

**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 164

Held at :

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

Tenue à:

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

Wednesday, November 21 2007

Mercredi, le 21 novembre 2007

ERRATA

Volume 161, November 16, 2007

Transcript

Pages 38, lines 12 and 14; page, 40 line 18; page 41, lines 4 and 21; page 43, lines 11, 15 and 25; page 44, lines 6 and 15; page 47, line 16; and page 48, line 17

On each occasion St. Clements or St. Columbus has been used to identify St. Columban's Parish.

Appearances/Comparutions

Mr. Peter Engelman	Lead Commission Counsel
Ms. Julie Gauthier	Registrar
Ms. Maya Hamou	Commission Counsel
Mr. Mark Crane	Cornwall Police Service Board
Mr. Peter Manderville	
Mr. Neil Kozloff	Ontario Provincial Police
Ms. Suzanne Costom	
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
Ms. Helen Daley	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 Scott 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
Mr. Ian Paul	

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1 --- Upon commencing at 9:38 a.m./

2 L'audience début à 9h38

3 **THE REGISTRAR:** The hearing of the Cornwall
4 Public Inquiry is now in session.

5 The Honourable Mr. Norman Glaude,
6 Commissioner, presiding.

7 Please be seated. Veuillez vous asseoir.

8 **THE COMMISSIONER:** Thank you.

9 Good morning, all.

10 Mr. Engelmann, Mr. Guzzo.

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

13 **THE COMMISSIONER:** Good morning.

14 **MR. ENGELMANN:** Good morning, Mr. Guzzo.

15 **MR. GUZZO:** Good morning.

16 **THE COMMISSIONER:** Ready to go?

17 **MR. ENGELMANN:** Yes.

18 Sir, just before we start, just a brief
19 housekeeping matter, if I may.

20 My friend, Mr. Lee, and unfortunately
21 another lawyer -- and I can't remember who it was -- but
22 pointed out a couple of errata from the transcript when Mr.
23 Adams was here.

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

25 **MR. ENGELMANN:** So this would have been

1 Volume 161 of the transcript.

2 **THE COMMISSIONER:** Yes.

3 **MR. ENGELMANN:** And on several occasions Mr.
4 Adams talked about his work or his involvement with St.
5 Columban's Parish and this was written up a few different
6 ways and I just want to, for the record, have that
7 corrected.

8 Page 38, at line 12 and then again at
9 line 14, it's referred to as "St. Clements".

10 **THE COMMISSIONER:** okay?

11 **MR. ENGELMANN:** Page 40, line 18, "St.
12 Clements Parish Centre"; it should have been "St.
13 Columban's".

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

15 **MR. ENGELMANN:** Page 41, line 4, "St.
16 Clements"; it should be "St. Columban's".

17 And again at line 21, it's referred to as
18 "St. Columbus"; again it should always be "St. Columban's".

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

20 **MR. ENGELMANN:** On page 43, on lines 11, 15
21 and 25, again it should be "Columban's".

22 Page 44, lines 6 and 15, again the same
23 change.

24 At page 47, line 16, the same change.

25 And again, page 48, line 17.

1 Those were references to St. Columban's.

2 One other change that I might request, it's
3 at page 92, Mr. Lee is cross-examining Mr. Adams. At the
4 top of the page, line 1, he asks, "You would have been
5 around?"; question.

6 Mr. Adams answers, "He would have been
7 around or I would have been around?" and there's a question
8 mark at the end of that sentence; that question mark
9 shouldn't be there in Mr. Adams' answer.

10 **THE COMMISSIONER:** So I can understand "St.
11 Columban's", but how do we know that question mark
12 shouldn't be there?

13 **MR. ENGELMANN:** Mr. Lee has written to me
14 about it and having reflected upon it, that's how I
15 certainly remember it as well. It was an answer to a
16 question. It wasn't a question back on a question.

17 I think it's an errata.

18 I don't know if anybody has any comments to
19 make on it, but that's certainly my submission to you that
20 it's a mistake, but I could have the court reporter check
21 the tape ---

22 **THE COMMISSIONER:** Yes.

23 **MR. ENGELMANN:** --- to see if there's an
24 inclination, before we count that as an errata for sure; if
25 that could be done?

1 **THE COMMISSIONER:** Yes, please.

2 Thank you.

3 Please report back to me whenever and we'll
4 see where we go on that one.

5 The other ones I don't have any problems
6 with, but that one ---

7 **MR. ENGELMANN:** Yes.

8 **THE COMMISSIONER:** --- we'll see how it
9 goes.

10 Okay, thank you.

11 **MR. ENGELMANN:** "Columban's" is, I believe,
12 C-O-L-U-M-B-A-N-'S.

13 **THE COMMISSIONER:** Thank you.

14 **MR. ENGELMANN:** All right.

15 **THE COMMISSIONER:** So ready to go with the
16 witness?

17 **MR. ENGELMANN:** Yes.

18 **THE COMMISSIONER:** Sir, you understand
19 you're still under oath?

20 **MR. GUZZO:** I do.

21 **THE COMMISSIONER:** Thank you.

22 Mr. Engelmann.

23 --- GARRY GUZZO, Resume/Sous le même serment:

24 --- EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN-CHEF PAR MR.
25 **ENGELMANN (cont'd/suite):**

1 **MR. ENGELMANN:** Mr. Guzzo, yesterday you
2 would have had an opportunity to review Exhibit 975 which
3 was a forensic report, a booklet that was prepared by the
4 witness who was here yesterday, Brian Lindblom. Is that
5 correct?

6 **MR. GUZZO:** Correct.

7 **MR. ENGELMANN:** You were also present, sir,
8 were you not, during his evidence?

9 **MR. GUZZO:** I was.

10 **MR. ENGELMANN:** All right. So I'd like to
11 ask you a few questions about that.

12 Sir, to begin with, Mr. Lindblom told us
13 that he believed that you blacked out or attempted to
14 obliterate names on more than one occasion. In other
15 words, he said there were two different inks and what I
16 want to you ask you, sir, is do you recall black -- I mean,
17 you were the one who blacked out the names?

18 **MR. GUZZO:** I did it, yes.

19 **MR. ENGELMANN:** All right. And did you do
20 it once with two different pens, or did you do it twice?
21 Do you know what I mean? Did you do it on the same day
22 with two different pens or did you do it at two different
23 instances or occasions?

24 **MR. GUZZO:** It was -- if you're looking at
25 the photocopy, it was a working document and I may have

1 done that five or six times, you know, when I was doodling
2 on it and using it as a working document.

3 **MR. ENGELMANN:** I'm talking about ---

4 **MR. GUZZO:** But ---

5 **MR. ENGELMANN:** --- your original notes.

6 **MR. GUZZO:** The originals were -- was also
7 used as a working document to a lesser extent and it may
8 have happened that it happened more than once, more than
9 twice.

10 **MR. ENGELMANN:** Do we have the original
11 notes here, Madam Clerk?

12 When I'm referring to the original notes,
13 I'm referring to C-848C.

14 **THE COMMISSIONER:** The yellow pages.

15 **MR. ENGELMANN:** So just so we're clear, Mr.
16 Lindblom has said that I believe on every "Obliteration" as
17 he called it, there were two sets of ink, possibly three
18 sets of ink; the original ink and two overlays.

19 **THE COMMISSIONER:** At least two overlays.

20 **MR. ENGELMANN:** Yes.

21 Sir, you've told us that the first part of
22 your original notes you prepared in or around October of
23 2000?

24 **MR. GUZZO:** Correct and ---

25 **MR. ENGELMANN:** And the second part, if I

1 remember correctly, was in or around early 2004?

2 MR. GUZZO: Late 2003, early 2004, yeah.

3 MR. ENGELMANN: All right. So do you now
4 recall when it is you blacked out those names and on how
5 many occasions you would have done it?

6 MR. GUZZO: Well, when I blacked them out,
7 I'm not clear. It was some time after. It was some time
8 after. I was using the -- the document when I was talking
9 about the file and about a proposed book on the issue and I
10 was -- if I had to put a time on it, I would have said
11 probably late 2004 or early 2005, but, you know, I'm -- I'm
12 not ---

13 MR. ENGELMANN: But you don't know when?

14 MR. GUZZO: I'm not -- I'm not clear.

15 After -- after I decided to black it out --
16 after I decided to black it out, because I am using it and
17 I am showing it to people and questions are being raised, I
18 continued to use both photocopies and the original on
19 occasion. On occasion, I -- I recall using the original.

20 MR. ENGELMANN: For what purpose?

21 MR. GUZZO: To discuss the chronology and to
22 discuss the documents that I'm using with it, the letters
23 that I've prepared, the letters that I've sent, the
24 responses that I'd received in establishing ---

25 MR. ENGELMANN: And who would you do this

1 with?

2 **MR. GUZZO:** Well, a couple of people that I
3 wanted to help with -- with the book, that I was
4 approaching or had approached me.

5 **MR. ENGELMANN:** Okay. And who is this? You
6 haven't told us about this before. Who's writing this book
7 with you?

8 **MR. GUZZO:** Nobody's writing the book with
9 me.

10 I'm looking for -- for ideas and -- and
11 help. There are people who have been through it before and
12 to see if there's enough there, talking to, you know, that
13 -- talking to them to see if there's a ---

14 **MR. ENGELMANN:** Are you using these notes
15 and showing them to colleagues, MPPs and-or Cabinet
16 Ministers?

17 **MR. GUZZO:** The first ones I probably did.
18 The first ones I probably did when I was using them for the
19 -- for the bills that were coming forward in the house.

20 **MR. ENGELMANN:** The first ones being those
21 notes that you created in or around the fall of 2000?

22 **MR. GUZZO:** Right.

23 **MR. ENGELMANN:** And, sir, do you know why
24 you would have obliterated or attempted to obliterate on a
25 second occasion your original notes?

1 **MR. GUZZO:** Well, I may -- I can't, you
2 know, but I am a -- a bit of a doodler and if I'm sitting
3 there working with them, I may have continued to do it on
4 more than one occasion. It's ---

5 **MR. ENGELMANN:** But do you remember when you
6 would have done it a second or third time?

7 **MR. GUZZO:** Well, when I would be in
8 discussion with people or have them out to review aspects
9 or ---

10 **MR. ENGELMANN:** And you say now that you
11 made several photocopies of the original notes after you
12 blacked them out the first time?

13 **MR. GUZZO:** More likely I made photocopies
14 of the photocopies and when I was going to talk to
15 somebody, gave them a copy of it and that this is the
16 chronology; here are the letters that I sent, you know,
17 give me a hand on what your -- what you think.

18 **MR. ENGELMANN:** Mr. Guzzo, I have several
19 questions for you as a result of what we heard yesterday
20 and to start with, you gave us a number of names, most of
21 which you had pencilled in your original notes. And I
22 believe you told us that the pencilled notes, and some of
23 them were on a circular piece of white paper; correct?

24 **MR. GUZZO:** Correct.

25 **MR. ENGELMANN:** And then those same names we

1 then find on your yellow paper, the original notes, C-848C?

2 MR. GUZZO: Correct.

3 MR. ENGELMANN: And those pencil marks were
4 clearly made by you?

5 MR. GUZZO: Yes, they were.

6 MR. ENGELMANN: And I believe you told us
7 that those pencil marks were made contemporaneously with
8 your obliteration of your original notes. Is that correct?

9 MR. GUZZO: I -- I can't be definite, but
10 they were made -- I remember the Inquiry is called. I have
11 said to the Attorney General, you know, and to the Premier,
12 Mr. McGuinty, that I would not do anything on a book if --
13 if an Inquiry were called. I wasn't going to try and
14 publish a book, you know, during the Inquiry or something
15 like and I put it -- you know, and I'm putting the file --
16 I'm putting the file away at some point in time. And, you
17 know, I think it was probably at that time, that I
18 pencilled in the -- pencilled in the -- the names.

19 MR. ENGELMANN: All right. Well, I think
20 the Inquiry -- and I may be mistaken, I think that there
21 were announcements about the calling of the Inquiry as
22 early as late '94. Of course, there's an Order in Council
23 -- oh, I'm sorry ---

24 MS. DALEY: Two thousand and four (2004).

25 MR. ENGELMANN: Oh, I'm sorry. Yeah, one

1 decade -- as late -- sorry, as early as late 2004?

2 **MR. GUZZO:** I think -- I think there's a
3 meeting here in Cornwall in late '04 that the Attorney
4 General attends, I -- I was invited to, yes.

5 **MR. ENGELMANN:** All right. And then, in
6 fact, the Order in Council is dated in April of 2005. So
7 what I'm trying to get from you, Mr. Guzzo, is when you
8 would have done your pencil marks?

9 **MR. GUZZO:** I can't be any more precise than
10 that, but if you -- if I -- and I'm not going to speculate,
11 but, you know, I'm -- I'm aware now that nothing's going to
12 happen on this -- on this -- anything with regard to a book
13 or anything of that nature that -- in late '04 when I come
14 down here, there's definitely going to be an Inquiry and I
15 have made a commitment that that was, you know, I would not
16 be -- I would not be interested in publishing -- or would
17 not -- would not do something like that.

18 **MR. ENGELMANN:** Well, sir, what I don't
19 understand is -- and I'd -- I'd like an explanation, you
20 heard the expert's report and you heard him describe that
21 several of the names that you pencilled in were not the
22 names under the obliterations or blackouts?

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

24 **MR. ENGELMANN:** And I'd like an explanation
25 for that?

1 **MR. GUZZO:** Well, sir, if you recall, a year
2 and a bit ago when I met with you, and certainly a few
3 months ago, I made it abundantly clear that under no
4 circumstances were people who had given me information --
5 were going to be outed by me. And I think I told you at
6 that time when you asked about notes that I had, I
7 explained to you that I didn't really have notes, I had
8 comments in my -- my day-timers or what have you, but that
9 I had sat down on -- on two occasions and prepared a
10 chronology and I had those for notes.

11 But I also told you that I had codified
12 those in most cases. And I think -- I had a break-in to my
13 law office; had a break-in in -- and we went through this,
14 Mr. Engelmann, in -- I believe it was May of '99. I have a
15 law office on the fourth floor of a commercial building. I
16 have a constituency office on the ground floor. I get a
17 call from a lawyer working for me. She said we've had a
18 break-in. I said, "Any damage?" She said no. She said,
19 "There's no -- no sign of it, but the files have been
20 tampered with. The files have been gone through." I said,
21 "Look, you know, like, go downstairs and tell them -- if
22 there's anybody at the constituency office. Don't do
23 anything. Wait till I get there." I get there, they're
24 already into the constituency office but --

25 **MR. ENGELMANN:** Who's "they"?

1 **MR. GUZZO:** Mr. Grant and probably --

2 **MR. ENGELMANN:** Lawyers of your firm you
3 mean?

4 **MR. GUZZO:** No, these -- this is a
5 constituency office.

6 **MR. ENGELMANN:** Yeah.

7 **MR. GUZZO:** The -- the lawyer is a day by
8 the name of Monica Phillips. And I mean, I'm not expanding
9 this practice. We're coming up to an election. I'm
10 planning on running again and she knows and I know that
11 we're -- I'm getting set to -- to get out of the business.
12 I'm not going to try doing, if I'm elected a second term,
13 doing what I've been doing that first term. And she is
14 looking for other work and a career change. But she
15 notices right away when she goes in. I -- "Is the petty
16 cash taken or...". "No, nothing".

17 I get there. Mr. Grant confirms that files
18 have been gone through, you know, on -- in the constituency
19 office and quite frankly it's a little disturbing. I mean,
20 I'm not doing anything -- I'm not doing criminal law that
21 anything is going to be of concern there. I mean, who's
22 interested in a few divorces and a couple of municipal
23 applications and the things that we were doing?

24 I conclude that this has to be concern for
25 the -- for the political end of it and, quite frankly, at

1 that stage of the game, I've no -- I've lost my
2 parliamentary assistantship and my committee chair.
3 There's only one file that can be of interest. There's
4 only one file that can be of interest.

5 We reported it to the Ottawa police. They
6 tell me to phone the -- my insurance. They don't even
7 trigger to the fact that I'm a practicing attorney; that
8 I'm a -- an elected representative, but the -- the
9 situation from that point forward got much more
10 restrictive, if you follow me. I'm doubly concerned -- I'm
11 doubly concerned. So ---

12 **MR. ENGELMANN:** So let me just stop you for
13 a minute. I want -- I just want to understand what you've
14 just told us. When was the break-in at your office?

15 **MR. GUZZO:** I would say May, '99.

16 **MR. ENGELMANN:** And that was a break-in at
17 your constituency office, at your law office, or both?

18 **MR. GUZZO:** Both.

19 **MR. ENGELMANN:** All right. And you reported
20 it to the Ottawa police?

21 **MR. GUZZO:** Correct.

22 **MR. ENGELMANN:** All right. Now, I'm just
23 trying to understand what that has to do with notes that
24 you tell us that you don't make until the fall of 2000,
25 okay? Because you -- the C-848C are the original notes

1 that you have in front of you right now. You start making
2 them in the fall of 2000. So what does the break-in have
3 to do with those notes?

4 **MR. GUZZO:** Well, I've already started being
5 very careful, even before the break-in, of leaving anything
6 around that will identify a person who has given me
7 information or a person who has claimed to be victim.

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

9 **MR. GUZZO:** I'm already being very, very
10 careful.

11 **MR. ENGELMANN:** And, Mr. Guzzo, you said
12 that you didn't want to give the Commission names that were
13 given to you in confidence, names of alleged victims, and
14 names of whistleblowers?

15 **MR. GUZZO:** That's correct.

16 **MR. ENGELMANN:** All right. And, in fact,
17 you didn't give the Commission any notes with obliterations
18 -- and I'm talking about 848 -- whether it was a fax copy
19 or original notes, until November 8th of this year?

20 **MR. GUZZO:** I believe that's correct, yes.

21 **MR. ENGELMANN:** And in meetings you had with
22 Commission counsel you refused to name names?

23 **MR. GUZZO:** That's correct.

24 **MR. ENGELMANN:** And you did not name them
25 until you were ordered to do so here by the Commission?

1 **MR. GUZZO:** Exactly.

2 **MR. ENGELMANN:** All right. So that's out of
3 the way. Now, let's get back to my question.

4 And my question is you gave us some names
5 the other day after the Commissioner ordered you to;
6 correct?

7 **MR. GUZZO:** Right.

8 **MR. ENGELMANN:** And those were names that
9 you had -- in the main those were names that you had
10 pencilled. You gave us a few other names as well. Is that
11 correct?

12 **MR. GUZZO:** I believe so, yes.

13 **MR. ENGELMANN:** For example, the name of the
14 Cornwall lawyer, and there were some other people that --
15 they weren't blackouts on your notes, but that you were
16 asked to give us those names and you gave those names?

17 **MR. GUZZO:** Well, those names weren't in the
18 notes.

19 **MR. ENGELMANN:** Fair enough.

20 **MR. GUZZO:** Right. Okay.

21 **MR. ENGELMANN:** Fair enough.

22 Why is it -- and this is what I'm seeking
23 the explanation for -- why is it that, at least in some
24 cases, the names you gave us the other day in the in camera
25 session, don't match with the names underneath the

1 blackouts?

2 **MR. GUZZO:** Because I did not -- in case --
3 in a case of a situation where I inadvertently release them
4 or if I was faced with another situation where I was faced
5 with in May of '99 or thereabouts, I didn't want those
6 names to become public. I didn't want anybody to know
7 those names.

8 **THE COMMISSIONER:** I guess the question
9 should have been maybe, I want to know what's exactly
10 underneath those blackouts?

11 **MR. GUZZO:** There are names of football
12 players. There are names of friends of mine. There are
13 names of people I know that I used to relate to the
14 individuals who I'm trying to protect.

15 **MR. ENGELMANN:** All right. So let me just
16 understand.

17 You're saying the names you gave us just the
18 other day when the Commissioner ordered you to give them,
19 those are the actual names of the people that you met with?

20 **MR. GUZZO:** Very definitely.

21 **MR. ENGELMANN:** But they don't necessarily
22 match with the names under the redaction?

23 **MR. GUZZO:** The only ones that match are
24 people who -- I think in -- to be fair in the first
25 instance, where I use the -- the names of three of the

1 individuals, they wanted to be named. You know, they had
2 no qualms whatsoever about -- about being identified. I
3 think they had spoken openly about wanting to be identified
4 and wanting to be involved in a civil suit and the like,
5 and my recollection is the second threesome that came right
6 after them were the same.

7 **MR. ENGELMANN:** Mr. Guzzo, if -- if you
8 didn't use their real names in your notes, why is it that
9 you felt it necessary to blackout not once, but at least
10 twice, a name that isn't even the name of the person?

11 **MR. GUZZO:** Well --

12 **MR. ENGELMANN:** Why was that necessary?

13 **MR. GUZZO:** I mean --

14 **MR. ENGELMANN:** I --

15 **MR. GUZZO:** --- first of all, when I'm using
16 the notes in either file, either the originals or the --
17 you know, I've taken them back and forth, I guess, some of
18 the names to the people I'm talking about are being
19 recognized. I mean, some of these people who have had
20 experience publishing or writing a book are known to me
21 over the years and the people's names that I'm using,
22 friends of mine are known to them, and questions are, you
23 know, are being asked. And I'm realizing, you know, I
24 might be doing more harm than good here and I'm, you know,
25 I -- I don't think I made a smart move in -- in using some

1 of the names and I get rid of.

2 **MR. ENGELMANN:** Well, why -- why don't you
3 just keep your original notes in an unaltered stated, in a
4 safe place, and work off a photocopy?

5 **MR. GUZZO:** In retrospect, maybe that's what
6 I should have done, I'm sorry. Yeah.

7 **THE COMMISSIONER:** So what you're telling me
8 then is that you used a code name to reflect -- and so
9 let's assume you used the name of a football player. How
10 would it relate to the person that -- how would it click
11 your memory to remind you of who it was?

12 **MR. GUZZO:** Does -- I make a list or
13 something and I -- I keep a list of the name -- the name
14 I'm using and who the individual is I'm protecting.

15 **THE COMMISSIONER:** Well, where's the list?

16 **MR. GUZZO:** Well, I would have thought it
17 was in the file, but I -- I may have got rid of it when I
18 put the names down on the -- pencilled them in on -- on the
19 document or kept this -- the list that I prepared. I don't
20 know, but I haven't -- if it wasn't scanned I -- I haven't
21 -- I haven't got it. It -- everything I have is in that --
22 is in that file that I turned over -- the files I turned
23 over.

24 **THE COMMISSIONER:** Okay.

25 **MR. ENGELMANN:** So it's your evidence today

1 that those pencilled notes that were made sometime -- and
2 again, I know you don't know the date, but in approximately
3 late '94, early '95 -- oh, I'm sorry. I'm in Cornwall,
4 it's 2007, I apologize.

5 (LAUGHTER/RIRES)

6 MR. ENGELMANN: Mr. Guzzo, the pencilled
7 notes that you made in late 2004, early 2005, are accurate
8 with respect to who the real person is that you met with on
9 those occasions. That's your best evidence?

10 MR. GUZZO: It is, and I have to say I have
11 one qualification and I don't know whether to make it now
12 or when we get to it and if -- if we ever get to the ---

13 MR. ENGELMANN: We will get to the rest of
14 your story ---

15 MR. GUZZO: All right.

16 MR. ENGELMANN: --- I promise you that.

17 MR. GUZZO: I just want to say there is one
18 I'm questioning, I'm questioning.

19 MR. ENGELMANN: All right. Well, when we
20 get to that one you'll let me know?

21 MR. GUZZO: I will.

22 MR. ENGELMANN: All right. I'll just be a
23 minute, sir.

24 THE COMMISSIONER: Sure.

25 I understand, Mr. Guzzo, that this may be a

1 side issue to the story that you want to give. The
2 difficulty that I'm having, of course, is that you've
3 indicated that you will not give us the names of -- of
4 folks. I've ordered you to do that, and then we have this
5 -- maybe a red herring, but the fact is that I would have
6 hoped that -- but for our expert we would not have
7 understood that fact that you had -- that you claim that
8 you have code names underneath. And some cynical people
9 might say that -- question whether or not you've given us
10 the names that were underneath there and a proper
11 explanation. So that's the difficulty we have right now.

12 **MR. GUZZO:** I made it clear and I told --
13 you know, up until -- up until the time I faxed the
14 material over, I had contacted a number of -- I mean, I
15 don't want to -- I'm not trying to make the argument again,
16 but I had contacted a number of civil liberty groups and
17 Democracy Watch and a few places like that where I thought
18 that they would be interested in taking the argument on
19 behalf of the individuals in question, but they -- there
20 was little or no interest.

21 **MR. ENGELMANN:** Sir, again, I don't want to
22 spend a lot of time on this, but there's no question that
23 you didn't want to give us those names.

24 What we want to know is why the
25 obliterations, why the lists, why the differences and

1 that's why we've done what we've done? Fair enough?

2 **MR. GUZZO:** Well, I understand that, but I
3 also would like to just make the comment that I was out of
4 the room. I was asked to leave the room on -- I think it
5 was -- I forget which day last that week, and I was not
6 aware -- I was not aware of what was going on. I was not
7 here when the issue was raised and debated.

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

9 But you -- sir, you were here and you were
10 asked questions about blackouts on sheets and we went
11 through this exercise of trying to identify them. We then
12 sent you for your original notes. You knew there was an
13 issue about the names under those redactions; fair enough?

14 **MR. GUZZO:** Well, I don't know that I did.
15 I mean, I -- no, I can't honestly say that -- I was
16 prepared to get -- once I was ordered to, I was prepared to
17 give you the names, end of discussion.

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

19 And those are the names that you've given
20 us?

21 **MR. GUZZO:** Those are the names that --
22 on -- in October of 2000 and later in the year in 2003,
23 that there -- early 2004, that I -- I recollect were the
24 ones.

25 **MR. ENGELMANN:** But the people you met with,

1 sir, you met with in late '95, '96, '97, '98, into '99.
2 That's some four or five years or more before you pencilled
3 those names?

4 **MR. GUZZO:** That's correct, yes.

5 **MR. ENGELMANN:** So there's a possibility,
6 would you not agree, that you might have made a mistake --
7 -

8 **MR. GUZZO:** I guess I could have.

9 **MR. ENGELMANN:** --- on one or more of those
10 names?

11 **MR. GUZZO:** I could have made a mistake,
12 you're right, but I could also have made a mistake in 2000
13 when I was, you know, going back to '96 and '97, yeah.
14 Yeah, I'm human; I could have made mistake.

15 I'm telling you I think there was one where
16 I -- I may have misstated somewhat.

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

18 And you agree that -- sorry?

19 **MR. GUZZO:** And, you know, let me tell you
20 that, if you want to tell me that -- and I haven't got the
21 list in front of me, but the November '96 at the Parkway
22 Motel ---

23 **MR. ENGELMANN:** Yes.

24 **MR. GUZZO:** You know?

25 **MR. ENGELMANN:** The first page of your

1 original notes.

2 MR. GUZZO: Yeah, if you were tell -- you
3 know, if you ---

4 MR. ENGELMANN: Bottom of the page.

5 MR. GUZZO: If somebody said to me, "Well,
6 that was the dinner of '97," you know, I -- I could be -- I
7 could be challenged on that. I mean, but I don't think so.
8 To the best of my knowledge, the best of my -- you know, I
9 ---

10 MR. ENGELMANN: But your memory about that
11 date would have been better in October of 2000 than it is
12 today, correct?

13 MR. GUZZO: You know how many times I've
14 asked that question to witnesses when I was on the Bench
15 and, yes, the answer in most circumstances is definitely
16 yes. It's fresher -- unless you've had open-heart surgery,
17 unless you've had open-heart surgery, and I tell you
18 something that, your memory is -- is
19 non-existent for a month or two after and it gradually
20 comes back and, you know, I just qualify it, but by and
21 large, I would agree with you. By and large, I would agree
22 with you, but it is a harrowing experience. And I
23 had ---

24 THE COMMISSIONER: I'm sorry, have you had
25 open-heart surgery?

1 MR. GUZZO: Yes, in the ---

2 THE COMMISSIONER: Okay.

3 MR. GUZZO: --- the summer of '99.

4 THE COMMISSIONER: All right. Okay.

5 MR. GUZZO: The summer of '99.

6 THE COMMISSIONER: Okay.

7 MR. ENGELMANN: Okay. Sir, do you remember
8 if on a photocopy of those original notes that you -- you
9 faxed us a photocopy of those original notes, correct?

10 MR. GUZZO: Yes.

11 MR. ENGELMANN: Did you, on that photocopy
12 or a previous version of that photocopy, also further
13 blackout -- not different blackouts, but just a little bit
14 more blackout?

15 MR. GUZZO: It's very possible. I'm a
16 doodler and when I'm sitting down, yeah, it's very
17 possible.

18 MR. ENGELMANN: Do you still have -- or do
19 you have with you the photocopy that you would have faxed
20 to us?

21 MR. GUZZO: I have -- I don't have it and
22 I'm surprised it wasn't in the file. You called me this
23 morning at home.

24 MR. ENGELMANN: Yeah.

25 MR. GUZZO: I took a quick look for it. I

1 would have thought it was in the file. It wasn't in the
2 file. I ---

3 **MR. ENGELMANN:** Well, if you're able to find
4 it this evening, if you can bring it tomorrow? But what
5 you're saying is you may well have added further blackout
6 on a photocopy? Is that possible?

7 **MR. GUZZO:** Very possible.

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

9 So you've given evidence already now about
10 meetings you had in December of '95, January of '96 and
11 November of '96 and individuals you met with on those
12 occasions?

13 **MR. GUZZO:** That's correct.

14 **MR. ENGELMANN:** And we've now had this
15 expert come and talk to us about names. Has -- does any of
16 the evidence you've given us change as a result of what
17 we've learned?

18 **MR. GUZZO:** Not as a result of what you've
19 done.

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

21 So what you told us about who you met with
22 on those days, that is your evidence?

23 **MR. GUZZO:** To the best of my belief, that's
24 the truth.

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

1 I believe, sir, when we last we're asking
2 you essentially about the chronology of events, you told us
3 that you went to Fort Lauderdale, Florida and this would
4 have been now -- I just want to make sure I got my years
5 right. This is in the winter of '96-'97. So this would
6 have been early in 1997. And if you need to refer to 848
7 or not -- I'm not sure, but, sir, I understand that you
8 went back to Fort Lauderdale most winters? Perhaps you
9 still do?

10 MR. GUZZO: Yes, that's correct. I might
11 just tell you, I don't have the Book of Documents.

12 MR. ENGELMANN: All right.

13 Sir, there have been a number of exhibits
14 since then. Your condensed notes ---

15 MR. GUZZO: Thank you.

16 MR. ENGELMANN: --- were 847, your most
17 condensed. And the longer form notes were 848, with the
18 (a), (d), (c).

19 MR. GUZZO: Yes.

20 MR. ENGELMANN: All right.

21 So you told us, I believe -- I think this is
22 approximately where we left off -- that you went back to
23 Florida in early 1997?

24 MR. GUZZO: I believe that's correct, yes.

25 MR. ENGELMANN: And you looked up, if I

1 remember, the retired police officer that you had met the
2 previous year?

3 MR. GUZZO: I did.

4 MR. ENGELMANN: And you had more information
5 about goings on in Cornwall when you saw him in early '97?

6 MR. GUZZO: Yes.

7 MR. ENGELMANN: Fair enough?

8 MR. GUZZO: Correct.

9 MR. ENGELMANN: And why is it you wanted to
10 speak to him?

11 MR. GUZZO: Well, he had piqued my interest
12 with some comments he made about -- about the -- the strip
13 and about people from -- from Cornwall. His first question
14 to me when I first met him was how far are you from
15 Cornwall?

16 MR. ENGELMANN: And he told you about -- and
17 I think you told us this, individuals coming down from
18 Cornwall and staying at or near a pedophile strip?

19 MR. GUZZO: Yes, from -- and he described it
20 as a -- a meeting place, but they came from all over.

21 MR. ENGELMANN: Right.

22 MR. GUZZO: And this was on him.

23 MR. ENGELMANN: And so what -- what did you
24 do with him in early '97?

25 MR. GUZZO: Well, after a golf game, one of

1 these deals where you show up early at the course and just
2 match -- get a good rate if you tee off before 8 o'clock.
3 I offered to buy him lunch. He had -- he had told me about
4 the -- about the former employee or president of the -- one
5 of the motels who had registration slips. He thought I
6 might be interested in them. I said -- I went and -- I
7 think we drove by the -- the strip. I had never really
8 been on it. It's --

9 **MR. ENGELMANN:** Was this during the day or
10 was this ---

11 **MR. GUZZO:** Around lunchtime.

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

13 **MR. GUZZO:** It's now lunchtime.

14 **MR. ENGELMANN:** So were there -- was it
15 obvious to you at that time of day that it was a pedophile
16 strip ---

17 **MR. GUZZO:** No, no.

18 **MR. ENGELMANN:** --- if I can use that or ---

19 **MR. GUZZO:** Very -- very quiet, but I just
20 wanted to have a look at the hotels. Position them or, you
21 know, I don't know why.

22 **MR. ENGELMANN:** Did you enter either of --
23 or more of these?

24 **MR. GUZZO:** Didn't get out of the car.

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

1 **MR. GUZZO:** Didn't get out of the car. I
2 don't ---

3 **MR. ENGELMANN:** So did you see the Saltaire
4 Motel?

5 **MR. GUZZO:** I did.

6 **MR. ENGELMANN:** Did you see the Marlin
7 Beach?

8 **MR. GUZZO:** I did.

9 **MR. ENGELMANN:** Were there any other hotels
10 or motels you were shown?

11 **MR. GUZZO:** There was one other one on the -
12 - on the strip down at the corner. I -- I didn't pay --
13 you know, I didn't ---

14 **MR. ENGELMANN:** This is in or around a
15 street by the name of Birch?

16 **MR. GUZZO:** It's on -- they are on Birch
17 Avenue, I think.

18 **MR. ENGELMANN:** All right. So did you speak
19 to anyone at any of those hotels or motels?

20 **MR. GUZZO:** No.

21 **MR. ENGELMANN:** All right. And where did
22 you go after that?

23 **MR. GUZZO:** We headed towards a place called
24 Wilton Manors. We had some lunch and went over to a home
25 in Wilton Manors and met with this chap.

1 **MR. ENGELMANN:** All right. Now, did you
2 ever meet with the owner of the Saltaire Motel, a fellow by
3 the name of Blagoja Cvetkovsky?

4 **MR. GUZZO:** No, I don't think so.

5 **MR. ENGELMANN:** That's my best effort. All
6 right. So who is it you met with then, sir? You've
7 mentioned an employee or ---

8 **MR. GUZZO:** I think he had been a -- an
9 employee of the hotel and I think he was still the
10 bookkeeper for the owner or former owner.

11 **MR. ENGELMANN:** Okay. And do you remember
12 his name?

13 **MR. GUZZO:** I got a very, very vivid picture
14 of his face in -- in my mind, but I cannot recall the name.
15 I think I only got his first name and I can't recall.

16 **MR. ENGELMANN:** Did you go to his home or
17 his apartment?

18 **MR. GUZZO:** To his garage. Attached to his
19 home.

20 **MR. ENGELMANN:** All right. And what is it
21 that you did there and who were you with?

22 **MR. GUZZO:** Well, Dixon, the former police
23 officer, is -- introduces us and he tells him who I am,
24 where I'm from and I'm interested in people from -- from
25 Cornwall, and he has -- he has a couple of registration

1 slips. He knows I'm coming. He knows, you know -- he
2 knows we're -- we're coming. And he has some registration
3 slips and I observed a number of them. And the
4 conversation gets around to how much they're worth.

5 **MR. ENGELMANN:** And -- okay. And so what --
6 what is your impression of what this individual wants from
7 you?

8 **MR. GUZZO:** Well, I -- I think they're
9 looking to -- they -- I think he's looking to sell. He
10 thinks I'm interested in having these for whatever reason.

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

12 **MR. GUZZO:** And ---

13 **MR. ENGELMANN:** And does he have more than
14 the few he shows you?

15 **MR. GUZZO:** He says he does. He says
16 he ---

17 **MR. ENGELMANN:** Right. You actually see
18 other files or boxes?

19 **MR. GUZZO:** There are many boxes. Many
20 boxes around in this garage.

21 **MR. ENGELMANN:** And do you purchase any of
22 these registration slips or copies from him?

23 **MR. GUZZO:** No, I don't even get into
24 question of value or how much the asking price is. I get
25 out of there rather quickly.

1 **MR. ENGELMANN:** Before you get out of there
2 you are shown some of these copies or registration slips?

3 **MR. GUZZO:** I saw four.

4 **MR. ENGELMANN:** And I believe you may have
5 told us this already, but you identified some names from
6 those slips?

7 **MR. GUZZO:** I did.

8 **MR. ENGELMANN:** And one of those was a name
9 of somebody who has a moniker here. Is that correct?

10 **MR. GUZZO:** I believe ---

11 **MR. ENGELMANN:** And, I don't know, does Mr.
12 Guzzo have the list of monikers?

13 **MR. GUZZO:** Excuse me. Thank you.

14 Yeah, the first one was -- well, let's
15 start. C-8 -- C-8 was there.

16 **MR. ENGELMANN:** I think you gave us a couple
17 of names that were not on this list.

18 **THE COMMISSIONER:** Leroux and MacDonald?

19 **MR. GUZZO:** I'm sorry?

20 **THE COMMISSIONER:** You gave us the names
21 last -- last time you testified. There was C-8, there was
22 Leroux and there was one from MacDonald.

23 **MR. GUZZO:** Correct.

24 **THE COMMISSIONER:** Malcolm MacDonald.

25 **MR. GUZZO:** And a fourth name that I showed

1 you that hasn't been given a moniker.

2 **THE COMMISSIONER:** Oh, yes, that's the one
3 he wrote for you. I thought we had given him a moniker.

4 **MR. ENGELMANN:** Oh, that's right. That was
5 right at the end. I'm ---

6 **MR. GUZZO:** I don't see it.

7 **THE COMMISSIONER:** Okay.

8 **MR. ENGELMANN:** Could you write that name
9 down for me again, sir, I apologize.

10 **MR. GUZZO:** I'm not sure of the spelling of
11 the last name, but it's -- I've got it very close.

12 **MR. ENGELMANN:** I think I was attempting to
13 show it to counsel when we broke, so this is where we were.

14 Perhaps for the time being, sir, I -- it's
15 some name I'm going to have to make inquiries about that
16 I'm not familiar with.

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

18 **MR. ENGELMANN:** We could give it a temporary
19 moniker if no one has any objections?

20 **THE COMMISSIONER:** All right.

21 **MR. ENGELMANN:** I'm passing the name --
22 well, you know what, I'll pass the name around and ---

23 **THE COMMISSIONER:** Well, is the name -- the
24 name is on your unofficial translation, isn't it --
25 transcription rather? If we look at 848A?

1 **MR. ENGELMANN:** Actually, you're correct,
2 sir.

3 **MR. GUZZO:** It is, yeah.

4 **THE COMMISSIONER:** Okay. So we've got the
5 name there, so what we'll do is we'll have to go into ---

6 **MR. ENGELMANN:** We also have C-8 written
7 there.

8 **THE COMMISSIONER:** No, I understand that.

9 **MR. ENGELMANN:** Yeah.

10 **THE COMMISSIONER:** I understand that. And
11 just for the purposes of the record I now know what the
12 name is.

13 **MR. ENGELMANN:** Yes.

14 **THE COMMISSIONER:** So when we go into -- to
15 in camera, we'll vocalize the name and that's the name
16 we're going to put on.

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

18 **THE COMMISSIONER:** We'll give him a moniker.
19 So for the -- where are we on monikers?

20 **MR. ENGELMANN:** This would be C-44.

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

22 **THE REGISTRAR:** C-46.

23 **THE COMMISSIONER:** Forty-six (46), yeah.

24 All right.

25 So for the purposes of your testimony, Mr.

1 Guzzo, C-46 is going to be that last person you've got
2 named there And the name that you've written down. Is that
3 correct, Mr. Engelmann?

4 **MR. ENGELMANN:** Yes.

5 **THE COMMISSIONER:** Okay. Good. Let's carry
6 on.

7 **MR. ENGELMANN:** All right. So you don't get
8 into a discussion of price. How is it that you believe
9 this individual wants money ---

10 **MR. GUZZO:** Well ---

11 **MR. ENGELMANN:** -- for these registration
12 slips? Does he actually say that?

13 **MR. GUZZO:** I -- I may have asked if I could
14 get copies.

15 **MR. ENGELMANN:** Yes.

16 **MR. GUZZO:** You know, and he told me they
17 were expensive or something to that effect. And I do ---

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

19 **MR. GUZZO:** --- I got the message. I got
20 the message.

21 **MR. ENGELMANN:** All right. Did you have any
22 discussion with your -- your acquaintance, the retired
23 police officer, about it after you left?

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

25 **MR. ENGELMANN:** And was there any further

1 discussion about whether this was right or what was next?

2 THE COMMISSIONER: What was the discussion
3 about?

4 MR. ENGELMANN: Yeah.

5 THE COMMISSIONER: What conversation did you
6 have with -- I forget. What's his name?

7 MR. ENGELMANN: Dickson.

8 MR. GUZZO: Dickson, Dickson. I never
9 called him that but a big Irish guy. Anyway, I told him I
10 thought he was on commission and I wasn't very pleased.

11 THE COMMISSIONER: That who was on
12 commission?

13 MR. GUZZO: That he was.

14 THE COMMISSIONER: That Dickson was?

15 MR. GUZZO: Yeah.

16 THE COMMISSIONER: Oh, okay.

17 MR. GUZZO: And that I wasn't overly
18 pleased.

19 THE COMMISSIONER: Okay. And what did he
20 say?

21 MR. GUZZO: Well, he denied it and ---

22 THE COMMISSIONER: Okay.

23 MR. GUZZO: --- you know. I mean, ---

24 MR. ENGELMANN: So you suggested or you
25 asserted that he was going to get some money back if you

1 purchased things?

2 MR. GUZZO: Well, the feeling I had that I
3 was brought there because I might have an interest and I
4 would be willing to -- might be one who was, you know --
5 you know, I was uncomfortable.

6 MR. ENGELMANN: All right.

7 MR. GUZZO: I was uncomfortable and I wasn't
8 pleased with his involvement; if I had misread it ---

9 MR. ENGELMANN: All right.

10 And he denied that, but ---

11 MR. GUZZO: He did.

12 MR. ENGELMANN: All right.

13 Did you ever return back to that
14 bookkeeper's home?

15 MR. GUZZO: No.

16 MR. ENGELMANN: Now, that summer, the summer
17 of 1997, did you have any further meetings or discussions
18 with alleged victims of abuse?

19 MR. GUZZO: I feel certain that I did. I
20 made a note about one in July, one or two in July.

21 MR. ENGELMANN: In July, your notes -- and
22 I'm looking at the originals; 848C or copy thereof --
23 indicate you meet with "threesome".

24 MR. GUZZO: Yes.

25 MR. ENGELMANN: And it says "Day-Timer ref".

1 MR. GUZZO: Yes.

2 MR. ENGELMANN: Do you recall any of those
3 names?

4 MR. GUZZO: I'm looking for the -- were they
5 given -- yes, ---

6 MR. ENGELMANN: You have redactions next to
7 two that you meet with in August.

8 MR. GUZZO: Right.

9 MR. ENGELMANN: I'm wondering about the July
10 one.

11 MR. GUZZO: Oh, I see.

12 No, I don't. I have ---

13 MR. ENGELMANN: You have no recollection of
14 who the alleged victims were, who the alleged perpetrators
15 were or any of the circumstances; ---

16 MR. GUZZO: No, ---

17 MR. ENGELMANN: --- is that what you're
18 saying?

19 MR. GUZZO: --- I do not. I do not.

20 MR. ENGELMANN: And then in August, we have
21 two redactions. You gave us the name for one, publicly,
22 and there's no moniker; it's a Mr. Sheets.

23 And I believe you have the name
24 "Barque-P.O." next to it; do you recall what that's
25 referring to, sir? Or were you told anything about someone

1 by the name of "Barque"?

2 MR. GUZZO: I was -- I want to say at this
3 time that I have a picture in my mind of the second person,
4 C-31, very clear image of this person and some recollection
5 of what this person told me.

6 I can't picture this other person. And
7 there is, for a long period of time, around my office, a
8 file in the name of this man and it's a very, very
9 descriptive file.

10 MR. ENGELMANN: This is one of the alleged
11 victims?

12 MR. GUZZO: The one that you name -- that
13 you named, it doesn't have a moniker.

14 THE COMMISSIONER: Mr. Sheets.

15 MR. GUZZO: Sheets, yeah.

16 And -- but I can't picture this person and
17 there's a file.

18 If there's a file left at the office, my
19 first reaction is it's got to be 99 percent that I didn't
20 see that person because I don't let them leave files.

21 But I have, as I say, a very strong -- I've
22 read that file and I mean -- and I'm telling the staff,
23 "Get rid of it. I don't want people leaving that material
24 here. They're going to be back wanting to know why -- what
25 we're doing for them. I'm not advocating for them. I'm

1 trying to keep this at a different level."

2 And it seems to me that we tried to -- to
3 send it back. We had an address in western Ontario, if I'm
4 not mistaken. I got thinking of Windsor or something, and
5 the thing keeps coming back. It keeps ending up on my desk
6 and then being put in a deposit file, you know.

7 But it is -- I've read that file a number of
8 times. I know the allegations. They refer to a probation
9 officer by the name of Barque.

10 **MR. ENGELMANN:** Nelson Barque?

11 **MR. GUZZO:** Yes.

12 And they are detailed. They are detailed --
13 there's a -- you know, there's a document in there. I
14 don't ---

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

16 You don't have to go there, Mr. Guzzo.

17 **MR. GUZZO:** All right.

18 **MR. ENGELMANN:** What I want to know from ---

19 **MR. GUZZO:** But the point I'm trying to make
20 is, it's all -- I could have met with this person and then
21 he came back with the file and left the file, but I don't
22 remember him, so -- but I do remember the story.

23 **MR. ENGELMANN:** All right.

24 Do you remember two individuals coming to
25 meet with you, alleging they were victims of Nelson Barque,

1 in August of '97?

2 MR. GUZZO: Yes, I do.

3 MR. ENGELMANN: All right.

4 And you've made the comment in quotes,
5 "spaced out"; do you see that?

6 MR. GUZZO: Yes.

7 MR. ENGELMANN: Why did you write that?

8 MR. GUZZO: Well, the second person, C-31,
9 was not in the best of condition when he appeared before
10 me.

11 MR. ENGELMANN: So he was under the
12 influence of alcohol or drugs or ---

13 MR. GUZZO: Something.

14 MR. ENGELMANN: --- something like that?

15 MR. GUZZO: Something, yes. I think, I
16 believe.

17 MR. ENGELMANN: Now, with those two or the
18 other three that you can't remember, did you solicit those
19 visits or do you know how they came to see you?

20 MR. GUZZO: I do not. I don't recall.
21 I certainly did not solicit. I think I can state
22 categorically that I never sought out or asked anyone to
23 come and see me or bring me anything in terms of ---

24 MR. ENGELMANN: Now, you've told us in the
25 past that you didn't take statements, affidavits and/or

1 documents from these alleged victims, and with the
2 exception of the one who may have left a file at some point
3 and you tried to return it, is that true, that you wouldn't
4 have taken statements, affidavits or documents from them?

5 MR. GUZZO: That is true, with the exception
6 of the documents that Dunlop left for me.

7 MR. ENGELMANN: I'm sorry?

8 MR. GUZZO: With the exception of the
9 documents that Dunlop left at my office.

10 MR. ENGELMANN: Yes, okay. I'm just talking
11 about the alleged victims.

12 MR. GUZZO: Yes.

13 MR. ENGELMANN: These here.

14 MR. GUZZO: No, no, I'm ---

15 MR. ENGELMANN: And did you provide these
16 individuals with some advice? Because you talked to us
17 earlier about providing some advice to individuals when
18 they would come to see you.

19 MR. GUZZO: Very early on I'm telling people
20 and I'm convinced from watching what I've seen in the
21 Phoenix file and New Orleans, that a civil suit is the way
22 to go and I'm telling them to -- if they haven't reported
23 it, no matter how long it is, they should report it to the
24 police. Even if it's 20 years, go on record with it so
25 there's a record of them.

1 And I think in cases where their
2 recollection is clear and they seem confident enough to
3 seek out counsel; seek out counsel with regard to a civil
4 suit.

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

6 So you're mentioning report, you're
7 mentioning to seek counsel.

8 Are you referring them to a specific lawyer
9 or are you just telling them they should get a lawyer?

10 **MR. GUZZO:** At some point in time, a lawyer
11 in Ottawa becomes known to me that he's trying to get a
12 class action started against certain agencies, one of which
13 I think is the Ontario government, over probation officers,
14 and I have given that name out.

15 **MR. ENGELMANN:** Would that be Mr. Yegendorf?

16 **MR. GUZZO:** That's who it is, yes.

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

18 **MR. GUZZO:** But I don't know that I ever
19 gave out any other names, although I may have picked up my
20 Carleton County list and ticked off some names for them and
21 suggested that they might want to talk to this person or
22 that person, but I don't -- you know, I don't recall.

23 But I do recall telling people who were
24 naming probation officers that Yegendorf was, to my
25 knowledge, preparing a class action or some form of action,

1 I ---

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

3 In the spring and/or fall of that year,
4 1997, did you speak with any local area MPPs? When I say
5 local area, I mean an MPP for Cornwall or the surrounding
6 area.

7 **MR. GUZZO:** No, I -- I think I had -- by
8 that time I had started to raise it with our member, the
9 Minister of Agriculture, Mr. Villeneuve, and I had also
10 spoken with the Brockville member who was the Solicitor
11 General for the government, Mr. Runciman, and I had spoken
12 with John Cleary whose riding encompassed Cornwall. It
13 didn't include Cornwall, but the agricultural community
14 around Cornwall.

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

16 So let's start with him, Mr. Cleary; he as
17 the MPP for Cornwall?

18 **MR. GUZZO:** No, the county around it.

19 **THE COMMISSIONER:** The belt -- the belt
20 surrounding Cornwall.

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

22 And the Minister of Agriculture; was that
23 Mr. Villeneuve?

24 **MR. GUZZO:** Correct.

25 **MR. ENGELMANN:** And he was the MPP for what

1 riding?

2 MR. GUZZO: Cornwall. Well, it may have
3 been -- one of them may have been Stormont and the other
4 one may have been Glengarry, but that was -- that was the
5 breakdown.

6 MR. ENGELMANN: So Mr. Cleary and Mr.
7 Villeneuve were local area MPPs?

8 MR. GUZZO: Right.

9 MR. ENGELMANN: Mr. Villeneuve being the
10 Minister of Agriculture?

11 MR. GUZZO: Yes.

12 MR. ENGELMANN: And Mr. Cleary being an MPP,
13 not a Conservative MPP?

14 MR. GUZZO: No, no.

15 MR. ENGELMANN: Right. So what do you
16 recall about discussions with these two gentlemen in or
17 around the spring or fall of 1997 ---

18 MR. GUZZO: Well, ---

19 MR. ENGELMANN: --- concerning this issue?

20 MR. GUZZO: I know that my first contacts
21 with Noble were this -- he was dismissive. He said, you
22 know, these are troublemakers trying to hurt the church and
23 they're -- it's -- you know, and this, that and the other
24 thing. It's just a couple of troublemakers; it's -- you
25 know, nothing much.

1 Mr. Cleary was a practicing Roman Catholic,
2 as I think was Noble, who had been a member of the Cornwall
3 police for a number of months -- anyway, a couple of years
4 when he was a younger man, and he had clergy in his family.
5 And when I first spoke to him, I got an earful. I got a
6 very strong reception. He was appreciative that I had some
7 concern. He had left the police force to pursue a career
8 in farming. He wasn't an educated man, but he had a very,
9 very keen mind and he was troubled about the -- some issues
10 and what should be done about them.

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

12 So the approach of these two men or the
13 response of these two men was quite different?

14 **MR. GUZZO:** Yes.

15 **MR. ENGELMANN:** Now, do you recall, sir, if
16 in the spring of '97 you -- you told us you were down in
17 Fort Lauderdale, do you recall if you were in Fort
18 Lauderdale during the month of March of '97?

19 **MR. GUZZO:** I was -- my modus operandi would
20 have been to go down for Christmas; come back early
21 January; try and sneak a long weekend or two in in February
22 and go back for March break when the children would be off
23 school and could come down and enjoy the place too, you
24 know. So that would -- unless there was a major illness or
25 something, I would have been there probably very

1 definitely.

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

3 And do you recall upon returning to Ottawa
4 from Florida, if you had received some messages and in
5 particular any messages from individuals from Cornwall?

6 **MR. GUZZO:** Well, I would think there were
7 probably many, but the one I recorded because of the
8 significance was from a Cornwall priest. It was on my home
9 phone and my phone is not listed. It's listed, but listed
10 under my wife's initial, not name, and --

11 **MR. ENGELMANN:** Is this someone you had met
12 before?

13 **MR. GUZZO:** I had never met this person.
14 The person had left the name of Father Lapierre. And I was
15 surprised, but I mean not shocked that he had my home phone
16 number. I returned the call.

17 **MR. ENGELMANN:** Do you recall what the
18 message was or was it simply to call him?

19 **MR. GUZZO:** Just to call him.

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

21 **MR. GUZZO:** I returned the call. I got a
22 strange response when I asked for him; wanted to know who
23 was calling; I told him I was returning a call. He said,
24 "Well, we'll have to have him call you back" and I didn't
25 think too much of it.

1 I then did get a call back a few days later
2 at my home. I recorded it and what he had said to me --

3 **MR. ENGELMANN:** How did you record it, sir?

4 **MR. GUZZO:** No, I'm -- I made a note of it.

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

6 **MR. GUZZO:** You know, I mean, I didn't
7 record it. I made a note of it.

8 **THE COMMISSIONER:** I'm sorry; who are we
9 talking about now?

10 **MR. ENGELMANN:** Father Lapierre.

11 **MR. COMMISSIONER:** Father Lapierre phoned
12 you back.

13 **MR. GUZZO:** Yeah.

14 **MR. COMMISSIONER:** Okay.

15 **MR. ENGELMANN:** Do you remember his first
16 name?

17 **MR. GUZZO:** Yes, I knew there were -- I
18 guess I knew there were two Father Lapierras there who had
19 been major players within the Catholic Church on CBC Radio
20 -- French Radio, I believe, about historical changes in the
21 Catholic Church over the years. And they had -- they were
22 highly regarded; well-respected and I did, I got the -- I
23 asked for the first name. I was given the first name and
24 --

25 **THE COMMISSIONER:** Which is?

1 **MR. GUZZO:** Paul.

2 **THE COMMISSIONER:** Oh, okay.

3 **MR. ENGELMANN:** So did Father Paul Lapierre
4 explain to you why it was that he sought you out; why it
5 was that he wanted to speak to you?

6 **MR. GUZZO:** He told me that he had heard
7 that I was working on some problems with regard to the
8 church in Cornwall and he wanted to be of assistance. And
9 I explained to him that I wasn't working on the church, I
10 was working on a government file; that my concern was that
11 the government -- he spoke about the church. He wanted me
12 to know about a couple of his colleagues that he had some
13 concerns about and wondered if I could see a couple of
14 people who had stories that I would be interested in.

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

16 So what did he tell you about his
17 colleagues?

18 **MR. GUZZO:** He told me that he believed that
19 his colleagues were involved in sexual abuse of children.

20 **MR. ENGELMANN:** Did he tell you how many?

21 **MR. GUZZO:** No, but he named a couple.

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

23 And are those the names that you pencilled
24 in on your original notes or are they other names?

25 **MR. GUZZO:** No, the -- they are the names

1 and he named a third -- a third priest, the -- from -- I
2 believe it was Brockville Diocese or Prescott Diocese or
3 something, but I didn't record the name. I haven't got the
4 name.

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

6 So the names that you pencilled in are
7 "Father MacDonald", "Father Cameron" and something that
8 says -- I can't read it -- "ex-Diocese" or --

9 **MR. GUZZO:** Yeah, outside the -- I think
10 that means outside the Diocese.

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

12 Did he -- did he tell you why he was --
13 like, did he ask you to do something with this information
14 or --

15 **MR. GUZZO:** He asked -- no, it was part of
16 the conversation. He asked me to see the two people.

17 **MR. ENGELMANN:** And were you, in fact, seen
18 by -- did two people come and see you shortly thereafter?

19 **MR. GUZZO:** No, no. It took a while. It
20 took a while. They came in together, as I recollect. And
21 ---

22 **MR. ENGELMANN:** Now, you're --

23 **MR. GUZZO:** And -- go ahead.

24 **MR. ENGELMANN:** Your note says -- the
25 original note says, "Referred by friend", and then

1 "Parishioner" or "Parishioners, think I am one of them."

2 MR. GUZZO: And in the course of the
3 discussions, Father Lapierre made the comment about his
4 concern about his colleagues and then said, "Parishioners
5 or Catholics probably think or do think that I am one of
6 them."

7 MR. ENGELMANN: Did he tell you who had
8 referred him?

9 MR. GUZZO: If he did, I didn't make a note
10 of it and I don't recall.

11 MR. ENGELMANN: All right.

12 And the -- a bit later you note, it says,
13 "Referred to victims, number one, names Father Bernard
14 Cameron. Number two, female, school teacher" -- I can't
15 read -- is that named or moved?

16 MR. GUZZO: No, it looks like it's "named".
17 I don't know whether I didn't get the name or -- but I
18 didn't record it.

19 MR. ENGELMANN: Might it say -- might it be
20 a name actually? Does it say ---

21 MR. GUZZO: I don't think so. It doesn't
22 look to me like it is, it's not capitalized, so --

23 MR. ENGELMANN: All right.

24 Do you actually have a memory of seeing
25 these two individuals?

1 MR. GUZZO: Yes.

2 MR. ENGELMANN: And one of them is a female.
3 Is the other a female or a male?

4 MR. GUZZO: Male.

5 MR. ENGELMANN: All right.

6 So it's the male who identifies the priest
7 and the female who identifies the schoolteacher?

8 MR. GUZZO: Yes.

9 MR. ENGELMANN: And, sir, do you recall
10 either of their names?

11 MR. GUZZO: I do not. I do not.

12 MR. ENGELMANN: And do you recall what, if
13 any, advice you would have given them? You've told us
14 about advice you've given others. Do you know if it would
15 have been similar or different?

16 MR. GUZZO: I would question what I told
17 them. Quite frankly I didn't believe them.

18 MR. ENGELMANN: I'm sorry?

19 MR. GUZZO: I did not accept what they were
20 saying totally.

21 MR. ENGELMANN: All right.

22 MR. GUZZO: And I put a question mark around
23 the whole thing. And ---

24 MR. ENGELMANN: You put a question mark
25 around it in your mind or ---

1 MR. GUZZO: Yeah.

2 MR. ENGELMANN: --- on paper?

3 MR. GUZZO: Yeah, I did not -- I wasn't sold
4 on these two people.

5 MR. ENGELMANN: All right.

6 MR. GUZZO: There were no details, as I
7 recollect, or something -- there was something about it
8 that didn't register, you know.

9 MR. ENGELMANN: Okay. And what -- you have
10 another note there and I -- it says, "Later, one more from
11 priest."

12 MR. GUZZO: I think that's what I'm saying.
13 I think a person came in -- and remember that there was a
14 gap in time between the phone calls and these two and then
15 another gap and I think this person mentioned Father
16 Lapierre also and made an allegation against a probation
17 officer.

18 MR. ENGELMANN: Is that -- am I reading the
19 name correctly, "Ken Seguin"?

20 MR. GUZZO: I believe so, yes, that's who
21 I'm referring to.

22 MR. ENGELMANN: Now, this priest, Father
23 Lapierre, left a voicemail for you in March of '97. And I
24 know the date you have next to this whole portion is March
25 of '97. You wouldn't have spoken to him until April, and

1 you wouldn't have met these people until later than that;
2 is that fair?

3 **MR. GUZZO:** In the case of the lad who comes
4 in with regard to Seguin, I would say much later.

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

6 And do you recall what, if any, advice you
7 would have given to him, that was a male alleged victim?

8 **MR. GUZZO:** Yes. I don't have a concise
9 memory of this person, but I probably would have told him
10 that -- you know, should record it with the police,
11 regardless of how long ago it was, and consider contacting
12 a lawyer with regard to civil action.

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

14 So these three alleged victims that you
15 refer to here; were they all adults by the time they say
16 you or do you recall?

17 **MR. GUZZO:** I recall the girl being -- the
18 lady was -- but a -- late 20s. The male, somewhat older, I
19 think.

20 **MR. ENGELMANN:** The first male --

21 **MR. GUZZO:** The first male, yeah.

22 **MR. ENGELMANN:** -- who named the priest?

23 **MR. GUZZO:** Yeah, the person naming Seguin
24 was middle 30s I think or thereabouts according -- you
25 know.

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

2 Again, you -- do you recall that person's
3 name, sir?

4 **MR. GUZZO:** No, I have no note on the name.

5 **MR. ENGELMANN:** But it's your understanding
6 that all three of them were referred to you by Father
7 Lapierre?

8 **MR. GUZZO:** That's what they said.

9 **MR. ENGELMANN:** All right.

10 Now, sir, did you have any discussions with
11 either the Attorney General and/or the Solicitor General,
12 this would have been a Mr. Harnick and/or a Mr. Runciman in
13 or around May of 1997?

14 **MR. GUZZO:** Well, if the House is sitting,
15 and I would suspect it was at the time, I'm on their case
16 by this time. You know, I'm -- when I see them, when I get
17 a chance to sit beside them, if there's a seat beside them
18 during the House Debates is vacant, I might slide over and
19 have a word with them about what I'm hearing, what's
20 happening, what John Cleary is saying.

21 And, you know, I just mention with Cleary --
22 Cleary is living here. He's living in an around Cornwall.
23 He's active as a politician, a former mayor of the -- you
24 know, and when I come back on a weekend or after a break,
25 and I'm telling him, "You know, John, I met three or four

1 other people I'm concerned about, you know", he's got a
2 list of 10.

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

4 **MR. GUZZO:** He's got a list of 10 that he's
5 talked to in that same period. He's the guy that -- I
6 mean, I've made an estimate of how many people, you know,
7 approach me, notwithstanding, I didn't record anything or
8 didn't make any notes. I mean, this man was almost full
9 time in dealing with this.

10 **MR. ENGELMANN:** So he indicated to you that
11 people were seeing him as well?

12 **MR. GUZZO:** He told me he hated to go Church
13 on Sunday morning because somebody was always coming up to
14 him and -- with a story, you know, of
15 this person, that person, this happened to me or, you know.

16 **MR. ENGELMANN:** All right.

17 Well, I'm looking at your -- and you can
18 either look at 848B or C -- the note that has just a
19 regular number 1 at the top.

20 **MR. GUZZO:** Yeah.

21 **MR. ENGELMANN:** As I understand it, these
22 are the -- from your original notes in -- yes, it's on the
23 screen.

24 **MR. GUZZO:** You're right. It's on the
25 screen, yeah.

1 **MR. ENGELMANN:** These are notes that you
2 believe you make in or around January of 2004. And this is
3 sort of, if I can call it, discussions with politicians,
4 this set of notes.

5 **MR. GUZZO:** Right.

6 **MR. ENGELMANN:** It seems to be a bit
7 different than the other set.

8 **MR. GUZZO:** Yeah, this is the political side
9 of it, I guess you would say, yeah.

10 **MR. ENGELMANN:** So the note appears to
11 indicate that you -- and I'm not sure if the first word is
12 "Address"?

13 **MR. GUZZO:** Yeah, it looks like I say,
14 "Address the AG and the Sol Gen after caucus."

15 **MR. ENGELMANN:** You've got a quote, "No one
16 knows anything."

17 **MR. GUZZO:** "No one knows anything."

18 **MR. ENGELMANN:** And then a "Harnick?" And
19 is that "Runciman"?

20 **MR. GUZZO:** I think that's Runciman, yeah.

21 **MR. ENGELMANN:** What does it say after his
22 name?

23 **MR. GUZZO:** "I must believe".

24 **MR. ENGELMANN:** So what is it you recall of
25 discussions you would have had with either of these

1 gentlemen in or around May of 1997 concerning this issue?

2 **MR. GUZZO:** Well, they're still telling me
3 they don't know what I'm talking about. They have made
4 some inquiries and that there's nothing going on,
5 everything's finished, and no active files in their -- in
6 their departments, and this matter has been completed.

7 **MR. ENGELMANN:** All right. So they're
8 telling you there's -- there's no active investigations at
9 this time, so no active files?

10 **MR. GUZZO:** Well, I -- I think if there had
11 been they would have -- would have told me about it, but I
12 -- I believe them, I believe that when they asked -- if
13 they asked, and I think they would have, that there was
14 nothing transpired.

15 **MR. ENGELMANN:** Right. And did you tell
16 them that people were coming to you with allegations of ---

17 **MR. GUZZO:** Yes, I did and I told them I was
18 discussing -- discussing it with John Cleary and that John
19 was besieged and very concerned. And, you know, we would
20 get around to saying well, have you talked to Noble? Yeah,
21 I've talked to Noble, and Noble thinks it's some rabble-
22 rousers making trouble for the church.

23 **THE COMMISSIONER:** When -- when you speak to
24 Runciman and he says, "I must believe", what does that
25 mean? Do you -- because I read it -- just looking at it,

1 I'd say -- it looks to me, it says, I must behave.

2 MR. GUZZO: I think it says "Believe".

3 THE COMMISSIONER: Okay. That's fair.

4 MR. GUZZO: I believe. And the reason it's
5 beside Runciman and not Harnick is that I met Mr. Harnick
6 after the election in '95, but I've known Mr. Runciman for
7 20 years or more when I get -- in '95, you know, so.

8 THE COMMISSIONER: So what's the relevance
9 of, "I must believe" on your own?

10 MR. GUZZO: Well, I don't mean to cast
11 aspersions on anybody else, but I don't think Bob Runciman
12 is going to lie to me or mislead me.

13 THE COMMISSIONER: Right. Okay.

14 MR. GUZZO: I don't -- you know, I don't
15 know, but I don't -- you know, I'm still feeling my way
16 around.

17 MR. ENGELMANN: Okay. So if he tells you
18 he's not aware of allegations or if he's not aware of an
19 investigation?

20 MR. GUZZO: Yes.

21 MR. ENGELMANN: You're saying I must
22 believe?

23 MR. GUZZO: I -- that's what I'm saying.

24 THE COMMISSIONER: How about a break? Let's
25 take a morning break.

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

3 This hearing will resume at 11:15.

4 --- Upon recessing at 11:01 a.m. /

5 L'audience est suspendue à 11h01

6 --- Upon resuming at 11:27 a.m. /

7 L'audience est reprise à 11h27

8 **THE REGISTRAR:** This hearing is now resumed.
9 Please be seated. Veuillez vous asseoir.

10 **THE COMMISSIONER:** Thank you.

11 Mr. Engelmann.

12 **MR. ENGELMANN:** Thank you, Mr. Commissioner.

13 **GARRY GUZZO: Resumed/Sous le même serment:**

14 ---**EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN-CHEF PAR MR.**

15 **ENGELMANN(cont'd/suite) :**

16 **MR. ENGELMANN:** Mr. Guzzo, I believe when we
17 left off we talked about some discussions -- at least brief
18 discussions you may have had with two Cabinet Ministers in
19 and around May of 1997 about Cornwall issues.

20 I'm just again looking at 848. There
21 appears to be a reference "October '97" -- it's Roman
22 numeral II at the top of the page -- "To commence lobby",
23 "PC member question". And there's some other markings on
24 the page. Do you have the same page as I have, sir?

25 **MR. GUZZO:** Give me the reference again,

1 please?

2 **MR. ENGELMANN:** This would be in 848B or C.
3 It's the page that has a Roman numeral II on the top.
4 First reference on the top is "Jan '97, day planner". And
5 -- yes, that's the page.

6 **MR. GUZZO:** Okay.

7 **MR. ENGELMANN:** The penultimate reference,
8 just close to the bottom, second from the bottom. It's
9 "October '97". Do you see that, sir?

10 **MR. GUZZO:** I do.

11 **MR. ENGELMANN:** Does that say "Commence
12 lobby"?

13 **MR. GUZZO:** Yeah, I think that's what it
14 says. You know, I'm -- I'm tackling my own members, I'm
15 tackling NDP and Liberal members about what might be done,
16 how we might do it.

17 **MR. ENGELMANN:** And what's the -- what's the
18 word before the question mark?

19 **MR. GUZZO:** "Cabinet".

20 **MR. ENGELMANN:** Okay. I thought I read
21 Colonel and I -- I --

22 **MR. GUZZO:** No.

23 **MR. ENGELMANN:** All right. So "Cabinet",
24 and then it's "Brush-off"?

25 **MR. GUZZO:** Yes.

1 **MR. ENGELMANN:** All right. Is that what you
2 just referred to or is that something else?

3 **MR. GUZZO:** Well, this is -- it's now --
4 it's now uniform. The guy in the next riding to me who is
5 in Cabinet and has been somewhat supportive is now
6 dismissive and, you know.

7 **MR. ENGELMANN:** Who's that?

8 **MR. GUZZO:** A man by the name of Sterling,
9 Norm Sterling.

10 **MR. ENGELMANN:** All right. So he doesn't
11 want to talk about it?

12 **MR. GUZZO:** Not anymore.

13 **MR. ENGELMANN:** All right. And I believe
14 you -- you told us that another Cabinet Minister from this
15 area, Mr. Villeneuve, was dismissive?

16 **MR. GUZZO:** I ---

17 **MR. ENGELMANN:** Or he was earlier?

18 **MR. GUZZO:** Yeah, and I would have -- I
19 would have made a habit of talking to him, you know,
20 keeping apprised of what I'm hearing, what I'm doing. I
21 don't want him to think I'm going behind his back with this
22 -- his opponent next riding over, Mr. Cleary, but I'm very
23 -- I find him very helpful, so I'm telling him what Mr.
24 Cleary is saying.

25 **MR. ENGELMANN:** All right. So you're

1 keeping Mr. Villeneuve in the loop?

2 MR. GUZZO: I'm trying to.

3 MR. ENGELMANN: Yeah. All right.

4 In your notes whether -- whether I'm looking
5 at the condensed version or the fuller version, there's a
6 reference to activity in November of '97, the fall of '97.

7 Do you recall, sir, if -- if you saw further
8 alleged victims in or around November of '97 that may have
9 been referred to you by a medical professional?

10 MR. GUZZO: I do. I remember the -- I
11 remember the referral. I have an inquiry from -- I think
12 she was -- I have -- I had it in my mind that she was a
13 psychiatrist, but she may have been a psychiatric nurse. I
14 had -- had some dealings with her with the Royal Ottawa
15 Hospital when I was on the Bench and I got a call, she's at
16 the Montfort Hospital in the east end of Ottawa.

17 MR. ENGELMANN: All right. So could we just
18 turn up Roman numeral IV from 848C? It starts "November
19 '97". Could be after -- yeah. Keep going, next page, and
20 the page after that. Yes. All right.

21 So the -- the person or the -- the medical
22 professional he referred to is -- is that the name on the
23 left?

24 MR. GUZZO: It's -- I think I have it as --
25 in my mind as Beaulieu.

1 MR. ENGELMANN: Okay.

2 MR. GUZZO: Beaulieu, yes.

3 MR. ENGELMANN: All right. And does she
4 call you or do you call her? How does this come about?

5 MR. GUZZO: She calls me.

6 MR. ENGELMANN: All right. And you have an
7 independent recollection of this, sir?

8 MR. GUZZO: Oh, yes. Yeah.

9 MR. ENGELMANN: All right. And how did --
10 what is said?

11 MR. GUZZO: Well, she's heard about --
12 something in the press about my involvement. Something has
13 been said. Somebody has told her that I was going to do
14 something. And one of her patients has either been
15 referred to me or maybe had been to see me already, I don't
16 -- I don't rightly recall.

17 We have a rather lengthy discussion. She's
18 had some experience -- had a lot of experience with
19 children abused, youngsters, and she has some concern about
20 the number of referrals that she's seen from Cornwall.

21 MR. ENGELMANN: All right. Now, we have
22 this reference to the call, "Psych in east end Ottawa".
23 "Formerly at ROH"? Is that what that say?

24 MR. GUZZO: I think that's in -- formerly at
25 the ROH. I remember ---

1 **MR. ENGELMANN:** ROH being the Royal Ottawa
2 Hospital?

3 **MR. GUZZO:** The Royal Ottawa Hospital, yeah.

4 **MR. ENGELMANN:** And it says "refers five
5 patients, three view, two only phone"?

6 **MR. GUZZO:** Yeah, that's my note says.

7 I mean I -- I -- I'm relying here -- I
8 recall the conversation with her and the broader
9 discussion.

10 I don't recall the phone calls and, quite
11 frankly, I only remember one particular -- I can only
12 visualize one particular individual.

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

14 Now, just -- I'm looking at your note again.
15 Is that possibly "three visit" as opposed to "view"? You
16 have the original, sir.

17 **MR. GUZZO:** Yeah, I think three of them came
18 to see me.

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

20 **MR. GUZZO:** Three of them came to see me.

21 **MR. ENGELMANN:** In your more condensed notes
22 at 847, it says, "six calls in one week; five new victims."
23 And here we have a bit more detail. It says, "Refers five
24 patients." I think it says "three view" -- or "three
25 visit; two only phone."

1 **MR. GUZZO:** M'hm.

2 **MR. ENGELMANN:** So you only have an
3 independent recollection of one of these five or six
4 people. Is that what you're saying?

5 **MR. GUZZO:** Right. I'm relying on the note
6 where I say with two and three, but the number -- number
7 one, I remember I had never -- at that point it was the
8 first reference I had had to the establishment I put in
9 there, Manpower.

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

11 So let me just ask you a couple of questions
12 about this.

13 The name Lalonde appears to be there.

14 **MR. GUZZO:** I believe two and three were
15 referring to a school teacher.

16 **MR. ENGELMANN:** All right.

17 And would that have been Marcel Lalonde or
18 can you help us there, sir?

19 **MR. GUZZO:** I believe so.

20 I think I've only heard one school teacher
21 by the name of Lalonde.

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

23 And underneath that -- is that number four?

24 **MR. GUZZO:** No, it's number one, I think.

25 **MR. ENGELMANN:** And it says, "Seguin named"?

1 MR. GUZZO: Right.

2 MR. ENGELMANN: And then quotes, "took me to
3 Manpower"?

4 MR. GUZZO: Yes.

5 MR. ENGELMANN: And then "Seguin just
6 delivered me to (blank)?"

7 MR. GUZZO: Correct.

8 MR. ENGELMANN: So one of these alleged
9 victims -- do you remember this particular instance?

10 MR. GUZZO: I do.

11 MR. ENGELMANN: One of these individuals
12 told you that Mr. Seguin took him to Manpower and delivered
13 him to someone there?

14 MR. GUZZO: Delivered him -- delivered him
15 to Manpower.

16 And from the blank, I think he must have
17 given me a name.

18 MR. ENGELMANN: All right.

19 You don't have any recollection of that name
20 at this time?

21 MR. GUZZO: I don't.

22 MR. ENGELMANN: We've heard the name of a
23 person working in Manpower as a result of these hearings, a
24 fellow by the name of Hickerson. Does that name mean
25 anything to you?

1 **MR. GUZZO:** Well, I've heard the name. I've
2 read it in either transcripts or possibly later on, but
3 maybe from people later on, but I've read it in the
4 transcripts recently, I think, or heard it from somebody,
5 but I don't recall that name ---

6 **MR. ENGELMANN:** Fair enough.

7 **MR. GUZZO:** --- at that time, I'm sorry.

8 **MR. ENGELMANN:** Fair enough.

9 Now, do you -- again, you've given some
10 advice to past alleged victims with respect to reporting to
11 authorities or to police and also to possibly contemplating
12 a civil action. Did you give that type of advice here or
13 do you remember ---

14 **MR. GUZZO:** I ---

15 **MR. ENGELMANN:** --- what advice you gave?

16 **MR. GUZZO:** I remember -- I remember my
17 discussion with the lady who called me and we certainly --
18 -

19 **MR. ENGELMANN:** The medical professional.

20 **MR. GUZZO:** The medical professional.

21 And we certainly discussed what should be
22 done.

23 Did I tell? I would think I gave them the
24 same advice, but I don't recall doing it with regard to the
25 three who visited me.

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

2 So these were all alleged victims of abuse
3 who were being treated by this person?

4 **MR. GUZZO:** Yes.

5 **MR. ENGELMANN:** And at this time you don't
6 remember any of their names, these alleged victims?

7 **MR. GUZZO:** I didn't write their names down.
8 I did not write their names down.

9 **MR. ENGELMANN:** And, sir, would you have
10 taken any statements, documents, affidavits or anything
11 from any of them?

12 **MR. GUZZO:** No, I would not.

13 **(SHORT PAUSE/COURTE PAUSE)**

14 **MR. ENGELMANN:** Now, sir, in or around
15 December of 1997 -- and I'd ask that you turn to the second
16 part of your original notes with the letter "1" -- sorry,
17 the number "1", not the Roman numeral -- yes, that page.
18 There's a reference to December '97 and the first reference
19 says "speak to NV", and I think it says "our member"?

20 **MR. GUZZO:** Right.

21 **MR. ENGELMANN:** Do you have, sir -- before
22 we get into the note -- do you have any independent -- who
23 is "NV"?

24 **MR. GUZZO:** Noble Villeneuve.

25 **MR. ENGELMANN:** And do you have any

1 recollections or any independent recollection of meeting
2 with him in or around the end of 1997 about this issue?

3 **MR. GUZZO:** I remember the -- I remember the
4 discussion. I remember where it took place.

5 **MR. ENGELMANN:** Okay. You don't know the
6 date, but you remember the discussion.

7 Okay. What do you remember about the
8 discussion, sir?

9 **MR. GUZZO:** It takes place in the Whip's
10 office, immediately across from the main chamber of the
11 legislative building.

12 **MR. ENGELMANN:** Now, this is a place that
13 members of the caucus and/or cabinet would frequent from
14 time to time?

15 **MR. GUZZO:** Yes.

16 **MR. ENGELMANN:** And is this after hours?

17 **MR. GUZZO:** Not necessarily. It's during
18 hours ---

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

20 **MR. GUZZO:** It's busier, yeah.

21 **MR. ENGELMANN:** Okay. So what do you
22 remember about the meeting you have with him in the -- or
23 the encounter you have with him in the Whip's office?

24 **MR. GUZZO:** Well, I -- I'm getting the
25 message now that the cabinet's not going to -- nobody in

1 the cabinet wants to talk to me about it, so I corner him
2 and I raise the issue and he stares me down a bit. You
3 know, he said, "Look it, we had a discussion." He -- he's
4 no longer saying it's a few troublemakers causing trouble.
5 He said, "(He knows) the problem exists but there are
6 problems like this in every city, in every riding, yours
7 included, you know; this is not our problem."

8 **MR. ENGELMANN:** Do you know -- what did he
9 mean by "this is not our problem"?

10 **MR. GUZZO:** I think "our" means
11 "government", our government.

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

13 **MR. GUZZO:** I asked why. He said, "Because
14 it started before '95?" And then he gives me some fatherly
15 advice, you know, "Find another issue to work on and have a
16 nice holiday," you know.

17 **MR. ENGELMANN:** I note you have another
18 reference to December. And is that "Corner Harnick"?

19 **MR. GUZZO:** Yeah, "Corner Harnick."
20 They're not ---

21 **MR. ENGELMANN:** Harnick being the Attorney
22 General?

23 **MR. GUZZO:** Mr. Harnick was the Attorney
24 General at the time, yes.

25 **MR. ENGELMANN:** Does that say, "Says he

1 knows zero and I believe him"?

2 MR. GUZZO: Yeah, that's what it says.

3 MR. ENGELMANN: All right.

4 And again, that would be with respect to
5 allegations of abuse of young persons in Cornwall?

6 MR. GUZZO: That would be with respect to
7 anything that's going on, from a governmental point of
8 view, in Cornwall with regard to the sexual abuse.

9 MR. ENGELMANN: All right.

10 Now, at or about that time ---

11 MR. GUZZO: M'hm.

12 MR. ENGELMANN: --- late '97, early '98, do
13 you have occasion to visit Cornwall?

14 Again, I'm ---

15 MR. GUZZO: Yeah, I'm looking at the note.

16 I mean, I have a note in January, '98 ---

17 MR. ENGELMANN: Yes?

18 MR. GUZZO: --- "Having been in Cornwall;
19 meeting three individuals referred by victim I spoke with
20 earlier". The -- I just have the note. I -- I'm down here
21 on something -- on something else and I meet them here,
22 probably ---

23 MR. ENGELMANN: Just -- just so I'm on the
24 same page of your notes, is this Roman numeral IV?

25 MR. GUZZO: That's what I'm referring to,

1 yeah. Yes.

2 **MR. ENGELMANN:** There's a reference to
3 January, '98 at the bottom of the page?

4 **MR. GUZZO:** Yes.

5 **MR. ENGELMANN:** All right. It says
6 "Referred by victim I" -- "In Cornwall meet three
7 individuals referred by victim I spoke with earlier; want
8 to tell the "story", but don't accept advice"? Or "Can't
9 accept...". What ---

10 **MR. GUZZO:** I -- I think it says "Don't".

11 **MR. ENGELMANN:** All right. So what, if
12 anything, do you remember about a meeting with three
13 individuals in Cornwall at or around early 1998?

14 **MR. GUZZO:** I ---

15 **MR. ENGELMANN:** Or do you have any
16 independent recollection?

17 **MR. GUZZO:** Well, I -- I -- you know, I seem
18 to think -- I seem to think I have coffee with him; the
19 three of them are together and they're from the -- they're
20 obviously been referred to me and I've -- I'm down there so
21 I agree to -- I guess I agree to see them. It's not a
22 spontaneous thing or anything like that.

23 I -- they -- the people that are -- are
24 coming to me are starting to be referred, I think, by two
25 segments. One, when you mention the civil action, they

1 want nothing to do with it. They immediately respond, I
2 don't -- I'm not in this for money. I want to -- I want to
3 see this person or that person in jail. The other group
4 who are sending people in are sending people who are -- the
5 first question is, "How much can I get?" They're
6 interested in this -- the civil action, you know what I
7 mean?

8 **MR. ENGELMANN:** So they're two different
9 groups of people sending individuals to you. Is that your
10 belief?

11 **MR. GUZZO:** Yeah. Yeah, and the second
12 group is much more difficult to believe quite frankly, you
13 know, they're -- they -- I've -- have them as "me to's".

14 **MR. ENGELMANN:** And so there's references
15 from time-to-time as a "me to" in your notes?

16 **MR. GUZZO:** Yes.

17 **MR. ENGELMANN:** And do you recall anything
18 about these three individuals and what group they would
19 have fallen into?

20 **MR. GUZZO:** Well, I -- when I say they won't
21 accept advice, I -- they're not interested in -- as I
22 recollect, they -- they're not interested in -- in hearing
23 about a civil action. They're interested in a pound of
24 flesh. I try and explain to them how difficult it is to
25 secure criminal convictions, particularly when incidences

1 are beyond a long number of years and the problems involved
2 and -- but they're not -- they're not interested in hearing
3 about civil -- you know, and ---

4 **MR. ENGELMANN:** Do you know if these are
5 people that had already been to the police or whether they
6 were people you simply asked to the see the police?

7 **MR. GUZZO:** I ---

8 **MR. ENGELMANN:** Or do you not remember?

9 **MR. GUZZO:** I don't remember and -- but if I
10 told them and tried to explain to them the value of a civil
11 matter, I would have told them to register their complaint
12 with the police no matter how late -- long ago it had
13 occurred.

14 **MR. ENGELMANN:** All right. Now, sir, in
15 both 847 and 848, on 848 either B or C, it's -- it appears
16 to be Roman numeral VII, it starts with a caption, "March
17 '98"?

18 **MR. GUZZO:** Right.

19 **MR. ENGELMANN:** There's a reference to
20 meeting two victims in Ottawa. Do you see that?

21 **MR. GUZZO:** I do. I see it.

22 **MR. ENGELMANN:** And tell us what else is
23 said there?

24 **MR. GUZZO:** "March '98, meet two victims in
25 Ottawa; one hurting; one hurting, but

1 has details, re: Barque. 'Police
2 laughed at me'."

3 **MR. ENGELMANN:** Is that the civil suit in
4 quotes, question mark?

5 **MR. GUZZO:** Yeah. "Civil suit, don't want
6 it" or "Don't want it", something like that.

7 **THE COMMISSIONER:** Well, it looks like,
8 "Don't want money".

9 **MR. ENGELMANN:** "Don't want money"?

10 **MR. GUZZO:** "Don't want money; don't want ..."

11 **MR. ENGELMANN:** What's underneath that?
12 "Something" report?

13 **MR. GUZZO:** Right.

14 **MR. ENGELMANN:** Are you looking at the
15 original, sir?

16 **MR. GUZZO:** No.

17 **MR. ENGELMANN:** It might be helpful.

18 **MR. GUZZO:** Maybe. It looks like "Common
19 report". Yeah, on the original it says clearly "Don't want
20 money! Common report."

21 **THE COMMISSIONER:** Do you know what that
22 means?

23 **MR. GUZZO:** I'm hearing -- I'm hearing that
24 quite often I guess.

25 **MR. ENGELMANN:** You're hearing that "Oh, oh,

1 it's a common report"?

2 MR. GUZZO: Right.

3 MR. ENGELMANN: People saying what? They
4 don't want money?

5 MR. GUZZO: They don't want money.

6 MR. ENGELMANN: All right. Do you have some
7 independent recollection, sir, of either of these two
8 alleged victims that meet with you in Ottawa, apparently?

9 MR. GUZZO: Well, I -- I recall ---

10 MR. ENGELMANN: You've given us a name for
11 one of them?

12 MR. GUZZO: Yes. I don't recall the name of
13 the other one.

14 MR. ENGELMANN: C-39 is the name you gave us
15 for one of the two?

16 MR. GUZZO: Correct.

17 MR. ENGELMANN: Is that the one that simply
18 says "Hurting" or is that the one that says "Hurting, but
19 has details re: Barque"?

20 MR. GUZZO: That's the one that has -- the
21 second one "Details re: Barque", the one that ---

22 MR. ENGELMANN: All right. And that is also
23 the person who would have said to you something along the
24 lines of, "The police laughed at me."?

25 MR. GUZZO: Yes.

1 **MR. ENGELMANN:** Do you remember the context?
2 Do you remember which police force he was talking about?

3 **MR. GUZZO:** I made ---

4 **MR. ENGELMANN:** Or any of the circumstances?

5 **MR. GUZZO:** I made an assumption, but I -- I
6 don't -- I can't recall him telling me.

7 **MR. ENGELMANN:** All right. And, again, sir,
8 with these two individuals, you would have mentioned a
9 civil suit and the discussion was they don't want money or
10 ---

11 **MR. GUZZO:** I think that reaction was from
12 the comment about a civil suit and ---

13 **MR. ENGELMANN:** Do you know if you would
14 have talked to them about reporting to authorities or to
15 the police?

16 **MR. GUZZO:** Well, I -- I -- if I did, I
17 think that's when I got their response, "The police laughed
18 at me".

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

20 **MR. GUZZO:** But whether he volunteered that
21 and then I would recommend him going to the police, I don't
22 know.

23 **MR. ENGELMANN:** All right. Is there
24 anything else about those two individuals you remember?
25 Did they -- did they visit you together?

1 MR. GUZZO: Yes.

2 MR. ENGELMANN: All right. So they -- they
3 knew each other? Did they ---

4 MR. GUZZO: Yes, I believe so, yes.

5 MR. ENGELMANN: Did they tell you who had
6 referred them to you?

7 MR. GUZZO: No, I can't recall.

8 MR. ENGELMANN: All right. And, again, did
9 you take any statements, documents, affidavits or anything
10 from these individuals?

11 MR. GUZZO: I did not.

12 MR. ENGELMANN: The reference just below
13 that to "Victim attends at QP". That's a separate
14 encounter is it, sir?

15 MR. GUZZO: It is.

16 MR. ENGELMANN: And "QP" is Queen's Park?

17 MR. GUZZO: It is, yes.

18 MR. ENGELMANN: And you say, "Businessman
19 wants to assist in financing, refer ---

20 MR. GUZZO: Refer him other victims in
21 Cornwall. I told him that -- his involvement had been --
22 this was not a young man. This was a -- oh, I don't know,
23 he was a -- an older gentleman. He was talking about -- I
24 think early '70s maybe, late '70s, and he wanted to -- he
25 felt he should do something. He had -- I think I could

1 relate it to the -- well, I'm not going to -- I'm not going
2 to -- but I had a -- I don't know how bad the offences
3 were, how he took them, but he had moved well beyond it, I
4 can tell you that. He seemed -- he seemed prosperous and
5 he wanted to make a donation to help the group. I said,
6 "Here's some people in the Citizens' Group down there. I'm
7 sure you could be of some assistance even from a distance
8 if you wanted to contact them." And I gave him the input.

9 **THE COMMISSIONER:** And that's C-40 that
10 you're referring to?

11 **MR. GUZZO:** Yes.

12 **THE COMMISSIONER:** Thank you.

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

14 And did this individual tell you about an
15 allegation or an attempted -- an allegation of attempted or
16 actual abuse?

17 **MR. GUZZO:** He did. I think we got into his
18 situation. As I recollect, it was -- I think it was in a -
19 - related to education, although I don't want to state
20 that.

21 **MR. ENGELMANN:** Do you know if the
22 perpetrator or alleged perpetrator was someone who had been
23 dealt with by the criminal justice system?

24 **MR. GUZZO:** No, I don't know that.

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

1 **MR. GUZZO:** And I had the impression because
2 of his demeanor that it hadn't been a -- what I would call
3 a serious assault. It may have been a -- you know, I don't
4 know, a gesture or a minor assault.

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

6 **MR. GUZZO:** But that -- I mean, we didn't
7 get into it, and that's my impression. That's my
8 impression.

9 **MR. ENGELMANN:** And to your knowledge, sir,
10 did this individual contribute some money to a local
11 citizen's group here in Cornwall?

12 **MR. GUZZO:** I have no idea. I do not know.

13 **MR. ENGELMANN:** Well, Mr. Guzzo, I'd like to
14 show you a document. It is Document Number 125095. It was
15 in the cross documents. It's a document that I believe is
16 an article that would have been found in the Toronto Sun on
17 May 17th, 2001. Sir, I know sometimes context can be an
18 issue with articles, so I just want you to have a look at
19 it.

20 **THE COMMISSIONER:** Exhibit Number 978 is an
21 article in the Toronto Sun dated Thursday, May 17th, 2001.

22 **---EXHIBIT NO./PIÈCE NO. P-978:**

23 (125095) Toronto Star Article, "MPP:
24 I'll ID pedophiles" dated 17 may 01

25 **MR. ENGELMANN:** Sir, what I'm particularly

1 interested in is the paragraph right at the bottom of the
2 page, and I recognize there's no quotes. I guess my
3 question to you is, is that something that you would have
4 said to the reporter or is that just something the reporter
5 would have picked up on? And either way, is that perhaps
6 the individual we're referring to here?

7 **MR. GUZZO:** I don't -- I remember hearing or
8 seeing this figure, but I never -- I can't -- I never
9 repeated it, to my knowledge. I don't think I ever
10 repeated that figure. I -- quite frankly, I didn't accept
11 it when I ---

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

13 **MR. GUZZO:** I didn't accept it when I first
14 saw it.

15 **THE COMMISSIONER:** You didn't accept it in
16 the sense you didn't believe that somebody had put up
17 \$200,000?

18 **MR. GUZZO:** No. No.

19 **MR. ENGELMANN:** But this individual, C-40,
20 was at least interested in assisting in some way?

21 **MR. GUZZO:** He wanted to do something. I
22 don't think he was -- well, I don't -- we didn't talk
23 amounts. I didn't talk to him. I think he wanted to -- to
24 do something, make a gesture.

25 **MR. ENGELMANN:** So by this point in time, by

1 the spring of 1998, were there members of a citizen's group
2 or Citizen's Group in Cornwall who were speaking with you
3 from time to time?

4 **MR. GUZZO:** Yes, from more than one -- at
5 that point from more than one citizen's group, I think.

6 **MR. ENGELMANN:** And do you recall, sir, is
7 this a situation where you approached them or did they
8 approach you or do you remember how this came about?

9 **MR. GUZZO:** Well, I don't recall making any
10 calls. I remember -- I remember a couple of victims --
11 alleged victims -- calling back saying that they had formed
12 a group. I knew some citizens had banded together. I knew
13 that Mr. and Mrs. Dunlop were -- I think I had heard their
14 names by this time and that group, but I never -- you know,
15 I knew there were different factions of the groups, if not
16 different groups.

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

18 And can you remember some of the names of
19 the people aside from the Dunlops who were members of a
20 group or groups or factions ---

21 **MR. GUZZO:** Well, one ---

22 **MR. ENGELMANN:** --- that would have
23 contacted you from time to time?

24 **MR. GUZZO:** One side was a man by the name
25 of Seguin.

1 **MR. ENGELMANN:** Do you remember the first
2 name, sir?

3 **MR. GUZZO:** Yes, it'll come to me in a
4 minute. He called me a number of times about different
5 things.

6 **MR. ENGELMANN:** Might the name have been
7 Alain Sequin?

8 **MR. GUZZO:** Yes, it was Alain Sequin. And
9 he worked -- he was always trying to orchestrate this, that
10 or the other thing. I remember John Cleary and I attended
11 at the convention facility out in the east end here when
12 the Catholic Conference of Bishops were holding a meeting
13 there. He wanted me to go. I called Mr. Cleary and I
14 said, you know, "I'm not going to if you're not going to
15 go." This was later on. This was after the election of
16 '99, I think, because Noble was no longer in the picture.
17 Mr. Villeneuve was no longer a member, and we both went
18 down to that on a Saturday at noon. And a couple of other
19 things ---

20 **MR. ENGELMANN:** Do you remember some of the
21 other names of people that were contacting you from time to
22 time from a group or groups?

23 **MR. GUZZO:** Well, sometime around -- now, I
24 heard from -- I don't know exactly when Mr. Scott first
25 contacted me or came in contact with me.

1 **MR. ENGELMANN:** Would that have been a Mr.
2 Paul Scott?

3 **MR. GUZZO:** Yes.

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

5 **MR. GUZZO:** And there were a couple of
6 ladies who called a few times, asked me to come down to
7 meetings, but I could not make it. I couldn't attend when,
8 you know, the House would be sitting or something like
9 that.

10 **MR. ENGELMANN:** Were you ever contacted by
11 someone by the name of Carson Chisholm?

12 **MR. GUZZO:** Yes. I recall receiving one or
13 two telephone calls from Mr. Chisholm later on, after I had
14 -- after I had met Mr. Dunlop.

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

16 And we'll come to the Dunlops.

17 Do you ever -- ever meet with Mr. Chisholm
18 either individually or as part of a group?

19 **MR. GUZZO:** I remember when the Attorney
20 General came in in October '04 and he had three different
21 meetings, Mr. Chisholm was at the same meeting I was at
22 with maybe 20 other people. And I remember sitting near
23 him. He sat down beside me and ---

24 **MR. ENGELMANN:** Okay. That's much later
25 then, 2004?

1 **MR. GUZZO:** Yeah, before that, I -- he may
2 have been at the -- at the attendance I had at the Catholic
3 Conference of Bishops. Someplace along the line, Mr.
4 Cleary and I decided we had to get the municipalities, the
5 Cornwall City Council and the outlying municipalities
6 onside to aside with the pressure after Mr. Cleary filed
7 his first petition with the 14,000 names or whatever --
8 combined 14,000 names -- and came down and went to a City
9 Council meeting with Mr. Cleary to make a presentation here
10 in Cornwall. And I remember Mr. Chisholm was there at the
11 time.

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

13 And did you ever meet with a fellow by the
14 name of Richard or Dick Nadeau either individually or as
15 part of a group?

16 **MR. GUZZO:** As part of a group he was at a
17 couple of things I was at and I did -- I did talk to him at
18 those, like five or ten minutes, share a few views at one
19 or two of them. And Dick did call me. Dick did call me on
20 at least one occasion.

21 **MR. ENGELMANN:** Do you recall if you would
22 have provided documents to any of these individuals?

23 **MR. GUZZO:** I can clearly say -- well,
24 documents? Copies of letters I had written?

25 **MR. ENGELMANN:** For example.

1 **MR. GUZZO:** For example, I suppose -- I
2 didn't, but my office -- if they phoned up and said, "You
3 know, there was a reference in the paper or there was a
4 reference in the legislature to a letter Guzzo sent to Mr.
5 Harnick or to Mr. Harris", something like that, and it was
6 a public document, then my staff would probably have faxed
7 it to them.

8 **MR. ENGELMANN:** What if it wasn't a public
9 document, sir? What if it hadn't been mentioned in the
10 legislature and the press?

11 **MR. GUZZO:** I certainly did not and I would
12 be very shocked if anybody on my staff did.

13 **MR. ENGELMANN:** We'll come to it a bit
14 later, sir, but you wrote letters to the Premier and
15 letters to the Attorney General and Solicitor
16 General -- or sorry, letters to the Premier with copies to
17 the Attorney General and Solicitor General and then I
18 believe a letter to -- at least one or two letters to the
19 Chief of Staff of the Premier. Did you -- did you or
20 anyone from your office disclose those documents to the
21 public?

22 **MR. GUZZO:** Definitely not. Definitely not.

23 **MR. ENGELMANN:** Do you know how those
24 documents would have become or would have come into the
25 public domain, sir?

1 **MR. GUZZO:** I know that the letters to the
2 Premier -- both letters to the Premier were released
3 through Mr. Runciman's office as opposed to the Premier's
4 or Mr. Harnick's.

5 **MR. ENGELMANN:** And how do you know that,
6 sir?

7 **MR. GUZZO:** Because when you're doing a --
8 something like this -- when I'm doing something like this,
9 I will make a change in each of the letters, either a date
10 or a -- or an innocuous statement. And when I was
11 contacted by the press some months after I had written the
12 letter, I still had a record of what date went in the
13 Premier's letter, what date went in the AG's letter, what
14 date went in the Solicitor General's letter. And I asked
15 the reporter to read me the -- you know, "What are you
16 reading from? Where do you -- what is the information you
17 have and read me that." And when they did, I could tell
18 where it had been secured.

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

20 **THE COMMISSIONER:** So let me get this
21 straight. This is a copy -- a letter that you send off
22 with copies to different people and what you do is you code
23 them in a certain way so that the folks won't know, for all
24 intents and purposes, they're getting copied with the same
25 letter, but you've put in your code?

1 **MR. GUZZO:** It's common practice in
2 politics.

3 **THE COMMISSIONER:** Very good.

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

5 If the witness could be shown Document
6 124784. It's a media release, March 17th, 1999.

7 **THE COMMISSIONER:** So just while we're
8 waiting, these are -- you're saying this is a common
9 practice even to members of your own party?

10 **MR. GUZZO:** Yes. Unfortunately, yes.

11 **THE COMMISSIONER:** Okay.

12 **MR. ENGELMANN:** Sir, is this a media release
13 that you would have issued about this particular question?

14 **MR. GUZZO:** It certainly appears to be.

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

16 **MR. ENGELMANN:** So you're referring to a
17 letter of the Premier in the fall of '98 with regard to the
18 Project Truth investigations by the OPP in Cornwall. The
19 letter in question was copied to two senior government
20 officials. That was the -- these would have been the
21 Attorney General and the Solicitor General?

22 **MR. GUZZO:** Correct.

23 **MR. ENGELMANN:** With unique identifiers on
24 each copy. And you say both the media outlets and the
25 police official who spoke to Guzzo on the matter had the

1 same source of the letter? That's what you're saying?

2 MR. GUZZO: That's what I'm saying.

3 MR. ENGELMANN: And the source of the letter
4 then, sir, was whose office?

5 MR. GUZZO: Was the office of the Solicitor
6 General.

7 MR. ENGELMANN: And this is Mr. Runciman's
8 office?

9 MR. GUZZO: Yes.

10 MR. ENGELMANN: A fellow that you'd known
11 for a long period of time?

12 MR. GUZZO: Yes, but let me -- well, yes,
13 that's a fact, but --

14 MR. ENGELMANN: I'm not suggesting to you
15 that he personally sent it to the press.

16 MR. GUZZO: No.

17 MR. ENGELMANN: And I don't think you are
18 either?

19 MR. GUZZO: No, I'm not. I simply want to -
20 - well, it should be noted that in the Solicitor General's
21 Department, the Ontario Provincial Police have a big stake,
22 a big -- you know, they're represented in there. I mean,
23 that's the bulk of the work of that department and, you
24 know, so the fact it may have been turned over to the
25 police officer in question doesn't disturb me.

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

2 **MR. GUZZO:** Yeah.

3 **MR. ENGELMANN:** You don't know who it was
4 from that office who would have released it?

5 **MR. GUZZO:** No.

6 **MR. ENGELMANN:** You're just saying you knew
7 that it was from that office because of the identifier on
8 that copy?

9 **MR. GUZZO:** Correct.

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

11 Could that be the next exhibit, sir?

12 **THE COMMISSIONER:** I'm sorry, 979 is a media
13 release dated March 17th, 1999 from Mr. Guzzo's office.

14 **---EXHIBIT NO./PIÈCE NO. P-979:**

15 (124784) Media release re: Project
16 Truth, dated 17 Mar 99

17 **MR. ENGELMANN:** Why did you think it was
18 necessary to issue this press release, sir, at that time?

19 **MR. GUZZO:** There was a war of words going
20 on between my office and the Premier's office around this
21 time. And if I recollect, one of my staff had been berated
22 by somebody in the Premier's office about, first of all,
23 writing the letters and now they had become public and the
24 damage it could do. We could appear to be seen to be
25 interfering in a police investigation and, you know, we

1 can't have a inquiry on anything until every civil case and
2 every criminal case is completed, until Walkerton hits, at
3 which time we do it the first week. The rules change. But
4 -- and I'm taking the heat and my staff is taking the heat.
5 You know, you run a sloppy operation, you've leaked it to
6 the press deliberately or, you know, and I'm going ---

7 **MR. ENGELMANN:** So this is responding to an
8 allegation that you or your staff leaked this letter to the
9 press?

10 **MR. GUZZO:** It's responding to, you know,
11 what I would say abuse at the hands of the staff in the
12 Premier's office to my staff either at Queen's Park or in
13 Ottawa.

14 **MR. ENGELMANN:** All right.

15 Sir, I would like to go back in time then to
16 the summer of 1998. You have a reference in your original
17 notes to this. It's "vii", again.

18 **MR. GUZZO:** Yes.

19 **MR. ENGELMANN:** Just on that page before.

20 You also have a reference to this in the
21 more condensed -- yes, at the bottom of this page.

22 You also have a reference to the summer of
23 '98. It's Item 14 in 847, the transcribed condensed notes.

24 **MR. GUZZO:** Yes.

25 **MR. ENGELMANN:** Do you see that?

1 MR. GUZZO: I do.

2 MR. ENGELMANN: All right.

3 So let's go to the longer form notes, if we
4 can. First of all, can you tell us what they say?

5 MR. GUZZO: The longer form being the
6 condensed?

7 MR. ENGELMANN: The longer form being ---

8 MR. GUZZO: The combined, yeah.

9 MR. ENGELMANN: --- the original note.

10 MR. GUZZO: I say:

11 "Someone in Cornwall is promoting..."

12 I have:

13 "...discussed..."

14 And I have a scratch-out there. I don't know what it is.

15 "...action possible with friends in
16 Cornwall civil action would produce.

17 Evidence needed. No one wants money,
18 only a pound of flesh."

19 MR. ENGELMANN: Okay. So these are people
20 that are talking to you in the summer of '98?

21 MR. GUZZO: Yeah, it's -- it's heated up. I
22 have the impression, rightly or wrongly, that people are
23 drumming up -- drumming up people to come and see me and --
24 -

25 MR. ENGELMANN: What do you say underneath

1 that, sir?

2 **MR. GUZZO:** I say:

3 "The cast of characters, some are good,
4 some are very good and some are of no
5 help."

6 **MR. ENGELMANN:** Are these the people who are
7 referring alleged victims to you? Are these the people
8 themselves, or who are you referring to?

9 **MR. GUZZO:** No, I'm referring there to
10 alleged victims who are, you know, showing up at the door
11 without a -- without an appointment, just if you're in
12 Ottawa, go around and, you know -- they may not be claiming
13 to be victims; they may just banging the table and we've
14 got to do something.

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

16 And can you tell us what we see then at the
17 bottom three lines?

18 **MR. GUZZO:** I have recorded there that I had
19 a call from a staffer in the Solicitor General to my staff
20 member, Bill Grant, and we're told that the Solicitor
21 General will fund the Men's Project and I make a comment
22 "Why? I thought there was no problem, but call Bob", Mr.
23 Runciman.

24 **THE COMMISSIONER:** So can you flesh that out
25 a little bit for us?

1 **MR. GUZZO:** Well, sometime earlier in the
2 year, a lady had called me from YMCA-YWCA in Ottawa and
3 explained to me that there was a project that the Y was
4 interested in assisting, that these people had come forward
5 with a program to assist victims of -- male victims of
6 sexual abuse ---

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

8 **MR. GUZZO:** --- and they were put in this
9 program together.

10 The Y was going to help them. Would the
11 government be willing to do anything?

12 I don't know the lady's -- I remember the
13 lady who phoned me and said, "Will you take a call on
14 this?" She's a friend of -- the wife of a friend of mine,
15 but this lady was Georgina or Gina, and the last name was
16 Irish. And so ---

17 **MR. ENGELMANN:** Is this the woman who worked
18 at the Y in Ottawa?

19 **MR. GUZZO:** Yeah, the woman who worked at
20 the Y in Ottawa.

21 So I took it upon myself and made a few
22 notes and I think I got them to send me a letter and I went
23 to talk to Mr. Harnick and Mr. Runciman and ---

24 **MR. ENGELMANN:** This is about the Men's
25 Project?

1 **MR. GUZZO:** About the Men's Project.

2 And this was before the summer break.

3 We -- Bob -- Mr. Runciman says, "Bring it up
4 at caucus and, you know, get some support for it." And I
5 said, "Well, do you have money?" And he said, "Well, no, I
6 don't, but, you know, like see what happens."

7 So we bring it up at caucus and it gets the
8 usual, you know, "Does Toronto have one? No. Well, why do
9 you need one?" You know.

10 And the next question was always, "Does
11 North Bay have one?" Mr. Harris' riding. "Well, it can't
12 be important."

13 But in any event, there was some -- it was a
14 good discussion, a good discussion in caucus, as I
15 recollect, about, you know, "We have a number of these
16 around the province for women and, you know, it may be
17 something that we should be doing, but there's no money
18 and, you know, try and -- well, everybody's looking for
19 money, every new project", and it's -- it's dismissed.

20 **MR. ENGELMANN:** So the caucus discussion was
21 good, but at the end of it you didn't think any money was
22 coming?

23 **MR. GUZZO:** No, I didn't.

24 And -- but I stay on top of Mr. Runciman and
25 I guess something cancelled. You know, you never let -- if

1 you have a project that's not going to go ahead, going to
2 be delayed a year, you know the rule of government. If you
3 don't spend the money, you have to give it back at the end
4 of the year, and no department ever does that. They run
5 around the last month and see how much they can spend.

6 So he calls and said, "I think there's some
7 funding. I think we're going to do it."

8 And there's a fellow on -- I don't say --not
9 on his personal staff, but in the department, who has taken
10 it up as a personal, you know, and I think he's been
11 orchestrating it, so -- so that's how -- but now that's a
12 one-year situation when that -- or half a year, maybe, or
13 whatever, but that's going to be ---

14 **MR. ENGELMANN:** Before you took this issue
15 to caucus, did you have any discussions with anybody else
16 except the woman from the Y? Did you have any discussions
17 with someone from the Men's Project?

18 **MR. GUZZO:** Yes, I think I did. I know I
19 got a letter from them. I think I had a call from -- other
20 than that lady, the only person I've ever spoken to about
21 this funding or the next phase of the funding was a man by
22 the name Goodwin.

23 **MR. ENGELMANN:** Rick Goodwin?

24 **MR. GUZZO:** Yes.

25 **MR. ENGELMANN:** Okay.

1 **THE COMMISSIONER:** But just to help me out
2 here, the Men's Project originated in Ottawa, did it not?

3 **MR. GUZZO:** It originates in Ottawa at the
4 YM/YWCA in Ottawa ---

5 **THE COMMISSIONER:** Okay.

6 **MR. GUZZO:** --- but it's for Eastern
7 Ontario.

8 **THE COMMISSIONER:** All right.

9 **MR. GUZZO:** Pembroke, Kingston, Cornwall.

10 **THE COMMISSIONER:** Right.

11 And is that what you were setting up, or was
12 it the satellite office here in Cornwall?

13 **MR. GUZZO:** No, no, it was the project ---

14 **THE COMMISSIONER:** All right.

15 **MR. GUZZO:** --- the overall project from
16 Ottawa.

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

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

19 So you had a discussion with Mr. Goodwin as
20 well before you went to the caucus with the ---

21 **MR. GUZZO:** I think he ---

22 **MR. ENGELMANN:** --- proposal?

23 **MR. GUZZO:** I think he signed the letter. I
24 think he signed the letter, so I -- I would think I
25 probably did have a discussion with him.

1 **MR. ENGELMANN:** Okay.

2 **MR. GUZZO:** The lady had told me a bit about
3 the project and the parameters, the area it was going to
4 cover and what have you.

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

6 We have a letter in the database, but it's
7 from the following year, so maybe I'll leave that for a bit
8 later, from Mr. Goodwin, but you would have had some
9 discussions with him.

10 And did you follow up with Mr. Runciman,
11 your comments and your notes, "Why? I thought there was no
12 problem. Call Bob Runciman"?

13 **MR. GUZZO:** I definitely called him to thank
14 him. I definitely called him to thank him and maybe set up
15 a golf game with him or something, but ---

16 **MR. ENGELMANN:** So you were pleased that he
17 had agreed to do this?

18 **MR. GUZZO:** Yeah, I thought it was an
19 excellent program, to tell you the truth, yeah.

20 **MR. ENGELMANN:** Did you indicate to him that
21 several of the -- did you indicate to him anything about --
22 at that time, about alleged victims that had seen you and
23 whether or not they had requested this service; do you
24 recall?

25 **MR. GUZZO:** Quite frankly, no.

1 I mean, I certainly when I talked to him
2 about it and before we brought it to caucus, I -- I'm sure
3 we talked about the -- about the operation, the program,
4 the need, you know, but at that time I don't think I -- you
5 know, not at that time, but -- I mean, I'm back on him
6 shortly thereafter about next year, putting it in the
7 budget for next year.

8 MR. ENGELMANN: All right. So we'll come to
9 that.

10 At or about the -- well, July of 1998, do
11 you recall if you have a meeting with either Helen and-or
12 Perry Dunlop?

13 MR. GUZZO: Yeah, it's the summer of '98. I
14 don't know whether I've -- I have a -- I don't know, but I
15 have a meeting at my law office with Mr. and Mrs. Dunlop.

16 MR. ENGELMANN: And do you know how that
17 meeting's arranged, sir? Is that something you solicit or
18 do they contact you or are they referred to you?

19 MR. GUZZO: I -- you know, I've heard --
20 heard about them. They've been in the news a bit, but as I
21 recollect they just appeared on the appointment sheet for
22 that week.

23 MR. ENGELMANN: And was that sometime in
24 July of 1998, sir?

25 MR. GUZZO: I believe it was.

1 **MR. ENGELMANN:** So you've never met them
2 before then or spoken to them before then?

3 **MR. GUZZO:** Quite frankly I don't recall
4 ever having seen them at anything I had been involved in in
5 Cornwall.

6 **MR. ENGELMANN:** So what do you recall -- you
7 recall meeting with the two of them in your office in
8 Ottawa?

9 **MR. GUZZO:** Yes, I do.

10 **MR. ENGELMANN:** And do you have any
11 recollection of -- of the meeting and the discussion?

12 **MR. GUZZO:** It's a rambling discussion.
13 It's a rambling discussion. Just some historical
14 background, some matters. He -- he relates to me the
15 documentation that he has compiled. What he -- tells me
16 what he thinks it says. Tells me that he has -- I think at
17 that time he had served it on Mr. -- Chief Fantino in
18 London.

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

20 **MR. GUZZO:** And that he had also served the
21 two departments of our government with the documentation.

22 **MR. ENGELMANN:** Did he explain to you what
23 the documentation was about?

24 **MR. GUZZO:** Yeah. He told me it was
25 affidavits, documents, statements from people, alleged

1 victims, police officers and stuff like that. And that he
2 had put it together.

3 **MR. ENGELMANN:** Did he tell you a little bit
4 about his personal circumstances and background with
5 respect to the Cornwall Police Service?

6 **MR. GUZZO:** I'm sure he did. I'm sure I
7 also knew some of that at the time.

8 **MR. ENGELMANN:** All right. Do you have any
9 recollection about how long the meeting was?

10 **MR. GUZZO:** I would suggest about an hour.

11 **MR. ENGELMANN:** Yeah. Now, it's not in your
12 -- your notes, but you -- you do have an independent
13 recollection of this meeting?

14 **MR. GUZZO:** Oh, yes. Yes.

15 **MR. ENGELMANN:** And did you have any other
16 meetings with either Perry or Helen Dunlop?

17 **MR. GUZZO:** Well, I said to him when he was
18 leaving, I said, "You know, I wouldn't mind having a look
19 at the material we've been talking about, that you served
20 on the AG and the Solicitor General". And he said, "Well,
21 I'll make you a copy. I'll get a copy for you". And I
22 said, "Well, that would be very nice, I -- I'd appreciate
23 that".

24 And about a week later I'm downstairs in the
25 constituency office and I'm interrupted, and a lady comes

1 in and says, "There's a Mr. Dunlop to see you". I said,
2 "Well, I -- I'm tied up, he doesn't have an appointment,
3 but I'll come out". And I did come out. He's standing at
4 the door and said, "I brought the material that you asked
5 for -- that you -- and I've left it upstairs in your law
6 office". I thanked him for it and wished -- you know,
7 wished him well. I was -- talked to him for about a minute
8 or two at the door and went back to my meeting.

9 **MR. ENGELMANN:** And that was about a week
10 after you'd met the two of them?

11 **MR. GUZZO:** I -- I'm -- seems to me it took
12 about a week, yeah.

13 **THE COMMISSIONER:** Did you have any
14 impressions -- your first impressions of Mr. and Mrs.
15 Dunlop when you met with them?

16 **MR. GUZZO:** Yeah, I had a favourable
17 impression. He seemed like a -- he seemed like a
18 reasonable -- kind of a likeable easy-going enough guy,
19 despite what I had, I guess, heard. Mrs. Dunlop was more
20 pointed and she did a fair amount of the talking. And --
21 but I found them, you know, they struck me as decent
22 people.

23 **MR. ENGELMANN:** Okay. What -- what had you
24 heard about Mr. Dunlop?

25 **MR. GUZZO:** Well, I had -- I didn't -- I

1 hadn't seen the television program, whether it was W5 or --
2 you know, but I had heard ---

3 **MR. ENGELMANN:** Fifth Estate?

4 **MR. GUZZO:** -- Fifth Estate, yeah. I heard
5 they had done a program. I heard they had done a -- a
6 program on him and there had been some talk about it, you
7 know, people had seen it and were telling me what it --
8 what it said, you know, or what -- how they painted it,
9 this, that or the other thing, and ---

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

11 **MR. GUZZO:** --- I -- if I'm not mistaken, in
12 the box when I opened it -- I didn't get to open that box
13 until -- you're going to find this hard to believe, but
14 summers are busy. You're off, there's no House, and
15 there's -- you know, there's not much going -- I mean,
16 spare time. It's a good time to see people. People are,
17 you know, there's a lot of things happening where you got
18 to get around a riding.

19 When you get back to Toronto when the House
20 opens then you don't have any job per se, other than
21 looking after your constituents. You get lots of time to
22 read and -- and I didn't -- I didn't read that
23 documentation. I took it to Toronto, I had it there, and I
24 brought -- when I -- when I went through there's a tape of
25 the W -- Fifth Estate program ---

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

2 **MR. GUZZO:** --- and I watched it.

3 **MR. ENGELMANN:** All right.

4 **MR. GUZZO:** I watched it so -- but that was
5 into the fall.

6 **MR. ENGELMANN:** All right. If the witness
7 can be shown Document Number 718416.

8 **THE COMMISSIONER:** And you can pick a time
9 for a lunch break, Mr. Engelmann.

10 **MR. ENGELMANN:** This will be a moment, sir.

11 **THE COMMISSIONER:** No, that's fine. That's
12 all right.

13 **MR. ENGELMANN:** This was in the cross
14 documents that were ---

15 **THE COMMISSIONER:** Exhibit Number 980 is an
16 acknowledgement, I guess, dated July 31st, 1998 from Monica
17 Phillips saying -- no, no, you can just call it that.

18 **--- EXHIBIT NO./PIÈCE NO. P-980:**

19 (718416) Acknowledgement of receipt of
20 documents

21 **MR. ENGELMANN:** Mr. Guzzo, if you'd just
22 read that here for a moment. Do you know who Monica
23 Phillips was, sir?

24 **MR. GUZZO:** She was a young lawyer working
25 in my office on Meadowlands Drive.

1 **MR. ENGELMANN:** All right. So does this
2 refresh your memory at or about when you would have met
3 with the Dunlops?

4 **MR. GUZZO:** Well, it was in July, summer of
5 '98.

6 **MR. ENGELMANN:** Right.

7 **MR. GUZZO:** And this was obviously signed
8 the day he brought the material, so it's dated July 31,
9 '98.

10 **MR. ENGELMANN:** So it appears when he popped
11 in and interrupted a meeting that you had or -- I think
12 that's how you described it -- his wife dropped the
13 documents off with a lawyer in your office? Is that how
14 you understand this?

15 **MR. GUZZO:** I'm not sure that -- I didn't
16 see Mrs. -- Mrs. Dunlop that ---

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

18 **MR. GUZZO:** --- that day. I -- he said to
19 me, "I took them upstairs and I just wanted you to..." ---

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

21 **MR. GUZZO:** --- to, you know, so I -- but I
22 mean ---

23 **MR. ENGELMANN:** This -- this does say that
24 she received the following written information from Helen
25 Dunlop?

1 **MR. GUZZO:** Right. Right. It does say
2 Helen, I'm sorry.

3 **MR. ENGELMANN:** Is that the material you
4 would have received ---

5 **MR. GUZZO:** Yes.

6 **MR. ENGELMANN:** --- from the Dunlops?

7 **MR. GUZZO:** Yes, that's right.

8 **MR. ENGELMANN:** So media coverage and
9 volumes 3 and 4 pertaining to evidence given at the Board
10 of Inquiry?

11 **MR. GUZZO:** Right.

12 **MR. ENGELMANN:** And those materials you
13 would have turned over to the Commission as part of your
14 production to us?

15 **MR. GUZZO:** I did, yes. But I -- yeah.
16 Now, I'm -- I'm thinking about that -- that tape, the W5,
17 it may have stayed in Toronto and gone out with the -- you
18 know, I ---

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

20 **MR. GUZZO:** I don't recall it anyway.

21 **MR. ENGELMANN:** But that would have presumably
22 been part of the media coverage?

23 **MR. GUZZO:** Yes.

24 **MR. ENGELMANN:** Is that fair?

25 **MR. GUZZO:** Yeah. Yeah.

1 **MR. ENGELMANN:** So I just have a couple more
2 questions in this area, if I can.

3 **MR. GUZZO:** Yeah.

4 **MR. ENGELMANN:** Mr. Guzzo, aside from the
5 meeting with the Dunlops together and then the brief encounter
6 when documents are delivered to your office, do you ever meet
7 with either of them again in person?

8 **MR. GUZZO:** No. Unless they were at City Hall
9 the night we attended at City Hall for the -- to address the
10 council or unless they were in the -- there was quite a large
11 crowd outside the Catholic Conference of Bishops' Conference
12 at the east end or something like that. Unless one of them or
13 both of them were there, I never met with them again.

14 **MR. ENGELMANN:** Do you recall ever speaking to
15 either of them on the phone afterwards?

16 **MR. GUZZO:** I recall -- I think it was
17 Christmas '05 -- between Christmas and New Years '05, the
18 inquiry had been called or it's going to be called, we're
19 satisfied at that point, and I hear something -- I don't know
20 where or from whom, that they're out west; things aren't going
21 all that well, you know; he has not been -- his health is not
22 great and I phone out; I get a number and I phone out to wish
23 him a Merry Christmas and have a nice chat with him. I don't
24 think I talked to Mrs. Dunlop.

25 But other than that ---

1 **MR. ENGELMANN:** So this would be Christmas of
2 2004 perhaps?

3 **MR. GUZZO:** It could have been '04, yeah, just
4 right after -- yeah, '04 because I -- but it might have been
5 New Years '05.

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

7 **MR. GUZZO:** But yeah, that Christmas season I
8 phone up to wish them a Merry Christmas; to tell them that the
9 inquiry's been called; that, you know, he's been successful in
10 doing that.

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

12 **MR. GUZZO:** To give him a boost really.

13 **MR. ENGELMANN:** Do you have any other
14 recollection of a conversation with either of them?

15 **MR. GUZZO:** I do not. I do not.

16 **MR. ENGELMANN:** I just want to show you a note,
17 sir, document 116241; it's an excerpt from a cross document.
18 The Bates page number is 1091552.

19 **THE COMMISSIONER:** Thank you.

20 Exhibit number 981 are ---

21 **MR. ENGELMANN:** Just to situate, Mr.
22 Commissioner, these are excerpts from Mr. Dunlop's notes.

23 **THE COMMISSIONER:** All right.

24 And so the number is -- the page number is 186
25 and it starts with the date of the 29th of November, 1998.

1 ---EXHIBIT NO./ PIÈCE NO P-981:

2 (116241 1091552) Perry Dunlop's
3 handwritten notes dated 29 Nov 98

4 **MR. ENGELMANN:** Mr. Guzzo, there's reference on
5 November 29th and I think at the top of the page, 1300, "Phone
6 call from Bill, Garry Guzzo's assistant." You had an
7 assistant by the name of Bill Grant?

8 **MR. GUZZO:** Right, right.

9 **MR. ENGELMANN:** "He tells me to call him back
10 on his cell phone." There's a number there.

11 **MR. GUZZO:** Yes.

12 **MR. ENGELMANN:** "Call" -- does that say,
13 "Geronimo"?

14 **MR. GUZZO:** I don't know what it says really.

15 **MR. ENGELMANN:** Okay. Is that your home number
16 there, sir?

17 **MR. GUZZO:** Yes, it is.

18 **MR. ENGELMANN:** "Has good news. Things are
19 happening fast." Then it says, "20:05, Call Guzzo at home.
20 Tells me that files I gave AG Sol Gen were tampered with. Say
21 that expects the case will move now"?

22 **MR. GUZZO:** Yeah.

23 **MR. ENGELMANN:** All right.

24 Do you have any recollection of having a
25 discussion with Mr. Dunlop? This would have been at the end

1 of November, 1998. Does this refresh your memory at all about
2 having a discussion with him?

3 **MR. GUZZO:** I don't recall the discussion. I
4 don't recall the discussion and I would take issue with only
5 one thing, if it -- it could have happened, it could have
6 happened and I wouldn't recall it, but the terminology
7 "tampered with" was not my terminology and I don't know that
8 -- that's foreign to me.

9 **MR. ENGELMANN:** "Expects the case will move
10 now." Were you pushing for an inquiry at about this time or
11 do you have any idea what that would be about?

12 **MR. GUZZO:** Well, something may have happened
13 that I indicated to Mr. Grant that there was going to be a --
14 some movement. There were -- but I don't recall having that
15 telephone conversation ---

16 **MR. ENGELMANN:** All right.

17 **MR. GUZZO:** --- but I might have had it.

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

19 **MR. GUZZO:** I might have had it.

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

21 So lastly then, aside from personal contacts
22 with Mr. Dunlop or -- do you recall any communication from or
23 to his lawyer, and in particular do you recall ever having a
24 conversation with a lawyer by the name of John Morris?

25 **MR. GUZZO:** I don't know that I ever talked to

1 him, but we exchanged voice mails at least.

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

3 If you could -- Madam Clerk, one last document,
4 124640, commission document. It's a letter dated August 11,
5 1998, from Mr. Morris to Mr. Guzzo

6 **THE COMMISSIONER:** Thank you.

7 Exhibit number 982.

8 **---EXHIBIT NO./ PIÈCE NO P-982:**

9 (124640) Letter from John Morris to

10 Garry Guzzo dated 11 Aug 98

11 **MR. ENGELMANN:** Let's start with the letter and
12 then I'll come back to the fax cover sheet if I can.

13 **MR. GUZZO:** Right.

14 **MR. ENGELMANN:** The letter appears to refer to
15 a telephone conversation of this morning. Would it be fair to
16 say that you'd either had a telephone conversation or at least
17 an exchange or voice mail messages, Mr. Guzzo?

18 **MR. GUZZO:** Yeah, we may -- you know, if he
19 says -- yeah, we may have talked; we may have talked, yeah.

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

21 And do you recall receiving this letter, sir?

22 **MR. GUZZO:** I do vaguely.

23 **MR. ENGELMANN:** So apparently he's prepared to
24 advise Mr. Dunlop to release more materials to you, but on
25 certain conditions?

1 **MR. GUZZO:** Correct.

2 **MR. ENGELMANN:** And can you tell us, sir, if
3 you accept these materials?

4 **MR. GUZZO:** No, I tell him I don't -- I don't
5 want them; I don't need them, I don't think, but I don't want
6 them.

7 **MR. ENGELMANN:** Do you know if you made that
8 clear to Mr. Morris that you did not want them?

9 **MR. GUZZO:** I recall calling him back and
10 leaving a voice mail to that affect. I don't think I talked
11 to him.

12 **MR. ENGELMANN:** There seems to be a note on the
13 fax cover sheet, "Pretty limited use," just above the words
14 "Bill", and then, "We do not accept," and there's an initial.

15 **MR. GUZZO:** Yeah, that would have been
16 direction to Mr. Grant to fax him back if he faxed me -- if
17 this was a faxed letter and I guess it was.

18 **MR. ENGELMANN:** Whose initial is that under,
19 "We do not accept"?

20 **MR. GUZZO:** That's my initial.

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

22 So did you ever get further documents from Mr.
23 Dunlop and/or his lawyer?

24 **MR. GUZZO:** No, I did not.

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

1 Mr. Commissioner, that was the conclusion of
2 that area. I apologize for going on a bit too long.

3 **THE COMMISSIONER:** Thank you.

4 Let's take a lunch break and come back at 2:00.

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

7 The hearing will resume at 2:00 p.m.

8 --- Upon recessing at 12:42 p.m./

9 L'audience est suspendue à 12h42

10 --- Upon commencing at 2:05 p.m./

11 L'audience est reprise à 14h05

12 **THE REGISTRAR:** This hearing is now resumed.

13 Please be seated. Veuillez vous asseoir.

14 **THE COMMISSIONER:** Someone's gone ---

15 **MR. ENGELMANN:** Have you seen ---

16 **THE COMMISSIONER:** They're gone to get him.

17 Mr. Engelmann?

18 **MR. ENGELMANN:** I was just going to say I
19 haven't seen the witness.

20 **THE COMMISSIONER:** When I saw him he was
21 strolling in there.

22 **MR. ENGELMANN:** He was leaving for lunch when I
23 last saw him.

24 **MR. GUZZO:** I apologize, sir.

25 **THE COMMISSIONER:** That's fine. Thank you.

1 GARRY GUZZO, Resumed:

2 ---EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN-CHEF PAR MR.
3 ENGELMANN (Cont'd/Suite):

4 MR. ENGELMANN: Good afternoon, Mr. Guzzo.

5 MR. GUZZO: Good afternoon.

6 MR. ENGELMANN: I'd like to now take you to
7 the fall of 1998 and, in particular, I understand that in
8 or around mid-September of 1998, you wrote a letter to
9 Premier Harris.

10 MR. GUZZO: I did.

11 MR. ENGELMANN: And that was the first time
12 you would have corresponded with him on this issue?

13 MR. GUZZO: Correct.

14 MR. ENGELMANN: If the witness could be
15 shown document number 124692.

16 THE COMMISSIONER: Thank you.

17 Exhibit 983 is a letter from Mr. Guzzo to
18 the Honourable Michael Harris, dated September 18th, 1998.

19 ---EXHIBIT NO./ PIÈCE NO P-983:

20 (124692) Letter from Mr. Guzzo to the
21 Honourable Michael Harris dated 18 Sept
22 1998

23 MR. ENGELMANN: I'm sorry; Mr. Commissioner,
24 I missed the number.

25 THE COMMISSIONER: It would be 983.

1 **MR. ENGELMANN:** Nine-eight-three (983)?

2 **THE COMMISSIONER:** Yeah.

3 **MR. ENGELMANN:** Mr. Guzzo, if you could just
4 have a quick look at this; I have a few questions for you.

5 **(SHORT PAUSE/COURTE PAUSE)**

6 **MR. GUZZO:** Yes, sir.

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

8 So let's just start with why do you write
9 the letter to the Premier in September of 1998?

10 You actually say, in the first paragraph:

11 "I've chosen to put this matter in
12 writing. I regretfully have no
13 alternative but to communicate in this
14 manner."

15 **MR. GUZZO:** Well, I'm not getting anywhere
16 with the ministers responsible and I think I've requested a
17 meeting with him and I'm not going to get a meeting very
18 rapidly, so I want to put the issue in -- on paper and
19 before him.

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

21 And is it your expectation that you'll get a
22 meeting with the Premier after writing this letter?

23 **MR. GUZZO:** I thought so, yes. I thought I
24 would.

25 **MR. ENGELMANN:** Okay. And I just want to

1 talk to you a little bit about some of the facts you've
2 highlighted. You highlighted a number of facts; is that
3 fair -- alleged facts?

4 MR. GUZZO: I think so, yes.

5 MR. ENGELMANN: At the bottom of the first
6 page you referenced the fact that three police forces have
7 looked at this?

8 MR. GUZZO: Yes.

9 MR. ENGELMANN: And you reference that fact
10 again on page 3, second paragraph from the bottom?

11 MR. GUZZO: Yes.

12 MR. ENGELMANN: Is it fair to say at this
13 point in time, you're not sure what the Ottawa police did?
14 Because you do say, on the third page, second last
15 paragraph:

16 "And maybe even the Ottawa police, if
17 they did, in fact...",

18 or,

19 "...if they, in fact, did rubberstamp
20 the behaviour."

21 MR. GUZZO: I have to -- my memory would
22 have said I was of the opinion that they had rubberstamped
23 it at that point in time. But when I read that, I must
24 have reason to question it.

25 MR. ENGELMANN: Okay.

1 You talk about the service of the Dunlop
2 documents and on government ministries; that's in the
3 middle of paragraph -- sorry, page 3. That seems to be an
4 issue for you; is that fair?

5 **MR. GUZZO:** Yes.

6 **MR. ENGELMANN:** You talk about information
7 you've acquired in Florida, in the middle of page 2 and the
8 first paragraph onto page 3; is that correct?

9 **MR. GUZZO:** Yes.

10 **MR. ENGELMANN:** And you thought that was
11 important to highlight?

12 **MR. GUZZO:** I did.

13 **MR. ENGELMANN:** And you talk about the need
14 for a judicial inquiry?

15 **MR. GUZZO:** I did.

16 **MR. ENGELMANN:** Near the bottom of page 3?

17 **MR. GUZZO:** Correct.

18 **MR. ENGELMANN:** You talk about the fact that
19 you've had a number of meetings with a number of
20 individuals, including alleged victims? You set that out
21 on page 2 and also at the top of the last page.

22 **MR. GUZZO:** Correct. Correct.

23 **MR. ENGELMANN:** So can you give us a sense
24 as to why you highlighted some of the facts that I've just
25 referenced you to and/or other facts; why was it important

1 for you to reference some of these facts in your letter to
2 the Premier?

3 **MR. GUZZO:** Well, first and foremost, I
4 think if there is a problem with the police situation and I
5 am beginning to sense that there is when I don't get
6 answers from people who you would -- usually give me an
7 answer in their department if I come forward with a
8 reasonable question, I have to think that there's a problem
9 there and I think he's the head of government and it's a
10 government problem and he should know about it and address
11 it.

12 Now, that's my first and foremost reason for
13 getting into it.

14 **MR. ENGELMANN:** All right.

15 Because there's a ministry of your
16 government, there's a minister of your government that's
17 responsible for police oversight or Solicitor General, in
18 any event, and you're concerned about that?

19 **MR. GUZZO:** Correct.

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

21 What else?

22 **MR. GUZZO:** Well, I think that we're posing
23 ourselves or posturing as a law and order government, and
24 this is supposed to be one of the main planks of the common
25 sense revolution, and I'm thinking that this is where we

1 can do some of -- show some leadership and show some --
2 show some strength.

3 I also think that while I don't -- I haven't
4 been sold by everybody who came into my office making a
5 complaint or making an allegation of being abused, I have
6 heard enough to know that there's something of some nature
7 going on, it has to be of some concern, and some of the
8 allegations are made by people who suggest they were very -
9 - quite young, quite young when this type of thing happened
10 to them.

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

12 On the last page of the letter you say that:

13 "I've hesitated to advise the two
14 ministers responsible herein and
15 would request a private meeting with
16 you prior to your making the contents
17 of this letter known to anyone.
18 There's an abundance of information
19 available which I choose not to refer
20 to herein because I cannot prove the
21 truth of same. However I have little
22 doubt that it is accurate."

23 So just a couple of questions there. You
24 have already spoken to both Messers Harnick and
25 Runciman; correct?

1 **MR. GUZZO:** I have. I've been asking them
2 questions with regard to their department's involvement,
3 yes.

4 **MR. ENGELMANN:** All right.
5 So in that sense, you haven't really
6 hesitated to speak to them, perhaps not in this detail, but
7 --

8 **MR. GUZZO:** No, I haven't sat down and
9 spilled out my story and beliefs the way I have here.

10 **MR. ENGELMANN:** All right.
11 And you do copy them, and as you've told us
12 before, with some unique identifiers?

13 **MR. GUZZO:** Yes.

14 **MR. ENGELMANN:** You're requesting a private
15 meeting with the Premier before he makes the contents of
16 the letter known to anyone. Did that private meeting ever
17 happen?

18 **MR. GUZZO:** No, it did not.

19 **MR. ENGELMANN:** Why is it that you say in
20 the last paragraph you have some concern for safety? What
21 was going through your mind at that time?

22 **MR. GUZZO:** John Cleary had had a couple of
23 incidents -- I don't want to oversell him, but I would call
24 them violent, on the verge of violence he related to me.
25 And when he would become involved and try and take action

1 here in the city with regard to some of the complainants,
2 and he was -- he was concerned and I was -- having listened
3 to him, I was a little concerned by sticking my neck out
4 and being in the front, that's all.

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

6 So you didn't get your private meeting.
7 What about an acknowledgement or some form of response to
8 your letter from the Premier or his staff?

9 **MR. GUZZO:** I got no answer, no response. I
10 was told sometime around the holiday season that he wasn't
11 very happy putting in writing and bringing it out --
12 bringing it up. And I could feel the tension between us
13 was growing.

14 **MR. ENGELMANN:** The tension between you and?

15 **MR. GUZZO:** Mr. Harris.

16 **MR. ENGELMANN:** All right.

17 Did you exchange greetings from time to time
18 or speak from time to time?

19 **MR. GUZZO:** Well, his office -- the second
20 legislative office was just down the hall from where I was,
21 so I would see him from time to time. Certainly in Caucus
22 and when we were in the House together, yes.

23 **MR. ENGELMANN:** Now, you have a couple of
24 references to this in your notes. I just want to take you
25 there if I can, 848 -- C848C. I'm not sure what page it

1 is, it's a bit illegible, but it's September '98. There's
2 also a reference at the top of the third page of 847A. So
3 let's start with perhaps your original notes, 840 -- C848C.

4 **MR. GUZZO:** Yes. And the page number there
5 was?

6 **MR. ENGELMANN:** I'm not sure, sir. It looks
7 like a Roman numeral V perhaps?

8 **THE COMMISSIONER:** It's on the screen.

9 **MR. GUZZO:** Oh, okay. Thank you.

10 **MR. ENGELMANN:** I'm told it might be a two
11 at the top.

12 **MR. GUZZO:** Yes, that's --

13 **MR. ENGELMANN:** It might be easier for you
14 to look at the yellow paper.

15 **MR. GUZZO:** Yeah, thank you. Yes, I have it
16 now.

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

18 So can you just tell us what that says, sir?

19 **MR. GUZZO:** It says:

20 "Write to Premier. Never a reply.

21 Solicitor General avoids his buddy Guz.

22 AG Heisman Trophy position when he sees
23 me and avoids me in Caucus."

24 **(LAUGHTER/RIRES)**

25 **MR. ENGELMANN:** Okay.

1 **THE COMMISSIONER:** So what --

2 **MR. ENGELMANN:** Obviously some members of
3 the gallery or counsel know what you mean by the Heisman
4 Trophy position. I know what the Heisman Trophy is. Can
5 you explain to me what you mean by "AG Heisman Trophy
6 position whenever he sees me?"

7 **MR. GUZZO:** Well, the Heisman Trophy is a
8 trophy awarded to the outstanding college football player
9 in the United States each year. And the trophy is a
10 picture of a running back or a ball carrier with a straight
11 arm.

12 **THE COMMISSIONER:** With a what?

13 **MR. ENGELMANN:** With a straight arm.

14 **MR. GUZZO:** With a straight arm.

15 **THE COMMISSIONER:** Okay.

16 **MR. GUZZO:** And he's tucking the ball under
17 one arm and fending off with the other.

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

19 I think I got the picture.

20 **THE COMMISSIONER:** Then it continues on.

21 Oh, "avoids me in Caucus". All right.

22 **MR. GUZZO:** Right.

23 **THE COMMISSIONER:** All right.

24 **MR. ENGELMANN:** And "Sol Gen avoids his
25 buddy Guz". Mr. Runciman referred to you as Guz?

1 MR. GUZZO: Yeah.

2 MR. ENGELMANN: Or words to that effect?

3 MR. GUZZO: Yeah.

4 MR. ENGELMANN: All right.

5 So neither of them get back to you about the
6 letter?

7 MR. GUZZO: Well, they're staying away from
8 me now.

9 MR. ENGELMANN: All right.

10 And just to follow up, because I think
11 you've already gone there. The note underneath that,
12 "December '98 Caucus Christmas party"; that's a joyous
13 occasion?

14 MR. GUZZO: Yeah, it's -- the Caucus puts it
15 on and staffers and their spouses and partners are invited.
16 And so staffers from the Premier's office are there. You
17 know, your staff would sometimes come up from Ottawa to be
18 -- to go to it.

19 MR. ENGELMANN: All right.

20 And you -- can you carry on with the note,
21 sir?

22 MR. GUZZO: Well, I have a note that says:
23 "Caucus Christmas party, joyous
24 occasion. Premier's staff first avoid
25 me. After a few cream sodas I get a

1 comment, 'You should mind your own
2 business. Mike is royally pissed off
3 with you.'"

4 **MR. ENGELMANN:** And this is something that
5 is being said to you by a member of his staff?

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

7 **MR. ENGELMANN:** Do you recall who that was?

8 **MR. GUZZO:** I believe it was Ron McLaughlin.

9 **MR. ENGELMANN:** And that was his chief of
10 staff?

11 **MR. GUZZO:** Yes.

12 **MR. ENGELMANN:** And you used the term "cream
13 sodas"; you mean a couple of drinks?

14 **MR. GUZZO:** I -- right.

15 **MR. ENGELMANN:** Yeah. Sir, during the fall
16 of '98, do you recall if you see any further alleged
17 victims?

18 **MR. GUZZO:** I don't recall, but I could
19 check my notes.

20 **MR. ENGELMANN:** If you could, sir.

21 You appear to have something in your short-
22 form notes, 847, the third page in on the transcribed
23 version, I'm sorry, 847A.

24 There's a reference I believe, sir, to three
25 more victims, November, '98, and then another reference to

1 two more victims, December, '98. And then the quote,
2 "Someone is stirring the pot".

3 **MR. GUZZO:** Yeah. I don't have any
4 recollection of -- I don't have any recollection of these
5 people, although sometime around this time I am -- I am
6 convinced that, you know, people are organizing. They're
7 -- people are -- are ---

8 **MR. ENGELMANN:** Who do you mean when you say
9 "People"?

10 **MR. GUZZO:** I -- I think -- I think there's
11 a movement afoot in Cornwall amongst the citizens,
12 citizens' groups, one, two, three, four citizens' groups
13 and -- and they're -- they're working on their position.

14 **MR. ENGELMANN:** All right. So let's go then
15 into the year 1999 if we can. Let's look at the month of
16 February of 1999. My understanding is at that time you
17 write another letter to the Premier?

18 **MR. GUZZO:** I did.

19 **THE COMMISSIONER:** Can I just interrupt?
20 Was the letter that you sent to the Premier
21 n September 18, 1998, ever made public by someone? Am I
22 overstepping in ---

23 **MR. ENGELMANN:** No, no, not at all.

24 **THE COMMISSIONER:** Or not overstepping, am I
25 getting ahead of myself?

1 **MR. ENGELMANN:** No, I think we referred to
2 that briefly before, but it's fine to go there. We -- we
3 referred to it briefly. I asked Mr. Guzzo about the media
4 release.

5 **THE COMMISSIONER:** Oh, is this the letter --
6 oh, right, right, right. This is the ---

7 **MR. ENGELMANN:** That was March 17, '99.

8 **THE COMMISSIONER:** Okay. Okay. Fine,
9 thank you, I've got that. Thank you.

10 **MR. ENGELMANN:** And that media release that
11 you issued about the unique identifiers, was that in
12 response to someone leaking this letter to the press?

13 **MR. GUZZO:** One or both.

14 **MR. ENGELMANN:** One or both?

15 **MR. GUZZO:** Yes.

16 **MR. ENGELMANN:** So that letter and the next
17 one we're about to look at?

18 **MR. GUZZO:** Yes.

19 **MR. ENGELMANN:** All right. And is that a
20 letter dated February 23, 1999?

21 **MR. GUZZO:** It is.

22 **MR. ENGELMANN:** And if the witness could be
23 shown Document Number 124693.

24 **THE COMMISSIONER:** Okay. Exhibit 984 is a
25 letter from Mr. Guzzo to Wayne Frechette, Deputy

1 Commissioner of the Provincial Command OPP, dated March 31,
2 1999.

3 **MR. ENGELMANN:** Oh, I think I -- we've got
4 the wrong document there, sir. I apologize.

5 **THE COMMISSIONER:** Okay. That's not ---

6 **MR. ENGELMANN:** I wanted 124693.

7 **THE COMMISSIONER:** We'll take that one back,
8 sir.

9 So the new 984 is a letter from Mr. Guzzo to
10 -- Guzzo to Mr. -- the Honourable Michael Harris, dated
11 February 23, 1999, marked private and confidential.

12 ---EXHIBIT NO./PIÈCE NO P-984:

13 (124693) Letter from Garry Guzzo to
14 Hon. Michael Harris dated 23 Feb 99

15 **SHORT PAUSE/COURTE PAUSE)**

16 **MR. ENGELMANN:** All right. Mr. Guzzo, why
17 is it then that you felt compelled to write a second letter
18 to the Premier?

19 **MR. GUZZO:** Well, I -- I'm in Toronto the --
20 we have some kind of a function -- caucus function or party
21 function in Toronto, and the matter comes up and in the
22 discussion the issue is dismissed as not being very -- of
23 any serious consequence; that things are under -- under
24 control; there's absolutely no problem and, you know,
25 people have been charged and, you know ---

1 **MR. ENGELMANN:** Do you recall who it is
2 that's taking that position?

3 **MR. GUZZO:** Definitely Mr. Villeneuve, the
4 -- the minister for the area, and a lady in the Premier's
5 office. Her name is ---

6 **MR. ENGELMANN:** A staffer?

7 **MR. GUZZO:** A staffer who relates something
8 from a meeting -- a staff meeting in the -- in the
9 Premier's office about, you know, putting the -- putting
10 the thing to bed.

11 **MR. ENGELMANN:** All right. It's under
12 control; people have been charged; let it go?

13 **MR. GUZZO:** Yeah.

14 **MR. ENGELMANN:** That type of thing?

15 **MR. GUZZO:** That type of thing.

16 **MR. ENGELMANN:** And you're referring to yet
17 another visit to Fort Lauderdale that you've had?

18 **MR. GUZZO:** Yes.

19 **MR. ENGELMANN:** So is it fair to suggest
20 you've had another visit or visits with this retired police
21 officer?

22 **MR. GUZZO:** No, I didn't have any visits
23 with him, but I see him a couple of mornings a week. We
24 have a -- a golfing situation where you show up at --
25 before eight o'clock for a special rate and there might be

1 20 guys or 30 guys, mostly senior citizens, a lot of older
2 people, and he's there and I'm there, you know.

3 **MR. ENGELMANN:** All right.

4 **MR. GUZZO:** And -- and he's -- he's asking
5 me, you know, what's happening and what's going on and ---

6 **MR. ENGELMANN:** All right. So do you have
7 any further information from Florida at this point or is
8 the information you had information you had gleaned from
9 before?

10 **MR. GUZZO:** No, I don't -- I can't pinpoint
11 anything additional, other than I have for -- when -- when
12 charges are laid, I'm asking if certain people have been
13 interrogated. I'm interested in two people who are
14 supposed to have information and I'm asking if they have
15 been interrogated by the -- by the police and I'm told they
16 have not been.

17 **THE COMMISSIONER:** And who are these two
18 people?

19 **MR. ENGELMANN:** Are they people with a
20 moniker or are they alleged perpetrators? Who are we
21 talking about?

22 **MR. GUZZO:** We're talk -- we're talking
23 about a -- a person by the name of -- oh, golly, golly.
24 He's not -- his name will come to me. His name will come
25 to me.

1 **MR. ENGELMANN:** Can you give us some
2 context, sir?

3 **MR. GUZZO:** He -- well, he's -- I think he's
4 involved with the Citizen's Group and -- or some -- one of
5 the groups, and he's telling me that there are certain
6 people that have been named in the documentation that
7 should be -- should be contacted and nobody's contacted
8 them.

9 And I think -- I think he's even going to
10 the newspaper here and making the same allegation. I think
11 I read it in one of the newspapers here. I want to say --
12 oh, gee -- in any event, it's -- I think I've -- between
13 the discussion with this chap and the reading in the local
14 paper, what I think he has said -- I think he's the one
15 that is being quoted and the comments in Toronto, you know
16 ---

17 **MR. ENGELMANN:** Is this one of the people
18 you mentioned earlier?

19 **MR. GUZZO:** No, no.

20 **MR. ENGELMANN:** One of the citizen's groups
21 or is it someone else?

22 **MR. GUZZO:** No, this is a chap, Delorme or
23 Deslauriers.

24 **MR. ENGELMANN:** There was a Deslauriers, but
25 that was a priest or and guidance counsellor who was ---

1 **MR. GUZZO:** No, no, this is -- if I'm not
2 mistaken, he's an ex -- I shouldn't speculate. I have an
3 idea, though, he is an ex-newsman. He's worked in the
4 newspaper field, but he's kind of feeding information and
5 circulating information.

6 **MR. ENGELMANN:** Okay. So this isn't an
7 alleged victim or an alleged perpetrator?

8 **MR. GUZZO:** No.

9 **MR. ENGELMANN:** This is someone who ---

10 **MR. GUZZO:** Yeah.

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

12 And you refer, at the bottom of the first
13 page to:

14 "These people include complainants as
15 well as witnesses, and at least in one
16 case a perpetrator who has signed an
17 affidavit, which affidavit was filed
18 with the AG of this province and the
19 Solicitor General of this province in
20 April '97."

21 Who are referring to there, sir?

22 **MR. GUZZO:** I think that's Leroux.

23 **MR. ENGELMANN:** All right.

24 **MR. GUZZO:** I think that's Leroux. I ---

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

1 Did you ever meet with him, sir?

2 MR. GUZZO: I have never -- I don't think
3 I've ever seen him, to tell you the truth. I wouldn't
4 recognize him.

5 MR. ENGELMANN: All right.

6 MR. GUZZO: I've never talked to him, no.

7 MR. ENGELMANN: And on the second page of
8 the letter, in the first paragraph, you ask a number of
9 questions of the Premier.

10 MR. GUZZO: Yeah.

11 MR. ENGELMANN: For example, you ask why
12 almost two years later key complainants and witnesses have
13 not been interrogated. It's almost two years after the
14 delivery of some documents in April '97; correct?

15 MR. GUZZO: Right.

16 MR. ENGELMANN: And how do you know that,
17 sir? How do you know that the OPP haven't met with some of
18 these people?

19 MR. GUZZO: Well, I've been told by this
20 newspaper person and I'm being told by other members of the
21 Citizen's Group and I think -- I think ---

22 MR. ENGELMANN: But you haven't spoken
23 directly to the police about that?

24 MR. GUZZO: No, I have not.

25 MR. ENGELMANN: At this point in time?

1 **MR. GUZZO:** No, I have not.

2 **MR. ENGELMANN:** And you're asking questions
3 about whether the investigating officers have received
4 copies of the documentation?

5 **MR. GUZZO:** That's correct.

6 **MR. ENGELMANN:** The documentation that Mr.
7 Dunlop delivered in April of '97?

8 **MR. GUZZO:** Correct.

9 **MR. ENGELMANN:** And you don't know the
10 answer to that question; you're just posing it?

11 **MR. GUZZO:** I have been told the answer to
12 the question, but I don't know that it's accurate.

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

14 **THE COMMISSIONER:** And so this is -- you've
15 been told that by?

16 **MR. GUZZO:** I think I've been told by one of
17 the ministers in question. I think either Mr. Harnick or
18 Mr. Runciman have suggested to me that that's a -- I've
19 asked them and they haven't denied it; maybe put it that
20 way.

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

22 And in this letter, you do not ask for a
23 formal reply?

24 **MR. GUZZO:** Nor do I ask for a meeting.

25 **MR. ENGELMANN:** You simply end it with:

1 "I simply am requesting that our
2 government is satisfied that our
3 responsibilities hereunder are being
4 met and I will interpret your silence
5 as my assurance that this is so."

6 **MR. GUZZO:** Correct.

7 **MR. ENGELMANN:** Sir, you have a brief
8 reference to his letter in your original notes, C-847(c)?

9 **MR. GUZZO:** Yes.

10 **MR. ENGELMANN:** Same page we were looking at
11 before?

12 **MR. GUZZO:** Correct.

13 **MR. ENGELMANN:** Feb '99, second letter to
14 Premier; it says:

15 "No reply - ever."

16 **MR. GUZZO:** Right.

17 **MR. ENGELMANN:** But again, it didn't appear
18 you were asking for one.

19 **MR. GUZZO:** No, that's correct. That's
20 correct.

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

22 Sir, on that same page of your notes, you
23 reference March '99, and what is it you say there?

24 **MR. GUZZO:** "Back in House. I feel
25 alone..."

1 And I quote the Minister of Agriculture.

2 **THE COMMISSIONER:** Saying?

3 **MR. GUZZO:** I don't ask him anything in
4 this. This is a -- he approaches me in the legislative
5 building and said to me, "You're making it very tough for
6 me" or "You're interfering. Some of these people are our
7 supporters and our friends."

8 **MR. ENGELMANN:** So this is Mr. Villeneuve
9 telling you this?

10 **MR. GUZZO:** Yes.

11 **MR. ENGELMANN:** Some of these people -- in
12 fact, the note says:

13 "some of these are our supporters and
14 friends".

15 **MR. GUZZO:** Yes.

16 **MR. ENGELMANN:** Who's the "some" referring
17 to?

18 **MR. GUZZO:** I interpret it to be some of the
19 perpetrators. We're talking ---

20 **THE COMMISSIONER:** Some of the alleged
21 perpetrators.

22 **MR. GUZZO:** Some of the alleged
23 perpetrators.

24 **MR. ENGELMANN:** Is the conversation much
25 longer than what you've just described, or do you remember?

1 **MR. GUZZO:** I made a few comments, you know.
2 I made a few comments to him, but ---

3 **MR. ENGELMANN:** Such as?

4 **MR. GUZZO:** Well, I told him that these were
5 serious matters. If, in fact, the information is accurate
6 and correct, you can't be worried about our political
7 allies and our friends. We're talking about criminal
8 behaviour and we're talking about children and -- and, you
9 know, I was stunned by that comment. I was ---

10 **MR. ENGELMANN:** How did he respond after you
11 brought that up?

12 **MR. GUZZO:** I don't think he replied to me.
13 I think he walked away and ---

14 **MR. ENGELMANN:** Now, in or around March of
15 1999 -- and this letter's February 23rd -- you talk about
16 the House being back in session. Do you recall if you
17 received or you were contacted by one or more senior public
18 servants?

19 **MR. GUZZO:** Yes, I remember it extremely
20 well.

21 **MR. ENGELMANN:** And do you remember who they
22 were?

23 **MR. GUZZO:** I ---

24 **MR. ENGELMANN:** And just tell us the order
25 of the contacts.

1 **MR. GUZZO:** I received the -- a call in
2 Florida, at my home, from a man by the name of Frechette.
3 He had ---

4 **MR. ENGELMANN:** Did he give you a first
5 name?

6 **MR. GUZZO:** If he did, I didn't write it
7 down, but I'm sure -- I corresponded with him so I may have
8 it.

9 **THE COMMISSIONER:** Yeah.

10 **MR. ENGELMANN:** Might it have been Wayne
11 Frechette?

12 **MR. GUZZO:** Yes, yes, it's Wayne.

13 **MR. ENGELMANN:** And had you ever spoken to
14 him before?

15 **MR. GUZZO:** No, I did not. I had not.

16 **MR. ENGELMANN:** And did he tell you why he
17 was calling you?

18 **MR. GUZZO:** He introduced himself as the
19 senior Commissioner with the Ontario Provincial Police in
20 charge of criminal investigations. And I think he told me
21 that he had either heard what I had had to say in the House
22 and asking a question or in caucus asking a question or he
23 had a copy of a letter that I had sent to the Premier and
24 he wanted to know what I was talking about.

25 **MR. ENGELMANN:** Do you know how he got your

1 number in Florida?

2 MR. GUZZO: I would think he probably called
3 my constituency office and the constituency office may or
4 may not have called me. If he identified himself as such,
5 they may not even have called me, but they probably gave it
6 to him.

7 MR. ENGELMANN: All right.

8 And did you document this -- sort of the
9 nature of this call and some correspondence shortly
10 thereafter?

11 MR. GUZZO: I did. I scribbled a few notes,
12 but I documented it in detail in a letter that I sent to
13 the Premier's Chief of Staff, I think, on April the 3rd of
14 '98.

15 MR. ENGELMANN: Of '99 perhaps?

16 MR. GUZZO: Of '99 rather.

17 MR. ENGELMANN: All right.

18 And perhaps the witness could be shown
19 Document Number 125441.

20 THE COMMISSIONER: Thank you. Exhibit
21 Number 985 is a letter addressed to Ron McLaughlin, Chief
22 of Staff, from Mr. Garry Guzzo, dated April 3rd, 1999.

23 --- EXHIBIT NO./PIÈCE NO. P-985:

24 (125441) Letter fr Garry Guzzo to Ron
25 McLaughlin dated 03 Apr 99

1 **MR. ENGELMANN:** Mr. Guzzo, I would like you
2 take a look at the third page of the letter. It starts at
3 the top of the page. Well, after you talk about your
4 letters being released and you talk about some recent press
5 stories, on top of the page, you say:

6 "As a result, I've received two very
7 interesting telephone calls, which I
8 would like to relay to you at this
9 point in time. I do so for the purpose
10 of assisting you and answering the
11 questions that I pose later on in this
12 letter."

13 So the next paragraph, which is the second
14 full paragraph on page 3, is that your reference to
15 documenting this call with Wayne Frechette?

16 **MR. GUZZO:** It is, yes.

17 **MR. ENGELMANN:** Would you just take a look
18 at that page then and tell us if it accurately reflects how
19 you remember the call?

20 **MR. GUZZO:** Yes, it accurately reflects the
21 conversation.

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

23 And I note in the third paragraph, you say:

24 "We concluded the conversation by
25 Deputy Commissioner Frechette advising

1 me that I was dead wrong, but that if I
2 was right he had very serious problems
3 on his hands. The Deputy Commissioner
4 asked me if would be willing to meet
5 with him when I returned to Canada and
6 I told him that I would be willing to
7 fly back to Canada just to meet with
8 him."

9 So he's calling you in Florida?

10 **MR. GUZZO:** Correct.

11 **MR. ENGELMANN:** You say:

12 "I did, in fact, return to Toronto for
13 a couple of days and called and left a
14 message that I was returning, but did
15 not hear from Deputy Commissioner
16 Frechette. When I returned to Canada,
17 I faxed the Deputy Commissioner to
18 advise him that I was back, that I
19 would be in Toronto on certain days.
20 And some five or six days later,
21 received a return call to my office,
22 advising that all the documentation in
23 question had been located and that
24 there was no need for us to get
25 together."

1 **MR. GUZZO:** Correct.

2 **MR. ENGELMANN:** Is that accurate, sir?

3 **MR. GUZZO:** Very.

4 **MR. ENGELMANN:** If the witness could be
5 shown Document Number 124673? It should be a letter --
6 this is, I think, one that you might have seen by mistake
7 earlier from Mr. Guzzo to Mr. Frechette dated March 31st,
8 '99.

9 **THE COMMISSIONER:** Thank you. Exhibit 986
10 is a letter to Wayne Frechette from Mr. Guzzo dated March
11 31st, 1999.

12 **---EXHIBIT NO./PIÈCE NO. P-986:**

13 (124673) Letter from Garry Guzzo to
14 Wayne Frechette dated 31 Mar 99

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

16 Mr. Guzzo, have you seen this letter before?

17 **MR. GUZZO:** Yes, I have.

18 **MR. ENGELMANN:** Is that your signature?

19 **MR. GUZZO:** No, it's Mr. Grant's signature
20 on my behalf.

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

22 And so it refers to a fax note of March 26,
23 '99 and the tel con of March 31st, '99 in the re: clause?

24 **MR. GUZZO:** Yes.

25 **MR. ENGELMANN:** And you would have written

1 this after -- or you would have asked that this be written
2 after you were given some information by Mr. Grant?

3 **MR. GUZZO:** I believe so. I believe that I
4 may have even dictated it, but I believe that's the case.

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

6 So what you're saying is essentially that
7 Mr. Frechette would have called and spoken with Mr. Grant
8 of your staff?

9 **MR. GUZZO:** I think he left a voicemail.

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

11 Did you ever get a response to this letter?

12 **MR. GUZZO:** I don't recall. I don't
13 remember if I got it.

14 **MR. ENGELMANN:** Was there any request for a
15 meeting after this letter?

16 **MR. GUZZO:** No, not on my part, nor did he
17 ask to meet with me.

18 **MR. ENGELMANN:** Did you ever get a further
19 explanation about how these materials were tracked down?

20 **MR. GUZZO:** I did not.

21 **MR. ENGELMANN:** Let's talk about then, you
22 received another call from a senior public servant?

23 **MR. GUZZO:** I did.

24 **MR. ENGELMANN:** And, again, would you have
25 tried to document that call as well, sir?

1 MR. GUZZO: I did.

2 MR. ENGELMANN: And would that have also
3 been set out in your letter of April 3rd, '99 to Mr.
4 McLaughlin, Exhibit 985?

5 MR. GUZZO: Yes, I did.

6 MR. ENGELMANN: And, sir, I would like you
7 to look at page 4 of that letter.

8 MR. GUZZO: Yes.

9 MR. ENGELMANN: It refers to a call from a
10 man by the name of Segal?

11 MR. GUZZO: That's correct.

12 MR. ENGELMANN: Would that be Mr. Murray
13 Segal?

14 MR. GUZZO: It was.

15 MR. ENGELMANN: And did he indicate to you
16 what his title was at that time?

17 MR. GUZZO: Yes, he told me he was the
18 Assistant Deputy Minister responsible for Criminal Law at
19 the Department of the Attorney General.

20 MR. ENGELMANN: All right.

21 I would like you to read that page, sir, if
22 you could, to yourself?

23 (SHORT PAUSE/COURTE PAUSE)

24 MR. GUZZO: Yes.

25 MR. ENGELMANN: All right.

1 The aspects that deal with the phone call --
2 oh, did you read the top of page 5?

3 **MR. GUZZO:** No, I did not, I'm sorry.

4 **MR. ENGELMANN:** Just the very top, because
5 then it goes on to other calls. Those ---

6 **MR. GUZZO:** Yes.

7 **MR. ENGELMANN:** --- aspects of the fourth
8 page that deal with your telephone conversation, to the
9 best of your knowledge are they an accurate depiction of
10 the call?

11 **MR. GUZZO:** They are.

12 **MR. ENGELMANN:** Do you recall who it is,
13 sir, Mr. Segal was referring to when you say he came back
14 on the phone? You say:

15 "Mr. Segal reviewed the file for
16 three or four minutes and then said
17 to me, and I think I'm quoting him
18 accurately, 'Wait a minute, we did
19 not send this material to the Ontario
20 Provincial Police.' He then advised
21 me that his department had sent the
22 material to a third party. Mr. Segal
23 then gave me the name of the third
24 party."

25 Who was the third party, sir?

1 **MR. GUZZO:** He named the Police Chief in
2 London, Ontario, Chief Fantino.

3 **MR. ENGELMANN:** Okay.

4 **THE COMMISSIONER:** Okay. Where are we now?
5 We're on page 5?

6 **MR. ENGELMANN:** Yes, we're on page 4 of 8.

7 **THE COMMISSIONER:** Four (4) of 8.

8 **MR. ENGELMANN:** Right. And we're in the
9 first full paragraph.

10 **THE COMMISSIONER:** Right.

11 **MR. ENGELMANN:** Right in the middle of the
12 page, sir. Starting:

13 "Mr. Segal reviewed the file for three
14 or four minutes and then said to me..."

15 **THE COMMISSIONER:** Yeah.

16 **MR. ENGELMANN:** Do you see that?

17 **THE COMMISSIONER:** Yes. So okay, so this
18 is -- right.

19 **MR. ENGELMANN:** Then you say:

20 "The name of the third party was
21 exactly the name used by the
22 investigating officer when he said, "We
23 have received nothing from OPP
24 Headquarters. All we ever got was some
25 material from a named third party, and

1 that was primarily newspaper clippings,
2 no affidavits, no documents, no
3 statements signed by witnesses."

4 Who are you referring to there, sir, when
5 you say the investigating officer?

6 **MR. GUZZO:** The individual who's telling me
7 this is quoting Pat Hall.

8 **MR. ENGELMANN:** And who is it that's telling
9 you that?

10 **MR. GUZZO:** I believe it's Perry Dunlop and
11 ---

12 **MR. ENGELMANN:** I thought you didn't speak
13 to him?

14 **MR. GUZZO:** I think he's telling me -- told
15 me that when he came to see me in my office.

16 **MR. ENGELMANN:** Oh, in July of 1998?

17 **MR. GUZZO:** Yes. And he said that when he
18 delivered them -- he's now delivered these, as I recollect,
19 to Pat Hall.

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

21 Well, there were some newspaper articles
22 about this issue in March of '99, April of '99; is that
23 fair?

24 **MR. GUZZO:** Yes.

25 **MR. ENGELMANN:** About a letter from -- or a

1 note that Mr. Hall signed and gave to the Dunlops or gave
2 to Mr. Dunlop?

3 MR. GUZZO: Apparently the ---

4 MR. ENGELMANN: Is that what you're thinking
5 of?

6 MR. GUZZO: Yeah, that -- I have -- it's
7 shortly after seeing that. It's -- April 3rd is only a week
8 or two after that letter appeared in the Ottawa newspaper.

9 MR. ENGELMANN: Okay.

10 MR. GUZZO: There was ---

11 MR. ENGELMANN: I think you referred to it
12 in this letter, sir.

13 THE COMMISSIONER: Okay. Just a minute
14 now. I'm stuck on one -- okay. You're telling me that --
15 well, in this letter you're relating to Mr. McLaughlin that
16 you had a discussion with Murray Segal?

17 MR. GUZZO: Right.

18 THE COMMISSIONER: Murray Segal is telling
19 you that he referred material to Chief of Police Fantino?

20 MR. GUZZO: I'm not accusing him or
21 suggesting ---

22 THE COMMISSIONER: No, no, no.

23 MR. GUZZO: --- he did it, but they did it.
24 The ministry did it, whoever -- whoever took ---

25 THE COMMISSIONER: No, no, right, right.

1 **MR. GUZZO:** Yeah. Right.

2 **THE COMMISSIONER:** Okay. Let me step back
3 again. He's advising you that his department had sent the
4 material to a third party?

5 **MR. GUZZO:** Correct.

6 **THE COMMISSIONER:** For what purpose?

7 **MR. GUZZO:** I can't answer ---

8 **THE COMMISSIONER:** He didn't tell you that?

9 **MR. GUZZO:** He didn't tell me that.

10 **THE COMMISSIONER:** Okay. Okay.

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

12 Mr. Guzzo, in the boxes that we received
13 from you, there's some notes, and I believe they refer to
14 this call. And I just -- if the witness could be shown
15 Document Number 124606?

16 **(SHORT PAUSE/COURTE PAUSE)**

17 **THE COMMISSIONER:** And pick your time for a
18 break, Mr. Engelmann.

19 **MR. ENGELMANN:** I'm in your hands, sir. We
20 can either -- this document is in handwriting. I'd like if
21 Mr. Guzzo could read it for us.

22 **THE COMMISSIONER:** Sure.

23 **MR. ENGELMANN:** Maybe we can do that before
24 we break?

25 **THE COMMISSIONER:** Yeah. So Exhibit number

1 987 are notes dated 99/8/3 from Mr. Guzzo. Okay.

2 --- EXHIBIT NO./PIÈCE NO 987:

3 (124606) Gary Guzzo's handwritten notes
4 dated 99/8/3

5 THE COMMISSIONER: So can you tell me, what
6 are these notes, sir?

7 MR. GUZZO: These are notes, and I think I
8 make them the day after the call.

9 THE COMMISSIONER: Okay.

10 MR. GUZZO: If I'm not mistaken, the date
11 doesn't ---

12 THE COMMISSIONER: Okay.

13 MR. ENGELMANN: Okay. Can you read them for
14 us, sir?

15 MR. GUZZO: It says:

16 "6:30 p.m. received a call from Murray
17 Segal in Florida. MS..."

18 I think Murray Segal.

19 "...attempts to explain. We've never
20 made contact prior to fall of '98."

21 MR. ENGELMANN: Does that say however never
22 made contact, or is it never?

23 MR. GUZZO: "However, never made contact."

24 MR. ENGELMANN:

25 "Never made contact prior ie: fall

1 '98?"

2 Sorry.

3 **MR. GUZZO:** Yeah, I think so. I think
4 you're right.

5 "However, never made contact prior
6 ie: fall of '98."

7 **THE COMMISSIONER:** Okay. Let's keep going.

8 **MR. GUZZO:**

9 "Purpose to explain the situation. I
10 said to him, there's no need to
11 explain, no answer is requested, just
12 to know the government has done all
13 that needed."

14 **THE COMMISSIONER:** All necessary.

15 **MR. GUZZO:** "All necessary."

16 **THE COMMISSIONER:** If I can help.

17 **MR. GUZZO:** Yeah.

18 "He said we turned all materials over
19 to the Ontario Provincial Police.
20 Later clarified sent material to Chief
21 Fantino of London, Ontario because of
22 his experience concerning pedophile
23 cases. He turned in the material to
24 Ken Smith, chief investigator. Mr.
25 Segal questioned my interest. In my

1 questions I said very little, except
2 that the Ontario government was not
3 exposed. Mr. Segal questions what I
4 know and I advise only that I have been
5 told and given some documents. He
6 suggests that a lawyer's brief given to
7 Chief Fantino a month prior to April
8 8th, '97. Mr. Segal asks me to confirm
9 the documents are the same I'm talking
10 about in my letters are the same as
11 those in the brief and I answer, 'I
12 don't know'."

13 **THE COMMISSIONER:** Do you think that might
14 be "As lawyer's brief"?

15 **MR. GUZZO:** "As lawyer's brief."

16 **MR. ENGELMANN:** Do you know what's written
17 on the left, there, sir?

18 **MR. GUZZO:** It says:

19 "Note well: Confirms document what I
20 was told in Cornwall, i.e., cop said he
21 got zero from OPP headquarters. All
22 material document, affidavits, all came
23 from Chief Fantino. No documents and
24 affidavits received from Ken Smith."

25 **MR. ENGELMANN:** Page 2?

1 **MR. GUZZO:** Page 2, I note:

2 "Murray Segal's information is contra
3 Chief Superintendent Frechette's of
4 5/3/99."

5 That's March the 5th, '99.

6 "I'll have no information of what you
7 speak of. We received no such
8 documents. Murray Segal on March 8th,
9 '99, all documents given to the OPP.
10 Later all documents given to Chief
11 Fantino. Not clear. Did he know what
12 Fantino gave Ken Smith? Confirm Ken
13 Smith. We got nothing from the OPP
14 headquarters. Only got part of info
15 from Chief Fantino, not all. This is
16 given to..."

17 **THE COMMISSIONER:** Inspector Hall?

18 **MR. GUZZO:** "...Inspector Hall in the fall
19 of '98. Murray Segal to get back to me
20 re exactly what given to the OPP and
21 what was given to chief investigators.
22 Mr. Segal more interested in finding
23 what I know versus answering questions
24 or giving me info. I started out by
25 saying, 'I don't want info, I don't

1 want answers'. Very late in the
2 conversation, Murray Segal asked me if
3 I had any other questions. I then
4 asked him if the hotel registration on
5 the pedophile strip in the '70s were
6 originals and if not, as a prosecutor,
7 he would want same because I felt that
8 the originals were still in Florida
9 twelve months ago anyway, and that
10 former proprietor motel was very ill.
11 All this to be read in conjunction with
12 the info received from people at
13 OCCOPS..."

14 -- which is the civil police organization -- OCCPS is the
15 Ontario Civil -- it does civil reviews of the Ontario
16 Provincial Police activity and that information was that
17 the material was sent to the OPP, all material received
18 from Mr. Dunlop, I guess, and his associate, four-to-five
19 days after April, '97.

20 "Description of the information very
21 accurate, very graphic, therefore, OPP
22 had the material. Frechette didn't
23 know about it. Investigating Officer
24 Smith didn't receive until the fall of
25 '98 from whom in Cornwall."

1 And I make the dates of 31/8/98.

2 And "ccc" I think is -- I'm thinking of
3 OCCPS.

4 **MR. ENGELMANN:** Sir, the last half of that
5 page, are those simply your notes or does that have
6 something to do with the call?

7 **MR. GUZZO:** No, I'm -- I'm starting to put -
8 - that's my -- I'm drawing some conclusions there, I think.

9 **MR. ENGELMANN:** All right. So when did the
10 notes with respect to the call end?

11 **MR. GUZZO:** Well, I think that -- that's it.

12 **MR. ENGELMANN:** No, but the note that
13 referred to what was said in the call, do they end halfway
14 through that third page or do they end earlier? Where do
15 they end?

16 **MR. GUZZO:** Yeah, I think they -- halfway
17 through page 3 is where the notes with regard to the
18 conversation end.

19 **THE COMMISSIONER:** So there's about three
20 lines that are empty and there's an inverted "S" or
21 something ---

22 **MR. GUZZO:** Yeah, something like that, yeah.

23 **THE COMMISSIONER:** Okay.

24 Let's take a break and come back at 3:30

25 p.m.

1 **THE REGISTRAR:** Order, all rise. À l'order;
2 veuillez vous lever.

3 This hearing will resume at 3:30 p.m.

4 --- Upon recessing at 3:12 p.m./

5 L'audience est suspendue à 15h12

6 --- Upon resuming at 3:34 p.m./

7 L'audience est reprise à 15h34

8 **THE REGISTRAR:** Order, all rise. À l'order;
9 veuillez vous lever.

10 This hearing is now resumed; please be
11 seated. Veuillez vous asseoir.

12 **MR. ENGELMANN:** I'll just be one moment, Mr.
13 Commissioner.

14 **THE COMMISSIONER:** Sure.

15 **(SHORT PAUSE/COURTE PAUSE)**

16 **MR. ENGELMANN:** Mr. Guzzo, I think we were
17 dealing last with a call you had with Mr. Segal ---

18 **MR. GUZZO:** Right.

19 **MR. ENGELMANN:** --- in March of 1999?
20 If I could just have a moment.

21 **(SHORT PAUSE/COURTE PAUSE)**

22 **MR. ENGELMANN:** In your letter of April 3rd
23 to Mr. McLaughlin, which is Exhibit 985, you refer to some
24 further contact with Mr. Segal, after the first call? And
25 I'm referring specifically to page 5.

1 **MR. GUZZO:** Yes, I -- I did.

2 **MR. ENGELMANN:** Can you just give us a sense
3 of how you recall your continuing contact with Mr. Segal?

4 **MR. GUZZO:** Well, as far as I was concerned,
5 I was packing up my file and heading to Toronto to see both
6 Mr. Frechette and Mr. Segal when I -- when I was back the
7 next week.

8 And I had been invited to come and meet with
9 him, as I recollect, and I believe there was a -- Mr. Segal
10 knew precisely when I was going to return and it was
11 sometime after the 10th, I think, or 12th, and on -- no,
12 sometime after the 17th or 19th, I think. Anyway ---

13 **MR. ENGELMANN:** Of March?

14 **MR. GUZZO:** Of March, yes.

15 On Sunday the 14th, Mr. Segal, I think,
16 called my constituency office at 7:30 p.m. on a Sunday,
17 March 14th, and left a voicemail, as I say in the letter.

18 The voicemail stated that:

19 "The Ontario Provincial Police had
20 received all the documentation to which
21 I had referred in my letter."

22 Please note that Detective Hall's letter had
23 not appeared in the Ottawa Sun at that time, so I do not
24 know when Mr. Segal felt the Ontario Provincial Police had,
25 in fact, received the documentation.

1 But anyway, he left -- in that I think he
2 told me -- I think that was the call where he said there
3 was no need for us to meet.

4 **MR. ENGELMANN:** And just to be clear, was it
5 a phone call or was it voicemail message?

6 **MR. GUZZO:** Well, he leaves a voicemail
7 message on Sunday. There's nobody in the constituency
8 office on a Sunday night.

9 **MR. ENGELMANN:** Right. Okay.

10 **MR. GUZZO:** So he leaves a voice mail.

11 **MR. ENGELMANN:** And a little later on in
12 that paragraph, you say, "In any event, Mr. Segal concluded
13 his voice mail"; do you see that?

14 **MR. GUZZO:** Yes.

15 **MR. ENGELMANN:** Is this something you
16 remember as well "by very definitely stating to me that I
17 should not call him"?

18 **MR. GUZZO:** Correct.

19 **MR. ENGELMANN:** And Mr. Segal made it very
20 clear that if I had any other questions I should deal with
21 the Ontario Provincial Police and not call him?

22 **MR. GUZZO:** Correct.

23 **MR. ENGELMANN:** Had you ever called him at
24 that point, sir?

25 **MR. GUZZO:** I had not, and I had not called,

1 nor would I have called, the Ontario Provincial police.

2 **MR. ENGELMANN:** Well, why not?

3 **MR. GUZZO:** Well, it's the first thing you
4 learn in politics, either at the municipal level where I
5 served for seven years or -- if you interject yourself,
6 you're going to get yourself in trouble. The first
7 reaction -- and you'll be criticized for interfering with a
8 police investigation, influencing -- trying to influence a
9 police investigation and -- I mean, other than return a
10 call, which my office did to Inspector Hall, and that's why
11 I found it disturbing that he would tell me to call the
12 police.

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

14 And, sir, were there, to your knowledge,
15 some exchanges of memos between your office and Mr.
16 Segal's?

17 **MR. GUZZO:** Yeah. When I got back -- or
18 maybe I dictated it before I got back even, I authorized a
19 memo or I sent a memo to him, and I think I, first of all
20 pointed out to him that he didn't have to tell me not to
21 call him; I hadn't called him. He had called me at 6:30 --
22 at dinnertime at my home. I -- and --

23 **MR. ENGELMANN:** All right.

24 Let me show you just a couple of documents
25 then if can, sir. If the witness could be shown 200158,

1 200159 and 200160.

2 **THE COMMISSIONER:** Mr. Engelmann.

3 **MR. ENGELMANN:** Thank you.

4 **THE COMMISSIONER:** Thank you.

5 Exhibit number 988 is a memo dated March 15,
6 1999, to Murray Segal from Garry Guzzo.

7 **---EXHIBIT NO./ PIÈCE NO P-988:**

8 (200158) Memo from Garry Guzzo to
9 Murray Segal dated 15 Mar 99

10 **MR. ENGELMANN:** Nine-eight-eight (988), sir?

11 **THE COMMISSIONER:** Yes, 988.

12 **MR. ENGELMANN:** And just before we got into
13 it, perhaps the witness can be shown the other two as well.

14 **THE COMMISSIONER:** Exhibit number 989 is a
15 memo dated March 16, 1999, to Murray Segal from Garry
16 Guzzo.

17 **---EXHIBIT NO./ PIÈCE NO P-989:**

18 (200159) Memo from Garry Guzzo to
19 Murray Segal dated 16 Mar 99

20 **THE COMMISSIONER:** And the next one is
21 Exhibit 990. It's a facsimile cover sheet sent from this
22 -- from the Assistant Deputy Attorney General -- oh, Murray
23 Segal, there's his name, sorry, dated March 16, 1999, to a
24 phone number, 41 -- well, to a phone number. Oh, "Dear Mr.
25 Guzzo", all right. We'll put it that way.

1 ---EXHIBIT NO./ PIÈCE NO P-990:

2 (200160) Memo Murray Segal to Garry
3 Guzzo dated 16 Mar 99

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

5 So Mr. Guzzo, are you still in Florida at
6 this time?

7 **MR. GUZZO:** I believe I am.

8 **MR. ENGELMANN:** So ---

9 **MR. GUZZO:** I believe I am.

10 **MR. ENGELMANN:** So can you tell us what it
11 is we're looking at here, sir?

12 **MR. GUZZO:** Well, the March 15th, 988, is a
13 memo that I have authorized somebody on staff -- it looks
14 like William Grant, to send to Mr. Segal to confirm that
15 the authorities have the brief quoting him. It said:

16 "Your tape indicates that I, Mr. Segal,
17 called to confirm that the authorities
18 have the brief that you and Mr. Guzzo
19 were referring to."

20 And I said:

21 "Does this mean that the authorities
22 have it now or have had it all along
23 and if so, from what time? I thank you
24 for your attention."

25 **MR. ENGELMANN:** Now, there's some

1 handwriting on this, is that anything that you're familiar
2 with or is that something that someone would have written
3 at Mr. Segal's office? None of that's your handwriting?

4 **MR. GUZZO:** None of that's my handwriting
5 and none of it looks to be from anybody in my office that I
6 recall.

7 **MR. ENGELMANN:** There's a note on it that
8 says, "Left a message March 12, '99, with Bill Grant." Do
9 you see that?

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

11 **MR. ENGELMANN:** And there's also a date
12 stamp, March 12, '99. Do you have any idea why there'd be
13 references to March 12th on something that's apparently
14 written on March 15th?

15 **MR. GUZZO:** No, but ---

16 **MR. ENGELMANN:** All right.

17 **MR. GUZZO:** I can't -- I --

18 **MR. ENGELMANN:** No, that's fine.

19 **MR. GUZZO:** You know.

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

21 And the next exhibit, sir, 989. Why is it
22 that you asked that a second note be sent to Mr. Segal?

23 **MR. GUZZO:** Well, he's obviously replied
24 that the authorities -- the OPP had the brief for several
25 months and that any further communications I wished to make

1 should be given to the police.

2 MR. ENGELMANN: And this is what he had told
3 you as well on the phone; is that right?

4 MR. GUZZO: This is -- I believe so, yes, or
5 left on the voice mail.

6 MR. ENGELMANN: Yeah.

7 MR. GUZZO: I went on to say that:

8 "I wasn't talking about a brief. I
9 spoke of documents, affidavits,
10 photocopies, hotel registrations at the
11 two hotels on the pedophile strip on
12 Birch Avenue, Fort Lauderdale. You
13 spoke of a lawyer's brief received by
14 your department some months prior to
15 April 8, 1997. I accept that the
16 lawyer's brief and the three boxes of
17 documents, affidavits and clippings may
18 be one in the same. Unless I hear to
19 the contrary, I will assume that that
20 is the case and that the evidence has
21 been given to the OPP many months ago."

22 And he writes back in his -- in handwriting
23 with a fax saying:

24 "I've done my best. It's clear that
25 you are more familiar than me with the

1 material. I have never seen the
2 material as I've indicated to you. You
3 seem to have a familiarity with the
4 contents or some of same. While I
5 believe we are talking about the same
6 stuff, if you are in any doubt, please
7 feel free to contact the OPP, Inspector
8 Tim Smith. Thank you."

9 And he signed it.

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

11 So have you come to an understanding at this
12 point then that -- and I just go back to the 989, that the
13 lawyer's brief and the three boxes of documents, affidavits
14 and news clippings may be one in the same package?

15 **MR. GUZZO:** I -- you know, I'm prepared to
16 accept that if somebody's going to tell me that's the
17 situation, yeah.

18 **MR. ENGELMANN:** I'll just be a moment.

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

20 (SHORT PAUSE/COURTE PAUSE)

21 **MR. ENGELMANN:** Now, Mr. Guzzo, going back
22 to the April 3rd letter then, which is Exhibit 985, you
23 indicated to us -- well, first of all, why do you write
24 this letter to Mr. McLaughlin at this time, April 3, 1999?

25 **MR. GUZZO:** First of all, I'm not writing to

1 Mr. McLaughlin. I addressed it to Mr. McLaughlin. I make
2 a decision at that time that I'm going to start documenting
3 the case.

4 MR. ENGELMANN: Well, you've written to the
5 Premier twice ---

6 MR. GUZZO: Right.

7 MR. ENGELMANN: --- With copies to two
8 cabinet ministers?

9 MR. GUZZO: Right.

10 THE COMMISSIONER: Now, Mr. McLaughlin has
11 acknowledged -- has written to you on March 24th.

12 MR. GUZZO: Yes.

13 THE COMMISSIONER: Okay.

14 MR. GUZZO: Yeah, there was a -- there were
15 a couple of other letters exchanged between Mr. McLaughlin
16 and my office and there were some telephone exchanges that
17 were not overly friendly and I had some discussion with Mr.
18 McLaughlin towards the end of March or the first of April
19 at which time I was no longer being ignored.

20 I thought I was being lied to.

21 I was quite upset. I'd had enough. And
22 it's at this point that I decide to start documenting the
23 case, and the purpose of this eight-page letter was to put
24 some things down that, quite frankly, sir, I was writing to
25 you when I wrote this letter. I start at this point in

1 time saying "some day there's going to be an inquiry and
2 I'm going to document the case" and that's what I set out
3 to do. And I -- I'm use -- I use Mr. McLaughlin for a
4 reason.

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

6 So let me -- let's just go back just before
7 this then, because there is a reference to a letter. "This
8 will acknowledge and thank you for yours of March 24th,
9 '99." So he's just written to you; correct?

10 **MR. GUZZO:** He has.

11 **MR. ENGELMANN:** And let's just go back a
12 step if we can. I'd like to show you document number
13 124811.

14 **THE COMMISSIONER:** Thank you.

15 Here's a letter dated March 23rd, 1999, from
16 Mr. Guzzo to Ron McLaughlin.

17 **MR. ENGELMANN:** That can be the next
18 exhibit, sir.

19 **THE COMMISSIONER:** I'm sorry; 991, yes.

20 ---EXHIBIT NO./PIÈCE NO P-991:

21 (124811) Letter from Garry Guzzo to Ron
22 McLaughlin dated 23 Mar 99

23 **MR. ENGELMANN:** Seen this letter before, Mr.
24 Guzzo?

25 **MR. GUZZO:** Yes, I have.

1 **MR. ENGELMANN:** And you had this letter
2 written on your behalf?

3 **MR. GUZZO:** I did.

4 **MR. ENGELMANN:** What is the information
5 you're referring to in the first paragraph?

6 **MR. GUZZO:** I believe it's material
7 contained in the -- one or both of the letters to the
8 Premier.

9 **MR. ENGELMANN:** And who are you saying has
10 it?

11 **MR. GUZZO:** I've been contacted by one
12 member of the media and they're asking me some questions
13 about it.

14 **MR. ENGELMANN:** All right.

15 And I think you've answered this earlier,
16 but did you provide those documents to any members of the
17 media?

18 **MR. GUZZO:** No, I did not.

19 **THE COMMISSIONER:** But you do say "I do not
20 have a copy." What do you mean by that? First paragraph.

21 **MR. GUZZO:** I don't have a copy of either
22 the -- either what the media -- the media clip or the
23 newspaper clip.

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

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

1 And, Mr. Guzzo, you get a letter the next
2 day from Mr. McLaughlin. We were unable to find it in the
3 documents you gave us, a letter dated March 24th. Was that
4 a letter -- was that a response to the letter of March 23rd
5 or was that a response to your letter to the Premier of
6 February 23rd, or are you able to help us?

7 **MR. GUZZO:** I'm -- my feeling is that it was
8 in response to the second letter to the Premier. There has
9 been in early March -- mid-March there has been some
10 exchange of voicemails and telephone conversations between
11 Mr. McLaughlin and my staff and other members of the
12 Premier's staff and my staff.

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

14 **THE COMMISSIONER:** So when you write on
15 February 16th, 1999, in your notes, "Second letter, copy to
16 the AG and Solicitor General. No reaction, no reply."
17 Well you did get a reaction or some reply through Mr.
18 McLaughlin; is that fair?

19 **MR. GUZZO:** Well, it is fair, yeah. There
20 are a lot of -- there are a number of issues that are
21 bubbling to the surface right at this time ---

22 **THE COMMISSIONER:** Such as?

23 **MR. GUZZO:** --- and -- environmental problem
24 in south Ottawa that, you know, I don't think has been
25 looked after and I'm not getting any action on it and I'm

1 not happy about it. As well as I believe an economic
2 development project in south Ottawa.

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

4 **MR. GUZZO:** And I'm being told it's not your
5 -- you know, nickel and dime -- being nickel and dimed to
6 death, you know. It's not your riding, stay out of it. I
7 know it's not my riding. The riding's held by a Liberal.
8 You know, we're the government. I mean, what do you mean,
9 you're not going to get involved because it's in a Liberal
10 riding? Anyway.

11 **MR. ENGELMANN:** But you have some references
12 in your notes to what's going on around this time, and I
13 just want you to look at 840 -- sorry, C848C if you could.
14 And in particular, Mr. Guzzo --

15 **MR. GUZZO:** I'm sorry, which one is 840 --

16 **MR. ENGELMANN:** The yellow pages.

17 **MR. GUZZO:** Okay, yes.

18 **MR. ENGELMANN:** The original version.

19 **MR. GUZZO:** Yes.

20 **MR. ENGELMANN:** I have a couple of
21 questions. It's pages 3 and 4, sir, not the Roman numeral
22 pages, but the -- just the normal numbers.

23 **MR. GUZZO:** Yes.

24 **MR. ENGELMANN:** And so we've got three on
25 the screen, which says April '99.

1 MR. GUZZO: Correct.

2 MR. ENGELMANN: And then four -- it appears
3 to talk about draft bill, and then is that March 31st or May
4 31st? Just look at it and once you've read it maybe you can
5 help us with that.

6 MR. GUZZO: I think it was March and it's
7 been changed to May.

8 MR. ENGELMANN: Okay. And if there was a
9 change --

10 MR. GUZZO: It is --

11 MR. ENGELMANN: -- that would have been a
12 change by yourself?

13 MR. GUZZO: Yes. It is May 31st is the date
14 that I speak to the lady.

15 MR. ENGELMANN: All right.

16 So let's look at page 3 of your notes onto
17 the top of page 4.

18 MR. GUZZO: Let me just correct that. I'm
19 sorry; I'm wrong. It's March 31st. It's the day before the
20 -- a certain item appears in the Ottawa Sun. So it's --
21 which was April 1st. So it's March 31st.

22 MR. ENGELMANN: All right.

23 And your letter to Mr. McLaughlin is April
24 3rd, '99.

25 MR. GUZZO: Yes.

1 **MR. ENGELMANN:** Now, I want you to look at
2 the notes that you've identified as being notes from April
3 on page 3, and let us know whether you're talking about
4 things that occur before or after you write the April 3rd
5 letter, which is Exhibit 985.

6 **MR. GUZZO:** The note saying "April '99 PC
7 meeting" I confront Ron McLaughlin. This happens before.
8 This is one of the pivotal things that causes the letter of
9 April 3rd.

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

11 So either this is the 1st or 2nd of April or
12 perhaps it should have said March?

13 **MR. GUZZO:** It could have been the last
14 weekend in March, you know.

15 **MR. ENGELMANN:** So tell us what you have in
16 your notes here?

17 **MR. GUZZO:** I say, "PC meeting". I confront
18 Ron McLaughlin. "Cool it" -- he says to me, "Cool it
19 before you cause trouble. I am taking care of it."

20 **MR. ENGELMANN:** Who says, I am taking care
21 of it?

22 **MR. GUZZO:** Mr. McLaughlin.

23 **MR. ENGELMANN:** All right.

24 **MR. GUZZO:** He says, "I am writing to the
25 Secretary of Cabinet."

1 **MR. ENGELMANN:** Who is that?

2 **MR. GUZZO:** At that time it is a lady by the
3 name of Rita Burak.

4 **MR. ENGELMANN:** Okay. So is that -- is it -
5 - does the word "how" appear just before that?

6 **MR. GUZZO:** Yeah.

7 **MR. ENGELMANN:** I'm taking care of it,
8 "how"?

9 **MR. GUZZO:** I got "how?"

10 **MR. ENGELMANN:** Okay. And that's you asking
11 how?

12 **MR. GUZZO:** Yeah. And then "A", answer, "I
13 am writing to the Secretary of Cabinet."

14 **MR. ENGELMANN:** And is that you asking, "Why
15 her?"

16 **MR. GUZZO:** I say, "Why her? Why not the
17 doorman at the Royal York Hotel?"

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

19 **MR. GUZZO:** And I don't get any response
20 from Mr. McLaughlin.

21 **MR. ENGELMANN:** So why did you make that
22 comment to him, sir? Why not the doorman at the Royal York
23 Hotel?

24 **MR. GUZZO:** Well, if we have a problem, the
25 last person in the world that's going to be in a position

1 to do anything about it is the secretary of Cabinet. I
2 mean, this -- if it's a problem for us, it's a police
3 problem, and somebody has to -- the minister responsible
4 has to take control of the situation and have the police
5 address the matter, but it's not going -- I mean, to
6 suggest that you're going to give it to the secretary of
7 Cabinet is to "deep six it". I mean like she or her staff
8 are not going to do anything, get involved in it. They're
9 an administrative function. That's the deputy minister
10 responsible for the Premier's office.

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

12 And what do you say further on in your
13 notes, then?

14 **MR. GUZZO:** I say "No response" when I ask
15 the question about the Royal York Hotel doorman. So I say
16 "I have to speak to the Premier. I want to speak with the
17 Premier." And he says, "No time. There's an election
18 coming." And then he says, "I have never shown Mike your
19 f'ing letters."

20 **MR. ENGELMANN:** This is McLaughlin speaking
21 to you?

22 **MR. GUZZO:** Yes.

23 And I told him, I said, "Well, that's not
24 true" because I don't tell him but other staffers have told
25 me otherwise and Mike let his -- has let his feelings be

1 known in the Whip's office.

2 MR. ENGELMANN: All right. So let me just
3 stop you there.

4 Had Mr. Harris said something to you when
5 you were in the Whip's office, at some point?

6 MR. GUZZO: Yeah, we had an exchange. We
7 had an exchange.

8 MR. ENGELMANN: When would that have
9 happened? Was that some time after you wrote your first or
10 second letter? Or was it before?

11 MR. GUZZO: No, it was -- I think it was
12 between the first and second letters. I think it was
13 probably before Christmas.

14 MR. ENGELMANN: All right.

15 And the Whip's office is the place where
16 members of your caucus meet and socialize and chat?

17 MR. GUZZO: Right.

18 MR. ENGELMANN: And had he indicated to you
19 that he had seen your letters or was it just that your
20 deduction from what he said to you?

21 MR. GUZZO: Well, he ---

22 THE COMMISSIONER: Tell us about the
23 exchange.

24 MR. GUZZO: I beg your pardon?

25 THE COMMISSIONER: Tell us what he said;

1 what you said.

2 **MR. GUZZO:** He said, "You're...", you know,
3 like we both got a couple of drinks in us, I mean -he said,
4 you know, "You're causing a lot of trouble and you're more
5 trouble than you're worth and I'm fed up with it." I said,
6 "Well, just deal with the situation." You know, "Just deal
7 with the situation; we've got a problem."

8 But one of his staffers had told me that
9 they discussed the first letter at a meeting and they had
10 kicked around a few ideas, but I have no -- never had any
11 indication that the issue was ever discussed at Cabinet.

12 **THE COMMISSIONER:** Okay, is that the extent
13 of your discussion with him in the Whip's office?

14 **MR. GUZZO:** Oh, yeah. Yeah.

15 I mean, you know -- but the next thing, a
16 football game when it come up and we carry on a
17 conversation. I mean he's -- as long as you aren't talking
18 about the issue, you can get along with him.

19 **MR. ENGELMANN:** So it's a short conversation
20 about the issue?

21 **MR. GUZZO:** Yeah, but -- and he's been --
22 he's been, you know, I mean he's been freezing me out a bit
23 during the last month or so. He's -- and, as I say, the
24 staffer tells me at one of the meetings they have a
25 discussion about the -- a thorough discussion about the

1 letter and the situation.

2 MR. ENGELMANN: And so now Mr. McLaughlin is
3 saying to you, "I've never shown Mike your f'ing letters."

4 MR. GUZZO: Right.

5 MR. ENGELMANN: And so what's your response
6 or reaction to that, sir?

7 MR. GUZZO: Well, I make a note there that
8 now they lie to me, no more just ignored; "No longer just
9 ignored".

10 MR. ENGELMANN: And what else are you
11 saying, in your note?

12 MR. GUZZO: Well, I have a further note
13 there that I confront the member from Cornwall, that's Mr.
14 Villeneuve; he doesn't want to discuss the matter.

15 I meet with Mr. Cleary. I probably just
16 went across the aisle one day and debates were on, and sat
17 beside him. He's very supportive and he's very positive
18 about doing something but, of course, he's not in
19 government.

20 MR. ENGELMANN: What do we see, then, on the
21 top of the next page, sir?

22 MR. GUZZO: I have a note about a draft
23 bill, which was given first reading. I make a note about
24 news reports of flood of calls and I have two dates: March
25 24th, '99 and April 1, '99.

1 **MR. ENGELMANN:** And those are dates when
2 there are articles appearing in newsletters or newspapers?

3 **MR. GUZZO:** Yes. We have a -- right at the
4 end of March we have a big press conference in eastern
5 Ontario, down near Hawkesbury. The issue is cross-border
6 labour.

7 **MR. ENGELMANN:** Cross-border, as in Quebec
8 and Ontario?

9 **MR. GUZZO:** Yes.

10 And there is an unfair practice where Quebec
11 workers are being allowed to come into Ontario but Ontario
12 workers can't work in Quebec, and also contract work is --
13 there's a big casino being built on the Quebec side and a
14 couple of Ontario people have been denied the right to bid
15 on certain contracts; food supply being one of them.

16 And there's an election coming, so we're
17 down there. The Premier's in eastern Ontario, and there
18 are a couple of photo ops and a couple of announcements to
19 be made; one at a farm or at a farm that's been turned into
20 a manufacturing concern near L'Orignal and another one
21 closer to Ottawa, but they're trying to sell some kind of
22 building materials into the Quebec market and are being
23 refused.

24 **MR. ENGELMANN:** Okay. And, sir, who's the
25 Premier staffer that you speak to that you're referring to?

1 **MR. GUZZO:** Her name is Deborah Hutton.

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

3 And what are you saying to her?

4 **MR. GUZZO:** Mike is making a speech in this
5 -- and all the press is out, there's an election coming and
6 things are humming and this is a hot issue. And I'm
7 standing down at the side and she comes by and is standing
8 beside me and I -- she's a very, very influential member of
9 his staff and she's probably -- I've been following
10 politics a long, long time and she is as good as anybody
11 I've ever watched, in terms of controlling the circus
12 around a lead politician, and I said to her, "We have to do
13 something about Cornwall."

14 I've already -- I think at this point in
15 time I've filed the bill for first reading and ---

16 **MR. ENGELMANN:** Well, let me stop you there.

17 I thought the bill -- Bill 103, in any event
18 -- doesn't go first reading until June of 2000.

19 **MR. GUZZO:** Well, ---

20 **MR. ENGELMANN:** Am I mistaken?

21 **MR. GUZZO:** No. See, when the election
22 comes, the House is ---

23 **THE COMMISSIONER:** Dissolved?

24 **MR. GUZZO:** --- dissolved and all the bills
25 die.

1 THE COMMISSIONER: M'hm.

2 MR. GUZZO: So I have to reintroduce that
3 bill ---

4 MR. ENGELMANN: All right.

5 MR. GUZZO: I have to reintroduce that bill.
6 But I think -- I think I ---

7 MR. ENGELMANN: So it never gets first
8 reading?

9 THE COMMISSIONER: Well, ---

10 MR. GUZZO: No, it got first reading. It
11 never gets -- never the second reading. But I may not --
12 you know, I don't know that I have a record of the day on
13 which I introduce that bill or first reading; I may have
14 just floated it. I may have just floated it; sent it
15 around for comment or something, just to get the -- but I
16 think -- I think I gave it first reading.

17 MR. ENGELMANN: All right. Do you get a
18 sense that this person, Ms. Hutton, knows what you're
19 talking about when you mention Cornwall?

20 MR. GUZZO: She knows everything.

21 MR. ENGELMANN: All right.

22 MR. GUZZO: She's the eyes and ears of the
23 Premier's office.

24 MR. ENGELMANN: All right. And what's the
25 response?

1 **MR. GUZZO:** Well, I -- she said, "It's
2 not -- it can't be touched. Don't even think about it."
3 And I said, "Well, Noble's seat is going to go down. We're
4 going to lose a Cabinet Minister seat, I think." And she
5 said, "Well, that's a price we'll have to pay".

6 And a note -- I had a note, "The price we
7 have to pay for what, to protect pedophiles?" And she just
8 looks at me with a blank stare.

9 **MR. ENGELMANN:** No response?

10 **MR. GUZZO:** No response.

11 **MR. ENGELMANN:** All right. So -- and on the
12 previous page, when you say, "PC meeting", is that a
13 meeting of caucus? Just go back to -- or is that something
14 else?

15 **MR. GUZZO:** On the previous page?

16 **MR. ENGELMANN:** Yeah.

17 **MR. GUZZO:** No. No, this is a weekend --
18 this is a weekend meeting of the party.

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

20 **MR. GUZZO:** The troops are being organized
21 for the election and I think we're in Hamilton if I'm not
22 mistaken.

23 **MR. ENGELMANN:** All right. So everything
24 that you've described, page 3 of your notes onto the top of
25 page 4 and the March 31st encounter, those events all taken

1 place before you right this letter of April 3rd, '99 to Mr.
2 McLaughlin?

3 **MR. GUZZO:** Yes.

4 **MR. ENGELMANN:** And you said there was media
5 coverage March 24th, '99 and April 1st, '99, correct, and
6 you've got that in your notes?

7 **MR. GUZZO:** Right. I think -- I think there
8 was media coverage March 7th -- March 17th, '99 is the day --
9 I think March 17th, '99 is the day that the letter appears
10 in The Sun, The Ottawa Sun, wherein Pat Hall signed -- the
11 letter signed by Pat Hall ---

12 **MR. ENGELMANN:** It's the letter about when
13 he receives information?

14 **MR. GUZZO:** Yeah, this is -- I'm sorry, I'm
15 wrong, it's -- you're right. It's Wednesday -- this is
16 Wednesday, March 24th and that's when the letter signed by
17 Pat Hall acknowledging -- dated July 31st, '98 -- where he
18 says he's received from Dunlop four volumes of documents
19 and that he has not received all of these prior thereto.

20 **MR. ENGELMANN:** All right. Just so we're
21 clear for the record, are you -- if the witness could be
22 shown document 123181. It's a cross document.

23 **THE COMMISSIONER:** Thank you. Exhibit 992
24 is -- well, there are a number of newspaper clippings. One
25 by Jacki Leroux -- do we have dates -- The Ottawa Sun,

1 March 24th, 1999. Thank you.

2 ---EXHIBIT NO./PIÈCE NO. P-992:

3 (123181) The Ottawa Sun Article "Letter
4 Confirms Cops Lacked Files" dated 24
5 Mar 99

6 **MR. ENGELMANN:** Okay. There's two newspaper
7 articles here, Mr. Guzzo, one is "Letter Confirms Cops
8 Lacked Files" by Jacki Leroux?

9 **MR. GUZZO:** Yes.

10 **MR. ENGELMANN:** There is another one that
11 says, "An exercise...", quote, "Incompetence", close quote.

12 **MR. GUZZO:** Right.

13 **MR. ENGELMANN:** Is one of those the article
14 you're referring to or both?

15 **MR. GUZZO:** I was referring to the first one
16 by Ms. Leroux.

17 **MR. ENGELMANN:** All right. So that's
18 happening just before you're writing to Mr. McLaughlin as
19 well?

20 **MR. GUZZO:** That's right. This is -- this
21 is just before the -- the week before the meeting and the
22 weekend -- before the weekend meeting. I think it was in
23 Hamilton. And my discussions with Mr. McLaughlin and ---

24 **MR. ENGELMANN:** So there's a note with a
25 picture of Perry Dunlop. It says:

1 "The Ontario Provincial Police Project
2 Truth investigators never received the
3 full package that was delivered to the
4 Office of the Attorney General or the
5 Office of the Solicitor General,
6 Ontario, Civilian Commission on
7 Policing Services. That was hand-
8 delivered on the 8th of April, '97 to
9 the said offices by Constable Perry
10 Dunlop."

11 That's what you're referring to?

12 **MR. GUZZO:** Yes.

13 **MR. ENGELMANN:** And the note itself is dated
14 July 31st, '98?

15 **MR. GUZZO:** Correct.

16 **MR. ENGELMANN:** And it's in the newspaper in
17 March of '99?

18 **MR. GUZZO:** Yes.

19 **MR. ENGELMANN:** Again, sir, would you have
20 anything to do with putting that in the newspaper?

21 **MR. GUZZO:** No, I was shocked to see it to
22 tell you the truth. I did not know at that -- until I saw
23 it in the paper. I don't think I knew that when the
24 documents were served on Pat Hall in Cornwall in July of
25 '98, that they had had him sign a -- I don't think I knew

1 that. I think I was stunned to see that he signed that.

2 **MR. ENGELMANN:** Sir, you also referred
3 to -- a little earlier this afternoon, your evidence -- a
4 reference, it's page 2 of C-848C, the very bottom of the
5 page. That's your original note, sir?

6 **MR. GUZZO:** Right.

7 **MR. ENGELMANN:** Reference to March '99?

8 **MR. GUZZO:** Yes.

9 **MR. ENGELMANN:** You referred to the
10 reference to the Minister of Agriculture, the conversation
11 you had with him where he told you some of these are
12 supporters and friends.

13 I wanted to show you another document that
14 we received from you, but it didn't scan, so I haven't
15 actually -- this hasn't been given out, but it's talking
16 about something very similar. It's headed up -- it's
17 Exhibit -- or, sorry, it's Document Number 200168. I don't
18 know, Madam Clerk, if you have this?

19 **THE REGISTRAR:** (off mic).

20 **THE COMMISSIONER:** Thank you. Exhibit
21 Number 993 is a memo to Garry Guzzo from Bill Grant.

22 **---EXHIBIT NO./PIÈCE NO. P-993:**

23 (200168) Memo fr Bill Grant to Garry
24 Guzzo dated 19 Mar 99

25 **MR. ENGELMANN:** Mr. Guzzo, have you seen

1 this document before?

2 MR. GUZZO: Yes, I have.

3 MR. ENGELMANN: And who would have prepared
4 this document?

5 MR. GUZZO: Bill Grant prepared it. He at
6 some point told me that he received this telephone call
7 from the lady named and what she said and I instructed him
8 to give me a memo-to-file on it.

9 MR. ENGELMANN: All right.

10 MR. GUZZO: So we would have it.

11 MR. ENGELMANN: So this is somewhat similar
12 to what Mr. Villeneuve had told you himself?

13 MR. GUZZO: Very similar.

14 MR. ENGELMANN: All right. So finally let's
15 go back to the letter of April 3rd. I see there is a lot of
16 activity just before that. And you said to the
17 Commissioner earlier that although you wrote this letter to
18 Mr. McLaughlin at the time, you were thinking ahead to a
19 possible inquiry, even when you were writing that letter?

20 MR. GUZZO: Yeah, I'm thinking of -- I want
21 to document the case for the inquiry and I want to keep a
22 record of the items that I think are important. And so I
23 -- I start making a nuisance of myself by writing long
24 epistles when situations develop that allow me to attach to
25 the letters documentation that I think is important.

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

2 So you've now written letters on September
3 18, '98, on February 23, 1999. Let's go through this
4 document if we can, sir. You spent some time putting this
5 together, obviously, at that time?

6 **MR. GUZZO:** I did.

7 **MR. ENGELMANN:** And in the second paragraph
8 you're talking about, am I correct, why it is you forwarded
9 copies of previous letters and this letter to the AG and
10 the Solicitor General?

11 **MR. GUZZO:** Yes, I think so.

12 **MR. ENGELMANN:** And at the top of the third
13 paragraph you're saying:

14 "I concur with your opinion that it
15 would be inappropriate for the office
16 of the Premier to intervene in a
17 police investigation."

18 Do you see that?

19 **MR. GUZZO:** Yes.

20 **MR. ENGELMANN:** When were you told that?

21 **MR. GUZZO:** I don't recall.

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

23 **MR. GUZZO:** I don't recall, but it may -- it
24 may have been in our discussion the week before in Hamilton
25 or a week and a half before in Hamilton.

1 **MR. ENGELMANN:** Did you want the Premier's
2 office to intervene in a police investigation?

3 **MR. GUZZO:** No, I did not.

4 **MR. ENGELMANN:** You appear to discuss in
5 that paragraph investigations that took place again by
6 earlier police forces, the Cornwall Police, the Ontario
7 Provincial Police, back in 1994. We've seen this before.

8 **MR. GUZZO:** Yes. Yes, I think ---

9 **MR. ENGELMANN:** Now, you acknowledged, sir,
10 that there are a number of people that have been charged --
11 -

12 **MR. GUZZO:** Correct.

13 **MR. ENGELMANN:** --- as a result of the
14 Project Truth investigations. Why are you critical of that
15 or what are you being critical of here?

16 **MR. GUZZO:** Well, I'm -- I think that, first
17 of all, it's got to be somewhat embarrassing for us. If
18 you look at the fact that the OPP did a seven-month
19 investigation, concluded it on Christmas Eve '94 saying
20 there was no one to be charged and nothing amiss. The
21 Ottawa Police, having agreed to send two officers in the
22 year before, late in '93, given four to six months to
23 review the Cornwall Police situation, and they, I'm told --
24 I am told that they were back in the first week and they
25 issued a statement saying they couldn't afford the time

1 even though it was only eight days before they had assigned
2 Detective Skinner and his associate.

3 MR. ENGELMANN: Well, sir, you're not
4 talking about that here, are you?

5 MR. GUZZO: Well, no, I'm -- I'm talking
6 about the ---

7 MR. ENGELMANN: You're not talking about the
8 Ottawa Police here? You've talked about that elsewhere
9 perhaps, but you're not talking about that here?

10 MR. GUZZO: I'm sorry, you're right.

11 MR. ENGELMANN: You're expressing a concern
12 about the fact that in the earlier investigation, they
13 decided there were no charges to be laid or nothing wrong,
14 I think is the word you're using, and now they've charged a
15 lot of people?

16 MR. GUZZO: Yes.

17 MR. ENGELMANN: Now, is it possible that
18 some of this information simply wasn't available or just
19 came to light later on? Isn't that a possible explanation?

20 MR. GUZZO: Yes. Yes, it's possible.

21 MR. ENGELMANN: And you hadn't spoken to
22 anybody from the OPP at this point?

23 MR. GUZZO: No. No, I had ---

24 MR. ENGELMANN: Oh, I'm sorry.

25 MR. GUZZO: No.

1 **MR. ENGELMANN:** Except for ---

2 **MR. GUZZO:** Except for Mr. Frechette.

3 **MR. ENGELMANN:** --- Mr. Frechette?

4 **MR. GUZZO:** Yes.

5 **MR. ENGELMANN:** And did he get into at all
6 about the work that the Project Truth team was doing in
7 Cornwall or was it really a discussion about documents in
8 the main?

9 **MR. GUZZO:** I have to say that my
10 recollection -- I don't think Mr. Frechette was aware, at
11 least he didn't indicate to me that he was aware of what
12 was going on in that investigation.

13 **MR. ENGELMANN:** Well, let's flip to the
14 third page of that same letter, and you've confirmed that
15 this is accurate as far as your recollection. About three
16 lines into the second paragraph:

17 "Mr. Frechette informed me that he was the Deputy
18 Commissioner in charge of all criminal
19 investigations for the Ontario Provincial Police
20 and that he was aware of all criminal
21 investigations taking place. Particularly, he
22 had reviewed his file and all matters concerning
23 Project Truth in the City of Cornwall as a result
24 of having received a copy of a letter I sent to
25 you."

1 And you go on and you ---

2 MR. GUZZO: Well, I'm clearly in error when
3 I say he wasn't aware, but I -- I was left with the
4 impression that he was of the opinion that the thing had
5 ended or certainly he was satisfied that everything was
6 copasetic.

7 MR. ENGELMANN: All right.

8 Now, you talk about the fact that some
9 people had just come in to meet with you and they alleged
10 that their child had been continually sexually abused over
11 the past year up until December of 1998. Do you see that?

12 MR. GUZZO: I do.

13 MR. ENGELMANN: And you gave us the name of
14 the father of the alleged victim?

15 MR. GUZZO: Yes.

16 MR. ENGELMANN: I've misplaced my moniker
17 list. I apologize.

18 MR. GUZZO: It's C-42, I think.

19 MR. ENGELMANN: C-42, yes. And the name of
20 the alleged perpetrator was C-43; is that correct?

21 MR. GUZZO: That's what I was told.

22 (SHORT PAUSE/COURTE PAUSE)

23 MR. ENGELMANN: I'll just come back to that,
24 Mr. Guzzo, in a moment, but you've told us about, or you
25 mentioned obviously this new allegation. You've talked to

1 us about comments that are being made, both to you and by a
2 staffer of the Minister of Agriculture?

3 MR. GUZZO: Yes.

4 MR. ENGELMANN: You've told us about press
5 releases that are coming out. So there's a number of
6 things that are happening just before you write this
7 letter?

8 MR. GUZZO: Correct.

9 MR. ENGELMANN: All right.

10 With respect to the allegation reference,
11 you'll agree, sir, that there were no names mentioned of
12 the alleged victims or the alleged perpetrator in the
13 letter; correct?

14 MR. GUZZO: I think you're correct. You're
15 talking now of victims of any ---

16 MR. ENGELMANN: I'm talking about the
17 reference you make to the -- to the people who were sitting
18 in your office ---

19 MR. GUZZO: Right.

20 MR. ENGELMANN: --- just the week before.

21 THE COMMISSIONER: You don't name them in
22 ---

23 MR. GUZZO: I don't. No, I don't.

24 MR. ENGELMANN: And had they indicated to
25 you that this alleged abuse had ended or that it was still

1 going on?

2 MR. GUZZO: Well, I'm looking at the name
3 and let me ask you when I read it:

4 "Commenced early in 1997 and continued
5 after July 31st."

6 Does that -- does that say '98 there?

7 MR. ENGELMANN: I'm sorry, sir, where are
8 you in the document?

9 MR. GUZZO: I'm in the -- in the paragraph
10 3, halfway through.

11 THE COMMISSIONER: "These parents allege
12 that the abuse commenced early in 1997
13 and continued after July 31st, 1998."

14 MR. GUZZO: Yeah. I question the accuracy
15 of that. I think it -- however, I ---

16 MR. ENGELMANN: I'm sorry, sir, where are
17 you in the letter?

18 MR. GUZZO: Page 6.

19 THE COMMISSIONER: Actually, page 5.

20 MR. GUZZO: Five (5).

21 THE COMMISSIONER: The third paragraph.
22 These parents, you know, this is when the child is ---

23 MR. ENGELMANN: All right.

24 And in the first page of your letter you say
25 when you ask the question:

1 "Would your answer be any different
2 if you had people sitting in your
3 office last week as I did who alleged
4 that their child was continually
5 sexually abused over the past year up
6 until December 1998 by people named
7 in documentation forwarded to our
8 government on April 7th, 1997."

9 So you give a date there. Then on the fifth
10 page of your letter you again -- referring to the parents,
11 and these are the same parents; right?

12 **MR. GUZZO:** I think so, yes. I'm only
13 talking about one case.

14 **MR. ENGELMANN:** Because you're saying:
15 "Sat across from me less than a week
16 ago re: the alleged continued abuse of
17 their child by people named, et cetera.
18 Commenced early in '97, continued after
19 July 31st, '98."

20 And at the -- as I said, on the first page
21 you say, "Sexual abuse over the past year up until December
22 '98."

23 So what I -- the dates are a little
24 different. One is saying up until December of 1998. The
25 other one is saying continued after July 31st, '98.

1 **MR. GUZZO:** Yeah.

2 **MR. ENGELMANN:** I'm not saying that's
3 inconsistent, sir, but what I'm trying to ask you is was
4 this alleged abuse still ongoing when they came to see you?
5 Was that the allegation, or had they told you that it had
6 finished sometime in 1998?

7 **MR. GUZZO:** I -- my recollection is that
8 they are no longer living in the Cornwall area.

9 **MR. ENGELMANN:** All right.

10 **MR. GUZZO:** They have, at the end of '97,
11 had gone back to Montreal. They were in the Ottawa area
12 visiting relatives. They are referred by their -- Mr. --
13 this -- the father's brother-in-law, who has heard or knows
14 something from the press about my involvement in the
15 Cornwall situation, and they call and ask for a meeting.
16 They've only got a day or two. I -- whatever happens, I
17 think -- I think I see them at night, you know, after
18 regular hours, and I think my recollection is that they
19 have moved back to Montreal sometime around the start of
20 the new year. That's why I'm questioning the dates, but
21 anyhow.

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

23 But in any event, one of them says continued
24 after July of '98, and the other one says finished, I think
25 ---

1 MR. GUZZO: Yeah.

2 MR. ENGELMANN: --- in December of '98?

3 MR. GUZZO: Continued after July 31st, '98,
4 but this letter is ---

5 MR. ENGELMANN: This is a letter from April
6 3rd, '99.

7 MR. GUZZO: Right. Okay. I'm -- I'm
8 confused.

9 MR. ENGELMANN: Okay.

10 MR. GUZZO: All right. I'm confused. So
11 yeah, then they -- they moved back -- I think what they
12 told me was that they had returned -- moved back to
13 Montreal around about Christmas or the new -- Christmas
14 season of '98.

15 MR. ENGELMANN: All right. So this -- this
16 child of theirs, boy or girl?

17 MR. GUZZO: It's a boy.

18 MR. ENGELMANN: Still a boy, not an adult at
19 this point when they see you?

20 MR. GUZZO: I ---

21 MR. ENGELMANN: And this is six months after
22 the alleged abuse and ---

23 MR. GUZZO: Recollection is that he's an
24 altar boy.

25 MR. ENGELMANN: All right.

1 **MR. GUZZO:** You know, that he's serving
2 mass.

3 **MR. ENGELMANN:** Or that he had been?

4 **MR. GUZZO:** I beg your pardon?

5 **MR. ENGELMANN:** That he had been?

6 **MR. GUZZO:** Had been, yeah.

7 **MR. ENGELMANN:** Yeah. Is this something
8 that allegedly occurs in the Cornwall area, sir?

9 **MR. GUZZO:** Yes. That's why they've come to
10 me on the -- referred by the -- his brother-in-law, and the
11 allegation is that it had occurred in the Cornwall area.

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

13 Did you encourage this couple to go to the
14 police?

15 **MR. GUZZO:** I had asked them if they had
16 gone to the police, and there seemed to be a hesitation,
17 and they said yes. And I didn't broach the subject of
18 civil action. I did ask about, you know, help for the
19 child, if there had been any harm done, how -- how, you
20 know, serious the abuse had been. And the conversation got
21 off track.

22 **MR. ENGELMANN:** Let me ask you a question.
23 Did they tell you which police force they might have gone
24 to?

25 **MR. GUZZO:** I believe they would have said

1 the Cornwall Police, but I can't recall. I can't recall.
2 I don't know that. I can't recall.

3 **MR. ENGELMANN:** All right.

4 Had they been residents of the City of
5 Cornwall?

6 **MR. GUZZO:** Yes, somewhere in the community.

7 **MR. ENGELMANN:** Sir, did you report any of
8 this -- sorry, did you suggest to them, the parents, that
9 they should report this to the Children's Aid Society?

10 **MR. GUZZO:** It did not occur to me to do
11 that.

12 **MR. ENGELMANN:** Do you know if they ever
13 did?

14 **MR. GUZZO:** I do not know whether they did
15 or not, to tell you the truth.

16 **MR. ENGELMANN:** And did you consider whether
17 or not you should do that yourself?

18 **MR. GUZZO:** I must admit I didn't even think
19 of it until about four weeks later, five weeks later, when
20 somebody on my staff got a call from the Department of
21 Social and Family Services. Somebody in that department
22 had picked up on this and they asked the question if we had
23 referred the matter to the Children's Aid Society.

24 **MR. ENGELMANN:** Okay. So someone who had
25 read this letter?

1 **MR. GUZZO:** Yeah, somebody in -- on staff in
2 the Social and Family Services Department, the Ministry of
3 Social and Family Services in Toronto.

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

5 And did you do anything after that or follow
6 up with it any way?

7 **MR. GUZZO:** No, I was led to believe that
8 the Ministry was going to make the necessary referral.

9 **MR. ENGELMANN:** And do you -- can you recall
10 who it was that you would have dealt with, sir?

11 **MR. GUZZO:** I didn't handle the phone call
12 myself. Somebody on my staff did. And I got a note on it,
13 I guess, and -- you know, but I was -- I've got to admit I
14 was embarrassed that I had spent 11 years doing that kind
15 of stuff on the Bench and it went over my head.

16 **MR. ENGELMANN:** Would you agree, sir, that
17 if the alleged perpetrator was still in contact with
18 children, that that would at the very least have been a
19 prudent thing to do?

20 **MR. GUZZO:** Very -- very much so.

21 **MR. ENGELMANN:** I think there's some debate
22 about whether it's legally required, but you would agree
23 with me that it would have been a prudent thing to do?

24 **MR. GUZZO:** I should have done it. I mean,
25 no question. It was -- it was a bit of a volatile ending,

1 the meeting, and -- and, you know, I -- I don't know that I
2 sat down and maybe made a note or something on my diary of
3 the thing because of the way it -- it was -- it ended.

4 **MR. ENGELMANN:** All right. Did you take any
5 statements or affidavits or document as a result of this
6 conversation you had with this couple?

7 **MR. GUZZO:** No, I did not.

8 **MR. ENGELMANN:** And was it just the parent
9 that came to see you or did they come with their child?

10 **MR. GUZZO:** No, it was the mother and the
11 father.

12 **MR. ENGELMANN:** Sir, just to go back to the
13 April 3rd letter. I think we've talked about large parts of
14 it. You detailed, as we went through earlier,
15 conversations you had with Wayne Frechette and Murray
16 Segal; correct?

17 **MR. GUZZO:** Yes.

18 **MR. ENGELMANN:** You reference some of the
19 civil actions on page 2 that you're apparently aware of, or
20 the possibility of civil actions?

21 **MR. GUZZO:** Yes.

22 **MR. ENGELMANN:** You reference again, in the
23 second full paragraph on page 2, quality of police services
24 and issues surrounding Florida?

25 **MR. GUZZO:** Issues surrounding, yes.

1 **MR. ENGELMANN:** What is it you're referring
2 to in the bottom paragraph, sir, on page 2?

3 **MR. GUZZO:** Well, I -- Mr. McLaughlin has
4 written suggesting that the Attorney General is the
5 individual who should handle these matters. I mention that
6 in The Ottawa Sun of April 1, '99. Premier Harris is
7 quoted as saying:

8 "It is not appropriate for a politician
9 to look into this situation."

10 And I have a copy of that article from The Ottawa Sun.

11 I said:

12 "The problem, of course, is that Mr.
13 Harnick, the Attorney General, to whom
14 you refer in your letter of March 24th,
15 is a politician. He is also one of the
16 people, along with the Solicitor
17 General, to whom I sent copies of my
18 letters addressed to the Premier. The
19 Solicitor General's office released
20 those letters to the Ontario Provincial
21 Police and, as a result having done so,
22 the Solicitor General's copies of those
23 letters were the ones that ended up in
24 the press."

25 And I guess what I'm saying to him is, you

1 tell me to go to the Attorney General. The Premier says no
2 politician should be involved, you know.

3 **MR. ENGELMANN:** All right. Okay, I
4 understand the point.

5 But you're surmising, are you not, in that
6 last sentence when you say:

7 "The Solicitor General's office
8 released those letters to the Ontario
9 Provincial Police and as a result of
10 having done so, the Solicitor General's
11 copies of these letters were the ones
12 that ended up in the press."

13 I mean, do you know, sir, whether it was the
14 OPP that released them to the press or might it simply have
15 been someone else in the Solicitor General's office? Do
16 you really know?

17 **MR. GUZZO:** I don't really know, but I have
18 it on pretty good authority they -- that they weren't
19 released to the -- or turned over to the OPP for some time,
20 at least the first one, and it was shortly after that they
21 were turned over to the OPP that it -- they appeared in the
22 ---

23 **MR. ENGELMANN:** Oh, this is something
24 someone's told you? You don't ---

25 **MR. GUZZO:** Yes.

1 **MR. ENGELMANN:** --- have personal knowledge?

2 **MR. GUZZO:** No, I don't.

3 **MR. ENGELMANN:** Okay. You described the two
4 calls and you set them out in some detail in your letter.

5 Then, sir, you go back to -- and you make
6 some reference to Mr. McLaughlin's letter to you of
7 March 24th, '99, and we don't seem to have that letter, but
8 on page 6 -- sorry, page 5 of your letter, middle
9 paragraph?

10 **MR. GUZZO:** Yes.

11 **MR. ENGELMANN:** "This is back to who you
12 should be dealing with?"

13 **MR. GUZZO:** Yes.

14 **MR. ENGELMANN:** And what are you referring
15 to, sir, in the couple of paragraphs below that? You're
16 asking him for an answer. It's an answer to what?

17 **MR. GUZZO:** Well, how I should handle this.
18 He's telling me, "I'll look after it. I'm going to send it
19 to Rita Burak".

20 **MR. ENGELMANN:** Who is she?

21 **MR. GUZZO:** She's the Secretary to the
22 Cabinet.

23 **MR. ENGELMANN:** Oh, yeah.

24 **MR. GUZZO:** And then, you know, I'm being
25 told to go to the -- by Mr. McLaughlin -- to go to the

1 Attorney General, let him handle it, but the Premier says
2 no politician should be involved in it.

3 And the civil servant at the -- in charge at
4 the Attorney General's office says, "Don't call me".

5 And I'm writing to the Premier and now to
6 the chief of staff of the Premier looking for some action,
7 looking for ---

8 **MR. ENGELMANN:** All right. And you're
9 asking him to respond on or before noon on Wednesday,
10 April 7th, '99?

11 **MR. GUZZO:** Yes.

12 **MR. ENGELMANN:** Is there a particular reason
13 why you wanted a response by that day, sir? Is there some
14 significance to the date, April 7th?

15 **MR. GUZZO:** There must have been, but I
16 don't know that I recall right now what it was.

17 **MR. ENGELMANN:** Well, I think somewhere in
18 here you say that it was two years to the day, earlier, Mr.
19 Dunlop delivered some documents to the Ministry of the
20 Attorney General and to OCCPS?

21 **MR. GUZZO:** Well, I believe it was, but I
22 don't know whether I was -- you know, maybe I had an
23 opportunity to speak in the House on that day or maybe I
24 was -- but I -- I don't recall.

25 **MR. ENGELMANN:** I think you make reference

1 to the two-year period in your letter?

2 MR. GUZZO: Yeah.

3 MR. ENGELMANN: Yes, sir, it's on the last
4 page, middle paragraph.

5 (SHORT PAUSE/COURTE PAUSE)

6 MR. ENGELMANN: "Which I repeat, I'm not
7 asking anyone to interfere in a police
8 investigation. A judicial inquiry
9 inquiring into whether or not an
10 investigation has, in fact, taken place
11 and if so why it would take 24 months
12 to interview people."

13 Et cetera.

14 MR. GUZZO: Right.

15 MR. ENGELMANN: Do you see that?

16 MR. GUZZO: Yes.

17 MR. ENGELMANN: All right. So on page 6 of
18 8, you appear to be setting out some information from the
19 Cornwall Police Service and I'm wondering, sir, that a lot
20 of this information would appear to be from the *Police*
21 *Services Act* charges, affidavits and investigation dealing
22 with Perry Dunlop?

23 MR. GUZZO: Yes, that's correct.

24 MR. ENGELMANN: And those were materials you
25 had; correct?

1 **MR. GUZZO:** That's right.

2 **MR. ENGELMANN:** You had two binders, volumes
3 3 and 4, dealing with those issues?

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

5 **MR. ENGELMANN:** So you've drawn out some
6 facts from statements and-or affidavits from the *Police*
7 *Services Act* file. Is that fair?

8 **MR. GUZZO:** That's fair.

9 **MR. ENGELMANN:** And you express some
10 concerns in the bottom paragraph about whether or not the
11 Cornwall Police Service fully informed the Crown Attorney's
12 office? I'm looking at the bottom paragraph on page 6.

13 **MR. GUZZO:** Yes.

14 **MR. ENGELMANN:** Oh, hang on.

15 You say -- and again, you're referring --
16 this is all, sir, what you're inferring, or you're
17 surmising, from material you're reading dealing with the
18 *Police Services Act* case. Is that fair?

19 **MR. GUZZO:** Well, there are some -- there
20 are some quotes taken from ---

21 **MR. ENGELMANN:** Staff Sergeant Derochie's
22 notes and other notes?

23 **MR. GUZZO:** Deputy Chief St-Denis' notes and
24 that, but I am accepting as fact, yes.

25 **MR. ENGELMANN:** All right. Did you make a

1 note --

2 "It's noted that it appears, reading
3 between the lines, that the Cornwall
4 Police also failed to notify the Crown
5 Attorney that two other youngsters had
6 complained about Father Charles
7 MacDonald and some of the police
8 officers indicate that they sincerely
9 doubt the Crown Attorney's office would
10 have handled Father MacDonald's case in
11 the manner in which it was handled in
12 1993. A full disclosure had been made
13 to the Crown Attorney by their police
14 department."

15 You mentioned "Some of the police officers
16 indicate". Where are you getting that information from,
17 sir? Is someone talking to you or is this from your review
18 of a file?

19 **MR. GUZZO:** I think I'm -- I took that from
20 the comments of the Cornwall Police officers who are quoted
21 in the documentation I'm referring to.

22 **MR. ENGELMANN:** All right. And, again,
23 after noting further information from those files -- and
24 you're referring to Children's Aid records, CPS records,
25 and also some notes from a Crown Attorney -- the bottom

1 full paragraph you're then again asking where to send
2 people?

3 MR. GUZZO: You're on page?

4 MR. ENGELMANN: I'm on page 7.

5 MR. GUZZO: Seven now?

6 MR. ENGELMANN: Large paragraph near the
7 bottom.

8 MR. GUZZO: M'hm.

9 MR. ENGELMANN: Appears to be more of a
10 rhetorical question at that stage, sir.

11 MR. GUZZO: As I -- yeah, I -- I'm
12 attempting taking advantage of the situation to -- to get
13 the message in that I want to get in. I mean, it's ---

14 MR. ENGELMANN: At this point in time you're
15 not seeing many alleged victims anymore; April of '99?

16 MR. GUZZO: I ---

17 MR. ENGELMANN: I mean -- I know you've just
18 seen this family, but ---

19 MR. GUZZO: The flow has -- you know, the
20 flow seems to have ebbed just a bit. And I -- you know, I
21 don't rightly recall if I'm seeing any or a few.

22 MR. ENGELMANN: All right. This -- this
23 letter, incidentally, doesn't say private and confidential
24 on it like the other two did?

25 MR. GUZZO: Correct.

1 **MR. ENGELMANN:** And did you send this to
2 others or did you simply send it to Mr. McLaughlin and the
3 two Cabinet Ministers?

4 **MR. GUZZO:** I simply sent it to Mr.
5 McLaughlin and the two Cabinet Ministers at that time.

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

7 **THE COMMISSIONER:** You sent it to others
8 afterwards?

9 **MR. GUZZO:** I did. I ---

10 **MR. ENGELMANN:** Did you share -- did you
11 share this with some members of your caucus later, for
12 example?

13 **MR. GUZZO:** Yes, and some members of the
14 House.

15 **MR. ENGELMANN:** All right. And would that
16 have been in one of your efforts to get a Bill dealing with
17 a public inquiry?

18 **MR. GUZZO:** At least one and maybe more.

19 **MR. ENGELMANN:** All right. Sir, is there
20 anything else that you wanted to leave us with from this
21 letter?

22 **MR. GUZZO:** No, other than the point that I
23 made that I sit down and do this for the purposes of laying
24 out -- putting the information together that I want to have
25 together, for the purposes of being able to make a case if,

1 in fact, an inquiry is ever called.

2 **MR. ENGELMANN:** All right. And, in fact, on
3 the last page, in the middle paragraph, you're saying:

4 "I repeat, I'm not asking anyone to
5 interfere in a police investigation. A
6 judicial inquiry would inquire into
7 whether or not an investigation has
8 in fact taken place, et cetera."

9 **MR. GUZZO:** Could.

10 **MR. ENGELMANN:** All right. And that was, at
11 least in your first Bill if not your second, the primary
12 focus was it not, to look at what the police did?

13 **MR. GUZZO:** Yes. The -- as a matter of
14 fact, all three Bills, and the fourth -- I had a fourth
15 one, a motion to -- to the Speaker. But in each case I'm
16 zeroing in on the police. That's the only -- as far as I
17 was concerned, that was the only mandate I had.

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

19 **THE COMMISSIONER:** Sir, we're going to have
20 to take a short break for a few minutes.

21 **MR. ENGELMANN:** Sure.

22 **THE COMMISSIONER:** So how much longer do you
23 think we should go on today?

24 **MR. ENGELMANN:** I'm in your hands, sir. I -
25 - I'm going to be a while longer.

1 **THE COMMISSIONER:** No, I understand that,
2 but I think we have to burn some midnight oil, I just -- I
3 mean, there's two things. One thing that hadn't occurred
4 to me is the weather. I don't know if the weather is
5 frightful.

6 **MR. ENGELMANN:** All I know is that it's
7 calling for some snow tonight, I'm just not sure when.

8 **THE COMMISSIONER:** Well, let's -- I need to
9 take a break. Let's take ten minutes and then you can ---

10 **MR. ENGELMANN:** A number of my colleagues
11 have -- have been approaching me about Friday ---

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

13 **MR. ENGELMANN:** -- and some of the
14 difficulties that some of them have.

15 **THE COMMISSIONER:** Yes.

16 **MR. ENGELMANN:** We had obviously intended to
17 finish Mr. Guzzo ---

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

19 **MR. ENGELMANN:** -- today and tomorrow, and
20 then we had Mr. Seguin -- Doug Seguin up next.

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

22 **MR. ENGELMANN:** A number of people have told
23 me about difficulties on Friday.

24 We are starting Corrections evidence on
25 Monday, that is certainly a long-standing commitment.

1 There are a number of witnesses that are backed up and I'm
2 -- this is taking longer than I thought, sir.

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

4 **MR. ENGELMANN:** And I hope it hasn't been
5 too slow, but I think some of this is important. Mr.
6 Guzzo's here and we're now getting to what he wanted to
7 talk about.

8 **THE COMMISSIONER:** Sure.

9 **MR. ENGELMANN:** I'd certainly like to finish
10 Mr. Guzzo. I'm prepared to -- to carry on late as -- as I
11 am tomorrow night, if that's necessary. I just -- I don't
12 know how Mr. Guzzo's doing.

13 Are you -- are you tired, sir, are you able
14 to carry on for a while longer?

15 **MR. GUZZO:** Oh, I think so, yeah.

16 **MR. ENGELMANN:** All right. Could we at
17 least carry on for another hour or so and see how
18 everybody's doing?

19 **THE COMMISSIONER:** Well, I need a break now
20 and then I'll look out the window and see what the weather
21 looks like. I'm -- I don't want -- I know those of you who
22 are staying over, well, it's not a problem, but those of
23 you who are going back to Ottawa, I don't want to be the
24 source of some mishappenings.

25 All right. So lets take a break. We'll see

1 how it goes.

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

4 This hearing will resume at ten after five.

5 --- Upon recessing at 4:55 p.m. /

6 L'audience est suspendue à 16h55

7 --- Upon resuming at 5:15 a.m. /

8 L'audience est reprise à 17h15

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

11 This hearing is now resumed. Please be
12 seated. Veuillez vous asseoir.

13 **THE COMMISSIONER:** Thank you.

14 **MR. ENGELMANN:** Mr. Commissioner, I've had
15 discussions with counsel and there's certainly a consensus
16 amongst counsel that they don't want to sit on Friday. And
17 I had told them that in weeks gone past that that was
18 extremely unlikely, and I also rather smugly said I
19 wouldn't be here, and that was maybe inappropriate on my
20 part. Actually, I was trying to get some sympathy for
21 working on American Thanksgiving and I didn't get very far
22 with that.

23 All I have to say, a constructive proposal
24 has been made by counsel that I -- I finish my chief of Mr.
25 Guzzo and that tomorrow we end Mr. Guzzo's evidence after

1 his chief, and I was going to say they're going to forego
2 their right to cross-examine, but that's not actually true.
3 No, that we would postpone cross-examination by counsel for
4 parties with standing until a later day that can be fit
5 into the schedule so that we can call Mr. Sequin, Doug
6 Seguin, tomorrow.

7 It's important to have his evidence before
8 we start Corrections. It's important for us to start
9 Corrections Monday afternoon given the schedule that we've
10 got. And it's -- it's a tight schedule.

11 So that's the proposal. There was a
12 consensus amongst counsel, Commission counsel's in
13 agreement. I have asked Mr. Guzzo if he could live with
14 that. I know it's difficult for a -- for a witness to come
15 back at some point later, but I can honestly say he -- I
16 know that he hasn't had an opportunity to review the
17 section 38 documents that we've been given notice on. So
18 this will give him an opportunity to do that.

19 I've explained to him that his transcript is
20 on the web if he wants to look at that as well, so that can
21 keep his memory fresh. And we'll find a convenient time
22 for Mr. Guzzo and for counsel to bring him back. If that -
23 - if that suits with you?

24 **THE COMMISSIONER:** In the not to distant
25 future.

1 **MR. ENGELMANN:** Yes.

2 I was looking at dates as this proposal came
3 to me. We're trying to fit in another witness as well that
4 we talked about in the evidence of Mr. Adams, that we'll
5 try and fit. I'm looking at the dates we have between now
6 and December, sir.

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

8 **MR. ENGELMANN:** And dates where we don't
9 have Corrections witnesses scheduled, and not surprisingly
10 are dates that are not firm hearing dates like, for
11 example, December 14th is not a firm hearing date. I think,
12 sir, that we're quite possibly looking at sometime in
13 January. Is that too far off?

14 **THE COMMISSIONER:** Well, we can have that
15 discussion ---

16 **MR. ENGELMANN:** Okay.

17 **THE COMMISSIONER:** --- in private, Mr.
18 Engelmann.

19 **MR. ENGELMANN:** All right. I'm sure you'll
20 have a suggestion as to when it would be appropriate to
21 bring Mr. Guzzo back.

22 **THE COMMISSIONER:** No, I think ---

23 **MR. ENGELMANN:** We'll make sure counsel have
24 notice and certainly that he does.

25 **THE COMMISSIONER:** No, I think Mr. Guzzo has

1 important information. Given, I think, the cross-
2 examination should be dealt with in a time -- and I think
3 there may be -- we may be able to intervene in the
4 Corrections thing to put Mr. Guzzo in and complete him
5 while his memory is fresh and things like that.

6 **MR. ENGELMANN:** Fair enough.

7 **THE COMMISSIONER:** So I think the Friday is
8 a good idea. We have added extra days and we are pretty
9 well sitting continuously now until December 19th. So we'll
10 not sit ---

11 **MR. ENGELMANN:** The only thing we haven't
12 added really, sir, are weekends and ---

13 **THE COMMISSIONER:** Well, I was thinking of
14 that.

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

16 **THE COMMISSIONER:** Can we get on?

17 **MR. ENGELMANN:** Yeah.

18 **THE COMMISSIONER:** So let's use our time and
19 see how much -- the weather isn't supposed to get much
20 worse until midnight, so we're okay.

21 **MR. ENGELMANN:** All right. I assure you, I
22 won't have much breath after an hour or so.

23 **GARY GUZZO, Resumed/Sous le même serment:**

24 --- **EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN-CHEF PAR MR.**
25 **ENGELMANN (cont'd/suite):**

1 **MR. ENGELMANN:** Mr. Guzzo, we've gone now
2 through -- or we've gone through your letter of April 3rd in
3 some detail, and that's Exhibit 985. Sir, did you receive
4 a reply from Mr. McLaughlin?

5 **MR. GUZZO:** No, I don't believe I did.

6 **MR. ENGELMANN:** I'm going to try and refresh
7 your memory then if I can because I understand that he did
8 write you letter on April 7th, '99, which was the last date
9 you gave him. Perhaps you could have a -- if the witness
10 could have a look at -- it's document number 124759.

11 Mr. Guzzo, it may not have been a
12 satisfactory reply, but -- to your liking, but I believe
13 you had one?

14 **THE COMMISSIONER:** Mr. Guzzo, are you -- do
15 you have arrangements to stay over tonight or are you going
16 back to Ottawa?

17 **MR. GUZZO:** I'm going back to Ottawa.

18 **THE COMMISSIONER:** All right. And are you
19 driving alone or with ---

20 **MR. GUZZO:** No, I have a driver.

21 **THE COMMISSIONER:** You have a driver?

22 **MR. GUZZO:** Yes -- well, a driver -- I have
23 a good friend who's a driver.

24 **THE COMMISSIONER:** Exhibit 994 is a letter
25 from the Office of the Premier to Mr. Garry Guzzo and Ron

1 McLaughlin is the author, dated April 7th, 1999.

2 --- EXHIBIT NO./PIÈCE NO. P-994:

3 (124759) Letter from Ron McLaughlin to
4 Garry Guzzo dated 07 Apr 99

5 MR. ENGELMANN: If you could have a look at
6 this for a minute, Mr. Guzzo?

7 MR. GUZZO: Right.

8 (SHORT PAUSE/COURTE PAUSE)

9 MR. GUZZO: Yes.

10 MR. ENGELMANN: All right.

11 Mr. Guzzo, now that you've had an
12 opportunity to look at that, would you agree with me that
13 Mr. McLaughlin did write back to you?

14 MR. GUZZO: It is an answer, yes.

15 MR. ENGELMANN: All right.

16 And were you satisfied with the response
17 that you received, sir?

18 MR. GUZZO: Well, no, I was not. I was not.

19 MR. ENGELMANN: Right.

20 MR. GUZZO: You know, in fairness, he's
21 doing what I was doing. He's positioning the government
22 and I guess it's appropriate if I did it, he has a right to
23 do it, but ---

24 MR. ENGELMANN: So he's writing a letter for
25 us as well, sir. Is that what you're saying?

1 **MR. GUZZO:** Well, I think he's trying to
2 justify the position, but I again remind you what happened
3 with Walkerton about the judicial inquiry that was called
4 Walkerton before people had a chance to even decide whether
5 criminal charges would be laid, and there are other
6 examples of that.

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

8 So you're referring to his comment in the
9 fourth paragraph that nothing should happen until charges
10 go through criminal courts, et cetera?

11 **MR. GUZZO:** Correct.

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

13 Now, he also seems to be suggesting and
14 urging you to contact the investigating officer, and at
15 this point in time, presumably that is the team of officers
16 that are working for the OPP in Project Truth?

17 **MR. GUZZO:** I assume that's what he's
18 saying, yes.

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

20 And did you, in fact, do that, sir?

21 **MR. GUZZO:** No, I would not do that under
22 any circumstances. If I had information, I would send it.
23 If I had documentation, I would send it. And I encourage
24 people to go, primarily to the Cornwall Police at that time
25 when they contacted me, but I would not have contacted the

1 officers directly.

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

3 But you would have responded if they
4 contacted you, I believe is what you said?

5 **MR. GUZZO:** Yes, very definitely. And I did
6 when Constable Hall -- Officer -- Detective Hall contacted
7 me.

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

9 Now, sir, in April of 1999, you also wrote a
10 letter to the Minister of Citizenship, Culture and
11 Recreation, Isabelle Bassett. Do you recall writing to her
12 on or about April 16th, 1999?

13 **MR. GUZZO:** I do, yes.

14 **MR. ENGELMANN:** I'm sorry, did I give you
15 the document number? Document Number 124704. There's an
16 attachment as well, which is 124706. They should probably
17 be filed together, actually. I think the letter was sent
18 with the attachment. Perhaps I'll just ask the witness if
19 he could confirm that before we mark them as one or two,
20 124704, 124706.

21 **MR. GUZZO:** Thank you.

22 **THE COMMISSIONER:** So one is a letter from
23 Mr. Guzzo to the Honourable Isabelle Bassett dated April
24 16th, 1999. Then there is a proposal summary sheet. So did
25 you -- are they part and parcel of the same document?

1 **MR. GUZZO:** I don't recall if I sent them.

2 **MR. ENGELMANN:** Could you take just a look
3 at the first paragraph, sir.

4 **MR. ENGELMANN:** It appears to say in the
5 second sentence:

6 "I enclose here with a copy of the
7 proposal summary sheet."

8 **MR. GUZZO:** Yes. And I see that now, yes.

9 **MR. ENGELMANN:** All right.

10 So could they just be marked as one exhibit,
11 sir?

12 **THE COMMISSIONER:** Exhibit 995 it is.

13 **--- EXHIBIT NO./PIÈCE NO. P-995:**

14 (124704; 124706) Letter from Garry
15 Guzzo to Hon. Isabel Bassett dated 16
16 Apr 99; Proposal Summary Sheet

17 **MR. ENGELMANN:** So, sir, you're writing --
18 why are you writing to Minister Bassett?

19 **MR. GUZZO:** Well, I have -- someone has
20 taken the trouble to send me the agenda and the proposal
21 sheet, and I read it and I have some concerns. I have some
22 concerns. I -- and as I recollect, I don't have much --
23 when I get it I don't have much time to deliberate about
24 what do to. So I write her this letter with the
25 enclosures.

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

2 And you indicate a concern because there
3 have been some allegations that have been brought to your
4 attention about an individual?

5 **MR. GUZZO:** Correct.

6 **MR. ENGELMANN:** This individual being a
7 priest who is, to some extent, involved in the proposal
8 summary sheet that you've attached?

9 **MR. GUZZO:** I believe that's the case, yes,
10 has a role to play in the -- in the operation to be funded.

11 **MR. ENGELMANN:** And the operation in
12 question is Big Brothers and Big Sisters of Cornwall?

13 **MR. GUZZO:** Correct.

14 **MR. ENGELMANN:** And so what -- what is it
15 you're asking the Minister to do as a result of information
16 that's come to your attention and your review of this
17 proposal summary sheet?

18 **MR. GUZZO:** Well, I haven't read -- read
19 this in some time, but I -- as I recollect, I'm asking her
20 to satisfy herself that this is a -- an appropriate thing
21 for our government to do.

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

23 And the concern wasn't -- I think you note
24 the fact that the -- the matters that have been brought to
25 your attention are simply allegations; there were no

1 charges that were laid against this priest?

2 MR. GUZZO: I think I noted that and I think
3 I noted -- well, yes.

4 MR. ENGELMANN: All right.

5 And you indicate some concerns about the
6 individual or one of the individuals at least who's made an
7 allegation?

8 MR. GUZZO: I did, yes.

9 MR. ENGELMANN: Yeah. And you make the
10 comment that:

11 "Later on the problem then remains that
12 we're funding this organization which
13 uses this man as a reference and in all
14 likelihood will allow him to play a
15 significant role in the program that
16 we are financing."

17 MR. GUZZO: Yes.

18 MR. ENGELMANN: All right.

19 So you're asking her to look at this
20 seriously?

21 MR. GUZZO: Yes, I think it's her
22 responsibility to ensure that it's a proper program.

23 MR. ENGELMANN: All right.

24 And, sir, this was a proposal summary sheet
25 for an organization that was primarily responsible for

1 dealing with children?

2 **MR. GUZZO:** Yes, that's correct.

3 **MR. ENGELMANN:** All right.

4 Now, Mr. Guzzo, I understand that in late
5 June of 1999, you were contacted, at least by letter, by
6 Detective Inspector Pat Hall of the Ontario Provincial
7 Police. Do you have some recollection of that, sir?

8 **MR. GUZZO:** I do, yes.

9 **MR. ENGELMANN:** If the witness could be
10 shown Document Number 124703?

11 **THE COMMISSIONER:** This is a letter dated
12 the 24th of June 1999, addressed to Mr. Guzzo from Mr. Pat
13 Hall -- I'm sorry, Detective Inspector.

14 **MR. ENGELMANN:** Sorry, the exhibit number,
15 sir, is ---

16 **THE COMMISSIONER:** Exhibit 996.

17 --- EXHIBIT NO/PIÈCE NO. P-996:

18 (124703) Letter from Pat Hall to Garry
19 Guzzo dated 24 Jun 99

20 **MR. ENGELMANN:** Mr. Guzzo, is this letter
21 familiar to you?

22 **MR. GUZZO:** I knew he had written. I don't
23 know that I ever saw the letter, but just let me ---

24 **MR. ENGELMANN:** Sure.

25 **MR. GUZZO:** --- make certain that there's

1 nothing new in here that I ---

2 (SHORT PAUSE/COURTE PAUSE)

3 MR. GUZZO: I knew of it, yes.

4 MR. ENGELMANN: All right.

5 So Detective Inspector Hall's giving you
6 some brief background about Project Truth?

7 MR. GUZZO: Yes, correct.

8 MR. ENGELMANN: He's referring to some
9 newspaper articles attributing comments to you regarding
10 the investigation?

11 MR. GUZZO: Yes.

12 MR. ENGELMANN: And he's asking if you would
13 like to meet with him?

14 MR. GUZZO: That's correct, yes.

15 MR. ENGELMANN: And just to situate us in
16 time, is this just before or just after a provincial
17 election? It says June 24, '99.

18 MR. GUZZO: I think it's just after.

19 MR. ENGELMANN: All right.

20 And at this time you have -- your
21 assistant's name or your EA's name is William Grant?

22 MR. GUZZO: That's right.

23 MR. ENGELMANN: If the witness could be
24 shown Document 701064.

25 (SHORT PAUSE/COURTE PAUSE)

1 **MR. ENGELMANN:** Which is a letter from Mr.
2 Grant to Detective Inspector Hall, dated June 29, '99.

3 **THE COMMISSIONER:** Thank you. Exhibit
4 Number 997 is a letter from W. Grant to Detective Inspector
5 Hall, dated June 29, 1999.

6 **--- EXHIBIT NO./PIÈCE NO. P-997:**
7 (701064) Letter from William Grant to
8 Pat Hall dated 29 Jun 99

9 **MR. ENGELMANN:** Sir, did you instruct Mr.
10 Grant to write this letter to Detective Inspector Hall?

11 **MR. GUZZO:** I don't know whether I
12 instructed him or not, but he did it and he was probably
13 correct.

14 **MR. ENGELMANN:** All right.

15 **MR. GUZZO:** Yeah.

16 **MR. ENGELMANN:** You took a holiday shortly
17 after the election?

18 **MR. GUZZO:** I did, yes.

19 **MR. ENGELMANN:** And, sir, I understand
20 something then happened during the month of July, right at
21 the end of July?

22 **MR. GUZZO:** Well, yes, you mean of a medical
23 nature?

24 **MR. ENGELMANN:** Yes.

25 **MR. GUZZO:** It happened -- I think the

1 election was around the first week in June and it happened
2 about the first week in -- in May. I had some heart
3 problems and went in and had an angioplasty done and
4 campaigned. The election was over. I took a holiday and
5 along about the middle of July, when I returned, I was back
6 having similar type problems and, as a result, near the end
7 of July, I had a triple bypass.

8 **MR. ENGELMANN:** All right. If the witness
9 could be shown Exhibit -- I'm sorry, Document Number
10 701277?

11 **(SHORT PAUSE/COURTE PAUSE)**

12 **THE COMMISSIONER:** Exhibit Number 998 is the
13 letter, again dated August 10th, 1999, to Detective
14 Inspector Hall from Mr. Grant.

15 **---EXHIBIT NO./PIÈCE NO P-998:**

16 (701277) Letter fro William Grant to
17 Pat Hall dated 10 Aug 99

18 **MR. ENGELMANN:** Mr. Guzzo, it would appear
19 that Mr. Grant is writing to Detective Inspector Hall and
20 further to his last letter confirming that you've had your
21 surgery and that you're going to be recuperating for the
22 next 60 days?

23 **MR. GUZZO:** Correct.

24 **MR. ENGELMANN:** And that it's indicating
25 that he'll be in touch with the detective inspector later

1 on with respect to your availability?

2 MR. GUZZO: Correct.

3 MR. ENGELMANN: And if the witness could be
4 shown document 701278?

5 (SHORT PAUSE/COURTE PAUSE)

6 THE COMMISSIONER: Thank you.

7 Letter from Detective Inspector Hall to
8 Garry Guzzo, dated -- and attention, W. Grant, August 18th,
9 1999.

10 --- EXHIBIT NO./PIÈCE NO 999:

11 (701278) Letter from Pat Hall to Garry
12 Guzzo dated 18 Aug 99

13 MR. ENGELMANN: Now, Detective Inspector
14 Hall in this letter is carbon copying a Shelley Hallett,
15 it's a Crown counsel. Had you met her or were you familiar
16 with her at this point-in-time?

17 MR. GUZZO: I've never met her, to tell you
18 the truth.

19 MR. ENGELMANN: All right.

20 MR. GUZZO: But I have spoken with her, I
21 think, once on the phone and I knew -- I knew her to be a
22 prosecutor in the office of the A.G.

23 MR. ENGELMANN: All right. But you hadn't
24 spoken to her or met her by the summer of '99?

25 MR. GUZZO: I don't believe so. I certainly

1 hadn't met her; I haven't ---

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

3 **MR. GUZZO:** --- met her to this day.

4 **MR. ENGELMANN:** Now, Mr. Guzzo, in his first
5 letter to you, Detective Inspector Hall referred to -- and
6 that's Exhibit 996 -- he referred to some newspaper
7 articles in March of '99, in the third paragraph. Is that
8 fair?

9 **MR. GUZZO:** Yes.

10 **MR. ENGELMANN:** And I think you as well in
11 your letter to Mr. McLaughlin referred to articles of March
12 24th and April 1st?

13 **MR. GUZZO:** Yes.

14 **MR. ENGELMANN:** I just wanted to confirm
15 with you a couple of them, if I could.

16 One is Exhibit 992, is it not, the article
17 or articles in The Ottawa Sun dated March 24th, '99?

18 **MR. GUZZO:** Yes, March 24th, '99, yes.

19 **MR. ENGELMANN:** Yes. One of them's written
20 by Jackie Leroux?

21 **MR. GUZZO:** Yes, m'hm.

22 **MR. ENGELMANN:** And the other one's written
23 by a Michael Woloschuk?

24 **MR. GUZZO:** I -- I didn't take note of it.

25 **MR. ENGELMANN:** But he's a columnist?

1 **MR. GUZZO:** Yes, right. I'm familiar with
2 the first one; I'm not familiar with this one. I may have
3 read it at the time but I ---

4 **MR. ENGELMANN:** Okay. And would you agree
5 with me, sir, that these articles are critical of the OPP
6 investigation Project Truth?

7 **MR. GUZZO:** Well, I think, as I'm starting
8 to read Woloschuk here, I think it is, but ---

9 **MR. ENGELMANN:** Have a look at Woloschuk.

10 **MR. GUZZO:** I don't know that the other one
11 -- as I recollect, the other one is ---

12 **(SHORT PAUSE/COURTE PAUSE)**

13 **MR. ENGELMANN:** The other one appears to be
14 dealing with the release of the note that Detective
15 Inspector Hall signs when -- apparently when Mr. Dunlop
16 gives him some documents?

17 **MR. GUZZO:** Right.

18 **THE COMMISSIONER:** Well, no, I mean at the
19 end of the article it says that the OPP goes and sees Mrs.
20 Dunlop because they don't know what she's talking about,
21 about people that were charged or not, the people that were
22 part of the investigation.

23 I'm sorry, what she says is:

24 "The names we turned over to the OPP
25 were not the ones charged."

1 (SHORT PAUSE/COURTE PAUSE)

2 MR. ENGELMANN: All right, Mr. Guzzo, have
3 you had a chance to read -- there's one quote from you in
4 the first article, where you said:

5 "I felt that this was a fact for some
6 time."

7 And this is that Detective Inspector Hall
8 may not have had all of the Dunlop material and you had
9 been musing about that in earlier letters?

10 MR. GUZZO: Correct.

11 MR. ENGELMANN: Is that fair?

12 MR. GUZZO: Yes.

13 MR. ENGELMANN: But in the second article,
14 the column, "An Exercise in Incompetence", you would agree
15 that that article's quite critical? I mean, you can start
16 right with the headline.

17 MR. GUZZO: Yes, I -- I have to agree.

18 And I haven't put forward the -- we haven't
19 debated the Bill for second reading at this point in time -
20 - the first bill, that is, for second reading at this point
21 in time, but I did say in the -- in the debate and at the
22 lead-up to the Bill that I had to assume that when you miss
23 75 or 115 charges, it's either incompetence or it's a
24 cover-up. I did use that terminology.

25 MR. ENGELMANN: All right.

1 MR. GUZZO: And I ---

2 THE COMMISSIONER: Well, actually what
3 you're saying in the article, right off the bat it says:

4 "I'm not talking about a cover-up
5 here, I'm talking about pure
6 incompetence' said Ottawa-Rideau MPP
7 Garry Guzzo."

8 MR. GUZZO: I -- I have to tell you that I
9 don't know that I have ever met or spoken to this
10 Woloschuk, but I must have seen this -- this article, I
11 think, if it was in a ---

12 MR. ENGELMANN: Well, it's in our database.

13 MR. GUZZO: I know, but what paper is he --
14 does he write for?

15 MR. ENGELMANN: I believe it's The Sun as
16 well, sir.

17 MR. GUZZO: The Sun also? I don't recall
18 him anyway, but ---

19 MR. ENGELMANN: You recall Jackie Leroux?

20 MR. GUZZO: Very well.

21 MR. ENGELMANN: All right. So just so we're
22 clear, the quote is:

23 "If their answer is we have talked to
24 everybody, if that's the best answer
25 and it isn't, I can assure you then I'm

1 not talking about a cover-up here, I'm
2 talking about pure incompetence."

3 Do you recall that you said something ---

4 **MR. GUZZO:** I could have because I was
5 certainly thinking that way.

6 **MR. ENGELMANN:** All right. And there's a
7 reference at the top to "No stone unturned" and we'll see
8 that come up later, but at this point in time it's not
9 really attributed to anybody. It's in the first preamble
10 there. Do you see that?

11 "Claims by the Ontario Provincial
12 Police..."

13 **MR. GUZZO:** Yes.

14 **MR. ENGELMANN:** "...that they have left no
15 stone unturned in their hunt for
16 alleged sex criminals in the Cornwall
17 area. It's not holding water with the
18 man who has spent much of his own time
19 investigating the case."

20 So do you know if you would have made that
21 comment?

22 It's not in quotes and we do see it later
23 on, but I'm wondering at this point in time if that's
24 something that you would have said, sir? If that's
25 something that the paper paraphrases, do you know?

1 **MR. GUZZO:** Well, I'm -- if I said it, I
2 would be quoting Klancy Grasman.

3 **MR. ENGELMANN:** Klancy who?

4 **MR. GUZZO:** Grasman?

5 **MR. ENGELMANN:** And who was he, sir?

6 **MR. GUZZO:** Well, he's the PR fellow for the
7 OPP --

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

9 **MR. GUZZO:** -- who issued the press release
10 on December 24th, 1994. He used that term.

11 **MR. ENGELMANN:** So are you saying he used
12 that term in the press release, sir?

13 **MR. GUZZO:** Yes.

14 **MR. ENGELMANN:** In the release itself?

15 **MR. GUZZO:** Yes, and let me tell you that
16 they made announcements -- the OPP made announcements that
17 they were winding up Project Truth on at least three and
18 possibly four occasions, and each time they announced it,
19 they used that term, "We have left no stone unturned."

20 **MR. ENGELMANN:** Okay. In public statements?

21 **MR. GUZZO:** In public statements.

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

23 If the witness could be shown exhibit -- or
24 sorry, document number 720738.

25 **THE COMMISSIONER:** Thank you.

1 This is a news release from the Ontario
2 Provincial Police for release on December 23rd, 1994.

3 That's Exhibit 1000, by the way.

4 **--- EXHIBIT NO./ PIÈCE NO. P-1000:**

5 (720738)Press Release from Criminal
6 Investigation Branch Kingston Unit "No
7 charges laid in alleged conspiracy"
8 dated 23 Dec 94

9 **MR. ENGELMANN:** Knew we'd get there.
10 Did you get a chance to read that?

11 **MR. GUZZO:** I have, yes.

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

13 You'd agree with me, sir, that it doesn't
14 refer to that quote, if I can call it that, about leaving
15 no stone unturned?

16 **MR. GUZZO:** I agree, it does not.

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

18 So you're saying you may have seen somewhere
19 where this fellow -- and again, I'm sorry I've missed it,
20 Grasman?

21 **THE COMMISSIONER:** Klancy Grasman.

22 **MR. ENGELMANN:** Okay. And you believe he
23 has been quoted or --

24 **MR. GUZZO:** He was definitely quoted in more
25 than one newspaper and on more than one time of leaving no

1 stone unturned.

2 MR. ENGELMANN: Because this particular
3 press release simply talks about the -- a nine-month
4 investigation in consultation with the regional director of
5 the Crown attorneys.

6 MR. GUZZO: I agree, but it doesn't refer to
7 Klancy Grasman either.

8 MR. ENGELMANN: No, it doesn't.

9 MR. GUZZO: Right.

10 MR. ENGELMANN: It doesn't quote anybody.

11 MR. GUZZO: No. Or he --

12 MR. ENGELMANN: And it's issued on December
13 23rd, 1994, not the 24th, but presumably only picked up by
14 the media on the 24th. Or are you suggesting there was
15 another press release, sir?

16 MR. GUZZO: Well, it seems to me that the
17 information that I was given was that the document was
18 received on -- and issued on the date of the 24th, and the
19 person referred to in it was Mr. Grasman.

20 MR. ENGELMANN: Okay. Well, might that have
21 been a newspaper article, sir, or something else as opposed
22 to an official press release, or do you know?

23 MR. GUZZO: I assume it could have been. I
24 haven't -- I don't know. I don't know.

25 MR. ENGELMANN: Sir, another -- in any

1 event, the article by Mr. Woloschuk, and that's not someone
2 you remember speaking with; is that what you're telling us?

3 **MR. GUZZO:** Well, you know, as I read
4 through it here, it looks like he's contacted me on the
5 phone, but I don't recall ever meeting this man and I don't
6 -- you know, I don't even -- I don't recall him as a
7 reporter, but he's obviously writing in the Ottawa Sun and
8 he says he talked to me, so he talked to me.

9 **MR. ENGELMANN:** All right.

10 Well, one of the criticisms that he sets out
11 and attributes to you is that you say the police have yet
12 to interview key witnesses who have either spoken directly
13 to Guzzo or sworn affidavits that were turned over to both
14 Ontario Solicitors General and Attorney General in April of
15 '97. You see that?

16 **MR. GUZZO:** Yes.

17 **MR. ENGELMANN:** And, sir, the -- not
18 speaking to people who have sworn affidavits that were
19 turned over, presumably someone would have told you that?

20 **MR. GUZZO:** Presumably.

21 **MR. ENGELMANN:** You didn't have firsthand
22 knowledge of that?

23 **MR. GUZZO:** I did not.

24 **MR. ENGELMANN:** And as for not interviewing
25 -- and the other form of key witness you refer to or is

1 attributed to you as having said, it's people that have
2 spoken directly to you. And would you agree with me, sir,
3 that that might be difficult for the police to know if you
4 don't tell them who you've spoken to?

5 MR. GUZZO: Well, I -- it is unless they've
6 spoken to the police ---

7 MR. ENGELMANN: As a result of speaking to
8 you?

9 MR. GUZZO: Of speaking to me, yes. But I
10 agree, if they haven't -- it would have been difficult.

11 MR. ENGELMANN: Would you also agree with
12 me, sir, that you had indicated to us that some of the
13 alleged victims that came to see you didn't have the best
14 of experiences with the police? I think you had said that
15 -- I can't remember some of the examples you used, but they
16 were reluctant to go to the police?

17 MR. GUZZO: They -- some certainly appeared
18 -- you know, when they described the situation to me it
19 appeared that way, and others simply stated it and couldn't
20 provide details or background. So -- but some I accepted
21 at face value because of the details they gave me.

22 MR. ENGELMANN: Would you agree with me,
23 sir, that being openly critical of the police, as it's
24 suggested here, yourself, might also seek to discourage
25 alleged victims or future alleged victims from coming

1 forward?

2 MR. GUZZO: Well, I definitely think it
3 could, yes.

4 MR. ENGELMANN: So why would you do it then?
5 You've got individuals that have come to you, told you
6 about some negative experiences or why they don't want to
7 go to the police, yet you're telling them they should
8 report in any event despite the fact that in some cases it
9 was quite long ago. Yet, you know, when you're being
10 critical of the police in the press doesn't that perhaps
11 compound that problem?

12 MR. GUZZO: You're correct, but we had set a
13 -- we had some frustrating experiences.

14 MR. ENGELMANN: Yes.

15 MR. GUZZO: Along about that time. We had a
16 person who had attended upon us and we had suggested that
17 he attend and go to the -- contact the Ontario Provincial
18 Police. On more than one occasion for whatever reason
19 we're not telling them just to go back and report to the
20 Cornwall Police, but to go and talk to the ---

21 MR. ENGELMANN: Well, you've set out some
22 reasons, sir, why -- at least in your letter to Mr.
23 McLaughin, why people might not want to go back to the
24 Cornwall Police.

25 MR. GUZZO: Well, I did. But if it's a --

1 don't ask me to explain my thinking on this, I don't know.
2 But I mean, if it's a 20-year-old situation, I say go back
3 and register it in case there's something on the file back
4 then about the situation when it happened or somebody else
5 was making a report to the police at the same time about a
6 same person. So go to the Cornwall Police. If it's an old
7 historical.

8 If it's something that was current or, you
9 know, I'm saying go to the Project Truth people.

10 A guy comes back to us one day and said "I
11 can't find them. Where do I find this Project Truth?"
12 Well, we sit down and had somebody in the office phone the
13 Cornwall Police, ask what Project Truth is. They said
14 that's an OPP matter, phone Barrie or Orillia. I phoned
15 Barrie or Orillia. They say, "Well, that's Eastern
16 Ontario, phone Long Sault", but there's no number on
17 information for Project Truth at -- at that time. Now,
18 maybe ---

19 **MR. ENGELMANN:** When -- when was that, sir?

20 **MR. GUZZO:** I don't know, but someplace in
21 the file, we do this twice a week for two or three weeks,
22 just to have a record on the file that this is happening
23 and we're doing it from the constituency office in Ottawa I
24 assume because I think I'm there a good period of the time,
25 it was in the summer, I'm not sure, but we -- we're getting

1 a little -- we're a little frustrated to say the least.
2 The other thing I would tell you is that in my -- in my
3 meeting with Mr. Hall -- with Detective Inspector Hall ---

4 **MR. ENGELMANN:** Well, we're going to come to
5 that.

6 **MR. GUZZO:** Yeah. All right. All right.

7 **MR. ENGELMANN:** Yeah. But -- but, Mr.
8 Guzzo, you don't know when this was that you had this
9 difficulty because I -- we -- we've heard, at least, or
10 there's so many documents that suggest there was a press
11 release when Project Truth started in the -- I believe it
12 was in the summer of '97. There was a hotline that was
13 advertised at least from time-to-time and I -- I don't know
14 if it was a commercial ad or whether it was a public
15 service announcement. Certainly there was -- there were
16 some referrals from the Cornwall Police Service to the OPP,
17 Project Truth, because they were set up here in the
18 Cornwall area.

19 **MR. GUZZO:** I'm aware of that. I'm aware of
20 that, but ---

21 **MR. ENGELMANN:** But you're saying at some
22 point-in-time there were some difficulties?

23 **MR. GUZZO:** When I -- we were having
24 difficulty and we were phoning the Cornwall Police and
25 being referred to Orillia and back to -- and we did never

1 -- we -- in that period of time, we were not -- did not
2 secure a number.

3 **MR. ENGELMANN:** Well, presumably this is --
4 is before Mr. Hall would have first written to you in June
5 of '99 because at that point on you -- you could contact
6 him or you could send someone to him?

7 **MR. GUZZO:** We knew where the -- we knew
8 where the office was, where they were working from, and we
9 directed the individual to go to the office. I mean, it
10 wasn't that individual -- I'm -- I put myself in a position
11 of somebody who wants to contact them.

12 **MR. ENGELMANN:** Yes?

13 **MR. GUZZO:** And goes to the phone book and
14 goes to information and goes through this situation.

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

16 **MR. GUZZO:** I mean, we have an address, I
17 think, where the operation is being conducted.

18 **MR. ENGELMANN:** Okay. We'll come there.

19 Sir, the other -- I'll just be one moment.

20 **THE COMMISSIONER:** Could you wrap it up, Mr.
21 Engelmann, for the night in the next little bit?

22 **MR. ENGELMANN:** Yes. I'll just be one
23 moment.

24 (SHORT PAUSE/COURTE PAUSE)

25 **MR. ENGELMANN:** There's just perhaps one

1 other area I could cover with Mr. Guzzo before we wrap up.

2 Sir, you referred earlier to calls from a
3 woman from the YWCA or YMCA and then a follow-up with Mr.
4 Goodwin from The Men's Project?

5 **MR. GUZZO:** Yes. Yes.

6 **MR. ENGELMANN:** I think you told us that at
7 some point there was some correspondence and that they were
8 granted funding for a year and then there were issues about
9 ongoing funding from time-to-time?

10 **MR. GUZZO:** Yeah, I think what would have
11 happened, judging from the way it happened, that they
12 probably got funding for the rest of the year and -- well,
13 within the following year, got it for 12 months.

14 **MR. ENGELMANN:** All right. So let me just
15 show you a document if I can for a minute. Document Number
16 124742.

17 **(SHORT PAUSE/COURTE PAUSE)**

18 **THE COMMISSIONER:** Thank you.

19 Exhibit Number 1001 is a document -- at
20 least it's a -- yeah, just -- a letter dated November 9th,
21 1999 to Mr. Guzzo from Mr. Rick Goodman.

22 **---EXHIBIT NO./PIÈCE NO P-1001:**

23 (124742) Letter from Rick Goodwin to
24 Garry Guzzo dated 09 Nov 99

25 **MR. ENGELMANN:** Mr. Guzzo, have you seen

1 this letter before?

2 **MR. GUZZO:** Yes, I believe I have.

3 **MR. ENGELMANN:** All right. So there's a
4 page-and-a-half letter and there's a -- like a brochure or
5 something attached dealing with some of the services of The
6 Men's Project?

7 **MR. GUZZO:** Correct.

8 **MR. ENGELMANN:** There's a couple of articles
9 attached to that as well:

10 "Project offering male victims
11 counseling ..."

12 and something else about support. I -- I can't read it --
13 the last article, but it's:

14 "Male victims of sexual abuse in
15 the Cornwall area are about to get some
16 help thanks to the Ottawa-based Men's
17 Project."

18 The article --oh, thank you.

19 "The service has been contracted by the
20 Ministry of the Solicitor General to
21 consult the Cornwall community on what
22 types of services are needed. Among
23 the measures considered are a 1-800
24 support line, group therapy, public
25 education and professional training."

1 Thank you.

2 "This pilot project begins in
3 September."

4 So that's September, '99. And there's a
5 reference in the article -- sorry, in the letter from Mr.
6 Goodwin to you saying they'd received one-time funding in
7 July of that year, July, '99. And it appears there's some
8 concerns about future funding?

9 **MR. GUZZO:** Correct.

10 **MR. ENGELMANN:** Now, sir, you -- you were
11 involved in -- if I can use the term -- lobbying or going
12 to one of your colleagues, Mr. Runciman, to seek support
13 for this funding?

14 **MR. GUZZO:** Yes, I think Mr. Runciman was --
15 earlier in the year when they got the -- the funding for
16 the rest of the year, he was on the lookout, or had his
17 finance person on his staff on the lookout, for someplace
18 where savings were -- was about to take place and he re-
19 allocated the funding to this program.

20 And now this is coming up in November, so
21 we're probably looking at April of the next year when the
22 budget is going to be dealt with. And as I read it, they
23 aren't asking in a -- in a government language, but they
24 want to get a line in that budget that once you're there,
25 you're there for life, if you know what I mean.

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

2 **MR. GUZZO:** Yeah.

3 **MR. ENGELMANN:** And, sir, you had assisted
4 in helping get this first funding. Did you also
5 participate and -- at the request -- I mean, Mr. Goodwin is
6 asking -- he's bringing this to your attention again.

7 Did you assist The Men's Project in
8 obtaining further funding from the government?

9 **MR. GUZZO:** Well, I tried to, but you have
10 to be very careful, you know, when you're on the outside.
11 The writing at the top there, "Beaubien, 519627", that's
12 not my writing, but Mr. Beaubien is the member for --
13 Conservative member for Petrolia anyway. He's the former
14 mayor of Petrolia and Mr. Beaubien is, I think, the
15 Parliamentary Assistant to Mr. Runciman at this time.

16 And it seems to me that I'm -- I'm phoning
17 him or I'm having somebody phone him; send them on to him
18 and -- in getting his help to ensure that it goes on.

19 **MR. ENGELMANN:** Now, you indicated earlier
20 some of the caucus discussion, the fact that this service
21 wasn't in Toronto nor was it in North Bay. Was this
22 something that was difficult to -- to have refunded, sir,
23 given that it was really for Eastern Ontario?

24 **MR. GUZZO:** Yeah, well, my comments with
25 regard to North Bay, Michael Harris' -- Premier Harris'

1 riding in Toronto are offhand the ---

2 MR. ENGELMANN: Fair enough.

3 MR. GUZZO: But that's the standard line.

4 You know, if it's not in Toronto, you don't need it and the
5 Premier wants it for his riding before anybody else.

6 But, yeah, it was -- you know, it's not easy
7 to get it in, but a Minister with a moveable budget can do
8 things like this. It wasn't a big number. I mean, I think
9 there were only -- at that point, this operation started
10 with a two-person operation and maybe one support staff and
11 it may have been up -- I don't know, when I met with Mr.
12 Goodwin around about budget time in 2000, I think he may
13 have been up to four or five people, but no more.

14 MR. ENGELMANN: All right.

15 MR. GUZZO: And some of them were part time,
16 I think. But anyway, yeah, I called Mr. Beaubien and I
17 spoke to Mr. Runciman and I think I knew the person on his
18 staff who was looking at it favourably and probably took
19 him out one night, you know?

20 MR. ENGELMANN: So although you were
21 unsuccessful on the judicial inquiry front with your
22 government, you were having some success at least getting
23 some funding for the Men's Project on a -- I don't know
24 what -- how to use the term, but at least on an annual
25 basis?

1 **MR. GUZZO:** I was having a lot of success
2 with certain departments, as long as I stayed under the
3 radar. I mean, you know, if -- I had a good working
4 relationship with a lot of ministers and I got a lot of
5 assistance, and as long as you weren't front and centre,
6 you're -- you know ---

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

8 Sir, maybe we'll wrap it up there.

9 **THE COMMISSIONER:** There's just one
10 question.

11 **MR. ENGELMANN:** Oh, sorry.

12 **THE COMMISSIONER:** The last paragraph on the
13 first page, Mr. Goodwin says:

14 "As you know, the situation in Cornwall
15 is horrendous. The OPP has told us
16 that they may have had contact with up
17 to 1,000 alleged victims."

18 Do you remember reading that? It sounds
19 like a big number.

20 **MR. GUZZO:** It does until you -- and I would
21 suggest if the -- Mr. Goodwin is going to give evidence,
22 get the figures from him for his first couple of years
23 because there are forty some thousand people in Cornwall
24 and he has to service from Pembroke to Kingston into
25 Cornwall, between the two rivers.

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

2 **MR. GUZZO:** And I sat down with him a couple
3 of times and went over, you know, what percentage of
4 Cornwall represents 2.4 percent of your population that
5 you're servicing. What percentage of the referrals of
6 people you're helping are coming from this 2.4 percent?
7 And it was staggering.

8 **THE COMMISSIONER:** Okay. We'll leave it at
9 that. See you tomorrow morning at 9:30.

10 **MR. GUZZO:** Thank you.

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

13 This hearing is adjourned until tomorrow
14 morning at 9:30 a.m.

15 --- Upon adjourning at 6:11 p.m. /

16 L'audience est ajournée à 18h11

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

I, Dale Waterman 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, Dale Waterman, 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.



Dale Waterman, CVR-CM