

**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 119

Held at :

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

Monday, June 25, 2007

Tenue à:

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

Lundi, le 25 juin 2007

Appearances/Comparutions

Mr. Peter Engelmann	Lead Commission Counsel
Ms. Raija Pulkkinen	Commission Counsel
Ms. Julie Gauthier	Registrar
Mr. Peter Manderville	Cornwall Police Service Board
Ms. Suzanne Costom	Ontario Provincial Police
Mr. David Rose M ^e Claude Rouleau	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. Allan Manson	Citizens for Community Renewal
Mr. Dallas Lee	Victims Group
Mr. David Bennett	The Men's Project
Mr. David Sherriff-Scott	Diocese of Alexandria-Cornwall and Bishop Eugene Larocque
Ms. Jill Makepeace	Mr. Jacques Leduc
Mr. William Carroll	Ontario Provincial Police Association

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1 --- Upon commencing at 1:09 p.m./

2 L'audience débute à 13h09

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

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

8 Please be seated. Veuillez vous asseoir.

9 **GERALD RENSRAW, Resumed/Sous le même serment:**

10 **THE COMMISSIONER:** Thank you. Good
11 afternoon all.

12 **MR. ENGELMANN:** Good afternoon
13 Mr. Commissioner.

14 **THE COMMISSIONER:** Yes.

15 **MR. ENGELMANN:** Good afternoon Mr. Renshaw.

16 **MR. RENSRAW:** Good day.

17 **MR. ENGELMANN:** Mr. Commissioner, remember
18 Mr. Sherriff-Scott was in the middle of his cross-
19 examination ---

20 **THE COMMISSIONER:** Yes.

21 **MR. ENGELMANN:** --- on behalf of the
22 Diocese.

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

24 **MR. ENGELMANN:** I had thought that Counsel
25 may have wished to address you. No one wishes to address

1 you on anything right now.

2 **THE COMMISSIONER:** All right.

3 **MR. ENGELMANN:** I just want to report we did
4 have an all counsel meeting ---

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

6 **MR. ENGELMANN:** --- I thought it was
7 productive. And we advised Counsel that, after
8 Mr. Renshaw's evidence, we're going right into the evidence
9 of Mr. Leroux; obviously Counsel were aware of that.
10 That's on the plate for tomorrow.

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

12 **MR. ENGELMANN:** I will turn it over.

13 **THE COMMISSIONER:** Yes, thank you.

14 Mr. Renshaw, how are you doing today?

15 **MR. RENSCHAW:** Good.

16 **THE COMMISSIONER:** Great.

17 So again, I want to repeat to you that if,
18 at any time, you require a break, let me know. If there is
19 something you don't understand, let me know. And if you
20 feel uneasy about anything, just turn around and we can
21 chat about it. All right?

22 **MR. RENSCHAW:** Okay.

23 **THE COMMISSIONER:** Thank you.

24 Mr. Sherriff-Scott.

25 ---CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR. DAVID

1 SHERRIFF-SCOTT (cont'd/suite)

2 MR. SHERRIFF-SCOTT: We're just getting a
3 list of monikers, Commissioner.

4 THE COMMISSIONER: Yes, sir.

5 MR. SHERRIFF-SCOTT: Thank you Commissioner;
6 I'll proceed.

7 THE COMMISSIONER: Yes.

8 MR. SHERRIFF-SCOTT: Good afternoon, sir.

9 MR. RENSRAW: Good day.

10 MR. SHERRIFF-SCOTT: Are you ready to
11 proceed?

12 MR. RENSRAW: Yes.

13 MR. SHERRIFF-SCOTT: Now, last day, we left
14 off -- we had been talking a bit about your history, and
15 the question of the timing of the commencement of the abuse
16 alleged by you; perpetrated by Mr. Seguin. Do you remember
17 that discussion we had?

18 MR. RENSRAW: Yes.

19 MR. SHERRIFF-SCOTT: And in the context of
20 that discussion, we talked about a certain amount of your
21 history with the law; and in particular, with respect to a
22 number of offences with which you'd been charged, as well
23 as a number of the activities in which you admitted you had
24 been engaged; do you remember that sir?

25 MR. RENSRAW: Yes.

1 **MR. SHERRIFF-SCOTT:** And, in particular, I
2 reviewed a list of things that you had been engaged in, but
3 had not been charged with; do you remember that?

4 **MR. RENSRAW:** Yes.

5 **MR. SHERRIFF-SCOTT:** The break and enter,
6 and car thefts, et cetera; do you remember that?

7 **MR. RENSRAW:** Yes.

8 **MR. SHERRIFF-SCOTT:** And where we left off,
9 I put it to you as a proposition that you had been engaged
10 in that when you met Mr. Seguin and, correct me if I am
11 wrong, I believe you said that it was only -- that came
12 later; is that your evidence or is it that you've ---

13 **MR. RENSRAW:** Can you repeat that?

14 **MR. SHERRIFF-SCOTT:** Were you already
15 involved in this kind of activity when you met Mr. Seguin,
16 or is it your evidence, sir, that it only started happening
17 later?

18 **MR. RENSRAW:** Before.

19 **MR. SHERRIFF-SCOTT:** Before.

20 **THE COMMISSIONER:** Excuse me. Madam Clerk,
21 can I get another pen? Sorry. Okay. Thank you.

22 **MR. SHERRIFF-SCOTT:** So before and during;
23 correct?

24 **MR. RENSRAW:** Yes.

25 **MR. SHERRIFF-SCOTT:** Okay. Thank you. I

1 just wanted to clear that up for the record. And that
2 dealt with your first contact with him which arose out of
3 the March '83 charges. Then we talked a little bit about
4 the August charges, and we reviewed the question of the
5 timing of the beginning of the abuse.

6 Now, if I can just briefly come back to
7 that. I think we'll agree that in the statement you gave
8 to Mr. Dunlop, you told him that the abuse started after
9 your second probation or during your second probation; you
10 now say that was wrong?

11 **MR. RENSRAW:** Yes.

12 **MR. SHERRIFF-SCOTT:** That's your evidence,
13 sir?

14 **MR. RENSRAW:** Yes.

15 **MR. SHERRIFF-SCOTT:** And we reviewed the
16 fact that you'd sworn under oath in your examinations for
17 discovery that you made a consistent statement with your
18 statement with Mr. Dunlop. In other words, that it
19 happened in the spring or summer of 1985, which would line
20 up with the period of second probation; correct?

21 **MR. RENSRAW:** It would.

22 **MR. SHERRIFF-SCOTT:** Thank you. And if we
23 can just turn to Commission document 716191, which is
24 Exhibit 551.

25 **THE COMMISSIONER:** So that's the audio taped

1 interview report between Perry Dunlop and Gerald Renshaw on
2 the 26th of January 1997.

3 **MR. SHERRIFF-SCOTT:** Yes, thank you
4 Commissioner. That's correct. Sir, I'd like to -- do you
5 have that document in front of you?

6 **MR. RENSRAW:** Yes, I do.

7 **MR. SHERRIFF-SCOTT:** I'd like to turn to
8 page 3 of 20 which is Bates page 7060025. And I'd like to
9 direct your attention to the exchange that happens between
10 yourself and Mr. Dunlop starting just after -- halfway
11 down, you'll see your name with (inaudible); do you see
12 that?

13 **MR. RENSRAW:** Yes.

14 **MR. SHERRIFF-SCOTT:** Okay. Let's just read
15 together from there. I'll read it out loud; you read along
16 to yourself:

17 "I believe we were in St. Anicet. I
18 believe Brian Kirkey was there that day
19 too."

20 Is that consistent with your recollection?

21 **MR. RENSRAW:** Yes.

22 **MR. SHERRIFF-SCOTT:** And this is the day of
23 your alleged first abuse.

24 **MR. RENSRAW:** At that home.

25 **MR. SHERRIFF-SCOTT:** At that home, yes;

1 which is what you told Officer Dunlop was the first time of
2 abuse.

3 **MR. RENSRAW:** At that home.

4 **MR. SHERRIFF-SCOTT:** Okay sir. Well, on the
5 preceding page, you had said -- and on the first page, you
6 had said that it happened after your second probation and
7 then you went and outlined the incident which happened in
8 the spring or summer when Mr. Kirkey was present; correct?

9 **MR. RENSRAW:** Like I said, at that house.

10 **MR. SHERRIFF-SCOTT:** So you don't conceive
11 that this reflects a description of your first abuse?

12 **MR. RENSRAW:** No, I thought we cleared that
13 up.

14 **MR. SHERRIFF-SCOTT:** So now -- well then you
15 help me out, sir, because it says in this statement that
16 the first time you were abused was in the summer, it looks
17 like the summer because it refers to a boating incident and
18 Mr. Kirkey driving a motorcycle. So that wouldn't have
19 been the winter months; is that fair?

20 **MR. RENSRAW:** That's fair.

21 **MR. SHERRIFF-SCOTT:** Okay. So it's
22 obviously spring or summer time when you can get your boat
23 out and get your motorcycle out; is that fair?

24 **MR. RENSRAW:** Yes.

25 **MR. SHERRIFF-SCOTT:** And this description

1 falls on the heels of your reference to the first incident
2 of abuse being during your second probation.

3 MR. RENSRAW: Like I said, at that house.

4 MR. SHERRIFF-SCOTT: I see; okay. So your
5 evidence is -- this only refers to the incident of abuse at
6 that house; and not your first description of abuse?

7 MR. RENSRAW: Correct.

8 MR. SHERRIFF-SCOTT: Just a moment please.

9 Okay, sir. At page 5 of the same document
10 which is Bates page 7060027, there is a reference to the
11 fact that -- at the bottom of the page -- and it talks
12 about -- over to the top of the next page which is page 6.
13 You'll see that it refers to you saying "It came to a
14 boiling point" where you were sleeping on the couch. And
15 then he references, down below, at the bottom of the page -
16 - I won't read this because this is a description of
17 detail. But you'll agree with me this is a reference to
18 you being abused on some of the first times, or if not, the
19 first time?

20 MR. RENSRAW: That wouldn't be the first
21 time; no.

22 All right, so we can summarize the position
23 -- you say now -- the abuse started during your first
24 probation?

25 MR. RENSRAW: Yes.

1 **MR. SHERRIFF-SCOTT:** You said historically
2 both Mr. Dunlop -- and under oath -- had started at a later
3 period of time; spring or summer of 1985.

4 **MR. RENSRAW:** That's what's written and ...

5 **MR. SHERIFF-SCOTT:** Okay. Then, sir, it's
6 fair to say that eventually you moved in with Mr. Seguin?

7 **MR. RENSRAW:** Yes.

8 **MR. SHERRIFF-SCOTT:** And I take it there's
9 no dispute, is there, that that occurred in or about the
10 spring of 1989; is that consistent with your recollection?

11 **MR. RENSRAW:** I believe it was a little
12 before that.

13 **MR. SHERRIFF-SCOTT:** If we can just return
14 to document 100342; I don't believe this is an exhibit yet.

15 **MR. RENSRAW:** M'hm.

16 **MR. SHERRIFF-SCOTT:** It's a March 10th, 1989
17 letter from Mr. Kenneth Seguin to the Ministry of
18 Correctional Services.

19 **THE COMMISSIONER:** Thank you. Exhibit 556;
20 it is a letter dated March 10th, 1989 from Ken Seguin to
21 Mr. Emile Robert, employee contact with ex-offender.

22 **--- EXHIBIT NO./PIÈCE NO. 556:**

23 (100342) Letter dated March 10, 1989 from
24 Mr. Kenneth Seguin to Mr. Emile Robert Re:
25 Room rental to Gerald Renshaw.

1 **MR. SHERRIFF-SCOTT:** It appears here, sir,
2 from this letter, which you wouldn't have been privy to,
3 but if we look at it, it may jog your memory. He refers to
4 the fact that he's going to rent you a room, in or about
5 March of 1989, and tells Probation that you were a person
6 under his supervision from '84 to '86. Is that consistent
7 now with your recollection, sir?

8 **MR. RENSRAW:** A little clearer before this
9 was done.

10 **MR. SHERRIFF-SCOTT:** Before this
11 notification went in?

12 **MR. RENSRAW:** Yes.

13 **MR. SHERRIFF-SCOTT:** You're not sure when
14 you started?

15 **MR. RENSRAW:** No, it wasn't long before
16 that, but it was before that.

17 **MR. SHERRIFF-SCOTT:** In or around this time;
18 is that a fair description?

19 **MR. RENSRAW:** Sure.

20 **MR. SHERRIFF-SCOTT:** Okay.

21 **THE COMMISSIONER:** That is to say the time
22 referred to in the letter which we just marked as
23 Exhibit 556, correct? On March 10, 1989?

24 **MR. SHERRIFF-SCOTT:** Yes, sir, is that
25 right?

1 **MR. RENSRAW:** Like I said, it was around
2 that time.

3 **MR. SHERRIFF-SCOTT:** Thank you. I was just
4 trying to be specific, for the record.

5 Now, we know from the documents the
6 Commission tendered, that Mr. Seguin loaned you money to
7 purchase a truck, correct?

8 **MR. RENSRAW:** No. He co-signed for a bank
9 loan; he didn't loan me money.

10 **MR. SHERRIFF-SCOTT:** Okay, he co-signed for
11 a loan; for approximately \$11,000 and change?

12 **MR. RENSRAW:** No.

13 **THE COMMISSIONER:** What exhibit is that?

14 **MR. SHERRIFF-SCOTT:** I'm not sure it's
15 marked yet. It was referred to; it's document number
16 721841?

17 **THE COMMISSIONER:** No, I saw it.

18 **MR. RENSRAW:** Five-four-two (542)?

19 **THE COMMISSIONER:** Thank you.

20 You remember the loan was for \$9,700?

21 **MR. SHERRIFF-SCOTT:** Paragraph 5 of Bates
22 page 7084192 says the total obligation of \$11,049.77; is
23 that right, sir?

24 **THE COMMISSIONER:** I know you're an
25 insurance lawyer, sir. Maybe you don't know banking, but

1 that's including all of the interest and stuff.

2 The loan was for \$9,700.

3 **MR. SHERRIFF-SCOTT:** Yes, I'm just referring
4 to the total obligation of the borrower.

5 **THE COMMISSIONER:** Well, the amount of the
6 loan is not the total obligation of the borrower.

7 **MR. SHERRIFF-SCOTT:** Thank you, sir. I'm
8 not trying to mislead the witness.

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

10 **MR. SHERRIFF-SCOTT:** I'm just trying to -- I
11 looked at \$11,000, and said the total obligation of the
12 borrower that was being identified.

13 **THE COMMISSIONER:** No. Well, the amount of
14 the loan was \$9,700.

15 **MR. SHERRIFF-SCOTT:** Thank you.

16 So, he co-signed a loan, sir, for \$9,700 to
17 facilitate the purchase of a truck by you? Yes?

18 **MR. RENSRAW:** Yes.

19 **MR. SHERRIFF-SCOTT:** He gave you place to
20 live; correct?

21 **MR. RENSRAW:** I paid board; yeah.

22 **MR. SHERRIFF-SCOTT:** And you lived with him
23 for approximately a-year-and-a-half or more, until shortly
24 -- well, I guess, a year or so before his death?

25 **MR. RENSRAW:** I believe so.

1 **MR. SHERRIFF-SCOTT:** And, am I right that
2 you had testified on your examinations for discovery that
3 he gave or loaned you additional money between ten and
4 twenty other times?

5 **MR. RENSRAW:** Probably, yes.

6 **MR. SHERRIFF-SCOTT:** And, you testified last
7 week, on Tuesday, that he gave you money to buy drugs?

8 **MR. RENSRAW:** Yes.

9 **MR. SHERRIFF-SCOTT:** Now you lived with Mr.
10 Seguin. There were two people -- I suggest to you, that
11 you would have had the opportunity to get to know. One of
12 them was Ron Leroux.

13 **MR. RENSRAW:** Yes.

14 **MR. SHERRIFF-SCOTT:** And the other was
15 Mr. C-8; do you remember who he is?

16 **MR. RENSRAW:** Yes.

17 **MR. SHERRIFF-SCOTT:** Okay. And, I think
18 your evidence is that Mr. Leroux and Mr. C-8, who lived
19 together, lived a door down, or two doors down; correct?

20 **MR. RENSRAW:** Two.

21 **MR. SHERRIFF-SCOTT:** Two doors down.

22 And that Mr. Leroux was virtually there all
23 the time; "every day", to use your expression?

24 **MR. RENSRAW:** Yes.

25 **MR. SHERRIFF-SCOTT:** He and Mr. Seguin were

1 extremely close friends?

2 MR. RENSRAW: Yes.

3 MR. SHERRIFF-SCOTT: And that was occurring
4 at the time when you were living with Mr. Seguin?

5 MR. RENSRAW: Yes.

6 MR. SHERRIFF-SCOTT: So Mr. Leroux would
7 have had an opportunity to see and observe you, and vice
8 versa; correct?

9 MR. RENSRAW: Yes.

10 MR. SHERRIFF-SCOTT: And not to the same
11 extent, but to a significant extent, the same would hold
12 true for Mr. C-8?

13 MR. RENSRAW: Yes.

14 MR. SHERRIFF-SCOTT: Now, could we turn up
15 big doc 112540?

16 THE COMMISSIONER: Is this a new document?

17 MR. SHERRIFF-SCOTT: Yes, sir. So I'll turn
18 it up in my book here, and identify it. 112540, this is a
19 statement by Donald -- by C-8, and this will require
20 monikers or such, confidentiality as is required,
21 Commissioner, because it isn't a statement of C-8.

22 THE COMMISSIONER: Okay. Mr. Engelmann?

23 MR. ENGELMANN: I'm not sure why we're going
24 here, sir. Well, we've already advised Counsel that C-8
25 will be a witness for this hearing.

1 **THE COMMISSIONER:** Yes.

2 **MR. ENGELMANN:** This is a statement, as I
3 understand it, that C-8 gives to the police.

4 **THE COMMISSIONER:** Yes.

5 **MR. ENGELMANN:** It's clearly not a document
6 that this witness would be familiar with.

7 Now Mr. Sherriff-Scott knows how to ask
8 questions; I don't think he needs to use a statement from
9 someone else who has not yet testified about the statement
10 and its contents.

11 I mean I suppose we could mark it for
12 identification purposes, but unless there's a clear
13 explanation about why we're going here with this witness,
14 as opposed to simply putting this to C-8, I'm objecting.

15 **THE COMMISSIONER:** Thank you.

16 Mr. Sherriff-Scott?

17 **MR. SHERRIFF-SCOTT:** I'd like the witness to
18 leave the room, Commissioner, please.

19 **THE COMMISSIONER:** Thank you.

20 We're going to ask you to leave the room.

21 **MR. RENSRAW:** Thank you.

22 **MR. SHERRIFF-SCOTT:** Thank you, sir.

23 --- Witness leaves the room/Le témoin ce retire

24 ---SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. DAVID SHERRIFF-
25 **SCOTT:**

1 **MR. SHERRIFF-SCOTT:** The statement of C-8
2 refers to this witness.

3 **THE COMMISSIONER:** Yes.

4 **MR. SHERRIFF-SCOTT:** Makes a number of
5 comments and statements about him.

6 **THE COMMISSIONER:** Show me where.

7 **MR. SHERRIFF-SCOTT:** Just before I go there
8 -- to finish the point I was going to make --

9 I am -- I would submit, bound to put these
10 statements to him by Brown and Dunn. I have to put the
11 statement to him.

12 **THE COMMISSIONER:** Yes.

13 **MR. SHERRIFF-SCOTT:** Otherwise my friend
14 would rise and object if I put it to Mr. C-8.

15 So this is a statement in the possession of
16 the police. It is information and knowledge they had about
17 this witness in assessing their institutional response
18 pertaining to him and the statements he makes about the
19 witness are contained.

20 I submit that's enough, but if you wish me
21 to be more particular --

22 **THE COMMISSIONER:** Yes.

23 **MR. SHERRIFF-SCOTT:** At page Bates 1063646.

24 **THE COMMISSIONER:** How about 527 or 123, on
25 top?

1 **MR. SHERRIFF-SCOTT:** I'm sorry,
2 Commissioner, I didn't hear you.

3 **THE COMMISSIONER:** Okay, I don't like the
4 Bates page numbers, so ---

5 **MR. SHERRIFF-SCOTT:** Yes.

6 **THE COMMISSIONER:** --- 123 or 5 of 27?

7 **MR. SHERRIFF-SCOTT:** It's 131, or 13 of
8 twenty-seven pages.

9 **THE COMMISSIONER:** One-thirty-one (131);
10 okay.

11 **MR. SHERRIFF-SCOTT:** I just finished laying
12 a foundation of financial relationship between Mr. Seguin
13 and Mr. Renshaw.

14 **THE COMMISSIONER:** Yes.

15 **MR. SHERRIFF-SCOTT:** C-8, who he admits, had
16 an opportunity to observe him, and Mr. Renshaw, who had an
17 opportunity to observe him daily, report in the third
18 paragraph on the nature of the relationship. I wish to put
19 that to him for a number of reasons.

20 First, pertaining to his credibility;
21 second, because it is attributed to Mr. Leroux, who lives
22 next door and is there every day. And I want him to tell
23 me about Mr. Leroux and what Mr. Leroux is all about, and
24 why he is saying these things. Mr. Leroux is the next
25 witness this week and you will hear much about Mr. Leroux

1 and inconsistencies and difficulties with his statements.

2 **THE COMMISSIONER:** Right. But, we're
3 looking at institutional response. So, this would -- this
4 transcript ---

5 **MR. SHERRIFF-SCOTT:** This is a statement
6 given to the police force ---

7 **THE COMMISSIONER:** Yes.

8 **MR. SHERRIFF-SCOTT:** --- By C-8.

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

10 **MR. SHERRIFF-SCOTT:** In it, he refers not
11 only to Mr. Leroux, he is an upcoming witness, but also to
12 C-8, and what Mr. Leroux is purported to have said about C-
13 8 -- excuse me C-8.

14 I stand correct by apologizing for going
15 over the line there with the moniker.

16 The statement is given to Detective
17 Constable Dupuis. It is part of the institutional
18 response, this witness has testified based on his evidence
19 ---

20 **THE COMMISSIONER:** Sure, but it's not your
21 institutional response.

22 **MR. SHERRIFF-SCOTT:** That does not matter
23 sir. I'm entitled to cross-examine the man on the
24 institutional response and the matters that are out there
25 with respect to him, and --- otherwise, I can't cross-

1 examine anybody on their credibility. This man is pointing
2 the finger at people, including people -- at my client ---

3 **THE COMMISSIONER:** No, no. No, no.

4 **MR. SHERRIFF-SCOTT:** Yes sir; that's what he
5 was doing last week. And I submit I am entitled to deal
6 with his credibility.

7 **THE COMMISSIONER:** The problem I am having
8 sir is that we're to look at the institutional response of
9 what he said. So really, we have to look at what each
10 institution knew at the time, and how they built up like
11 that. And so, if you're going to come up with the
12 transcript of 2004, let's say -- what does that have to do
13 with the institutional response that has happened years
14 before?

15 **MR. SHERRIFF-SCOTT:** This transcript is
16 December 1998 ---

17 **THE COMMISSIONER:** Yes. No, no, I
18 understand.

19 **MR. SHERRIFF-SCOTT:** --- and it takes place
20 in the context of allegations by C-8 about a variety of
21 people including the next witness, Mr. Leroux.

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

23 **MR. SHERRIFF-SCOTT:** And just so there's no
24 surprise, C-8 makes allegations of abuse against Mr. Leroux
25 ---

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

2 **MR. SHERRIFF-SCOTT:** --- in this transcript.

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

4 **MR. SHERRIFF-SCOTT:** And Mr. Leroux gave --
5 well I don't know how many statements and affidavits he
6 gave, but there are probably approaching 20 or 30, and the
7 institutions clearly knew when you read them about
8 allegations by C-8 and others.

9 Now, number 1, I want this witness' evidence
10 on Mr. Leroux.

11 Number 2, I want this witness' evidence on
12 C-8.

13 Number 3, I want to deal with his
14 credibility insofar as he is a witness identifying people
15 and attacking people; making allegations of impropriety.

16 **THE COMMISSIONER:** He is not making
17 allegations of impropriety today, or yesterday. What he is
18 doing is saying "This is what I told the police". There is
19 nothing new in his evidence that isn't in the complaint.

20 The only difference is we've got him here on
21 the stand saying "This is what I complained of".

22 **MR. SHERRIFF-SCOTT:** Sorry; that last week,
23 he testified, not having testified in any statement before,
24 that a variety of people were on Malcolm MacDonald's island
25 having described it. That's nowhere in any statement, and

1 query whether or not the institutions could have responded
2 to that at all, not having know about it. But he was
3 allowed to testify in those matters.

4 **THE COMMISSIONER:** So, you're saying that
5 there is nowhere in the documents that you people know
6 about that there is an allegation that Bishop LaRocque went
7 on the island?

8 **MR. SHERRIFF-SCOTT:** This witness does not
9 testify in his statements to the police that the people he
10 named, including -- from my client, were on that island.
11 And I will take him to each and every one of his statements
12 if needs be must to confirm that. He never did that
13 before.

14 That's why I rose last week, it was new
15 information. Mr. Mandeville said the same thing,; it was
16 new information. It wasn't in his prior statements.

17 But that's not the only basis for my line of
18 inquiry. I think it's essential for this witness to be
19 making observations and telling us about Mr. Leroux, who's
20 the next witness. They both say things about each the
21 other. Same holds true for C-8. He makes statements about
22 each of them.

23 **THE COMMISSIONER:** And how is that relevant
24 to the institutional response?

25 **MR. SHERRIFF-SCOTT:** It's relevant, sir,

1 because these institutions assessed the credibility of
2 these individuals when they took decisions whether or not
3 to lay charges.

4 And I assume that the Inquiry is
5 investigating the propriety of those investigations and
6 what information those investigations were founded on,
7 including the statements of a variety of people ---

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

9 **MR. SHERRIFF-SCOTT:** --- in order to reach
10 decisions, rightly or wrongly.

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

12 **MR. SHERRIFF-SCOTT:** And you will make
13 recommendations about the protocols and procedures
14 followed, having observed what information they founded
15 their decisions on.

16 **THE COMMISSIONER:** Right.

17 **MR. SHERRIFF-SCOTT:** And this individual, I
18 am entitled -- I submit, to deal with his credibility and
19 to deal with the information that was being alleged about
20 him on which institutions, including the police, acted.
21 And it's disclosed in this statement. Moreover, I am
22 entitled, I submit, to cross-examine this witness about Mr.
23 Leroux and his statements about this witness; about Mr.
24 Leroux, and I'm bound to do that.

25 My friend rose last week and said that we

1 should follow Browne and Dunn and I'm doing that, among
2 other things.

3 **THE COMMISSIONER:** Amongst other things.

4 **MR. SHERRIFF-SCOTT:** Yes. Do you wish to
5 hear from others?

6 **THE COMMISSIONER:** Mr. Engelmann.

7 **MR. SHERRIFF-SCOTT:** Yes. Thank you.

8 **--- SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. PETER ENGELMANN:**

9 **MR. ENGELMANN:** Quite certain I didn't
10 comment on Browne and Dunn last week, but in any event,
11 that doesn't matter. Mr. Sherriff-Scott can put the
12 question to the witness without the transcript.

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

14 **MR. ENGELMANN:** I don't think it's proper to
15 use the transcript of a third party. We don't have that
16 person here yet. We don't have the police officer here
17 yet. It is more appropriate that he simply put the
18 question.

19 Getting back to the point about where people
20 are seen in the company of people, I believe he is correct
21 that, with respect to what Gerry Renshaw says about who's
22 on the island, et cetera.

23 I mean there is other people who will say,
24 rightly or wrongly, those allegations were made that people
25 fraternized with Malcolm MacDonald, with Ken Seguin, with

1 Charlie MacDonald.

2 And again, I guess it goes back to
3 presumably the institutional response of the police in the
4 investigation here. I don't think we are talking about the
5 institutional response of the Diocese.

6 But I just -- with respect to the objection,
7 with respect to the statement, he should simply put what it
8 is he wants to the witness. And he can say it without
9 using the transcript.

10 My respectful submission.

11 **THE COMMISSIONER:** Anyone else want to
12 wander in here?

13 Mr. Lee?

14 **--- SUBMISSIONS BY/REPRÉSENTATIONS PAR MR.DALLAS LEE:**

15 **MR. LEE:** I just wanted to raise one quick
16 point while the witness is out of the room. Based on the
17 passage that Mr. Sherriff-Scott has identified is the one
18 he is going to put to the witness, my objection -- I am
19 going to reiterate my objection from last week essentially
20 that Mr. Sherriff-Scott says that's going to credibility.
21 I submit that the passage he has identified goes to Mr.
22 Renshaw's credibility in terms of whether he was or was not
23 a victim of abuse, and I say that's improper.

24 Credibility is one thing, going to the root
25 of whether or not he was victimized or can be called --

1 properly called a victim, I say is outside the realm of
2 what Mr. Sherriff-Scott's entitled to do here ---

3 **THE COMMISSIONER:** Well, Mr. Sherriff-Scott
4 is going to argue. Well, I don't want to put words in Mr.
5 Sherriff-Scott's --- But he is going to say "It's not for
6 the truth of the matter, it's for the fact that this guy
7 was saying this to the police about it."

8 **MR. LEE:** I don't know what Mr. Renshaw is
9 supposed to answer to that. I don't know what value there
10 is from -- and I legitimately don't understand the purpose
11 of asking that question of Mr. Renshaw. What we hope to
12 get from him, and how that's helpful in any way.

13 If you're going to ask him whether or not
14 this is true; I say you can't.

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

16 **MR. LEE:** And if you're going to ask him
17 whether or not C-8 said it, the only possible answer is
18 going to be "I have no idea".

19 **THE COMMISSIONER:** Oh, it's interesting.
20 All right.

21 Anybody else?

22 Mr. Manderville?

23 --- SUBMISSIONS BY/REPRÉSENTATIONS PAR MR.PETER

24 **MANDERVILLE:**

25 **MR. MANDERVILLE:** Briefly, Mr. Commissioner,

1 if the position is that cross-examination on this line is
2 not relevant, then I would observe that a good portion of
3 the examination-in-chief of this witness last week was
4 devoted to who was where; who attended where; nothing to do
5 with the institutional response at all. If that is how
6 we're couching it.

7 **THE COMMISSIONER:** No, no. Just a minute.
8 Just a minute. Just a minute.

9 Nothing to do with the institutional
10 response? Well, I don't know. It's -- this witness was
11 there and this is the complaint, or this is the information
12 he gave the police; all right? So, ---

13 **MR. MANDERVILLE:** Or not, as the case may
14 be.

15 **THE COMMISSIONER:** Or not?

16 **MR. MANDERVILLE:** The information he did not
17 give to the police, as the case may be, as we've seen.

18 **THE COMMISSIONER:** What do you mean, as the
19 case may be?

20 **MR. MANDERVILLE:** In some cases, in some
21 instances, it may be information he did indeed give to the
22 police and ---

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

24 **MR. MANDERVILLE:** --- in some other
25 instances, as I objected to last week, it does not appear

1 he did give certain information to the police.

2 **THE COMMISSIONER:** Right. And so, for the
3 evidence that he gave, statements to the police -- I mean,
4 they are armed with this material and they have to decide
5 what to do with it; right?

6 So, what happens afterwards? So, for
7 example, let's assume for a minute -- let's just assume for
8 a minute, that a witness comes up and says, "Yeah, this
9 person did something very bad." And the police look at it,
10 and they do nothing, all right? Just because, three years
11 down the road, the guy comes back and says, "I was only
12 kidding," that doesn't justify a bungled investigation, so
13 to speak.

14 And so -- you know, I'm very concerned the
15 way this whole is going around.

16 **MR. MANDERVILLE:** Your hypothetical deals
17 with an Alberta police force, correct?

18 **THE COMMISSIONER:** Absolutely.

19 **MR. MANDERVILLE:** Yes.

20 **THE COMMISSIONER:** Absolutely.

21 **MR. MANDERVILLE:** I thought as much.

22 **THE COMMISSIONER:** Well, actually, not even
23 Alberta. Not even Canadian. Is that clearest, now?

24 **MR. MANDERVILLE:** Yes.

25 Secondly, Mr. Commissioner, Mr. Engelmann

1 remarked on a witness making an allegation, rightly or
2 wrongly. More importantly, I believe, it's in the
3 interests of a number of counsel in this room, on behalf of
4 their clients, to explore if the allegation -- to the
5 extent we can -- if the allegation was made truthfully, or
6 falsely. Not rightly or wrongly, but truthfully or
7 falsely.

8 And that's a very important function of an
9 inquiry, and an important function of cross-examining
10 counsel, where it warranted.

11 **THE COMMISSIONER:** Where it is warranted.

12 I'm just torn a little bit, because then
13 when it comes time to other parties taking the stand, some
14 of your clients ---

15 **MR. MANDERVILLE:** I have not doubt that they
16 will be vigorously cross-examined.

17 **THE COMMISSIONER:** M'hm. On all issues?

18 **MR. MANDERVILLE:** All issues that you deem
19 appropriate.

20 (LAUGHTER/ RIRES)

21 **THE COMMISSIONER:** All right. Well, I don't
22 know ---

23 **MR. MANDERVILLE:** That -- those are the
24 points I have to make, sir.

25 **THE COMMISSIONER:** Thank you.

1 Anyone else? Oh yes, yes yes. Hang on.

2 We'll let seniority take its toll.

3 **---SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. WILLIAM CARROLL:**

4 **MR. CARROLL:** Just to go to your example
5 that you just gave, of X says, "Something bad happened to
6 me," four years later -- and the police do nothing. And
7 four years later, he says, "I was just kidding." Following
8 that through, then the police come and say, "This is why we
9 didn't do anything. We didn't believe him."

10 **THE COMMISSIONER:** Ah ---

11 **MR. CARROLL:** Yes, just a minute. If I
12 could just finish my thought

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

14 **MR. CARROLL:** Surely, if the police are
15 going to say, "We didn't believe him," we're entitled to
16 lay a foundation as to why they didn't believe him, if the
17 person presents as incredible.

18 **THE COMMISSIONER:** You are; yes.

19 **MR. CARROLL:** Yes.

20 **THE COMMISSIONER:** You are; as the police.

21 **MR. CARROLL:** So then, I missed the point
22 because Mr. Manderville represents the police, as well.

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

24 **MR. CARROLL:** What were you ---

25 **THE COMMISSIONER:** Now, Mr. Sherriff-Scott.

1 **MR. CARROLL:** Well, if that's the limitation
2 on your example, then I have nothing further to add with
3 respect to my client.

4 **THE COMMISSIONER:** Yes, sir.

5 ---**SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. ALLAN MANSON:**

6 **MR. MANSON:** Mr. Commissioner, I'm reluctant
7 to jump into this, but I'm ---

8 **THE COMMISSIONER:** You're going to anyway --
9 -

10 **MR. MANSON:** I'm -- well, I've been
11 persuaded, because I'm concerned about C8 ---

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

13 **MR. MANSON:** And I'm concerned about being
14 in a similar position to Mr. Sherriff-Scott. Perhaps, with
15 the next witness, in relation to material from C-8.

16 And in that respect, I think my position
17 would be that counsel ought to be able to do essentially
18 what Mr. Engelmann suggested, and that is to paraphrase the
19 question from the transcript ---

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

21 **MR. MANSON:** --- and say, "We anticipate
22 hearing evidence that..."

23 Assuming the question is relevant, the
24 witness should either say that's true or it's not true. We
25 can't leave it hanging without putting it to this witness,

1 if anyone's going to put it to C-8.

2 And I anticipate being in that position with
3 the next witness, and some of C-8's material. So, I think
4 I would agree with Mr. Engelmann, and I had a look at the
5 question. Mr. Sherriff-Scott can put the substance to the
6 witness without needing to put the transcript. But the
7 transcript shows why we anticipate that will be C-8's
8 evidence. Maybe it won't be by the time he gets here, but
9 ---

10 **THE COMMISSIONER:** Yes, but what about if it
11 goes to re-victimizing this person?

12 **MR. MANSON:** That's -- in terms of concerns
13 about prejudice, concerns about (inaudible) value. Those
14 are matters in your hands, Mr. Commissioner.

15 Have you -- I'm just concerned that we not
16 make a ruling ---

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

18 **MR. BENNETT:** -- that precludes taking C-8's
19 material and putting it to other witnesses. Particularly
20 the next witness that we're going to hear.

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

22 Well -- yes? Sorry. Come on up,
23 Mr. Bennett.

24 ---SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. DAVID BENNETT:

25 **MR. BENNETT:** Good afternoon,

1 Mr. Commissioner.

2 It strikes me we're back in a situation that
3 we were, similar with Mr. Silmser, and that we may be with
4 other witnesses.

5 And the whole -- is the atmosphere that's
6 being created for some witnesses, and whether attacking
7 credibility is the way to go about what this inquiry is
8 going to do.

9 I understand that there is an issue with
10 respect to credibility of certain witnesses, but it
11 exemplifies a bigger issue which is the issue of when
12 people come forward to institutions and, as Dr. Wolfe and
13 Dr. Jaffe talked about, may not present themselves in the
14 most typical way; and how do they deal with people when
15 allegations come forward?

16 I don't think it's necessary to go after
17 individual witnesses on their credibility on every single
18 thing that they've ever said -- for at the end of the day,
19 for my friend to get up. And I think where he's heading is
20 saying, you know, "You can't believe a word this person's
21 saying." And I'm not speaking particularly to Mr. Renshaw
22 or any of them -- but any of the witnesses.

23 That's clearly what the groundwork is being
24 laid for, and I don't think it's necessary for this
25 inquiry, in terms of getting to the institutional response.

1 What the inquiry is going to have to do is -
2 - deal with this -- how do institutions deal with people
3 when they bring forward allegations, and they're not sure
4 whether they're credible, or not.

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

6 **MR. BENNETT:** --- and how, perhaps, do you
7 have to look at abuse allegations differently, given the
8 type of effects we've heard from the experts Dr. Wolfe and
9 Dr. Jaffe. And I think it may be possible to do that
10 without going after every individual statement someone has
11 made, and in particular, when it's not with respect to that
12 institution.

13 And those are my comments for today.

14 **THE COMMISSIONER:** Thank you.

15 Anyone else?

16 I'm sorry, go on.

17 ---**FURTHER-SUBMISSIONS BY/REPRÉSENTATIONS SUPPLÉMENTAIRES**

18 **PAR MR. PETER ENGELMANN:**

19 **MR. ENGELMANN:** Just before Mr. Sherriff-
20 Scott responds, and has a right to respond, I've read the
21 statement again, and I agree with Mr. Lee's objection that
22 I don't even think if one paraphrases, quite frankly, the
23 answer will be of assistance.

24 The OPP clearly knew what C-8 was saying ---

25 **THE COMMISSIONER:** M'hm

1 **MR. ENGELMANN:** -- clearly knew what C-8 was
2 saying at the time, to them, and obviously they will be
3 asked how, if at all, that informed their institutional
4 response and their dealings with Mr. Renshaw.

5 I don't know how Mr. Renshaw's response to
6 those comments by C-8 now will be of assistance.

7 **THE COMMISSIONER:** Okay.

8 ---**FURTHER-SUBMISSIONS BY/REPRÉSENTATIONS SUPPLÉMENTAIRES**
9 **PAR MR. DAVID SHERRIFF-SCOTT:**

10 **MR. SHERRIFF-SCOTT:** It matters not to me
11 whether I put the substance to him or the statement to him
12 -- a statement that was given to the police force.

13 At the bottom of the barrel, this individual
14 has made allegations against my client and I submit those
15 allegations are not allegations of abuse, of him. And I am
16 entitled to test his credibility when Commission counsel
17 elects on a format to put the witness in the box and raise
18 these issues, and with respect, canvass individual names on
19 a list, one by one, by one, by one ---

20 **THE COMMISSIONER:** That was part of what he
21 told the police.

22 **MR. SHERRIFF-SCOTT:** And this was part of
23 what this individual told the police, and it's important to
24 me for a number of perspectives.

25 Number one, his own credibility.

1 Number two, the next witness is the one who
2 this document attributes the statement.

3 The next witness's credibility, I submit to
4 you sir, is going to be even more on the line.

5 **THE COMMISSIONER:** What I'm saying is, if
6 the police, when they took the statement from C-8, would
7 have said, "Hmmm, there's something here. Maybe we should
8 go back and see this witness, and ask him about that."
9 That would be part of the institutional response.

10 And whether they did or not, but ---

11 **MR. SHERRIFF-SCOTT:** Sir, I need to cross-
12 examine this witness about Mr. Leroux. And this statement
13 refers to Mr. Leroux as the genesis of this allegation.

14 This is -- the man I laid the foundation for
15 last week you left outstanding the question of whether I
16 could go here, and I've just laid the foundation on the
17 subject of a series of financial issues.

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

19 **MR. SHERRIFF-SCOTT:** He's agreed to me that
20 he received money for drugs; co-sign of a loan. There is a
21 further allegation of a car. There are ten to twenty
22 loans, et cetera.

23 This is the last in the line and it's a
24 statement made by his next door neighbour, a statement
25 about him and it's a statement which will turn into

1 something about the person speaking it as well; because I
2 intend to pursue questions of this witness about the next
3 witness, as I am bound to do, I submit, under the rules.

4 ---RULING BY THE COMMISSIONER/DÉCISION PAR LE COMMISSAIRE:

5 THE COMMISSIONER: Right; all right. Well,
6 let me tell you this then.

7 I've given some thought over the weekend and
8 these are my thoughts.

9 Parties withstanding have the right to
10 cross-examine witnesses, and that is expressed in
11 Section 5, of the *Public Inquiries Act*, which states that:

12 "A party who has a direct and
13 substantial interest in the subject
14 matter of the inquiry has the
15 opportunity to cross-examine
16 witnesses on evidence relevant to
17 that person's interest.

18 The right to cross-examine witnesses is
19 not limitless. The witness may only be
20 asked questions on a matter to the
21 public inquiry and it must be relevant
22 to the person's interest.

23 Moreover, it must not be harassing or
24 constitute misrepresentation.

25 It must not create distracting side

1 issues, be inflammatory, have a
2 distorting impact or result in the
3 undue consumption of time.

4 This list is not comprehensive, but is
5 merely examples when cross-examination
6 can be restricted.

7 The limits of cross-examinations in
8 public inquiries has been repeatedly
9 discussed in several court decisions.

10 These judgements have emphasized that
11 cross-examination in inquiry is subject
12 to the discretion of the Commissioner,
13 as to relevancy, the avoidance of
14 repetition in similar matters.

15 Moreover, courts have said that holding
16 that a party has standing does not mean
17 that each time the party wishes to ask
18 a question in cross-examination, that
19 they have a right to do so
20 indiscriminately.

21 The Commissioner remains in charge of
22 the Inquiry.

23 I am in control of the process, and thus I
24 am obliged to rule on the relevance of the interest of the
25 parties and questions that may be asked are those that

1 would assist the Commissioner in his work.

2 Questions that are relevant or are merely
3 part of a fishing expedition might not be permitted. In
4 other words, each of these matters must be dealt with by
5 the Commissioner on a situational basis, as they arise in
6 the course of this continuing inquiry.

7 Therefore, I wish to stress that, although
8 the ambit of cross-examination is broad, that is does not
9 say that it's anything goes.

10 Counsel will not be permitted to cross-
11 examine on irrelevant or inadmissible matters.

12 I also want to repeat that the public
13 inquiry, unlike a civil or criminal trial, is
14 inquisitorial, not adversarial. This is important for both
15 counsel and the public to understand. Moreover, the
16 fairness principle permeates this inquiry.

17 I am to ensure that the witnesses are
18 treated fairly.

19 I also need to emphasize the role of
20 Commission counsel, given the comments made by some of the
21 parties at the hearings last week.

22 It is important to understand that the role
23 of Commission counsel is not to advance a particular point
24 of view, but rather to present the evidence in a full,
25 impartial and balanced manner.

1 They are not adverse in interest to any
2 parties or witness at the inquiry. Their role is to ensure
3 that all issues bearing on the public interest are brought
4 before the Inquiry. Again, I refer to the direction on
5 process that I issued at the time of another witnesses'
6 testimony, and I expect parties to understand and adhere to
7 those principles.

8 So Mr. Sherriff-Scott, based on that, I want
9 to hear -- go back to this statement and what parts you
10 want to ask questions of, and then I'll rule on it.

11 ---**FURTHER SUBMISSIONS BY/REPRÉSENTATIONS SUPPLÉMENTAIRE**
12 **PAR MR. DAVID SHERRIFF-SCOTT:**

13 **MR. SHERRIFF-SCOTT:** I want to put to him---

14 **THE COMMISSIONER:** Yes.

15 **MR. SHERRIFF-SCOTT:** The statement
16 attributed to Ron Leroux, and I want to ask him ---

17 **THE COMMISSIONER:** A statement attributed to
18 Ron Leroux -- and what page is that on?

19 **MR. SHERRIFF-SCOTT:** C-8 is referred --
20 that's at page 131, or 13 of 27 of the document of C-8.

21 **THE COMMISSIONER:** Yes.

22 **MR. SHERRIFF-SCOTT:** It is the third entry,
23 or the second entry of C-8, and it says:

24 "I just heard about... " and reads as
25 follows --

1 **THE COMMISSIONER:** Okay. And what's the
2 question going to be?

3 **MR. SHERRIFF-SCOTT:** I want to put the
4 statement of Mr. Leroux to him.

5 **THE COMMISSIONER:** Well, it's not a
6 statement to Mr. Leroux.

7 **MR. SHERRIFF-SCOTT:** Well, it is attributed
8 to Mr. Leroux, sir. "I just heard about Ken", it says, and
9 then he talks about Ken and Gerry, et cetera, and then he
10 refers to the person who told him about it, was Ron Leroux,
11 which is the second last line.

12 **THE COMMISSIONER:** Right.

13 **MR. SHERRIFF-SCOTT:** So the statement is
14 attributed to Mr. Leroux.

15 **THE COMMISSIONER:** Yes.

16 **MR. SHERRIFF-SCOTT:** And I intend to use
17 this as a segue into my examination of this witness about
18 Mr. Leroux.

19 **THE COMMISSIONER:** Okay, and what is your
20 question going to be to him about this statement?

21 **MR. SHERRIFF-SCOTT:** I am going to ask him
22 about it, and then I am going to ask him about Mr. Leroux.

23 **THE COMMISSIONER:** No, no. About it? What
24 do you mean by about it?

25 **MR. SHERRIFF-SCOTT:** I am going to ask him

1 if he's aware that Mr. Leroux made these allegations about
2 him, and why he would have done so. And then I'm going to
3 use that as an opportunity to go into a brief examination
4 with respect to Mr. Leroux.

5 **THE COMMISSIONER:** You're going to ask him
6 why would ---

7 **MR. SHERRIFF-SCOTT:** I'm going to ask him,
8 sir -- well I can ask him whether it's true or false.

9 **THE COMMISSIONER:** Oh no, you're not.

10 **MR. SHERRIFF-SCOTT:** Or what information he
11 had about it.

12 **THE COMMISSIONER:** No; you're not.

13 **MR. SHERRIFF-SCOTT:** Sir, I need to examine
14 this witness about Mr. Leroux, and I need to know whether
15 this witness considers Mr. Leroux to be telling the truth
16 about him and C-8, as well to the police.

17 He's testified, and I laid the foundation
18 for this, that C-8 was there weekly, that Leroux was there
19 daily having an opportunity to advise and see him.

20 You will hear Mr. Leroux's story as a long
21 and complex one. He is going to resile from major
22 allegations. His credibility will be enormously affected
23 and important.

24 **THE COMMISSIONER:** His credibility. You see
25 again, Mr. Renshaw here is just talking about his complaint

1 to the police.

2 **MR. SHERRIFF-SCOTT:** First, can I backtrack
3 to your statement that you just uttered?

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

5 **MR. SHERRIFF-SCOTT:** I categorically reject
6 the idea that I have been unfair to any witness or that I
7 have harassed any witness. I don't want that inference to
8 be drawn by the public.

9 **THE COMMISSIONER:** Ohhh.

10 **MR. SHERRIFF-SCOTT:** Secondly, I don't think
11 I am being unfair to this witness nor have I yet been, or
12 any witness that I've examined for that matter.

13 This man's credibility, I submit, is an
14 issue here, and if I can't examine him on what he's told
15 the police over the years in a variety of iterations, then
16 that means I can never examine a person on a police
17 statement about their credibility, broadly speaking.

18 Mr. Leroux, as you will hear, makes
19 extensive allegations about virtually every public
20 institution in the city, including my client, and I submit,
21 I'm entitled to use this witness to deal with Mr. Leroux
22 and vice versa, having first put Mr. Leroux's statements to
23 him.

24 **THE COMMISSIONER:** Finished?

25 **MR. SHERRIFF-SCOTT:** Yes, sir.

1 **THE COMMISSIONER:** Thank you.

2 Mr. Engelmann, do you have something to say?

3 ---**FURTHER SUBMISSIONS BY/REPRÉSENTATIONS SUPPLÉMENTAIRE**
4 **PAR MR. PETER ENGELMANN:**

5 **MR. ENGELMANN:** Of course, that's not what
6 my friend is trying to do. He's not trying to put
7 Mr. Leroux's statement about Mr. Renshaw to Mr. Renshaw.
8 He's trying to put a statement by someone else that
9 Mr. Leroux allegedly makes to him to this witness. It's a
10 completely different proposition, and again speaks to why
11 this isn't relevant and why it's not proper, in my
12 respectful submission.

13 ---**RULING BY THE COMMISSIONER/DÉCISION PAR LE COMMISSAIRE:**

14 **THE COMMISSIONER:** Thank you.

15 Mr. Sherriff-Scott. My ruling is that you
16 will not be permitted to ask him whether it's the truth or
17 not. You can ask him if he was aware that Mr. C-8 made a
18 comment to the police that attributed it to him, and that
19 will be the end of that. Is that clear?

20 **MR. SHERRIFF-SCOTT:** Yes, perfectly sir.

21 Just so that we're clear in terms of what I
22 intend to do thereafter. I intend to deal with
23 Mr. Leroux's credibility with this witness. The witness
24 will react to this, and I intend to then pursue the subject
25 of that individual and why he might have said these things,

1 and what it is about him that is important to know.

2 **THE COMMISSIONER:** We'll take it step by
3 step.

4 **MR. SHERRIFF-SCOTT:** Thank you.

5 **THE COMMISSIONER:** And just to be clear,
6 sir, my comments were not strictly attributable to you. I
7 do think that some of the anticipated use of the brother's
8 affidavit was, in my view, uncalled for, and frankly I was
9 disappointed by it. But I didn't mention that in the
10 statement that I read. It was mostly a question of
11 principle, sir.

12 **MR. SHERRIFF-SCOTT:** I beg your pardon, sir?

13 **THE COMMISSIONER:** I said a question of
14 principles.

15 **MR. SHERRIFF-SCOTT:** Are my principles at
16 issue, sir?

17 **THE COMMISSIONER:** Not at all.

18 **MR. SHERRIFF-SCOTT:** Thank you.

19 **THE COMMISSIONER:** Not at all.

20 What I did was set out the principles of
21 cross-examination.

22 **MR. SHERRIFF-SCOTT:** Thank you.

23 **THE COMMISSIONER:** Principles that way. You
24 react quickly, sir.

25 **MR. SHERRIFF-SCOTT:** Well, we're in a public

1 forum, Commissioner. People draw inferences, as you know.

2 **THE COMMISSIONER:** And they certainly do
3 about affidavits, don't they?

4 **MR. SHERRIFF-SCOTT:** They do, yes; and they
5 did last week, just as I was concerned they would, in the
6 media.

7 **THE COMMISSIONER:** And we should not fall
8 prey --- Commissioner, people draw inferences, as you know.

9 **THE COMMISSIONER:** And they certainly do
10 about affidavits, don't they?

11 **MR. SHERRIFF-SCOTT:** They do; yes.

12 **THE COMMISSIONER:** Yes.

13 **MR. SHERRIFF-SCOTT:** And they did last week,
14 just as I was concerned they would, in the media.

15 **THE COMMISSIONER:** And we should not fall
16 prey to playing to the media.

17 **MR. SHERRIFF-SCOTT:** I couldn't agree more
18 with that proposition, sir.

19 **THE COMMISSIONER:** Yes.

20 **MR. SHERRIFF-SCOTT:** But the reality is
21 people are damaged when the media reports, whether they do
22 it rightly or wrongly, and so we should be careful.

23 **THE COMMISSIONER:** I think we should be
24 careful about the instructions we give, as well; to make
25 sure that that's what we're doing.

1 **MR. SHERRIFF-SCOTT:** I'm very careful about
2 my instructions; thank you.

3 **THE COMMISSIONER:** I'm happy to hear that.

4 **MR. SHERRIFF-SCOTT:** Are we going to resume
5 now or ---

6 **THE COMMISSIONER:** We're going to get the
7 witness.

8 **(SHORT PAUSE)/(COURTE PAUSE)**

9 **GERALD RENSRAW, Resumed/Sous le même serment**

10 **THE COMMISSIONER:** Mr. Renshaw, we've worked
11 out some arrangements as to what kind of questions would be
12 put to you, and so I've asked Mr. Sherriff-Scott to ask you
13 certain questions.

14 It may well be that you'll be asked to leave
15 again but, again, it's not a reflection on you or anything
16 that you're telling us; all right?

17 Thank you.

18 **MR. RENSRAW:** Okay.

19 **THE COMMISSIONER:** Mr. Sherriff-Scott.

20 **---CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR DAVID**
21 **SHERRIFF-SCOTT(cont'd/suite)**

22 **MR. SHERRIFF-SCOTT:** Thank you, sir.

23 Sir, you'll recall when we left, we were
24 talking about C-8 and Mr. Leroux; correct?

25 **MR. RENSRAW:** Correct.

1 **MR. SHERRIFF-SCOTT:** And I think to capture
2 your evidence, Mr. Leroux was there virtually every day,
3 and an extremely close friend of Mr. Seguin?

4 **MR. RENSRAW:** Correct.

5 **MR. SHERRIFF-SCOTT:** And that C-8 was there
6 weekly, bi-weekly, some other lesser interval, but
7 significantly?

8 **MR. RENSRAW:** Correct.

9 **MR. SHERRIFF-SCOTT:** And these individuals
10 would have had an opportunity to observe you, and vice
11 versa, as we established?

12 **MR. RENSRAW:** Yes.

13 **MR. SHERRIFF-SCOTT:** Are you aware, sir,
14 that Mr. Leroux, through C-8, has suggested that in part,
15 at least, your relationship --

16 **THE COMMISSIONER:** No, no, I'm sorry, I'm
17 sorry, I have to stop you there.

18 I don't know that that's quite the way you
19 should put that question.

20 It's C-8 reports that Mr. Leroux -- all
21 right?

22 **MR. SHERRIFF-SCOTT:** Fair enough; fair
23 enough.

24 **THE COMMISSIONER:** All right?

25 The Commissioner's concerned about how I'm

1 casting this question, and so I'll put it in a different
2 way.

3 Are you aware -- first of all, you know C-8?

4 **MR. RENSRAW:** Yes.

5 **MR. SHERRIFF-SCOTT:** And are you aware that
6 C-8 has attributed -- that means said Mr. Leroux has said
7 about you -- that your relationship in part with Mr. Seguin
8 was based on a financial arrangement?

9 **MR. RENSRAW:** I don't care what either of
10 them have to say.

11 **MR. SHERRIFF-SCOTT:** No, no, I understand
12 that, but the question is: Are you aware ---

13 **MR. RENSRAW:** No, I'm not aware.

14 **THE COMMISSIONER:** There you go.

15 **MR. SHERRIFF-SCOTT:** Can we go now, sir, to
16 the February 9th statement of yours, which is document
17 number 715280. I don't have the exhibit number. Five-
18 four-two (542)?

19 **THE REGISTRAR:** Five-four-three (543).

20 **THE COMMISSIONER:** Five-four-three (543).

21 Thank you.

22 All right, so this is an interview report
23 that you would have given in February of 1994, all right?

24 **MR. SHERRIFF-SCOTT:** Do you remember this
25 statement, sir?

1 **MR. RENSRAW:** Sort of, yes.

2 **MR. SHERRIFF-SCOTT:** Okay. In fact, I'd
3 like to turn to document 715280, which is a little more
4 user-friendly; it's the typed version.

5 **THE COMMISSIONER:** And where is it?

6 **MR. SHERRIFF-SCOTT:** It's 715280.

7 This document is 715442, Commissioner, but
8 the typed version is 715280 on which the Commission gave
9 notice, as well.

10 **MR. ENGELMANN:** Mr. Sherriff-Scott is
11 referring to a typed version of a handwritten statement
12 that I put into evidence; put in a handwritten statement
13 which I don't believe the witness will be able to identify
14 that as his signature.

15 **THE COMMISSIONER:** All right.

16 **MR. ENGELMANN:** We don't know of any -- any
17 problem reading the transcription, sir.

18 **THE COMMISSIONER:** All right, so ---

19 **MR. ENGELMANN:** Handwritten.

20 Maybe if we enter it as item 543A.

21 **THE COMMISSIONER:** Why don't we do that:
22 543A, on the understanding that it's a typed version and in
23 the event of any disagreement, the handwritten one would
24 prevail -- unless, of course, there's a probative reason to
25 look at the typed version on its own.

1 --- EXHIBIT NO./PIÈCE NO. 543A:

2 (715442) Typed Version of OPP Interview
3 Report of Gerald Renshaw - Dated
4 February 9th, 1994

5 **MR. SHERRIFF-SCOTT:** No, I only do that for
6 the convenience of witnesses; it's much easier to follow
7 textually, but if there's a concern about the
8 transcription, I'll go back to the other document.

9 **THE COMMISSIONER:** Fine.

10 **MR. SHERRIFF-SCOTT:** I think it serves
11 everybody's convenience better.

12 **THE COMMISSIONER:** Do you have that Madam
13 Clerk?

14 **MR. SHERRIFF-SCOTT:** 715280; it's a document
15 on which Commission counsel gave notice.

16 **THE COMMISSIONER:** Excuse me. I'm sorry?

17 **THE REGISTRAR:** (Inaudible)

18 **THE COMMISSIONER:** Yes, that one didn't go
19 in?

20 So this should be 543A, Madam Clerk.
21 Okay.

22 **MR. SHERRIFF-SCOTT:** Just tell me when
23 you've got a copy in front of you.

24 **THE COMMISSIONER:** I do.

25 **MR. SHERRIFF-SCOTT:** You do?

1 Commissioner, are you ready?

2 **THE COMMISSIONER:** Yes.

3 **MR. SHERRIFF-SCOTT:** Now, I think when you
4 talked to Mr. Engelmann, you advised that the statement was
5 taken within a number of months of Mr. Seguin's apparent
6 suicide, correct?

7 **MR. RENSRAW:** Yes.

8 **MR. SHERRIFF-SCOTT:** And the investigating
9 officers, so as far as you were concerned, showed up at
10 your door without notice, at the time; correct?

11 **MR. RENSRAW:** Yes.

12 **MR. SHERRIFF-SCOTT:** And your view, when
13 they arrived, was that they were coming to ask you
14 questions about potentially his suicide or apparent suicide
15 and potentially issues relating to sexual abuse.

16 **MR. RENSRAW:** Yes.

17 **MR. SHERRIFF-SCOTT:** I believe to summarize
18 your testimony of last week; is that far?

19 **MR. RENSRAW:** Yes.

20 **MR. SHERRIFF-SCOTT:** Okay. And as I
21 understand it, you probably figured out that you were a
22 person being interviewed; you knew Mr. Seguin, there's no
23 question about that, you lived with him?

24 **MR. RENSRAW:** Yes.

25 **MR. SHERRIFF-SCOTT:** And your statement

1 indicates that, if we can just track it along, that when
2 you were advised of Mr. Seguin's apparent suicide, you were
3 immediately contacted by Ron Leroux, on that day?

4 **MR. RENSRAW:** Yes.

5 **MR. SHERRIFF-SCOTT:** And he was --your
6 perception, based on his demeanour on the telephone -- was
7 that he was very upset?

8 **MR. RENSRAW:** Yes.

9 **MR. SHERRIFF-SCOTT:** And he was upset
10 because he and Mr. Seguin, to your knowledge, were
11 extremely close friends?

12 **MR. RENSRAW:** Yes.

13 **MR. SHERRIFF-SCOTT:** Yes?

14 It's just the court reporter -- we have to
15 hear the answer.

16 Now, just in terms of Mr. Leroux' -- and his
17 interaction with Mr. Seguin, to your knowledge, Mr. Leroux
18 would have always basically, as you've said, been there
19 frequently; on a daily basis?

20 **MR. RENSRAW:** Yes.

21 **MR. SHERRIFF-SCOTT:** He would have been at
22 Mr. Seguin's parties?

23 **MR. RENSRAW:** Yes.

24 **MR. SHERRIFF-SCOTT:** Certainly the ones
25 while you lived there?

1 **MR. RENSRAW:** Yes.

2 **MR. SHERRIFF-SCOTT:** And you described their
3 relationship, in your statement, as a close, close one, and
4 you said:

5 "I don't know if they had thing --
6 anything going on."

7 Do you remember making that statement?

8 **MR. RENSRAW:** Where are you? Where are you
9 reading there?

10 **MR. SHERRIFF-SCOTT:** That would be at
11 page 2, and the middle of the page it says:

12 "Ron Leroux and C-8 lived together.
13 They were kind of funny."

14 And then,

15 "Ron and Ken were very close; I don't
16 know if they had anything going on."

17 **THE COMMISSIONER:** Do you see that now, sir?
18 It's the middle of the page, about ---

19 **MR. SHERRIFF-SCOTT:** The middle of the page,
20 starting with "Ron Leroux"?

21 **THE COMMISSIONER:** So you see the -- right
22 on top, on the video there?

23 **MR. RENSRAW:** Yeah, I do see it.

24 **MR. SHERRIFF-SCOTT:** Okay?

25 And what you meant by that is a physical

1 relationship? You didn't know whether they had a physical
2 relationship?

3 **MR. RENSRAW:** Correct.

4 **MR. SHERRIFF-SCOTT:** Okay. But you were
5 speculating about that because you believed or knew, based
6 on your interactions with these individuals, that they had
7 those kinds of relationships with other people?

8 **MR. RENSRAW:** Correct.

9 **MR. SHERRIFF-SCOTT:** Correct?

10 And when you were testifying about a variety
11 of people attending at Mr. Seguin's, including young
12 probationers drinking alcohol and consuming marijuana,
13 these are the kind of parties where Mr. Seguin and
14 potentially Mr. Leroux would have been?

15 **MR. RENSRAW:** Could you repeat that please?

16 **MR. SHERRIFF-SCOTT:** Last day, I am not sure
17 it was exactly last day, but in your direct examination by
18 Commission counsel, you referred to a variety of parties
19 where young people would attend Mr. Seguin's, including a
20 number of probationers, either then current probationers or
21 ex-probationers; do you remember having those discussions
22 with Mr. Engelmann?

23 **MR. RENSRAW:** Something about it, yes.

24 **MR. SHERRIFF-SCOTT:** Yes. And you testified
25 that they would be consuming alcohol supplied by Mr.

1 Seguin, as well as marijuana, either paid for or supplied
2 by Mr. Seguin?

3 MR. RENSRAW: Correct.

4 MR. SHERRIFF-SCOTT: And I suggest to you
5 that Mr. Leroux would have been in or around these parties
6 as well?

7 MR. RENSRAW: Correct.

8 MR. SHERRIFF-SCOTT: Okay. And the purpose
9 of these gatherings, am I right, was to promote sexual
10 relations between Mr. Seguin and others, including the
11 probationers?

12 MR. RENSRAW: Can't say for sure.

13 MR. SHERRIFF-SCOTT: Is that what your view
14 was at the time?

15 MR. RENSRAW: Yes.

16 MR. SHERRIFF-SCOTT: Okay. And you know Mr.
17 C-8, as we've established?

18 MR. RENSRAW: Yes.

19 MR. SHERRIFF-SCOTT: And he resided with Ron
20 Leroux?

21 MR. RENSRAW: Yes.

22 MR. SHERRIFF-SCOTT: And when Mr. Leroux
23 called you about Mr. Seguin's death, you had, in fact,
24 socialized with Mr. Leroux and Mr. Seguin the night before?

25 MR. RENSRAW: Correct.

1 **MR. SHERRIFF-SCOTT:** And I believe your
2 testimony was you had occasion, after you'd moved out from
3 Mr. Seguin's, to socialize with both Mr. Leroux and
4 Mr. Seguin any number of times in the year or two following
5 your departure from his house?

6 **MR. RENSCHAW:** Correct.

7 **MR. SHERRIFF-SCOTT:** Okay. And you went
8 either over immediately to Mr. Leroux' or ultimately to Mr.
9 Seguin's soon after he called you?

10 **MR. RENSCHAW:** Leroux'.

11 **MR. SHERRIFF-SCOTT:** And that's when, I take
12 it, you became involved in discussions with Ron Leroux
13 about what to do with the phone book of Mr. Seguin?

14 **MR. RENSCHAW:** Correct.

15 **MR. SHERRIFF-SCOTT:** And that was phone book
16 which, as I suggest, you knew or testified last week,
17 contained a list of probationers?

18 **MR. RENSCHAW:** Yes.

19 **MR. SHERRIFF-SCOTT:** And some of those would
20 have been at these parties?

21 **MR. RENSCHAW:** Yes.

22 **MR. SHERRIFF-SCOTT:** Smoking, drinking, et
23 cetera?

24 **MR. RENSCHAW:** Yes.

25 **MR. SHERRIFF-SCOTT:** Where Mr. Leroux may

1 have been in attendance?

2 MR. RENSRAW: Probably.

3 MR. SHERRIFF-SCOTT: Okay. And may I infer
4 or say to you sir, that your relationship with Mr. Leroux
5 at this point was sufficiently close that he involved you
6 in this discussion about how to deal with this phone book?

7 MR. RENSRAW: I don't get the jest of your
8 question.

9 MR. SHERRIFF-SCOTT: It's not -- it's a
10 suggestion that you had a good friendship with Mr. Leroux,
11 sufficient for him to feel that he could rely on you to be
12 the safekeeper of the phone book, or to deliver it to
13 someone else.

14 MR. RENSRAW: I suppose, yes.

15 MR. SHERRIFF-SCOTT: Okay. And, in fact, he
16 entrusted you to bring the book to Mr. Seguin's brother?

17 MR. RENSRAW: I told him I would.

18 MR. SHERRIFF-SCOTT: Okay. But was ---

19 THE COMMISSIONER: Okay, one minute. Did he
20 ask you to do that, or are you the one that suggested it?

21 MR. RENSRAW: I suggested it.

22 MR. SHERRIFF-SCOTT: Now, in your statement,
23 you refer to the fact that Mr. Leroux said he didn't think
24 the police needed it; do you remember that?

25 MR. RENSRAW: No, I don't.

1 **MR. SHERRIFF-SCOTT:** Do I need to refresh
2 your memory on that, or ---

3 **MR. RENSRAW:** Sure.

4 **MR. SHERRIFF-SCOTT:** --- it's in your
5 statement. I can take you to it if you wish?

6 **MR. RENSRAW:** Sure.

7 **MR. SHERRIFF-SCOTT:** Okay. Well, if we can
8 just turn to the third page in -- Commissioner, this is a
9 typed version, doesn't have individual page numbers so it
10 would be Bates 7057336.

11 **THE COMMISSIONER:** Yes. And it's the last
12 big paragraph on that page.

13 **MR. SHERRIFF-SCOTT:** That's correct, sir.
14 You read very quickly.

15 **THE COMMISSIONER:** I do some things
16 correctly here.

17 **MR. SHERRIFF-SCOTT:** Quickly, I said.

18 **THE COMMISSIONER:** Oh, oh, oh.

19 **(LAUGHTER/RIRES)**

20 **MR. SHERRIFF-SCOTT:** When -- it refers to
21 the bottom page -- I'll just refresh your memory sir.

22 "I went inside and spoke with Cindy . .
23 ."

24 Now, you're referring to the fact that
25 you're at Mr. Seguin's residence or Mr. Leroux' residence?

1 I'm not clear.

2 MR. RENSRAW: Leroux.

3 MR. SHERRIFF-SCOTT: Okay.

4 " . . . Ron said he didn't think the
5 police needed the telephone book so he
6 took it."

7 Is that what you said?

8 MR. RENSRAW: Yeah, if it's there.

9 MR. SHERRIFF-SCOTT: Okay. So it wasn't
10 your idea to take it; it was Mr. Leroux' idea to take it.

11 MR. RENSRAW: No, take it from the house.

12 MR. SHERRIFF-SCOTT: Yes.

13 MR. RENSRAW: We were just talking about
14 whose idea was it to give it to Doug; that's two separate
15 things.

16 MR. SHERRIFF-SCOTT: Oh, I've switched too
17 quickly. What I meant to say is to remove it from the
18 house at this juncture was Mr. Leroux' idea.

19 THE COMMISSIONER: That's correct.

20 MR. SHERRIFF-SCOTT: Is that correct?

21 MR. RENSRAW: Yes.

22 MR. SHERRIFF-SCOTT: It wasn't your idea.

23 MR. RENSRAW: No.

24 MR. SHERRIFF-SCOTT: And we establish that
25 it would have contained a list of these individuals who we

1 just talked about.

2 MR. RENSRAW: Yes.

3 MR. SHERRIFF-SCOTT: And knowing now what
4 you knew then, that a) they were investigating the
5 circumstances of his death and/or b) that there were
6 concerns of police -- about sexual abuse; what you probably
7 have figured out now is that the police may well have been
8 interested in that book.

9 MR. RENSRAW: Yes.

10 MR. SHERRIFF-SCOTT: And I suggest that
11 without Mr. Leroux' influence, you would have given it to
12 the police.

13 MR. RENSRAW: No.

14 MR. SHERRIFF-SCOTT: No? Why not?

15 MR. RENSRAW: I don't trust them.

16 MR. SHERRIFF-SCOTT: Okay. So, if we can
17 just then turn to page -- the first page of that statement,
18 the top of the page. You refer to your relationship with
19 Mr. Seguin. And down a little bit towards I say the
20 seventh or eighth line, you say:

21 "I couldn't ask for a better probation
22 officer. He was very understanding."

23 And then you go on to describe some things.
24 It's clear that you made no allegations of abuse at this
25 time about Mr. Seguin; correct?

1 **MR. RENSRAW:** Correct.

2 **MR. SHERRIFF-SCOTT:** And you describe in the
3 document what amounted to a continuing relationship over
4 the years after your departure from his house; correct?

5 **MR. RENSRAW:** Could you repeat that please?

6 **MR. SHERRIFF-SCOTT:** You have described for
7 us what amounts to a continuing social relationship -- I
8 should have used that adjective -- following your departure
9 from his residence where you were living?

10 **MR. RENSRAW:** Yes.

11 **MR. SHERRIFF-SCOTT:** While you weren't on
12 probation; correct?

13 **MR. RENSRAW:** Yes.

14 **MR. SHERRIFF-SCOTT:** Now, I guess if this
15 suggestion -- I just want to clarify this -- if the
16 suggestion that the characterization of Mr. Leroux or
17 Mr. Seguin as "you couldn't have asked for a better and
18 more understanding probation officer", if that is your
19 allegation at the time, how do you reconcile with that with
20 your later allegation of abuse?

21 Is this statement not accurate because of
22 your concerns about being forthcoming with the police
23 officer, Mr. McDonell or ---

24 **MR. RENSRAW:** Probably.

25 **MR. SHERRIFF-SCOTT:** Okay. So it wouldn't

1 have been truthful at the time, based on your later
2 allegation, to say that he was the best probation officer
3 you could have asked for considering that he abused you.

4 **MR. RENSRAW:** Obviously.

5 **MR. SHERRIFF-SCOTT:** Okay. So you weren't
6 honest with the police officer when you said that?

7 **MR. RENSRAW:** If that's what it says, then I
8 probably wasn't.

9 **MR. SHERRIFF-SCOTT:** Okay. And you did say,
10 in this statement, that Mr. -- you talked about his sexual
11 orientation -- Mr. Seguin and that he liked pornography but
12 you didn't say that he was a pedophile or an abuser at this
13 time, at least; is that fair?

14 **MR. RENSRAW:** I believe so.

15 **MR. SHERRIFF-SCOTT:** Okay. And you had
16 never suggested at this juncture, he was abusing
17 probationers; correct?

18 **MR. RENSRAW:** Nor do I believe that question
19 was ever asked.

20 **MR. SHERRIFF-SCOTT:** Fair enough.

21 And last day or last week, you said Officer
22 McDonell was hassling you "looking for ways to put me in
23 jail". Do you remember saying that?

24 **MR. RENSRAW:** Yes.

25 **MR. SHERRIFF-SCOTT:** So, can I suggest to

1 you that you were not honest with the police officer on
2 this point because you were concerned that if you were
3 forthcoming with information about your relationship and
4 other information you had, it may have led to some inquiry
5 or harassment or some action by the officer against you?

6 **MR. RENSRAW:** Possible.

7 **MR. SHERRIFF-SCOTT:** All right. Now if we
8 could turn to Exhibit 543A; sorry the proper Exhibit 543.
9 Do you have that turned up Mr. Renshaw?

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

11 **MR. SHERRIFF-SCOTT:** Okay, that's a nine-
12 page document; correct?

13 **MR. RENSRAW:** Would you like me to count it?

14 **MR. SHERRIFF-SCOTT:** No, but if you turn to
15 the last page and we accept the pagination, it's roughly
16 nine pages; do you agree with that?

17 **MR. RENSRAW:** Yeah.

18 **MR. SHERRIFF-SCOTT:** It would have been
19 written out in hand by the officer in front of you.

20 **MR. RENSRAW:** I believe so.

21 **MR. SHERRIFF-SCOTT:** And you would have
22 signed each and every page in the lower right-hand corner.
23 Those are your initials on each page, aren't they?

24 **MR. RENSRAW:** Yes.

25 **MR. SHERRIFF-SCOTT:** And your statement

1 signature at the back is -- that is your signature, at the
2 last page?

3 MR. RENSRAW: Yes.

4 MR. SHERRIFF-SCOTT: Okay; and I take that
5 when you initialed the pages, you were signifying your
6 agreement with the contents?

7 MR. RENSRAW: I believe so.

8 MR. SHERRIFF-SCOTT: Okay.

9 Now, you said last time, last week -- am I
10 right that whatever questions they asked you, the
11 information that shows up in this written document
12 essentially summarizes things that you were telling them?

13 MR. RENSRAW: I believe that's the point of
14 it.

15 MR. SHERRIFF-SCOTT: Absolutely. I don't
16 want to be cute; I'm just trying to be clear, okay?

17 And when you testified last week, and there
18 was reference to the affidavit, one of the affidavits you'd
19 executed in Mr. Bourgeois' office, there was a statement
20 that you made, that the interview with the police with the
21 police Officer was 15 minutes, short and sweet. Do you
22 remember that?

23 MR. RENSRAW: Yes.

24 MR. SHERRIFF-SCOTT: I suggest to you what
25 you were doing there was trying to distance yourself from

1 the statement.

2 MR. RENSRAW: And why would I do that?

3 MR. SHERRIFF-SCOTT: Well, because you
4 weren't honest in the statement, were you?

5 MR. RENSRAW: No, obviously.

6 MR. SHERRIFF-SCOTT: And so ---

7 MR. RENSRAW: Nor am I hiding that.

8 MR. SHERRIFF-SCOTT: By suggesting that it
9 was 15 minutes when in fact, they recorded 9 pages of
10 information from you, and they say it was over an hour and
11 40 minutes, or thereabouts. Your suggestion ---

12 MR. RENSRAW: I don't remember it being that
13 long.

14 MR. SHERRIFF-SCOTT: Fair enough. But I
15 suggest you were trying to minimize the effect of the
16 statement for your own advantage, isn't that fair?

17 MR. RENSRAW: No; I couldn't answer that
18 question.

19 MR. SHERRIFF-SCOTT: Now, coming back to
20 your own statements to police, we could turn up document
21 number 713227. Which is a November 5, 1997 statement?

22 It is Commission tab three. It's the
23 document that the Commission has given notice on, and
24 Mr. Engelmann referred to you.

25 Five-five-three (553); thank you.

1 Now, just to be clear, Mr. Renshaw, last
2 week you referred to a number of people who you contended
3 that you saw at Malcolm MacDonald's cottage on his island,
4 and a number of those included persons employed by my
5 client. And leaving aside Mr. Charles MacDonald, for a
6 moment, am I correct that you never told police that you
7 saw any other of my clients at Charles MacDonald's cottage
8 in any statement you gave, sir?

9 **THE COMMISSIONER:** Do you understand who his
10 clients are?

11 **MR. RENSHAW:** They're the church.

12 **MR. SHERRIFF-SCOTT:** I act for the Diocese.

13 **THE COMMISSIONER:** Pardon me?

14 **MR. RENSHAW:** The Church.

15 **THE COMMISSIONER:** Like, the -- Bishop
16 LaRocque; the others that were named.

17 **MR. RENSHAW:** Sure.

18 **THE COMMISSIONER:** Okay.

19 **MR. RENSHAW:** I'm not sure how to answer
20 that question.

21 **MR. SHERRIFF-SCOTT:** Well, I looked in vain
22 in your statements to find such a reference and did not.
23 Do you -- what I'm really asking you, to see if we can
24 short circuit this is, do you accept that you did not tell
25 the police or even Mr. Dunlop that you saw persons

1 associated with my client, other than Charles MacDonald on
2 Mr. Malcolm MacDonald's island?

3 **MR. RENSRAW:** I have told Perry Dunlop that.

4 **MR. SHERRIFF-SCOTT:** But you see, sir, it
5 doesn't turn up in your statement to him. And I can take
6 you to it, if you wish. And we can walk through every page
7 of it. It is not there.

8 **MR. RENSRAW:** There's less -- when he -- for
9 instance, when you go to those pictures, each picture you
10 come to I'm asked where and when I saw this person.

11 **MR. SHERRIFF-SCOTT:** So, am I right then
12 that you're saying ---

13 **MR. RENSRAW:** Your clients are in those
14 pictures.

15 **MR. SHERRIFF-SCOTT:** Well the only people in
16 those pictures are priests and police officers, with one
17 exception, isn't that right?

18 **MR. RENSRAW:** I'm not sure.

19 **MR. SHERRIFF-SCOTT:** Well, that is the case,
20 sir.

21 **MR. RENSRAW:** Well.

22 **MR. SHERRIFF-SCOTT:** And I can walk you
23 through this laboriously, or, if you're not comfortable
24 with that, I take your point. I guess the documents, in
25 the end, will speak for themselves. You're not prepared to

1 admit that you never told authorities that you never saw
2 people other than Charles MacDonald, associated with my
3 client, at Charles MacDonald's.

4 **MR. RENSRAW:** Correct.

5 **MR. SHERRIFF-SCOTT:** Fair enough.

6 Now, on the statement we just turned up,
7 Exhibit 553, at page 6 of 11, for the record, 7050921 Bates
8 Page.

9 Now, you refer here, in the middle of the
10 page -- you'll see the reference to Dupuis, the third time
11 down.

12 Why don't you take a moment and read the
13 exchange that follows ---

14 **THE COMMISSIONER:** Starting with, "We'd
15 discussed earlier...?"

16 **MR. SHERRIFF-SCOTT:** Yes, "We discussed
17 earlier," and following down to "One of Charlie's friends..."

18 If you could just look at that for a moment,
19 and then I want to ask you some questions. Okay?

20 **MR. RENSRAW:** Okay.

21 **MR. SHERRIFF-SCOTT:** Am I right that
22 Ron Leroux would have traveled to Florida and Montreal and
23 Atlanta with Mr. Seguin?

24 **MR. RENSRAW:** I'm not sure if he went to
25 Atlantic City or not; but yeah, the other two places I know

1 he did.

2 MR. SHERRIFF-SCOTT: Okay. And he would
3 have gone there with Malcolm and Mr. Seguin?

4 MR. RENSRAW: And Father Charlie.

5 MR. SHERRIFF-SCOTT: And C-8?

6 MR. RENSRAW: Yes.

7 MR. SHERRIFF-SCOTT: Yes? On a number of
8 occasions, correct?

9 MR. RENSRAW: Yes.

10 MR. SHERRIFF-SCOTT: Okay.

11 And you're referring here to, in this
12 statement, a group of people whose sexual orientation
13 you're characterizing? Correct?

14 MR. RENSRAW: I believe so.

15 MR. SHERRIFF-SCOTT: And you're including
16 Ron Leroux in that group?

17 MR. RENSRAW: Yes.

18 MR. SHERRIFF-SCOTT: And at the top of the
19 next page, refers to a conversation that you report with
20 Mr. Seguin about their trips to Florida, and you refer to a
21 gay strip, and you would have included Mr. Leroux in those
22 activities?

23 MR. RENSRAW: Yes.

24 MR. SHERRIFF-SCOTT: Okay.

25 THE COMMISSIONER: Well, in fairness from

1 what I can see there, his answer is, from the conversation
2 with Ken Seguin, about their trips to Florida. I mean -- -

3 **MR. SHERRIFF-SCOTT:** Yes, he's reporting a
4 conversation with Mr. Seguin in which Mr. Seguin reports
5 this.

6 **THE COMMISSIONER:** Right.

7 **MR. SHERRIFF-SCOTT:** That's what I -- and
8 the Officer says, "Now all these previous people that you
9 mentioned..." and that's why I wanted to clarify with the
10 witness that would have included, to his knowledge, at
11 least, reported for Mr. Seguin, Mr. Leroux.

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

13 **MR. ENGELMANN:** (Off mic) ... Just so we're
14 clear, Mr. Leroux's name isn't mentioned in the statement.

15 **MR. SHERRIFF-SCOTT:** I do appreciate that;
16 that's why I'm asking the witness to talk about it, and he
17 -- I think he's already agreed with me, which is -- you
18 refer here to the sexual orientation of this group,
19 including Mr. Leroux, and you refer to a number of people,
20 going to what you describe as a gay strip and I suggest to
21 you you either implicitly or meant to refer to include Mr.
22 Leroux in that category. Is that fair?

23 **MR. RENSCHAW:** I suppose, yeah.

24 **MR. SHERRIFF-SCOTT:** Okay.

25 **THE COMMISSIONER:** Well, you know ---

1 I don't want to be a stick in the mud, but
2 he goes from a general question, he goes to the specific
3 question about who was in Florida on the strip, then he
4 says, "Dupuis says now, all these previous people that you
5 mentioned," then he goes back and refers to them again ---

6 **MR. SHERRIFF-SCOTT:** And I -- what I did
7 with the witness viva voce, is ---

8 **THE COMMISSIONER:** Yes.

9 **MR. SHERRIFF-SCOTT:** --- asked him to admit
10 the proposition that I was putting to him, which is, with
11 the people traveling to this alleged gay strip ---

12 **THE COMMISSIONER:** Right.

13 **MR. SHERRIFF-SCOTT:** --- Mr. Leroux would
14 have accompanied them. And I think, quite apart from the
15 statement, he agrees with me.

16 Is that fair, sir?

17 **MR. RENSRAW:** He went there, yes.

18 **MR. SHERRIFF-SCOTT:** Okay, thank you.

19 Now, you know Mr. C-8 was living with
20 Mr. Leroux?

21 **MR. RENSRAW:** Yes.

22 **MR. SHERRIFF-SCOTT:** And he was a lot
23 younger than Mr. Leroux, wasn't he?

24 **MR. RENSRAW:** Yes

25 **MR. SHERRIFF-SCOTT:** And they -- you knew or

1 believed they had a sexual relationship?

2 MR. RENSRAW: Yes.

3 MR. SHERRIFF-SCOTT: And you know that C-8
4 alleges, don't you, that he was repeatedly abused by
5 Mr. Leroux?

6 MR. RENSRAW: No.

7 MR. SHERRIFF-SCOTT: You don't know that?

8 MR. RENSRAW: No.

9 MR. SHERRIFF-SCOTT: And your knowledge is
10 Mr. C-8 started living with Mr. Leroux when C-8 was 15
11 years of age?

12 MR. RENSRAW: Yes.

13 MR. SHERRIFF-SCOTT: And Mr. Leroux bought
14 him a car, gifts, gave him a place to stay? Correct?

15 MR. RENSRAW: I'm not -- no.

16 MR. SHERRIFF-SCOTT: You're not privy to
17 that information?

18 THE COMMISSIONER: You don't -- do you know
19 that?

20 MR. RENSRAW: No.

21 MR. SHERRIFF-SCOTT: You know -- C-8 told
22 you, didn't he, that he was threatened at gunpoint by
23 Mr. Leroux, to prevent him from leaving?

24 MR. RENSRAW: No.

25 THE COMMISSIONER: I think the question

1 should have been "Do you know that whoever it was alleges
2 that he was".

3 **MR. SHERRIFF-SCOTT:** Yes. Sorry, it's an
4 allegation.

5 Sir, are you aware that C-8 made that
6 allegation?

7 **MR. RENSRAW:** No, no.

8 **MR. SHERRIFF-SCOTT:** Now, when Mr. Leroux
9 took the Seguin phone book out of the house -- just
10 returning, for a moment, to the statement that you gave to
11 Officer Genier and MacDonald, at Exhibit 543A -- if we
12 could go to the fourth page, which is 7057337.

13 Now around the same time you're giving the
14 statement, which is 1994, my suggestion to you is that, for
15 reasons which you've described to me, you weren't
16 forthcoming with the police and weren't honest with them.
17 And I suggest to you that Mr. Leroux had a lot to hide at
18 the time, as well, in terms of his interactions with the
19 police, didn't he?

20 **MR. RENSRAW:** I don't know anything about
21 that.

22 **MR. SHERRIFF-SCOTT:** Well, you said at page
23 4, at the bottom, and it's towards the bottom:

24 "I don't think Ron will tell you
25 anything because he's ..."

1 and he described his sexual orientation,

2 "... and wouldn't want to be exposed."

3 Were you referring to exposure just to his orientation or
4 his other activities?

5 **MR. RENSRAW:** Orientation, I would suppose.

6 **MR. SHERRIFF-SCOTT:** Okay. Now, you
7 eventually, as we know, gave some statements to Mr. Dunlop.

8 **MR. RENSRAW:** Yes.

9 **MR. SHERRIFF-SCOTT:** And on at least four
10 occasions you testified last week; Mr. Bourgeois was
11 present?

12 **MR. RENSRAW:** On one occasion.

13 **MR. SHERRIFF-SCOTT:** Your evidence last week
14 was four times; was that ---

15 **MR. RENSRAW:** I met with him four times,
16 yes.

17 **MR. SHERRIFF-SCOTT:** Okay, thank you.

18 And you met with Mr. Dunlop, either with Mr.
19 Bourgeois, or alone or with others, up to fifteen times, I
20 think you said?

21 **MR. RENSRAW:** With Dunlop.

22 **MR. SHERRIFF-SCOTT:** Thank you.

23 And you know eventually Mr. Dunlop was suing
24 a lot of people?

25 **MR. RENSRAW:** Yes.

1 MR. SHERRIFF-SCOTT: Including my client?

2 MR. RENSRAW: Yes.

3 MR. SHERRIFF-SCOTT: And you're not a
4 Catholic, are you sir?

5 MR. RENSRAW: No.

6 MR. SHERRIFF-SCOTT: Never raised a Catholic
7 or baptized one?

8 MR. RENSRAW: Wouldn't want to be.

9 MR. SHERRIFF-SCOTT: The answer is: No,
10 isn't it sir?

11 MR. RENSRAW: No.

12 MR. SHERRIFF-SCOTT: Thank you.

13 You didn't go to Catholic school, high
14 school, grade school, et cetera?

15 MR. RENSRAW: Obviously. No.

16 MR. SHERRIFF-SCOTT: That would be so.

17 And so you would never have had occasion, I
18 suggest, to meet or get to know Catholic priests in
19 Cornwall, before you may have moved in with Mr. Seguin?

20 MR. RENSRAW: Yeah, I still would have met
21 some of them.

22 MR. SHERRIFF-SCOTT: And how so, sir?

23 MR. RENSRAW: Through friends that are
24 Catholics.

25 MR. SHERRIFF-SCOTT: Okay. Now, Mr. Dunlop

1 showed you pictures of people who were priests and police
2 officers, and one other; do you remember that?

3 **MR. RENSRAW:** They showed me pictures, yes.

4 **MR. SHERRIFF-SCOTT:** Yes. And did he ask
5 you to give him a series of names, before he showed you
6 pictures or just show you the pictures and ask you
7 questions about that?

8 **MR. RENSRAW:** The latter question. He
9 showed me pictures and asked me how I know them.

10 **MR. SHERRIFF-SCOTT:** Okay, so having showed
11 you pictures -- in other words, he didn't ask you for names
12 and then give you a variety of pictures to compare; he just
13 gave you a bunch of pictures and those were demonstrably --
14 and I mean obviously -- priests or police officers? Maybe
15 not so obvious on the police officers, but priests are all
16 in their uniforms, aren't they?

17 **THE COMMISSIONER:** No, no, no, no! No, no,
18 no!

19 **MR. SHERRIFF-SCOTT:** In one of your ---

20 **THE COMMISSIONER:** Just a second. Just a
21 second.

22 May I have the list of names?

23 I have the exhibit, which is five-four-nine
24 (549).

25 **MR. SHERRIFF-SCOTT:** I'm not going to have

1 it called up and refer to all these people, because I'm not
2 ---

3 **THE COMMISSIONER:** No, I'm not looking at
4 that; I just want to stop and look.

5 Oh, here we go.

6 Well, I guess, you see, number one, I don't
7 know whether or not that person is priest number 5 or 2,
8 number 3, number 11 and 7, and number 9.

9 **MR. SHERRIFF-SCOTT:** I'm content to move on,
10 Commissioner.

11 **THE COMMISSIONER:** Well no, I'm just saying
12 that you're saying a fact. You're alleging a fact.

13 **MR. SHERRIFF-SCOTT:** I'm asking him ---

14 **THE COMMISSIONER:** No.

15 **MR. SHERRIFF-SCOTT:** My read of these were
16 they're predominantly or, with some exceptions -- one or
17 two -- priests and police officers. I may be mistaken, but
18 ---

19 **THE COMMISSIONER:** No, no. What you said
20 was all of the priests were recognizable as priests because
21 of their ---

22 **MR. SHERRIFF-SCOTT:** Dress.

23 **THE COMMISSIONER:** --- their dress; and I
24 don't know that.

25 **MR. SHERRIFF-SCOTT:** Okay, fine.

1 My friend says they're not all the pictures,
2 so perhaps that's not the right line of inquiry.

3 **THE COMMISSIONER:** Yes. Okay.

4 **MR. SHERRIFF-SCOTT:** Now, referring to the
5 fact about your statements omitting to say these people
6 were at Malcolm MacDonald's cottage, at least my view of
7 that -- and you don't accept that -- I suggest you don't
8 remember -- you know, precisely when these things happened?

9 **MR. RENSRAW:** Now, no.

10 **MR. SHERRIFF-SCOTT:** No?

11 And, you know, day, month, year, that kind
12 of stuff; you can't help us with that?

13 **MR. RENSRAW:** Some.

14 **THE COMMISSIONER:** Well, hold on.

15 You want to know when? When he says Bishop
16 LaRocque went to the island?

17 **MR. SHERRIFF-SCOTT:** I want to know if he
18 can help me identify more precisely the time for when he
19 says my client's people would have been there.

20 **THE COMMISSIONER:** Okay. So, ---

21 **MR. SHERRIFF-SCOTT:** Can you be helpful on
22 that, sir?

23 **THE COMMISSIONER:** First of all, when you
24 were living there -- we've established that period of time?

25 **MR. SHERRIFF-SCOTT:** Well, I don't know

1 that.

2 I'm asking if he can be helpful and tell us
3 whether or not ---

4 **MR. RENSRAW:** Well, during the time I was
5 living there.

6 **MR. SHERRIFF-SCOTT:** Not surprisingly.
7 So within that period of time you don't
8 know?

9 **MR. RENSRAW:** During that period of time
10 what?

11 **MR. SHERRIFF-SCOTT:** You don't know more
12 precisely than that, sir, do you?

13 **MR. RENSRAW:** No, that would be kind of hard
14 to pinpoint.

15 **MR. SHERRIFF-SCOTT:** Yes. And you testified
16 to the fact that your social relationship with Mr. Leroux
17 and Mr. Seguin continued for a number of years after;
18 correct?

19 **MR. RENSRAW:** Yes.

20 **MR. SHERRIFF-SCOTT:** Okay.

21 Let's just take a moment, please, to look at
22 my notes and see whether or not I'm finished.

23 If the witness wants to take five minutes, I
24 can wrap up my examination if I can look at my notes.

25 **THE COMMISSIONER:** Let's take the afternoon

1 break.

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

4 --- Upon recessing at 2:37 p.m./

5 L'audience est suspendue à 14h37

6 **THE REGISTRAR:** The hearing is now resumed.
7 Please be seated. Veuillez vous asseoir.

8 --- Upon resuming at 2:56 p.m. /

9 L'audience est reprise à 14h56

10 **THE COMMISSIONER:** Thank you. Sir ---

11 **MR. SHERRIFF-SCOTT:** Are you ready, sir?

12 **MR. RENSRAW:** Yes.

13 **MR. SHERRIFF-SCOTT:** Thank you.

14 Sir, I'm going to put a bunch of
15 propositions to you, one by one, and they start as follows:
16 Father Kevin Maloney gave a statement to the OPP, in 1998,
17 which will be filed as this inquiry unfolds, and it he
18 categorically denied your statement, sir, and I suggest
19 your statements about him are a falsehood.

20 **MR. RENSRAW:** Pardon?

21 **MR. SHERRIFF-SCOTT:** I suggest what you said
22 about Kevin Maloney is a falsehood, sir.

23 **MR. ENGELMANN:** In fairness to the witness,
24 would Counsel please explain to the witness what was said.
25 Put it to him and show him a piece of paper.

1 **THE COMMISSIONER:** Well, I don't know if he
2 has to show it to him, but he can say: You say that Kevin
3 Maloney -- you saw him go to the island. Kevin Maloney
4 gave a statement to the police and said that he wasn't
5 there.

6 **MR. SHERRIFF-SCOTT:** Sir, I think I can
7 summarize it. Thanks, Commissioner, if you don't mind.

8 You contend, sir, two things: that he was on
9 Malcolm MacDonald's island and you say he was at Ken
10 Seguin's, and I suggest to you he was not. And that your
11 statements to the contrary are false.

12 **MR. RENSRAW:** That's your belief.

13 **MR. SHERRIFF-SCOTT:** And Bishop LaRocque
14 gave a statement, sir, in 1998, in which he, again, denies
15 allegations of ever being at Ken Seguin's or Malcolm
16 MacDonald's. And your allegations to the contrary, I
17 submit, are false, and that's why, sir, you never told
18 anybody that the Bishop was at Malcolm MacDonald's, and the
19 same goes for Kevin Maloney.

20 **THE COMMISSIONER:** Well, he did tell
21 somebody.

22 **MR. SHERRIFF-SCOTT:** This Inquiry -- no
23 police officers or not Mr. Dunlop I submit. And therefore
24 I suggest to you your statements about the Bishop -- former
25 Bishop are false sir.

1 **MR. RENSRAW:** Like I said, that's your
2 belief.

3 **MR. SHERRIFF-SCOTT:** Same holds true for Mr.
4 Ostler -- Gary Ostler. He gave a statement in 1998 to the
5 OPP in which he denies the same things sir and I suggest he
6 is being truthful, and you are being false.

7 **MR. RENSRAW:** Did you expect them to say
8 they were there?

9 **MR. SHERRIFF-SCOTT:** I expect you to tell
10 the truth, sir, and I suggest you're not telling the truth.

11 **MR. RENSRAW:** Well, I am.

12 **MR. SHERRIFF-SCOTT:** David Ostler gave a
13 statement in 1999 to the same effect sir. He denied these
14 allegations -- similar allegations to the one I've
15 described, and I suggest he was being truthful and you were
16 not in your testimony before this Commission and other
17 places.

18 **MR. RENSRAW:** Like I said, that's your
19 belief.

20 **MR. SHERRIFF-SCOTT:** And the same for Rory
21 MacDonald sir, he denies these allegations, and I suggest
22 your allegations about him are false.

23 Those are my questions for the witness.
24 Thank you.

25 **MR. RENSRAW:** Can I ask what his point was

1 with that?

2 **THE COMMISSIONER:** No. You can speak to Mr.
3 Lee afterwards; he'll explain it to you.

4 --- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR.
5 **DAVID ROSE:**

6 **MR. ROSE:** Good afternoon Mr. Renshaw. My
7 name is David Rose; I act for the Ministry of Community
8 Safety and Correctional Services who provide probation and
9 parole services in the Province of Ontario.

10 It's of interest to my client, Mr. Renshaw,
11 to explore with you in cross-examination a couple of
12 things.

13 First of all, when you alleged that you were
14 abused by Mr. Seguin relative to probation, your probation
15 terms, is the first issue.

16 Second issue I want to explore with you is
17 the nature of your relationship with Mr. Seguin and how it
18 evolved over the years.

19 So if I can start by reviewing with you, Mr.
20 Renshaw, you recall looking at your criminal record that
21 was introduced before the Inquiry last week, Exhibit 555.
22 Do you need to see that again?

23 **MR. RENSRAW:** I would like to, yes. Okay.

24 **MR. ROSE:** It's -- just for the assistance
25 of parties, it's Document 709666 and you see from that, Mr.

1 Renshaw, that you're on probation, it would appear from
2 March 23rd, 1983 to September the 23rd, 1983. In other
3 words, six months from March 23rd, 1983; do you see that
4 there?

5 **MR. RENSRAW:** Yes.

6 **MR. ROSE:** And then -- so during that period
7 of probation sir, you would have been 17 years old; is that
8 right?

9 **MR. RENSRAW:** I believe so, yes.

10 **MR. ROSE:** Okay. Because your date of birth
11 is December 6th, 1965.

12 **MR. RENSRAW:** Correct.

13 **MR. ROSE:** So you would have been 17 years
14 old for sure during those two periods; right?

15 **MR. RENSRAW:** Yes.

16 **MR. ROSE:** Okay. The second period that
17 you're on probation sir is, if I understand it correctly --
18 if you look at the second line there, 1984-08-29, you would
19 have served about 60 days of that 89 days sentence; right?

20 **MR. RENSRAW:** Correct.

21 **MR. ROSE:** You reviewed that last week. In
22 other words, you would have been released from custody
23 about October 29th, 1984; about.

24 **MR. RENSRAW:** Yes.

25 **MR. ROSE:** Okay. And you'd be on parole for

1 the remaining third of your sentence, wouldn't you?

2 MR. RENSRAW: Probation, I believe.

3 MR. ROSE: You sure about that? Perhaps
4 it's parole until your custodial portion of your sentence
5 is finished. And then you start your probation. Isn't
6 that the way it works?

7 MR. RENSRAW: I don't know.

8 MR. ROSE: Okay. Well, let's assume that
9 the rest of your -- the period after 60 days between 60
10 days and 89 days, it just doesn't evaporate; right? You're
11 still under a court order; aren't you?

12 MR. RENSRAW: I don't know. I would assume
13 that when I left custody, I started probation.

14 MR. ROSE: Okay. Well, if you're on
15 probation and parole, I don't think much turns on it, but
16 you have an 18 month probationary period after the 89 days;
17 is that what it says?

18 MR. RENSRAW: Yes.

19 MR. ROSE: Okay. So, that would take us to
20 somewhere around, if you'll agree with me, May -- April or
21 May of 1986.

22 MR. RENSRAW: If that's what the math is,
23 yes.

24 MR. ROSE: Okay. And that would have put
25 you at age 19 to 20 years old.

1 **MR. RENSRAW:** Okay.

2 **MR. ROSE:** Now, when you came to court --
3 came to the Inquiry to testify about what happened to you,
4 that's not the first time that you've actually sworn
5 evidence to this Commission about the timing of your abuse;
6 you remember that?

7 **THE COMMISSIONER:** Swore evidence to this
8 Commission?

9 **MR. ROSE:** Yes.

10 **THE COMMISSIONER:** Oh, you mean the for
11 standing?

12 **MR. ROSE:** Yes.

13 **THE COMMISSIONER:** All right.

14 **MR. ROSE:** Sorry, let's go right to it. You
15 swore an affidavit to this Commission back in October of
16 2005; do you remember that?

17 **MR. RENSRAW:** No, not clearly, no.

18 **MR. ROSE:** Okay. If we could show the
19 witness please, Document Number 200145.

20 **THE COMMISSIONER:** Just a second. That's
21 Exhibit Number 557.

22 **---EXHIBIT NO./PIÈCE NO. P-557:**

23 (200145) Affidavit of Gerald Renshaw dated
24 18 Oct 05.

25 **MR. ROSE:** Now you see that affidavit there

1 sir?

2 **MR. RENSRAW:** Yes, I do.

3 **MR. ROSE:** Okay. And that's an affidavit if
4 you look to the sixth page, you'll see your signature;
5 that's your signature; isn't it?

6 **MR. RENSRAW:** Yes.

7 **MR. ROSE:** Okay. And just to the left, it
8 says "Sworn before me at the City of Cornwall, United
9 Counties of Stormont, Dundas and Glengarry this 18th day of
10 October 2005," and there is a signature underneath which I
11 can't read.

12 **MR. RENSRAW:** Correct.

13 **MR. ROSE:** Okay. So you swore this
14 affidavit under oath; is that right?

15 **MR. RENSRAW:** Yes.

16 **MR. ROSE:** Same oath that you took before
17 the Commissioner, before testifying last week.

18 **MR. RENSRAW:** I believe so.

19 **MR. ROSE:** Okay. If we can just turn to the
20 second paragraph there, sir.

21 **THE COMMISSIONER:** The first page?

22 **MR. ROSE:** The first page, second paragraph,
23 it says:

24 "In 1981, at the age of 16, I was
25 sexually abused by Ken Seguin, a parole

1 officer with the Department of
2 Corrections. This abuse continued for
3 approximately 12 years."

4 I've read that correctly; haven't I?

5 **MR. RENSRAW:** You have.

6 **MR. ROSE:** So you swore this to be truthful
7 at the time?

8 **MR. RENSRAW:** At the time, yes.

9 **MR. ROSE:** Well, actually you more than
10 signed it; you swore to be truthful; didn't you?

11 **MR. RENSRAW:** Yes.

12 **MR. ROSE:** Okay. And you knew that this
13 would be relied upon by the Commissioner for certain
14 procedural matters; didn't you?

15 **MR. RENSRAW:** But the dates aren't correct.

16 **MR. ROSE:** Okay. But I take it that when
17 you saw this affidavit, you would have reviewed it with
18 whoever's signature appears to the left of yours; is that
19 right?

20 **MR. RENSRAW:** I can only assume that. I
21 don't remember signing it.

22 **MR. ROSE:** You don't remember signing it?

23 **MR. RENSRAW:** No, but it is my signature.

24 **MR. ROSE:** Okay. But you're not denying
25 that you swore this.

1 **MR. RENSRAW:** No, I'm just saying that the
2 dates aren't correct.

3 **MR. ROSE:** Okay. But let's take it in baby
4 steps. So you swore this to be truthful on October 18th,
5 2005; didn't you?

6 **MR. RENSRAW:** Yes.

7 **MR. ROSE:** That was the truth on
8 October 18th, 2005?

9 **MR. RENSRAW:** Yes.

10 **MR. ROSE:** And it was the truth so that
11 yourself, with others, could obtain standing before this
12 very Inquiry; wasn't it?

13 **MR. RENSRAW:** Yes.

14 **MR. ROSE:** As opposed to for something else
15 completely unrelated to this Inquiry; isn't that true?

16 **MR. RENSRAW:** I believe so.

17 **MR. ROSE:** Okay. I assume that when you
18 swore this, you would have told whoever's signature appears
19 on this "Here's what happened to me. Here's the date" for
20 instance. Is that what happened?

21 **MR. RENSRAW:** I have no idea.

22 **MR. ROSE:** Well, do you have any idea how
23 this affidavit that's on the screen, if we can just turn
24 back to the first page, paragraph 2. Can you tell the
25 Commissioner how it came to be that paragraph 2 reads the

1 way it does?

2 MR. RENSRAW: Somebody typed it wrong, I
3 don't know.

4 MR. ROSE: Well, did you read it before you
5 swore it to be truthful?

6 MR. RENSRAW: I had a glance over it, yes.

7 MR. ROSE: When you glanced over it, you
8 must have seen paragraph two, right?

9 MR. RENSRAW: Yeah, it doesn't mean a
10 mistake would stand out though.

11 MR. ROSE: Okay, so when you write it, this
12 mistake didn't become apparent to you, that you got the
13 date and your age different than you've testified last week
14 and this week?

15 MR. RENSRAW: Right.

16 MR. ROSE: Okay, so this is a mistake under
17 oath, have I got that right?

18 MR. RENSRAW: I don't get the gist of this.

19 MR. ROSE: This is a mistake under oath,
20 isn't it?

21 MR. RENSRAW: Yes, I signed it.

22 MR. ROSE: Under oath?

23 MR. RENSRAW: Yes.

24 MR. ROSE: Okay. And am I now bringing this
25 to your attention for the first time?

1 **MR. RENSCHAW:** Yes.

2 **MR. ROSE:** You've never reviewed this
3 affidavit between the time you swore this affidavit in
4 October 2005 and today?

5 **MR. RENSCHAW:** I don't think I have.

6 **MR. ROSE:** Well, you don't sound so sure.

7 **MR. RENSCHAW:** Well, I'm just saying I don't
8 think I have.

9 **MR. ROSE:** Okay. Are you positive?

10 **MR. RENSCHAW:** I'm saying no.

11 **MR. ROSE:** Okay.

12 **MR. RENSCHAW:** I haven't seen it since.

13 **MR. ROSE:** You've never seen this affidavit
14 between then and now?

15 **MR. RENSCHAW:** That's what I'm saying.

16 **MR. ROSE:** Okay. So, you realize why I'm
17 asking you these questions, don't you?

18 **MR. RENSCHAW:** Well, because it's saying
19 1981.

20 **MR. ROSE:** Right. In other words, before
21 today, we look at this affidavit and we see that Gerald
22 Renshaw says that 1981 when he's 16 years old, he's
23 sexually abused by Ken Seguin. Now you're saying it's
24 actually different year, different age?

25 **MR. RENSCHAW:** Yes.

1 **MR. ROSE:** Because in 1981 you were not on
2 probation; were you?

3 **MR. RENSCHAW:** That's right.

4 **MR. ROSE:** Okay. So the funny affidavit is
5 one statement that you've given about when you were abused
6 by Ken Seguin relative to your age, right? That's one of
7 them?

8 **MR. RENSCHAW:** Yes.

9 **MR. ROSE:** Okay. And just so that we're
10 clear, no one pressured you to give this affidavit?

11 **MR. RENSCHAW:** No.

12 **MR. ROSE:** I mean did they? You gave it of
13 your own free will and so forth?

14 **MR. RENSCHAW:** Yes.

15 **MR. ROSE:** A second version of when you were
16 abused by Ken Seguin happens at your Examinations for
17 Discovery; do you remember that?

18 **MR. RENSCHAW:** It did come up, yes.

19 **MR. ROSE:** Okay.

20 **THE COMMISSIONER:** So you're not going to --
21 I hope we're not going down the road of trying to prove Mr.
22 Seguin innocent here?

23 **MR. ROSE:** No, I'm trying to pin down when
24 all this happened and I think there is a variety in number
25 of repeating different versions of it for which Mr.

1 Commissioner, you're going to have to sort it out in the
2 end as to when this abuse happened relative to probation.
3 In other words, was he on probation or not?

4 **THE COMMISSIONER:** Well, it needs what, to
5 gage an institutional response?

6 **MR. ROSE:** Well, probation and parole, yes.

7 **THE COMMISSIONER:** Well, for example, that--
8 this is post-mandate.

9 **MR. ROSE:** Sorry.

10 **THE COMMISSIONER:** This affidavit is post-
11 mandate, post my mandate. You know if we're talking about
12 historical?

13 **MR. ROSE:** Yes.

14 **THE COMMISSIONER:** All right, so there's
15 that. Second of all, this cannot be part of your
16 institutional response because your institutional response
17 is far -- long gone.

18 **MR. ROSE:** Of course.

19 **THE COMMISSIONER:** Right.

20 **MR. ROSE:** Well, I'm assuming that it's an
21 open question for you, Mr. Commissioner, as to when the
22 abuse happened relative to probation and that would --
23 given all that you've heard, and I can elaborate that in
24 the absence of the witness, but I would assume that the
25 evidence and foundation has been well laid through the

1 documents and exhibits.

2 **THE COMMISSIONER:** Just in the end -- aren't
3 I supposed to be looking at this is that I look at
4 historically how things happen. So when this gentleman's
5 allegations came up, how did the institutions respond?

6 So the fact that this affidavit is out there
7 really doesn't do a heck of a lot to the institutional
8 response.

9 **MR. ROSE:** Well, Mr. Commissioner, I'm happy
10 to make these submissions but I think it's going to outline
11 where I'm going to the witness and I'm happy to elaborate.
12 If you don't want me to ask the question, that's one thing
13 but if you're allowed to -- going to give me some more
14 leave to go forward, we can just move forward.

15 **THE COMMISSIONER:** You go ahead.

16 **MR. ROSE:** Thank you.

17 Now in terms of when you were on probation
18 relative to being abused, when you're examined during
19 Discoveries, you also gave a different timing of the abuse
20 by Ken Seguin in relative probation; do you remember that
21 or do you want me to refresh your memory with a transcript?

22 **MR. RENSRAW:** Please.

23 **MR. ROSE:** Okay. So if we can refer to
24 document 200143.

25 **THE COMMISSIONER:** When were these

1 Examinations for Discovery?

2 **MR. ROSE:** I have it as December 17th, 2003.

3 **THE COMMISSIONER:** Right, again well after
4 the institutional response is completed?

5 **MR. ROSE:** Oh yes.

6 **THE COMMISSIONER:** Okay.

7 Mr. Lee, are you ---

8 **MR. LEE:** I'm trying to get access to the
9 microphone.

10 **THE COMMISSIONER:** To the microphone.

11 **MR. LEE:** The one point I want to make is
12 that the Discovery continued on to a second day in January.
13 It makes no difference. I'm just -- for the record, to let
14 you know that.

15 My concern with Discovery transcripts is
16 that they should be used for impeachment purposes, not just
17 put to the witness as "Let's go and take a look at what
18 you've said". Mr. Rose hasn't received any answer from the
19 witness. He hasn't asked a question of the witness which
20 he disagrees with that's going to be contradicted in any
21 way by the Discovery transcript.

22 My position is a Discovery transcript can be
23 used as a prior inconsistency, and put the witness in the
24 way Mr. Sherriff-Scott did where he read in the question
25 and answer, questions and answers that he wanted to look at

1 and not just as a "Let's file this brief and take a look at
2 what we have here", and it sounds to me that's what Mr.
3 Rose prefers to do.

4 **THE COMMISSIONER:** Okay, we'll find out.
5 Thank you.

6 Mr. Engelmann, do you have any comments?

7 **MR. ENGELMANN:** My only comment is I hope
8 we're not being repetitive with respect to cross-
9 examination. It seems to be awfully close.

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

11 Mr. Rose?

12 **MR. ROSE:** Well, if I'm asking the same line
13 of questions that Mr. Sherriff-Scott did, I'm sure I'll
14 hear, but I've been very careful to tick off things, so I
15 think that I'm embarking on new territory.

16 And do you have that Discovery transcript?

17 **THE COMMISSIONER:** Whoa, whoa. There's an
18 objection on the table here about that.

19 **MR. ROSE:** Well, I think that we should
20 probably broach it in full and I'd ask that the witness
21 leaves so that I can explain my position and we can have
22 that objection with full argument.

23 **THE COMMISSIONER:** All right, sir, thank
24 you.

25 --- WITNESS LEAVES THE ROOM/LE TÉMOIN SE RETIRE

1 --- SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. DAVID ROSE

2 **MR. ROSE:** Mr. Commissioner, you've seen evidence already
3 about Mr. Renshaw and Mr. Seguin living together in 1989.

4 **THE COMMISSIONER:** Yes.

5 **MR. ROSE:** That document -- those documents
6 are already before you. There's an institutional response
7 which starts there and for various reasons, I don't think
8 there is any secret between Commission counsel and myself.
9 The nature of what the institution knew about Mr. Seguin's
10 relationship with Mr. Renshaw is a very live issue.

11 Perhaps not today, ---

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

13 **MR. ROSE:** --- because we don't have the
14 other side of the equation today, we simply have Mr.
15 Renshaw. However, I think I'm fairly putting it by saying
16 that my client will be called upon to testify about what it
17 knew and why it gave that, why it allowed Mr. Seguin to
18 have Mr. Renshaw live with him in 1989, which is not too
19 long after all of this occurs. In other words, it's in the
20 same stream of narrative.

21 So in other words, when Mr. Renshaw is on
22 probation, relative to the abuse is, in my respectful
23 submission, a key issue for institutional response. What
24 the institution, namely the ministry, knew or ought to have
25 known about the relationship, obviously it's going to tie

1 into when he's on probation relative to the abuse.

2 And so when the abuse happens and the
3 various different versions that Mr. Renshaw has given, is
4 an important fact that I think ultimately you're going to
5 have to find. I'm not challenging whether or not he was
6 abused. The question is when he was abused relative to his
7 connection with the ministry. And that, there are a
8 variety of different pieces of evidence and it's my
9 submission that in order to get the full picture, you have
10 to know all the variety of explanations.

11 So when Mr. Lee stands before you and says,
12 it can be used for impeachment purposes, ---

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

14 **MR. ROSE:** --- I'm a little concerned. I
15 don't know, does that mean that I can after this witness to
16 say I can cross-examine you -- him that the evidence that
17 he gave today is different than the evidence that he gave
18 under Discovery. Technically, I think that's what Mr. Lee
19 is saying.

20 All I simply want to do is to alert you, Mr.
21 Commissioner, to the various explanations as to time and
22 probation about when he was abused. Because if you haven't
23 made your mind up, as I suspect you haven't made your mind
24 up about that fact, then you need to have all of the
25 evidence before you as to when he was abused relative to

1 probation.

2 **THE COMMISSIONER:** Okay, but -- in assessing
3 your institutional response to his allegations, I guess I
4 have to know what your client knew at that time.

5 **MR. ROSE:** Right.

6 **THE COMMISSIONER:** All right. And what
7 you're saying is -- but you also have to see what he went
8 on to say later on because --- ?

9 **MR. ROSE:** Well, we're trying to recreate
10 history here.

11 In order to assess what my client knew, for
12 instance, when it had, for instance, certain -- Exhibit 556
13 signed ---

14 **THE COMMISSIONER:** Yes.

15 **MR. ROSE:** --- then this would have been
16 perhaps two or three or perhaps longer years after these
17 events start. It's unclear.

18 So in terms of assessing whether Exhibit 556
19 is a reasonable institutional response to an ongoing
20 narrative of what they knew or ought to have known, it's my
21 respectful submission you have to know what the narrative
22 is in the years that lead up to that.

23 **THE COMMISSIONER:** To lead up to it, yes,
24 but ---

25 **MR. ROSE:** And that's all we're talking

1 about here.

2 **THE COMMISSIONER:** Well, no, you're
3 referring him to examinations for discovery that happened
4 after the institutional response.

5 **MR. ROSE:** Right. But he might very well --
6 he has to have the opportunity of saying "that I swore this
7 and you know, it's truthful".

8 **THE COMMISSIONER:** That you what?

9 **MR. ROSE:** It's truthful.

10 **THE COMMISSIONER:** No, no, before that, I
11 missed it.

12 **MR. ROSE:** The witness has to have the
13 opportunity of saying, "Well, actually I've given a variety
14 of explanations. I've given one here, but I've given
15 others elsewhere and perhaps the other explanations are the
16 correct ones; maybe I'm changing my mind now."

17 He's already had the opportunity to say,
18 "I've given evidence before this Inquiry on when I was
19 abused; I'm changing my mind from that."

20 **THE COMMISSIONER:** Yes.

21 **MR. ROSE:** So why can't I say, "You've given
22 other evidence under oath; perhaps that's the truthful --
23 maybe that's the correct version?"

24 **THE COMMISSIONER:** But again, how is that
25 going to correct -- let's assume there was an improper

1 institutional response, well ---

2 **MR. ROSE:** Well, but if it turns out that he
3 says, "Yes, I agree, I've said under oath that I wasn't on
4 probation at the time when the abuse started; in fact, it's
5 a different period."

6 **THE COMMISSIONER:** Right.

7 **MR. ROSE:** Then that's going to assess how
8 you view, for instance, Exhibit 556, and those documents.

9 **THE COMMISSIONER:** Well, I guess my only
10 thought here, even -- let's assume that you were equipped
11 with certain knowledge at the time that this document was
12 issued. All right? And you ought to have known something
13 differently; the fact that it comes back ten years later
14 and corrects itself doesn't necessarily ---

15 **MR. ROSE:** Well, I guess the difficulty is,
16 it's a matter subtlety and language: What you said is
17 "knew or ought to have known".

18 What we knew may be one thing, but if other
19 parties, for instance, are going to claim this fall that
20 the Ministry of Community and Safety Correctional Services
21 ought to have known other things, then the question is:
22 Why ought they to have known that? And what is it that
23 they ought to have known?

24 Now we're getting into what they ought to
25 have known, if that's the allegation.

1 No one's going to say before you,
2 Mr. Commissioner, that the Ministry ought to have known
3 things in 1989, then this will be a very short cross-
4 examination. But if other people are going to say that
5 this fall, then I should be entitled fully to explore it.

6 **THE COMMISSIONER:** Anybody?

7 **--- SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. ALLAN MANSON:**

8 **MR. MANSON:** I don't know the details of
9 where Mr. Rose intends to go, but I think it's not beyond
10 speculation to consider that down the road certain parties
11 may be -- my clients will be saying to you: Given "A",
12 "B", "C" and "D", they ought to have known and, therefore,
13 they ought to have responded differently.

14 **THE COMMISSIONER:** So how does that help us
15 on the cross-examination?

16 **MR. MANSON:** Well, I don't want to speak for
17 Mr. Rose, but, I mean, if he's looking to me to say -- if
18 you're never going to say -- we may well say they ought to
19 know. They ought to have known. I just want that clear,
20 that I'm not backing off of that opportunity.

21 **--- RULING BY THE COMMISSIONER/DÉCISION PAR LE COMMISSAIRE:**

22 **THE COMMISSIONER:** I guess I'm just looking
23 at it and saying I don't know that cloaking oneself with
24 hindsight is going to help justify any decision-making.

25 Okay, Mr. Rose.

1 I think I will continue with my chain of
2 thought that I think that the line of cross-examination
3 that I've heard in the last few days is not helpful to me;
4 however, I will, in the spirit of permitting full cross-
5 examination -- in the hopes that it might give you
6 something, I'll permit it for now.

7 I can tell you again, and I think this is if
8 you're trying to cloak yourself, if your client and anyone
9 else is trying to cloak themselves with hindsight to
10 justify an institutional response, then I think we're
11 wasting our time.

12 So if you're saying that's not what it is,
13 that's great. I'm giving you full leeway. We'll call the
14 witness in and we'll keep on going.

15 **MR. ROSE:** I suppose you're allowing me to
16 continue and I probably shouldn't say anything more.

17 **THE COMMISSIONER:** That's right: Don't!
18 Don't! Don't!

19 You're Mr. Lee. Yes?

20 **MR. LEE:** (Inaudible)

21 **MR. ROSE:** I think we're ready for the
22 witness, and I think what I've arranged with Mr. Lee and
23 Mr. Engelmann is that we're not going to make the
24 transcript an exhibit; I'm simply going to ask him whether
25 or he ---

1 **THE COMMISSIONER:** Madam Clerk, you're
2 coming in the other side here.

3 I'm sorry, Mr. Rose.

4 **GERALD RENSRAW, Resumed/Sous le même serment**

5 --- **CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR.**

6 **DAVID ROSE(cont'd/suite):**

7 **MR. ROSE:** I'm simply going to the ask the
8 witness whether he was asked certain questions and gave
9 certain answers, and that way we can avoid having to put
10 the document in as an exhibit.

11 **THE COMMISSIONER:** Okay.

12 We've narrowed down some other issues and so
13 rather than put the whole document to you -- of your
14 examinations for discovery, we're going to ask you some
15 questions. So Mr. Lee has made comments and a bunch of
16 other lawyers, and so we've come to this agreement.

17 So you will recall that sometime in -- when?
18 -- the examinations for discovery were held when?

19 **MR. ROSE:** Well, December 17th, 2003 and
20 then ---

21 **THE COMMISSIONER:** Okay and your lawyer was,
22 at the time, Mr. ---

23 **MR. ROSE:** It looks like Mr. Zubec? Perhaps
24 Mr. Zubec?

25 **THE COMMISSIONER:** Well, the law firm?

1 **MR. ROSE:** Yegendorf as being ---

2 **THE COMMISSIONER:** Okay, you had that
3 lawyer?

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

5 **THE COMMISSIONER:** So you went to a place
6 and you were examined; does that refresh your memory a
7 little bit there?

8 **MR. RENSRAW:** Not really, but.

9 **THE COMMISSIONER:** Okay, so anyways, we'll
10 see if these questions refresh your memory.

11 **MR. ROSE:** Okay. If document 200143 could
12 be put in front of Mr. Renshaw, and I would ask Mr. Renshaw
13 to look at page 85; do you have that in front of you, sir?

14 **THE COMMISSIONER:** Well, what exhibit?

15 **MR. ROSE:** It's not an exhibit. We're
16 trying to avoid having to put it into an exhibit. So if
17 the document could be put in front of Mr. Renshaw, again
18 200143.

19 **THE COMMISSIONER:** Okay, so just give it a
20 number of identification purposes.

21 Thank you.

22 So what page?

23 **MR. ROSE:** Page 85, sir, and if Mr. Renshaw
24 could turn to page 85 of that document, please?

25 Do you have that, Mr. Renshaw?

1 **MR. RENSRAW:** Yes.

2 **MR. ROSE:** And do you see how there's two
3 sets of numbers going down the left side of the page?
4 There's 1 through 25 and then there's 564 through 569. If
5 you could just turn to number 569, at the bottom?

6 **MR. RENSRAW:** Yes.

7 **MR. ROSE:** This is Mr. Santini asking you
8 questions, and I'm going to ask you whether you remember
9 being asked a question and gave an answer.

10 If you could look at the bottom of page 85,
11 it says:

12 "Question: Well, then, let me ask you
13 this way; your first recollection of a
14 sexual nature with Ken Seguin, when do
15 you say it occurred?

16 Answer: It was in the first year of
17 knowing him as a probation officer."

18 Do you remember that? Do you remember being asked that
19 question and giving that answer?

20 **MR. RENSRAW:** Not specifically, no.

21 **MR. ROSE:** Okay. You deny that you were
22 asked that question and gave that answer?

23 **MR. RENSRAW:** No, I'm not, sir, denying it.

24 **MR. ROSE:** Okay. And if you could turn
25 again to page 88, and at question 579, it says

1 "Question: You had known him at least
2 six months is what you're saying before
3 anything happened of a sexual nature?"

4 "Yes, other than just not feeling
5 comfortable."

6 Do you remember being asked that question
7 and giving that answer?

8 **MR. RENSRAW:** Not specifically.

9 **MR. ROSE:** But you are not denying that you
10 were asked that question and gave that answer?

11 **MR. RENSRAW:** Correct.

12 **MR. ROSE:** You don't remember specifically
13 the moment, as you sit here today, right?

14 **MR. RENSRAW:** Right.

15 **MR. ROSE:** But you are not doubting that
16 this transcript that I've read to you is accurate?

17 **MR. RENSRAW:** Correct.

18 **MR. ROSE:** Right. Okay.

19 There are other questions as well. If you
20 could turn to page 92, Question 596, same thing:

21 "Question: There are no sexual
22 advances made towards you; no sexual
23 contact between Ken Seguin and
24 yourself; correct?"

25 "Answer: Within the first six months."

1 Do you remember, again, being asked that
2 question and giving that answer?

3 MR. RENSCHAW: I don't remember it, but I
4 believe it.

5 MR. ROSE: Okay. You believe that that is
6 what you were asked and that's what you said?

7 MR. RENSCHAW: Yes.

8 MR. ROSE: Okay. And, again, that would
9 have been a formal statement, in the sense that it's under
10 oath; right?

11 MR. RENSCHAW: Yes.

12 MR. ROSE: Okay. I take it you will agree
13 with me that if that is true, in other words, that there
14 was no sexual contact between yourself and Ken Seguin until
15 after six months, then that would be after your first
16 probationary period, wouldn't it?

17 MR. RENSCHAW: No.

18 MR. ROSE: Because your first probationary
19 period is only six months?

20 MR. RENSCHAW: Yes, but I've known him before
21 my probation.

22 MR. ROSE: Well, I got that, but I'm just --
23 let me explore that.

24 You did say that there -- at the discovery
25 that there was no sexual contact between yourself and Ken

1 Seguin?

2 MR. RENSRAW: This sounds to me ---

3 MR. ROSE: In the first -- within the first
4 six months?

5 MR. RENSRAW: Of knowing him or being on
6 probation?

7 MR. ROSE: Of being on probation, I think
8 that's the way it says.

9 THE COMMISSIONER: Oh, you think? No, no,
10 no, no.

11 MR. ROSE: Well, let's go back to page --
12 let's just clear this up.

13 Question 569, page 85, it says, "Question:
14 Well then --"; we went through this. Let me ask you this
15 way:

16 "Your first recollection of a sexual
17 nature with Ken Seguin; when do you say
18 it occurred?"

19 Answer was:

20 "In the first year of knowing him as a
21 probation officer."

22 Knowing him as a probation officer is
23 knowing him as a probation officer; right?

24 MR. RENSRAW: Correct.

25 MR. ROSE: Being on probation; right?

1 **MR. RENSRAW:** No.

2 **MR. ROSE:** So, you knew him as a probation
3 officer, but you were having contact with him not as a
4 probation officer? Is that what you're saying?

5 **MR. RENSRAW:** What I'm saying is I knew him
6 before I was on probation.

7 **MR. ROSE:** Okay, if that's the case, I take
8 it that he was abusing you then before you were on
9 probation?

10 **MR. RENSRAW:** I'm not saying that either.

11 **MR. ROSE:** Okay. Let's carry on then.

12 We have already discussed a statement that
13 you gave with the Ontario Provincial Police on November 5th,
14 1997. That's Exhibit 553.

15 I know portions of this have been put to
16 you, but I want to put other sections to you, Mr. Renshaw.

17 So, if we could have Exhibit 553 put before
18 the witness.

19 **THE COMMISSIONER:** It is, it says, "Audio
20 taped interview report with the OPP"?

21 **MR. ROSE:** Yes.

22 If we could turn to page 4 of 11; it's Bates
23 1058724.

24 **MR. RENSRAW:** Page 4? Or ---

25 **MR. ROSE:** It's the bottom -- I think my

1 Bates page numbers aren't the same as the exhibit number.

2 Page 4 of 11. You're being asked questions,
3 at the very bottom, by Constable Dupuis, and you say:

4 "Uh, could you explain, uh how this led
5 to other things?"

6 You say:

7 "Uh, basically, we kind of started
8 chumming around and stopped by even
9 though I was under age; asked me if I
10 wanted to go for a beer, go for a beer.
11 That's basically how it started. As
12 far as sex goes, I'd stayed at his
13 house, slept on the couch, woke up to
14 him giving me oral sex."

15 Over to the next page, please.

16 "How long did this continue from the
17 first time to apparently?"

18 And you say:

19 "To roughly 1990."

20 And Dupuis says:

21 "So how long would that be?"

22 And you say:

23 "Oh, five, six years."

24 Dupuis:

25 "Five or six years?"

1 And you say:

2 "I believe."

3 So, would you agree with me that if that
4 were correct, then you would be on -- this would have
5 started in 1984 or 1985 and gone to 1990?

6 **THE COMMISSIONER:** Well, it depends if he
7 was under age.

8 **MR. ROSE:** Well, I'm just going with "five
9 or six years" to 1990.

10 **THE COMMISSIONER:** Yes. Okay.

11 I guess in fairness though we have to look
12 at the under age as well. If he was under age, that would
13 mean he would be what?

14 **MR. ROSE:** Well, actually, what it says:

15 "Although I was under age, asked me if
16 I wanted to go for a beer ..."

17 **MR. ROSE:** And then there's a different
18 topic:

19 "As far as the sex goes, I had stayed
20 at his house, slept on the couch, woke
21 up to him giving me oral sex."

22 "How long did this continue?"

23 I'm just reading again:

24 "To roughly 1990."

25 **THE COMMISSIONER:** Right.

1 **MR. ROSE:** "Five, six years."

2 So, am I right that when you spoke with the
3 police on November 5th, 1997, you would have told them that
4 this ended in roughly 1990?

5 **MR. RENSRAW:** Correct.

6 **MR. ROSE:** That would put you at about 25
7 years old. Is that right?

8 **MR. RENSRAW:** I'm assuming, yes.

9 **MR. ROSE:** And then if we go back five or
10 six years, what you would have told the police is that it
11 effectively would have gone from age 19 or 20 to age 25?

12 Just doing the math; right?

13 **MR. RENSRAW:** But that's only a
14 guesstimation at the time. You're putting it as definite.

15 **MR. ROSE:** Well, I'm just going on what I
16 read and it says, "To roughly 1990; five, six years", as
17 opposed to seven, eight, nine, 10, 12 years. You just said
18 five, six years; right?

19 **MR. RENSRAW:** Well, it could have been six
20 or seven.

21 **MR. ROSE:** Okay. I'm just going by what you
22 said to the police, five, six years, and in terms of what
23 you said to the police then, it would have been from age 19
24 or 20 to age 25; right? Just by what you said to the
25 police?

1 **THE COMMISSIONER:** Would that change any if
2 -- to roughly 1990 was like January 1st, 1990, like the
3 others and then you would go back that way?

4 **MR. ROSE:** Well, I don't want to -- I don't
5 think we should be giving evidence for the witness.

6 **THE COMMISSIONER:** Oh, no, no, no ---

7 **MR. ROSE:** Just going on what he said.

8 **THE COMMISSIONER:** Well ---

9 **MR. ROSE:** It says, "To roughly 1990".
10 If we go back five, six years from roughly
11 1990, it would be roughly 1984-85?

12 **THE COMMISSIONER:** Well, there is not giving
13 evidence for the witness, but there's also being fair, and
14 I am looking at the fact that he says in the same paragraph
15 that he was under age.

16 **MR. ENGELMANN:** We know the witness was born
17 in December of 1965 as well, so if we carefully recalculate
18 it, we know of two other places in his statement he makes
19 comments about when this abuse happened.

20 **MR. ROSE:** Well, that's right, but I'm
21 simply going by what I'm reading here, Mr. Commissioner,
22 that's all, and I think it's a fair inference.

23 I'm certainly trying not to unfair to the
24 witness, I'm simply putting to him previous statements that
25 were said.

1 **THE COMMISSIONER:** Yes.

2 **MR. ROSE:** But I've read that correctly,
3 have I, Mr. Renshaw?

4 **MR. RENSRAW:** You've read it correctly, yes.

5 **MR. ROSE:** Okay. We have already been
6 through with Mr. Sherriff-Scott your statement to Perry
7 Dunlop when you said, on January 26th, 1997 -- I don't want
8 to go into chapter and verse, but you said that when you
9 were on probation with Ken Seguin, nothing happened on the
10 first probation, it happened on the second one.

11 Do you remember when you said that, on
12 January 26th ---

13 **MR. RENSRAW:** I recall something being said
14 about that, yes.

15 **MR. ROSE:** Right. And just the reason I'm
16 saying that, sir, is that if that were the case, then it
17 might be that you were on probation the second time, which
18 is 1984, as opposed to 1983, and that is why I'm asking
19 that.

20 In other words, nothing happened in the
21 probation in 1983; it happened on the second time in the
22 probation which would have started in or about the fall of
23 '84?

24 **MR. RENSRAW:** No.

25 **MR. ROSE:** Just building on what Mr.

1 Sherriff-Scott asked you. Is that possible, sir?

2 **MR. RENSRAW:** I'm not getting the gist of
3 what he's saying here.

4 I'm telling and I've already told you, that
5 it happened on my first probation; not my second.

6 **MR. ROSE:** No, I've heard your evidence and
7 I just -- I want to be -- I want to bring to your attention
8 and to the Commissioner's attention other versions of the
9 same description, so that we can properly assess whether or
10 not you're perhaps in error before this Commissioner on the
11 timing of it?

12 That's the gist of it.

13 **MR. RENSRAW:** Why don't you just ask that?

14 **MR. ROSE:** I'm asking that right now.

15 **MR. RENSRAW:** It's wrong.

16 **MR. ROSE:** Okay. So it's wrong. What you
17 said to Constable Dupuis is wrong?

18 **MR. RENSRAW:** Inaccurate.

19 **MR. ROSE:** Okay.

20 And we've heard as well at this Inquiry, Mr.
21 Renshaw, that you moved into Ken Seguin's house in about
22 1989.

23 **MR. RENSRAW:** Roughly, yes.

24 **MR. ROSE:** Roughly. In fact, I think the
25 question earlier today was that Ken Seguin applied for

1 permission for that to happen on March 10th, of 1989, but
2 you say it might have happened a bit before but not too
3 much; did I understand that right?

4 **MR. RENSRAW:** I moved in, yes, before that
5 paper was signed.

6 **MR. ROSE:** Okay. Now, in terms of your
7 evidence about waking up with Ken Seguin sexually
8 assaulting you, do you remember at Summerstown how old you
9 would have been at that time?

10 **MR. RENSRAW:** Well, moved there in '85 to
11 '89.

12 **MR. ROSE:** You moved there in '85.

13 **MR. RENSRAW:** He did.

14 **MR. ROSE:** Well, I am asking you of a
15 different event. I am asking you about when you would have
16 been sexually assaulted by Ken Seguin at Summerstown for
17 the first time?

18 **MR. RENSRAW:** It would have probably been
19 the first year he was there.

20 **MR. ROSE:** Okay.

21 **MR. RENSRAW:** Which I am thinking is 1985.
22 Am I wrong?

23 **MR. ROSE:** Well, I'm asking you, I am not
24 giving the evidence. Do you remember? Do you have any
25 kind of clear recollection of that?

1 **MR. RENSRAW:** Yes.

2 **MR. ROSE:** Okay. And do you remember how
3 old you would have been then?

4 **MR. RENSRAW:** No.

5 **MR. ROSE:** Could it have been that you were
6 as old as 21 or 22?

7 **MR. RENSRAW:** Nineteen-eighty-five (1985)?

8 **THE COMMISSIONER:** No, he would have been --
9 when were you born?

10 **MR. RENSRAW:** Sixty-five ('65), December.

11 **THE COMMISSIONER:** So he would have been 20.

12 **MR. ROSE:** Eighty-six ('86) or eighty-seven
13 ('87), is that possible? Is it possible that it could have
14 been '86 to '87 that this event happened?

15 **MR. RENSRAW:** No, I don't think so.

16 **MR. ROSE:** Okay. And I'm just trying to
17 gauge how certain you are about that. Are you sure that it
18 couldn't have happened in '86 or '87 or ---

19 **MR. RENSRAW:** I am almost sure, yes.

20 **MR. ROSE:** Okay. Because -- do you remember
21 giving a statement to Mr. Dunlop, and this is Exhibit 551,
22 where you talk about being 21 or 22?

23 If the witness could be shown Exhibit 551 at
24 page 4 of 20. This is the incident where Brian Kirkey was
25 around.

1 MR. RENSRAW: Yes.

2 MR. ROSE: Do you have page 4 there?

3 MR. RENSRAW: Yes.

4 MR. ROSE: Starting with the question
5 "Finally" and you referred in that answer to a sexual
6 incident. There was -- this is abuse by Ken Seguin; right?

7 And going over to the next page, page 5 of
8 20, it says -- Dunlop says:

9 "So how old were you at the time
10 approximately would you say?"

11 And I don't want to name the name.

12 THE COMMISSIONER: That's right.

13 MR. RENSRAW: Where are you reading?

14 MR. ROSE: Page 5, it's the next page.

15 MR. RENSRAW: Yeah.

16 MR. ROSE: I don't know that we've assigned
17 a "C" number to this individual, but I don't need to name
18 it, we can just talk about this person being born, so 21 or
19 22.

20 Do you see that there, midway through page
21 5? When Perry Dunlop asks you:

22 "How old were you at the time when you
23 referred to this incident about lying
24 passed out and being sexually assaulted
25 by Ken Seguin?"

1 And you say:

2 "Twenty-one, twenty-two."

3 **MR. RENSRAW:** Okay.

4 **MR. ROSE:** I take it you did say that to
5 Perry Dunlop at the time?

6 **MR. RENSRAW:** Yes.

7 **MR. ROSE:** And is it possible that you were
8 telling Perry Dunlop the truth? In other words, you would
9 have been 20, 21 or 22 when this started?

10 **MR. RENSRAW:** In Summerstown, you mean?

11 **MR. ROSE:** In Summerstown.

12 **MR. RENSRAW:** It sounds like it's in the
13 ballpark.

14 **MR. ROSE:** Okay. Because that would have
15 been '86 or '87; right?

16 **MR. RENSRAW:** Couldn't have been '87.

17 **MR. ROSE:** Okay. Well, I'm just going by
18 your age. You say you would have been 21 or 22 at the
19 time?

20 **MR. RENSRAW:** Okay. I'm agreeing to this.

21 **MR. ROSE:** Okay. Let me just make sure that
22 we're clear.

23 When you said that to Perry Dunlop that you
24 were 21 or 22 at the time, was that truthful when you said
25 that to Perry Dunlop? Was it accurate?

1 **MR. RENSRAW:** Well, it sounds to me like I'm
2 taking a guess there.

3 **MR. ROSE:** Well, do you even know?

4 **MR. RENSRAW:** Twenty-one (21), 22, it's not
5 a definite "I was 21 and three months and two days".

6 **MR. ROSE:** Do you know whether you were
7 taking a guess when you were answering that to Perry
8 Dunlop?

9 **MR. RENSRAW:** Yes, I would have been. It's
10 not accurate.

11 **MR. ROSE:** Okay. Now, that would have
12 happened before you moved in with Ken Seguin, wouldn't it?

13 **MR. RENSRAW:** Yes.

14 **MR. ROSE:** Because you moved in with Ken
15 Seguin around March of 1989; right?

16 **MR. RENSRAW:** Or before.

17 **MR. ROSE:** Shortly before I think was your
18 evidence; right?

19 **MR. RENSRAW:** Yes.

20 **MR. ROSE:** Not years before, weeks before.

21 **THE COMMISSIONER:** Well, he hasn't said
22 whether it's -- but you're putting it to him. Was it weeks
23 before?

24 **MR. RENSRAW:** It would have been probably a
25 month before that paper was signed.

1 **MR. ROSE:** Okay. And if that paper was
2 signed in March of 1989, it could be as early as February
3 of 1989. Have I got that right?

4 **MR. RENSRAW:** Yes.

5 **MR. ROSE:** Okay. So this incident with Ken
6 Seguin, according to your statement to Perry Dunlop,
7 happens in 1986 or '87; right?

8 **MR. RENSRAW:** Well, yes.

9 **MR. ROSE:** Could be two or three years
10 before you moved in with Ken Seguin; right?

11 **MR. RENSRAW:** Yes.

12 **MR. ROSE:** Okay. But you still moved in
13 with Ken Seguin; right?

14 **MR. RENSRAW:** Yes.

15 **MR. ROSE:** And just in terms of filling out
16 the picture here, when you moved with Ken Seguin in the
17 winter of 1989, late winter of 1989, you were in a
18 relationship with a woman at the time?

19 **MR. RENSRAW:** Yes.

20 **MR. ROSE:** Okay. And I'm just curious, did
21 you move out of the woman's house to move in to Ken
22 Seguin's?

23 **MR. RENSRAW:** I believe so.

24 **MR. ROSE:** Okay. And in terms of why you
25 moved in with Ken Seguin, was there a financial reason

1 relative to you and your girlfriend?

2 MR. RENSCHAW: No.

3 MR. ROSE: In other words, is it possible
4 that by living with your girlfriend she would have been,
5 for instance, ineligible for social benefits or something
6 like that?

7 MR. RENSCHAW: But that had nothing to do
8 with it.

9 MR. ROSE: Okay. So there is no financial
10 motive to move in with Ken Seguin's -- into Ken Seguin's
11 house relative to your girlfriend; right?

12 MR. RENSCHAW: No.

13 MR. ROSE: Okay. And at the time, am I
14 right, that you were also -- were you involved in smuggling
15 tobacco?

16 MR. RENSCHAW: When?

17 MR. ROSE: This time that you're moving in
18 with Ken Seguin?

19 MR. RENSCHAW: Eighty-nine ('89)?

20 MR. ROSE: Yeah.

21 MR. RENSCHAW: I don't think I was doing it
22 then.

23 MR. ROSE: You weren't doing it then?

24 MR. RENSCHAW: I could have.

25 MR. ROSE: Pardon me?

1 **MR. RENSCHAW:** Could have though.

2 **MR. ROSE:** You could have. Is that one of
3 the reasons that you might have wanted to move in with Ken
4 Seguin?

5 **MR. RENSCHAW:** No.

6 **MR. ROSE:** Just -- it's on the river; right?

7 **MR. RENSCHAW:** Yeah, it is.

8 **MR. ROSE:** But that wasn't the reason that
9 you moved in with Ken Seguin?

10 **MR. RENSCHAW:** No.

11 **MR. ROSE:** Okay. Now, in terms of your
12 relationship with Ken Seguin over time, you've talked about
13 a car; you remember Mr. Engelmann asking you about a loan
14 for a car, a pick-up truck, and you testified about that
15 today. Do you remember that?

16 **MR. RENSCHAW:** Yes.

17 **MR. ROSE:** Okay. But I take it that that's
18 not the first motor vehicle that Ken Seguin would have been
19 involved with in terms of giving to you, is it?

20 **MR. RENSCHAW:** Giving to me?

21 **MR. ROSE:** Well, let's take it in two ways,
22 and I am going to go back a little bit.

23 You said last week that people at probation
24 knew about your relationship with Ken Seguin because he
25 would lend you his car. Do you remember that?

1 MR. RENSCHAW: Yes.

2 MR. ROSE: Okay. Is it possible actually,
3 sir, that he gave you a car?

4 MR. RENSCHAW: He did.

5 MR. ROSE: It was a 1981 Nissan; right?

6 MR. RENSCHAW: Yes.

7 MR. ROSE: Nineteen eighty-one (1981) Nissan
8 200 SX?

9 MR. RENSCHAW: Yes.

10 MR. ROSE: And he gave that to you when he
11 got a new car. Do you remember that?

12 MR. RENSCHAW: Yes.

13 MR. ROSE: So, in other words, what happens
14 is that the car that -- it's around 1984 wasn't it when he
15 gave you that car?

16 MR. RENSCHAW: No. No.

17 MR. ROSE: Do you remember the year?

18 MR. RENSCHAW: Well the car he replaced it
19 with was an '87.

20 MR. ROSE: Okay, so in 1987 he gives you the
21 '81 Nissan?

22 MR. RENSCHAW: That sounds more accurate.

23 MR. ROSE: Okay. And he just gives it to
24 you outright; doesn't he?

25 MR. RENSCHAW: Yes.

1 MR. ROSE: Okay. And when you got this car
2 from Ken Seguin, good set of wheels; right?

3 MR. RENSCHAW: What do you mean by that?

4 MR. ROSE: Well you liked them; didn't you?

5 MR. RENSCHAW: No, I sold it.

6 MR. ROSE: Oh cause I think -- do you
7 remember saying before that it was -- you thought "Great,
8 new set of wheels", is that possible?

9 MR. RENSCHAW: It's possible but I didn't
10 keep the car.

11 MR. ROSE: Okay, you sold it?

12 MR. RENSCHAW: Yes.

13 MR. ROSE: Okay. That was -- was that the
14 first car that Ken Seguin had arranged to get you?

15 MR. RENSCHAW: Yes.

16 MR. ROSE: Okay, is it possible maybe that
17 was the second car that he arranged to get you?

18 MR. RENSCHAW: No.

19 MR. ROSE: Okay. Did he in fact loan you
20 money for a third car; other than what you've talked about
21 ---

22 MR. RENSCHAW: No.

23 MR. ROSE: -- at this -- no, okay.

24 Is it possible, sir, that you were
25 interested in getting a 1973 Dodge Challenger?

1 MR. RENSCHAW: I did.

2 MR. ROSE: And out of the blue Ken Seguin
3 shows up and gives you a cheque or buys the car?

4 MR. RENSCHAW: No.

5 MR. ROSE: That's not possible?

6 MR. RENSCHAW: I got a car loan for that.

7 MR. ROSE: Okay. And are you saying that
8 Ken Seguin had nothing to do with that?

9 MR. RENSCHAW: No, he co-signed it.

10 MR. ROSE: He co-signed it?

11 MR. RENSCHAW: Yes.

12 MR. ROSE: Okay. So I take it without being
13 a co-signatory to the loan, in other words, without his
14 signature you wouldn't have got the loan; right?

15 MR. RENSCHAW: Probably, yes.

16 MR. ROSE: Okay. So in that sense he helped
17 to get you this Dodge Challenger; right?

18 MR. RENSCHAW: Yeah but it wasn't given.

19 MR. ROSE: I appreciate that. All I'm
20 suggesting to you and I think you're agreeing with me is
21 that without Ken Seguin's signature you wouldn't have got
22 the car; right?

23 MR. RENSCHAW: Yes.

24 MR. ROSE: Okay. And just so the
25 Commissioner knows what we're talking about, it's -- it was

1 a car that you really wanted; it was a -- it had matching
2 numbers and so forth; didn't it?

3 MR. RENSCHAW: Yes.

4 MR. ROSE: And a 1973 Dodge Challenger, for
5 those of us who follow muscle cars, that's a good one;
6 isn't it?

7 MR. RENSCHAW: It's a nice car.

8 MR. ROSE: Yeah. So in terms of the cars
9 that Mr. Seguin was involved with with you, we've got the
10 '81 Nissan; right?

11 MR. RENSCHAW: Yes.

12 MR. ROSE: That you took from him and then
13 sold?

14 MR. RENSCHAW: Yes.

15 MR. ROSE: He co-signs a loan for a '73
16 Dodge Challenger ---

17 MR. RENSCHAW: Yes.

18 MR. ROSE: --- and do you remember when that
19 was?

20 MR. RENSCHAW: Eighty nine ('89) I'm
21 guessing.

22 MR. ROSE: Well that would be the same time
23 as the pick-up truck loan; wouldn't it?

24 MR. RENSCHAW: No.

25 MR. ROSE: Because Exhibit 542 has the

1 signature on the truck loan from being -- it looks like
2 February 27, 1989. Now are you saying that there were two
3 car loans in 1989?

4 MR. RENSCHAW: It's possible.

5 MR. ROSE: Well I ---

6 MR. RENSCHAW: I'm not sure of the dates but
7 I was sure that ---

8 THE COMMISSIONER: Did you have both
9 vehicles at the same time?

10 MR. RENSCHAW: Yes.

11 MR. ROSE: So Ken Seguin's borrowing -- or
12 his signing -- co-signing a loan for you so that you have a
13 pick-up truck and a '73 Dodge Challenger?

14 MR. RENSCHAW: But not at the same time.

15 MR. ROSE: Okay.

16 MR. RENSCHAW: I owned them both at the same
17 time because I owned one and then purchased the other.

18 MR. ROSE: You owned -- now which one did --
19 which one did you own first?

20 MR. RENSCHAW: I had the truck first.

21 MR. ROSE: You had the truck first and how
22 long did you have the truck for?

23 MR. RENSCHAW: Two years.

24 MR. ROSE: From February of 1989?

25 MR. RENSCHAW: Umm ---

1 **MR. ROSE:** I'm just having troubles with the
2 date, sir, you're going to have to help me out.

3 **THE COMMISSIONER:** So we know ---

4 **MR. RENSRAW:** The loan was made out in
5 February of '89 and that's when I bought the truck.

6 **MR. ROSE:** Okay and you had that for two
7 years?

8 **MR. RENSRAW:** I believe so.

9 **MR. ROSE:** So around 1991 you would have got
10 rid of that pick-up truck?

11 **MR. RENSRAW:** Yes.

12 **MR. ROSE:** And that's the loan that we've
13 seen documented in Exhibit 542; right? Do you want to take
14 a chance -- a second -- just look at that and make sure
15 that we're on the same page?

16 **MR. RENSRAW:** I know the document you're
17 talking about.

18 **MR. ROSE:** Okay, that's for the pick-up
19 truck?

20 **MR. RENSRAW:** Yes.

21 **MR. ROSE:** Okay. But are you telling me
22 that in 1989 as well there was a loan for a Dodge
23 Challenger?

24 **MR. RENSRAW:** I believe so.

25 **MR. ROSE:** Okay. Because the loan for the

1 pick-up truck happens in February 1989; it only leaves
2 about 60 days of 1989 before -- for you to get a Dodge
3 Challenger, if it's also happening in 1989.

4 **THE COMMISSIONER:** What? February?

5 **MR. RENSRAW:** February is the beginning of
6 the year.

7 **THE COMMISSIONER:** It leaves him 10 months.

8 **MR. ROSE:** Right. Did you have the
9 Challenger at the same time you had the pick-up truck?

10 **MR. RENSRAW:** Yes.

11 **MR. ROSE:** Okay, at the same time but when
12 did you get rid of the Challenger? I'm sorry, I
13 misunderstood that?

14 **MR. RENSRAW:** I sold the Challenger in '96,
15 I believe.

16 **MR. ROSE:** You had it for a while?

17 **MR. RENSRAW:** Yes.

18 **MR. ROSE:** It must have been a good car?

19 **MR. RENSRAW:** Yes.

20 **MR. ROSE:** Okay. Now, you had the Dodge
21 Challenger I take it then during the entire time that you
22 were giving statements to the OPP and to Perry Dunlop; am I
23 right about that?

24 **MR. RENSRAW:** No.

25 **MR. ROSE:** You sold it around -- did I

1 understand you, '96?

2 MR. RENSCHAW: I believe so.

3 MR. ROSE: So the first statement that you
4 gave to the OPP in '94, did you have the Challenger at the
5 time?

6 MR. RENSCHAW: Yes.

7 MR. ROSE: Okay. And you heard this
8 afternoon, Mr. Sherriff-Scott asking you about the February
9 1994 statement that you gave to Constable McDonell in your
10 house; right?

11 MR. RENSCHAW: Yes.

12 MR. ROSE: Okay and that's the one you're --
13 remember him asking you questions where you said "I
14 couldn't ask for a better probation officer" do you
15 remember -- you remember me asking those questions this
16 afternoon?

17 MR. RENSCHAW: Yes.

18 MR. ROSE: And I think your evidence was
19 that that was not a truthful statement; right?

20 MR. RENSCHAW: Yes.

21 MR. ROSE: But in fact it's -- when I looked
22 at it, Mr. Renschaw, it seemed to me that if you wanted to -
23 - do you know the phrase "being neutral". You didn't have
24 to go so far to explain to the OPP that he was just not
25 only a person you knew but he was a good probation officer;

1 right? You actually went and told the OPP he was a good
2 probation officer. Would you agree with my
3 characterization of that statement? The statement "I
4 couldn't ask for a better probation officer".

5 **MR. RENSRAW:** If that's what's there.

6 **MR. ROSE:** Well, I know it's written; we all
7 know what's written, I'm asking you what was in your mind
8 when you said that to the OPP.

9 **MR. RENSRAW:** I wouldn't have any clue now.

10 **MR. ROSE:** Well ---

11 **MR. RENSRAW:** This is a long time ago.

12 **MR. ROSE:** Okay. Just reading that,
13 yourself or myself or anyone else, would you agree with me
14 that someone reading that statement "I couldn't ask for a
15 better probation officer" suggest that you like Ken Seguin?

16 **MR. RENSRAW:** That may have been what I told
17 them, yes.

18 **MR. ROSE:** But I'm also saying you don't
19 know what was in your mind at the time, is it possible that
20 in your mind, in 1994, in February, that you thought he was
21 a good probation officer?

22 **MR. RENSRAW:** No.

23 **MR. ROSE:** That's not possible at all?

24 **MR. RENSRAW:** No.

25 **MR. ROSE:** And again, just so that we're

1 clear, you don't remember what was in your mind in February
2 of 1994 when you said that; have I understood that
3 correctly?

4 **MR. RENSRAW:** I don't recall that specific
5 phrase, talking to McDonell.

6 **MR. ROSE:** Okay but you're not saying --
7 you're not denying that you said that to McDonell; right?
8 We've been through that.

9 **MR. RENSRAW:** No, I'm not denying it.

10 **MR. ROSE:** Okay, so you said that to
11 McDonell and I'm -- you don't remember what was in your
12 mind when you said that to McDonell because it's so long
13 after the event; right?

14 **MR. RENSRAW:** Yes.

15 **MR. ROSE:** So I'm just suggesting to you, is
16 it possible with all that out on the table you actually
17 thought he was a good probation officer?

18 **MR. RENSRAW:** No.

19 **MR. ROSE:** Okay.
20 Did you go to Ken Seguin's funeral?

21 **MR. RENSRAW:** Yes.

22 **MR. ROSE:** I take it that no one told you
23 that you had to go to Ken Seguin's funeral?

24 **MR. RENSRAW:** No.

25 **MR. ROSE:** You went of your own free will?

1 **MR. RENSRAW:** Yes.

2 **MR. ROSE:** Okay. And you've testified about
3 being at the probation office and signing a document that
4 allowed -- where you -- I'm not sure but as I understood
5 it, you said it allowed you to live at Ken Seguin's place
6 in 1989.

7 **MR. RENSRAW:** I believe that's the gist of
8 that letter, yes.

9 **MR. ROSE:** Okay. Well I want to take you to
10 some more documents, and I'm just asking if it's -- did you
11 see your file when you were there at the probation office?

12 **MR. RENSRAW:** No, you people still can't
13 find it.

14 **MR. ROSE:** No, I'm just asking you whether
15 you saw documents when you were there in 1989.

16 **MR. RENSRAW:** No.

17 **MR. ROSE:** No. So for instance Exhibit 556;
18 had you seen that before you came to the Inquiry?

19 **MR. RENSRAW:** I'm not sure what you're ---

20 **MR. ROSE:** Why don't you take a look at it.
21 It's document 100342.

22 **THE COMMISSIONER:** It's an exhibit from
23 today.

24 **MR. ROSE:** Exhibit 556, I have.

25 **MR. RENSRAW:** Okay, I have it in front of

1 me.

2 MR. ROSE: Okay, now did you see that, for
3 instance, when you were in the Probation Office?

4 MR. RENSRAW: Yes, I recall signing it.

5 MR. ROSE: Okay.

6 You recall signing this?

7 MR. RENSRAW: Yes.

8 MR. ROSE: Okay, are you sure about that?

9 MR. RENSRAW: I'm almost positive. Three
10 people signed it.

11 MR. ROSE: Okay, so in other words there is
12 another document where you signed another copy of that, is
13 that what you're saying? Because I don't see your signature
14 on the document that's up on the screen, that's why I'm
15 asking you.

16 MR. RENSRAW: There appears to be two
17 signatures that aren't here.

18 MR. ROSE: Okay, can you show me where your
19 signature appears?

20 MR. RENSRAW: It doesn't.

21 MR. ROSE: Okay, but you're saying you
22 signed it anyway. Help me out here.

23 MR. RENSRAW: Ken Seguin signed that paper.

24 MR. ROSE: We see that signature on the
25 exhibit.

1 **MR. RENSRAW:** His boss, Emile, signed that
2 same paper ---

3 **MR. ROSE:** Okay.

4 **MR. RENSRAW:** --- and so did I.

5 **MR. ROSE:** Okay, so there's another version,
6 in other words, that has your signature on this
7 acknowledging it, right?

8 **MR. RENSRAW:** Yes.

9 **MR. ROSE:** Okay.

10 If we could also put up Exhibit 100341,
11 sorry document number 100341. I'm going to ask you to look
12 on the screen and see whether you recognize seeing that
13 document as well?

14 **THE COMMISSIONER:** Is this an exhibit
15 already?

16 **MR. ROSE:** It's not and I won't put it in
17 unless he acknowledges that he's seen it at the same time.
18 It's part of the same series, Mr. Commissioner.

19 **THE COMMISSIONER:** So exhibit 559 for
20 identification purposes at this point. So this is a
21 document addressed to the Regional Manager, Roy Hawkins,
22 from Emile Robert, the Area Manager, dated March 20th, 1989.

23 **MR. ROSE:** And do you see that document on
24 the screen, sir?

25 **MR. RENSRAW:** Yes.

1 **MR. ROSE:** Did you see that document as well
2 when you were there?

3 **MR. RENSRAW:** No.

4 **MR. ROSE:** Okay.

5 And if we could also put up on the screen
6 then document 100339.

7 **THE COMMISSIONER:** So what are we doing with
8 this one then?

9 **MR. ROSE:** Well, he hasn't identified it and
10 ---

11 **THE COMMISSIONER:** For identification
12 purposes only, okay.

13 Thank you.

14 Exhibit 560 is a letter dated March 29th,
15 1989 to Mr. Emile Robert, Area Manager from Mr. H.R.
16 Hawkins, Regional Manager.

17 **MR. ROSE:** Can you just take a look at that
18 document, Mr. Renshaw, and see if you identify that as
19 well, have you seen that one?

20 **MR. RENSRAW:** I haven't.

21 **MR. ROSE:** You didn't see this in 1989?

22 **MR. RENSRAW:** No.

23 **MR. ROSE:** Okay.

24 We'll leave that one, Mr. Commissioner,
25 please. Again, if it could just be marked for

1 identification purposes.

2 **THE COMMISSIONER:** Yes.

3 **MR. ROSE:** So, in 1989 when you moved in
4 with Mr. Seguin you had a girlfriend, as you've said,
5 right?

6 **MR. RENSRAW:** Yes.

7 **MR. ROSE:** You're not on probation at the
8 time, right?

9 **MR. RENSRAW:** In '89, no.

10 **MR. ROSE:** Okay, you have a job at the time,
11 didn't you?

12 **MR. RENSRAW:** Yes.

13 **MR. ROSE:** And Ken was a probation officer
14 at the time, you knew obviously, right?

15 **MR. RENSRAW:** Yes.

16 **MR. ROSE:** And you knew that he was a
17 probation officer here in Cornwall, right?

18 **MR. RENSRAW:** Yes.

19 **MR. ROSE:** All of this you knew in 1989,
20 right?

21 **MR. RENSRAW:** Yes.

22 **MR. ROSE:** And do I understand that you're
23 receiving money from Ken Seguin during this period as well?

24 **MR. RENSRAW:** No.

25 **MR. ROSE:** No? Did you ever just receive

1 money from Ken Seguin?

2 THE COMMISSIONER: Like a gift?

3 MR. ROSE: Pardon me?

4 THE COMMISSIONER: A gift. How do you want
5 to characterize that?

6 MR. ROSE: Just given money.

7 MR. RENSRAW: Other than buying pot, no.

8 MR. ROSE: Well, hang on a second. He gave
9 you money, didn't he?

10 MR. RENSRAW: No.

11 MR. ROSE: Well, you used the money that he
12 gave you to buy pot, right?

13 MR. RENSRAW: Okay, but that's it.

14 MR. ROSE: Okay, he gave you money and you
15 used it to buy pot?

16 MR. RENSRAW: Correct.

17 MR. ROSE: Right.

18 THE COMMISSIONER: Well, just stop there.

19 Did he give you money and you could do
20 whatever you wanted with it, or did he say here's money for
21 the purpose of buying pot?

22 MR. RENSRAW: It was for pot.

23 THE COMMISSIONER: No.

24 MR. RENSRAW: For the purpose of buying pot.

25 THE COMMISSIONER: He told you that? He

1 says here's some money, go buy some pot? As opposed to,
2 here's some money and do what you want with it?

3 **MR. RENSRAW:** It kinda would flow like, can
4 I get twenty bucks off you to get some pot, so to speak.

5 **MR. ROSE:** So, you're getting money from him
6 but you're telling him you're going to use it to buy pot?

7 **MR. RENSRAW:** Correct.

8 **MR. ROSE:** Is that your evidence?

9 **MR. RENSRAW:** Yes.

10 **MR. ROSE:** Okay.

11 Just a moment's indulgence, Mr.
12 Commissioner.

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

14 **MR. ROSE:** And him giving you money that you
15 used to buy pot, carried on for how long, sir?

16 **MR. RENSRAW:** I don't know. Now and then.

17 **MR. ROSE:** Because earlier you had given the
18 impression that -- before this Commission, that Ken Seguin
19 got you the pot. Just so that we're clear, he gave you
20 money and you supplied your own, didn't you?

21 **MR. RENSRAW:** Correct.

22 **MR. ROSE:** Okay.

23 And obviously, by the time 1989 comes around
24 you had an extensive history with Mr. Seguin didn't you?

25 **MR. RENSRAW:** Correct.

1 MR. ROSE: And you've testified about this
2 over the last few days last week and this week, right?

3 MR. RENSRAW: Yes.

4 MR. ROSE: And on that history, Ken was
5 sexually abusing you, right?

6 MR. RENSRAW: Pardon.

7 MR. ROSE: On that history, part of the
8 history is that Ken Seguin was sexually abusing you?

9 MR. RENSRAW: Yes.

10 MR. ROSE: Okay, but I take it you still
11 chose to move in with Ken Seguin, didn't you?

12 MR. RENSRAW: Yes.

13 MR. ROSE: And you weren't forced to do
14 that, were you?

15 MR. RENSRAW: Pressured, yes.

16 MR. ROSE: Pardon me?

17 MR. RENSRAW: Pressured, yes.

18 MR. ROSE: Pressured? Pressured how, sir?

19 MR. RENSRAW: As I've explained before, the
20 threat was always there that he was going to talk to my
21 girlfriend.

22 MR. ROSE: Well, I take it, sir, that if he
23 talked to your girlfriend that would expose himself ---

24 MR. RENSRAW: Yes, I realize that.

25 MR. ROSE: --- to the community as a

1 probation officer who sexually abusing a probationer,
2 right?

3 **MR. RENSRAW:** Correct.

4 **MR. ROSE:** Okay, but isn't it the case that
5 you've given a statement before that Ken didn't want anyone
6 to know about his shenanigans?

7 **MR. RENSRAW:** Correct.

8 **MR. ROSE:** Okay, so for instance, you told
9 the police that when Ken went down to Florida, he went
10 there to get male prostitutes because no one knew him down
11 there, nobody would know, right?

12 **MR. RENSRAW:** I'm taking your word for it.

13 **MR. ROSE:** Do you want to see that?

14 **MR. RENSRAW:** I'm taking your word for that.

15 **MR. ROSE:** Pardon me?

16 **MR. RENSRAW:** I'm taking your word for that.

17 **MR. ROSE:** You don't deny that that's what
18 you said to Constable Seguin on the 5th of November '97,
19 right?

20 **MR. RENSRAW:** No, I'm not denying it.

21 **MR. ROSE:** Okay, but you see this is the
22 thing I have to ask you about.

23 If the threat is that Ken Seguin is going to
24 tell your girlfriend, then everyone would know wouldn't
25 they?

1 MR. RENSRAW: Yes.

2 MR. ROSE: And you knew at the same time
3 that Ken didn't want anyone to know, right?

4 MR. RENSRAW: Yes.

5 MR. ROSE: So they both can't be right, can
6 they?

7 MR. RENSRAW: Yes.

8 MR. ROSE: That Ken didn't want anyone to
9 know any ---

10 MR. RENSRAW: My fear my girlfriend finding
11 out was more important to me than his fear.

12 MR. ROSE: Well, would you agree with me
13 that if your girlfriend came to know that you were being
14 sexually abused by Ken Seguin, then Ken Seguin would
15 probably lose his job, right?

16 MR. RENSRAW: Correct.

17 MR. ROSE: And his career, right?

18 MR. RENSRAW: Correct.

19 MR. ROSE: Which at that point would have
20 been how many, twenty years -- he had been a probation
21 officer in Cornwall for a long time, right?

22 MR. RENSRAW: Yes.

23 MR. ROSE: And in other words, it doesn't
24 make sense that he would want to expose the activities to
25 anyone else?

1 **MR. RENSRAW:** Like I just said, it was more
2 important to me that my girlfriend didn't find out.

3 **MR. ROSE:** Okay.

4 You said earlier, Mr. Renshaw, that you both
5 -- I understood your testimony last week that you were both
6 surprised and not surprised that Ken Seguin killed himself.
7 Do you remember giving that evidence?

8 **MR. RENSRAW:** Yes.

9 **MR. ROSE:** Okay. I'd like to explore that
10 with you a little bit. You've given a statement to the OPP
11 on February 9th, 1994, and if I can just take that to you or
12 take you to that, and that would be Exhibit 543A.

13 **THE COMMISSIONER:** That's the typewritten
14 statement of ---

15 **MR. RENSRAW:** I have it.

16 **MR. ROSE:** Just be -- find the reference.

17 If you could look at the -- it doesn't look
18 like there's page numbers on it but it's Bates number
19 1069428. Second last page -- maybe that's of assistance.
20 Down at the bottom -- starts with the paragraph "I was at
21 Ron's".

22 Okay. Do you see where it says:

23 "I was at Ron's three times the week
24 after Ken's death and he mentioned
25 that. I was trying to find out why

1 Ken did that."

2 Now, Ron is Ron Leroux, isn't it?

3 **MR. RENSCHAW:** Yes.

4 **MR. ROSE:** In other words, what you told the
5 police in 1994 the week after Ken Seguin died you went to
6 Ron Leroux's three times that week; right?

7 **MR. RENSCHAW:** Yes.

8 **MR. ROSE:** You were trying to find out why
9 Ken committed suicide?

10 **MR. RENSCHAW:** Yes.

11 **MR. ROSE:** And if that's true, then you
12 would be surprised that Ken Seguin committed suicide;
13 right?

14 **MR. RENSCHAW:** Yes.

15 **MR. ROSE:** Because you wouldn't need to
16 know, you would have known at the time, right? But what
17 you're telling the OPP is that you didn't know why Ken
18 Seguin committed suicide?

19 **MR. RENSCHAW:** Yes.

20 **MR. ROSE:** And, again, is that a truthful
21 statement that you made to the OPP?

22 **MR. RENSCHAW:** I'm surprised he did it, but I
23 knew why he did it.

24 **MR. ROSE:** Now hang on a second. I just
25 want to take it in parts here. It's late in the afternoon.

1 Was that a truthful statement to the OPP
2 when you said:

3 "I was at Ron's three times the week
4 after Ken's death and he mentioned
5 that. I was trying to find out why
6 Ken did that."

7 Was that truthful?

8 **MR. RENSRAW:** Yes.

9 **MR. ROSE:** Okay. So, in other words, you
10 were trying to find out why Ken committed suicide; right?

11 **MR. RENSRAW:** The whole story, yes.

12 **MR. ROSE:** Because you didn't know; right?

13 **MR. RENSRAW:** Correct.

14 **MR. ROSE:** Okay. And then in other
15 statements, you've said:

16 "I did know why Ken Seguin committed
17 suicide."

18 Right?

19 **MR. RENSRAW:** All I know definitely about is
20 the Silmsler part.

21 **MR. ROSE:** Well, do you remember giving a
22 statement to Perry Dunlop -- this is Exhibit 548, where you
23 said:

24 "I knew why he killed himself before
25 I even talked to Ron Leroux."

1 **MR. RENSRAW:** Okay. I think I just
2 answered.

3 **MR. ROSE:** Do you remember saying that to
4 Perry Dunlop?

5 **MR. RENSRAW:** Pardon?

6 **MR. ROSE:** Do you remember saying that to
7 Perry Dunlop?

8 **MR. RENSRAW:** I don't remember saying it,
9 but if it's written there, then I've probably said it.

10 **MR. ROSE:** If we could go to Exhibit 548,
11 please, and if you could look at page 5, it's the second
12 last paragraph on the last page of that.

13 I think we have a different exhibit up on
14 the screen, or a different document. I'm looking for
15 document 704055. I had it as Exhibit 548.

16 **THE COMMISSIONER:** Five-forty-eight (548).

17 **MR. ROSE:** I think at the bottom of that
18 page.

19 **THE COMMISSIONER:** Page 5?

20 **MR. ROSE:** Yes.

21 See the bottom there? It says:

22 "As I look back now, I knew things
23 were coming to a boil. I though Ken
24 would do something drastic like
25 leave. He told me he was in a lot of

1 shit. I never got into detail
2 because he knew how I felt about
3 people who touched kids or a
4 pedophile. I told him to go to
5 Florida and open up a bait shop. I
6 knew why he killed himself before I
7 even talked to Ron Leroux."

8 **MR. RENSRAW:** Yes.

9 **MR. ROSE:** Do you see that? And I take it
10 that you signed that; that's something you -- a statement,
11 as you say. It's made of your own free will?

12 **MR. RENSRAW:** Yes.

13 **MR. ROSE:** It suggests that you knew why Ken
14 killed himself before you even talked to Ron Leroux that
15 week that you saw him three times?

16 **MR. RENSRAW:** Partially, yes.

17 **MR. ROSE:** Now, Mr. Commissioner, I note the
18 time. I'm happy to carry on. I'm going to a little bit of
19 a different area.

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

21 **MR. ROSE:** I'm in your -- Mr. Commissioner,
22 I'm in your hands.

23 **THE COMMISSIONER:** Go ahead.

24 **MR. ROSE:** If we could turn then --
25 actually, we're on the same document.

1 You've given testimony about Joss Van Diepen

2 ---

3 **MR. RENSRAW:** Yes.

4 **MR. ROSE:** --- you remember that?

5 You would have known him as a probation
6 officer, from being at the probation office from your times
7 on probation; right?

8 **MR. RENSRAW:** Yes.

9 **MR. ROSE:** You might have even seen him
10 around that office?

11 **MR. RENSRAW:** Yes.

12 **MR. ROSE:** Okay. But in terms of the
13 statements that you've given about Joss Van Diepen, is it
14 possible, sir, that the people who are interested in Joss
15 Van Diepen were Perry Dunlop and Charles Bourgeois?

16 **MR. RENSRAW:** I don't get the gist of your
17 question.

18 **MR. ROSE:** Well, were they the ones who were
19 asking you about Joss van Diepen? What about Joss Van
20 Deepen, something like that?

21 **MR. RENSRAW:** Could have, yes.

22 **MR. ROSE:** Okay, that's possible, isn't it?

23 **MR. RENSRAW:** Yes.

24 **MR. ROSE:** Because, for instance, if you
25 look at your statement, the very one that's up on the

1 screen, if you look at page 2, you say:

2 "I have observed Joss Van Diepen, a
3 probation officer in Cornwall, at Ken
4 Seguin's home at least half-a-dozen
5 times."

6 I see that there and I'm just curious. Did
7 you tell Charles Bourgeois how to spell Joss Van Diepen?

8 **MR. RENSRAW:** I wouldn't know how to spell
9 it myself.

10 **MR. ROSE:** You don't -- so, you don't know,
11 for instance, how he came to that spelling of Joss Van
12 Diepen?

13 **MR. RENSRAW:** No.

14 **MR. ROSE:** I take it you also don't know why
15 Joss Van Diepen is spelled incorrectly in different
16 person's affidavits?

17 **MR. RENSRAW:** No.

18 **MR. ROSE:** So this is something that -- I
19 take it that what Charles Bourgeois drafted and you just
20 came up and signed, or was it Perry Dunlop?

21 **MR. ENGELMANN:** Let's just be a little
22 careful, here. There's no evidence that Charlie Bourgeois
23 had anything to do with this statement.

24 **THE COMMISSIONER:** This is a statement, it's
25 not an affidavit.

1 **MR. ROSE:** That's fair. I'm getting ahead
2 of myself.

3 Was it something that Mr. Dunlop put in and
4 typed up and you just signed it?

5 **MR. RENSRAW:** Yes.

6 **MR. ROSE:** In other words, what happened
7 when the statement was done was not that you told him to
8 write certain things?

9 **MR. RENSRAW:** Say that again?

10 **MR. ROSE:** The way the statement was made is
11 that Perry Dunlop typed it up and then you just signed it;
12 right?

13 **MR. RENSRAW:** Yes.

14 **MR. ROSE:** He wasn't -- you weren't telling
15 him specifically what to say in the statement, were you?

16 **MR. RENSRAW:** He's asked some questions, I'm
17 answering them.

18 **MR. ROSE:** Okay. And from that question and
19 answer, he's drafted this statement and you've signed it?

20 **MR. RENSRAW:** Correct.

21 **MR. ROSE:** And he's the one who's spelling
22 Joss Van Diepen, isn't he?

23 **MR. RENSRAW:** Yes.

24 **MR. ROSE:** In that sense I suppose if you
25 signed this, he's putting words in your mouth, at least in

1 terms of the spelling of Joss Van Diepen, isn't he?

2 MR. RENSRAW: The spelling, yes.

3 MR. ROSE: Okay. Now, you've also testified
4 that you were at Joss Van Diepen's house?

5 MR. RENSRAW: Yes.

6 MR. ROSE: With Ken Seguin?

7 MR. RENSRAW: Yes.

8 MR. ROSE: What year was that, sir?

9 MR. RENSRAW: I don't know, it would be
10 around '85, I believe.

11 MR. RENSRAW: "Around '85, I believe." Is
12 that to say it could have been earlier, later?

13 MR. RENSRAW: Yes.

14 MR. ROSE: You don't really know, do you?

15 MR. RENSRAW: No, not specifically.

16 MR. ROSE: Okay. What time of the year,
17 sir?

18 MR. RENSRAW: Summer.

19 MR. ROSE: Summer? And do you remember who
20 you were there with?

21 MR. RENSRAW: Yes.

22 MR. ROSE: Who's that?

23 MR. RENSRAW: The people I worked for were
24 also friends of Joss Van Diepen's and they were
25 bricklayers, and we were there, like I said earlier. I

1 went there first to move shrubs and stuff and then we
2 bricked his house.

3 **MR. ROSE:** Okay. So you were there for the
4 purpose of building, what, a brick wall on Joss's house?

5 **MR. RENSRAW:** Yes, yes.

6 **MR. ROSE:** Okay. You're not the one who
7 negotiated with Joss Van Diepen to build the brick wall,
8 did you?

9 **MR. RENSRAW:** No.

10 **MR. ROSE:** You were working for a guy who
11 did that; right?

12 **MR. RENSRAW:** Yes.

13 **MR. ROSE:** Did you even see Joss van Diepen
14 that day?

15 **MR. RENSRAW:** Yes.

16 **MR. ROSE:** Okay. Are you sure about that?

17 **MR. RENSRAW:** Yes.

18 **MR. ROSE:** You're positive?

19 **MR. RENSRAW:** Yes.

20 **MR. ROSE:** Who was the rest of your work
21 crew that day, sir? Just in case Joss Van Diepen disagrees
22 with you.

23 **MR. RENSRAW:** Louis Rio (phonetic), who is
24 deceased and his son, Val.

25 **MR. ROSE:** Do you even know for certain

1 whether you were on probation at the time?

2 **MR. RENSRAW:** I don't know for sure.

3 **MR. ROSE:** So it's quite possible that you
4 did this while you were not on probation; right?

5 **MR. RENSRAW:** Yes.

6 **MR. ROSE:** Okay. And that's the only thing
7 you can remember about being at Joss VanDiepen's house;
8 isn't that true?

9 **MR. RENSRAW:** What do you mean?

10 There's two separate occasions.

11 **MR. ROSE:** Okay. There's another occasion?

12 **MR. RENSRAW:** The shrubs before the brick.

13 **MR. ROSE:** And are you telling me that that
14 was a different day?

15 **MR. RENSRAW:** Yes.

16 They were there for, like, four days
17 bricking.

18 **MR. ROSE:** Okay. But it's the same job,
19 isn't it?

20 **MR. RENSRAW:** Yes.

21 **MR. ROSE:** Okay. So the only time you've
22 been to Joss VanDiepen's house is for the purpose of doing
23 the preparation for building the brick wall, and building
24 the brick wall, right?

25 **MR. RENSRAW:** I believe I might have been

1 there once, just quickly; but, yeah, I would agree with
2 that.

3 **MR. ROSE:** But you realize I can't just
4 leave that "I might have been there just once quickly". So
5 when might ---

6 **MR. RENSRAW:** Well, because Seguin comes
7 from that area, as well.

8 **MR. ROSE:** Okay, well ---

9 **MR. RENSRAW:** I believe I may have stopped
10 there to get something or drop something off or ---

11 **MR. ROSE:** Tell me about that.

12 **MR. RENSRAW:** I'm not sure of it.

13 **MR. ROSE:** Do you know when you might have
14 been at Joss VanDiepen's house, other than the brick
15 incident?

16 **MR. RENSRAW:** No.

17 **MR. ROSE:** Time of year?

18 **MR. RENSRAW:** Summer rings a bell.

19 **MR. ROSE:** Summer rings a bell, but you're
20 just guessing, aren't you?

21 **MR. RENSRAW:** Yes.

22 **MR. ROSE:** What we don't want you to do is
23 guess. If you don't know, just say "I don't know."

24 **MR. RENSRAW:** I don't know.

25 **MR. ROSE:** And do you remember who you were

1 with?

2 MR. RENSCHAW: Ken Seguin.

3 MR. ROSE: Do you remember, did you go into
4 the house?

5 MR. RENSCHAW: No.

6 MR. ROSE: Where were you?

7 MR. RENSCHAW: In the car.

8 MR. ROSE: You stayed in the car?

9 And Ken Seguin went into Joss VanDiepen's
10 house?

11 MR. RENSCHAW: No, I believe they were just
12 standing in the car port or something. It was just a quick
13 thing, like two minutes.

14 MR. ROSE: And again, you don't remember
15 when?

16 MR. RENSCHAW: No.

17 MR. ROSE: And between the bricklaying
18 incident, with the shrubs, and also this brief moment that
19 you may have remembered -- you don't remember when -- those
20 are the only two times you can remember being at Joss
21 VanDiepen's house?

22 MR. RENSCHAW: Yes.

23 MR. ROSE: Nothing else?

24 MR. RENSCHAW: Not that I recall.

25 MR. ROSE: Can you say for certain that Joss

1 VanDiepen would have acknowledged your existence on either
2 one of those two occasions?

3 MR. RENSRAW: Yes.

4 MR. ROSE: When?

5 MR. RENSRAW: Well, like I said, if I was
6 there for three or four days bricklaying, and if he was
7 there, then he'd know I was there.

8 MR. ROSE: I'm not asking "if", sir; I'm
9 asking if whether for sure you know that Joss VanDiepen
10 said, "Hi Gerald Renshaw. Welcome to my house." or
11 something like that?

12 MR. RENSRAW: Yes, he would have.

13 MR. ROSE: On the bricklaying incident?

14 MR. RENSRAW: Yes.

15 MR. ROSE: What about the other time?

16 MR. RENSRAW: No, I don't think so.

17 MR. ROSE: So you're positive that Joss
18 VanDiepen would have recognized you and acknowledged your
19 existence when you were doing the shrubs and the
20 bricklaying: For sure, for sure?

21 MR. RENSRAW: For sure, because I would have
22 talked to him about what to do with the shrubs.

23 MR. ROSE: I'm just asking the questions,
24 just in case maybe he disagrees with you.

25 --- Cell phone ringing

1 **MR. RENSRAW:** Just a second, I'm sorry.

2 **THE COMMISSIONER:** Can you help me out here,
3 the shrubs moving thing -- is that something that your boss
4 had negotiated with this gentleman, or is it ---

5 **MR. RENSRAW:** I believe so. He didn't want
6 them destroyed by the bricklaying.

7 **THE COMMISSIONER:** Right.

8 **MR. RENSRAW:** So we moved them.

9 **THE COMMISSIONER:** Okay. So you did that
10 under instruction from your boss?

11 **MR. RENSRAW:** Yes.

12 **THE COMMISSIONER:** Okay.

13 **MR. ROSE:** Okay. And you've also talked
14 about Carol Cardinal ---

15 **MR. RENSRAW:** Yes.

16 **MR. ROSE:** --- being at her house. And when
17 was that, sir?

18 **MR. RENSRAW:** Again, I wouldn't know.

19 **MR. ROSE:** You don't know.

20 **MR. RENSRAW:** I wouldn't remember.

21 **MR. ROSE:** And do you remember who you were
22 with?

23 **MR. RENSRAW:** Ken Seguin.

24 **MR. ROSE:** And do you remember what you were
25 doing?

1 **MR. RENSRAW:** No, again, it was just quick.

2 **MR. ROSE:** Just quick, in what way? Were
3 you in the car ---

4 **MR. RENSRAW:** I didn't go in the house. I
5 didn't talk to her. She may have waved at me in the car;
6 that would be about it.

7 **MR. ROSE:** Are you saying that Carol
8 Cardinal waved to you from her house while you were in the
9 car?

10 **MR. RENSRAW:** No, I'm saying she may have.

11 **MR. ROSE:** Well, do you know that for sure?

12 **MR. RENSRAW:** That's about the extent of me
13 being there.

14 **MR. ROSE:** It's an important issue,
15 Mr. Renshaw: Do you know for sure?

16 **MR. RENSRAW:** No.

17 **MR. ROSE:** So it's possible, even on your
18 evidence, that Carol Cardinal did not acknowledge your
19 existence at that occasion, right?

20 **MR. RENSRAW:** But it's possible she did,
21 too.

22 **MR. ROSE:** Well, I'm asking you what you
23 remember, and you don't remember a lot, do you?

24 **MR. RENSRAW:** No.

25 **UNCONFIRMED:** Excuse me, he keeps saying to

1 the witness "Don't guess" and then he keeps asking the
2 witness to guess. Perhaps we can move it along here.

3 MR. ROSE: Well, I'll certainly move it
4 along.

5 Is it the case that Carol Cardinal's house
6 was on the same street as Ken Seguin's, at the time?

7 MR. RENSCHAW: Alguire?

8 MR. ROSE: Pardon me?

9 MR. RENSCHAW: Alguire?

10 MR. ROSE: Yes.

11 MR. RENSCHAW: Yes.

12 MR. ROSE: In fact, they're neighbours,
13 aren't they? They were neighbours, at the time?

14 MR. RENSCHAW: Yes.

15 MR. ROSE: More recently, Mr. Renschaw, I
16 take it you found yourself on probation, in 2005?

17 MR. RENSCHAW: Yes.

18 MR. ROSE: You had a probation officer, Kim
19 Benton?

20 MR. RENSCHAW: Yes.

21 MR. ROSE: I see Mr. Engelmann rising.

22 MR. ENGELMANN: Sir, this is post-mandate.
23 I'm not sure what Mr. Rose is doing. I'm not sure why
24 we're doing this.

25 MR. ROSE: Well, I'm not sure why

1 Mr. Engelmann is objecting, because, as I understand it,
2 we're providing evidence to Commission staff about our
3 response to allegations of sexual abuse with probationers
4 when they come to our offices and report that this is who
5 they are and this is what's happened to them. I thought
6 that was an issue that was live before this Inquiry.

7 Now this person can testify about his
8 treatment in that discussion on the record since there's
9 been production of it. So I profess, I'm kind of confused.

10 **THE COMMISSIONER:** When was he on probation?

11 **MR. ROSE:** Well, as I have it, it would have
12 been October of 2005.

13 **MR. RENSRAW:** That's sounds right.

14 **THE COMMISSIONER:** So, the nature of your
15 examination is to ask him how he was treated by probation
16 and that kind of thing?

17 **MR. ROSE:** Well, the discussion about him as
18 a survivor of sexual abuse.

19 **THE COMMISSIONER:** Okay. I'll let you go.

20 **MR. ROSE:** Thank you.

21 So you had Kim Benton as your probation
22 officer; do you remember that?

23 **MR. RENSRAW:** Yes.

24 **MR. ROSE:** And would you agree with me that
25 during the course of your contact with Kim Benton, that Kim

1 Benton would have had information and discussion about
2 what's going on in your life, in terms of your therapy and
3 so forth?

4 MR. RENSRAW: I've never had therapy.

5 MR. ROSE: Pardon me?

6 MR. RENSRAW: I've never had therapy.

7 MR. ROSE: Okay, but I guess I'm using the
8 phrase broadly.

9 Did you provide information to Kim Benton or
10 did she obtain information that you were at a support group
11 for survivors of sexual assault?

12 MR. RENSRAW: Yes.

13 MR. ROSE: So she was aware of that?

14 MR. RENSRAW: Yes.

15 MR. ROSE: That was something that was of
16 concern to her?

17 MR. RENSRAW: I have no idea.

18 MR. ROSE: She asked you for a reason,
19 right?

20 MR. RENSRAW: It's part of her job.

21 MR. ROSE: Right.

22 And in terms of what you would have said to
23 Kim Benton, is it possible that you would have had an open
24 dialogue with her about what you were interested in with
25 respect to counselling and so forth?

1 **MR. RENSRAW:** Like I said, I never sought
2 counselling. It was ---

3 **MR. ROSE:** No, I'm asking you about
4 something else. I'm asking you about what you would have
5 told the probation officer about what's going on in your
6 life with counselling.

7 **MR. RENSRAW:** I don't get your question.

8 **MR. ROSE:** I'm asking you what you would
9 have told Kim Benton during the course of your probation
10 reporting back in, for instance, November of 2005?

11 **MR. RENSRAW:** I don't think I would have
12 talked to her about it.

13 **MR. ROSE:** If you could put on screen,
14 please, Madam Clerk, document 123471.

15 **MR. LEE:** Sir, I need to renew the objection
16 made by Mr. Engelmann. I don't see what the Ministry's
17 institutional response after an inquiry imparting to its
18 actions recalled has to do with this inquiry. There's no
19 value to this, in my opinion.

20 I don't see why this Commission would be
21 interested in how these institutions are dealing with
22 people now. Our concern is how they were dealing with
23 people in the past before the Inquiry was called, and
24 before they knew their actions were going to be
25 scrutinized.

1 In my opinion, this doesn't fall inside your
2 mandate, and it's of no relevance, anyway.

3 **THE COMMISSIONER:** Well, if I understand
4 what he's trying to do, he's trying to show that somebody
5 was attuned to the fact and is showcasing an example of how
6 probation officers should deal with survivors of sexual
7 abuse; if that's what he's doing, what's wrong with that?

8 **MR. LEE:** I just don't see the point. I
9 don't think it's relevant; I don't think it shows anything
10 or proves anything or is helpful here and he's taking up
11 Mr. Renshaw's time when it would be best done otherwise.

12 **THE COMMISSIONER:** Well, I don't know, let's
13 assume Mr. Renshaw says, "You know what? That probation
14 officer helped me and that's the way people should be
15 treated."

16 **MR. LEE:** Sure.

17 If it doesn't -- you want to hear all --
18 I'll leave that to you, I just ---

19 **THE COMMISSIONER:** Oh, yeah, yeah, we'll
20 see.

21 **MR. LEE:** I ---

22 **THE COMMISSIONER:** So long as that's what
23 he's doing. I hope that's what he's doing.

24 **MR. LEE:** Right.

25 **THE COMMISSIONER:** Is that what you're

1 doing?

2 **MR. ROSE:** Very much so, and I don't think
3 it matters because I take it you're going to allow me to
4 continue, but I very much disagree with what Mr. Lee is
5 saying about the mandate and where the line is to be drawn
6 and so forth. But at any ---

7 **THE COMMISSIONER:** Well, you know there is
8 that word "historical"?

9 **MR. ROSE:** Well, it ---

10 **THE COMMISSIONER:** And I think you argued --
11 -

12 **MR. ROSE:** Pardon me?

13 **THE COMMISSIONER:** --- historical, with me,
14 did you not? Which side of the mountain are you?

15 **MR. ROSE:** Which -- when in history?

16 **THE COMMISSIONER:** Pardon me?

17 **MR. ROSE:** When in history?

18 **THE COMMISSIONER:** Historical abuse -- yes,
19 when is historical, historical abuse and things? I thought
20 you took a pretty strong position about that.

21 But in any event ---

22 **MR. ROSE:** Mr. Commissioner, this is an
23 important issue, I think, for everyone because this
24 Commission, both yourself, staff, witnesses, we are all
25 spending a tremendous amount of time on what is happening

1 now, what has happened in the last few years as an
2 institutional response, but I -- and I can go on at length
3 if you want me to, or I can just ask the question.

4 **THE COMMISSIONER:** No, because I have
5 already said you could ask the question. It's just it's
6 ironic sometimes which side of the fence we're on.

7 In any event, yes, I will, if it's for the
8 purpose of showing how good the institutional response is
9 at this point, fine.

10 **MR. ROSE:** Document 123471.

11 It appears, Mr. Commissioner that it's not
12 here. I thought I had given notice. Apparently, I didn't
13 ---

14 **MR. ENGELMANN:** No notice of this document.

15 **MR. ROSE:** Then I understood ---

16 **MR. ENGELMANN:** I was quite surprised by the
17 questions to begin with, sir.

18 **MR. ROSE:** Mr. Commissioner, I can deal with
19 him another way.

20 **THE COMMISSIONER:** Yes.

21 **MR. ROSE:** Is it possible, sir, that on
22 November 22nd, 2005, you explained to Kim Benton your
23 interest in counselling?

24 **MR. RENSRAW:** Anything is possible.

25 **MR. ROSE:** Is it possible that you had

1 explained to them that you didn't want to go to the Men's
2 Project because of various reasons, but you were attending
3 a sexual assault -- a survivors of sexual assault group in
4 Cornwall?

5 MR. RENSRAW: Yes.

6 MR. ROSE: Okay. That's something that you
7 discussed with her?

8 MR. RENSRAW: Yes.

9 MR. ROSE: Is it possible throughout the
10 probationary period, for instance in February 2006, you
11 talked to Kim Benton about your continued attendance at
12 this group in Cornwall?

13 MR. RENSRAW: I'm not sure.

14 MR. ROSE: Is it possible?

15 MR. RENSRAW: Then I'm guessing, ain't I?

16 MR. ROSE: In fact, is it possible that that
17 was a topic of conversation between yourself and Kim Benton
18 right up till the time that your probation ended in the
19 fall of 2006?

20 MR. RENSRAW: I'm not sure.

21 MR. ROSE: I'm just asking whether it's
22 possible?

23 MR. RENSRAW: But when you say possible,
24 you're asking me to guess again.

25 MR. ROSE: Is it possible that it happened?

1 **MR. RENSRAW:** Anything is possible.

2 **MR. ROSE:** Okay.

3 Mr. Commissioner?

4 **THE COMMISSIONER:** Yes, sir?

5 **MR. ROSE:** Those are my questions.

6 **THE COMMISSIONER:** Well, thank you.

7 All right. We'll take a short break.

8 Who's next on the -- I take it we're going
9 out of order here and so -- can someone give me an idea of
10 who will be cross-examining next?

11 **MR. MANDERVILLE:** It would be me.

12 **THE COMMISSIONER:** And how long do you think
13 you will be, sir?

14 **MR. MANDERVILLE:** Forty minutes, perhaps.

15 **THE COMMISSIONER:** All right. Let's take an
16 afternoon break and we'll continue afterwards.

17 Thank you.

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

20 --- Upon recessing at 4:30 p.m. /

21 L'audience est suspendue à 16h30

22 --- Upon resuming at 4:51 p.m. /

23 L'audience est reprise à 16h51

24 **THE REGISTRAR:** The hearing is now resumed.

25 Please be seated. Veuillez vous asseoir.

1 **THE COMMISSIONER:** Mr. Manderville.

2 **--- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR.**
3 **MANDERVILLE:**

4 **GERALD RENSRAW, Resumed/Sous affirmation solennelle**

5 **MR. MANDERVILLE:** Good afternoon, Mr.
6 Commissioner, Mr. Renshaw.

7 **THE COMMISSIONER:** Good afternoon.

8 **MR. MANDERVILLE:** My name is Peter
9 Manderville and I am counsel for the Cornwall police.

10 Briefly, sir, to encapsulate your evidence
11 about the sexual abuse you experienced. If I understand it
12 correctly, it first started during your initial probation
13 period which would have been from, say, March of '83 to end
14 of August '83, give or take?

15 **MR. RENSRAW:** Yes.

16 **MR. MANDERVILLE:** And it continues
17 periodically up to the time you move in with Mr. Seguin in
18 February of 1989 to the time you move out, sometime in
19 1990?

20 **MR. RENSRAW:** Yes.

21 **MR. MANDERVILLE:** And it continues on
22 periodically up to shortly before he commits suicide in
23 November 2003?

24 **MR. RENSRAW:** No.

25 **MR. MANDERVILLE:** When do you say it

1 stopped?

2 MR. RENSCHAW: When I moved out.

3 MR. MANDERVILLE: So nothing happened beyond
4 1990?

5 MR. RENSCHAW: I believe.

6 MR. MANDERVILLE: Mr. Rose and Mr. Sherriff-
7 Scott both asked you questions stemming from the time you
8 were examined for discovery in your civil action. Do you
9 recall that?

10 MR. RENSCHAW: Yes.

11 MR. MANDERVILLE: And at page 131 of the
12 transcript of your examination, you are asked how long the
13 abuse continued and at Question 896, you state:

14 "It continued almost to the day he
15 killed himself."

16 MR. RENSCHAW: Well, I was wrong in saying
17 that.

18 MR. MANDERVILLE: Okay, so you were mistaken
19 about that?

20 MR. RENSCHAW: Yes.

21 MR. MANDERVILLE: And is it your evidence
22 today there were no occasions of abuse at the hands of Mr.
23 Seguin after you moved out in 1990?

24 MR. RENSCHAW: I believe so.

25 MR. MANDERVILLE: I would ask that Mr.

1 Renshaw be shown Exhibit 551, which is the audio taped
2 interview report between Mr. Renshaw and Perry Dunlop.

3 Do you need a document number, Madam Clerk?

4 **MR. RENSRAW:** I have it.

5 **MR. MANDERVILLE:** Now, this was the first
6 time in this statement that you revealed to Mr. Dunlop, or
7 to anyone else for that matter, the fact of your abuse at
8 the hands of Mr. Seguin; correct?

9 **MR. RENSRAW:** Yes.

10 **MR. MANDERVILLE:** You had never told anyone
11 else before?

12 **MR. RENSRAW:** No.

13 **MR. MANDERVILLE:** And you had certainly not
14 told Mr. Dunlop about it before either; had you?

15 **MR. RENSRAW:** No.

16 **MR. MANDERVILLE:** And up until then, when
17 Mr. Dunlop asked you if Mr. Seguin had sexually abused you,
18 you had denied it; correct?

19 **MR. RENSRAW:** Correct.

20 **MR. MANDERVILLE:** And I take it in this
21 interview, you tried to tell Mr. Dunlop the truth about
22 your allegations of sexual abuse as best you could; right?

23 **MR. RENSRAW:** Yes.

24 **MR. MANDERVILLE:** And as we've discussed
25 already, some of what is in this statement is just false,

1 isn't it?

2 **MR. RENSRAW:** What do you mean?

3 **MR. MANDERVILLE:** Sorry, I didn't hear you.

4 **MR. RENSRAW:** What do you mean?

5 **MR. MANDERVILLE:** Well, let's look at page
6 1, and you've been taken to this before, you talk about the
7 very first ---

8 **MR. RENSRAW:** Sorry. Okay.

9 **MR. MANDERVILLE:** At the very first page of
10 this document, you speak about the first time you were on
11 probation and you state:

12 "Went to court, got probation, ended up
13 with Ken Seguin as probation officer.
14 Did my time with Ken Seguin as
15 probation officer. Nothing happened at
16 the time."

17 And you're now saying that just wasn't true,
18 something did happen during that time, didn't it?

19 **MR. RENSRAW:** Yes.

20 **MR. MANDERVILLE:** So that part was
21 inaccurate; right?

22 **MR. RENSRAW:** Yes.

23 **MR. MANDERVILLE:** And later, at page 3 of
24 the document, Mr. Dunlop is saying:

25 "Now before you even moved down there

1 time there.

2 **MR. MANDERVILLE:** Okay. Where in this
3 statement do you make any sort of clarification of that
4 nature?

5 **MR. RENSRAW:** Nowhere.

6 **MR. MANDERVILLE:** And just so you'd note,
7 Mr. Renshaw, a title search suggests Mr. Seguin first
8 bought this property and sold the Alguire house in May
9 1986.

10 Does that assist you at all in recalling
11 when events might have happened?

12 **MR. RENSRAW:** Yes.

13 **MR. MANDERVILLE:** Now at page 9 -- 8 of the
14 document ---

15 **THE COMMISSIONER:** Nine or eight?

16 **MR. MANDERVILLE:** Eight, sorry, sir.

17 Mr. Dunlop is, towards the bottom of that
18 page making certain assumptions and questioning you about
19 the effects of the abuse; asking that drinking --

20 "Do you find -- you find it safe to say
21 during your lifetime you've turned to
22 drugs and alcohol to forget about this?

23 And you answer quite candidly:

24 "No, I can't blame drugs in that."

25 And that is true; right?

1 **MR. RENSRAW:** Yes.

2 **MR. MANDERVILLE:** Your drug use does not
3 come about or your historical drug use does not come about
4 as a consequence of your relationship with Mr. Seguin;
5 correct?

6 **MR. RENSRAW:** Correct.

7 **MR. MANDERVILLE:** And similarly, going on to
8 page 9 at the top, you state that you did drugs before you
9 met Mr. Seguin and that you weren't much of a drinker;
10 correct?

11 **MR. RENSRAW:** Correct.

12 **MR. MANDERVILLE:** And at page 7 of the
13 statement Mr. Dunlop -- midway down the page -- wants to
14 discuss with you how the abuse has effected your life and
15 he's making some statements and assumptions there and I'm
16 curious, this is the first time you're ever telling him
17 about this; isn't it?

18 **MR. RENSRAW:** Yes.

19 **MR. MANDERVILLE:** And my question is how
20 could he possibly know some of the things he's saying at
21 page 7? Is it the case that the interviewing tape was
22 turned on and off at times?

23 **MR. RENSRAW:** I wouldn't remember.

24 **MR. MANDERVILLE:** Is it possible that you'd
25 record for a bit, turn it off, discuss the issue, turn it

1 back on again and record some more?

2 MR. RENSRAW: Well, going from your friend
3 being up here I don't really like the word "possible".

4 MR. MANDERVILLE: Okay, maybe we'll have to
5 get my friend up there some time.

6 To the best of your recollection is it
7 likely that you would talk ---

8 MR. RENSRAW: It could have happened that
9 way.

10 MR. MANDERVILLE: And certainly you don't
11 recall it being just one continuous running tape?

12 MR. RENSRAW: No, I don't.

13 MR. MANDERVILLE: At page ---

14 THE COMMISSIONER: Do we still have the
15 tapes? Does anybody have the tapes?

16 MR. RENSRAW: I've been sitting here
17 thinking of that myself.

18 MR. ENGELMANN: Certainly the tapes that
19 were done -- the audio tapes or video tapes from police
20 forces we have and those from the OPP we typically have the
21 -- the audio tape or the video tape and the transcript. I
22 know with the Cornwall Police Service we were provided
23 tapes and we transcribed. I'm not sure if we actually have
24 the tape but I'll endeavour to find that out right away,
25 sir.

1 **THE COMMISSIONER:** Who typed this up? Who
2 typed this up, is it the OPP, CPS?

3 **MR. ENGELMANN:** I'm not sure.

4 **THE COMMISSIONER:** There's OPP at the bottom
5 of the disclosure.

6 **MR. MANDERVILLE:** I can only tell you who
7 did not type it up.

8 **THE COMMISSIONER:** You.

9 **MR. MANDERVILLE:** Correct, nor my client.

10 **MR. ENGELMANN:** The Inquiry certainly
11 didn't.

12 **THE COMMISSIONER:** No.

13 **MR. MANDERVILLE:** At page 14 of this
14 transcription Mr. Dunlop asked you at the top:

15 "Do you feel a big part of your life is
16 robbed?"

17 And you answer:

18 "Age 21 to 30."

19 Do you see that?

20 **MR. RENSRAW:** Yes.

21 **MR. MANDERVILLE:** Now you were 21 in -- at
22 the end of 1986; correct?

23 **MR. RENSRAW:** I was 21 I believe in late
24 '85.

25 **MR. MANDERVILLE:** Correct.

1 December '85 -- no, December '85 you'd have
2 turned 20.

3 **THE COMMISSIONER:** You go from zero to ---

4 **MR. MANDERVILLE:** We're betraying our sad
5 state of affairs on arithmetic.

6 Age -- you would have turned 21 at the end
7 of 1986; is that right?

8 **MR. RENSRAW:** That makes sense.

9 **MR. MANDERVILLE:** And age 30 -- you would
10 have turned 30 at the end of 1995; correct?

11 **MR. RENSRAW:** I'm taking your word for that.

12 **MR. MANDERVILLE:** I guess my point, Mr.
13 Renshaw, is, you telling Mr. Dunlop that you feel a part of
14 your life has been robbed from age 21 to age 30 is
15 consistent with what you had told him earlier in this
16 statement that the first episode of abuse with Mr. Seguin
17 happened in Summerstown after Mr. Seguin moved there;
18 correct?

19 **MR. RENSRAW:** No.

20 **MR. MANDERVILLE:** Sorry, you're
21 misunderstanding my question, I believe.

22 I'm telling you that you saying here that
23 the portion of your life that was robbed, being from age 21
24 to 30 is consistent with you telling Mr. Dunlop earlier in
25 the statement that the first episode of sexual abuse with

1 Mr. Seguin happened after he had moved to Summerstown in
2 1986.

3 I know you disagree with when the first
4 episode of abuse occurred. I'm suggesting to you that what
5 you're saying at page 14 here is consistent with what you
6 had told him earlier about when you were first abused.

7 **MR. RENSRAW:** Yes.

8 **MR. MANDERVILLE:** I'd ask you, sir, to turn
9 to Exhibit 543a which is the transcription of your February
10 1994 statement to the OPP.

11 **THE COMMISSIONER:** Sorry, what exhibit?

12 **MR. MANDERVILLE:** Five forty-three (a) 543a.
13 It was marked a little earlier today, sir.

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

15 **MR. MANDERVILLE:** Madam Clerk, it's Document
16 715280.

17 Do you have that in front of you, Mr.
18 Renshaw?

19 **MR. RENSRAW:** Yes, I do.

20 **MR. MANDERVILLE:** And that's when you were
21 interviewed by Constable Genier and McDonell?

22 **MR. RENSRAW:** Yes.

23 **MR. MANDERVILLE:** And you've told us
24 McDonell was known to you and perhaps more importantly, you
25 were known to him; correct?

1 MR. RENSCHAW: Yes.

2 MR. MANDERVILLE: And was this a sworn
3 statement?

4 MR. RENSCHAW: I'm not sure of that.

5 MR. MANDERVILLE: You can't recall if they
6 had you swear ---

7 MR. RENSCHAW: I believe they were just
8 writing in their scratch pads.

9 MR. MANDERVILLE: You can't recall if they
10 asked you to swear to the truth of what you were saying or
11 not?

12 MR. RENSCHAW: No.

13 MR. MANDERVILLE: In any event, are we
14 agreed that you have inaccurate information to the officers
15 in this interview?

16 MR. RENSCHAW: Yes.

17 MR. MANDERVILLE: And when you say at page 1
18 that "you couldn't ask for a better probation officer,"
19 speaking of Seguin, that was, in your mind, false; correct?

20 MR. RENSCHAW: Well, you see, they are the
21 ones writing this, not me.

22 MR. MANDERVILLE: They're writing what
23 you're telling them; are they not?

24 MR. RENSCHAW: Well you would hope so.

25 MR. MANDERVILLE: Well you're not sitting

1 here today suggesting that they made this up, are you?

2 MR. RENSRAW: I'm not suggesting anything.

3 MR. MANDERVILLE: Don't you think it's quite
4 likely that they wrote "I couldn't ask for a better
5 probation officer, he was very understanding" because you
6 told them that; correct?

7 MR. RENSRAW: Chances are, yes.

8 MR. MANDERVILLE: Okay.

9 And you were concerned about dealing with
10 the police in general, weren't you?

11 MR. RENSRAW: Yes.

12 MR. MANDERVILLE: You didn't want any
13 hassles?

14 MR. RENSRAW: Yes.

15 MR. MANDERVILLE: Now at the bottom of page
16 3 of that statement and the top of page 4 you state:

17 "Ken told me about a year later..."
18 a year after you moved out

19 "... to get all my stuff out because he
20 felt he was being investigated and
21 didn't want me involved because I still
22 had stuff there."

23 What did you keep at Ken Seguin's house
24 after you moved out?

25 MR. RENSRAW: Some pictures, stuff of no

1 great importance.

2 MR. MANDERVILLE: Did you use his home for
3 want of a better term, as a bit of a storage facility for
4 yourself?

5 MR. RENSRAW: Apparently.

6 MR. MANDERVILLE: Mr. Seguin wanted you to
7 move it out because he was concerned about some heat he was
8 getting; correct?

9 MR. RENSRAW: Yes.

10 MR. MANDERVILLE: And he didn't want any of
11 it to be connected to you; correct?

12 MR. RENSRAW: I assume that was the gist of
13 it, yes.

14 MR. MANDERVILLE: And the end result of this
15 statement, Mr. Renshaw, is that you didn't tell the OPP the
16 truth about your relationship with Ken Seguin; right?

17 MR. RENSRAW: Correct.

18 MR. MANDERVILLE: I'd ask you sir to turn to
19 Document 713227, which is Exhibit 553; it's your interview
20 with the OPP in November 1997.

21 MR. RENSRAW: I have it.

22 MR. MANDERVILLE: And on this occasion, they
23 came to Walkerton where you were living at the time; right?

24 MR. RENSRAW: Correct.

25 MR. MANDERVILLE: And you told Mr. Engelmann

1 during your examination in-chief that from the time you
2 revealed your sexual abuse to Mr. Dunlop in January 1997,
3 you didn't speak to him again concerning your abuse;
4 correct?

5 **MR. RENSRAW:** Could you repeat that please?

6 **MR. MANDERVILLE:** You told Mr. Engelmann,
7 Commission counsel, when he was examining you last week,
8 that after you revealed your sexual abuse by Mr. Seguin to
9 Mr. Dunlop in January of 1997 -- that statement we looked
10 at a little earlier -- you didn't speak to Mr. Dunlop or
11 anyone else about your abuse until this interview we're
12 looking at in November 1997; correct?

13 **MR. RENSRAW:** I couldn't be sure of that.

14 **MR. MANDERVILLE:** Do you believe you told
15 anyone else?

16 **MR. RENSRAW:** Girlfriend or -- it's
17 possible.

18 **MR. MANDERVILLE:** And you'd agree with me,
19 Mr. Renshaw, that the statement we looked at, that you gave
20 to Mr. Dunlop in January 1997, you indicate that the sexual
21 abuse started at age 20 or 21 and here you're indicating it
22 happened on the first occasion of your probation when you
23 were 17; correct?

24 **MR. RENSRAW:** Correct.

25 **MR. MANDERVILLE:** So some time between

1 January 1997 and November 1997, you came to the conclusion
2 it must have happened earlier than you had told Mr. Dunlop.

3 **MR. RENSRAW:** No. You're getting
4 Summerstown, that whole idea again about Summerstown, first
5 time at Summerstown.

6 **MR. MANDERVILLE:** That's where my mistake
7 is?

8 **MR. RENSRAW:** I believe so.

9 **MR. MANDERVILLE:** Okay. And when you told
10 Mr. Dunlop that nothing happened the first time, in January
11 1997, between then and November 1997, you've come to the
12 conclusion that something did happen the first time.

13 **MR. RENSRAW:** Yes.

14 **MR. MANDERVILLE:** Okay. Can you recall who
15 you spoke to to assist you in reaching a different
16 conclusion about when the abuse first started?

17 **MR. RENSRAW:** No one.

18 **MR. MANDERVILLE:** Do you believe you spoke
19 to anyone about it?

20 **MR. RENSRAW:** No, not in any detail.

21 **MR. MANDERVILLE:** Now, Mr. Leroux, who we
22 will hear from next week, speaks of a meeting in Toronto
23 with himself and a lawyer and Mr. Dunlop and Mr. Bourgeois
24 and several other individuals. And he says you were at
25 this meeting in October-November of 1996 where various

1 allegations of sexual abuse were raised; do you recall that
2 meeting?

3 **MR. RENSRAW:** No, not really.

4 **MR. MANDERVILLE:** Do you recall attending a
5 meeting at a hotel in Toronto with other victims of sexual
6 abuse to talk about how to proceed on them?

7 **MR. RENSRAW:** It rings a bell, yes.

8 **MR. MANDERVILLE:** Similarly, there was an
9 indication there was a meeting at the Ramada here in
10 Cornwall in April 1997; were you in attendance at that
11 meeting?

12 **MR. RENSRAW:** April of '97, no.

13 **MR. MANDERVILLE:** Yes.

14 **MR. RENSRAW:** No.

15 **MR. MANDERVILLE:** No, you were not?

16 **MR. RENSRAW:** No.

17 **MR. MANDERVILLE:** And anyone who says you
18 were there is mistaken?

19 **MR. RENSRAW:** Unless I have split
20 personality, I was on Vancouver Island.

21 **MR. MANDERVILLE:** Okay. Now, still staying
22 with that OPP statement you gave in November 1997, and at
23 page 6, the OPP officers are asking you about who else
24 socialized with Mr. Seguin ---

25 **MR. RENSRAW:** What page?

1 **MR. MANDERVILLE:** Page 6. And you mention
2 you feel that his two best friends may have been Charles
3 MacDonald and Malcolm MacDonald. Then they ask you if
4 there was anyone else who were friends or chummed with Mr.
5 Seguin. And you name a few others including Mr. Leroux and
6 C-8 ---

7 **THE COMMISSIONER:** C-8.

8 **MR. MANDERVILLE:** Sorry, I apologize, C-8.
9 You make no mention at all when they ask you who else
10 chummed with Ken Seguin of Stuart McDonald or Claude
11 Shaver; do you?

12 **MR. RENSRAW:** No.

13 **MR. MANDERVILLE:** Nor any mention of the
14 Bishop; do you?

15 **MR. RENSRAW:** No.

16 **MR. MANDERVILLE:** You make no mention at all
17 about Mr. Shaver, Stuart McDonald, ever being at Ken's
18 house; correct?

19 **MR. RENSRAW:** To these cops?

20 **MR. MANDERVILLE:** To the officers in this
21 statement.

22 **MR. RENSRAW:** I don't know, I am assuming I
23 didn't because that's what you're getting to.

24 **MR. MANDERVILLE:** Certainly, it's nowhere in
25 the statement; is it?

1 **MR. RENSRAW:** Okay, I'm taking your word for
2 that.

3 **MR. MANDERVILLE:** If you'd like to read it
4 through, we can do that ---

5 **MR. RENSRAW:** No.

6 **MR. MANDERVILLE:** --- but I've read it
7 through repeatedly and there is no reference at all ---

8 **MR. RENSRAW:** Okay.

9 **MR. MANDERVILLE:** Do you accept that?

10 **MR. RENSRAW:** Yes.

11 **MR. MANDERVILLE:** Any reason why you
12 wouldn't have mentioned that to the OPP?

13 **MR. RENSRAW:** I think I've explained before
14 that I don't have much faith in either Project Truth.

15 **MR. MANDERVILLE:** Well, in fact, you told us
16 you had a -- in response to a question from the
17 Commissioner, you had a general disdain for police
18 officers; correct?

19 **MR. RENSRAW:** That's not the way I'd put it.

20 **MR. MANDERVILLE:** I believe that's the way
21 you put it last week.

22 **THE COMMISSIONER:** I don't know that we used
23 the word "disdain".

24 **MR. RENSRAW:** I have friends that are cops.
25 So I don't -- obviously I don't hate all of them.

1 **MR. MANDERVILLE:** Now from the time of your
2 first attendance at Mr. Seguin's Summerstown home to the
3 time of his death in November 1993, how many parties or get
4 togethers or barbecues would you have been to at his home?

5 **MR. RENSRAW:** Again, I'd be guessing.

6 **MR. MANDERVILLE:** Hundreds?

7 **MR. RENSRAW:** Not that many; 50.

8 **MR. MANDERVILLE:** More than 50?

9 **MR. RENSRAW:** I don't know, they were
10 weekends; add them up.

11 **MR. MANDERVILLE:** Fifty-two weekends a year?

12 **MR. RENSRAW:** Well, I wouldn't say it was
13 every weekend but yes, a good portion of it; more in the
14 summer.

15 **MR. MANDERVILLE:** And how many times would
16 you have been at the Malcolm MacDonald's cottage on Stanley
17 Island?

18 **MR. RENSRAW:** Twenty (20) times.

19 **MR. MANDERVILLE:** How many times would you
20 have acted as -- and this is my term -- boat chauffeur?

21 **MR. RENSRAW:** Six (6) to 12 times, I'm
22 guessing.

23 **MR. MANDERVILLE:** Are there any other
24 cottages on that island?

25 **MR. RENSRAW:** Yes.

1 **MR. MANDERVILLE:** How many?

2 **MR. RENSCHAW:** Approximately eight.

3 **MR. MANDERVILLE:** Do you know or did you
4 know any of the other cottage owners on that island?

5 **MR. RENSCHAW:** No.

6 **MR. MANDERVILLE:** Now, Mr. Renschaw, I'd ask
7 you to turn to Exhibit 552 which is Document 721881, that's
8 the affidavit that you swore in support of Mr. Dunlop's
9 lawsuit.

10 **MR. RENSCHAW:** I have it.

11 **MR. MANDERVILLE:** If you could turn to the
12 page where you've signed it; it appears that you swore it
13 on January 30, 1997; correct?

14 **MR. RENSCHAW:** Yes.

15 **MR. MANDERVILLE:** Did you read the affidavit
16 before you signed it?

17 **MR. RENSCHAW:** Chances are no; I glanced
18 through it.

19 **MR. MANDERVILLE:** Okay. For example,
20 paragraph one has an inaccuracy, it says you're 30 years
21 old and of course, by the time you swore it, you'd have
22 turned 31; right?

23 **MR. RENSCHAW:** Yes.

24 **MR. MANDERVILLE:** You see what we lawyers
25 call a title of proceeding or the style of cause. Do you

1 know what that is?

2 MR. RENSRAW: No, I don't see what you're
3 getting at.

4 MR. MANDERVILLE: You see that in front on
5 you, yes?

6 MR. RENSRAW: Yes.

7 MR. MANDERVILLE: And you know it's an
8 affidavit pertaining to a lawsuit between Perry McDonald
9 and the Cornwall -- Perry Dunlop and Cornwall police and
10 several officers and the diocese. Do you see that?

11 MR. RENSRAW: Yes.

12 MR. MANDERVILLE: At the time you swore this
13 affidavit, you knew it was in connection with this lawsuit?

14 MR. RENSRAW: I don't believe so.

15 MR. MANDERVILLE: What did you believe was
16 the purpose of you signing an affidavit?

17 MR. RENSRAW: I don't know the reason.

18 MR. MANDERVILLE: No idea what the reason
19 was?

20 MR. RENSRAW: No.

21 MR. MANDERVILLE: Why would you sign it?

22 MR. RENSRAW: It's an affidavit. They asked
23 me the questions, they put it into an affidavit asking me
24 to sign it.

25 MR. MANDERVILLE: And you didn't know why?

1 MR. RENSRAW: No.

2 MR. MANDERVILLE: And you didn't ask?

3 MR. RENSRAW: Apparently not, no.

4 MR. MANDERVILLE: We heard from your
5 brother, Robert, that he was advised by Mr. Dunlop, when he
6 met with Mr. Dunlop, that Mr. Dunlop was conducting a
7 police investigation. Did Mr. Dunlop advise you he was
8 conducting a police investigation?

9 MR. RENSRAW: He wasn't a cop at the time.

10 MR. MANDERVILLE: Well, in fact, sir, he
11 was. He was an officer---

12 MR. RENSRAW: Not an active cop.

13 MR. MANDERVILLE: He was on disability, yes.

14 MR. RENSRAW: If that's what you call it.

15 MR. MANDERVILLE: And in this affidavit, you
16 would agree with me, you make no allegation whatever of
17 being sexually abused by anyone, do you?

18 MR. RENSRAW: I don't know. I'm not going
19 to sit here and read it.

20 MR. MANDERVILLE: Have you ever read this
21 affidavit?

22 MR. RENSRAW: I'm sure I have.

23 MR. MANDERVILLE: The closest you've come,
24 sir, is at paragraph 42, you state:

25 The reason I quit living at Ken

1 Seguin's home was the fact that he
2 was coming on to me sexually. I felt
3 pressure from my friends and co-
4 workers who were constantly saying,
5 what are you doing living with that
6 queer? Are you one?"

7 You make no allegation whatever of sexual
8 abuse, Mr. Renshaw. Why would that be?

9 **MR. RENSRAW:** This here is actually dated
10 before Perry's -- the last statement I gave Perry.

11 **MR. MANDERVILLE:** It's actually three days
12 after you gave him that statement?

13 **MR. RENSRAW:** Then I can't explain that.
14 Obviously, the rough copy of this was made out before
15 Perry's statement, then this would have been typed and then
16 they asked me to sign it.

17 **MR. MANDERVILLE:** Well, did you have it in
18 your mind that a reason you were swearing this affidavit
19 was to advance your complaints of sexual abuse?

20 **MR. RENSRAW:** I had no idea what it was for.

21 **MR. MANDERVILLE:** Now, if I understood your
22 evidence in-chief correctly, Mr. Dunlop came to see you and
23 knocked on your door because you didn't have a phone and at
24 the time you had no idea why he had come to see you;
25 correct?

1 **MR. RENSRAW:** No, I would have when he came
2 to my door because of all the stuff that's in the paper and
3 ---

4 **MR. MANDERVILLE:** So as soon as he knocked
5 on the door and you answered and he identified himself, you
6 had an inkling about why he was there?

7 **MR. RENSRAW:** I must have.

8 **MR. MANDERVILLE:** Well, do you recall?

9 **MR. RENSRAW:** Otherwise I wouldn't have let
10 him in.

11 **MR. MANDERVILLE:** Do you recall?

12 **MR. RENSRAW:** No.

13 **MR. MANDERVILLE:** And the first time you
14 meet with him, you've told us he shows you a number of
15 photographs?

16 **MR. RENSRAW:** I believe we've been through
17 that before. I wasn't sure if it was the first time or the
18 second time.

19 **MR. MANDERVILLE:** And a number of the
20 photographs that we've seen are of police officers and
21 priests; correct?

22 **MR. RENSRAW:** A number of them, yes.

23 **MR. MANDERVILLE:** This is at a time when Mr.
24 Dunlop is suing police officers and the diocese for some
25 \$80 million; right?

1 **MR. RENSRAW:** I had no idea at the time. As
2 a matter of fact, you're the one telling me now that it's
3 \$80 million.

4 **MR. MANDERVILLE:** When do you believe you
5 first learned of Mr. Dunlop's lawsuit?

6 **MR. RENSRAW:** I believe it was in the paper
7 or shortly -- around the time I left Ontario, I believe.

8 **MR. MANDERVILLE:** Before or after you swore
9 the affidavit in support of it?

10 **MR. RENSRAW:** All I knew about Charles
11 Bourgeois was that he was the lawyer Dunlop was using to go
12 after your client.

13 **MR. MANDERVILLE:** You knew that?

14 **MR. RENSRAW:** Yes.

15 **MR. MANDERVILLE:** So you knew that Mr.
16 Dunlop was going after my client, as you've said?

17 **MR. RENSRAW:** Yes.

18 **MR. MANDERVILLE:** And it's only after you
19 know that that you reveal to him your allegations of abuse;
20 correct?

21 **MR. RENSRAW:** I don't know when it happened;
22 what came first.

23 **MR. MANDERVILLE:** Did you meet with Mr.
24 Bourgeois at the time you gave your initial statement in
25 November '96? Was he in attendance?

1 MR. RENSRAW: No.

2 MR. MANDERVILLE: Was Mr. Bourgeois in
3 attendance when another version of that statement was
4 generated in December '96?

5 MR. RENSRAW: None of those statements, I
6 believe.

7 MR. MANDERVILLE: You've told us you believe
8 you met with him four times?

9 MR. RENSRAW: Yes.

10 MR. MANDERVILLE: When do you believe those
11 meetings took place? Obviously one, to help you, one was
12 when you swore your affidavit because Mr. Bourgeois
13 witnessed your signature, or appears to have done so?

14 MR. RENSRAW: Yes.

15 MR. MANDERVILLE: Had you met with him
16 before then?

17 MR. RENSRAW: Yes.

18 MR. MANDERVILLE: And you gave your
19 statement with your allegations of abuse to Mr. Dunlop
20 three days before you swore your affidavit, and your
21 statement to Mr. Dunlop was here in Cornwall. The
22 interview was conducted in McConnell Medical Centre;
23 correct?

24 MR. RENSRAW: Yes.

25 MR. MANDERVILLE: So do you believe you met

1 Mr. Bourgeois prior to giving the statement to Mr. Dunlop
2 on January 27th?

3 MR. RENSRAW: I don't know.

4 MR. MANDERVILLE: Did you ever meet Mr.
5 Bourgeois at his office in Newmarket or Aurora, near
6 Toronto?

7 MR. RENSRAW: I was there twice.

8 MR. MANDERVILLE: Did Mr. Dunlop ever
9 suggest to you that if you helped him with his lawsuit,
10 there could be something in it for you as well?

11 MR. RENSRAW: No.

12 MR. MANDERVILLE: Never made that
13 suggestion?

14 MR. RENSRAW: No.

15 MR. MANDERVILLE: Now one of the documents
16 Commission counsel has produced to us, and it was looked at
17 in your examination in-chief, is a little sketch you did of
18 the first floor of the Seguin Summerstown residence. Was
19 there a picture window in the front room on the first floor
20 of that home?

21 MR. RENSRAW: Which document are we looking
22 at?

23 THE COMMISSIONER: What's the exhibit
24 number?

25 MR. MANDERVILLE: Well, the exhibit is 545,

1 I believe, Mr. Commissioner, but I'm really -- it's not
2 mentioned as a sketch item or descriptor.

3 I want to know from your recollection, did
4 Mr. Seguin have a picture window?

5 **MR. RENSRAW:** A bay window.

6 **MR. MANDERVILLE:** A bay window?

7 **MR. RENSRAW:** Yes.

8 **MR. MANDERVILLE:** Did it look out onto the
9 river?

10 **MR. RENSRAW:** No, it was multiple small
11 windows along that side of the house.

12 **MR. MANDERVILLE:** Facing in which direction?

13 **MR. RENSRAW:** The river.

14 **MR. MANDERVILLE:** It faced Mr. Leroux's
15 home?

16 **MR. RENSRAW:** No. No windows on that floor
17 faced Leroux's.

18 **MR. MANDERVILLE:** Okay. Now you told us you
19 went to Mr. Seguin's funeral?

20 **MR. RENSRAW:** Yes.

21 **MR. MANDERVILLE:** Where was that held?

22 **MR. RENSRAW:** St. Andrews.

23 **MR. MANDERVILLE:** And which funeral home?

24 **MR. RENSRAW:** Wilson's.

25 **MR. MANDERVILLE:** Did you see Mr. Wilson

1 there?

2 **MR. RENSRAW:** No.

3 **MR. MANDERVILLE:** And your brother, Robert,
4 when he testified advised that he was first approached by
5 you in connection with Mr. Dunlop's investigation and was
6 requested by you to, I'm quoting Robert, "help him out".
7 What was it that Robert was to help you out with?

8 **MR. RENSRAW:** It wasn't to help me out, it
9 was to help Dunlop out.

10 **MR. MANDERVILLE:** So the expression, "helped
11 him out" was ---

12 **MR. RENSRAW:** Talked to him.

13 **MR. MANDERVILLE:** ---in your mind to help
14 out Mr. Dunlop?

15 **MR. RENSRAW:** Yes.

16 **MR. MANDERVILLE:** And we've seen Robert's
17 sworn affidavit in support of Mr. Dunlop's lawsuit as well?

18 **MR. RENSRAW:** Pardon?

19 **MR. MANDERVILLE:** We've seen that Robert's
20 sworn affidavit in support of Mr. Dunlop's lawsuit as well?

21 **MR. RENSRAW:** You're telling me this now.

22 **MR. MANDERVILLE:** It's in evidence and it's
23 an exhibit and so on.

24 **THE COMMISSIONER:** So he hasn't seen it is
25 what he's saying?

1 **MR. RENSRAW:** I haven't seen it.

2 **MR. MANDERVILLE:** I'd ask that Mr. Renshaw
3 be shown Document 200145, which is the affidavit sworn in
4 support of the standing application.

5 Mr. Commissioner, I know you made that an
6 exhibit but I forgot the number.

7 **THE COMMISSIONER:** I thought - we've done -
8 this gentleman is 557?

9 **MR. MANDERVILLE:** Five-five-seven (557).

10 Thank you.

11 **THE COMMISSIONER:** His affidavit?

12 **MR. MANDERVILLE:** Yes, correct.

13 **THE COMMISSIONER:** All right. That was 557,
14 yes.

15 **MR. MANDERVILLE:** Thank you, sir.

16 **MR. RENSRAW:** Is it this 558?

17 **THE COMMISSIONER:** No, it's your affidavit
18 for standing, Exhibit 557. It's a three-page document that
19 you should have. Five-five-seven (557).

20 **MR. MANDERVILLE:** It's a six page document,
21 Mr. Commissioner.

22 **THE COMMISSIONER:** Well, three pages
23 environmentally because it's two-sided.

24 **MR. MANDERVILLE:** Not as green as I should
25 be.

1 **THE COMMISSIONER:** Have you found it, sir?

2 Madam Clerk could you help out?

3 Madam Clerk?

4 Could you find his 557?

5 **MR. MANDERVILLE:** Mr. Renshaw, it's on the
6 screen.

7 **THE COMMISSIONER:** Yes, I know but he might
8 want the hard copy.

9 Five-five-seven (557)?

10 **MR. RENSRAW:** It's not in its spot here.
11 The one under here? That's it.

12 **MR. MANDERVILLE:** Good, you have that in
13 front of you now?

14 **MR. RENSRAW:** Yes, I do.

15 **MR. MANDERVILLE:** Now we've already looked at
16 - sorry, back up. Did you read it before you signed it?

17 **MR. RENSRAW:** I don't know.

18 **MR. MANDERVILLE:** Okay.

19 Did someone ask you "All the contents of
20 this are true, do you swear that it's true?"

21 **MR. RENSRAW:** Now?

22 **MR. MANDERVILLE:** No, no, at the time.

23 **MR. RENSRAW:** Well I signed it, did I not?

24 **MR. MANDERVILLE:** You did sign it. You've
25 told us you signed it. My question is did someone ask you,

1 "Mr. Renshaw, do you swear the contents of this to be
2 true?"

3 MR. RENSRAW: I wouldn't know. I wouldn't
4 remember. I would assume that.

5 MR. MANDERVILLE: Okay.

6 And you don't recall whether you read it or
7 not?

8 MR. RENSRAW: No.

9 MR. MANDERVILLE: And you'd agree with me,
10 as you agreed with Mr. Rose before, that paragraph two has
11 some inaccuracies, right?

12 MR. RENSRAW: Yes.

13 MR. MANDERVILLE: In that instead of reading
14 "In 1981...", it should read "In 1983", according to you?

15 MR. RENSRAW: Yes.

16 MR. MANDERVILLE: And the last sentence:
17 "This abuse continued for approximately 12 years."

18 That's inaccurate as well, based on what
19 you've told me. It was seven years, right?

20 MR. RENSRAW: Yes.

21 MR. MANDERVILLE: In paragraph 5 you have
22 sworn that as a result of the sexual abuse:
23 "I lost my childhood. I struggled to come to terms with
24 had happened and I turned to drugs and alcohol to help me
25 cope."

1 Is that accurate Mr. Renshaw?

2 MR. RENSRAW: Are you going back to the
3 doing drugs before any of this happened?

4 MR. MANDERVILLE: Yes.

5 MR. RENSRAW: Well, maybe it's the quality
6 of the drug.

7 MR. MANDERVILLE: So you turned to higher
8 quality drugs and alcohol to help you cope?

9 MR. RENSRAW: That's more accurate.

10 MR. MANDERVILLE: Okay.

11 And when you say drugs, I take it you don't
12 mean prescription medication, do you?

13 MR. RENSRAW: No.

14 MR. MANDERVILLE: Now you told Mr. Engelmann
15 earlier when he was asking you to talk about Malcolm
16 MacDonald's cottage, that the cottage didn't have a phone;
17 correct?

18 MR. RENSRAW: No, a cell phone.

19 MR. MANDERVILLE: Who had the cell phone?
20 Because remember, we're going back to 1988 and '89, sir,
21 and you're saying they had cell phones?

22 MR. RENSRAW: I had one in '89.

23 MR. MANDERVILLE: What kind?

24 MR. RENSRAW: I don't remember. It was one
25 of those big military looking ones.

1 **MR. MANDERVILLE:** And who over on the island
2 -- did Mr. MacDonald have a cell phone?

3 **MR. RENSRAW:** I don't recall, but I know
4 that they had -- they communicated by a phone and there's
5 no phone on that island. There still isn't as far as I
6 know.

7 **MR. MANDERVILLE:** So you're assuming someone
8 over there had a cell phone?

9 **MR. RENSRAW:** Yes.

10 **MR. MANDERVILLE:** And if I were to tell you
11 that Mr. MacDonald's secretary has given a statement,
12 wherein she says "Mr. MacDonald never at any time owned a
13 cell phone", it must mean someone else was over there who
14 had a cell phone?

15 **MR. RENSRAW:** I guess that's possible.

16 **THE COMMISSIONER:** Well, and that's assuming
17 that the legal secretary would know everything about Mr.
18 MacDonald.

19 **MR. MANDERVILLE:** No, just about his phone
20 bills.

21 **THE COMMISSIONER:** Maybe his professional
22 phone bills.

23 **MR. MANDERVILLE:** Everything.

24 **THE COMMISSIONER:** Well, I look forward to
25 hearing that.

1 **MR. MANDERVILLE:** Now you told us a little
2 earlier that -- because a question was asked of you about
3 things C-8 might have said. And you told us, and I'm
4 paraphrasing, that you had a general disregard for what C-8
5 might have said. Is that more or less accurate?

6 **MR. RENSRAW:** Why don't you go back to what
7 it was he said. I feel like you're bouncing around.

8 **MR. MANDERVILLE:** I'm sure it does feel that
9 way.

10 Mr. Sherriff-Scott put to you that C-8 had
11 suggested that a basis of your relationship with Mr. Seguin
12 was a commercial relationship. And your response was
13 either "I don't take much stock," or "I have a general
14 disregard for what C-8 says."

15 **MR. RENSRAW:** Yes.

16 **MR. MANDERVILLE:** Now why is it you would
17 have a -- to use perhaps my phraseology, a general
18 disregard for what C-8 says?

19 **MR. RENSRAW:** Because I don't have a lot of
20 faith in him or Leroux.

21 **MR. MANDERVILLE:** You don't believe they are
22 honest?

23 **MR. RENSRAW:** No. That's become apparent
24 being here to me.

25 **MR. MANDERVILLE:** So you believe C-8 to be a

1 liar?

2 MR. RENSRAW: In your term, I guess, yes.

3 MR. MANDERVILLE: Well, let's use your term.
4 What do you believe of C-8?

5 MR. RENSRAW: I don't believe everything
6 I've heard here from -- that yous are telling me come from
7 these two people to be true.

8 MR. MANDERVILLE: Okay.
9 In turning to Mr. Leroux; do you believe Mr.
10 Leroux to be honest?

11 MR. RENSRAW: Not by what I hear here.

12 MR. MANDERVILLE: Do you believe Mr. Leroux
13 to be a liar?

14 MR. RENSRAW: Again you're -- it's the same
15 thing.

16 MR. MANDERVILLE: Now, Mr. Renshaw, Stuart
17 McDonald advises that while he knew who Ken Seguin was, he
18 did not know where Mr. Seguin lived, and he denies ever
19 being at Mr. Seguin's house on any occasion. And he will
20 testify that you are lying in saying that he was in
21 attendance there. Do you accept that?

22 MR. RENSRAW: I would accept that he's
23 saying that, yes.

24 MR. MANDERVILLE: And Mr. Shaver has stated
25 that he does not -- never did know Mr. Seguin, has never

1 been to Mr. Seguin's house at any time, nor to Mr.
2 MacDonald's cottage at any time, and he will testify that
3 your statements about him are malicious and that you are a
4 liar.

5 **MR. RENSRAW:** That's about what I'd expect
6 to hear.

7 **MR. MANDERVILLE:** You accept that's what he
8 says?

9 **MR. RENSRAW:** Yes.

10 **MR. MANDERVILLE:** And you accept that there
11 is a 180 degree divergence between your version of things
12 and those of others?

13 **MR. RENSRAW:** Those of those two, yes.

14 **MR. MANDERVILLE:** Mr. Renshaw, is it fair to
15 say that of the statements we looked at that you gave to
16 the OPP, two of them, that both of them contain
17 inaccuracies and falsehoods?

18 **MR. RENSRAW:** Yes.

19 **MR. MANDERVILLE:** And your statements to Mr.
20 Dunlop contain inaccuracies?

21 **MR. RENSRAW:** Well apparently, there's one
22 on the front of here.

23 **MR. MANDERVILLE:** You're looking at your
24 sworn affidavit?

25 **MR. RENSRAW:** Five, fifty-seven (557).

1 **MR. MANDERVILLE:** And your statement to him
2 about your sexual abuse contains inaccuracies?

3 **THE COMMISSIONER:** Sorry, sorry, 557 refers
4 to ---

5 **MR. MANDERVILLE:** I think that's the
6 victim's affidavit, Mr. Commissioner.

7 **THE COMMISSIONER:** That's the one for
8 standing.

9 **MR. MANDERVILLE:** Yes.

10 I think Mr. Renshaw, you meant to refer to
11 552?

12 **MR. RENSRAW:** No, I'm saying there's
13 inaccuracies in 557, which is in front of me.

14 **THE COMMISSIONER:** Yes.

15 **MR. MANDERVILLE:** Yes, we agree with you.

16 **THE COMMISSIONER:** That's okay.

17 **MR. MANDERVILLE:** The statement you gave to
18 Mr. Dunlop in January 1997, where you first revealed your
19 allegations of sexual abuse, that statement contains
20 inaccuracies; correct?

21 **MR. RENSRAW:** Well as you pointed out, I
22 wasn't 30 I was 31, so yes.

23 **MR. MANDERVILLE:** That's not the statement I
24 was referring to, Mr. Renshaw. That is your affidavit and
25 the inaccuracy there is that comparatively minor one, that

1 you also make no mention of ever being sexually abused by
2 Mr. Seguin in the affidavit, do you?

3 **MR. RENSRAW:** Which one are you talking
4 about?

5 **MR. MANDERVILLE:** Okay, let's look at it
6 again. I am sorry to do this. It's Exhibit 552, document
7 721881. That's the affidavit you swore in front of Mr.
8 Bourgeois on January 30th, 1997. You recall, we looked at
9 that maybe 10, 15 minutes ago?

10 **MR. RENSRAW:** I have it in front of me.

11 **MR. MANDERVILLE:** And in addition to getting
12 your age wrong, you make no allegation in that affidavit of
13 any abuse by Mr. Seguin or anyone else; correct?

14 **MR. RENSRAW:** Like I said, I'm not going to
15 sit here and read it; I'm going to take your word for it.

16 **MR. MANDERVILLE:** Okay.

17 And then three days prior to swearing this
18 January 30th affidavit, 1997, you gave your audio taped
19 interview report to Mr. Dunlop on January 27, '97. And we
20 looked at that first, when I first started asking you
21 questions and you'd agree with me that contains several
22 inaccuracies as well; right?

23 **MR. RENSRAW:** And I have already explained
24 that this was when I signed this; this isn't when this was
25 wrote out. So this would have been wrote out before the

1 Perry Dunlop statement.

2 **MR. MANDERVILLE:** I think we're talking
3 cross-purposes for the moment, Mr. Renshaw. I want you to
4 look at Exhibit 551, which is your interview with Mr.
5 Dunlop where you first reveal to him or to anyone, your
6 allegations of sexual abuse by Mr. Seguin.

7 **MR. RENSRAW:** I have it in front of me.

8 **MR. MANDERVILLE:** And you'd agree with me,
9 from our discussion a little earlier, that there are a
10 number of inaccuracies in that statement; right?

11 **MR. MANDERVILLE:** Yes.

12 **MR. RENSRAW:** And I take it -- well, sorry --
13 - you've testified here that you have a general distrust
14 for police officers?

15 **MR. RENSRAW:** Yes.

16 **MR. MANDERVILLE:** And historically, perhaps
17 not now, but historically, you were concerned police
18 officer because you thought they might be on to some of the
19 enterprises you were carrying out at various times.

20 **MR. RENSRAW:** Yes.

21 **MR. MANDERVILLE:** And your favorite view of
22 a police officer was driving in the other direction, more
23 or less; correct?

24 **MR. RENSRAW:** Preferably.

25 **MR. MANDERVILLE:** And am I correct that the

1 only person to whom you have ever alleged that Claude
2 Shaver and Stuart MacDonald attended at Mr. Seguin's house
3 and Mr. MacDonald's cottage was someone who had an \$80
4 million lawsuit against them; and I'm going to suggest to
5 you he took you in that direction with the photos and
6 attaching names to them.

7 **MR. RENSRAW:** There was no names on them.

8 **MR. MANDERVILLE:** He gave you the names when
9 you couldn't identify them by name?

10 **MR. RENSRAW:** I knew them by name.

11 **MR. MANDERVILLE:** Okay.

12 **MR. RENSRAW:** The ones you're speaking
13 about.

14 **MR. MANDERVILLE:** Whichever ones you
15 couldn't identify by name, he gave you the names?

16 **MR. RENSRAW:** Yes, he would have I imagine.

17 **MR. MANDERVILLE:** And the other people you
18 identify for the OPP in your November 1997 statement to
19 them as being friends of Ken's, they're not in those
20 pictures are they?

21 **MR. RENSRAW:** I'm not sure.

22 **MR. MANDERVILLE:** Thank you very much, Mr.
23 Renshaw.

24 **THE COMMISSIONER:** Who is next?

25 **MR. ENGELMANN:** Mr. Commissioner, I have a

1 confession to make; I -- when Mr. Manderville was asking
2 Mr. Renshaw about the effect of abuse ---

3 **THE COMMISSIONER:** M'hm

4 **MR. ENGELMANN:** --- I recalled, and I
5 checked with my colleague, Ms. Pokemon and I recall now
6 that before I finished my questions, I think Mr. Renshaw
7 had asked for an opportunity to speak to effects;
8 institution response; recommendations and I neglected to do
9 that when we started.

10 **THE COMMISSIONER:** Have you given that some
11 thought, Mr. Renshaw?

12 **MR. RENSRAW:** I haven't come up with a
13 conclusion to it yet.

14 **THE COMMISSIONER:** Okay well -- my
15 understanding was we were going to try to finish you today,
16 get you ---

17 **MR. RENSRAW:** Then, I guess I'm just going
18 to leave it be for now then.

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

20 **MR. ENGELMANN:** All right. I just -- Mr.
21 Renshaw, I apologize; I had meant to raise that first thing
22 this afternoon.

23 **THE COMMISSIONER:** Well, we'll get a chance
24 at the end of this thing in any event.

25 So -- okay, so we've got Ms. Costom and who

1 else is left?

2 The OPPA, Mr. Carroll. Is that it?

3 How long do you think you're going to be?

4 **MS. COSTOM:** I hope to be not more than 40
5 minutes, Mr. Commissioner.

6 **THE COMMISSIONER:** All right; and Mr.
7 Carroll?

8 **Mr. CARROL:** Not that long, not more than 40
9 minutes, Mr. Commissioner.

10 **THE COMMISSIONER:** Okay, great. Thank you.
11 So you ready -- you're willing to keep forging on here,
12 sir?

13 **MR. RENSRAW:** Yes.

14 **THE COMMISSIONER:** Thank you.

15 --- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MS.

16 **COSTOM:**

17 **Ms. COSTOM:** So good evening Mr.
18 Commissioner; good evening Mr. Renshaw. My name is Suzanne
19 Costom; I'm one of the lawyers for the Ontario Provincial
20 Police, as well as for the Commissioned Officer of the
21 Ontario Provincial Police. That would be people like
22 Inspector Pat Hall or Inspector Tim Smith; I'm not sure if
23 those names mean anything to you.

24 **MR. RENSRAW:** Okay.

25 **MS. COSTOM:** Most of my questions this

1 evening are simply going to be to clarify some of the
2 things that you've already spoken about. You also have
3 indicated on a number of occasions that there were things
4 that weren't that clear to you or that you forgot about, so
5 I'm hoping that I can refresh your memory on a number of
6 things as well.

7 **MR. RENSRAW:** Okay.

8 **MS. COSTOM:** Okay. So the first thing I'd
9 like to do is have a look at Exhibit 543 which we've looked
10 at a number of times. It's the statement that you made on
11 February 9th, 1994 to Constables McDonnell and Genier.

12 **MR. RENSRAW:** I have it.

13 **MS. COSTOM:** Do you have that?

14 **MR. RENSRAW:** Yes.

15 **MS. COSTOM:** Okay.

16 So the first thing I wanted to look at was -
17 - well actually, before you look at a particular statement
18 just to put this in context; this was a statement that was
19 taken from you, as someone who could provide information
20 following the death of Mr. Seguin; is that correct?

21 **MR. RENSRAW:** Could you please repeat that?

22 I'm distracted because I have one document
23 in front of me and there's a different one on the screen.

24 **MS. COSTOM:** I see. Would you prefer to
25 work from the handwritten version or the typed version?

1 **MR. RENSRAW:** Well, I can flip this to the
2 written one or to a typed one.

3 **MS. COSTOM:** To the typed one, okay.

4 Do you have an objection to working with the
5 handwritten one? That was the one that had been an exhibit
6 prior to today and there's page numbers on that one so I
7 thought perhaps it might be easier.

8 **MR. RENSRAW:** No, that's fine.

9 **MS. COSTOM:** Okay, so it's 543, Madam Clerk,
10 not 543A.

11 Do you have a hard copy as well?

12 **MR. RENSRAW:** Yes.

13 **MS. COSTOM:** Okay.

14 So, again, this was a statement that was
15 taken from you as someone who could provide information to
16 the police or potentially provide information to the police
17 following the death of Mr. Seguin; is that correct?

18 **MR. RENSRAW:** yes,

19 **MS. COSTOM:** Okay. It was taken to you not
20 as an alleged victim at the time but as a potential
21 witness; is that correct?

22 **MR. RENSRAW:** I was under the assumption
23 they were there because of Project Truth.

24 **MS. COSTOM:** Okay. Did you understand that
25 they were there as a follow-up to Mr. Seguin's death?

1 MR. RENSCHAW: No.

2 MS. COSTOM: Okay.

3 THE COMMISSIONER: I'm sorry; did you say
4 yes or no?

5 MR. RENSCHAW: No.

6 THE COMMISSIONER: Okay.

7 MS. COSTOM: Well you had said in response
8 to questions by some of my friends, including Mr.
9 Engelmann, that you knew that they were there investigating
10 something to do with Ken Seguin's death; is that correct?

11 MR. RENSCHAW: I'm saying I believe when
12 McDonell was at my house it was because of Project Truth.

13 MS. COSTOM: Okay and what you were talking
14 about had to do with Ken Seguin ---

15 MR. RENSCHAW: Seguin's death, obviously, is
16 a part of that.

17 MS. COSTOM: Okay. But was it clear to you,
18 sir, that you were there to talk to them in general terms
19 about what you knew about Ken Seguin?

20 MR. RENSCHAW: Yes.

21 MS. COSTOM: And you were not there as an
22 alleged victim at the time; you hadn't told anyone about
23 your abuse at that point?

24 MR. RENSCHAW: Right.

25 MS. COSTOM: Okay. So you were someone who

1 could provide information to the police; is that correct?

2 MR. RENSCHAW: Yes.

3 MS. COSTOM: Someone who was a potential
4 witness; is that correct?

5 MR. RENSCHAW: A witness to what?

6 MS. COSTOM: A witness to the events leading
7 up to and following Ken Seguin's death.

8 MR. RENSCHAW: Yes, I suppose.

9 MS. COSTOM: Okay, so if you were there as a
10 witness, you had no expectation that there would be any
11 further contact after this interview or any follow-up?

12 MR. RENSCHAW: There wasn't any.

13 MS. COSTOM: Okay and you didn't expect
14 there would be?

15 MR. RENSCHAW: No.

16 MS. COSTOM: Did you say no?

17 MR. RENSCHAW: No.

18 MS. COSTOM: Okay.

19 So now if we could go to page 4; the last
20 full paragraph on the bottom and you're talking there about
21 the night before Ken killed himself.

22 MR. RENSCHAW: Yes.

23 MS. COSTOM: And I'll read it out loud, and
24 you can read along. It says:

25 "The night before Ken killed himself,

1 Ken and Ron dropped in."

2 Ron is Ron Leroux?

3 **MR. RENSRAW:** Yes.

4 **MS. COSTOM:** Okay.

5 "They dropped in at my girlfriend's
6 house; I was there. We had a coffee.
7 Everything was normal. He dropped in
8 about 8:00 p.m. and left around 10:00
9 p.m."

10 And that's what you would have told the
11 officers that time?

12 **MR. RENSRAW:** I believe so.

13 **MS. COSTOM:** Okay. And you testified to
14 that also last week. My friend Mr. Engelmann asked you
15 about that and you said -- you confirmed that you had seen
16 Ron and Ken the day before Mr. Seguin's death. Do you
17 remember that?

18 **MR. RENSRAW:** Yes.

19 **MS. COSTOM:** Okay. So if anyone tried to
20 say that they -- that Ron and Ken had gone to your house
21 the night before Ken's death and that you weren't home,
22 that would be either mistaken or a lie?

23 **MR. RENSRAW:** I know they were there so ---

24 **MS. COSTOM:** Okay let me do this again. At
25 the time you were living with your girlfriend?

1 MR. RENSRAW: Yes.

2 MS. COSTOM: Cara Lee Barrie?

3 MR. RENSRAW: Yes.

4 MS. COSTOM: Okay and your testimony that
5 the night before Ken's death, Ron and Ken came over to
6 Cara's house where you were living?

7 MR. RENSRAW: Yes.

8 MS. COSTOM: And you had a coffee together?

9 MR. RENSRAW: Yes.

10 MS. COSTOM: Okay, and that's what you said
11 then ---

12 MR. RENSRAW: Yes.

13 MS. COSTOM: --- in 1994 and that's what you
14 said last week to Mr. Engelmann.

15 MR. RENSRAW: Yes.

16 MS. COSTOM: Okay. So if anyone tries to
17 say otherwise; they're wrong?

18 THE COMMISSIONER: To say otherwise, I'm
19 sorry?

20 MS. COSTOM: If anyone tries to claim that
21 they went to Cara's house the night before Ken's death
22 looking for you but that you weren't home, that's either a
23 mistake or a lie?

24 MR. RENSRAW: Correct.

25 MS. COSTOM: Because you were there.

1 **MR. RENSRAW:** Correct.

2 **MS. COSTOM:** So if Ron Leroux told the OPP
3 on the afternoon of Mr. Seguin's death that he had gone to
4 see you with Ken the night before -- he had gone to Cara
5 Lee's house and that you were not at home, that is either a
6 mistake or a lie?

7 **MR. RENSRAW:** Correct.

8 **MS. COSTOM:** And given that it was the day
9 after the night that they were supposed to have seen you,
10 he must be lying; is that correct?

11 **MR. RENSRAW:** I can't assume what someone
12 else is doing.

13 **MS. COSTOM:** Well do you remember what you
14 did last night and who you saw?

15 **MR. RENSRAW:** Yes.

16 **MS. COSTOM:** So if you told someone
17 otherwise something today; would that be a mistake or would
18 that be a lie?

19 **MR. RENSRAW:** In my own personal case, that
20 would be a lie.

21 **MS. COSTOM:** Thank you. So then you agree
22 with me that Mr. Leroux would have to be lying as well, it
23 was the night before?

24 **MR. RENSRAW:** I'm not agreeing to it.

25 **MS. COSTOM:** Well then ---

1 **MR. RENSRAW:** He can say what he wants to
2 say.

3 **MS. COSTOM:** But he's wrong?

4 **MR. RENSRAW:** Yes.

5 **MS. COSTOM:** Okay. The next passage that I
6 want to take you to in that same statement is on page 3,
7 still of the handwritten version; towards the top, about
8 the third line down; you say the following or you didn't
9 say it, it says the following:

10 "Once I borrowed a videotape and there
11 were two guys doing it. Ken was into
12 that kind of stuff."

13 Do you remember telling that to the police
14 officers?

15 **MR. RENSRAW:** No.

16 **MS. COSTOM:** Is it a fact that you once
17 asked Ken to borrow a videotape and that it was a videotape
18 of "two guys doing it"?

19 **MR. RENSRAW:** It's possible.

20 **MS. COSTOM:** Well do you remember that?

21 **MR. RENSRAW:** No.

22 **MS. COSTOM:** Well do you think that the
23 officers made this up?

24 **MR. RENSRAW:** No, I'm not saying that
25 either.

1 MS. COSTOM: Okay. So it's ---

2 MR. RENSCHAW: It's a long time ago.

3 MS. COSTOM: Okay well we're trying to stay
4 away from the word "possible" at your request.

5 MR. RENSCHAW: I'd appreciate it.

6 MS. COSTOM: Okay. So if it says this here
7 would you agree that it's something that you said to the
8 officers?

9 MR. RENSCHAW: It's in here so I'll take your
10 word for it.

11 MS. COSTOM: Thank you. And that in fact
12 was the only type of videotape that you had any firsthand
13 knowledge of Ken Seguin having?

14 MR. RENSCHAW: I'd assume, yes.

15 MS. COSTOM: Well do you know what I mean
16 when I say firsthand knowledge, you're not aware of any
17 other videotapes that Ken Seguin had, other than this store
18 bought videotape of two guys doing it?

19 THE COMMISSIONER: Well do we know that it's
20 store bought?

21 MS. COSTOM: I'm sorry, excuse me, other
22 than this video that you're referring to here of two guys
23 doing it?

24 MR. RENSCHAW: I'm not sure, like -- I never
25 -- I never went searching through the guy's room or

1 anything like that.

2 MS. COSTOM: You never saw ---

3 MR. RENSRAW: I don't know what he had.

4 MS. COSTOM: You never saw one?

5 THE COMMISSIONER: Never saw one what?

6 MS. COSTOM: Excuse me, you're right, Mr.
7 Commissioner.

8 You never saw any videotape other than, I
9 suggest, this videotape which you refer to in your
10 statement of two guys doing it?

11 MR. RENSRAW: I believe I've answered that
12 question before but I haven't seen it.

13 MS. COSTOM: Okay. I just want to clarify
14 that because as you probably know by now there are other
15 people who say that you've said otherwise. Are you aware
16 of that?

17 MR. RENSRAW: No.

18 MS. COSTOM: Okay, if we could turn now to
19 Exhibit 548.

20 (SHORT PAUSE/COURTE PAUSE)

21 THE COMMISSIONER: This is December 5th, 1996
22 statement that you would have given to Mr. Dunlop; is that
23 correct?

24 MR. RENSRAW: Middle one.

25 THE COMMISSIONER: The middle one, yes.

1 **MS. COSTOM:** Excuse me for just a moment
2 please.

3 No, I think I'm not going to go there.
4 I want to talk to you now about your
5 probation records.

6 **MR. RENSRAW:** Humph, or lack of.

7 **MS. COSTOM:** Or lack of and that's something
8 that's concerned you a lot; hasn't it?

9 **MR. RENSRAW:** Yes.

10 **MS. COSTOM:** Okay. I want to refer you to
11 your testimony of last week on June the 20th.

12 If we could go Madam Clerk to page 113; so
13 the last question that Mr. Engelmann asks you. He's
14 referring to one of the statements which you had made and
15 it says:

16 "What about the comment -- he also
17 advised me that he had my probation
18 records; that he had to destroy these
19 as well."

20 And you answer:

21 "Mr. Renshaw: I knew that before I had
22 to -- before I heard about the
23 suitcase."

24 And then on the next page:

25 "And who would have told you that?"

1 Talking about the probation records.

2 "Seguin."

3 "And did he tell you why he had your
4 probation records?"

5 Answer:

6 "No."

7 "When he said he had them what did he
8 mean, he had them where?"

9 Answer:

10 "In a filing cabinet that I knew of."

11 Question:

12 "Where was the filing cabinet kept?"

13 "Off his bedroom."

14 Mr. Engelmann:

15 "In his home?"

16 Do you remember all of that?

17 **MR. RENSRAW:** Yes.

18 **MS. COSTOM:** And that's all accurate?

19 **MR. RENSRAW:** I believe so, yes.

20 **MS. COSTOM:** Okay and then Mr. Renshaw:

21 "Yes."

22 Mr. Engelmann:

23 "Okay, I believe the filing cabinet is
24 labelled in there."

25 The Commissioner:

1 "Yes, it is."

2 And you're referring to the diagram that you
3 had made of the second floor of the house ---

4 **MR. RENSRAW:** Yes.

5 **MS. COSTOM:** --- with the filing cabinet on
6 it.

7 Then the Commissioner:

8 "Yes, it is."

9 Mr. Engelmann, it says:

10 "Approximately two days later Ken
11 advised me that my probation records
12 were missing. Ken should not have had
13 these probation records in the first
14 place."

15 And now he asks you a question, Mr.

16 Engelmann does:

17 "So did he actually tell you that
18 they'd gone missing?"

19 Mr. Renshaw:

20 "Yes."

21 Is that all true?

22 **MR. RENSRAW:** Yes.

23 **MS. COSTOM:** So your testimony last week was
24 that you saw -- and I'm not only talking about this passage
25 here, you saw your probation records in this filing

1 cabinet?

2 MR. RENSCHAW: Yes.

3 MS. COSTOM: That Mr. Seguin told you that
4 he had to make them disappear?

5 MR. RENSCHAW: Yes.

6 MS. COSTOM: And that he told you ultimately
7 that -- that he had to get rid of them and that he did?

8 MR. RENSCHAW: Yes.

9 THE COMMISSIONER: No, no. I thought -- I
10 don't know that he said ---

11 MS. COSTOM: That they'd gone missing.

12 THE COMMISSIONER: --- they did, they'd gone
13 missing.

14 MS. COSTOM: That they've gone missing. Is
15 that correct?

16 MR. RENSCHAW: Yes.

17 MS. COSTOM: Okay. And so it was your
18 belief at that point that your -- at that point when you
19 made this statement and I think that's why I was referring
20 you to Exhibit 548 because I think -- if I can go back.
21 These passages are passages that were read to you from
22 Exhibit 548 which was taken on December the 5th, 1996.

23 MR. RENSCHAW: Yes.

24 MS. COSTOM: So it was your belief, on
25 December the 5th, 1996 that Mr. Seguin had made sure that

1 your probation records were gone missing; is that correct?

2 MR. RENSRAW: Yeah, I believe so.

3 MS. COSTOM: Okay. So you've still always
4 remained troubled by this absence of probation records, the
5 missing probation records; is that correct?

6 MR. RENSRAW: Yes.

7 MS. COSTOM: And even as late as 1998, you
8 inquired of Detective Constable Steve Seguin of the OPP if
9 he could assist you in finding your probation records; do
10 you remember that?

11 MR. RENSRAW: I believe so.

12 MS. COSTOM: Okay. And you still actually
13 don't really know whatever came of your probation records;
14 is that correct?

15 MR. RENSRAW: Correct.

16 MS. COSTOM: Okay, so when you said last
17 week in response to a question by Ms. Daley who was sitting
18 where Mr. Manson is sitting today, that the OPP destroyed
19 your records, you really have no basis for saying that?

20 MR. RENSRAW: I believe at the time when the
21 OPP raided Ron Leroux' home, Ron Leroux informed me that
22 those records were in that duffel bag that the police took
23 from there.

24 MS. COSTOM: Okay, so you are basing
25 yourself on Ron Leroux who said that he believes that the

1 records were in a duffel bag, and it's upon that that
2 you're basing your guess that the OPP destroyed your
3 records?

4 **MR. RENSRAW:** Yes.

5 **MS. COSTOM:** That's the whole basis, as well
6 as, I suppose your mistrust, your general mistrust for
7 police?

8 **MR. RENSRAW:** I don't get what you're
9 saying.

10 **MS. COSTOM:** You have no real knowledge that
11 the OPP destroyed your records; correct?

12 **MR. RENSRAW:** Correct.

13 **MS. COSTOM:** And even in 1998 you were
14 inquiring of an OPP officer whether he could assist you in
15 finding your records; correct?

16 **MR. RENSRAW:** Correct.

17 **MS. COSTOM:** Okay, so the bottom line is
18 that you don't know that the OPP destroyed your records,
19 because you don't really know what happened to your
20 records.

21 **MR. RENSRAW:** Right.

22 **MS. COSTOM:** And there's no reason -- no
23 real reason to think that the OPP destroyed them.

24 **MR. RENSRAW:** Well there's a reason, yes;
25 but proof, no.

1 **MS. COSTOM:** The reason being what
2 Mr. Leroux told you?

3 **MR. RENSRAW:** Yes.

4 **MS. COSTOM:** And again, can you repeat for
5 us what Mr. Leroux told you?

6 **MR. RENSRAW:** That my probation records were
7 in the bag that the OPP took from his home.

8 **MS. COSTOM:** And can you describe that bag?
9 Did he describe that bag to you?

10 **MR. RENSRAW:** A brown duffel bag.

11 **MS. COSTOM:** A brown duffel bag.

12 **MR. RENSRAW:** Like a lawyer's bag.

13 **MS. COSTOM:** So a brown suitcase, a
14 briefcase, a ---

15 **MR. RENSRAW:** Soft covered brief.

16 **THE COMMISSIONER:** I'm sorry?

17 **MR. RENSRAW:** Soft covered briefcase.

18 **THE COMMISSIONER:** Soft covered briefcase.

19 **MS. COSTOM:** So Mr. Leroux would have told
20 you that the OPP seized a soft leather briefcase?

21 **MR. RENSRAW:** Yes, as well as guns.

22 **MS. COSTOM:** I'm sorry?

23 **MR. RENSRAW:** As well as guns.

24 **MS. COSTOM:** As well as guns, okay. And you
25 remember what colour the briefcase was?

1 **MR. RENSRAW:** Brown.

2 **MS. COSTOM:** Okay. And do you remember
3 where it was?

4 **MR. RENSRAW:** In Leroux's home.

5 **MS. COSTOM:** And why would Leroux have a
6 briefcase in his home; do you know, containing those
7 things?

8 **MR. RENSRAW:** I have no idea.

9 **MS. COSTOM:** Was it Leroux's briefcase?

10 **MR. RENSRAW:** If it's the same one I'm
11 thinking of, it was Seguin's.

12 **MS. COSTOM:** And again, that's based on what
13 you've heard from Leroux?

14 **MR. RENSRAW:** Yes.

15 **MS. COSTOM:** The same Leroux who you said
16 earlier was wrong, at the very least, in what he told the
17 OPP the day of Mr. Seguin's death about what he had done
18 the night before and whether he had seen you or not?

19 **MR. RENSRAW:** Correct.

20 **MS. COSTOM:** Okay. I want to talk to you
21 now about the issue of counselling. Mr. Engelmann very
22 briefly touched upon the subject of counselling and you
23 said that you didn't recall getting any information about
24 counselling; do you remember saying that?

25 **MR. RENSRAW:** Yes.

1 **MS. COSTOM:** Okay. And he asked you
2 actually if you might have been called by someone in
3 reference to counselling and I can turn, if you like -- we
4 can go to page 181 of the June 20th transcript.

5 **(SHORT PAUSE/COURTE PAUSE)**

6 **MS. COSTOM:** It's the transcript of
7 June 20th, at page 181, the very bottom of the page.

8 Mr. Engelmann says:

9 "Sir, might you have been called by an
10 officer from the OPP to suggest you go
11 for counselling?"

12 And your answer:

13 "Not that I remember; no."

14 I'm now at the top of 182.

15 "Okay, do you remember anything about
16 the Men's Project here in Cornwall?"

17 "I believe I heard of them through
18 Dallas' office and then a conversation
19 ensued."

20 Do you remember that?

21 **MR. RENSRAW:** Vaguely.

22 **MS. COSTOM:** All right. If I tell you that
23 there's a note in the officer's notebook of Detective
24 Constable Steve Seguin on April the 14th, 1998, that he
25 spoke with you and he told you that he had contacted

1 someone named Richard Goodwin, for counselling for you,
2 does that ring a bell?

3 **MR. RENSRAW:** Richard Goodwin rings a bell.

4 **MS. COSTOM:** Okay. In April of '98 were you
5 living at a phone number (519)881-3767?

6 **MR. RENSRAW:** Yeah. Sure.

7 **MS. COSTOM:** You don't remember?

8 **MR. RENSRAW:** No.

9 **MS. COSTOM:** Lots of phone numbers since
10 then?

11 **MR. RENSRAW:** Plenty.

12 **MS. COSTOM:** Okay. But the name Richard
13 Goodwin rings a bell, but if I ask you ---

14 **MR. RENSRAW:** I know he's a member of Men's
15 Project.

16 **MS. COSTOM:** Okay, but you said last week
17 that you thought that you'd heard about the Men's Project
18 from Dallas, and I'm asking you now whether it could have
19 been in April '98, in a phone conversation with Steve
20 Seguin of the OPP?

21 **MR. RENSRAW:** Yes, it could have.

22 **MS. COSTOM:** Okay. And if I tell you that
23 according to Detective Constable Seguin's notes he actually
24 called you back two days later, on April the 16th, 1998, to
25 follow-up and find out if anyone had contacted you about

1 counselling; does that ring a bell?

2 MR. RENSCHAW: No.

3 MS. COSTOM: Okay, do you disagree with it,
4 or you just don't remember?

5 MR. RENSCHAW: Don't remember.

6 MS. COSTOM: Okay, so it could have
7 happened?

8 MR. RENSCHAW: Yes.

9 MS. COSTOM: Okay. Now you were living in
10 Walkerton at that time, is that correct, in April and May
11 of 1998?

12 MR. RENSCHAW: Yes.

13 MS. COSTOM: You were back from out West?

14 MR. RENSCHAW: Yes.

15 MS. COSTOM: Okay. And Claire and Bob, your
16 sister-in-law and brother, were living in Walkerton as
17 well?

18 MR. RENSCHAW: Mildmay.

19 MS. COSTOM: Pardon me?

20 MR. RENSCHAW: Mildmay.

21 MS. COSTOM: Is that quite close to
22 Walkerton?

23 MR. RENSCHAW: Yes.

24 MS. COSTOM: Okay. And Claire, according to
25 her own admission, when she was here -- and it was a -- it

1 was a funny moment at the Inquiry, as a sort of take charge
2 kind of a girl, isn't she?

3 MR. RENSCHAW: You could say that.

4 MS. COSTOM: Okay. So if there are entries
5 in the officer's notebooks to the effect that she called
6 the officers -- Officer Inspector Hall, for example -- on a
7 number of occasions; inquiring about counselling and saying
8 that she was inquiring on behalf of her husband and on your
9 behalf, does that sound right?

10 MR. RENSCHAW: I don't know, I wasn't here.

11 MS. COSTOM: Okay, you're not aware of her
12 having made calls on your behalf for counselling?

13 MR. RENSCHAW: No.

14 MS. COSTOM: She never told you that she was
15 doing that?

16 MR. RENSCHAW: Not that I recall.

17 MS. COSTOM: Does it sound like something
18 she would have done though?

19 MR. RENSCHAW: Yes.

20 MS. COSTOM: Yes. Okay. Do you remember
21 someone named Catherine Stoyke, as a victim's assistance
22 person?

23 MR. RENSCHAW: No.

24 MS. COSTOM: The name doesn't mean anything
25 to you? What about someone named Anderson; I'm not sure if

1 it's a Barbara or a Debbie Anderson?

2 **MR. RENSRAW:** I have a sister Debbie
3 Anderson.

4 **MS. COSTOM:** Debbie Anderson is your sister?

5 **MR. RENSRAW:** Yes.

6 **MS. COSTOM:** Okay. And a Barbara Anderson,
7 does that name mean anything to you, as a victim's
8 assistance person, operating out of Kingston?

9 **MR. RENSRAW:** No.

10 **MS. COSTOM:** Okay. But you agree that there
11 were -- or you don't disagree with these conversations that
12 Mr. Seguin alleges to have had with you -- Detective
13 Constable Seguin, about counselling?

14 **MR. RENSRAW:** I'm not saying he didn't; I'm
15 not saying he did.

16 **MS. COSTOM:** Okay, all right. Just to sort
17 of summarize, a lot of what was said both last week and a
18 lot of what was said today; you meet with the OPP once in
19 1994, and by your own admission you are not forthcoming or
20 truthful.

21 **MR. RENSRAW:** Correct.

22 **MS. COSTOM:** You meet with them again in
23 1998, and by your own admission your statement is -- when I
24 say "them" it's a different set of officers, but you meet
25 with officers of the OPP again in 1998.

1 **MR. RENSCHAW:** Yes.

2 **MS. COSTOM:** And by your own admission your
3 statement is inaccurate?

4 **MR. RENSCHAW:** Yes.

5 **MS. COSTOM:** Okay, and that's all that the
6 OPP had to work with in terms of the information that you
7 were providing with them -- providing to them; is that
8 correct?

9 **MR. RENSCHAW:** I have no idea.

10 **MS. COSTOM:** Those are the only two times
11 you gave information to the OPP?

12 **MR. RENSCHAW:** Yes.

13 **MS. COSTOM:** So in terms of the OPP reacting
14 to you and the OPP reacting to information that you gave
15 them, they are dealing with an untruthful, inaccurate, and
16 non-forthcoming set of statements; is that correct?

17 **MR. RENSCHAW:** I should have put it this way;
18 I didn't want help from them; didn't want them anywhere
19 near me.

20 **MS. COSTOM:** But it sounds also, sir, like
21 perhaps you didn't want them to get to the truth of the
22 matter either though, because you weren't giving them any
23 assistance; is that correct?

24 **MR. RENSCHAW:** And I've admitted that, I
25 didn't want to.

1 MS. COSTOM: Okay, thank you.

2 THE COMMISSIONER: Thank you.

3 Mr. Carroll?

4 MR. CARROLL: (off mic)

5 THE COMMISSIONER: Terrific.

6 Mr. Lee?

7 Hang on; have we covered everything?

8 MR. RENSRAW: Could I have a couple of
9 minutes before we finish up?

10 THE COMMISSIONER: Sure can.

11 MR. RENSRAW: Please.

12 THE COMMISSIONER: Let's take 10.

13 THE REGISTRAR: Order, all rise. À l'ordre;
14 veuillez vous lever.

15 The hearing will resume at 6:15.

16 --- Upon recessing at 6:07 p.m. /

17 L'audience est suspendue à 18h07

18 ---Upon resuming at 6:18 p.m./

19 L'audience est reprise à 18h18

20 THE REGISTRAR: Order, all rise; A l'ordre,
21 veuillez vous lever.

22 The hearing is now resumed, please be
23 seated, veuillez vous asseoir.

24 THE COMMISSIONER: Thank you.

25 Mr. Lee?

1 **GERALD RENSCHAW, Resumed/Sous affirmation solennelle:**

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

3 **MR. LEE:** Thank you, Mr. Commissioner.

4 Mr. Renshaw, I'll try to keep this as brief
5 as I can and I'm going to apologize in advance for jumping
6 around a little bit. I haven't had enough time to organize
7 this chronologically, but I'll do my best to not jump
8 around if I don't have to.

9 Sir, you've told us in your evidence that
10 you may have met with Perry Dunlop as many as 15 times; is
11 that correct?

12 **MR. RENSCHAW:** Yes.

13 **MR. LEE:** And is it fair to say that some of
14 those meetings did not result in a statement being taken?

15 **MR. RENSCHAW:** Probably a few, yes.

16 **MR. LEE:** For example, you told us about a
17 trip to Alfred with him?

18 **MR. RENSCHAW:** Yes.

19 **MR. LEE:** Do you remember what you discussed
20 on the way to Alfred at all? Or what you discussed there?

21 **MR. RENSCHAW:** A multitude of things.

22 **MR. LEE:** During your conversations with Mr.
23 Dunlop, did you always talk about this kind of stuff?

24 **MR. RENSCHAW:** No.

25 **MR. LEE:** Who was at Ken Seguin's? Did you

1 ever have a normal conversation with Mr. Dunlop?

2 MR. RENSRAW: Yes.

3 MR. LEE: Just about whatever was happening,
4 the weather or whatever it might be?

5 MR. RENSRAW: Yes.

6 MR. LEE: And do you know -- in your
7 experience with Mr. Dunlop, was it his practice to record
8 your conversations with him?

9 MR. RENSRAW: No.

10 MR. LEE: Were there times when he did
11 record?

12 MR. RENSRAW: I believe it was just the
13 once.

14 MR. LEE: Do you remember it being recorded
15 any other time?

16 MR. RENSRAW: No.

17 MR. LEE: Sir, a lot has been made today
18 about -- and last week about the location of the first
19 incident of abuse at the hands of Ken Seguin. I'd like to
20 take you for a moment to the second interview you give with
21 -- to the OPP rather. That is Exhibit 553.

22 So this is the November 5th, '97 interview.

23 And if I could take you to page 5 of 11,
24 down at the bottom you'll see that.

25 And you're talking at the first part of this

1 page - if you look up at the top it talks about -- this is
2 a portion of the transcript that Mr. Manderville for the
3 Cornwall Police brought you to talking about how it
4 continued to roughly 1990, it's the question "So how long
5 would that have been?" "Oh five or six years." And you
6 say again I believe, it was five or six years.

7 And you talk lower on in the page about how
8 you were at Mr. Seguin's for a year and four months,
9 roughly.

10 And we have -- below the middle of the page
11 we have an entry:

12 "Dupuis: Um (inaudible)."

13 So it appears that Constable Dupuis said
14 something and the tape didn't pick it up. Do you see that?

15 **MR. RENSRAW:** Yes.

16 **MR. LEE:** And then you reply:

17 "It was in Summerstown."

18 And the question that follows is:

19 "In Summerstown? Where did the first time -- a -- it
20 occur? At Summerstown?"

21 And you answer:

22 "No, Alguire Street before he moved."

23 Do you see that there?

24 **MR. RENSRAW:** Yes.

25 **MR. LEE:** What are you talking about there,

1 sir?

2 MR. RENSRAW: The only thing comes to mind
3 is the first time I was abused.

4 MR. LEE: And you're telling the OPP in this
5 statement the first time you were abused was not in
6 Summerstown, it was on Alguire Street; is that how you read
7 that?

8 MR. RENSRAW: Yes.

9 MR. LEE: Sir, I'd also like to take you to
10 -- again we're not marking this as an Exhibit, but you've
11 been taken to it a few times today; the transcript of your
12 discovery.

13 So that's the examination for discovery
14 where you went and were asked questions by the lawyer for
15 the Ministry of Corrections as part of your lawsuit. And
16 you've looked at that a little bit today.

17 If I can take you to page -- the first
18 volume of that is Document number 200143. If I can take you
19 to page 85 of that document. And this isn't an exhibit,
20 Mr. Renshaw, so I don't know if you have it or not, if
21 you'll just have to follow on the screen.

22 Okay you do.

23 Page 85 please.

24 Down at the bottom Question 569. The
25 question reads:

1 "Well then let me ask you this way, your first recollection
2 of a sexual nature with Ken Seguin, when do you say it
3 occurred?"

4 Answer:

5 "Was in the first year of knowing him as a probation
6 officer."

7 Do you see that there?

8 **MR. RENSRAW:** Yes.

9 **MR. LEE:** And it continues on. Question
10 570:

11 "That could be the first month or the twelfth month."

12 Answer:

13 "I don't know now, I'm saying I don't know. I'm not
14 remembering exactly when it was. It was the summertime, I
15 know that."

16 And it continues on to figure out what it
17 means by summertime.

18 And the next question, 571:

19 "So in the summertime, your first meeting with him as a
20 probation officer is the spring of '83. Are you saying
21 it's the summer of '83?"

22 Answer:

23 "That would make sense, yes."

24 Do you see that there, sir?

25 **MR. RENSRAW:** Yes.

1 **MR. LEE:** And in this section are you again
2 saying that the first incidence of abuse was during your
3 first year of knowing him as a probation officer; is that
4 correct?

5 **MR. RENSRAW:** Yes.

6 **MR. LEE:** When Mr. Rose, who is the lawyer
7 for the Ministry of Corrections, was asking you questions,
8 he put to you Exhibit 556.

9 **THE COMMISSIONER:** That's a new exhibit we
10 have today.

11 **MR. RENSRAW:** Pardon?

12 **MR. LEE:** That's a new exhibit from today.
13 That's the letter from -- sorry the memorandum from Ken
14 Seguin to Emile Robert.

15 **MR. RENSRAW:** I have it.

16 **MR. LEE:** What - as I understood your
17 evidence, your evidence is that this letter here, is one
18 that you would have signed.

19 **MR. RENSRAW:** Yes.

20 **MR. LEE:** Is that correct?

21 **MR. RENSRAW:** Yes.

22 **MR. LEE:** Do you -- and I just want to be
23 clear on this, do you specifically remember that it was
24 this letter that you signed? Obviously not this letter,
25 but this -- a copy of this letter is the one that you

1 signed and not some other document?

2 MR. RENSRAW: I remember it being a one page
3 letter much like this. Whether this is it, or not, I don't
4 know.

5 MR. LEE: Was it a letter, or a memo like
6 this, or was it a form. I guess what I'm wondering, is did
7 they have a form that had a spot for the signatures for
8 this kind of thing to happen, or was it more of a letter?

9 MR. RENSRAW: A letter.

10 MR. LEE: Okay. Thank you.

11 If I can take you -- and again I apologize
12 up front for the bouncing around. And so I'm going to take
13 you back to the document we first looked at, which is
14 Exhibit 553, that's the November 5, '97 interview with the
15 OPP.

16 If I can take you to the very bottom of page
17 6 of 11, sir.

18 And this is a document that Mr. Sherriff-
19 Scott, the lawyer for the Diocese took you to earlier
20 today. And the question at the bottom, just for some
21 context is:

22 "Okay. Could you tell us any involvement that they had
23 together?"

24 And up at the top of the next page is where
25 Mr. Sherriff-Scott took you, and you said:

1 "Umm from conversation with Ken Seguin about their trips to
2 Florida and going to the gay strip, I guess it would be in
3 Miami or Daytona or wherever it was they went down there ah
4 in Montreal and also I believe ah Atlantic City."

5 Constable Depuis asks:

6 "Now all these previous people that you mention."

7 And you answer:

8 "Ah, would have been Malcolm MacDonald, Ron Wilson, Ken
9 Seguin and I don't think Charles MacDonald was there all
10 the time, I know he was there some of the times."

11 Do you remember looking at this earlier
12 today, sir?

13 **MR. RENSRAW:** Yes.

14 **MR. LEE:** And I believe that the context.
15 you were looking at this earlier today, is for Mr.
16 Sherriff-Scott to determine whether we could add Ron Leroux
17 to that list. Do you recall that?

18 **MR. RENSRAW:** Yes.

19 **MR. LEE:** Of people who may have gone down,
20 and you answered his questions about that. And it's noted
21 - you see - you don't see Ron Leroux here? He's not one of
22 the people you've named here; is that correct?

23 **MR. RENSRAW:** Correct.

24 **MR. LEE:** I'd like to take you then to
25 Exhibit 552, please?

1 And this is the affidavit that you swore
2 that was commissioned by Charles Bourgeois. And sir, I
3 guess the first question I should ask you is in that
4 statement that we were looking at it makes mention of the
5 gay strip, and you say I guess it would be in Miami or
6 Daytona. Do you know now which city that is in?

7 **MR. RENSRAW:** Fort Lauderdale.

8 **MR. LEE:** Fort Laud -- so that's the same
9 one you're talking about?

10 **MR. RENSRAW:** Yes.

11 **MR. LEE:** The gay strip as being in Fort
12 Lauderdale. So you were mistaken when you said Miami or
13 Daytona?

14 **MR. RENSRAW:** Yes.

15 **MR. LEE:** Have you known any of these men to
16 go to any other location in Florida, to a gay strip other
17 than Fort Lauderdale?

18 **MR. RENSRAW:** No.

19 **MR. LEE:** Now turning to the affidavit that
20 you swore that was commissioned by Charles Bourgeois, if I
21 can take you to paragraph 38, please, it's on the third
22 last page.

23 Paragraph 38 reads, well you can see it
24 there for yourself, sir, and there are a number of names
25 listed there as people that would meet in Fort Lauderdale

1 on different occasions; do you see that?

2 MR. RENSRAW: Yes.

3 MR. LEE: And Malcolm MacDonald is listed
4 there and he's someone that you mentioned in the statement
5 to the OPP; is that correct?

6 MR. RENSRAW: Yes.

7 MR. LEE: As was Ken Seguin?

8 MR. RENSRAW: Yes.

9 MR. LEE: As was Ron Wilson?

10 MR. RENSRAW: Yes.

11 MR. LEE: As was Charles MacDonald?

12 MR. RENSRAW: Yes.

13 MR. LEE: And you'll see that Ron Leroux'
14 name appears in the affidavit; Is that correct?

15 MR. RENSRAW: Correct.

16 MR. LEE: As someone who was going to Fort
17 Lauderdale on different occasions, and yet someone you had
18 not listed in the police statement, is that correct?

19 MR. RENSRAW: Correct.

20 MR. LEE: And then, there are other names
21 there, as well. C-8 and Bishop LaRocque and David
22 Latreille. Is that correct?

23 MR. RENSRAW: Yes.

24 MR. LEE: So, you provided additional
25 information in this statement?

1 **MR. RENSRAW:** Correct.

2 **MR. LEE:** I don't need that document
3 anymore, Madam Clerk, if you'd like to pull it down.

4 Can you tell us a little bit -- you've told
5 us about doing some work in Malcolm MacDonald's cottage?
6 And some of that seemed to be seasonal work. I'm wondering
7 when Malcolm MacDonald's cottage was being used.

8 **MR. RENSRAW:** Summer months.

9 **MR. LEE:** Summer only?

10 **MR. RENSRAW:** Yes.

11 **MR. LEE:** Do you have any recollection of it
12 ever being used in the winter time?

13 **MR. RENSRAW:** No.

14 **MR. LEE:** You told us earlier today, I
15 believe -- it may have been last week, but I think it was
16 today -- about a meeting with a -- with, I believe, Charles
17 Bourgeois and Perry Dunlop, and I believe it was put to
18 you, as Ron Leroux had mentioned this and other victims in
19 Toronto in late 1997, and you said you had -- it rang a
20 bell, I think was the term you used. Do you remember that?

21 **MR. RENSRAW:** Yes.

22 **MR. LEE:** Can you tell us anything specific
23 about that meeting?

24 **MR. RENSRAW:** No, I didn't even remember it
25 until it was brought up.

1 **MR. LEE:** Do you remember where it was?

2 **MR. RENSRAW:** No.

3 **MR. LEE:** Do you remember, at any time, in
4 and around late 1997, meeting with victims of abuse and
5 discussing details of your own abuse with them?

6 **MR. RENSRAW:** No, I don't. When would this
7 be?

8 **MR. LEE:** Late 1997 was the proposition that
9 was put to you and you said it rang a bell that maybe you
10 were there, and I'm just wondering whether ---

11 **THE COMMISSIONER:** Well, I don't know that -
12 - see, you put a two-pronged question to him about
13 discussing details of your abuse. And so, I may be
14 twiggling on that, as opposed to the rest.

15 **MR. ENGELMANN:** I seem to recall -- and I
16 can't remember which counsel asked him this, but the
17 suggestion was it might have happened in late '96. I made
18 a mistake ---

19 **THE COMMISSIONER:** It was in '96, that's
20 right.

21 **MR. LEE:** Okay. My note, maybe.

22 Let me -- do you ever remember being in
23 Toronto and meeting with Charles Bourgeois, Perry Dunlop,
24 and a number of victims of abuse?

25 **MR. RENSRAW:** No.

1 **MR. LEE:** Something about that rings a bell
2 though, as you are familiar with today?

3 **MR. RENSRAW:** Yes.

4 **MR. LEE:** And you can't provide any more
5 specific details of that?

6 **MR. RENSRAW:** No.

7 **MR. LEE:** Okay.

8 You were asked, during Mr. Manderville's
9 cross on behalf of the Cornwall Police Service, about the
10 affidavit you've commissioned, that Charles Bourgeois
11 commissioned -- and he took you to what's called the style
12 of cause at the top, where it lists Perry Dunlop as a
13 plaintiff and a number of people as a defendant. And you
14 say you don't recall seeing that at the time you signed the
15 affidavit is that correct?

16 **MR. RENSRAW:** Correct.

17 **MR. LEE:** Did you know at the time you
18 signed the affidavit that this was for a lawsuit?

19 **MR. RENSRAW:** No.

20 **MR. LEE:** You didn't have a discussion with
21 Perry Dunlop about that at all?

22 **MR. RENSRAW:** No, not that I recall.

23 **MR. LEE:** Had Mr. Dunlop told you at the
24 time, and this is a hypothetical -- had Mr. Dunlop told you
25 at the time that he wanted you to swear an affidavit, in

1 part to help his lawsuit, what do you think your reaction
2 would have been?

3 **MR. LEE:** I probably would ---

4 **THE COMMISSIONER:** Whoa, whoa, whoa.

5 **MR. MANSON:** (Off mic) Mr. Commissioner, I
6 know ---

7 **THE COMMISSIONER:** No. Come on up, sorry.

8 **MR. MANSON:** Thank you. It may be because
9 it's late and I'm crotchety, but this is a purely
10 speculative, meaningless question.

11 **THE COMMISSIONER:** Yes. Thank you.

12 Mr. Lee, you can't do that.

13 **MR. LEE:** No uncertain terms there, sir.

14 You told us a moment ago -- you told Ms.
15 Costom a moment ago for the OPP that about a -- as you
16 described it, a brown soft leather briefcase that Ron
17 Leroux told you about, is that correct?

18 **MR. RENSRAW:** Yes.

19 **MR. LEE:** Can you tell us exactly what you
20 remember Ron Leroux telling you, about that?

21 **MR. RENSRAW:** I believe at the time Ron was
22 in Florida, his home was searched, I'm told for guns. And
23 in that search, that briefcase was removed from the house
24 by the OPP. And that my documents were inside of it.

25 **MR. LEE:** And is all ---

1 MR. RENSRAW: Along with some tapes.

2 MR. LEE: Some videotapes?

3 MR. RENSRAW: That's what I would assume;
4 tapes.

5 MR. LEE: And is all of that information you
6 have from Mr. Leroux?

7 MR. RENSRAW: Yes.

8 MR. LEE: You don't know about that from any
9 other source?

10 MR. RENSRAW: No. C-8, perhaps.

11 MR. LEE: I want to discuss your dealings
12 with Perry Dunlop, and with Charles Bourgeois.

13 Did you ever at any time, feel intimidated
14 by Perry Dunlop?

15 MR. RENSRAW: No.

16 MR. LEE: What about Charles Bourgeois?

17 MR. RENSRAW: No.

18 MR. LEE: Did you ever feel that you had to
19 speak with them, even if you didn't want to?

20 MR. RENSRAW: No.

21 MR. LEE: Not with either one of them?
22 Did either of them ever threaten you?

23 MR. RENSRAW: No.

24 MR. LEE: Did you ever find Mr. Dunlop to be
25 pushy or aggressive with you, when he was taking your

1 statement?

2 MR. RENSRAW: No.

3 MR. LEE: Did you ever observe Mr. Dunlop
4 intimidating anyone else while you were in his company?

5 MR. RENSRAW: You mean, other than banging
6 on someone's door?

7 MR. LEE: Well, if the banging was in an
8 attempt to intimidate, I might like to hear about it.

9 MR. RENSRAW: No; I'm meaning intimidating -
10 - some people didn't want him coming to their door, I guess
11 is what I'm saying.

12 MR. LEE: Okay.

13 What about Charles Bourgeois; was he
14 aggressive with you?

15 MR. RENSRAW: No.

16 MR. LEE: Do you recall being given an
17 opportunity to review your statements or your affidavit, if
18 you wanted to, by these two men?

19 MR. RENSRAW: I'm sure I would have.

20 MR. LEE: Were you ever told to sign
21 something, without having an opportunity to review it?

22 MR. RENSRAW: No.

23 MR. LEE: Do you recall if, at any point,
24 you would have told Mr. Dunlop or Mr. Bourgeois that there
25 was a problem with one of his statements?

1 MR. RENSRAW: No.

2 MR. LEE: That never happened?

3 MR. RENSRAW: Not that I remember.

4 MR. LEE: Did either Perry Dunlop or Charles
5 Bourgeois ever ask you to say or to swear to something that
6 was not true?

7 MR. RENSRAW: No.

8 MR. LEE: Okay.

9 You were told today about -- and I'll try to
10 get this straight. You were told today that Ron Leroux
11 told C-8 that you accepted money from Ken Seguin for sexual
12 favors and that C-8 then told that to the police. Do you
13 recall that?

14 MR. RENSRAW: Yes.

15 MR. LEE: And you were asked what you
16 thought of that, and you said it wasn't true; is that
17 correct?

18 MR. RENSRAW: Yes.

19 MR. LEE: You've also been asked here about
20 Ken Seguin giving you a car.

21 MR. RENSRAW: Yes.

22 MR. LEE: About borrowing Ken Seguin's car.

23 MR. RENSRAW: Yes.

24 MR. LEE: About a truck loan?

25 MR. RENSRAW: Yes.

1 MR. LEE: About money you were paid in
2 exchange for work you did?

3 MR. RENSRAW: Yes.

4 MR. LEE: About beer you were given and
5 bought?

6 MR. RENSRAW: Yes.

7 MR. LEE: About money for drugs.

8 MR. RENSRAW: Yes.

9 MR. LEE: I want to be clear, Mr. Renshaw.
10 Did you ever, at any time, agree to sexual favours with Ken
11 Seguin, in exchange for gifts or money?

12 MR. RENSRAW: Never.

13 MR. LEE: Do you recall ever being asked
14 that question before, before this hearing?

15 MR. RENSRAW: No.

16 MR. LEE: Do you remember Perry Dunlop ever
17 asking you that question?

18 MR. RENSRAW: No.

19 MR. LEE: What about the OPP in either of
20 the times that you met with -- well, I guess only the
21 second time, because they wouldn't have known on the first
22 time.

23 The second time they met with you, where
24 they knew you were a victim of abuse, did they ask you
25 whether or not you were prostituting yourself?

1 **MR. RENSRAW:** No; but now that you put it
2 that way, I have heard it before here.

3 **MR. LEE:** Do you recall where?

4 **MR. RENSRAW:** Yes.

5 **MR. LEE:** Where was that?

6 **MR. RENSRAW:** At Discovery, with Santini.

7 **MR. LEE:** So, the Ministry of Corrections
8 lawyer would have asked you that?

9 **MR. RENSRAW:** Yes.

10 I just have two more areas I want to cover
11 with you, sir.

12 Some of the cross-examination here is
13 focused on some of the inconsistencies in your statements
14 with dates and other things; do you agree with that?

15 **MR. RENSRAW:** Yes.

16 **MR. LEE:** And you've looked at past
17 statements and it's been pointed out where there are
18 problems, is that right?

19 **MR. RENSRAW:** Yes.

20 **MR. LEE:** Can you tell us what documents you
21 reviewed prior to the statements? If we take the first
22 interview with Perry Dunlop, for example. Did you -- were
23 you given any documents to review to help with dates or
24 times, or places?

25 **MR. RENSRAW:** No.

1 MR. LEE: What about later statements with
2 Perry Dunlop; were you ever given documents?

3 MR. RENSRAW: No. Pictures.

4 MR. LEE: What about with the ---

5 MR. RENSRAW: Pictures.

6 MR. LEE: He showed you pictures to identify
7 people, is that right?

8 MR. RENSRAW: Yes.

9 MR. LEE: What about, as an example, copies
10 of your criminal record?

11 MR. RENSRAW: No.

12 MR. LEE: To help determine when you're on
13 probation?

14 MR. RENSRAW: No.

15 MR. LEE: Do you recall if that became an
16 issue at all when you were examined for Discovery by the
17 Ministry of Corrections

18 MR. RENSRAW: I don't recall.

19 MR. LEE: Do you recall at any point
20 specifically asking for your criminal record to help you
21 with dates?

22 MR. RENSRAW: I do believe I have mentioned
23 it, yes, when you're trying to figure out a date and
24 somebody's asking for a specific date.

25 MR. LEE: And do you remember being given a

1 copy of that to assist you?

2 MR. RENSRAW: No.

3 MR. LEE: And you didn't -- you haven't had
4 your probation file through any of this process either,
5 that's right? It's been missing the entire time?

6 MR. RENSRAW: Yes.

7 So the last area I want to ask you about is
8 a little bit different than other things I've been asking
9 here today.

10 I want to know, have you followed the
11 happenings of this inquiry through the media since it began
12 in early 2006?

13 MR. RENSRAW: Very little.

14 MR. LEE: Very little.

15 What about -- have you read any media
16 coverage of your own testimony?

17 MR. RENSRAW: No.

18 MR. LEE: When you were here last week on
19 Wednesday, were you paying any attention to media later in
20 that week?

21 MR. RENSRAW: No. I know there's two
22 Cornwall Freeholders with all this stuff in it about me.

23 MR. LEE: Did you read those?

24 MR. RENSRAW: No.

25 MR. LEE: Not at all. Sir, on Friday the

1 Standard Freeholder ran a story titled, "Ministry stands by
2 local Crown". I'd like to show you -- I've brought copies
3 of that, Mr. Commissioner, and I think that we need to get
4 you -- I frankly think the witness needs to be shown the
5 story and we need to get some comment from him on that.

6 **THE COMMISSIONER:** Help me out here.

7 **MR. LEE:** I'm not sure --

8 **MR. SCHARBACH:** Mr. Commissioner, I'm
9 wondering if my friend could explain the relevance of that.
10 It appears to me that we're travelling pretty far afield
11 from the issue here.

12 **THE COMMISSIONER:** Can I see the article?
13 Mr. Rose, where were you going?

14 **MR. ROSE:** I agree.

15 **THE COMMISSIONER:** You agree with Mr. Lee?

16 **MR. ROSE:** No, I agree with counsel for
17 Ministry of Attorney General, and in fact I'd go further
18 and say Mr. Lee is now cross-examining on issues that we
19 weren't allowed to.

20 **THE COMMISSIONER:** You weren't allowed to?

21 **MR. ROSE:** Yes.

22 **THE COMMISSIONER:** What were you not allowed
23 to ---

24 **MR. ROSE:** He's now taken Mr. Renshaw
25 through evidence about sex for money that we weren't

1 allowed to. We always understood it was irrelevant and now
2 Mr. Lee is going beyond that into, not only that area but
3 this as well.

4 **THE COMMISSIONER:** Well, I didn't hear you
5 object on that but it may well be, but I'm talking about
6 this right here.

7 **MR. ROSE:** Thank you. I agree. I don't
8 think that's there's any -- I don't think we can cross-
9 examine on news reports.

10 **THE COMMISSIONER:** Okay.

11 **MR. ROSE:** And the news report actually has
12 Mr. Lee, if I understand the right news report. So it has
13 Mr. Lee giving a statement to the news as well about
14 evidence that is happening. So there's that aspect as
15 well, which is also improper.

16 **MR. LEE:** Also improper?

17 **MR. ROSE:** Also.

18 **MR. LEE:** Is that an impropriety in the
19 first place?

20 **MR. ROSE:** So that's my submission. If it's
21 the news article that -- I haven't seen the one that you're
22 looking at but if it's the one that I'm thinking of, it has
23 Mr. Lee giving a comment as well about everything else. So
24 all of it is improper re-examination, in my respectful
25 submission.

1 **THE COMMISSIONER:** Okay, well you haven't
2 objected to the first, so let's leave all of that. You're
3 here on the -- you better get a copy of it to see what
4 we're talking about. Let's see what we're talking about.

5 **MR. LEE:** I handed them all to the
6 registrar.

7 **THE COMMISSIONER:** So let's see what we're
8 talking about.

9 **MR. RENSHAW:** Can I get a copy of that when
10 I leave?

11 **THE COMMISSIONER:** You sure can. I'm sure.
12 Whether you see it before or not is yet to be determined.

13 **MR. ROSE:** Yes, this does seem to have Mr.
14 Lee as well giving a statement in here.

15 **THE COMMISSIONER:** Okay, well, so ---

16 **MR. ROSE:** Anyway I think my objection is
17 made known. If you want to hear from me again on the
18 point, Mr. Commissioner, I'd be happy to go further, but I
19 think it's improper.

20 **THE COMMISSIONER:** Well, let me read it
21 first and then we'll see.

22 Mr. Manderville?

23 **MR. MANDERVILLE:** That's me and I apologize
24 for crowding the podium a little bit, Mr. Commissioner.

25 **THE COMMISSIONER:** I saw those elbows.

1 **MR. MANDERVILLE:** I actually question
2 whether you should be reading it, sir. I'm not sure that
3 that should be put forward now, whether it's remotely
4 relevant and admissible is an open question.

5 **THE COMMISSIONER:** It's a public document.

6 **MR. MANDERVILLE:** Secondly, sir, I don't
7 know what institutional response this could possibly be
8 directed to and if Mr. Lee is going to say it's directed to
9 the Attorney General's office, then we're looking at an
10 institutional response of June '07, which is rather well
11 after this inquiry was called.

12 **THE COMMISSIONER:** Wait a minute now. Wait
13 a minute now.

14 What about Mr. Rose, you know, where we let
15 him go to the witness and let him show this great
16 institutional response; that was just gratuitous?

17 **MR. MANDERVILLE:** As I recall, there were
18 some problems with that and some issues with that and quid
19 pro quo, sir.

20 **THE COMMISSIONER:** Quid pro quo -- we let
21 him go.

22 **MR. MANDERVILLE:** Sauce for the goose, I
23 would say.

24 **THE COMMISSIONER:** I let him examine.

25 **MR. MANDERVILLE:** Over objections and ---

1 **THE COMMISSIONER:** Oh yeah, but I don't care
2 about objections. I mean, I've got to decide this.

3 **MR. MANDERVILLE:** Well, I'm hoping you're
4 caring about this one actually.

5 **THE COMMISSIONER:** Oh, come on.

6 **MR. MANDERVILLE:** I submit that it's
7 improper that Mr. Lee examine on this.

8 **THE COMMISSIONER:** Thank you.
9 I'm going to read this.

10 **MR. LEE:** It might make things slightly
11 easier if I explain what I'm trying to do here.

12 **THE COMMISSIONER:** Right.

13 **MR. LEE:** This has absolutely nothing to do
14 with institutional response in terms of your mandate. It
15 has to do with controlling your process.

16 An issue arose much earlier in this inquiry
17 about attempts to influence testimony.

18 **THE COMMISSIONER:** Yes.

19 **MR. LEE:** Or to intimidate witnesses or
20 whatever it may be and you heard, you most certainly were
21 interested in hearing about it at that time. You heard
22 from the witness at the time. You allowed me to cross-
23 examine the witness and you said at that point, okay, I've
24 been made aware of it and I'll leave it for the proper
25 authorities.

1 **THE COMMISSIONER:** Right.

2 **MR. LEE:** I want this brought forward and
3 while Mr. Renshaw is here, I would like him to be given the
4 opportunity to comment. If he says he has no comment,
5 that's fine.

6 **THE COMMISSIONER:** Oh, no, no, no, no.

7 If you have something to raise, I do not
8 think, with the greatest respect to Mr. Renshaw, that he
9 should be exposed to this.

10 He has come here in good faith, has given
11 his evidence as best he can. We're in cross-examination.
12 No. If you want to make submissions about something that
13 appeared in the thing, you do it but not through this
14 witness.

15 **MR. LEE:** What I want to know if he has
16 heard anything about it, and if it has influenced him.
17 That's what I want to know. He says he hasn't read it. I
18 want to know if he's been told about it. I want to know if
19 it's had anything to do with anything that's happened here
20 today.

21 That's my only interest. And if it hasn't
22 and he had no idea what was going on, then clearly it's a
23 matter for submissions for me. But I can't -- once Mr.
24 Renshaw leaves, I can't put those questions to him having
25 been here.

1 **THE COMMISSIONER:** Thank you.

2 Mr. Engelmann?

3 **MR. ENGELMANN:** I've now read the article
4 and I think I may understand the concerns Mr. Lee has, but
5 I think those are concerns that should properly be
6 addressed to you.

7 **THE COMMISSIONER:** Yes.

8 **MR. ENGELMANN:** And perhaps parties can make
9 submissions on that with respect to how people respond to
10 evidence or don't with doing things before this Commission
11 rather than in the press. But I don't believe that's for
12 Mr. Renshaw, in my respectful submission.

13 **THE COMMISSIONER:** Thank you.

14 I'm not going to permit you to ask this
15 gentleman questions about that. If you wish, after we
16 finish with you, sir, if you want to make some comments,
17 then the floor is open.

18 **MR. LEE:** In that case, I would like to do
19 nothing more than thank Mr. Renshaw for coming.

20 **THE COMMISSIONER:** Thank you. Mr.
21 Engelmann.

22 **MR. ENGELMANN:** Mr. Renshaw, you'll be happy
23 to hear I have no questions for you.

24 I want to thank you for coming down here and
25 giving your evidence and participating in this process over

1 a long three days.

2 Thanks again, sir.

3 **THE COMMISSIONER:** Mr. Renshaw, did you have
4 any -- and what I want to do before I thank you as well is
5 give you a final opportunity to make any further comments.
6 You're under no obligation to do so, but if you wish to
7 make any comments about this has affected you, or any
8 recommendations you think that you'd want me to consider
9 when I'm writing this up, you're free to let me know.

10 **MR. RENSHAW:** No, not right now.

11 **THE COMMISSIONER:** All right, and I
12 understand it's been a long three days.

13 I'd like to thank you for coming and being
14 patient with us and I appreciate you staying late tonight.
15 I can tell you that your evidence, I will certainly
16 consider your evidence in making my recommendations at the
17 end of this journey.

18 Thank you very much, sir.

19 **MR. RENSHAW:** Thank you.

20 **THE COMMISSIONER:** You may step down.

21 **MR. ENGELMANN:** Sir, it's 6:45.

22 **THE COMMISSIONER:** Yes, I still want to
23 finish off with Mr. Lee, if he wants to pursue this.

24 **MR. ENGELMANN:** Yes, very well.

25 If I could just have one moment? I just

1 need something signed.

2 **THE COMMISSIONER:** Thank you.

3 **MR. LEE:** The issue I wish to address, sir,
4 you now have a copy of the newspaper article?

5 **THE COMMISSIONER:** Just give me a second,
6 okay.

7 (SHORT PAULSE/COURTE PAUSE)

8 ---SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. DALLAS LEE:

9 **MR. LEE:** My concern coming here today
10 without knowing the answer to the question was whether or
11 not Mr. Renshaw had seen this; whether or not it would
12 affect him in any way and my concern was that given the
13 tone of what's here is that it may well have, and it easily
14 could have. We have a party with full standing at the
15 Inquiry, with full rights of cross-examination who had
16 cross-examined Mr. Renshaw prior to releasing a media
17 statement essentially saying that his evidence here was not
18 to be believed.

19 The statement is released while Mr. Renshaw
20 is in the course of his cross-examination; he's coming
21 back. He lives close to the community and my concern is
22 that when we have things like this appearing in the
23 newspaper during the course of the witnesses testimony,
24 somebody who we know is going to come back, there's a very
25 real risk of it influencing that witnesses willingness or

1 ability to tell his story in a forthright manner.

2 THE COMMISSIONER: So your complaint is with
3 the Ministry of the Attorney General?

4 MR. LEE: That's right.

5 THE COMMISSIONER: All right.

6 MR. LEE: Yes, and only with -- I have no
7 problem with The Standard Freeholder receiving a press
8 release and publishing what it says.

9 THE COMMISSIONER: Was it a press release?

10 MR. LEE: I thought it had said in here but
11 perhaps it was just a comment to the press. Maybe perhaps
12 I shouldn't have said "press release". I don't know which
13 one of those two it was. A media spokesperson for the
14 Ministry.

15 THE COMMISSIONER: Right.

16 MR. LEE: So I took that as a media release.

17 THE COMMISSIONER: M'hm. I see, you take
18 things ---

19 MR. LEE: I assumed there, I suppose.

20 THE COMMISSIONER: M'hm.

21 MR. LEE: A comment was made by a
22 spokesperson for the Ministry.

23 And Mr. Rose is quite right that I was
24 contacted for comment and I did my utmost to not comment on
25 the evidence here; to not try to bolster Mr. Renshaw in any

1 way; to not comment on the suggestion, to simply say that
2 the witness box is the proper place and not the newspaper,
3 and I stand by those comments.

4 I wanted it raised and I wanted to canvass
5 with the witness whether or not it affected him and I
6 wasn't able to do that, but I do want to raise it with you.

7 **THE COMMISSIONER:** Thank you.

8 Mr. Scharbach?

9 ---SUBMISSIONS BY/REPRÉSENTATIONS PAR MR. STEPHEN

10 **SCHARBACH:**

11 **MR. SCHARBACH:** As I understand it, Mr.
12 Commissioner, last Wednesday or Thursday The Standard
13 Freeholder reported that the Crown Attorney -- the present
14 Crown Attorney of Cornwall had been linked with a clan of
15 pedophiles and on Friday the Ministry came out with what
16 you read in this report.

17 It was a three sentence press release, as I
18 understand it.

19 **THE COMMISSIONER:** Oh, so it was a press
20 release?

21 **MR. SCHARBACH:** Well, as I understand it. I
22 may -- I'm not quite certain of that but as I understand
23 it, it was a press release. At least The Standard
24 Freeholder was contacted by the Communications Branch of
25 the Ministry to express those three sentences.

1 **THE COMMISSIONER:** And what were the three
2 sentences?

3 **MR. SCHARBACH:** Well you'll see about one-
4 fifth of the way down in quotation marks:

5 "This allegation was thoroughly
6 investigated ..."

7 **THE COMMISSIONER:** "... and was found to be
8 baseless ..."

9 **MR. SCHARBACH:** That was the first sentence.
10 The second sentence:

11 "The allegation will be vigorously
12 denied by Mr. MacDonald."

13 And then four -- four lines down:

14 "The Ministry maintains that he has
15 consistently demonstrated the highest
16 standards of professionalism and
17 integrity."

18 The concern I think from the Ministry's
19 point of view was that these allegations, which were
20 reported baldly in The Standard Freeholder on Wednesday or
21 Thursday, were then floating around in the community.

22 The Crown -- the present Crown Attorney who
23 is still the Crown Attorney -- the situation raised a
24 matter of public confidence and I think what the Ministry
25 is saying here essentially, if you read those, is that the

1 allegation was thoroughly investigated. That's a message,
2 I think, to the community, that to the extent that these
3 allegations have been made before, they've been
4 investigated.

5 The second sentence was that Mr. MacDonald
6 will be testifying and we understand he will testify. And
7 we understand that he'll deny those when he does testify
8 and of course the decision, ultimately, on the facts, will
9 be up to you.

10 But what the Ministry has done was
11 essentially ---

12 **THE COMMISSIONER:** Take the matter to the
13 media. Fight it out in the media.

14 **MR. SCHARBACH:** Well ---

15 **THE COMMISSIONER:** Just like a lot of
16 people.

17 **MR. SCHARBACH:** I think what the Ministry --
18 there's an issue of public confidence here.

19 **THE COMMISSIONER:** Right, right, and so
20 perhaps -- what about with something like this? "We have
21 in the past thoroughly investigated". "Mr. MacDonald will
22 deny but we're going to leave it to the Inquiry to --" you
23 know, and what you've done is expressed a conclusion there
24 that was completely baseless.

25 **MR. SCHARBACH:** M'hm.

1 **THE COMMISSIONER:** Sad. I would think --
2 well, anyway, it doesn't matter what I think. Keep going.

3 **MR. SCHARBACH:** Well, what I'm essentially
4 saying, Mr. Commissioner, is that -- and I understand your
5 comment that perhaps the statement went farther than you
6 would have liked.

7 However, I think what was trying to be --
8 what was -- the attempt was to communicate something in a -
9 - in a terse way which was meant to address any concerns
10 that may have existed in the community right now to the
11 effect that these were -- these allegations have been
12 investigated and that Mr. MacDonald will come here and he
13 will testify. Leaving of course the final decision on what
14 the facts are -- you know -- before you, to you.

15 **--- RULING BY THE COMMISSIONER/DÉCISION PAR LE COMMISSAIRE:**

16 **THE COMMISSIONER:** Thank you.

17 Anyone else want to comment?

18 It's late and so I will be brief.

19 I can tell you that I'm saddened by the
20 manner in which parties here are intent on having this
21 whole process -- no, not this whole process -- some aspects
22 of this, played out in the media.

23 I thought -- I thought I had made it clear
24 to all of the members of the public and to the parties here
25 that what they should look at is what is here, what is

1 happening here, what people say here, and that they were to
2 wait until the end of the Inquiry to see what the
3 conclusions would be.

4 I think as institutions, and the Inquiry is
5 fortunately an institution, I thought we were going to
6 learn from our mistakes. Mistakes of inflaming through the
7 press and that kind of stuff. I thought as institutions --
8 as a public institution, that we would know that things
9 come up but that we would show by example. I guess that's
10 not the case.

11 In any event, I find that I'm certainly not
12 going to put a gag order, nor would I even contemplate
13 putting a gag order on the parties.

14 I would simply ask you to think about the
15 mandate of this thing. What are we doing here? Are we
16 going to get back in and re-fight this whole issue? It's
17 not the issue. The issue is to see what we can do to
18 better this community and to see what happened along the
19 way.

20 And if those are your instructions and
21 that's the way you want to conduct this Inquiry, well then
22 I guess we're going to roll up our sleeves and see where we
23 go.

24 Good night.

25 Tomorrow at 9:30.

1 **THE REGISTRAR:** Order, all rise; a l'ordre
2 veuillez vous lever.

3 This hearing is adjourned until tomorrow
4 morning at 9:30.

5 --- Upon adjourning at 6:56 p.m. /

6 L'audience est ajournee à 18:56

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C E R T I F I C A T I O N

I, Marc Demers a certified court reporter inthe 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, Marc Demers, un sténographe officiel dans la province de l'Ontario, certifie que les pages ci-hautes sont une transcription conforme de mes notes/enregistrements au meilleur de mes capacités, et je le jure.



Marc Demers, CVR-CM