

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

18 Mr. Engelmann?

19 --- **EXAMINATION IN CHIEF BY/INTERROGATOIRE EN CHEF PAR MR.**
20 **ENGELMANN:**

21 **MR. ENGELMANN:** So if you just get
22 comfortable and if you want to move the microphone back a
23 little bit. You'll note to the right of your computer
24 screen, there is a small speaker ---

25 **C-14:** Yes.

1 **MR. ENGELMANN:** --- and if you can't hear me
2 properly or any counsel addressing you, you can adjust your
3 volume. I'm going to be showing you some documents over
4 the course of the afternoon. Our Registry officer will be
5 giving you those documents, so you can either refer to them
6 by hardcopy or on the computer screen, whatever is easier.

7 **C-14:** I understand.

8 **MR. ENGELMANN:** All right.

9 And if I refer to you as C-14 or sir, you'll
10 understand why I am doing that.

11 **C-14:** Yes.

12 **MR. ENGELMANN:** Sir, I understand that you
13 are a member of the Victims Group?

14 **C-14:** Yes, I am.

15 **MR. ENGELMANN:** And that you're represented
16 by Mr. Lee and his firm?

17 **C-14:** That is correct.

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

19 Can you please tell us your age and date of
20 birth?

21 **C-14:** I was born in July 1962 -- July 20th,
22 1962. I am 44 years of age.

23 I'm sorry, what was the other question?

24 **MR. ENGELMANN:** You got them both.

25 Sir, you understand what the Inquiry is

1 looking into?

2 C-14: Yes.

3 MR. ENGELMANN: And in particular the
4 institutional response of a number of public institutions
5 including institutions such as the Children's Aid Society,
6 Cornwall police, other institutions as to their
7 institutional response to allegations of child sexual abuse
8 against young people here in the Cornwall area?

9 C-14: Yes, I understand that.

10 MR. ENGELMANN: And, sir, I understand as a
11 child you were in the care of the Children's Aid Society of
12 Stormont, Dundas and Glengarry; is that right?

13 C-14: That's correct, yes.

14 MR. ENGELMANN: And can you tell us, sir, if
15 you were physically abused while you were in the care of
16 the Children's Aid Society?

17 C-14: Yes, I was, multiple times.

18 MR. ENGELMANN: And, sir, were you sexually
19 abused while you were in the care of the Children's Aid
20 Society?

21 C-14: Yes, I was, multiple times.

22 MR. ENGELMANN: And I understand, sir, that
23 at some point in time, you reported these allegations of
24 both physical and sexual abuse?

25 C-14: I'm sorry; can you repeat the

1 question please?

2 **MR. ENGELMANN:** I understand that some time
3 later, you reported your allegations of both physical and
4 sexual abuse?

5 **C-14:** That's correct.

6 **MR. ENGELMANN:** And we'll get into whom you
7 spoke with and when a bit later in your evidence; all
8 right?

9 **C-14:** I understand.

10 **MR. ENGELMANN:** Now, Mr. C-14, I understand
11 you have two brothers and one sister?

12 **C-14:** That's correct.

13 **MR. ENGELMANN:** And can you tell us where
14 you fit into your family?

15 **C-14:** I have two older brothers and one
16 younger sister.

17 **MR. ENGELMANN:** So you'd be the third of
18 four?

19 **C-14:** That's correct.

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

21 And were all of your siblings, including
22 yourself, in the care and custody of the Children's Aid
23 Society?

24 **C-14:** Yes, they were.

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

1 And, sir, I understand that you became a
2 permanent ward of the CAS in approximately 1974.

3 **C-14:** That's correct.

4 **MR. ENGELMANN:** And just to confirm some of
5 our dates, if the witness could be shown Document Number
6 114548.

7 **THE COMMISSIONER:** Thank you. Exhibit
8 number 524 is a Childcare Fact Sheet with just the
9 gentleman's name on it and file number 5101C.

10 **---EXHIBIT NO./PIÈCE NO P-524:**

11 (114548) C-14 Childcare Fact Sheet.

12 **THE COMMISSIONER:** So, sir, it's both --
13 you have it both in a hardcopy and on the screen, whichever
14 one you wish to refer to.

15 **C-14:** Yes.

16 **MR. ENGELMANN:** Sir, I'd just like you to
17 look at the bottom of the page.

18 **C-14:** Yes.

19 **MR. ENGELMANN:** It indicates Crown wardship.

20 **C-14:** I am sorry, on page 1?

21 **MR. ENGELMANN:** The first page. And if I'm
22 reading the form correctly, there was a hearing on June
23 15th, '74 confirming an order for Crown wardship on that
24 same date. Does that seem about right?

25 **C-14:** That's correct.

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

2 But before that time, you were in the care
3 of the CAS here in Stormont, Dundas and Glengarry?

4 **C-14:** Yes, I was.

5 **MR. ENGELMANN:** And even before then, you
6 were at times in the care of the CAS of Ottawa?

7 **C-14:** That's correct.

8 **MR. ENGELMANN:** And, sir, can you tell us
9 when your family moved to the Cornwall area approximately?

10 **C-14:** I am sorry?

11 **MR. ENGELMANN:** Can you tell us
12 approximately when your family would have moved from the
13 Ottawa area to the Cornwall area?

14 **C-14:** My family didn't move from the Ottawa
15 area to the Cornwall area.

16 **MR. ENGELMANN:** Okay. Were you always a
17 resident of Cornwall?

18 **C-14:** I was in Winchester at the time I was
19 brought into care.

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

21 So some of the care was by the CAS in
22 Ottawa, some of it here?

23 **C-14:** That's correct.

24 **MR. ENGELMANN:** Fair enough.

25 And would I be correct in saying that you've

1 been placed in a number of foster homes and other
2 placements throughout the time you were in the care of the
3 Children's Aid Society?

4 **C-14:** That's correct.

5 **MR. ENGELMANN:** All right.

6 I am wondering if I could show you another
7 document that I think confirms some of those homes and
8 placements.

9 If the witness could be shown Document
10 Number 114689?

11 **THE COMMISSIONER:** Thank you. Exhibit
12 Number 525 is a sheet entitled "The placements" for this
13 gentleman" with his date of birth and the same file number
14 as we've been given previously.

15 **---EXHIBIT NO./PIÈCE NO P-525:**

16 (114689) CAS Placement form for C-14.

17 **MR. ENGELMANN:** Now, sir, I am going to be
18 spending some time asking you about the first reference
19 there. Do you see point number 1?

20 **C-14:** Yes, but I notice some inconsistency
21 in this document.

22 **MR. ENGELMANN:** Okay.

23 **C-14:** First of all, the order of some of
24 these homes is ---

25 **MR. ENGELMANN:** Yes, number 5 should go

1 before number 4; is that correct?

2 C-14: That's correct.

3 MR. ENGELMANN: All right.

4 Is there anything else that you'd want to
5 correct on the form?

6 C-14: They list some of the homes as
7 boarding homes ---

8 MR. ENGELMANN: Okay.

9 C-14: --- they weren't boarding homes, they
10 were foster homes.

11 MR. ENGELMANN: All right.

12 Well, maybe we can just run through that
13 right now. I know we'll be coming back to this form from
14 time to time just to confirm some dates.

15 The first home that's mentioned, Ken and
16 Muriel Barber, that's a foster home?

17 C-14: That's correct.

18 MR. ENGELMANN: What about the second home?

19 C-14: Yes, that was a group home. It was a
20 foster home.

21 MR. ENGELMANN: A foster home?

22 C-14: Yes.

23 MR. ENGELMANN: And the third one that's
24 listed, Lapensée?

25 C-14: That was a foster home.

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

2 And the next one which is really listed as
3 number 5, was that a foster home or was that a receiving
4 home, sir?

5 **C-14:** That was a receiving home.

6 **MR. ENGELMANN:** Okay. And how do I
7 pronounce that?

8 **C-14:** Cieslewitz.

9 **MR. ENGELMANN:** Cieslewitz. Okay.
10 And then the one that follows next,
11 McIntosh?

12 **C-14:** That's correct.

13 **MR. ENGELMANN:** Was that a boarding home?

14 **C-14:** No, that was a foster home.

15 **MR. ENGELMANN:** And what is the distinction,
16 sir, for you between a boarding home and a foster home?

17 **C-14:** Well, a boarding home took in
18 boarders. A foster home took in foster children.

19 **MR. ENGELMANN:** All right.

20 Then number 6?

21 **C-14:** Yes, that was a boarding home.

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

23 And number 7?

24 **C-14:** That was a college residence.

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

1 And you stayed at all of these places?

2 C-14: That's correct.

3 MR. ENGELMANN: And, to your knowledge,
4 those dates are correct?

5 C-14: As near of my recollection, yes.

6 MR. ENGELMANN: All right.

7 How about number 8, is that a boarding home
8 or a foster home?

9 C-14: That was a foster home.

10 MR. ENGELMANN: Number 9?

11 C-14: That was a foster home, yes, that's
12 correct.

13 MR. ENGELMANN: And number 10 is what it is.

14 C-14: Yes.

15 MR. ENGELMANN: The King George Hotel.

16 C-14: That's correct.

17 MR. ENGELMANN: All right.

18 And then your wardship was terminated from
19 there?

20 C-14: Yes.

21 MR. ENGELMANN: All right.

22 So we've got about 10 different foster homes
23 or placements from 1972 until your wardship was terminated
24 in 1980?

25 C-14: That's correct.

1 **MR. ENGELMANN:** So let's start with the
2 first home that's listed here. I know there were some
3 foster homes before then, but let's go right to number 1
4 here which is the home of Ken and Muriel Barber.

5 You would have been how old at that time,
6 sir?

7 **C-14:** I would have been about 10 years of
8 age when I first went into the home.

9 **MR. ENGELMANN:** Okay. So just shy of your
10 10th birthday?

11 **C-14:** I believe so, yes.

12 **MR. ENGELMANN:** All right.

13 And are those names correct, Ken and Muriel
14 Barber?

15 **C-14:** I am sorry?

16 **MR. ENGELMANN:** The names that are listed on
17 Exhibit 525, Ken and Muriel Barber, those were the foster
18 parents?

19 **C-14:** Yes, that is correct.

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

21 And where did they live?

22 **C-14:** They lived, I believe, at R-01
23 Brinston, which was just between Dixon's Corners in
24 Hainsville.

25 **MR. ENGELMANN:** I'm sorry?

1 **C-14:** It was between Dixon's Corners in
2 Hainsville.

3 **MR. ENGELMANN:** In relation to the City of
4 Cornwall, where would that be sir?

5 **C-14:** Oh, on the outskirts of Cornwall,
6 near Iroquois.

7 **MR. ENGELMANN:** Near Iroquois?

8 **C-14:** That's correct.

9 **MR. ENGELMANN:** Sir, you told us that your
10 three siblings were also placed in foster care. Were any
11 of them placed with you at that home?

12 **C-14:** No.

13 **MR. ENGELMANN:** Were any of them ever placed
14 with you at one of the 10 homes or placements we've talked
15 about?

16 **C-14:** No, they were not.

17 **MR. ENGELMANN:** Did the Barbers have
18 children of their own living in the home when you were
19 there?

20 **C-14:** Not of their own, no.

21 **MR. ENGELMANN:** Did they have other foster
22 children in the home during the approximately five years
23 you were there?

24 **C-14:** Yes, there were a variety of foster
25 children that did come in and leave the home, and there was

1 one individual that stayed there on a permanent basis.

2 MR. ENGELMANN: Okay. I think we'll come to
3 a couple of those individuals as we go through your
4 evidence.

5 C-14: Very well.

6 MR. ENGELMANN: Can you give us a sense as
7 to your feelings about the home initially, in the first few
8 weeks after you arrived?

9 C-14: Well, I was very frightened by the
10 foster father.

11 MR. ENGELMANN: I'm sorry?

12 C-14: I was very frightened by the foster
13 father. I was very nervous around the foster father. He
14 had a very terse attitude, but other than that, it was okay
15 initially.

16 MR. ENGELMANN: All right. But did that
17 change at some point in time?

18 C-14: Yes, there was an incident where one
19 of the other boys in the home, Ronny I believe his name
20 was, was being disciplined. He was being beaten with a
21 thrasher belt and I was in close proximity to him when this
22 was being done. The foster father was beating him on the
23 bed and turned to me after he had beaten Ronny and hit me
24 across the legs with the belt and told me that was just in
25 case I was thinking of something.

1 **MR. ENGELMANN:** So you witnessed physical
2 abuse of another foster child and then you were struck
3 yourself?

4 **C-14:** That's correct.

5 **MR. ENGELMANN:** Do you have some sense as to
6 approximately how long after you moved in there that this
7 took place?

8 **C-14:** That was not very long. We are
9 talking a matter of maybe a month or so.

10 **MR. ENGELMANN:** Was there further physical
11 abuse after that first striking?

12 **C-14:** Towards me?

13 **MR. ENGELMANN:** Yes?

14 **C-14:** Yes.

15 **MR. ENGELMANN:** Who was it that would have
16 physically abused you there?

17 **C-14:** Mr. Barber and Mrs. Barber.

18 **MR. ENGELMANN:** All right. Can you very
19 briefly describe the type of physical abuse you had from
20 each of them?

21 **C-14:** It was sheer brutality. I can't
22 describe it any other way. I was kicked in the testicles
23 with steel toe work boots. I was beaten about the skull
24 with a hardwood brush handle. My arms were pried from my
25 head, so that it would be exposed, and Mr. Barber would

1 beat me senseless until I was on the verge of nausea. I
2 was chased around with horsewhips and actually cornered at
3 some points. On one occasion, I was chased down the road
4 by someone trying to embed a garden hoe on the top of my
5 skull.

6 **MR. ENGELMANN:** I'm sorry?

7 **C-14:** I was chased down the road while
8 someone tried to embed a garden hoe in the top of my skull.
9 I was whipped indiscriminately about the face, the arms,
10 even the testicles at times with what resembles a razor
11 strap or part of the thrasher belt.

12 **MR. ENGELMANN:** And this was all by Mr.
13 Barber?

14 **C-14:** Mr. Barber.

15 Mrs. Barber would back me into the corner
16 sometimes, step on my feet and punch me square in the face
17 or else rake my face with her rings.

18 **MR. ENGELMANN:** Before going into this home,
19 sir, had you ever experienced physical abuse before?

20 **C-14:** Never. Never anything like that.

21 **MR. ENGELMANN:** You mentioned another boy
22 named Ronny who was also physically abused at least on one
23 occasion?

24 **C-14:** Yes.

25 **MR. ENGELMANN:** Were there other occasions

1 when you ---

2 C-14: Yes, there were other occasions where
3 I saw Mr. Barber beating Ronny. Ronny made many attempts
4 to run away. Mr. Barber would get in the car and travel
5 the roads looking in the ditches, scouring the countryside
6 looking for him. I saw him capture Ronny on several
7 occasions. He would bring him back, kicking and screaming
8 sometimes, beat him further.

9 MR. ENGELMANN: But did he actually take you
10 in the car when he went looking for Ronny?

11 C-14: No.

12 MR. ENGELMANN: You just saw him when he
13 came back?

14 C-14: That's right.

15 MR. ENGELMANN: Was there -- do you allege
16 there was further physical abuse when he brought Ronny
17 home?

18 C-14: That's correct.

19 MR. ENGELMANN: Did you ever try and run
20 from their home?

21 C-14: Yes, many times.

22 MR. ENGELMANN: Were you also picked up for
23 doing so?

24 C-14: I wasn't picked up per se, but I had
25 to return. I think the circumstances under which I went

1 into the home made it very clear that I would never get
2 another placement, that I was there to say, and that if I
3 ran away, I would only be brought back again anyways.

4 **MR. ENGELMANN:** All right. We will come to
5 that because -- are you referring to a conversation that
6 you would have overheard between your first worker and the
7 foster parents?

8 **C-14:** That's correct.

9 **MR. ENGELMANN:** Where would this -- the
10 physical abuse you've alleged, where would this take place?

11 **C-14:** Geographically?

12 **MR. ENGELMANN:** Was this in their home or
13 around their home?

14 **C-14:** I was in their home. It was in the
15 barn. It was in the house, in the garage, about the
16 property.

17 **MR. ENGELMANN:** Given what you've described
18 by way of physical abuse, would there have been some
19 markings on your body from time to time?

20 **C-14:** Oh, absolutely; many, many times.

21 **MR. ENGELMANN:** Would someone else have seen
22 these bruising -- and when I say someone else, someone
23 other than the Barbers?

24 **C-14:** Yes.

25 **MR. ENGELMANN:** For example, did you from

1 time to time have medical appointments?

2 C-14: Yes, I believe that I went to see a
3 doctor Prince, and Dr. Prince had seen the markings on my
4 body. The foster mother was extremely domineering. Even
5 at the age of 14, I wasn't allowed to get undressed in the
6 examining room by myself. If or when the doctor tried
7 raise issue with it, the foster mother quickly explained it
8 away, that I was clumsy; that I was a foster kid that was
9 always getting into scrapes; that I was just a farm child,
10 and that was the way things were.

11 MR. ENGELMANN: So let me understand then.
12 When you went for a medical appointment, she would be in
13 the room?

14 C-14: That's correct.

15 MR. ENGELMANN: All the time?

16 C-14: Absolutely.

17 MR. ENGELMANN: Were you ever admitted to
18 the hospital as a result of anything that happened to you
19 at the Barber residence?

20 C-14: Yes, there was one occasion where I
21 had been doing chores out the barn where Mr. Barber flew
22 into a rage, chased me out the back of the barn near the
23 manure pile. I fell in a pool of cow urine and ingested it
24 into my lungs. I contracted pneumonia as a result of the
25 beating. I spent two weeks, I believe, or thereabouts in

1 the Winchester Memorial Hospital. I almost died.

2 **MR. ENGELMANN:** Do you remember how old you
3 were then?

4 **C-14:** No, not really. I believe I was
5 about 12 years old, but I'm not certain. Please understand
6 that there were so many beatings. It was a regular
7 occurrence.

8 **MR. ENGELMANN:** Okay, but going to the
9 hospital was not a regular occurrence. Is that fair?

10 **C-14:** No, that's correct.

11 **MR. ENGELMANN:** Now, when you were in the
12 hospital that time, did you explain to anybody about what
13 was happening at the foster home?

14 **C-14:** No, the circumstance didn't allow it.
15 When I was taken to the clinic first of all by the foster
16 mother, my condition had gotten so bad, that I was almost
17 in respiratory duress. The doctor that saw me at the
18 clinic told the foster mother that she should take me to
19 the Winchester Memorial Hospital posthaste and that he
20 would call ahead to make arrangements to ensure that I was
21 admitted.

22 When I got to the hospital, I was very weak.
23 I was put into a wheelchair and taken to a room in the
24 child's ward. The nurses came in initially to ready the
25 room for me and then left to go and get whatever equipment

1 was necessary to take my vitals. At that time, Mrs. Barber
2 issued her usual admonition that I shouldn't do or say
3 anything rather that might embarrass her publicly. I knew
4 exactly what that meant.

5 **MR. ENGELMANN:** She had done that before?

6 **C-14:** Absolutely.

7 **THE COMMISSIONER:** Sorry. How long after
8 you fell in the manure pile were you taken to the clinic or
9 to a doctor?

10 **C-14:** This was actually two or three weeks
11 later.

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

13 **MR. ENGELMANN:** Sir, did you have any
14 medical issues when you were a child that you can recall?

15 **C-14:** Not that I can recall off hand, no.

16 **MR. ENGELMANN:** You talked about being hit
17 in the head a number of times; ---

18 **C-14:** Yes, I ---

19 **MR. ENGELMANN:** --- do you remember having
20 headaches?

21 **C-14:** --- but that was not when I went into
22 the home. I developed that later as a result of being hit
23 in the head. I started ---

24 **MR. ENGELMANN:** Okay so ---

25 **C-14:** I'm sorry?

1 **MR. ENGELMANN:** Did you have headaches when
2 you were in that home?

3 **C-14:** Yes, I started suffering from chronic
4 migraine headaches. I still suffer from them to this day.

5 **MR. ENGELMANN:** Do you recall if you were
6 ever taken to a doctor about that?

7 **C-14:** Absolutely not.

8 **MR. ENGELMANN:** Meaning you don't recall or
9 you were not?

10 **C-14:** No, I was never taken to a doctor for
11 it.

12 **MR. ENGELMANN:** Now, were you also sexually
13 abused while you were in the Barber home?

14 **C-14:** Yes, I was.

15 **MR. ENGELMANN:** Can you tell us by whom?

16 **C-14:** Mr. Arthur Sypes.

17 **MR. ENGELMANN:** And who was he?

18 **C-14:** Mr. Arthur Sypes was, at the time, a
19 23-year old mentally challenged individual that had been
20 released into the Barbers' care from a long-term care
21 facility in Smith Falls and had been living with the
22 Barbers full time and had actually been doing some of the
23 work on the farm for them.

24 **MR. ENGELMANN:** Do you recall approximately
25 how old you were when the alleged sexual abuse would have

1 begun?

2 C-14: The sexual abuse started shortly
3 after I was brought into the home. I was often left in his
4 care while the foster parents went out to perform social
5 functions.

6 MR. ENGELMANN: Okay. So he was left in
7 charge, so to speak?

8 C-14: That's correct.

9 MR. ENGELMANN: And where did this sexual
10 abuse take place?

11 C-14: Well, the first time, I actually was
12 in the basement of the house. There was another ward in
13 the home at the time. His name is Ronny, and the foster
14 parents had gone out, and it had been in the winter and we
15 had been out skating on the frozen ice out behind the barn.

16 At some later point, we had come back into
17 the house and Ronny made a comment to me that I had best
18 watch out for Arthur because "he liked to grab your
19 wiener". I didn't really know what that meant, but we had
20 gone downstairs in the basement and we were peeling away
21 our wet clothes and depositing them in the laundry room by
22 the washing machine, and then Arthur appeared out of
23 nowhere. He was making like this monster and chasing us
24 around. We were naked at the time. He was grabbing at us,
25 grabbing at our genitals.

1 **MR. ENGELMANN:** And was there other touching
2 or other abuse after that first incident?

3 **C-14:** There were, I'd say, at least half a
4 dozen other times when he would chase you about the house
5 and pin you to the ground and fondle your genitals, yes.
6 He had this affinity for rubbing his whiskers on your bare
7 skin for some reason.

8 **MR. ENGELMANN:** You said a half dozen times.
9 Over what period of time did this happen?

10 **C-14:** Up until I was about 14 years of age.

11 **MR. ENGELMANN:** And do you recall how it
12 ended or how it stopped?

13 **C-14:** There was an incident where he tried
14 to initiate a chase. The foster mother and foster father
15 had again left the premises and left Mr. Arthur Sypes in
16 charge. Just by happenstance, I met him in the back
17 hallway of the home and he tried to chase me.

18 It was almost as if something snapped inside
19 me, and by that time I had grown much bigger and could
20 defend myself. Mr. Sypes turned on his heels and I ended
21 up chasing him instead into the bathroom. He tried to
22 barricade himself in the bathroom, and I reached my hand in
23 to open the door to get to him. He slammed the door shut
24 on my hand and as a result, my finger was trapped between
25 the door and the jamb and it was split wide open, almost

1 crushed like a grape.

2 MR. ENGELMANN: And that incident -- after
3 that incident, there was no further attempt?

4 C-14: No. I still had to sleep in the same
5 room with him though, and that was very nerve-wracking.

6 MR. ENGELMANN: And did you sleep in the
7 same room with him throughout the time you were there?

8 C-14: Initially, no -- well, initially,
9 yes. I'm sorry; I correct that. But I was moved later to
10 another room.

11 At some point later on, the foster mother
12 wanted to consolidate our accommodations and I was moved
13 back in to Arthur's room and had to occupy the bunk
14 underneath him.

15 MR. ENGELMANN: Were you going to school the
16 whole time you were at the Barber home?

17 C-14: Yes, I was.

18 MR. ENGELMANN: Did you -- let me ask you
19 this. During the time you were at the Barber home, did you
20 talk to anybody about your allegations of sexual abuse?

21 C-14: Not the sexual abuse, no.

22 MR. ENGELMANN: When I say anybody -- foster
23 parents, social workers, teachers, doctors, anybody?

24 C-14: No one.

25 MR. ENGELMANN: All right.

1 And did you talk to anybody at all about
2 physical abuse?

3 **C-14:** I'm sorry; could you repeat that?

4 **MR. ENGELMANN:** Did you talk to anybody in
5 the form of an adult about physical abuse while you were
6 living at the Barber residence?

7 **C-14:** Yes, actually, I did. There was an
8 incident. I had a social worker by the name of Rod Rabey
9 who quite unexpectedly visited me in school one day. I had
10 been attending the Dixon's Corner Public School. He had
11 retrieved me from the classroom and taken me to the nurse's
12 station, which is just off the gymnasium there.

13 After engaging in a little bit of small
14 talk, he started asking me about a strap and whether or not
15 Mr. Barber struck me with the strap.

16 **MR. ENGELMANN:** Did that just come out of
17 the blue?

18 **C-14:** Yes. I'm sorry; in what sense did it
19 come out of the blue?

20 **MR. ENGELMANN:** Did he have some information
21 from someone else? Did he tell you that or did he just ask
22 you?

23 **C-14:** Yes, I believe that Ronny might have
24 mentioned it to him.

25 **MR. ENGELMANN:** But did he tell you that?

1 **C-14:** No, he didn't tell me that. I
2 assumed that.

3 **MR. ENGELMANN:** All right.
4 So you're not sure why; but he asked you
5 about a strap?

6 **C-14:** That's correct.

7 **MR. ENGELMANN:** And did you tell him that
8 you were in fact strapped?

9 **C-14:** Yes, I did.

10 **MR. ENGELMANN:** Now, you've told us about a
11 lot of fairly horrific abuse. Did you get into some detail
12 about that or had that already started by that point?

13 **C-14:** It started mainly with the strap, and
14 this is what I told him. I felt very good about the fact
15 that finally I had told somebody about the abuse and that
16 something was going to be done about it.

17 **MR. ENGELMANN:** And was something in fact
18 done about it?

19 **C-14:** Absolutely not. When I arrived home
20 that day, Mr. Rabey was sitting in the living room, talking
21 with the foster mother. It was as if all the issues
22 concerning the strap had been resolved. I was chided. I
23 was given a lecture on how I shouldn't exaggerate about
24 things. I was told that I was doing these things just to
25 get attention.

1 **MR. ENGELMANN:** You were told that by whom?

2 **C-14:** By Mr. Rabey.

3 **MR. ENGELMANN:** Now, sir, just before I get
4 into more contact between the workers and yourself during
5 that period of time, can you tell us if you had any
6 contact, regular or otherwise, with your parents, your
7 natural parents while you were in the Barber home?

8 **C-14:** No. My parents weren't allowed to
9 visit me. My parents weren't allowed to contact me at all.

10 **MR. ENGELMANN:** And how did you become aware
11 of that?

12 **C-14:** Well, there were several times when
13 my mother would phone, and Mrs. Barber would either hang up
14 the telephone or hand me the telephone and stand over top
15 of me when I spoke. If she thought that the conversation
16 was straying into uncomfortable areas, she would take the
17 phone from me, curse and swear at my mother, call her names
18 and then hang up.

19 There were times when my parents actually
20 tried to physically visit me. My parents were threatened.
21 They were threatened with legal proceedings. They were
22 told that I didn't belong to them anymore, that I was Mrs.
23 Barber's boy now and there was nothing they could do about
24 it.

25 **MR. ENGELMANN:** And these comments you all

1 overheard?

2 **C-14:** Yes, I was present for them, yes.

3 **MR. ENGELMANN:** Did your parents ever write
4 to you, to your knowledge?

5 **C-14:** Yes, they did; my mother in
6 particular. My father couldn't because he was paralyzed,
7 but my mother did regularly.

8 **MR. ENGELMANN:** So did you have mail contact
9 with your mother then?

10 **C-14:** Well, yes and no. There was an
11 incident where I had been fed up, after being beaten so
12 much with this strap, that Mr. Barber and Mrs. Barber had
13 left the residence, leaving me in charge with -- leaving
14 Arthur Sypes in charge. Arthur Sypes had busied himself in
15 the basement doing other things, so I took the opportunity
16 to scour the household, looking for the strap so I could
17 destroy it and dig a hole and bury it in the backyard.

18 I wandered eventually into Mr. and Mrs.
19 Barber's bedroom, and while going through their dresser
20 drawer, came across a mountain of mail that had been opened
21 that I did not receive.

22 **MR. ENGELMANN:** Who was the mail addressed
23 to, sir?

24 **C-14:** It was addressed to me and it was in
25 my mother's handwriting. My mother has very distinct

1 handwriting.

2 **MR. ENGELMANN:** And those letters were never
3 given to you?

4 **C-14:** No, they weren't.

5 What's more is that there was money included
6 in the letters. That was never given to me either. I had
7 pulled the whole dresser drawer out, and after ensuring
8 that no one was around, sat on one of the beds and went
9 through many of the letters. My mother had a habit, in the
10 salutation of these letters, that she would always mention
11 that she was sending money in the form of a money order,
12 and these letters were completely empty, void of money.

13 **MR. ENGELMANN:** Now, let me just try and get
14 the names of the workers, the social workers from you
15 chronologically. Who was the first worker that you had in
16 the Barber home?

17 **C-14:** That would be Jim Wylie.

18 **MR. ENGELMANN:** And who was the second?

19 **C-14:** That would be Rod Rabey.

20 **MR. ENGELMANN:** And who was the third?

21 **C-14:** Bryan Keough.

22 **MR. ENGELMANN:** Were there any others?

23 **C-14:** Yes, there were.

24 **MR. ENGELMANN:** No, in the Barber home?

25 **C-14:** No, not in the Barber home, but later

1 on, yes.

2 **MR. ENGELMANN:** There were others later?

3 **C-14:** Yes.

4 **MR. ENGELMANN:** So you said there was
5 something that set the tone right from the get go? Do you
6 remember telling us that?

7 **C-14:** Yes, I do.

8 **MR. ENGELMANN:** So what happened?

9 **C-14:** From the moment that I was taken into
10 the home, Mr. Jim Wylie made it very clear that I was to be
11 treated differently, that I was to be treated with "a heavy
12 hand". I overheard him talking to the foster mother about
13 this. The foster mother was told that even if I asked for
14 another placement I wouldn't be given one.

15 I was told that I had best get with the
16 program and that my mother and father weren't going to help
17 me now and that's just the way things were. They were told
18 not to spare the rod so to speak.

19 **MR. ENGELMANN:** But what interaction had you
20 had with Mr. Wylie before that conversation in the Barber
21 home?

22 **C-14:** About a half hour drive to get there.

23 **MR. ENGELMANN:** He hadn't been your worker
24 before?

25 **C-14:** Absolutely not. He had retrieved me;

1 taken me into custody from my mother's residence.

2 **MR. ENGELMANN:** And had there been some
3 altercations or some problems before that he was
4 addressing, or do you know?

5 **C-14:** Quite the contrary. I mean, if you
6 would look into my CAS file from Ottawa and previous
7 Children's Aid Societies, you will see that I was a very
8 shy and very timid child and they actually advocated that
9 I'd be encouraged and that my acc -- rather, my academic
10 pursuits be encouraged as well; that I not specifically be
11 treated in this way.

12 **MR. ENGELMANN:** Do you have any idea why Mr.
13 Wylie would have said what you say he now says to the
14 Barbers?

15 **C-14:** I have no idea why he would do that.

16 **MR. ENGELMANN:** Did some of that come up in
17 your half hour ride over there?

18 **C-14:** Absolutely not.

19 **MR. ENGELMANN:** What about subsequent
20 meetings with Mr. Wylie?

21 **C-14:** That was the first and last time I
22 ever saw Mr. Wylie.

23 **MR. ENGELMANN:** He never visited the home?

24 **C-14:** Never again.

25 **MR. ENGELMANN:** When then did you see your

1 second worker, Mr. Rabey?

2 C-14: I can't recall, but it would have
3 been shortly thereafter, maybe a month or so.

4 MR. ENGELMANN: Okay. So a month or so
5 after your start at the Barbers?

6 C-14: Yes, that's correct.

7 MR. ENGELMANN: Can you describe your
8 relationship with him?

9 C-14: Initially, it was very good. I was
10 looked upon as being a model child. That changed as soon
11 as the abuse started settling in, however. I believe that
12 the term that they used was the fact that I was "icing on
13 the cake".

14 MR. ENGELMANN: And who used that term?

15 C-14: Mr. Rabey.

16 MR. ENGELMANN: And do you know what he
17 meant by that?

18 C-14: Yes, that I was just a model child; I
19 was helpful.

20 MR. ENGELMANN: Initially?

21 C-14: Yes.

22 MR. ENGELMANN: And would he come to the
23 house from time to time?

24 C-14: Yes, he would.

25 MR. ENGELMANN: All right.

1 And when he came to the house, were you or
2 the foster parents aware that he was going to be coming?

3 **C-14:** I'm sorry, I don't understand the
4 question.

5 **MR. ENGELMANN:** All right.

6 Well, you say he came to the house on a few
7 occasions?

8 **C-14:** Yes.

9 **MR. ENGELMANN:** Do you know how often he
10 would come?

11 **C-14:** Not really. He was more focused on
12 speaking with the foster mother than on speaking with me.
13 I would be usually doing something or in my room at the
14 time. He didn't spent a lot of time speaking with me.

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

16 Do you know if he announced the fact that he
17 was going to be coming to either you or your foster parents
18 before he came?

19 **C-14:** He might have announced it to the
20 foster parents, but never to me, no.

21 **MR. ENGELMANN:** All right.

22 So you don't really know?

23 **C-14:** No, I don't.

24 **MR. ENGELMANN:** And when he would visit the
25 home, would he -- from time to time, he would see you?

1 C-14: Yes, he would.

2 MR. ENGELMANN: Okay. And would he see you
3 one on one?

4 C-14: No, not without the foster mother
5 being present. Outside, of course, the incident that
6 happened in the nurses' station, that was ---

7 MR. ENGELMANN: You mentioned that he saw
8 you on one occasion at the school?

9 C-14: That's correct. That's the one and
10 only time where he saw me away from the foster mother.

11 MR. ENGELMANN: And was there a particular
12 reason why that relationship ended, Mr. Rabey as your
13 social worker?

14 C-14: He passed away.

15 MR. ENGELMANN: And so the file was then
16 transferred to a Mr. Keough?

17 C-14: That's correct.

18 MR. ENGELMANN: Would that be Bryan Keough?

19 C-14: That's correct.

20 MR. ENGELMANN: And do you remember if Bryan
21 Keough would have visited the foster home from time to
22 time?

23 C-14: Yes, he did.

24 MR. ENGELMANN: And would he -- when he
25 visited, would he see you alone or would he see you with

1 the parents, or ---

2 C-14: No, I was never seen alone by Mr.
3 Keough. I was always seen with the foster mother.

4 MR. ENGELMANN: All right.

5 Can you describe some of those meetings and
6 his approach?

7 C-14: Well, they really weren't meetings as
8 such. By then, I had been severely abused and I was a very
9 impulsive child. I was acting out because of the abuse,
10 the sexual abuse, the physical abuse.

11 The meetings were more like tribunals. Both
12 Mrs. Barber and Mr. Keough would sit at opposing ends of
13 the kitchen table. I would sit in the middle. I would be
14 chided over my poor behaviour and I would be blamed for
15 everything.

16 I couldn't even raise Mr. Barber's name.
17 There were objections. The focus was placed completely on
18 me. If I tried to respond to anything, Mrs. Barber would
19 put words in my mouth. She would finish my sentences.

20 MR. ENGELMANN: So was this towards the end
21 of your five years at the Barber residence?

22 C-14: No, this was as soon as Mr. Keough
23 took over. This was his approach in dealing with me.

24 MR. ENGELMANN: How far into the five years
25 did he take over; do you remember?

1 C-14: I am not certain.

2 MR. ENGELMANN: But he was your last social
3 worker while you were there?

4 C-14: That's correct.

5 MR. ENGELMANN: And was there discussions --
6 let me ask you this; you said you were acting out. You
7 were impulsive. How were you doing in school as this
8 progressed?

9 C-14: Well, I was doing extremely well in
10 school. I was always very academically inclined long
11 before I had come into care -- in the foster care system in
12 Cornwall.

13 Even when I was 11 years old, I think Mr.
14 Rabey made the comment that they had to make provisions to
15 ensure that I go to university. By the time I had finished
16 Grade 6 at the age of 12, I was reading and writing out of
17 Grade 7 and Grade 8 level.

18 MR. ENGELMANN: How, if at all, did that
19 change?

20 C-14: It changed very rapidly. I just gave
21 up on school. I stopped trying.

22 MR. ENGELMANN: Is that during the time you
23 were at the Barber home?

24 C-14: That's correct. I stopped studying.
25 I just got -- I got through on just natural talent, I

1 guess.

2 **MR. ENGELMANN:** Your change in behaviour,
3 would that have reflected a change in your marks and
4 comments from teachers and others?

5 **C-14:** Oh, absolutely, absolutely.

6 **MR. ENGELMANN:** In what sense?

7 **C-14:** Well, teachers knew something was
8 absolutely amiss. There is not anyone that didn't
9 encounter me that didn't know something was drastically
10 wrong. It's just that no one bothered to get involved. I
11 think that they thought that the Children's Aid Society
12 were already working on things and they just didn't
13 question it.

14 **MR. ENGELMANN:** But you didn't -- you don't
15 remember discussions with teachers or you broaching things
16 with teachers about changes and problems?

17 **C-14:** I'm sorry?

18 **MR. ENGELMANN:** You don't recall discussions
19 with teachers about problems in your foster home?

20 **C-14:** Well, no. There were some teachers
21 that made some rather ignorant comments on my report cards
22 but never did -- never once did they follow up on them.
23 They acknowledged that there were problems -- behavioural
24 problems in school and impulsivity, but again, they never
25 followed up on them. I don't know if that answers your

1 question or not.

2 **MR. ENGELMANN:** It's fine.

3 You told us how the sexual abuse came to an
4 end. The physical abuse that you've alleged, did it
5 continue until ---

6 **C-14:** Yes.

7 **MR. ENGELMANN:** --- close of the time when
8 you left this home?

9 **C-14:** Oh yes, it continued right up until
10 the time I left.

11 **MR. ENGELMANN:** Can you tell us how it is
12 you came to leave that home?

13 **C-14:** Well, there were times when I was
14 left in the care of Mr. Arthur Sypes, as I explained
15 earlier. On this occasion, Mr. and Mrs. Barber had gone
16 out to perform some social function.

17 And just by chance, my birth mother had
18 convinced my eldest brother who was no longer in care to
19 drive up to visit me or at least take a chance to see if
20 they could get in touch with me. When they arrived
21 unannounced, I got in the car and we went for a drive. We
22 started talking about a good many things and although I
23 didn't open up and tell them everything that was going on,
24 I had learnt enough about what was going on at the home to
25 know that both the Children's Aid Society, Mr. Keough, the

1 social worker and the foster parents weren't legally
2 entitled to do the things that they had been doing.

3 When finally I did arrive home, Mr. Barber
4 and Mrs. Barber were standing on the lawn waiting for us.
5 They immediately started in on my brother and my mother,
6 threatening to have them charged with kidnapping, that sort
7 of thing.

8 But by then, the bubble had burst. There
9 was no way I was going to spend another day in that home.
10 I was very, very upset. I was livid actually. I would
11 rather have died than lived there another moment. It
12 wasn't me that called the Children's Aid Society at all; it
13 was actually the foster mother that had called Mr. Keough
14 and requested that I be removed from the home.

15 **MR. ENGELMANN:** Did you object to that
16 request?

17 **C-14:** Absolutely not. In fact, I left
18 leaving my belongings behind. They followed me at a later
19 date.

20 **MR. ENGELMANN:** How did you feel about
21 leaving then?

22 **C-14:** Elated.

23 **MR. ENGELMANN:** Can you give us a sense,
24 during that last year you were in that home, do you recall
25 whether Mr. Keough would have come to visit from time to

1 time?

2 C-14: Yes, he would; not really as
3 regularly as Mr. Rabey did.

4 MR. ENGELMANN: All right.

5 C-14: More often than not, there were
6 disruptions in the home. I had been getting older and when
7 Mr. Barber wasn't around to physically assault me; I'd have
8 screaming matches with Mrs. Barber. Mrs. Barber would get
9 on the telephone to Mr. Keough. The telephone would then
10 be handed to me, and Mrs. Barber stood by as Mr. Keough
11 would tell me that they had every right to do what they
12 were doing and that I'd best get with the program; that he
13 was too busy to be coming out on the milk run every time
14 there was something wrong.

15 I was told that I would be 18 years old soon
16 and I shouldn't rock the boat. When I was out on my own,
17 rather, I could do whatever I pleased but for the time
18 being, I was just to bear it. That was it.

19 MR. ENGELMANN: Okay, but you were around 14
20 at that time. Were you not?

21 C-14: That's correct. There was also
22 another occasion when Mr. Keough would tell the foster
23 mother outright just to give me a good slap in the face
24 and, on one occasion, during one of what I consider our
25 tribunals, told the foster mother in no uncertain terms

1 "knock his f'ing teeth down his throat until he learns to
2 shut his mouth".

3 **MR. ENGELMANN:** Is this one of these
4 sessions in the kitchen?

5 **C-14:** That's correct.

6 **MR. ENGELMANN:** Just the three of you there?

7 **C-14:** That's correct.

8 **MR. ENGELMANN:** Let's go to the next home if
9 we can. This was a home that was run by a family named
10 Hubert. Is that correct?

11 **C-14:** I'm sorry, I didn't hear that.

12 **MR. ENGELMANN:** The next home you went to,
13 foster home?

14 **C-14:** That's correct. Mrs. Hubert.

15 **MR. ENGELMANN:** I am just looking at Exhibit
16 525. It appears that you went there in late August of
17 1977. Does that seem about right?

18 **C-14:** That's correct.

19 **MR. ENGELMANN:** And you appear to be there
20 until March of 1978?

21 **C-14:** Yes, I believe so.

22 **MR. ENGELMANN:** Okay. Where did the Huberts
23 live?

24 **C-14:** The Huberts lived -- I'm just trying
25 to recall right now --

1 **MR. ENGELMANN:** Was it also a rural setting?

2 **C-14:** Yes, it was. It was near Upper
3 Canada Village. I believe it was referred to as Riverside
4 Heights. I'm not certain.

5 **MR. ENGELMANN:** Who was your worker --your
6 social worker from CAS while you were at the Huberts?

7 **C-14:** Mr. Bryan Keough.

8 **MR. ENGELMANN:** Were there any issues of
9 physical or sexual abuse while you were at the Hubert home?

10 **C-14:** No, there weren't.

11 **MR. ENGELMANN:** Okay. Did the issue of
12 alleged physical or sexual abuse ever arise while you were
13 there?

14 **C-14:** Absolutely, it did.

15 **MR. ENGELMANN:** Can you give us an
16 indication about how it came up?

17 **C-14:** Well, there was an occasion, as I
18 said, where my belongings followed me after I had left the
19 home. I left in haste. And when Mrs. Barber had dropped
20 off my clothing, Mrs. Hubert noticed that I barely had any
21 clothes at all and out of that grew conversations about the
22 Barbers and what was going on there. Eventually, I don't
23 think she believed me, but I started to open up to her and
24 tell her some of the incidences. I think that she thought
25 at first they were incredible, but she questioned me

1 regularly on them and remarked that my story never seemed
2 to change.

3 **MR. ENGELMANN:** Did you tell her about
4 alleged physical abuse, alleged sexual abuse or both?

5 **C-14:** I didn't talk about the sexual abuse.
6 I only talked about the physical abuse, but I did,
7 actually, at one point, lift my shirt and show her the
8 bruises that were on my back from a fresh beating before
9 I'd left the Barber residence. There were knuckle marks up
10 and down my spine, and she had remarked that there was no
11 way that I could have induced that myself.

12 **MR. ENGELMANN:** These were markings on your
13 back?

14 **C-14:** That's correct.

15 **MR. ENGELMANN:** And what happened after
16 that?

17 **C-14:** Well, I believe that she called Mr.
18 Keough because I overheard her talking to Mr. Keough about
19 it, and she was commenting about the fact that my story was
20 consistent, and that over the weeks, nothing ever changed
21 and that he had better do something to intervene and see
22 what was going on.

23 **MR. ENGELMANN:** All right. So this would
24 have been sometime in the fall of 1977?

25 **C-14:** I believe it was about six weeks

1 after I had gotten into the home. I'm not certain of the
2 exact date.

3 **MR. ENGELMANN:** You told her about alleged
4 physical abuse. You did not tell her about alleged sexual
5 abuse?

6 **C-14:** No, I did not.

7 **MR. ENGELMANN:** Can you give us a sense as
8 to why you didn't open up about that at that time?

9 **C-14:** I had already tried to talk about the
10 physical abuse with Mr. Rod Rabey, and nothing was done
11 about it. I was actually ridiculed for it. I was blamed
12 for everything that went on in the Barber residence. It
13 didn't matter what it was. There were incidences where I
14 wasn't in Mr. Barber's presence for more than a minute, two
15 minutes, where he would start in on me for no reason at all
16 and yet I was still blamed for it.

17 They didn't believe the physical abuse.
18 There was no way, I thought, they would believe the sexual
19 abuse. Furthermore, I didn't want the usual conversation
20 about how everything had been my fault and being blamed for
21 that as well.

22 **MR. ENGELMANN:** Are you still worried --
23 this is now Mrs. Hubert though ---

24 **C-14:** That's correct.

25 **MR. ENGELMANN:** --- not a CAS worker, not

1 the Barbers. Are you still worried about coming forward
2 with allegations of child sexual abuse?

3 C-14: Yes, there's also a lot of anxiety
4 about that and there's a lot of guilt and shame associated
5 with what went on.

6 When I was about 13 years old, I started to
7 be more cognizant of sexuality and, at that point, I felt
8 as though I was dirty. I felt as though something was
9 wrong. And in fact that's one of the reasons that it led
10 to the physical assault on Mr. Arthur Sypes later on. I
11 started to hate myself. I actually loathed myself, and I
12 started to really reflect on the world the same way.

13 MR. ENGELMANN: So you weren't ready, in the
14 fall of '77, to talk to even Mrs. Hubert about that?

15 C-14: That's correct.

16 MR. ENGELMANN: All right. So she sees some
17 markings on your back. She contacts Mr. Keough. You
18 overhear part of a conversation. What happens? Does he
19 come to the house? Did something follow up?

20 C-14: Well, as I recall, there were other
21 girls living in the home at the time, and they were asked
22 to go upstairs and stay upstairs. Mr. Keough did come and
23 visit. Mrs. Hubert and Mr. Keough and I sat at the kitchen
24 table and went over in great detail what had happened in
25 the foster home in the way of physical abuse. I talked

1 about being kicked in the testicles with steal toe work
2 boots until I urinated blood and had a herniated testicle.
3 I talked about almost being drowned in a pool of cow urine
4 and spending time in the Winchester Memorial Hospital. I
5 talked about being beaten over the skull until I was on the
6 verge of unconsciousness. I talked about being chased
7 around with horsewhips; about being chased around with
8 thrasher belts. I talked about all of the abuse.

9 **MR. ENGELMANN:** Of the physical abuse or
10 physical and sexual?

11 **C-14:** All of the physical abuse. None of
12 the sexual abuse.

13 **MR. ENGELMANN:** All right. So you had a
14 fairly thorough discussion with them about some of the
15 things that had happened to you?

16 **C-14:** Oh, absolutely; very thorough.

17 **MR. ENGELMANN:** What was Mr. Keough's
18 reaction when you went into some of that detail?

19 **C-14:** Mr. Keough said that he would look
20 into the matter. I think he was unprepared at that time to
21 deal with what was going to happen to him?

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

23 **C-14:** Just his reaction to it. He was just
24 unprepared. I was very, very upset. I was very angry, and
25 there were times when Mrs. Hubert had to stop because I had

1 become so emotionally involved. I could almost not speak.
2 Tears were coming to my eyes.

3 **MR. ENGELMANN:** What happened next? Who
4 followed up with whom? What happened?

5 **C-14:** Well, I didn't hear from Mr. Keough
6 right away. What had happened was Mrs. Hubert had called,
7 I believe, a Mrs. Gratton at the Children's Aid Society.

8 **THE COMMISSIONER:** I'm sorry. Mrs. Who?

9 **C-14:** Gratton or Graton.

10 **THE COMMISSIONER:** Okay.

11 **MR. ENGELMANN:** G-R-A-T-T-O-N?

12 **C-14:** I believe that's correct.

13 **MR. ENGELMANN:** And Mrs. Hubert had
14 initiated that call?

15 **C-14:** Yes.

16 **MR. ENGELMANN:** And do you know -- again,
17 would you have overheard anything?

18 **C-14:** Yes, I overheard her telling Mrs.
19 Gratton -- I'm sorry, I don't know the pronunciation of the
20 name ---

21 **MR. ENGELMANN:** That's fine.

22 **C-14:** --- much the same thing that she had
23 told Mr. Keough in his telephone conversation, and then
24 eventually, after she told him -- or her, rather, that my
25 story wasn't changing, that she could speak to me directly,

1 I was handed the telephone and I told her much the same
2 that I told Mr. Bryan Keough.

3 **MR. ENGELMANN:** So you would have repeated
4 some of your allegations of physical abuse?

5 **C-14:** Absolutely.

6 **MR. ENGELMANN:** And did you talk to anybody
7 else from the Children's Aid Society at or about that time?

8 **C-14:** Yes. I believe Mrs. Gratton conveyed
9 what had happened to Mr. Townsdale, and I received a phone
10 call from Mr. Townsdale, and I went into great detail with
11 Mr. Townsdale about the physical abuse.

12 **MR. ENGELMANN:** All right.

13 And what, if anything, were you told by Mrs.
14 Gratton or Mr. Townsdale?

15 **C-14:** Well, I demanded that justice would
16 be done. I demanded that Mr. Townsdale look into this and
17 the appropriate actions be taken. Mr. Townsdale assured me
18 that he would and that they would investigate the matter
19 thoroughly.

20 **MR. ENGELMANN:** Do you know why Mrs. Hubert
21 contacted the CAS again after Mr. Keough had already been
22 to see you?

23 **C-14:** I'm sorry?

24 **MR. ENGELMANN:** You talked to us about the
25 fact that Mr. Keough came out and there was a thorough

1 discussion ---

2 C-14: Yes.

3 MR. ENGELMANN: --- of the allegations of
4 physical abuse and ---

5 C-14: I ---

6 MR. ENGELMANN: --- then she phoned Mrs.
7 Gratton.

8 Do you know why she did that?

9 C-14: I believe that she thought that Mr.
10 Keough had some involvement in what was going on and wanted
11 to ensure that this really be looked into thoroughly.

12 MR. ENGELMANN: All right.

13 And would you have complained to her about
14 Mr. Keough?

15 C-14: Yes.

16 THE COMMISSIONER: Anytime when you would
17 like to take an afternoon break, Mr. Engelmann?

18 MR. ENGELMANN: It would be fine now, sir.

19 THE COMMISSIONER: Perfect. We'll take the
20 afternoon break, and we'll come back in 15 minutes.

21 Thank you.

22 THE REGISTRAR: Order; all rise. À l'ordre;
23 veuillez vous lever.

24 The hearing will resume at 3:30 p.m.

25 --- Upon recessing at 3:18 p.m./

1 L'audience est suspendue à 15h18

2 --- Upon resuming at 3:35 p.m./

3 L'audience est reprise à 15h35

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

6 The hearing is now resumed. Please be
7 seated. Veuillez vous asseoir.

8 **MR. ENGELMANN:** Sir, I'll just be a moment.

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

10 **C-14, Resumed/Sous affirmation solennelle:**

11 --- **EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN CHEF PAR MR.**
12 **ENGELMANN:**

13 **MR. ENGELMANN:** Sir, just before the break,
14 we were talking about a meeting that you would have had
15 with a foster mother, Mrs. Hubert, and Mr. Keough and then,
16 as well, some conversations that were had with Mrs. Gratton
17 and a Mr. Townsdale.

18 **C-14:** Yes.

19 **MR. ENGELMANN:** Did you have a subsequent or
20 follow-up meeting with Mr. Keough after that first meeting?

21 **C-14:** Yes, there was another meeting as
22 well.

23 **MR. ENGELMANN:** Okay.

24 **C-14:** And it lasted for about an hour.

25 **MR. ENGELMANN:** Okay. And do you recall

1 what the purpose of that meeting was?

2 C-14: Well, it was much the same as the
3 first. We were going over a lot of things that had
4 happened.

5 MR. ENGELMANN: Had you already met or
6 spoken with either Mrs. Gratton or Mr. Townsdale before
7 that second meeting with Mr. Keough?

8 C-14: I had spoken to the both of them on
9 the telephone.

10 MR. ENGELMANN: And was that disclosed to
11 Mr. Keough by you or anyone else?

12 C-14: Yes, Mr. Keough was seething as a
13 result of that. That's the best word that I can use to
14 describe it, quite irate.

15 MR. ENGELMANN: Why was that?

16 C-14: He was very upset that I had gone
17 over his head or that someone had gone over his head. I
18 don't think he was very upset with Mrs. Hubert because Mrs.
19 Hubert was acting as my advocate. It was more directed
20 towards me.

21 MR. ENGELMANN: And, sir, do you know who
22 would have investigated your allegations of physical abuse?

23 C-14: At the time, I had no idea.

24 MR. ENGELMANN: So you weren't informed?

25 C-14: Absolutely not.

1 **MR. ENGELMANN:** Okay. Now, did you,
2 throughout that period of time, ever mention the alleged
3 sexual abuse by Arthur Sypes?

4 **C-14:** No, I did not.

5 **MR. ENGELMANN:** I think you indicated to us
6 some of the difficulties you had in coming forward about
7 that at that time.

8 **C-14:** I'm sorry; could you repeat that?

9 **MR. ENGELMANN:** I believe you indicated some
10 of the difficulties you had in coming forward with that?

11 **C-14:** Yes, there were a lot of issues with
12 regard to shame and guilt, a lot of emotional issues. I
13 was being blamed for everything that went on in the home.
14 It didn't matter what it was. I mean there were
15 circumstances where I was blamed for things that didn't
16 even happen, and it was automatically assumed that it was
17 my fault. No one ever approached me. No one ever asked my
18 side of the story. My opinion never mattered. It was just
19 taken that it was my fault.

20 **THE COMMISSIONER:** Now we're talking about
21 your stay with your first foster home?

22 **MR. ENGELMANN:** Yes, we're talking about his
23 -- yes, he's in ---

24 **THE COMMISSIONER:** I'm sorry, you're at the
25 Barber ---

1 **MR. ENGELMANN:** Yes, he's in the second
2 home, talking about ---

3 **THE COMMISSIONER:** Right. Exactly.

4 **C-14:** I was referring to Mr. and Mrs.
5 Barber.

6 **THE COMMISSIONER:** Yes.

7 **MR. ENGELMANN:** Sir, during this period of
8 time, you're not sure who, if anyone at the CAS, is
9 actually investigating this?

10 **C-14:** Not at that time. I found out much
11 later.

12 **MR. ENGELMANN:** And what did you find out
13 later?

14 **C-14:** I found out that Mr. Keough was
15 actually appointed sole investigator into the incident.

16 **MR. ENGELMANN:** And that's as a result of
17 your review of CAS records?

18 **C-14:** Yes, that's correct.

19 **MR. ENGELMANN:** At or about that time, do
20 you know if the police were engaged at all to investigate
21 this matter?

22 **C-14:** No, not at all. The police were
23 never informed of it.

24 **MR. ENGELMANN:** And at ---

25 **THE COMMISSIONER:** Excuse me, can I just --

1 -

2 **MR. ENGELMANN:** Sorry.

3 **THE COMMISSIONER:** You told us that at the
4 Barber residence, that Mr. Keough would sit at one end of
5 the table and Mrs. Barber and -- and at one point, Mr.
6 Keough told her to punch you in the mouth until you
7 swallowed your teeth or something?

8 **C-14:** Knock my f'ing teeth down my throat
9 until I learn to shut up.

10 **THE COMMISSIONER:** Right.

11 Did you tell that part of the scenario to
12 Mrs. Hubert?

13 **C-14:** Yes. That's one of the reasons, I
14 believe, that she contacted Mrs. Gratton, because she felt
15 that Mr. Keough had some involvement in what was going on,
16 wanted to ensure that someone higher up was notified that
17 these things were indeed happening.

18 **THE COMMISSIONER:** Okay. Thank you.

19 **MR. ENGELMANN:** Would you have also --
20 either you or Mrs. Hubert -- reported that comment directly
21 to either Mrs. Gratton or Mr. Townsdale?

22 **C-14:** Yes.

23 **MR. ENGELMANN:** And who would have done
24 that?

25 **C-14:** I did.

1 **MR. ENGELMANN:** Now, at or about this time -
2 - and we're in the, I guess, latter part of 1977 -- were
3 you offered any help or counseling by the Children's Aid
4 Society?

5 **C-14:** Absolutely nothing.

6 **MR. ENGELMANN:** And do you know, sir, what
7 happened to the Barber foster home?

8 **C-14:** I was told later that it had been
9 blacklisted. Mr. Townsdale gave me a telephone call and
10 announced that -- didn't mention anything other than that
11 as to how the investigation had gone.

12 **MR. ENGELMANN:** All right.

13 Now, in the spring of 1978, and this is
14 again by looking at Exhibit 525, you leave the Hubert home
15 in early March of 1978?

16 **C-14:** I'm sorry, I just -- I need to verify
17 that please.

18 **MR. ENGELMANN:** We've got you going to the
19 Lapensee foster home in March of '78?

20 **C-14:** That's correct.

21 **MR. ENGELMANN:** Did you go right from the
22 one home to the other?

23 **C-14:** That's correct. Yes, I did.

24 **MR. ENGELMANN:** Do you know why you were
25 transferred from the Hubert home?

1 **C-14:** Things weren't working out very well.
2 I was still having tremendous trouble in school. There
3 were three other girls living in the home at the time, and
4 I attended the same high school that two of the girls did.
5 I was looked upon very much, because of my impulsive
6 behaviour, as being somewhat of a social pariah. There was
7 a lot of tension that had been created between the girls
8 that were living in the home at the time and it was felt
9 that because of these continuing problems, I should be
10 removed.

11 The Huberts, in my opinion, were just ill
12 equipped to deal with the magnitude of what had happened to
13 me.

14 **MR. ENGELMANN:** Were you aware at the time
15 if there were issues between those foster kids and the
16 Huberts?

17 **C-14:** Well, they made it very clear to me
18 that I was unwelcome there. One of the foster ---

19 **MR. ENGELMANN:** Who made it clear?

20 **C-14:** The children.

21 **MR. ENGELMANN:** Okay. Not the Huberts?

22 **C-14:** No, absolutely not. In fact, the
23 foster mother tried many times to intervene. Things would
24 happen like -- I believe there was a prized family heirloom
25 that had been broken, and I was blamed for it. There were

1 other incidences where the daughter would write lengthy
2 letters about how unwelcome I was and how they would stop
3 at nothing to see me removed from the home.

4 So there was a lot of tension going on in
5 the home as a result of my impulsive behaviour and what was
6 going on at school at the time as well.

7 **MR. ENGELMANN:** All right. I wasn't
8 actually asking you about your behaviour. I was wondering
9 if there was friction between others, but I'll leave it.
10 There were other foster kids in that home?

11 **C-14:** Yes, there were.

12 **MR. ENGELMANN:** Okay. And were you advised
13 that that home was shut down?

14 **C-14:** The Hubert home?

15 **MR. ENGELMANN:** Yes?

16 **C-14:** No.

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

18 **C-14:** It was my understanding that the
19 Hubert home remained open.

20 **MR. ENGELMANN:** Now, you then were moved to
21 the Lapensee group home?

22 **C-14:** That's correct.

23 **MR. ENGELMANN:** All right. And you were
24 there for approximately three, three and a half months?

25 **C-14:** That's correct.

1 **MR. ENGELMANN:** Do you recall where that
2 particular home was located?

3 **C-14:** That home was located in Martintown,
4 just outside of Cornwall.

5 **MR. ENGELMANN:** Did Mr. Keough stay as your
6 worker or were you assigned a new worker at this point in
7 time?

8 **C-14:** No. At that time, I was assigned a
9 worker by the name of Mr. Ian MacLean.

10 **MR. ENGELMANN:** Right. How long did Mr.
11 MacLean -- how long was he your social worker?

12 **C-14:** Mr. MacLean took care of the children
13 in the home and his jurisdiction was the home and the home
14 itself. So as soon as I left the home, another social
15 worker stepped in to take his place.

16 **MR. ENGELMANN:** All right. And we
17 understand you left that home -- well, let's get to how you
18 left that home first.

19 **C-14:** Okay.

20 **MR. ENGELMANN:** Okay. And then we'll talk
21 about who's next.

22 What about your interaction with Mr.
23 MacLean? It wouldn't have been for a long time. Did you
24 have some meetings where he was present, either with you
25 alone or with the Lapensee foster parents?

1 **C-14:** I didn't have a lot of interaction
2 with Mr. MacLean at all. Mr. MacLean met with the foster
3 parents and spoke with them but not with me.

4 **MR. ENGELMANN:** All right. Now, are you
5 alleging any form of abuse while you were living at the
6 Lapensee home?

7 **C-14:** Yes, there was an incident that
8 happened where I guess I had awakened the eldest son of the
9 Lapensees in the middle of the afternoon because I had been
10 making some noise outside of his bedroom door in the
11 hallway. And he came out in a rage, grabbed me and threw
12 me to the ground and threatened that if I didn't shut up,
13 he would take the 410 shotgun out of the closet and
14 splatter my brains all over the wall.

15 **MR. ENGELMANN:** Okay. So he physically
16 assaulted you and then he threatened you?

17 **C-14:** That's correct.

18 **MR. ENGELMANN:** And he was their natural son
19 or was he one of the foster kids there?

20 **C-14:** No, I believe he was their natural
21 son.

22 **MR. ENGELMANN:** Were there other foster
23 children in that home?

24 **C-14:** Yes, there were.

25 **MR. ENGELMANN:** Did you report this incident

1 to anyone that you've just described?

2 C-14: No, I did not.

3 MR. ENGELMANN: Why not?

4 C-14: Who would have listened?

5 MR. ENGELMANN: Did you stay at that home?

6 C-14: I'm afraid I don't understand the
7 question.

8 MR. ENGELMANN: What did you do after that
9 incident?

10 C-14: Well, there were a variety of other
11 things going on at the home as well. I had a lot of
12 problem. I was very distraught over that incident, and I
13 was having problems in school. I started sleepwalking at
14 night. There was one occasion where I actually left a
15 frying pan on the stove downstairs, turned the stove on and
16 gone back to bed without even knowing it. I was being
17 threatened that if I didn't shape up, I was going to be
18 transferred to Alfred. I didn't know what Alfred was at
19 the time, but I knew that it wasn't some place that I
20 wanted to be.

21 MR. ENGELMANN: Who was threatening you? I
22 presume -- shaping up or moving?

23 C-14: Mr. Lapensee; the foster father.

24 MR. ENGELMANN: What did you do as a result?

25 C-14: I ran away.

1 **MR. ENGELMANN:** Okay. And for how long were
2 you on the run?

3 **C-14:** I was on the run for about a week.

4 **MR. ENGELMANN:** Did you return to that home
5 or did you return somewhere else after that?

6 **C-14:** No, I actually ran away with another
7 boy in the home. Usually, I didn't run very far when I ran
8 away because to run from something, you have to have
9 somewhere to run to. On this occasion, the individual I
10 ran away with knew people in Cornwall and assured me that
11 we could get some food and some help in Cornwall when we
12 got there. I think we spent a night or so in the bush and
13 then went to Cornwall following that.

14 We were in Cornwall for a little while and
15 then he had been recaptured. With no one else to help me
16 out, I turned myself in about a week later.

17 **MR. ENGELMANN:** You would have been still 15
18 years of age at that time?

19 **C-14:** I believe so, yes.

20 **MR. ENGELMANN:** All right. What did the CAS
21 do with you when you turned yourself in? Where did you go?

22 **C-14:** From there, I went to a receiving
23 home, a Mr. and Mrs. Cieslewitz.

24 **MR. ENGELMANN:** And you were there for a
25 week or two?

1 C-14: That's correct.

2 **MR. ENGELMANN:** Anything untoward happened
3 there?

4 **C-14:** Well, there was an occasion when Mr.
5 Bryan Keough visited me in the home. He had wanted me to
6 help him cut some firewood for some reason. There was
7 another girl that was living in the home as well. I
8 believe her name was Gertrude. She wanted to come along.
9 So we went to cut some firewood and in the course of doing
10 so, we had a conversation regarding what had happened to me
11 at the Barber residence, that this girl had heard because I
12 had told her what had been going on in the Barber residence
13 and started questioning Mr. Keough about it.

14 In the course of the conversation, it came
15 out that Mr. Keough was not working because he was taking
16 time off for what he considered emotional stress or
17 emotional exhaustion to be more accurate at the risk of
18 being suspended.

19 The sojourn didn't last very long. I
20 believe he complained over some problem with his chainsaw,
21 and we were quickly returned to the Cieslewitz home.

22 **MR. ENGELMANN:** All right. So let me just
23 try and follow this. He is not your worker then?

24 **C-14:** Absolutely not. Mr. Bill McNally
25 was.

1 **C-14:** All right. And he just showed up at
2 the home and took the two of you with him to chop some
3 wood?

4 **C-14:** That's correct.

5 **MR. ENGELMANN:** And what you're saying is he
6 wasn't on duty or he wasn't on active work at the time. He
7 was on some kind of a leave?

8 **C-14:** That's correct.

9 **MR. ENGELMANN:** All right. Now, you are not
10 alleging any physical or sexual abuse while in that
11 particular home?

12 **C-14:** Absolutely not.

13 **MR. ENGELMANN:** Okay. Now, what happened
14 after the receiving home? We have on Exhibit 525 a
15 reference to the MacIntosh home. I think you said that was
16 a foster home?

17 **C-14:** Yes, it was.

18 **MR. ENGELMANN:** Okay. Do you recall being
19 placed there next?

20 **C-14:** Yes, I do.

21 **MR. ENGELMANN:** Do you recall the name of
22 the foster parents there?

23 **C-14:** No, not off hand. Just Mr. and Mrs.
24 MacIntosh.

25 **MR. ENGELMANN:** All right. And you would

1 have been just shy of your 16th birthday when you were
2 placed there? July 6th, 1978?

3 C-14: Yes, I believe so.

4 MR. ENGELMANN: Do you recall where that
5 home was located sir?

6 C-14: That home was located in Apple Hill,
7 just outside of Cornwall.

8 MR. ENGELMANN: Are you alleging any
9 physical or sexual abuse in that particular home or while
10 you were at that home?

11 C-14: There was no physical abuse, but
12 there was sexual abuse.

13 MR. ENGELMANN: And who was it that would
14 have perpetrated the sexual abuse sir?

15 C-14: The home was frequented by a man by
16 the name of Frank Rolland who had lived in Montreal and who
17 had made arrangements with Mr. MacIntosh, the farmer, the
18 foster father, to keep honeybees on his property. Mr.
19 Rolland ran a honey business and had that arrangement set
20 up.

21 MR. ENGELMANN: Would he -- sorry?

22 C-14: No. Please?

23 MR. ENGELMANN: Would he visit the home
24 frequently?

25 C-14: Yes, he would.

1 **MR. ENGELMANN:** All right. And how is it
2 that he came to know of you?

3 **C-14:** Well, he spoke to other children in
4 the home as well and seemed very friendly with them. He
5 had learned from them that I wanted to buy a motorcycle and
6 had proposed to me that I come and work for him for the
7 summer. He was about 60 years of age and said that he had
8 difficulty lifting the supers of honey and that if I would
9 help him do that for the summer, he would help me buy a
10 dirt bike at the end of the season.

11 **MR. ENGELMANN:** All right. And did you in
12 fact help him?

13 **C-14:** Yes, I did.

14 **MR. ENGELMANN:** All right. Can you tell us
15 what happened? You alleged that he sexually abused you.
16 Can you tell us where this happened and what the
17 circumstances were?

18 **C-14:** At the end of the season, he
19 approached the Cornwall Children's Aid Society for
20 permission to take me to Montreal. I was to go there to
21 meet his wife and his son. There were a whole list of
22 activities to be planned for me and, at the end of my stay,
23 I was to look at dirt bikes and try and make some
24 arrangements to purchase one.

25 **MR. ENGELMANN:** So this is sometime during

1 the summer of 1978?

2 C-14: That's correct.

3 MR. ENGELMANN: All right.

4 C-14: At the end of the season.

5 MR. ENGELMANN: Did he have permission from
6 the CAS to take you, to your knowledge?

7 C-14: Actually, he did. I believe that Mr.
8 Rolland first approached Mrs. MacIntosh about taking me and
9 Mrs. MacIntosh told him that he would have to clear it with
10 the Children's Aid Society first. So Mr. Rolland
11 approached the Children's Aid Society for a writ of
12 custodial privilege, so he could do so.

13 MR. ENGELMANN: Okay.

14 C-14: I am sorry if I am using the wrong
15 terminology.

16 MR. ENGELMANN: No, no, but -- you weren't
17 with him when he went to the Children's Aid Society?

18 C-14: Actually, I was. I was in the car
19 though.

20 MR. ENGELMANN: All right. So he got some
21 kind of a letter from them; is that fair?

22 C-14: That's correct.

23 MR. ENGELMANN: And that letter or form
24 allowed him to take you to Montreal?

25 C-14: That's correct.

1 **MR. ENGELMANN:** And you actually saw this
2 form?

3 **C-14:** Yes, I did. While I was in Montreal,
4 there was an incident where he had come out of the gas
5 station -- one of the gas stations. He was in very quickly
6 and jumped the curb with his car. There was a police
7 officer that was nearby that pulled him back into the gas
8 station. They thought he had been drinking.

9 They put him in the back of the police car
10 and then the officer got out and started questioning me. I
11 was in the passenger seat at the time. When the officer
12 went back to confer with Rolland, Mr. Rolland told the
13 officer that there was a paper -- a letter in the glove
14 box; the officer then came back and asked me to pull the
15 paper or the letter out of the glove box and hand it to
16 him. I, in the course of looking for the paper, saw it. I
17 opened the envelope and looked at it.

18 **MR. ENGELMANN:** All right. It was some kind
19 of permission from the CAS to allow you to be with him?

20 **C-14:** That's exactly what it was.

21 **MR. ENGELMANN:** And so sometime during this
22 weekend, while you were in Montreal, Mr. Rolland sexually
23 abused you?

24 **C-14:** That's correct.

25 **MR. ENGELMANN:** And did that happen on one

1 occasion or more than one occasion?

2 C-14: Well, the first couple of days that
3 we were there, nothing really happened. We had taken in a
4 lot of the sites of the city, we had gone to places like
5 Expo, Mount Royal; we'd gone to Ben's Delicatessen. The
6 first night, I spent with a lady friend and slept over at
7 her house.

8 MR. ENGELMANN: A lady friend of his?

9 C-14: Mr. Rolland's.

10 MR. ENGELMANN: Yes.

11 C-14: Then he picked me up the next day and
12 we went out and saw more sites. I eventually that evening
13 -- the next evening, went back to his house and sat in his
14 front lawn on a picnic table talking about the things that
15 we had been doing. Mr. Rolland went inside the house and
16 came out with two cups of coffee.

17 I drank the coffee as we talked and began to
18 feel very strange. Mr. Rolland was sitting on the same
19 side of the picnic table that I was, nudged his way over
20 and started rubbing my back. I was very dizzy. I asked
21 him what was going on. He told me to relax, that I was in
22 good hands. He said that he thought that I had a very
23 rough day and thought I needed something to relax. He
24 openly admitted to me that he had put Valium in my coffee.
25 The last thing I remember before passing out was the

1 styrofoam cup.

2 **MR. ENGELMANN:** And it's your belief that
3 while you were sleeping then he did something to you?

4 **C-14:** Yes. I awoke the next day, the bed
5 clothing was dishevelled. Mr. Rolland was in the kitchen
6 adjacent to this room. He was positively exhilarated by
7 the experience. I didn't really know what went on until
8 much later.

9 I had an incident where I had been admitted
10 to the hospital a few years ago. I have a lot of
11 difficulty sleeping at night. I suffer from insomnia and
12 sleep disturbances. I had gone days without sleep. For
13 some reason, I just look for reasons to avoid my bedroom.

14 I went into the hospital and, although they
15 administered many medications, they didn't take effect.
16 Finally, one of the nurses talked to the doctor, and they
17 gave me a needle that was to knock me out. They'd put me
18 in my bed, and they put the guardrail up. In the course of
19 sleeping, I was starting to have night sweats, and the gown
20 that I was wearing became drenched in sweat. I sat up on
21 the bed and removed the gown and put it at the base of the
22 bed. I then went back to sleep.

23 On the side of the room, there are a bank of
24 windows, and the windows run the length of the room in
25 about three feet from the ground to the ceiling. From

1 three feet to the ground, there's an air conditioner unit.
2 There were a series of vertical plastic -- vertical blinds
3 on the windows, and it was in the middle of the summer, and
4 the air conditioning unit was blowing these blinds making a
5 clicking sound. I thought someone was outside my door. I
6 thought someone with a cane was outside my door.

7 I woke up. I felt my chest. I didn't
8 exactly remember taking off my gown. I started screaming.
9 I started pounding my hand against the guardrail. I wanted
10 to induce an adrenalin response. I wanted to flush the
11 drugs from my system, so that I could be more aware of what
12 was going on, but the drugs were too powerful ---

13 **MR. ENGELMANN:** Mr. ---

14 **C-14:** --- I'm sorry, I'm rambling perhaps.

15 **MR. ENGELMANN:** Well, you're talking about
16 something in a hospital years later.

17 **C-14:** Well, the thing ---

18 **MR. ENGELMANN:** I was asking you about what
19 happened that weekend in Montreal.

20 **C-14:** Okay. I'm sorry.

21 **MR. ENGELMANN:** All right?

22 **C-14:** Yes.

23 **MR. ENGELMANN:** Can we just go back to the
24 weekend?

25 **C-14:** Yes, sure.

1 **MR. ENGELMANN:** Okay. Are you okay with
2 that?

3 **C-14:** Yes.

4 **MR. ENGELMANN:** Okay. So something happened
5 to you that weekend in Montreal and when you woke up that
6 morning, you knew that something had ---

7 **C-14:** Yes, I was physically sore.

8 **MR. ENGELMANN:** All right.

9 **C-14:** I was physically sore.

10 **MR. ENGELMANN:** Was there any other alleged
11 sexual abuse by this man?

12 **C-14:** Yes. Much of what happened after
13 that is a bit of a haze. It was drug-induced haze. I was
14 eventually brought back to the MacIntosh residence later on
15 one night, some days later. Instead of taking me home to
16 Mr. and Mrs. MacIntosh's home, he parked on the side of the
17 road, about a mile down the road where he was keeping his
18 honeybees ---

19 **MR. ENGELMANN:** So this would have been on
20 their property?

21 **C-14:** That's correct.

22 **MR. ENGELMANN:** All right. And what
23 happened there?

24 **C-14:** I was again sexually molested.

25 **MR. ENGELMANN:** Okay. Now, did you tell

1 anybody that summer about what he did to you?

2 C-14: No.

3 MR. ENGELMANN: Can you remember why you
4 didn't?

5 C-14: Once again, no one would have
6 believed me.

7 MR. ENGELMANN: Okay. And sir, as I
8 understand it, you continued to live at that foster home
9 until late November ---

10 C-14: That's correct.

11 MR. ENGELMANN: All right. And did you have
12 any other interaction with this Mr. Rolland in the fall of
13 1978?

14 C-14: Absolutely not. What had happened
15 was he drove me home and as soon as he drove me home, I
16 extricated myself from him. I immediately sought shelter
17 in my bedroom where neither the foster mother or he could
18 follow. While the foster mother kept him busy, I stayed
19 there until he was ready to leave. I never spoke to him
20 again.

21 MR. ENGELMANN: Okay. I understand that he
22 died shortly thereafter?

23 C-14: Yes.

24 MR. ENGELMANN: I don't know if you were
25 aware of that at the time or not.

1 **C-14:** Yes, I was. Actually, I was seated
2 at the kitchen table when the foster mother told me that
3 there was someone at the door who wanted to speak to me.

4 When I went to the door, it was an
5 individual that I had been introduced to in Montreal by Mr.
6 Frank Rolland who knew him. He was obviously intoxicated.
7 He blurted out that Mr. Rolland had been hit by a car and
8 was dead. He was visibly distraught over the ordeal.

9 **MR. ENGELMANN:** All right. So that was
10 sometime in the fall of 1978?

11 **C-14:** That's correct.

12 **MR. ENGELMANN:** All right. Do you recall
13 why you moved from that foster home to a boarding home in
14 the fall, November 30th, 1978?

15 **C-14:** Once again, things just weren't
16 working out with the family. There were girls in the home.
17 We weren't getting along. There was a lot of friction. I
18 was still having problems in school.

19 **MR. ENGELMANN:** All right. And this next
20 home was the Chrétien home?

21 **C-14:** It was a boarding home, yes.

22 **MR. ENGELMANN:** Okay. And you were there
23 for -- I'm just looking at Exhibit 525, sir.

24 **THE COMMISSIONER:** About eight months?
25 Eight, nine months?

1 **MR. ENGELMANN:** Yes.

2 **C-14:** Yes, I believe so.

3 **MR. ENGELMANN:** Until the following summer?

4 **C-14:** Yes.

5 **MR. ENGELMANN:** And then you went to St.
6 Lawrence College residence. Were there any issues of
7 physical or sexual abuse while you were at that boarding
8 home?

9 **C-14:** Absolutely not.

10 **MR. ENGELMANN:** Okay. And why did you then
11 go to St. Lawrence College residence, sir? Can you tell
12 us?

13 **C-14:** Things just weren't working out. I
14 think that you have to appreciate that I was suffering from
15 terrible anxiety. It was almost as if I was walking around
16 on eggshells constantly. I suffered from depression, had
17 thoughts of suicide.

18 **MR. ENGELMANN:** Were you getting some
19 treatment of any sort from a counsellor or a psychologist
20 at this time?

21 **C-14:** There was only one incident that ever
22 happened. I guess Mr. Ian MacLean made arrangements for me
23 to see a Diane Latreille, a psychologist affiliated with
24 the Children's Aid Society.

25 **MR. ENGELMANN:** Okay.

1 C-14: I went ---

2 MR. ENGELMANN: So Just one meeting?

3 C-14: I went for two brief meetings.

4 MR. ENGELMANN: Okay.

5 C-14: Nothing came of it.

6 MR. ENGELMANN: So there was no ongoing
7 treatment?

8 C-14: Absolutely not.

9 MR. ENGELMANN: So we've got you in St.
10 Lawrence College Residence. Were you going to school there
11 sir? Or had you finished school? Where were you at about
12 that time?

13 C-14: I don't recall. I bounced around
14 between so many schools, so many homes.

15 MR. ENGELMANN: Okay. Do you recall a home
16 run by a family by the name of Barlow?

17 C-14: Yes, I do.

18 MR. ENGELMANN: Okay. Did you actually live
19 in their home?

20 C-14: Yes, that's correct.

21 MR. ENGELMANN: All right. Were there
22 issues in that particular home sir?

23 C-14: I had been there a very short period
24 of time and I had been doing some minor housework. It was
25 about 10 o'clock at night and, from my understanding, the

1 foster mother had been visiting with her boyfriend in their
2 bedroom. And the foster mother had spurned her boyfriend's
3 advances, romantic advances, because I was still up. Her
4 boyfriend came out of the room and tried to physically
5 barricade me in my bedroom for the night. He weighed about
6 80 pounds more than I did. He had a black belt in Judo.
7 He tossed me about the home like I was a rag doll.

8 **MR. ENGELMANN:** What did you do as a result
9 of that sir?

10 **C-14:** Well, I wasn't about to tell the
11 Children's Aid Society because I was called a liar all the
12 time. I decided I was going to get even. I pilfered about
13 \$20 of loose change from a piggybank, went out and spent it
14 on cigarettes and junk food.

15 **MR. ENGELMANN:** Now, is it about this time
16 when you started living in your vehicle or in a vehicle?

17 **C-14:** Well, what had happened was the
18 foster mother found out about it and confronted me and
19 kicked me out of the house. I had been working on
20 purchasing a small car and had it parked in the parking lot
21 outside of her home. I took up residence in it.

22 **MR. ENGELMANN:** Okay. Did the CAS
23 eventually find out that you were living in the car
24 essentially?

25 **C-14:** Yes, they did.

1 **MR. ENGELMANN:** What happened then? Were
2 you placed somewhere else?

3 **C-14:** No. Actually, the social worker in
4 charge of it cut all ties between myself and the Children's
5 Aid Society.

6 **MR. ENGELMANN:** Would that have been Mr.
7 McNally?

8 **C-14:** That's correct.

9 **THE COMMISSIONER:** How old were you at the
10 time?

11 **C-14:** Oh ---

12 **THE COMMISSIONER:** So this was after you --
13 the Barlow residence was in November of -- from August '79
14 to November of 1979.

15 **C-14:** About 17 I would say.

16 **THE COMMISSIONER:** Okay.

17 **MR. ENGELMANN:** Were you not placed in a
18 foster home with a family by the name of Champagne?

19 **C-14:** Yes, afterwards.

20 **MR. ENGELMANN:** Okay. Well, perhaps you can
21 explain that to me then.

22 **C-14:** Okay. I had been living in my car in
23 the middle of winter.

24 **MR. ENGELMANN:** Yes.

25 **C-14:** And I was freezing to death

1 literally. I had broken into a corner store to steal
2 foodstuffs and was subsequently caught. I was taken to
3 court, placed on probation, and the Children's Aid Society
4 were ordered to ensure that I get psychiatric counselling
5 for what was going on. They were also ordered to take
6 responsibility for me.

7 **MR. ENGELMANN:** All right. So you were
8 charged with and either convicted or pleaded guilty to
9 break and enter of the store?

10 **C-14:** Break, enter and theft. That's
11 correct.

12 **MR. ENGELMANN:** Okay. You stole some food?

13 **C-14:** That's correct.

14 **MR. ENGELMANN:** And you were then placed on
15 probation. For how long, sir? Do you remember?

16 **C-14:** I can't recall.

17 **MR. ENGELMANN:** Okay. It is my
18 understanding that you were placed on probation for
19 approximately two years ---

20 **C-14:** Yes.

21 **MR. ENGELMANN:** --- from the spring of 1980.

22 **C-14:** That sounds correct.

23 **MR. ENGELMANN:** All right. Do you remember
24 what your conditions were of your probation?

25 **C-14:** One of the conditions was that I

1 attend school.

2 MR. ENGELMANN: Yes?

3 C-14: And that I receive psychiatric
4 counselling.

5 MR. ENGELMANN: Did you, in fact, do one or
6 both of those things?

7 C-14: Well, I did attend school, but I
8 received absolutely no counselling whatsoever.

9 MR. ENGELMANN: And you would have remained
10 in the care of the Children's Aid Society until mid-June of
11 that year?

12 C-14: That's correct.

13 MR. ENGELMANN: Now, it appears again from
14 Exhibit 525 that the last few months you would have been
15 living at the King George Hotel?

16 C-14: That's correct. By that time, they
17 had more or less exhausted all foster homes for me.

18 THE COMMISSIONER: Were they paying for your
19 stay at the King George?

20 C-14: I'm sorry. I don't understand.

21 THE COMMISSIONER: Who was paying for you to
22 stay at the hotel?

23 C-14: Oh! The Children's Aid Society was
24 paying the King George Hotel directly.

25 THE COMMISSIONER: M'hm.

1 **C-14:** I was eating my meals at restaurants
2 and signing the bills. The Children's Aid Society were
3 picking up the tab for that. All of my other moneys for my
4 clothing allowance, laundry, that sort of thing,
5 unfortunately, had been cut.

6 **MR. ENGELMANN:** Now, we've got your ward
7 ship terminating in the summer or just before the summer of
8 1980. Did you have any further contact with people from
9 the Children's Aid Society during the course of this two-
10 year probation or shortly thereafter?

11 **C-14:** I called Bryan Keough directly at
12 work.

13 **MR. ENGELMANN:** All right. And what
14 prompted that?

15 **C-14:** I was very upset with the way that
16 things were going. I had difficulty holding a job. I was
17 anxious all the time. I was depressed. I didn't really
18 know what was wrong with me. I had been blamed so much for
19 what had happened to me. I just assumed something was
20 wrong with me.

21 **MR. ENGELMANN:** Where were you living at
22 that time sir?

23 **C-14:** I was living in Ottawa.

24 **MR. ENGELMANN:** All right. So were you
25 still on probation when you did this?

1 C-14: That's correct.

2 MR. ENGELMANN: So this would have been
3 either in '81 or beginning of '82?

4 C-14: That's correct.

5 MR. ENGELMANN: And you had a number for
6 Bryan Keough and you phoned?

7 C-14: I called the main office at the York
8 building, and I got a hold of Bryan Keough through the
9 switchboard.

10 MR. ENGELMANN: All right. And did you tell
11 him why you were calling?

12 C-14: Oh yes.

13 MR. ENGELMANN: What did you tell him?

14 C-14: I more or less reiterated all the
15 physical abuse that I had been through. I blamed him for a
16 lot of the things that were going on in my life. I
17 explained the sexual abuse as well.

18 MR. ENGELMANN: So you actually did talk to
19 him about sexual abuse?

20 C-14: Oh, absolutely.

21 MR. ENGELMANN: Sexual abuse by whom?

22 C-14: Both Arthur Sypes and Mr. Frank
23 Rolland.

24 MR. ENGELMANN: How long was this call with
25 Mr. Keough?

1 C-14: I would say it was 20 minutes.

2 MR. ENGELMANN: Okay, and how did he respond
3 or react when you told him about all of these things?

4 C-14: He was unresponsive. I was more or
5 less in a rant.

6 MR. ENGELMANN: How did the call end?

7 C-14: I hung up.

8 MR. ENGELMANN: During the time he was on
9 the call, did he agree to do anything for you or anything
10 about what you were talking ---

11 C-14: Absolutely nothing. He didn't
12 suggest anything.

13 MR. ENGELMANN: Did he follow up with you in
14 any way after that call?

15 C-14: Absolutely not.

16 MR. ENGELMANN: Did anyone else from the CAS
17 follow up with you?

18 C-14: Absolutely not.

19 MR. ENGELMANN: Can you tell us, sir, I
20 understand that you had some contact with the CAS much
21 later in or around 1991?

22 C-14: That's correct.

23 MR. ENGELMANN: Can you tell us a little bit
24 about what's going on in your life after you're off
25 probation in '82 and until 1991?

1 **C-14:** I had been in college at the time
2 pursuing a degree in electronic engineering. I was
3 starting to have problems in college as a result of post-
4 traumatic stress disorder. I had a lot of problems. I was
5 asked to deal with the Centre for Students with
6 Disabilities. I had undergone some testing. I was
7 referred to a psychiatrist. It was diagnosed for certain
8 that I had post-traumatic stress disorder. And out of
9 that, I had gone to the Morrisburg detachment of the OPP
10 and lodged a formal complaint about what had happened in
11 the Children's Aid Society during my stay.

12 **MR. ENGELMANN:** All right. Well let's -- we
13 will get there in a minute. Before we get there, so during
14 this period of time, mid to late '80s, maybe 1990, at some
15 point, you are diagnosed with post-traumatic stress
16 disorder?

17 **C-14:** That's correct.

18 **MR. ENGELMANN:** And as a result, are you
19 receiving any form of disability pension?

20 **C-14:** Yes, I was told that I should not
21 think about attending school or pursuing an academic
22 career. I was placed on a disability pension for life
23 through Ontario Disability Support Program.

24 **MR. ENGELMANN:** All right.

25 **THE COMMISSIONER:** What year was that in,

1 sir?

2 C-14: I believe it was 1991 or 1992,
3 thereabouts.

4 MR. ENGELMANN: Let's try and situate this.
5 You have just mentioned the Morrisburg OPP.
6 I understand that you had some contact with them in 1991.
7 Did you also have some contact with the Children's Aid
8 Society in 1991?

9 C-14: Yes, I did. I can't recall his name,
10 but I called someone at the Children's Aid Society and
11 complained.

12 MR. ENGELMANN: All right. Let's just try
13 and situate this.

14 Do you remember whether you would have dealt
15 with the CAS first or the Morrisburg OPP first?

16 C-14: I'm sorry, I don't recall right now.

17 MR. ENGELMANN: All right. Maybe I will
18 show you some documents. That might help refresh your
19 memory.

20 C-14: Thank you.

21 MR. ENGELMANN: Let's just deal with the CAS
22 first, if we can.

23 Do you know what would have prompted you to
24 contact them?

25 C-14: I was very upset. I had gone to the

1 Ottawa Children's Aid Society and I was looking for answers
2 as to what was going on. The Ottawa Children's Aid Society
3 or someone at the Ottawa CAS put me in touch with Adoptions
4 Disclosures. Adoptions Disclosures made a petition on my
5 behalf to the Cornwall Children's Aid Society for
6 information regarding my file.

7 **THE COMMISSIONER:** Adoptions Disclosures.

8 **C-14:** That's correct.

9 **THE COMMISSIONER:** You were never adopted

10 **C-14:** No.

11 **MR. ENGELMANN:** They were an agency that
12 helped people get access to files.

13 **C-14:** Absolutely.

14 **MR. ENGELMANN:** All right.

15 **C-14:** This is what I was told.

16 **MR. ENGELMANN:** Did they in fact try and
17 help you?

18 **C-14:** Yes. They received some documents
19 from the Cornwall Children's Aid Society.

20 **MR. ENGELMANN:** Did you make these inquiries
21 on your own or did you have a lawyer at this time to help
22 you, 1991?

23 **C-14:** No, I don't believe I had a lawyer at
24 that time.

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

1 What was it you were trying to get from the
2 Children's Aid Society?

3 **C-14:** Answers. I didn't know why I was the
4 way I was. I didn't know what was wrong in my life. I
5 knew something was desperately amiss and I didn't know how
6 to fix it.

7 **MR. ENGELMANN:** What were you seeking then
8 by way of a file or documents?

9 **C-14:** Well, I wanted to know what had come
10 of the abuse in the foster home with Mr. Ken Barber.

11 **MR. ENGELMANN:** Were you eventually provided
12 with a file or some summary from them?

13 **C-14:** Yes, I was.

14 **MR. ENGELMANN:** Could the witness be shown
15 Document No. 115386?

16 **THE COMMISSIONER:** Thank you.

17 Exhibit No. 526 is a document called a
18 Background Social History. It was prepared by Lise Stanley
19 and it is dated May 30, 1991.

20 --- **EXHIBIT NO./PIÈCE NO. P-526:**

21 (115386) CAS - Background Social History,
22 May 30, 1991

23 **MR. ENGELMANN:** Sir, do you recall if this
24 is a document that you would have received as a result of
25 your efforts and those of the adoption disclosure people

1 you indicated?

2 **C-14:** I would like just an opportunity to
3 peruse it, please.

4 **MR. ENGELMANN:** Absolutely.

5 **(SHORT PAUSE)**

6 **C-14:** Yes, this was the document I
7 received.

8 **MR. ENGELMANN:** All right.

9 Can you tell us whether you were satisfied
10 with respect to -- were you satisfied with receiving that
11 document with respect to the answers you wanted?

12 **C-14:** Absolutely not. I was extremely
13 upset over it. In particular, I draw your attention to one
14 paragraph that more or less states that ---

15 **MR. ENGELMANN:** Where are you in the
16 document, sir?

17 **C-14:** I am on the second page.

18 **MR. ENGELMANN:** Which paragraph?

19 **C-14:** Well, I'm just trying to locate it
20 myself. One moment, please.

21 Yes, I guess it would be the last paragraph
22 where it speaks about me reporting the abuse of the
23 Barbers. I took exception to the fact that they more or
24 less blamed me for what had happened.

25 **THE COMMISSIONER:** In which way, sir?

1 C-14: More specifically ---

2 MR. ENGELMANN: The comment at the bottom:

3 "It was further believed that at such
4 times Kenneth had driven the foster
5 parents to a point..."

6 C-14: Absolutely. There were times that I
7 wasn't in this individual's presence for more than a minute
8 and he would just explode.

9 MR. ENGELMANN: You talked to us about some
10 of what was involved in that explosion.

11 C-14: Absolutely. I think it was out of
12 that that I contacted the Children's Aid Society and spoke
13 to this individual. I can't recall the individual's name,
14 I'm sorry.

15 MR. ENGELMANN: All right.

16 Well, the individual who is listed on this
17 document is Lise Stanley. Do you see that on the last page
18 of the document? Do you remember if you would have tried
19 to follow up with her or someone from the CAS after you
20 received this document?

21 C-14: Yes, I called someone at the CAS, but
22 I don't think it was Lise Stanley.

23 MR. ENGELMANN: Perhaps the witness could be
24 shown Document No. 115352.

25 THE COMMISSIONER: Thank you.

1 **MR. ENGELMANN:** I think there may have been
2 more individuals, sir, so we will ---

3 **C-14:** Yes. It's entirely possible. I had
4 contacted the Children's Aid Society so many times over
5 this. I had gotten in touch with ---

6 **MR. ENGELMANN:** I'm going to show you a
7 couple of documents. It might refresh your memory.

8 **THE COMMISSIONER:** So Exhibit No. 527 is
9 called a Case Documentation System, an Initial Intake
10 Report. The date recorded was the 19th of the 7th month of
11 1991.

12 **MR. ENGELMANN:** It appears to be July 19,
13 1991.

14 --- **EXHIBIT NO./PIÈCE NO. P-527:**

15 (115352) CAS - Initial Intake Report, July
16 19, 1991

17 **MR. ENGELMANN:** We see a note there. It
18 says -- well, I'm not going to read the name -- a former
19 ward ---

20 **C-14:** I'm sorry. I'm just having a little
21 trouble reading the handwriting here.

22 **MR. ENGELMANN:** Okay. Let me try ---

23 **THE COMMISSIONER:** If you look on the
24 screen. Sometimes the screen is better I find. So the
25 information is:

1 "...feels that applications made by him
2 were not properly investigated and
3 either wants more information or more
4 follow up. Appeared quite upset that
5 history was quite negative."

6 **C-14:** Yes. That's correct.

7 **MR. ENGELMANN:** Would that sort of jive with
8 your thinking at the time as to ---

9 **C-14:** Yes, that sounds accurate.

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

11 Just looking at the next page, there is a
12 reference to the fact that:

13 "The individual is calling requesting information
14 re past delegations he had made while in our care
15 and outcome of investigation."

16 **C-14:** I'm sorry, I don't see this.

17 **MR. ENGELMANN:** I'm down near the bottom of
18 the second page. Do you see that 5(i)?

19 **C-14:** Yes.

20 **MR. ENGELMANN:** Does that make sense as
21 well?

22 **C-14:** Yes.

23 **MR. ENGELMANN:** All right. So you had some
24 unanswered questions.

25 **C-14:** Oh, I had many.

1 **MR. ENGELMANN:** Do you recall if there was
2 some follow up from here and if, in particular, whether you
3 -- let me show you another document.

4 **C-14:** Okay.

5 **MR. ENGELMANN:** Document 115356.

6 **THE COMMISSIONER:** This is -- Exhibit 528
7 are case notes with respect to C-14, the same file number
8 5101C, and it's a note signed by Lorenzo Murphy, Supervisor
9 for the Children's Aid Society.

10 **---EXHIBIT NO./PIÈCE NO P-528:**

11 (115356) CAS - Case Notes - July 23rd, 1991.

12 **MR. ENGELMANN:** Now, the only dates we have,
13 sir, appear to be slightly after the last document we
14 looked at. We see dates of July 23rd, 1991, on the first
15 page. Do you see that?

16 **C-14:** I am sorry. I was busy doing
17 something else. Could you repeat yourself please?

18 **MR. ENGELMANN:** All right. We just looked
19 at -- the previous exhibit was from July 19th. This one, we
20 have a couple of dates near the top that say July 23rd. Do
21 you have the document, sir?

22 **C-14:** Yes.

23 **MR. ENGELMANN:** It's also on your screen.

24 **C-14:** I'm sorry?

25 **MR. ENGELMANN:** It's also on the computer

1 screen if you'd like.

2 C-14: Oh, I see.

3 MR. ENGELMANN: There is a couple of dates
4 that are mentioned there. Okay. So it seems to be a few
5 days later?

6 C-14: Yes.

7 MR. ENGELMANN: It appears to be notes of a
8 Lorenzo Murphy, a supervisor. Do you have any recollection
9 of speaking to him or to a male at the CAS office?

10 C-14: Yes, the name does sound familiar.

11 MR. ENGELMANN: All right. And I just
12 wanted to ask you a couple of questions about that. There
13 is a comment in the first paragraph that apparently you
14 were upset about the comment that you had driven the foster
15 parents to a point where they had lost control. And it
16 says:

17 "He felt the agency was blaming him for
18 the abuse he suffered."

19 C-14: That's correct.

20 MR. ENGELMANN: Is that accurate?

21 C-14: Very accurate.

22 MR. ENGELMANN: All right. And it says
23 something about recommending a psychiatrist.

24 C-14: Absolutely not. I don't know how
25 they could have done that. I was living in Ottawa at the

1 time.

2 MR. ENGELMANN: Okay. You have no memory of
3 them doing that?

4 C-14: No.

5 MR. ENGELMANN: This would have been now
6 1991. Were you seeing someone already at that time? You
7 had been diagnosed.

8 C-14: Yes, I was.

9 MR. ENGELMANN: Again, there is a reference
10 to "TC". I believe it means telephone call, where you are
11 talking about some of the problems you've had and also
12 sexual abuse.

13 C-14: I'm sorry; I'm lost.

14 MR. ENGELMANN: I'm in the second paragraph.

15 C-14: Okay.

16 MR. ENGELMANN: So would you have reported
17 sexual abuse at this time to the CAS?

18 C-14: Oh, yes, definitely.

19 MR. ENGELMANN: You told us earlier that you
20 had reported it many years earlier to ---

21 C-14: Bryan Keough.

22 MR. ENGELMANN: Right.

23 C-14: I was very upset during that
24 telephone call and ---

25 MR. ENGELMANN: Which telephone call, sir?

1 C-14: I'm sorry; I really don't know how to
2 pronounce his name.

3 MR. ENGELMANN: Oh, the fellow that we're
4 talking about here, Mr. ---

5 C-14: Yes.

6 MR. ENGELMANN: --- Murphy?

7 C-14: No, no, sorry. You have to go back
8 in -- after I had received this at Adoption Disclosures, I
9 made contact with the Children's Aid Society.

10 MR. ENGELMANN: Right.

11 C-14: And I was speaking with a gentleman
12 from the Children's Aid Society about this. I was very,
13 very upset over the fact that I was being blamed for
14 everything, and I set him straight as to what was really
15 going on in the home and the fact that I was being sexually
16 abused as well, both by ---

17 MR. ENGELMANN: Okay. Might ---

18 C-14: Sorry.

19 MR. ENGELMANN: Might that have been Lorenzo
20 Murphy?

21 C-14: Yes. Yes, I'm sorry.

22 MR. ENGELMANN: All right. So let's just go
23 to the third paragraph.

24 C-14: Okay.

25 MR. ENGELMANN: It says:

1 "He had never reported sexual abuse by
2 Mr. Sypes. He is now beginning to talk
3 about it, finds it very hard."

4 Did this -- I am just wondering, you told us
5 that you had had actually told Mr. Keough ---

6 **C-14:** That's correct.

7 **MR. ENGELMANN:** --- back in 1981 or '82?

8 **C-14:** That's correct, I already had.

9 **MR. ENGELMANN:** So ---

10 **C-14:** That's inaccurate.

11 **MR. ENGELMANN:** All right. And there is a
12 comment there:

13 "Feels charges can't be laid as Arthur
14 is developmentally handicapped."

15 Do you remember if you would have said that?

16 **C-14:** No, I told them that Arthur was
17 mentally handicapped, but I never said not to charge him.
18 No.

19 **MR. ENGELMANN:** Right. Do you know if they
20 said that to you?

21 **C-14:** I don't recall.

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

23 **C-14:** I know that I was very upset, and I
24 wanted to see justice done. And I was very adamant about
25 them investigating this thoroughly.

1 **MR. ENGELMANN:** All right. A little further
2 down on the page, he feels that Bryan Keough knew some of
3 what was going on. Again ---

4 **C-14:** I didn't feel. I knew Bryan Keough
5 knew some of what was going on.

6 **MR. ENGELMANN:** Well, that's what I was
7 going to ask you because apparently you had had this
8 conversation with him in 1982?

9 **C-14:** Oh, absolutely.

10 **MR. ENGELMANN:** But I think what you've said
11 here is you felt all that Bryan did was to side with foster
12 parents. That is some of what you've already told us.

13 **C-14:** Yes.

14 **MR. ENGELMANN:** Okay. You make a reference
15 to the fact that there was one worker you felt you were
16 able to trust, but he passed away.

17 **C-14:** That's correct.

18 **MR. ENGELMANN:** That was Mr. Rabey?

19 **C-14:** Yes.

20 **MR. ENGELMANN:** Might you have said that?

21 **C-14:** Yes, I might have.

22 **MR. ENGELMANN:** At the very end of it, on
23 the next page, there are a couple of comments that I wanted
24 to ask you about. It says:

25 "He is pursuing legal criminal charges

1 against the Barbers; speaking to a
2 lawyer; feels our agency should help
3 him get counselling to get his life
4 together."

5 **C-14:** That's correct.

6 **MR. ENGELMANN:** Were you already getting
7 counselling at that time or do you know? This is 1991.

8 **C-14:** Oh, I would have been seeing a doctor
9 at that time, I believe.

10 **MR. ENGELMANN:** All right. It says at the
11 end:

12 "Wants to learn more about his past;
13 wants to review his file; wants to talk
14 about the abuse he suffered. Then he
15 wants to be connected with the
16 counsellor before probing things
17 deeper."

18 Do you ---

19 **C-14:** I don't recall that.

20 **MR. ENGELMANN:** All right. What about the
21 last comment:

22 "I have agreed to meet further with him
23 and to explore counselling options."

24 **C-14:** Absolutely not. That never happened.

25 **MR. ENGELMANN:** Was there some follow-up by

1 Mr. Murphy?

2 C-14: Absolutely not.

3 THE COMMISSIONER: Sorry. Whether there was
4 or not, was there an agreement to have some, to talk about
5 things further?

6 C-14: Absolutely not.

7 THE COMMISSIONER: Okay.

8 MR. ENGELMANN: All right. Well let me just
9 make sure I understand. What was there an agreement to do
10 then? Do you recall?

11 C-14: Well, I was going to go get a lawyer
12 and look into this matter.

13 MR. ENGELMANN: All right.

14 C-14: I didn't feel that the Children's Aid
15 Society were doing it. I didn't feel that they were
16 capable of doing it. I had been in the CAS for many, many
17 years, and they had done nothing about this whatsoever. I
18 was blamed for everything that did happen, and the only way
19 that I was going to see justice at all is if I had a
20 separate advocate that was there for my well-being, not for
21 theirs.

22 MR. ENGELMANN: All right. So you were
23 intent on hiring a lawyer to do something?

24 C-14: That's correct.

25 MR. ENGELMANN: All right. And did they

1 indicate to you that they would follow up in any way?

2 C-14: No, I recall no such statement.

3 MR. ENGELMANN: Perhaps the witness could be
4 shown Exhibit 115357?

5 THE REGISTRAR: Three-five-seven (357)?

6 MR. ENGELMANN: One-one-five-three-five-
7 seven (115357). It's listed as a cross document.

8 THE COMMISSIONER: Thank you. Exhibit
9 Number 529 is a case document -- a termination report date
10 recorded May 15th, 1992, dealing with this gentleman, C-14.

11 ---EXHIBIT NO./PIÈCE NO P-529:

12 (115357) CAS - Termination Report - May
13 15th, 1992.

14 MR. ENGELMANN: Now sir, at this time, you
15 weren't seeing these documents. Were you?

16 C-14: What documents do you refer to?

17 MR. ENGELMANN: Like the document you have
18 now in front of you?

19 C-14: No.

20 MR. ENGELMANN: Or the previous exhibit?

21 C-14: No, I was not.

22 MR. ENGELMANN: All right. Might you have
23 seen them later when you reviewed CAS files several years
24 later?

25 C-14: I'm just reviewing the document right

1 now.

2 **MR. ENGELMANN:** Sure.

3 **C-14:** I don't recall seeing this document.

4 **MR. ENGELMANN:** Okay. All right. I note on
5 the first page near the bottom -- again, it seems to refer
6 to what we just talked about. It says:

7 "I spoke with the individual over the
8 phone and invited him to the office to
9 meet with me. He did not come in. See
10 comments below. Client did not come to
11 review file."

12 And then there is a reference at the bottom
13 of the page to physical abuse and how that was investigated
14 by Bryan Keough. And there is a reference to allegations
15 not substantiated as abuse. There were concerns regarding
16 excessive physical punishment. The home was closed after
17 you were moved.

18 In any event, do you recall being told this
19 by Lorenzo Murphy or by anybody at the CAS at or about this
20 time?

21 **C-14:** This was in 1991?

22 **MR. ENGELMANN:** Yes.

23 **C-14:** I was told that the home had actually
24 been blacklisted years before by Mr. Townsdale.

25 **MR. ENGELMANN:** Fair enough. Then there is

1 a comment, it's about the fifth paragraph down on that
2 second page, that you had not called back in over 10 months
3 to pursue this matter.

4 C-14: I don't know why I would have. I was
5 seeking civil litigation or an attorney for representation.

6 MR. ENGELMANN: So you wouldn't have
7 indicated to them that you were going to follow up with
8 them?

9 C-14: No, they were told that I was looking
10 for an attorney.

11 MR. ENGELMANN: All right. Now, at or about
12 this time in July of 1991, did you have some contact with
13 the OPP in Morrisburg, Ontario?

14 C-14: Yes, I did. I believe I spoke with a
15 Constable Huffy.

16 MR. ENGELMANN: All right. And do you
17 remember what prompted you to call them at that time? And
18 just to situate yourself, you'd had some contact with the
19 CAS in May. Then we know that you have some contact later
20 in July.

21 C-14: M'hm.

22 MR. ENGELMANN: Do you know why you would
23 have contacted the OPP in Morrisburg?

24 C-14: Well, I was having a lot of trouble
25 in school with things that were going on and as I explained

1 earlier, I had undergone a lot of testing and it had come
2 out that I was suffering from post-traumatic stress
3 disorder.

4 **MR. ENGELMANN:** Right.

5 **C-14:** I also wanted a lot of answers as to
6 what was going on. It just seemed that I wasn't getting
7 anywhere. I was asking and asking and no one was
8 answering.

9 **MR. ENGELMANN:** You weren't getting anywhere
10 with whom?

11 **C-14:** With the Children's Aid Society and
12 the people that I was speaking with there.

13 **MR. ENGELMANN:** All right. So you remember
14 actually having a discussion or a meeting with a Constable
15 Huffy?

16 **C-14:** That's correct.

17 **MR. ENGELMANN:** All right. And did you
18 actually have an interview or a meeting?

19 **C-14:** Yes, a physical meeting. I drove
20 there.

21 **MR. ENGELMANN:** All right. And do you
22 recall where "there" was?

23 **C-14:** Morrisburg Detachment of the OPP.

24 **MR. ENGELMANN:** M'hm. And do you recall,
25 sir, at that time, whether the Constable would have taken

1 any notes?

2 C-14: Yes, he did, about five pages, if not
3 more of them.

4 MR. ENGELMANN: All right. Do you recall if
5 you were asked to sign any form of statement at that time?

6 C-14: Yes, I believe I was.

7 MR. ENGELMANN: Were you given a copy of
8 that statement at that time?

9 C-14: No, I wasn't.

10 MR. ENGELMANN: Okay. What did you prepare?
11 What did you say to the officer at that time?

12 C-14: I more or less reiterated everything
13 that I had told the Children's Aid Society before.

14 MR. ENGELMANN: All right. When you say you
15 reiterated everything, you're talking about allegations of
16 both, physical and sexual abuse?

17 C-14: That's correct; in rather great
18 detail. In fact, I even drew pictures of where some of
19 these things happened.

20 MR. ENGELMANN: All right. So this is the -
21 - because I know there is a second meeting with the OPP
22 later. We are talking about the first one.

23 C-14: Okay.

24 MR. ENGELMANN: You recall that you gave
25 them great detail at that time?

1 C-14: That's correct. I did.

2 MR. ENGELMANN: And was it just the one
3 officer you met with or was there more than one?

4 C-14: I believe it was one. I'm sorry, may
5 I interrupt for a moment?

6 MR. ENGELMANN: Absolutely.

7 C-14: Are we going to be going much longer?

8 MR. ENGELMANN: How are you doing, sir?

9 C-14: Well, I am starting to feel a little
10 pain in my legs.

11 THE COMMISSIONER: Okay. Can you just
12 finish off a chapter here?

13 MR. ENGELMANN: Yes.

14 THE COMMISSIONER: And then we can continue
15 tomorrow. Is that all right, sir?

16 C-14: Yes.

17 MR. ENGELMANN: Would that be okay? I'll
18 just ask you a couple more minutes of questions?

19 C-14: Sure.

20 MR. ENGELMANN: Yes.

21 This first encounter with the OPP, with
22 Constable Huffy in Morrisburg, did you have more than one
23 meeting with him? Do you recall?

24 C-14: No, I only met him once.

25 MR. ENGELMANN: All right. And you

1 expressed an interest in having them investigate
2 allegations of physical and sexual abuse?

3 C-14: That's correct.

4 MR. ENGELMANN: Did you provide the names of
5 the individuals?

6 C-14: Absolutely.

7 MR. ENGELMANN: And some idea of where
8 things took place?

9 C-14: Oh, I drew pictures of them.

10 MR. ENGELMANN: All right. And what
11 happened then? Do you know if ---

12 C-14: Well, apparently, Constable Huffy
13 approached a Mr. Richard Abell, the head or acting head of
14 the Cornwall Children's Aid Society, about the incident.

15 MR. ENGELMANN: All right. How do you know
16 that?

17 C-14: Because I was contacted later by
18 Constable Huffy by telephone, and he told me that he had
19 spoken with Mr. Richard Abell and had actually reviewed my
20 file.

21 MR. ENGELMANN: Okay. And had you given
22 some kind of consent or some kind of permission for the OPP
23 to do that?

24 C-14: Yes, I believe I signed a form
25 allowing him to do so.

1 **MR. ENGELMANN:** All right. And what else
2 did Constable Huffy tell you?

3 **C-14:** He told me that he wouldn't be
4 pursuing the matter; that he didn't think that it was a
5 criminal case; that this was a civil matter and that I
6 should pursue it in that matter.

7 **MR. ENGELMANN:** Did he tell you that or did
8 he tell you that Richard Abell thought that or that ---

9 **C-14:** He told me that.

10 **MR. ENGELMANN:** He told you that. That it
11 was a civil matter not a criminal matter?

12 **C-14:** That's correct.

13 **MR. ENGELMANN:** All right. And that was
14 over the telephone?

15 **C-14:** That's correct.

16 **MR. ENGELMANN:** And did you have any follow
17 up with him after that?

18 **C-14:** Absolutely not.

19 **MR. ENGELMANN:** Were you satisfied with that
20 investigation, sir, and its outcome?

21 **C-14:** Absolutely not.

22 **MR. ENGELMANN:** What had you expected?

23 **C-14:** I expected a thorough investigation.
24 There were so many questions that I had raised. There was
25 so much physical abuse that had gone on. He would have

1 been hard pressed not to have found some findings. I had
2 confirmation from the Children's Aid Society of Cornwall
3 directly that, in fact, they admitted that there were
4 beatings and yet nothing happened as a result of it.

5 **MR. ENGELMANN:** Sir, I was next going to
6 turn to your attempts to get access to files in the mid-
7 '90s from the Children's Aid Society. So perhaps we'll
8 just end it there.

9 **C-14:** All right.

10 **THE COMMISSIONER:** So what time ---

11 **MR. ENGELMANN:** I'll just be one minute.

12 **THE COMMISSIONER:** Yes.

13 **(SHORT PAUSE/COURTE PAUSE)**

14 **MR. ENGELMANN:** Sir, that's all for today.

15 **THE COMMISSIONER:** All right.

16 **MR. ENGELMANN:** Sir, if you could be
17 available tomorrow to continue your evidence, I will
18 canvass with counsel about the timing. I also know that we
19 have another witness ---

20 **THE COMMISSIONER:** Yes.

21 **MR. ENGELMANN:** --- available for tomorrow
22 afternoon.

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

24 **MR. ENGELMANN:** So, I'll check with counsel.
25 Mr. Commissioner, I don't know if you have a -- do you want

1 us to start at the usual time or ---

2 **THE COMMISSIONER:** I'm open.

3 **MR. ENGELMANN:** --- perhaps a few minutes
4 early.

5 **THE COMMISSIONER:** We can start at 9:00.

6 **MR. ENGELMANN:** Would that be difficult for
7 you, sir, if we ---

8 **C-14:** It would be a bit difficult, yes.

9 **MR. ENGELMANN:** Okay.

10 **C-14:** If we could start maybe at 10:00, it
11 would be better.

12 **THE COMMISSIONER:** Well, no. We regularly
13 start at 9:30.

14 **C-14:** Okay. I will make a point to be
15 here.

16 **MR. ENGELMANN:** Yes, and I was thinking of
17 moving it earlier, but that's too difficult, is it?

18 **C-14:** Well, I think you have to appreciate
19 that I drive from out of town to be here.

20 **MR. ENGELMANN:** Yes. That's fine. All
21 right.

22 **THE COMMISSIONER:** So do I.

23 **MR. ENGELMANN:** Yes, a lot of people do.

24 **C-14:** I know what you mean.

25 **MR. ENGELMANN:** Okay. We'll be here for

1 9:30 then.

2 **THE COMMISSIONER:** Nine thirty (9:30).

3 **MR. ENGELMANN:** And I'll canvass counsel on
4 cross-examination.

5 **THE COMMISSIONER:** Thank you.

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

8 The hearing is adjourned until tomorrow
9 morning at 9:30 a.m.

10 --- Upon adjourning at 4:41 p.m. /

11 --- L'audience est ajournée à 16:41

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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