

**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 142

Held at :

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

Friday, September 21, 2007

Tenue à:

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

Vendredi, le 21 septembre 2007

Appearances/Comparutions

Mr. Peter Engelmann	Lead Commission Counsel
Ms. Julie Gauthier	Registrar
Ms. Raija Pulkkinen	Commission Counsel
Ms. Mary Simms	
Mr. John E. Callaghan	Cornwall Police Service Board
Mr. Peter Manderville	
Mr. Neil Kozloff	Ontario Provincial Police
Ms. Diane Lahaie	
M ^e Claude Rouleau	Ontario Ministry of Community and Correctional Services and Adult Community Corrections
Mr. Darrell Kloeze	Attorney General for Ontario
Mr. Peter Chisholm	The Children's Aid Society of the United Counties
Mr. Steven Canto	Citizens for Community Renewal
Mr. Dallas Lee	Victims Group
Mr. David Bennett	The Men's Project
Mr. David Sherriff-Scott	Diocese of Alexandria-Cornwall and Bishop Eugene LaRocque
Mr. Michael Neville	The Estate of Ken Seguin and Father Charles MacDonald
M ^e Danielle Robitaille	Mr. Jacques Leduc
Mr. William Carroll	Ontario Provincial Police Association
Mr. Frank T. Horn	Mr. Carson Chisholm

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DESCRIPTION

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1 --- Upon commencing at 11:02 a.m./

2 L'audience débute à 11h02

3 **THE REGISTRAR:** This hearing of the Cornwall
4 Public Inquiry is now in session. The Honourable Mr.
5 Justice Normand Glaude, Commissioner presiding. Please be
6 seated. Veuillez vous asseoir.

7 **THE COMMISSIONER:** Thank you.

8 Good morning, all.

9 Mr. Engelmann.

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

11 Commissioner.

12 As you know, sir, when we left off
13 yesterday, indicated we'd be coming back this morning to
14 hear from Mr. Dunlop and I'd like to call Mr. Dunlop to the
15 witness stand, if I could.

16 **THE COMMISSIONER:** Thank you.

17 Mr. Dunlop.

18 Good morning, sir.

19 **MR. DUNLOP:** Good morning, Mr. Glaude.

20 **MR. ENGELMANN:** Good morning, Mr. Dunlop.

21 **MR. DUNLOP:** Good morning.

22 **THE COMMISSIONER:** Do you understand you're
23 still under your pledge to tell the truth?

24 **MR. DUNLOP:** Absolutely.

25 **PERRY DUNLOP, Resumed/Sous le meme serment:**

1 **THE COMMISSIONER:** Thank you.

2 **--- EXAMINATION IN-CHIEF/INTERROGATOIRE EN-CHEF PAR MR.**
3 **ENGELMANN (Continued/Suite):**

4 **MR. ENGELMANN:** Mr. Dunlop, as you know, I
5 have a number of questions I'd like to ask you; questions
6 about your interactions with victims and alleged victims of
7 child sexual abuse or sexual abuses as young persons. I'd
8 also like to ask you about some of the interactions you had
9 with various public institutions here in the Cornwall area.

10 You've been asked a couple of times whether
11 you were willing to answer questions of that nature. Sir,
12 I have to ask you that one more time, if this morning you
13 are prepared to answer my questions?

14 **MR. DUNLOP:** I'm not prepared at this time
15 to answer the questions, but I would like to seek leave and
16 get legal counsel and weigh out those options. So I would
17 like to have legal counsel.

18 **THE COMMISSIONER:** Could you bring the mike
19 down, sir?

20 **MR. DUNLOP:** Sure.

21 **THE COMMISSIONER:** Thank you.

22 **MR. DUNLOP:** Is that better?

23 **THE COMMISSIONER:** Yes.

24 **MR. DUNLOP:** Yes, I'd like to seek legal
25 counsel ---

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

2 **MR. DUNLOP:** --- as has been offered and
3 weigh out my options. That's my position right now, that
4 I'd like to.

5 **THE COMMISSIONER:** All right.

6 I guess the question then is one of
7 logistics in the sense that you have, in the legal world
8 "attorned" to the jurisdiction, which means that you have
9 come here. So I am going to have to order you to come back
10 to either testify or to explain what you're going to do.

11 Time is becoming of the essence. So I think
12 what was suggested to you was that you would come back in
13 October sometime. I don't know if that was ever ---

14 **MR. ENGELMANN:** I had some discussions with
15 the parties. I've also had some discussion with the
16 Dunlop's about some dates that we could hear ---

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

18 **MR. ENGELMANN:** --- this evidence on.

19 **THE COMMISSIONER:** All right.

20 In other words, Mr. Dunlop, I'm not opposed
21 -- in fact, I have encouraged, through the letters that Mr.
22 Engelmann has sent you, to get legal counsel. I think
23 that's a very wise move. And that way, whatever you decide
24 is a fully informed decision.

25 I think you should understand that it's my

1 view, and I've told you that before, that it's important
2 for me that you come back. It's important, and I've made
3 that decision, and I will take responsibility for that.

4 So all I need then is a date returnable to
5 give you sufficient time to see a lawyer. If you decide
6 that you are going to testify, I'd like to take that time
7 to be able to have counsel properly prepare you; to show
8 you the documents that you're going to be asked questions
9 about, so that you're not blindsided; so that you are
10 emotionally prepared for this.

11 I think -- we've seen that your wife has
12 testified and I've made my comments about how well, you
13 know, as a human being, that she was able to do that. I
14 want to be able to give you the same chance to do that in a
15 respectful and dignified way.

16 So any suggestions on what we do then?

17 **MR. ENGELMANN:** Sir, the date that I was
18 looking for, if Mr. Dunlop was proceeding with evidence,
19 was the week of October 9th.

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

21 **MR. ENGELMANN:** And then picking up dates
22 the following week, which is a non-hearing week, but we're
23 trying to get back on the schedule that I'd like us to be
24 on.

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

1 **MR. ENGELMANN:** And I'm sure everybody would
2 like us to be on. So I was proposing that the evidence
3 would be the week of the 9th and then the week of the 15th.

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

5 **MR. ENGELMANN:** Thanksgiving being the 8th.

6 **THE COMMISSIONER:** So how much time are we
7 looking at, to have Mr. Dunlop come back?

8 **MR. ENGELMANN:** Well, if Mr. Dunlop were to
9 testify, it's my understanding and my best estimate ---

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

11 **MR. ENGELMANN:** --- would be the chief would
12 be around two-and-a half to three days.

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

14 **MR. ENGELMANN:** It would be my estimate that
15 the cross-examination would be approximately four days.

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

17 **MR. ENGELMANN:** So we'd need seven days.

18 **THE COMMISSIONER:** All right.

19 So I want you to have the full picture of
20 what is going to go on. I don't want you to get blindsided
21 thinking you're coming here for two days and I don't want
22 you to think you're coming here for a month either.

23 My goal is to make sure that the testimony
24 is done efficiently with respect to the wear and tear -- as
25 a police officer, you've testified before?

1 **MR. DUNLOP:** I think once or twice.

2 **THE COMMISSIONER:** Okay.

3 So you know how difficult it is, if you're
4 going to be in a whole day, so I can't promise that we're
5 going to do long nights because I think it's just too much
6 to ask of everybody.

7 So you're going to have to look at seven
8 days, maybe eight as a max. I don't know -- and I'm
9 prepared to accommodate you with respect to that, whether
10 we sit on a Saturday and/or Sunday or if we take those two
11 days off and we continue the next week. I am prepared to
12 look at those things.

13 All right?

14 **MR. DUNLOP:** Right.

15 **THE COMMISSIONER:** So bottom line is, do you
16 feel that you will be in a position to get some advice --
17 well, get some advice and come back for the 9th of October?

18 **MR. DUNLOP:** Yes, I will go to British
19 Columbia and see if I can find a damn good lawyer out there
20 and seek his advice and counsel as we discussed and go from
21 there.

22 **THE COMMISSIONER:** I guess that "damn, good
23 lawyer" expression has taken on a life of its own.

24 **MR. DUNLOP:** It's your mantra now, I guess.

25 **THE COMMISSIONER:** And I'm going to wear

1 that for quite some time, I suppose, but it was an
2 expression that everybody wants a darn good lawyer don't
3 they?

4 **MR. DUNLOP:** Absolutely.

5 **THE COMMISSIONER:** Yes. Anyways, I'll wear
6 that one, too. I'm learning to wear a lot of things.

7 So, sir, I'm going to order you then, as I
8 must, to return here on October 9th at 10 o'clock; 10
9 o'clock because that's Tuesday of the long weekend?

10 **MR. ENGELMANN:** Right.

11 **THE COMMISSIONER:** Okay, at 10 o'clock.

12 I can tell you for the record that I am
13 prepared to entertain whatever accommodations are necessary
14 which would include of course repaying the cost of Mrs.
15 Dunlop to return if she so wishes, and any other expenses
16 with respect to the children and that kind of thing, to
17 make sure that we do this in a respectful and dignified
18 way.

19 Is that all right? Is that understood, sir?

20 **MR. DUNLOP:** Understood.

21 **THE COMMISSIONER:** Are there any questions
22 either one of you would like to ask at this time?

23 All right.

24 For the record, I have instructed counsel --
25 unless somebody else has any comments -- I have instructed

1 counsel that with respect to the preparation, that they
2 will be -- well, I don't like ordering people -- but they
3 will be asked to travel to British Columbia so that you can
4 be at home and make whatever necessary arrangements to
5 minimize the impact on the children and on you. All right?

6 So if there are any other concerns that you
7 have in that light, please make sure you speak to Mr.
8 Engelmann.

9 **MR. DUNLOP:** Thank you.

10 **THE COMMISSIONER:** All right?

11 And before you leave, I also want to see
12 what line of communications you want to use if the
13 telephone is stressful for the children; if we can have
14 some medium by which to communicate with you with respect
15 to the issues that we've outlined.

16 All right? Okay.

17 **MR. ENGELMANN:** I will certainly speak to
18 Mr. and Mrs. Dunlop when we're outside the hearing room,
19 sir, and make sure that we have some way to communicate
20 that respects their privacy.

21 **THE COMMISSIONER:** All right.

22 The other thing is we're going to need some
23 lawyers -- and for scheduling purposes, we're going to need
24 to know by a certain date as to whether or not -- well, I
25 hope that you decide to come because we are going to have

1 other actions and filling in that time, if worse comes to
2 worse, but in any event, you are coming back on the 9th. So
3 we will see you then and we will see where we go then.

4 **MR. DUNLOP:** Okay.

5 **THE COMMISSIONER:** All right. Thank you
6 very much, sir.

7 **MR. DUNLOP:** Thank you.

8 **THE COMMISSIONER:** I take it there is
9 nothing left for us today, Mr. Engelmann?

10 **MR. ENGELMANN:** Well, there was a decision
11 that you might want to release.

12 **THE COMMISSIONER:** Right.

13 **MR. ENGELMANN:** I don't know if you wanted
14 to do that today or not.

15 I recall this is a -- some of our friends,
16 some of the lawyers here, are trying to get back for the
17 Jewish holiday that is at sundown today.

18 **THE COMMISSIONER:** Oh, okay, well, no.

19 **MR. ENGELMANN:** So you may want to leave
20 that.

21 **THE COMMISSIONER:** Let's leave that and I
22 mean I've given my decision and it's just the reasons for
23 it, and I don't think they'll be earth shattering. I want
24 to make sure we do it the next time we are sitting, so that
25 the recommendation for payment for the doctor's reports and

1 those things are done in a timely fashion so that nobody is
2 waiting for their money.

3 **MR. ENGELMANN:** Just for the public then, we
4 are discussing the Leroux decision ---

5 **THE COMMISSIONER:** Yes.

6 **MR. ENGELMANN:** --- on standing and funding
7 and the Leroux decision on funding for the motion to excuse
8 him as a witness. The reasons have been given by you
9 orally, but this is just the ---

10 **THE COMMISSIONER:** Well, not reasons.

11 **MR. ENGELMANN:** Sorry, the decisions, yes.

12 **THE COMMISSIONER:** I have given the
13 decisions that he will not get standing or funding for
14 that; hat I will fund, or recommending funding, for the
15 assistance of his lawyer in arguing the issue of whether or
16 not he should continue to testify and also to pay for the
17 medical examination that I had requested. And so I think
18 that's fair because I don't want to leave anybody out-of-
19 pocket with respect to those matters.

20 **MR. ENGELMANN:** And I would just suggest,
21 just on the record, we will be meeting with counsel perhaps
22 very briefly now to just discuss the week of October 1st.

23 **THE COMMISSIONER:** Right.

24 **MR. ENGELMANN:** And, as is our normal
25 practice, the names of witnesses will be appearing on the

1 website, except those covered by any form of
2 confidentiality, so the media and the public will be aware
3 of who is on the week of October 1st when we are back.

4 **THE COMMISSIONER:** Great.

5 **MR. ENGELMANN:** And, sir, I think we are
6 starting at two o'clock on the first?

7 **THE COMMISSIONER:** Yes, we are.

8 **MR. ENGELMANN:** Okay, thank you.

9 **THE COMMISSIONER:** Thank you, again.

10 Thank you, Mr. Dunlop.

11 **MR. DUNLOP:** Thank you.

12 **THE REGISTRAR:** Order. All rise. À
13 l'ordre. Veuillez vous lever.

14 This hearing is adjourned until October 1st
15 at 2:00 p.m.

16 --- Upon adjourning at 11:14 a.m./

17 L'audience est ajournée à 11h14

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C E R T I F I C A T I O N

I, Sean Prouse a certified court reporter in the Province of Ontario, hereby certify the foregoing pages to be an accurate transcription of my notes/records to the best of my skill and ability, and I so swear.

Je, Sean Prouse, un sténographe officiel dans la province de l'Ontario, certifie que les pages ci-hautes sont une transcription conforme de mes notes/enregistrements au meilleur de mes capacités, et je le jure.



Sean Prouse, CVR-CM