

**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 167

Held at :

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

Tuesday, November 27 2007

Tenue à:

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

Mardi, le 27 novembre 2007

Appearances/Comparutions

Ms. Julie Gauthier	Registrar
M ^e Simon Ruel	Commission Counsel
Ms. Maya Hamou	
Mr. Mark Crane	Cornwall Police Service Board
Ms. Reena Lalji	
Mr. Neil Kozloff	Ontario Provincial Police
Mr. Joe Neuberger	Ontario Ministry of Community and Correctional Services and Adult Community Corrections
Mr. Christopher Thompson	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 Sherriff-Scott	Diocese of Alexandria-Cornwall and Bishop Eugene LaRocque
Mr. Giuseppe Cipriano	The Estate of Ken Seguin and Scott Seguin and Father Charles MacDonald
Mr. Mark Wallace	Ontario Provincial Police Association
Mr. Frank T. Horn	Mr. Carson Chisholm

Table of Contents / Table des matières

	Page
List of Exhibits :	iv
Opening remarks by/Remarques d'ouverture M ^e Simon Ruel	1
DOUGLAS SEGUIN, Resumed/Sous le même serment	1
Examination in-Chief by/Interrogatoire en-chef par M ^e Simon Ruel (cont'd/suite)	2
Cross-Examination by/Contre-interrogatoire par Ms. Helen Daley	76
Cross-Examination by/Contre-interrogatoire par Mr. Frank Horn	142
Cross-Examination by/Contre-interrogatoire par Mr. Dallas Lee	164

LIST OF EXHIBITS/LISTE D'EXHIBITS

NO.	DESCRIPTION	PAGE NO
P-1036	(124156) Douglas Seguin - Public Complaint Form dated November 16, 1994	2
P-1037	(124157) Letter from Doug Seguin to Cathy Cannon (OPCB) dated November 16th, 1994	2
P-1038	(728599) Letter from Staff Sgt. B.F. Wells to Doug Seguin dated March 31st, 1995	3
P-1039	(122235) Public Complaint Report IV Report Dated March 30 th , 1995	3
P-1040	(718384) Letter from Carl R. Johnston to Doug Seguin dated April 13th, 1995	3
P-1041	(124171) Letter from Gerald S. Lapkin to Doug Seguin dated February 7th, 1996	4
P-1042	(124083 - publication ban) Letter from Doug Seguin to Michael Harris dated September 20th, 2001	14
P-1043	(124177 - publication ban C-15) Notes of Doug Seguin re: Conversation with Gerald Renshaw dated February 24th, 1997	23
P-1044	(124088 - publication ban) Handwritten notes of Doug Seguin dated March 31st, 2001 to June 2nd, 2001	37
P-1045	(124200) Letter from Michael Harris to Doug Seguin dated October 10th, 2001	56
P-1046	(124196 publication ban) Letter from Doug Seguin to the Hon. Mr. Eves dated June 23rd, 2002	58
P-1047	(110656) Letter from Doug Seguin to Garry Guzzo dated September 17th, 1999	59

LIST OF EXHIBITS/LISTE D'EXHIBITS

NO.	DESCRIPTION	PAGE NO
P-1048	(124222) Letter from Doug Seguin to the Board of Directors of Children's Aid Society, Ontario Association of Children's Aid Society and Ministry of Community and Social Services dated October 23rd, 1995	61
P-1049	(124218) Letter from Jean-Louis Rochette to Doug Seguin dated 06 Feb 96	62
P-1050	(124086) Handwritten notebook of Doug Seguin	216

1 --- Upon commencing at 9:33 a.m./

2 L'audience débute à 9h33

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

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

8 Please be seated. Veuillez vous asseoir.

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

11 **MR. RUEL:** Good morning, Mr. Commissioner.

12 **THE COMMISSIONER:** Maître Ruel.

13 **DOUGLAS SEGUIN, Resumed/Sous le même serment:**

14 --- **EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN-CHEF PAR MR.**
15 **RUEL (continued/suite):**

16 **MR. RUEL:** For the next subject -- good
17 morning, Mr. Seguin.

18 **MR. SEGUIN:** Good morning.

19 **MR. RUEL:** For the next subject, I would
20 like to enter a number of exhibits up front. I think
21 that's going to simplify your task, Mr. Commissioner, and
22 the witness' task.

23 **THE COMMISSIONER:** M'hm. So is this a great
24 number of exhibits or ---

25 **MR. RUEL:** No, no, it's five or six.

1 **THE COMMISSIONER:** Okay. That's fine.

2 **MR. RUEL:** So this has to do with a
3 complaint that was filed by Mr. Seguin against Perry
4 Dunlop.

5 So the first -- well, the documents -- I'll
6 give you the document numbers. It's 124156, 124157 ---

7 **THE COMMISSIONER:** Hold it. Just one at a
8 time now.

9 **MR. RUEL:** Sure.

10 **THE COMMISSIONER:** Thank you.

11 Exhibit Number 1036 is a public complaint
12 form with the complainant being Douglas Seguin. Is there a
13 date someplace here? November 16th, 1994.

14 --- **EXHIBIT NO./PIÈCE NO. P-1036:**

15 (124156) Douglas Seguin - Public
16 complaint form dated November 16, 1994

17 **THE COMMISSIONER:** Okay. Next document?

18 Thank you. Exhibit 1037 is a document dated
19 November 16th, 1994 addressed to Cathy Cannon, Ontario
20 Police Complaint Board from Douglas Seguin. Again, Exhibit
21 1037.

22 --- **EXHIBIT NO./PIÈCE NO. P-1037:**

23 (124157) Letter from Doug Seguin
24 to Cathy Cannon (OPCB) dated
25 November 16th, 1994

1 **MR. RUEL:** The other documents, Madam Clerk,
2 would be 728599. And can I give you the other number,
3 122235. Should I give you the two remaining documents,
4 718384 and 124171.

5 **THE COMMISSIONER:** Thank you. Exhibit 1038
6 is a letter dated March 31st, 1995 addressed to Mr. Douglas
7 Seguin from Staff Sergeant Wells, March 31st, 1995. Exhibit
8 1038.

9 **--- EXHIBIT NO./PIÈCE NO. P-1038:**

10 (728599) Letter from Staff Sgt. B.f.
11 Wells to Doug Seguin dated March 31st,
12 1995

13 **THE COMMISSIONER:** Thank you. Exhibit
14 Number 1039 is a Public Complaint Form IV Report. The date
15 of the report is March 30th, 1995.

16 **--- EXHIBIT NO./PIÈCE NO. P-1039:**

17 (122235) Public Complaint Form IV
18 Report dated March 30, 1995

19 **THE COMMISSIONER:** Exhibit 1040 is a letter
20 dated April 13th, 1995 from the Cornwall Police Services,
21 Carl Johnston, Acting Chief of Police, to Mr. Douglas
22 Seguin.

23 **--- EXHIBIT NO./PIÈCE NO. P-1040:**

24 (718384) Letter from Carl R. Johnston
25 to Doug Seguin dated April 13th, 1995

1 **THE COMMISSIONER:** Exhibit 1041 is a letter
2 dated February 7th, 1996 to Mr. Douglas Seguin from the
3 Office of the Police Complaints Commissioner.

4 **--- EXHIBIT NO./PIÈCE NO. P-1041:**

5 (124171) Letter from Gerald S. Lapkin
6 to Doug Seguin dated February 7th, 1996

7 **MR. RUEL:** So, Mr. Seguin, if you can take
8 Exhibit 1036? So you filed a public complaint against
9 Perry Dunlop on November 16, 1994. Is that correct?

10 **MR. SEGUIN:** That's right.

11 **MR. RUEL:** And the substance -- so that
12 complaint was made to the Ontario Police Complaint Board?

13 **MR. SEGUIN:** That's correct, yes.

14 **MR. RUEL:** And what you were -- the issue
15 you were raising is that Mr. Dunlop had made public
16 statements to the media concerning your brother, Ken?

17 **MR. SEGUIN:** That's correct. Right.

18 **MR. RUEL:** And I'm just reading from Exhibit
19 1036 and the specific allegation of misconduct:

20 "In the absence of any criminal charge
21 ever having been laid, Constable Dunlop
22 made statements to the media implying
23 that Ken Seguin may have been sexually
24 molesting children and that he had
25 posed a threat to children. Statements

1 made to the media by Constable Dunlop
2 were based on confidential information
3 that he has never been authorized to
4 disclose."

5 So is this essentially the substance of the
6 misconduct you alleged?

7 **MR. SEGUIN:** Yes, that's right.

8 **MR. RUEL:** So at Exhibit 1037, this is the
9 letter that substantiates your complaint, and I guess in
10 the previous document you referred to an attached
11 correspondence. So would that be the attached letter?

12 **MR. SEGUIN:** Yes, I believe.

13 **MR. RUEL:** And then you repeated in that
14 letter the allegations or you ---

15 **MR. SEGUIN:** Yes.

16 **MR. RUEL:** --- explained the allegations --
17 -

18 **MR. SEGUIN:** Right.

19 **MR. RUEL:** --- that you had against Mr.
20 Dunlop.

21 So is it accurate to say that the issue was
22 with respect to Mr. Dunlop speaking to the media in
23 September and October, 1994?

24 **MR. SEGUIN:** Yes, it was. Yeah, he was a
25 policeman and he was voicing his own opinions of serious

1 misconduct. So it ---

2 MR. RUEL: So at -- now if you can go to
3 Exhibit 1038, so this is a letter from Staff Sergeant Wells
4 from the Cornwall Police Service, March 31st, 1995, and he
5 was sending you the final report on this matter. Do you
6 remember receiving that letter?

7 MR. SEGUIN: Yes.

8 MR. RUEL: And the report is Exhibit 1039?

9 MR. SEGUIN: Yes, it was.

10 MR. RUEL: So was it your understanding that
11 the matter was investigated or reviewed by the Cornwall
12 Police Service?

13 MR. SEGUIN: Yes, it was.

14 MR. RUEL: So you got that report and I
15 guess you were not satisfied with the substance of that
16 report. Is that correct?

17 MR. SEGUIN: I believe -- yeah, I believe we
18 weren't satisfied because I don't think they -- I think
19 their -- as I remember their first look at it, it seemed
20 like they sort of just dismissed it, sort of, as a
21 complaint.

22 MR. RUEL: So in that -- just going through
23 this report quickly, there's -- at page 2 there's a summary
24 of the incident. Then there's your statement, and at page
25 5 there is a description of various investigative steps ---

1 MR. SEGUIN: M'hm.

2 MR. RUEL: --- that people, that the
3 sergeant or Staff Sergeant Wells spoke to?

4 MR. SEGUIN: M'hm.

5 MR. RUEL: And page 6, there is a statement
6 or a summary of a statement given by Perry Dunlop. He was
7 saying there that he never spoke to the press against an
8 allegation made against your brother.

9 MR. SEGUIN: Repeat that again.

10 MR. RUEL: So I'm just at page 6. It seems
11 that Staff Sergeant Wells spoke to Perry Dunlop.

12 MR. SEGUIN: Right. Okay. Right.

13 MR. RUEL: And Perry Dunlop apparently said
14 to Mr. Wells that he had never spoken to the press on an
15 allegation against your brother?

16 MR. SEGUIN: Yeah, that's -- well, yeah,
17 that's what he said. That's what we ---

18 MR. RUEL: Yes.

19 MR. SEGUIN: M'hm.

20 MR. RUEL: So you brought the matter up a
21 level to the -- well, you wrote to the Cornwall Police
22 Service expressing your dissatisfaction ---

23 MR. SEGUIN: Yes, to ---

24 MR. RUEL: --- with the report. Is that
25 correct?

1 **MR. SEGUIN:** To the ---

2 **MR. RUEL:** And you received a reply on April
3 13, 1995? That's Exhibit 1040.

4 **MR. SEGUIN:** Right. M'hm.

5 **MR. RUEL:** That's a reply from Acting Chief
6 Carl Johnston.

7 **MR. SEGUIN:** Yes, that's correct.

8 **MR. RUEL:** And where he said:

9 "I'm satisfied that there is no
10 evidence that Constable Dunlop ever
11 made any comment to the news media that
12 implied Mr. Ken Seguin may have been
13 sexually molesting children and that he
14 had imposed a threat to children.
15 Therefore, no further police action is
16 required."

17 You received that letter?

18 **MR. SEGUIN:** Yes. M'hm.

19 **MR. RUEL:** So I guess you were not satisfied
20 with that either?

21 **MR. SEGUIN:** No, and as he says, if you're
22 not satisfied you can make a complaint to the Police
23 Complaints Commissioner.

24 **MR. RUEL:** So you did that?

25 **MR. SEGUIN:** Yes.

1 **MR. RUEL:** And you received a response on
2 February 7, 1996? That's Exhibit 1041.

3 **MR. SEGUIN:** Yes. M'hm.

4 **MR. RUEL:** So that's a letter from Gerald
5 Lapkin, the Police Complaints Commissioner?

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

7 **MR. RUEL:** So do you remember receiving that
8 letter?

9 **MR. SEGUIN:** Yes. M'hm.

10 **MR. RUEL:** So in that letter -- I'll just
11 establish the background -- the Police Complaints
12 Commissioner confirmed that the -- Mr. Dunlop had spoken to
13 the press following a disciplinary hearing and so he's
14 referring at page 1 to September 24 and October 4, 1994
15 articles appearing in a number of newspapers.

16 So do you know that there was a hearing, a
17 disciplinary hearing, against Mr. Dunlop at the time for
18 disclosing a statement obtained in a sexual assault
19 investigation to the Children's Aid Society? Were you
20 aware of that?

21 **MR. SEGUIN:** Well, I think there was a
22 tribunal of some sort. I don't -- I'm not exactly sure of
23 which one you're talking about. And then there was the one
24 with the Public Complaints Commission that he went to
25 Ottawa for. Now which one -- there's a ---

1 **MR. RUEL:** So at page 2 of this document,
2 and it's in the middle of the page, the Police Complaints
3 Commissioner writes:

4 "I'm satisfied, having examined the
5 evidence, that any comments made by
6 Constable Dunlop to the media were in
7 response to legitimate questions posed
8 by members of the press and for the
9 sole reason of responding to charges
10 against him. Any statement he would
11 have made in his defence would
12 necessarily touch on the original
13 matter."

14 **MR. SEGUIN:** That says a lot.

15 **MR. RUEL:** So essentially, I guess, the
16 Police Complaints Commissioner dismissed the complaint on
17 the basis that Mr. Dunlop was defending himself and
18 therefore cannot be ---

19 **MR. SEGUIN:** Right.

20 **MR. RUEL:** --- found liable for making ---

21 **MR. SEGUIN:** That's correct.

22 **MR. RUEL:** --- comments in support of his
23 defence.

24 **MR. SEGUIN:** Right, right, right.

25 **MR. RUEL:** So did you accept the results of

1 -- or the result of this compliant?

2 MR. SEGUIN: I believe that was ---

3 MR. RUEL: That was it?

4 MR. SEGUIN: --- the final. That was it.

5 THE COMMISSIONER: Can I just go back?

6 There's something in the letter.

7 In your complaint, you've indicated that the
8 complainant had retracted his story, I think, and -- right.
9 If you look at Exhibit 1039, for example, page 3 of 11. I
10 think it just sums -- it reproduces part of your complaint.
11 And the third paragraph from the bottom it says -- are you
12 there, sir?

13 MR. SEGUIN: Yes.

14 THE COMMISSIONER: "Constable Dunlop's
15 accusations against the probation
16 officer are a dishonest distortion of
17 privileged information, a one-line
18 nondescript allegation that was
19 officially known to be withdrawn
20 repeatedly by the complainant."

21 Have we determined or have you come to a
22 conclusion in your mind that that's not quite correct or do
23 you maintain that the complainant, which I suspect is
24 Silmser ---

25 MR. SEGUIN: Right.

1 **THE COMMISSIONER:** --- that you're referring
2 to, always maintained that he was abused?

3 **MR. SEGUIN:** Well, I went -- I'm going by
4 what Greenwell told me ---

5 **THE COMMISSIONER:** Right.

6 **MR. SEGUIN:** --- and Shaver had also
7 mentioned as well.

8 **THE COMMISSIONER:** No, I understand that
9 that's what you thought at the time ---

10 **MR. SEGUIN:** Yes, yes.

11 **THE COMMISSIONER:** --- and ---

12 **MR. SEGUIN:** So do I now? Obviously not,
13 because he obviously keeps repeating so obviously he
14 didn't.

15 **THE COMMISSIONER:** Right. Okay.

16 **MR. SEGUIN:** Okay.

17 **THE COMMISSIONER:** So all I'm trying to do
18 is get -- with the passage of time -- is ---

19 **MR. SEGUIN:** Yes.

20 **THE COMMISSIONER:** --- go back and say,
21 "Okay. That wasn't correct." You were quite correct in
22 going forward ---

23 **MR. SEGUIN:** Right.

24 **THE COMMISSIONER:** --- because that's what
25 you were told.

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

2 **THE COMMISSIONER:** That's the information
3 you had at the time.

4 **MR. SEGUIN:** M'hm.

5 **THE COMMISSIONER:** But now we can look back
6 at it and say, "Okay. I still feel that Mr. Dunlop didn't
7 do it correctly", if that's what you feel, but not on this
8 aspect of it because that clearly was not the case.

9 **MR. SEGUIN:** Right.

10 **THE COMMISSIONER:** Okay.

11 **MR. SEGUIN:** If he knew otherwise, well, I
12 suppose ---

13 **THE COMMISSIONER:** Yeah, exactly.

14 **MR. RUEL:** So when you made that complaint
15 you had not met Mr. Dunlop?

16 **MR. SEGUIN:** No, no.

17 **MR. RUEL:** But you've met Mr. Dunlop at some
18 point?

19 **MR. SEGUIN:** Yes, at the preliminary
20 hearings for -- in Ottawa for Father Charles MacDonald.

21 **MR. RUEL:** Okay. I just want to -- because
22 you wrote this down and I want to take you to this document
23 and then I'm going to ask you a few questions about that.
24 That's document 124083.

25 **THE COMMISSIONER:** Thank you. Exhibit 1042

1 is a letter to the Honourable Mr. Michael Harris dated
2 September 20th, 2001 from Mr. Doug Seguin.

3 ---EXHIBIT NO./ PIÈCE NO P-1042:

4 (124083) - Publication Ban - Letter
5 from Doug Seguin to Michael Harris
6 Dated September 20th, 2001

7 **THE COMMISSIONER:** So now we're moving to
8 concerns over Mr. Guzzo?

9 **MR. RUEL:** Well, I want to use this document
10 for now to talk about the ---

11 **THE COMMISSIONER:** Okay.

12 **MR. RUEL:** Mr. Dunlop. But we're going to -
13 --

14 **THE COMMISSIONER:** No, that's fine.

15 **MR. RUEL:** We're going come back to this
16 document a number of times.

17 So here's a letter that -- the copy we have
18 is not signed but it's a letter to the then Premier of
19 Ontario, Michael Harris, dated September 20, 2001.

20 Do you remember sending a letter ---

21 **MR. SEGUIN:** Yes, that's it.

22 **MR. RUEL:** --- to the Premier?

23 So would that be ---

24 **MR. SEGUIN:** Yes, this would be ---

25 **MR. RUEL:** --- the letter you sent to the

1 Premier?

2 MR. SEGUIN: M'hm.

3 MR. RUEL: So in that letter you were
4 complaining about the conduct of an MPP, Garry Guzzo.

5 MR. SEGUIN: That's correct.

6 MR. RUEL: About comments made in ---

7 MR. SEGUIN: Yes.

8 MR. RUEL: In the legislature.

9 So at the bottom of page 1, you were
10 requesting that:

11 "Mr. Guzzo retract the legislative
12 assembly with false and fabricated
13 statements, apologize to my family for
14 the unwarranted and hateful accusations
15 that he made against Ken Seguin and
16 resigning as MPP for Ontario for his
17 grossly unethical behaviour against
18 citizens of Ontario."

19 So that's essentially it?

20 MR. SEGUIN: Yes.

21 THE COMMISSIONER: M'hm.

22 MR. RUEL: So at page 2 and 3, you outlined
23 some of the statements made by Mr. Guzzo which, in your
24 view, were not accurate.

25 Mr. Commissioner, counsel for the Cornwall

1 Police just pointed out that the name of C-8 is mentioned
2 in this document so we may want to mark it as a "C" exhibit
3 even though it's a fairly public letter, but ---

4 **THE COMMISSIONER:** No, no but it's
5 consistent with our ---

6 **MR. RUEL:** Our approach.

7 **THE COMMISSIONER:** --- our approach and we
8 should have noted that.

9 **MR. RUEL:** So I wanted to bring you to page
10 5.

11 **THE COMMISSIONER:** Mr. Lee, it's a
12 publication ban?

13 **MR. LEE:** Publication ban only not a -- Mr.
14 Ruel said a "C" Exhibit which is different than a
15 publication ban.

16 **THE COMMISSIONER:** No, it's a publication
17 ban ---

18 **MR. LEE:** Just a publication ban only.

19 **THE COMMISSIONER:** Yes.

20 **MR. LEE:** This is an important letter for
21 the public to see.

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

23 **MR. RUEL:** So at page 5 of the -- of the
24 letter, you make reference to Perry and Helen Dunlop?

25 **MR. SEGUIN:** Yes.

1 **MR. RUEL:** M'hm. And then in the third
2 paragraph from the top you mention the character of Perry
3 Dunlop as a policeman who had revealed in instances of:

4 "...pathetically abusive behaviour toward
5 my wife, sister, cousin and myself.

6 In February 1997, I attended a
7 preliminary hearing of the accused,
8 Diocese and priest. Perry Dunlop,
9 Helen Dunlop, Carson Chisholm and
10 several accusers were also present."

11 So that's what you were referring to in terms of attending

12 ---

13 **MR. SEGUIN:** Yes.

14 **MR. RUEL:** --- a preliminary hearing?

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

16 **MR. RUEL:** So the -- that's the hearing for
17 Father MacDonald?

18 **MR. SEGUIN:** That's correct, yes. M'hm.

19 **MR. RUEL:** So what did you -- what's the
20 reason why you -- you attended that hearing?

21 **MR. SEGUIN:** Well, I knew Father Charles
22 MacDonald and I knew that part of the -- the accusations
23 and so on, but it could have been Silmsner who mentioned my
24 brother. So, obviously, we were interested and went up --
25 I -- and I think my cousin Jack, we went up the first time

1 and it was just an interest in this subject.

2 MR. RUEL: So you attended only once or you
3 attended many ---

4 MR. SEGUIN: No, I -- I think we attended
5 most of the -- that preliminary hearing.

6 MR. RUEL: And you mentioned here some
7 incidents involving -- at the following paragraph
8 concerning Perry, and Helen, and their lawyer, Bourgeois --
9 -

10 MR. SEGUIN: Yes.

11 MR. RUEL: --- concerning you?

12 MR. SEGUIN: That's right.

13 MR. RUEL: So can you explain what happened?

14 MR. SEGUIN: As -- well, I went in at the
15 beginning and just as it started, Perry, and Helen, and
16 Carson Chisholm, and Bourgeois, his lawyer, come in with a
17 large number of boxes of -- for the -- I think they were
18 the people signing some statement or whatever in Cornwall -
19 - and maybe they were statements; I don't know what
20 actually were in the boxes, but there were probably eight
21 or ten of them; there were quite a few of them.

22 And I believe the judge asked what -- what
23 was going on and they were asked to leave, take those out
24 and, you know, stay out of the courtroom. And I think it
25 was a Constable Fagan, I believe it was, who had been

1 interviewing my wife and I, at one time, with Tim Smith.
2 He must have mentioned this to someone, and they assumed
3 that, well, if I was interviewed about the matter then
4 perhaps I might be called as a witness. So they asked me
5 to leave as well, and so I was never allowed then to go
6 back into the -- the hearing and so I stayed outside -- in
7 the seats outside in the hallway and they were out there as
8 well, the Dunlops, and Bourgeois, and Carson.

9 **MR. RUEL:** So did they speak to you? I
10 mean, you're referring to some comments ---

11 **MR. SEGUIN:** Yes, yes. As I walked out, I
12 had not met him before, but Perry Dunlop come up to me and
13 very loudly asked me what -- why was I protecting
14 pedophiles or that -- and mentioned something about -- he
15 was quite agitated and he mentioned that Bourgeois, and
16 himself, and Helen were the best legal group in the
17 country, whatever so he's -- that type of thing.

18 But, in any case, I just asked him, "What
19 are you mad at me for?" And then he just sort of calmed
20 down and just said, "Well, not you," I think.

21 But then I walked away, and then I could
22 hear them loudly yelling down the hallway as I'm going down
23 there, "He's protecting pedophiles -- pedophiles," you
24 know, that type of thing.

25 So I just sat down and, you know, wrote some

1 of this down and read a newspaper. And well that was all
2 for that incident.

3 And later on they ---

4 **MR. RUEL:** They were on the same day or
5 another ---

6 **MR. SEGUIN:** I -- well, I'm just not quite
7 sure. I'd have to re-look at the notes, but the -- I was
8 sitting in the same area so it probably was the same date
9 perhaps and they were saying -- David Silmser was also
10 there, and they were saying some pretty nasty things about
11 the family, and as certain other members of the family
12 would come in or people that were supporting them, they
13 would point at me and say that, "Don't go over there..." I
14 think, "...with the children," I think it was, "Don't take
15 the children over there; there's pedophiles over there,"
16 and something about my family, "Oh don't worry about them;
17 they're chicken shits; they're -- you won't have any
18 problem that's why they diddle with young boys," or
19 something like that, but it -- it was very, very abusing --
20 abusive what they said.

21 **MR. RUEL:** So did you interact with them ---

22 **MR. SEGUIN:** No.

23 **MR. RUEL:** --- in any way?

24 **MR. SEGUIN:** No. I just kept reading my
25 paper. There's -- what could I do? There's nothing -- I'm

1 not that kind of person to go up and -- I think it was
2 Carson that said that, "Well, we'll take care of this right
3 now. We'll ask him to go outside and then if he does
4 anything, we'll arrest him." I guess I was -- but, yeah,
5 it was very abusive behaviour.

6 **MR. RUEL:** So at page 6 of the letter to
7 Premier Harris, you mentioned at the third paragraph at the
8 top, you mentioned returning home that evening in February
9 1997:

10 "...frightened and saddened and my wife
11 was so incensed that she drove over to
12 the Cornwall Police Chief Repa's home
13 and informed him of the misconduct of
14 one of his police officers. We heard
15 nothing in reply."

16 Did that happen?

17 **MR. SEGUIN:** Yes, she did without ---

18 **MR. RUEL:** Were you there?

19 **MR. SEGUIN:** --- she told me after, but -- I
20 didn't go with her, no.

21 **MR. RUEL:** So at the bottom of the page of
22 the same document, you wrote:

23 "Perry Dunlop has been directly
24 involved in supporting perjury,
25 falsifying statements and brainwashing.

1 Two of the alleged victim statements
2 from which Mr. Guzzo has repeatedly
3 used as sources were, in fact, not
4 written by those signing the
5 statements. I had known both of these
6 people since the 1980s, as did my
7 brother, and both clearly indicated how
8 they were coerced into signing the
9 statements."

10 So who were you referring to in this
11 paragraph?

12 **MR. SEGUIN:** Which page is that on?

13 **MR. RUEL:** I'm at page 6, the last
14 paragraph.

15 **MR. SEGUIN:** Okay. Okay, so what's the
16 question again?

17 **MR. RUEL:** The question is, who were you
18 referring to in this paragraph, "The two alleged victims
19 statements"?

20 **MR. SEGUIN:** Well, I was -- I had already
21 talked to Ron Leroux and Gerry Renshaw, so ---

22 **MR. RUEL:** So at the top of page 7, you
23 mention one signatory, described how he was asked to
24 identify photographs, many different people including
25 himself. He did not have to know where he saw those

1 photographs. Perry Dunlop and his lawyer, Charles
2 Bourgeois, then fed him stories and anecdotes saying that
3 stories were true and didn't he agree; so who are you
4 referring to here?

5 **MR. SEGUIN:** That -- that's Gerry Renshaw.

6 **MR. RUEL:** So I want to -- so you spoke to
7 Mr. Renshaw?

8 **MR. SEGUIN:** Yes, m'hm. I knew Gerry for,
9 you know ---

10 **MR. RUEL:** So you have some notes of those
11 conversations ---

12 **MR. SEGUIN:** Yes, yes I do.

13 **MR. RUEL:** --- with Mr. Renshaw?

14 **MR. SEGUIN:** Yes.

15 **MR. RUEL:** So, Mr. Commissioner, that would
16 be Document Number 124177.

17 **THE COMMISSIONER:** M'hm. Thank you.
18 Exhibit Number 1043 is a document dated February 24th, 1997,
19 and this is a note of Douglas Seguin.

20 --- **EXHIBIT NO./PIÈCE NO. 1043:**

21 (124177) - publication ban C-15 - Notes
22 of Doug Seguin re: Conversation with
23 Gerald Renshaw dated February 24th, 1997

24 **MR. RUEL:** So, Mr. Seguin, do you recognize
25 this ---

1 MR. SEGUIN: Yes.

2 MR. RUEL: --- this document?

3 MR. SEGUIN: Yes. Yes, I do.

4 MR. RUEL: So this is something you wrote?

5 MR. SEGUIN: Yes, I believe it was having to
6 do with the lawsuit, civil lawsuit, that Dunlop had against
7 myself and -- and other people.

8 MR. RUEL: Are you referring to the large
9 lawsuit ---

10 MR. SEGUIN: Yes.

11 MR. RUEL: --- that was suing the Cornwall
12 Police, the diocese and others?

13 MR. SEGUIN: That's correct, yeah.

14 MR. RUEL: So you were a defendant?

15 MR. SEGUIN: Yes.

16 MR. RUEL: Of that claim? So you prepared
17 this in this context?

18 MR. SEGUIN: Yes, in -- yeah, I was not sure
19 whether I sent it to someone or just put it all down.

20 MR. RUEL: So this document here refers to a
21 conversation and information pertaining to the above file
22 and then you, at point 1, conversation with Gerald Renshaw
23 ---

24 THE COMMISSIONER: Mr. Ruel, there are other
25 names in here that are subject to monikers, so ---

1 **MR. RUEL:** Yes.

2 **THE COMMISSIONER:** The publication ban
3 should be put on this document as well.

4 **MR. RUEL:** So you're referring to
5 conversations with Gerald Renshaw. One of them is January
6 23, 1997 and the other one is February 5, 1997, but you
7 wrote this document later on February 24, 1997, so did you
8 have handwritten notes?

9 **MR. SEGUIN:** Yes, I did have, yeah.

10 **MR. RUEL:** Of those conversations?

11 **MR. SEGUIN:** That's correct, yeah.

12 **MR. RUEL:** And you drafted this document
13 based on your notes?

14 **MR. SEGUIN:** Well, not only on the notes,
15 but I believe we had two conversations with them, I mean, I
16 had the first one and then my wife and I had the second
17 conversation about his -- his -- the first one I found out
18 that he had made a statement. He gave me the statement and
19 then I went over the statement with him the second time,
20 with my wife.

21 So that's -- I made some notes on those
22 conversations ---

23 **MR. RUEL:** So ---

24 **MR. SEGUIN:** --- and that's where this came
25 from.

1 **MR. RUEL:** So the first meeting on
2 January 23rd, 1997, did Mr. Renshaw give you the statement -
3 --

4 **MR. SEGUIN:** Yes, he did ---

5 **MR. RUEL:** --- at that point?

6 **MR. SEGUIN:** --- the first time, right.

7 **MR. RUEL:** So what was the context of -- I
8 mean, it's outlined here in the document, but what was the
9 context for meeting that led you to meet Gerald Renshaw on
10 January 23rd, 1997?

11 **MR. SEGUIN:** Well, I had -- see, the first
12 thing was the -- I had heard that Carson Chisholm and Perry
13 Dunlop were talking to a lot of different people around
14 where Ken lived but there was another thing, the -- there
15 was the Fifth Estate had a program or going to have a
16 program, I forget, and I thought I had heard then, around
17 Christmas of '96, that he had been seen at an hotel down
18 along the water with Perry Dunlop. So I was just
19 wondering, okay, what's the connection here. I had no
20 idea, you know, at that time what, you know, what they were
21 up to, so -- but -- so that's why I called him.

22 I believe I called -- I had his -- his phone
23 number. I believe I got ahold of his niece or that type of
24 thing and she said, well, you can get him at Barry's, his
25 friend -- at the Barry's and so that's -- I phoned him

1 there and he just said, sure, I'll go and talk to you.

2 So we went to the Northway and -- and had a
3 couple of drinks and -- and we just talked about the
4 statement and its connection with Perry Dunlop.

5 **MR. RUEL:** So had you remained in contact
6 with Mr. Renshaw after your brother's death?

7 **MR. SEGUIN:** I think I may have seen him
8 around, that type of thing, but I never -- we didn't, no,
9 really socialize. I don't know that I remember seeing him
10 around very much.

11 **MR. RUEL:** So in the fourth paragraph from
12 the top you mention:

13 "In a conversation of January 23, 1997,
14 Gerald Renshaw indicated that he had
15 made a statement to Dunlop which I had
16 not previously known about. Without
17 any request from me, he freely offered
18 the statement to me, saying he had
19 nothing to hide."

20 So that happened?

21 **MR. SEGUIN:** Yes, yes, m'hm.

22 **MR. RUEL:** So then he mentioned the issue
23 about the photographs?

24 **MR. SEGUIN:** Yes, he -- yeah.

25 **MR. RUEL:** So the statement, before we move

1 on, do you remember if it was a -- the type of statement,
2 was it handwritten? Was it in a typed form?

3 MR. SEGUIN: No, a typed -- a typed -- not
4 in affidavit form, but it was a statement that he signed.

5 MR. RUEL: Do you remember the date of the
6 statement?

7 MR. SEGUIN: This moment, no. I would have
8 to check.

9 MR. RUEL: So maybe, Madam Clerk, we can
10 show to the witness Exhibit 548.

11 (SHORT PAUSE/COURTE PAUSE)

12 MR. RUEL: Mr. Seguin, this is a statement
13 signed by Gerry Renshaw on December 5, 1996. This is a
14 typed document.

15 If you want to take a look at it and my
16 question, is it the document or the statement that was
17 shown to you by Mr. Renshaw?

18 (SHORT PAUSE/COURTE PAUSE)

19 MR. SEGUIN: Yeah, that's the one.

20 MR. RUEL: So at the last page of this
21 statement has been reviewed by -- here before the
22 Commission, but at the last page there's some -- Mr.
23 Renshaw in that statement made some allegations against
24 Ken; correct?

25 MR. SEGUIN: Yes. I guess. Yeah.

1 **MR. RUEL:** For example, he mentioned:
2 "The reason that I quit living at Ken
3 Seguin's home was the fact that he was
4 coming on to me sexually."
5 So he was making allegations of a sexual nature against
6 your brother; correct? You remember that?
7 **MR. SEGUIN:** Yes. M'hm.
8 **MR. RUEL:** So coming back to your notes and
9 I'm back at the first page of that Exhibit 1043.
10 **MR. SEGUIN:** Okay.
11 **MR. RUEL:** So the last paragraph, Perry
12 Dunlop told him, him being Renshaw, Gerry Renshaw, that any
13 individuals who would not want to talk to Dunlop or Carson
14 Chisholm were hiding information of a cover-up and likely
15 involve themselves. Is that what he told you?
16 **MR. SEGUIN:** Yes, that's -- yeah.
17 **MR. RUEL:** And page 2, there's a reference
18 to a February 5, '97 meeting, that's at the McDonalds
19 restaurant in Cornwall ---
20 **MR. SEGUIN:** Yes.
21 **MR. RUEL:** --- did that happen?
22 **MR. SEGUIN:** Yes. That's right. That's the
23 second one.
24 **MR. RUEL:** And you mentioned here, the third
25 paragraph:

1 "Renshaw freely discussed his statement
2 and gave no indication of being
3 unwilling to talk to us."

4 **MR. SEGUIN:** That's correct. Right.

5 **MR. RUEL:** And in the middle there's a
6 paragraph starting:

7 "In my conversation with Renshaw, he
8 seems not to appreciate the difference
9 between facts known to him personally
10 and innuendo and hearsay that he had
11 received from others in the media. In
12 fact, Renshaw told my wife and I that
13 he personally knew of no sexual
14 misconduct by my brother Ken or Father
15 Charles MacDonald. He had no reason to
16 suspect either of them. When asked
17 about what was in the statement, he
18 said it was an impression that he had
19 gotten from others, the newspaper and
20 Perry Dunlop."

21 So is that what he told you?

22 **MR. SEGUIN:** Yes. That's right, yeah.

23 **MR. RUEL:** At the following -- the next
24 page, there is the fifth paragraph which starts with:

25 "I mentioned to Renshaw that his

1 impression about any allegations, what
2 anyone would have said about them, but
3 Dunlop's action and what Ken might have
4 said could only have gotten in the late
5 1993 after my brother had died."

6 So you were suggesting to him that his
7 impression came after your brother's death?

8 **MR. SEGUIN:** Yeah, because it's -- he didn't
9 tell me or I had no indication of anything before then, and
10 the way he -- what he was telling us -- so that I had asked
11 him, well, about the impressions that he had mentioned, was
12 just something I put in there that then it would have had
13 to -- if I hadn't heard about it or he hadn't mentioned it,
14 then very likely it -- what I was really saying was that he
15 got them from people when he was making this statement.

16 **MR. RUEL:** What was the tone of the
17 discussion between you and Mr. Renshaw on February 5, 1997?

18 **MR. SEGUIN:** Friendly. I mean, I was asking
19 him, we were asking him, pointed questions about what he
20 had said because they didn't make any sense to us and we
21 had never heard this before, so we were asking him
22 questions on why he had said this or that. But he just
23 said that he had nothing to hide and he would tell us this,
24 and said he would make a statement to our lawyers and --
25 nothing to hide.

1 **MR. RUEL:** You knew Mr. Renshaw before?

2 **MR. SEGUIN:** Yes. M'hm.

3 **MR. RUEL:** And, of course, he -- in that
4 statement he made allegations against your brother, and is
5 it possible that he might not have told you the whole story
6 because you were make -- I mean, he was making allegations
7 against your brother, you knew him, so did you get that
8 impression that he ---

9 **MR. SEGUIN:** I certainly didn't get that
10 impression and I think we even asked him that type of a
11 question and he said something about -- he got a little --
12 somewhat little upset and he said, "What do you think --
13 what kind of a person do you think I am?" He said, "I have
14 children" he said. "Do you think I'd take my children
15 there if something like that was happening?"
16 I said, well, you know, so that was his reaction to that
17 sort of question that I'd given to him.

18 **MR. RUEL:** So, just coming back to the text
19 here, the paragraph reads:

20 "Renshaw then said these impressions
21 came from Dunlop and statements from
22 others that Dunlop and his lawyer,
23 Bourgeois, allowed him to read."

24 So essentially what he told you, according
25 to what's written here, is that he was presented with ---

1 **MR. SEGUIN:** Yes, that's right.

2 **MR. RUEL:** --- statements.

3 So what did you do with this information?
4 Did you bring that to the police or did you -- what did you
5 do with it?

6 **MR. SEGUIN:** I think all of this stuff I
7 think eventually ended up in the -- with the police, but it
8 was given to the -- like the civil lawyers and that and I
9 did send a copy of sort of an overview. I think it was my
10 complaint to the CRTC or whatever or a lot of this stuff
11 was in there, and I sent it to, I think, a Peter Griffiths
12 who was the Crown Attorney for the eastern region, that
13 type of thing, and supposedly he sent it on to the OPP.

14 **MR. RUEL:** So you got a call from Charles
15 Bourgeois through those conversations with ---

16 **MR. SEGUIN:** Yes. M'hm.

17 **MR. RUEL:** So what did Mr. Bourgeois tell
18 you?

19 **MR. SEGUIN:** Well, after he introduced
20 himself and said I was intimidating, whatever, his client
21 and I asked him, well, who's your client? And he just --
22 wouldn't tell me. So -- but since I know the name
23 Bourgeois and then he mentioned his -- who he was talking
24 about and he was talking about Gerry Renshaw and that I
25 wasn't supposed to be talking to him, and he didn't want me

1 to talk to him about any of his statements and then I asked
2 him, well, are you Gerry Renshaw's lawyer and he just
3 wouldn't say. So I said, well, are you Perry Dunlop's
4 lawyer and he wouldn't say.

5 So he just -- and then when I asked him
6 questions like that he got a little I think upset and sort
7 of threatened me with cease and desist or what -- you know
8 that type of thing. But from what other lawyers whether,
9 you know, talking to the lawyers with the civil law suit, I
10 never -- they told me that I had -- I could talk to anyone
11 I wanted to, there was no -- this had nothing to do with a
12 criminal case or whatever so ---

13 **MR. RUEL:** So Mr. Bourgeois mentioned you
14 were intimidating his clients?

15 **MR. SEGUIN:** Yes, that's right.

16 **MR. RUEL:** Did he explain what he meant by
17 that?

18 **MR. SEGUIN:** He said that I was not to tell
19 him, or question him on his statements that he was making.
20 That's, you know, he interpreted that as intimidation but,
21 of course, Gerry didn't think that way at that time, but
22 that I assumed and I asked him whether this was coming from
23 Perry Dunlop and they didn't want me to talk to anyone that
24 had made statements.

25 **MR. RUEL:** So do you think that Gerald

1 Renshaw was intimidated when he spoke to you?

2 MR. SEGUIN: Was what?

3 MR. RUEL: Was intimidated? Did he ---

4 MR. SEGUIN: No.

5 MR. RUEL: --- did he appear to be?

6 MR. SEGUIN: No, no, not at all. Very -- he
7 was -- just said, "I've nothing to hide and I'll talk to
8 your lawyer, I'll -- you know, no problem".

9 MR. RUEL: So I want to come back to the
10 letter to Premier Harris. And this is Exhibit -- sorry,
11 Madam Clerk, it's Exhibit 1042, and at page 7. It's the
12 middle of the page. It's written:

13 "Another signatory 'R.L'..." --

14 So who is R.L?

15 MR. SEGUIN: Ron Leroux.

16 MR. RUEL: "...had already given a
17 statement to OPP officers. He
18 indicated no wrong doing by the Diocese
19 and priests or my brother. He has told
20 me on at least 10 occasions over the
21 last eight years that my brother did
22 not abuse anyone, including himself.
23 He added that C-8 along with Perry
24 Dunlop and Charles Bourgeois had made
25 up the stories. Perry Dunlop and

1 Charles Bourgeois traveled to Maine and
2 contacted him. For three days they
3 kept him in a motel, paying all his
4 costs, for the purpose of changing his
5 statement to the OPP, building up a
6 fabricated story that would pass a lie
7 detector test."

8 Then you mention:

9 "They did this by repeatedly hammering
10 in their story, a story that slowly bit
11 by bit changed until they got the story
12 they wanted. Perry Dunlop and
13 Bourgeois had the man repeat these
14 fabricate facts until it nearly
15 destroyed him."

16 So are those -- and there's additional
17 comments that you made here with respect to Ron Leroux.

18 So you've met with Ron Leroux?

19 **MR. SEGUIN:** Yes, I did.

20 **MR. RUEL:** He told you those things?

21 **MR. SEGUIN:** Yes, he did.

22 **MR. RUEL:** And ---

23 **MR. SEGUIN:** You know, those -- there are a
24 lot of words that wouldn't necessarily be his.

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

1 **MR. SEGUIN:** Actual -- you know, that I'm
2 paraphrasing to -- you'd have to look at my writings and my
3 books but, you know, that's ---

4 **THE COMMISSIONER:** Your writings and your
5 books?

6 **MR. RUEL:** Yes, Mr. Commissioner. There's -
7 - I would ask the witness to go to document 124088.

8 **THE COMMISSIONER:** Are we going to get dates
9 and times when he spoke to Leroux?

10 **MR. RUEL:** Yes.

11 **THE COMMISSIONER:** All right.

12 Thank you.

13 --- **EXHIBIT NO./PIÈCE NO. P-1044:**

14 (124088) - Publication Ban -
15 Handwritten notes of Doug Seguin dated
16 October 10th, 2001

17 **MR. RUEL:** But in this document, Mr.
18 Commissioner, there is reference to witnesses identified by
19 monikers. So it's the same warning ---

20 **THE COMMISSIONER:** Thank you.

21 **MR. RUEL:** --- that applies.

22 **THE COMMISSIONER:** The publication ban.

23 **MR. RUEL:** The publication ban, yes.

24 **THE COMMISSIONER:** Please watch the
25 microphone.

1 **MR. SEGUIN:** Yes, I know.

2 **THE COMMISSIONER:** Just it's our -- it
3 doesn't bother me but our sound person is going to -- okay,
4 so talk to me about these notes, sir.

5 **MR. SEGUIN:** Well, these -- when I would
6 talk to people I would make notes ---

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

8 **MR. SEGUIN:** --- in little -- these little
9 notebooks, and I think there were three of them. And
10 whether I was up at the -- either talking to Gerry Renshaw
11 or Ron Leroux or when I was up in -- up at the preliminary
12 hearings in Ottawa for Father Charles MacDonald. I usually
13 -- just they were small little things so I could just put
14 them in my pocket, and I would take them out after any
15 incident like that, and just put the date and so on, and
16 location, and write down the ---

17 **THE COMMISSIONER:** Okay.

18 **MR. SEGUIN:** What happened.

19 **MR. RUEL:** So there's reference -- if I can
20 pick up there, there's reference on the first page on March
21 31st, 2001, and 9:20, and there's a reference to Ron Leroux
22 sitting with two other men. Is that correct?

23 **MR. SEGUIN:** Yes, that's right.

24 **MR. RUEL:** At the Country Donut?

25 **MR. SEGUIN:** Yes, that's right, yeah.

1 **MR. RUEL:** And what was the context of --
2 did you -- well, maybe you can read through those notes,
3 but did you solicit or ask to meet Mr. Leroux or you just
4 met him there by accident?

5 **MR. SEGUIN:** This would have been on, I
6 believe that's a weekend, and I normally, and still do, go
7 out for a coffee in the morning. And at that time -- it's
8 no longer there but that's one of the places we'd go and he
9 just happened to be there.

10 **MR. RUEL:** So then you talked to him on that
11 day?

12 **MR. SEGUIN:** Yes, I did.

13 **MR. RUEL:** And then at the middle of the
14 page you write -- and maybe I can ask you to read, but it
15 starts with "I pulled the chair..." Can you read from
16 there?

17 **MR. SEGUIN:** Okay.

18 "I pulled the chair close to Ron and
19 asked him if he was a in a lawsuit
20 against Corrections and he said 'Yes'.
21 I asked if it was against Ken. He said
22 'No, of course not' but it was against
23 Nelson Barque. I asked again if he had
24 said anything against Ken and he
25 repeated 'No'. He added that he had to

1 complain about Barque. I asked why.
2 He said 'Nadeau, that guy on the
3 internet made me do it because he had
4 information against Ron'. He didn't
5 explain what he meant by that. I asked
6 if Nadeau coerced him and Ron said
7 'Yes' with a sort of a twisted arm
8 motion."

9 **MR. RUEL:** So then there's some -- but
10 nothing else? Nothing else was discussed on that day?

11 **MR. SEGUIN:** Well, it -- I'm not -- no, I
12 guess not.

13 **MR. RUEL:** So the ---

14 **MR. SEGUIN:** Well, on this -- sometimes I
15 made other notes or when I'd get home, but I guess that was
16 it, yeah.

17 **MR. RUEL:** So the next page -- and I'm going
18 to ask you not to read the names mentioned there. There's
19 an entry ---

20 **MR. SEGUIN:** Oh, right, yeah.

21 **MR. RUEL:** --- May 26th, '01, Ron Leroux and
22 his mother.

23 **MR. SEGUIN:** M'hm.

24 **MR. RUEL:** And then he was talking to you --
25 well, where did that meeting take place?

1 MR. SEGUIN: That's the same one.

2 MR. RUEL: Well it's not the same date.

3 MR. SEGUIN: Oh, that's ---

4 MR. RUEL: The first one was March 31st.

5 MR. SEGUIN: Yes, yes, but you said where

6 was that one.

7 MR. RUEL: Oh, same place, sorry.

8 MR. SEGUIN: Same place, right.

9 MR. RUEL: So his mother was there?

10 MR. SEGUIN: Yes. M'hm.

11 MR. RUEL: So he was talking about the

12 lawsuit?

13 MR. SEGUIN: Yes, that's right, yeah.

14 MR. RUEL: Against Corrections; was that it?

15 MR. SEGUIN: That's correct, yeah.

16 MR. RUEL: And then there is a paragraph

17 starting with:

18 "He continues to say nothing bad

19 against Ken."

20 MR. SEGUIN: Yes, that's right.

21 MR. RUEL: Can you read from there?

22 MR. SEGUIN: Okay.

23 "He continues to say nothing bad

24 against Ken, as does his mother, who

25 also knew Ken. Bourgeois and Perry..."

1 --

2 Then he's telling me this:

3 "Bourgeois and Perry went down to Maine
4 for three or four days."

5 Now, you know, he's telling me. I don't know exactly how
6 many days it would be.

7 "Tried to make him change his statement
8 to the OPP which said nothing about any
9 wrongdoing."

10 In fact I don't think I knew before then
11 that -- well, I'm not sure -- about his statement by the
12 police.

13 **THE COMMISSIONER:** About his statement to
14 the police?

15 **MR. SEGUIN:** Eh?

16 **THE COMMISSIONER:** About his statement to
17 the OPP is what you're saying?

18 **MR. SEGUIN:** Yes.

19 **THE COMMISSIONER:** Okay.

20 **MR. SEGUIN:** And Ron said he didn't -- oh,
21 at that time when they were down the first time he said at
22 the beginning he didn't change his statement but then he
23 had them travel to Newmarket in Toronto numerous times to
24 make up the statements and also used him to get friendly
25 with David Silmsler to get him to say things.

1 Bourgeois and Dunlop were in the bar at the
2 same time watching and he was, I guess, as I remember, he
3 was supposed to go up, and befriend him, and get him to
4 talk, and that type of thing, but I guess it didn't work
5 out or whatever.

6 **MR. RUEL:** And what's on the next page?

7 **MR. SEGUIN:** Oh, he said he knows he can
8 prove nothing happened to any of the Renshaws by Ken.
9 Again, he didn't elaborate on that.

10 **MR. RUEL:** So this meeting on May 26th, did
11 you ask -- did you call this meeting?

12 **MR. SEGUIN:** No.

13 **MR. RUEL:** Did you ask to meet?

14 **MR. SEGUIN:** No, I didn't.

15 **MR. RUEL:** You ran into Mr. Leroux by
16 accident again?

17 **MR. SEGUIN:** Yes, we were always out in the
18 morning, and at that time there was only so many -- there
19 weren't a lot of Tim Hortons as there are now, I don't
20 think.

21 **MR. RUEL:** So the next entry is on June 2nd,
22 '01, coffee shop again?

23 **MR. SEGUIN:** M'hm.

24 **MR. RUEL:** Ron Leroux and his mother?

25 **MR. SEGUIN:** That's correct.

1 **MR. RUEL:** So then it starts:

2 "Ron said he's been under a lot of
3 pressure from other complainants,
4 police and media."

5 And then what's the next -- what's written
6 there?

7 "Seems to think that he's being
8 watched."

9 **MR. SEGUIN:** Yes, as being a pedophile. He
10 happens to live across the -- there's a school across from
11 his mother's house and, as I remember, he said he saw
12 someone, an adult, out there walking back and forth, sort
13 of looking in his direction toward the house. So I -- you
14 know, that's what he said.

15 **MR. RUEL:** Okay. So then there's some
16 reference to C-8. Do you want to read that, just being
17 careful not to mention the name, please?

18 **MR. SEGUIN:** M'hm.

19 **MR. RUEL:** "He said this all started when
20 C-8 was at Ken's."

21 **MR. SEGUIN:** Yes. He said that -- well, as
22 we, Nancy and I and Keith, when we were down there just
23 after he died ---

24 **MR. RUEL:** Please just read the ---

25 **MR. SEGUIN:** Okay.

1 "Half-hour after, Ron and Cindy found
2 Ken. That C-8 started up all this..."

3 **MR. RUEL:** Sorry, Mr. ---

4 **MR. SEGUIN:** Pardon?

5 **MR. RUEL:** C-8.

6 **THE COMMISSIONER:** It's okay. C-8.

7 **MR. SEGUIN:** Oh, did I ---

8 **THE COMMISSIONER:** Yeah, it's okay. Just
9 keep going.

10 **MR. SEGUIN:** I didn't even notice.

11 "...started up all this crap with the
12 Dunlops. Says he has nothing to lose
13 anymore but his sanity. He said Dunlop
14 and Bourgeois use something like a lie
15 detector while making changes to his
16 statement."

17 I can't make that word out there about the
18 lie detector.

19 "They would make little changes in
20 wording or out of context, give a
21 completely different meaning to what he
22 said. They did this over time and
23 again until changes either fit into the
24 statement and he could say these
25 changes without any changes to the..."

1 As he described it:

2 "...lie detector."

3 I think later on we knew it was just an old tape recorder,
4 but ---

5 **THE COMMISSIONER:** Whoa.

6 **MR. SEGUIN:** Okay. I'm sorry. Okay. That

7 ---

8 **THE COMMISSIONER:** Do you know that for a
9 fact?

10 **MR. SEGUIN:** No, no, I'm just saying he said
11 it later.

12 **THE COMMISSIONER:** Oh he -- I'm sorry, he
13 said later ---

14 **MR. SEGUIN:** Not in this conversation.

15 **THE COMMISSIONER:** Right.

16 **MR. SEGUIN:** Okay. No.

17 **THE COMMISSIONER:** No, no, no, that's fair.
18 I thought -- we have to be careful. Like, I don't want to
19 hear what you think happened because you heard something
20 later in this Inquiry.

21 **MR. SEGUIN:** Okay.

22 **THE COMMISSIONER:** So what you're saying,
23 though, is that later on he told you it wasn't a lie
24 detector, it was just an old recording machine?

25 **MR. SEGUIN:** Yeah.

1 **THE COMMISSIONER:** Okay. Fair enough.

2 Thank you.

3 **MR. SEGUIN:** Yeah. And ---

4 **MR. RUEL:** And then there's -- sorry. You
5 were about to say?

6 **MR. SEGUIN:** And then he used the word
7 brainwashing. He said, "Well, that's sort of
8 brainwashing".

9 **MR. RUEL:** Are those your words or his
10 words?

11 **MR. SEGUIN:** No, no, he used that word. Did
12 you want me to continue?

13 **MR. RUEL:** Yes, well, just the next
14 paragraph.

15 **MR. SEGUIN:** "Ron will now say things
16 about the Bishop, Shaver, etc.,
17 straight out lies while believing it."
18 Now, that's my ---

19 **THE COMMISSIONER:** "...while believing it."

20 **MR. SEGUIN:** Yeah, that's my sort of ---

21 **MR. RUEL:** Why don't you finish the page?
22 "He told me..."

23 **MR. SEGUIN:** He told me -- no:
24 "He took me out to his car and showed
25 me a carry bag full of papers and

1 charts which he said he had to read
2 over and over again. I then said that
3 an affidavit and saying something in
4 the media is one thing; lying in court
5 is perjury, which has punishments. He
6 repeated that they changed his story
7 all around so that it was not even
8 close to what he said and then they
9 asked him to sign it."

10 **MR. RUEL:** So how did you -- well, what did
11 you do with this information? Did you do anything with it?

12 **MR. SEGUIN:** I don't remember that I did
13 anything with it except just make note of it. Like, there
14 was no investigation at that time into Ken, and it was more
15 -- you see, we were the ones that were trying to figure out
16 the validity of all these accusations and all the rest of
17 it, you know, "we" being the family and I sort of doing
18 this type of work.

19 But the -- so there was no need for us to
20 give this to the police or anything. But they eventually
21 did ---

22 **MR. RUEL:** So you knew that Mr. Leroux had
23 met the OPP? He had told you that?

24 **MR. SEGUIN:** Yes. M'hm.

25 **MR. RUEL:** So you never thought of providing

1 this information to the OPP, saying to the OPP what Leroux
2 had told you?

3 **MR. SEGUIN:** No, why -- why would I?
4 There's no reason. The only thing that was going on at
5 that time were civil matters. As far as I know, there were
6 no ---

7 **MR. RUEL:** So you included that in your
8 letter to -- well, some of those statements or some of this
9 information in your letter to Premier Harris?

10 **MR. SEGUIN:** That's right.

11 **MR. RUEL:** Which we have seen.
12 So I just want to move to another subject
13 now.

14 You have met with David Silmser at some
15 point?

16 **MR. SEGUIN:** Yes, it was in Cornwall the
17 first time I met him. There was a -- I don't know whether
18 they call it an arraignment or whatever it was when Father
19 Charles MacDonald had to go into court in Cornwall. I had
20 heard about it and gone in and looked down that list they
21 have on the outside of the courtroom.

22 **MR. RUEL:** Do you remember when that was?

23 **MR. SEGUIN:** That was in -- well, when they
24 first charged him, which is -- I'm not sure -- '95 or -- I
25 forget. As I went up to the door, I was looking at the

1 list and I could hear somebody say, "Oh, that's Doug
2 Seguin". And so I turned around and it was John MacDonald.
3 And, of course, I recognized, I think from pictures or
4 something, Dave -- or MacDonald, but I didn't know David
5 Silmser. And I just walked over and said, "Is there
6 someone asking -- that wanted to speak to me?" And Silmser
7 just went like that (indicating), you know, "I'll knock you
8 to the ground right now", that type of thing. And I just -
9 --

10 **THE COMMISSIONER:** You're indicating a fist?

11 **MR. SEGUIN:** Yes, right. Which I went down
12 -- later I went down to the Cornwall Police and just told
13 them about it, but they just said, "Well, you know, you'd
14 have to go through an awful lot if you make any
15 accusation". So I just dropped it and left it.

16 **MR. RUEL:** So I gather that at some point
17 there was a criminal complaint?

18 **MR. SEGUIN:** Well, yes.

19 **MR. RUEL:** Mr. Silmser was charged for
20 causing a disturbance and it was in relation to some
21 incident involving you. Is that correct?

22 **MR. SEGUIN:** Yes.

23 **MR. RUEL:** So can you describe what happened
24 and when?

25 **MR. SEGUIN:** Well, that was in '97, I

1 believe. That's when the preliminary hearing was up in
2 Ottawa for Father Charles MacDonald, and one of the days --
3 it wasn't the first day; it was the second or third day, my
4 wife Nancy and my sister Helena, I believe, were -- they
5 were with me and we were -- after it was over, we were sort
6 of walking out and there was a group of people sort of in
7 the centre of the hallway, including John MacDonald, and
8 Silmsler, and as we passed, Silmsler yelled out something
9 about, you know, "If you push any further", something like
10 that, I'm not sure exactly -- he was going to sue us or
11 that.

12 And then my wife, Nancy, just turned and
13 looked at him and he just said, "What are you looking at,
14 you asshole?" You know, very abusive and so we kept
15 walking and then we thought, "Jeepers, we shouldn't allow
16 these people to do these things all the time".

17 So we turned around and we advised the court
18 police and they then decided to go and talk to Silmsler, but
19 the problem was when they went to talk to him, I was
20 looking down the hall and he started to run away. I guess
21 he -- I didn't hear it, but the police said he had made a
22 fuss with them and then started to run away. So they -- I
23 think that was why they charged him or, you know, whatever
24 they -- and then I think they put him in the lockup or
25 whatever for a little while.

1 **MR. RUEL:** So you're saying that it was -- I
2 mean, he was arrested -- it was not because of comments
3 that were made to you but subsequent events ---

4 **MR. SEGUIN:** Yeah, I think ---

5 **MR. RUEL:** --- following after he spoke to
6 you?

7 **MR. SEGUIN:** I think that's what really they
8 charged him with is, you know, conduct -- mischief --
9 whatever.

10 **MR. RUEL:** But let me ask you this; this was
11 happening at the Ottawa Courthouse?

12 **MR. SEGUIN:** Yes.

13 **MR. RUEL:** So this is a big courthouse?

14 **MR. SEGUIN:** Yes.

15 **MR. RUEL:** A big building?

16 **MR. SEGUIN:** Yes, that's right.

17 **MR. RUEL:** Did you take any steps to avoid
18 running into complainants in the criminal case?

19 **MR. SEGUIN:** You ---

20 **MR. RUEL:** I mean ---

21 **THE COMMISSIONER:** Steps to avoid meeting up
22 with complainants; is that what you mean?

23 **MR. RUEL:** Yes.

24 **MR. SEGUIN:** No, you're just there. I mean,
25 I -- you'd have to explain to me how I could do that.

1 MR. RUEL: I don't know. I'm asking you.

2 MR. SEGUIN: No, we didn't, no.

3 MR. RUEL: Like, for example, Mr. Silmser,
4 you knew that he had made a complaint ---

5 MR. SEGUIN: So you're saying I should have
6 stayed away just because ---

7 MR. RUEL: I'm not saying anything. I'm
8 just asking you ---

9 MR. SEGUIN: Okay.

10 MR. RUEL: --- if you took any steps ---

11 MR. SEGUIN: No, no, I didn't.

12 MR. RUEL: --- to ensure that you wouldn't
13 run into those people, to avoid any ---

14 MR. SEGUIN: No.

15 MR. RUEL: --- possible ---

16 MR. SEGUIN: No, I didn't.

17 MR. RUEL: --- confrontation?

18 So then what happened with this -- to your
19 understanding, Mr. Silmser was charged for causing a
20 disturbance at the courthouse. Is that your understanding?

21 MR. SEGUIN: Yes, that's right.

22 MR. RUEL: And were you involved in ---

23 MR. SEGUIN: Well, they subpoenaed us for --
24 to come up. He wasn't -- we didn't have to say very much
25 or anything, but yeah, we had to go up.

1 **MR. RUEL:** Go up where?
2 **MR. SEGUIN:** To Ottawa in the courthouse.
3 **MR. RUEL:** Right.
4 **THE COMMISSIONER:** He pleaded not guilty?
5 **MR. SEGUIN:** I believe so, right.
6 **THE COMMISSIONER:** And you went and
7 testified?
8 **MR. SEGUIN:** Yes.
9 **THE COMMISSIONER:** All right.
10 And then he was found guilty?
11 **MR. SEGUIN:** Yes.
12 **THE COMMISSIONER:** All right.
13 **MR. RUEL:** So the next area is the
14 Children's Aid Society.
15 I don't know if it's time for a break, Mr.
16 Commissioner?
17 **THE COMMISSIONER:** Yes, I would prefer an
18 early break this morning and we can continue in 15. Thank
19 you.
20 **THE REGISTRAR:** Order; all rise. À l'ordre;
21 veuillez vous lever.
22 This hearing will resume at five after
23 11:00.
24 --- Upon recessing at 10:47 a.m./
25 L'audience est suspendue à 10h47

1 --- Upon resuming at 11:05 a.m./

2 L'audience est reprise à 11h05

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

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

7 **THE COMMISSIONER:** Maître Ruel.

8 **DOUGLAS SEGUIN, Resumed/Sous le même serment:**

9 --- **EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN-CHEF PAR MR.**
10 **RUEL (continued/suite):**

11 **MR. RUEL:** Mr. Seguin, to finish your
12 testimony, I want to go through a bit more quickly, if I
13 may, through some of the other complaints you made ---

14 **MR. SEGUIN:** Okay.

15 **MR. RUEL:** --- in this file.

16 You made a complaint against Richard Abell
17 from the Children's Aid Society.

18 **MR. SEGUIN:** Yes.

19 **MR. RUEL:** Correct?

20 **THE COMMISSIONER:** I'm sorry; I may have
21 missed something. Did you ever get a response from the
22 Premier?

23 **MR. SEGUIN:** Yes, they sent back and said
24 they received it and they were going to send it on to the
25 Ministry of -- not Solicitor General -- or the Attorney

1 General or the Solicitor General, one or the other. I'm
2 not sure which it was because they were going to pass it
3 on.

4 **THE COMMISSIONER:** And?

5 **MR. RUEL:** Mr. Commissioner, we have the
6 document. Maybe we can file it.

7 **THE COMMISSIONER:** Okay.

8 **MR. RUEL:** It's ---

9 **THE COMMISSIONER:** Well, I don't need to --
10 I just want to know what the end result was and if you're
11 satisfied with that or what your comments were.

12 **MR. SEGUIN:** Yeah, we ---

13 **MR. RUEL:** The document is 124200.

14 **THE COMMISSIONER:** Thank you. Exhibit
15 Number 1045 is a letter from Mr. -- the Premier, Michael
16 Harris, dated October 10th, 2001 to Mr. Doug Seguin.

17 --- **EXHIBIT NO./PIÈCE NO. P-1045:**

18 (124200) Letter from Premier Harris to
19 Douglas Seguin dated October 10, 2001

20 **THE COMMISSIONER:** So it says:

21 "Your concerns have been reported to
22 the Honourable David Turnbull,
23 Solicitor General. He will respond to
24 you directly."

25 **MR. RUEL:** So you recall receiving this

1 letter from ---

2 MR. SEGUIN: Yes.

3 MR. RUEL: --- Premier Harris?

4 MR. SEGUIN: Yes.

5 MR. RUEL: Did you get a response from the
6 Solicitor General?

7 MR. SEGUIN: I don't believe so. I don't
8 remember ever ---

9 MR. RUEL: And was that the end of the
10 matter ---

11 MR. SEGUIN: Yes.

12 MR. RUEL: --- with respect to -- you did
13 write to Premier Eves as well after that?

14 MR. SEGUIN: Yes, because nothing was -- had
15 happened, I thought, well, I'll -- the new Premier, I
16 thought I would send it to his office as well.

17 MR. RUEL: Raising essentially the same
18 points?

19 MR. SEGUIN: Same, yes.

20 MR. RUEL: And did you get a response?

21 MR. SEGUIN: I don't think so. I don't
22 remember if I did.

23 MR. RUEL: Well, why don't we file this
24 letter as well. It's 124196. And, Mr. Commissioner, in
25 that letter there's some names which are subject to a

1 publication ban and protection. So the same order should
2 apply.

3 **THE COMMISSIONER:** We'll highlight that,
4 yes. Thank you.

5 Exhibit Number 1046 is a letter dated June -
6 - Madam Clerk, could you try to go around -- June 23rd, 2000
7 to the Honourable Mr. Eves from Doug Seguin.

8 --- **EXHIBIT NO./PIÈCE NO. P-1046:**

9 (124196) Letter to the Honourable Ernie
10 Eves from Douglas Seguin dated June 23,
11 2000

12 **MR. RUEL:** So, Mr. Seguin, again, the copy
13 we have is not signed, but is this the letter you sent to
14 Premier Eves?

15 **MR. SEGUIN:** Yes, I believe so, right.

16 **MR. RUEL:** So am I correct to say that --
17 well, we confirmed that, but it's essentially -- it's
18 substantially the same ---

19 **MR. SEGUIN:** Yeah.

20 **MR. RUEL:** --- letter you sent to Premier
21 Harris?

22 **MR. SEGUIN:** Right. Just, I think, a little
23 different.

24 **MR. RUEL:** So you didn't -- did you get a
25 response to this one? You don't ---

1 **MR. SEGUIN:** I don't think so.

2 **MR. RUEL:** And just to close the loop on
3 this issue, you had sent a letter to Mr. Guzzo directly --
4 -

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

6 **MR. RUEL:** --- complaining about his
7 comments in the legislature, and this is Document 110656.

8 **MR. SEGUIN:** When I sent these to the
9 Premiers, I would also send them -- copies to the
10 Opposition parties as well.

11 **THE COMMISSIONER:** Yes, it's office of the
12 Speaker, Leader of the Opposition, Leader of the NDP.

13 **MR. SEGUIN:** Right. Okay.

14 **THE COMMISSIONER:** So Exhibit number 1047 is
15 the letter to Mr. Gary Guzzo. There you go.

16 --- EXHIBIT NO./PIÈCE NO. P-1047

17 (110656) Letter from Douglas Seguin to
18 Garry Guzzo - Complaint for Comments in
19 the Legislature - Dated September 17,
20 1999

21 **MR. RUEL:** I don't see any names here that
22 would be problematic.

23 So Mr. Seguin, did you send this letter?
24 This one is signed.

25 **THE COMMISSIONER:** It's dated September 17th,

1 1999?

2 MR. RUEL: Yes.

3 MR. SEGUIN: Yes, that's right. M'hm.

4 MR. RUEL: So this is the letter that you
5 sent to Mr. Guzzo?

6 MR. SEGUIN: That's correct.

7 MR. RUEL: Complaining about comments that
8 he made.

9 MR. SEGUIN: M'hm. M'hm.

10 MR. RUEL: I guess it's comments he made to
11 the press in that case?

12 MR. SEGUIN: Yes.

13 MR. RUEL: Did you ever get a response from
14 Mr. Guzzo?

15 MR. SEGUIN: No, never did. I also called
16 his constituency office, I believe, in Ottawa, and someone
17 answered, and sort of poo-pooed it, and just sort of --
18 that was it.

19 MR. RUEL: So there was, in fact, in your
20 view, some inaccurate information which was given by Mr.
21 Guzzo in particular before the Legislative Assembly with
22 respect to your brother?

23 MR. SEGUIN: Yes. That's correct.

24 MR. RUEL: For example, the tapes; the
25 seizure of some tapes allegedly at your brother's place.

1 You complained about that.

2 MR. SEGUIN: Yes. M'hm.

3 MR. RUEL: That's not in the letter that's
4 in the letter to Premier Harris.

5 MR. SEGUIN: Oh, right, okay.

6 MR. RUEL: But you did complain about that?

7 MR. SEGUIN: Yes, I did.

8 MR. RUEL: And you got confirmation that
9 there was no search at your brother's place?

10 MR. SEGUIN: No, no search. No.

11 MR. RUEL: So that was inaccurate?

12 MR. SEGUIN: That was inaccurate, yes.

13 MR. RUEL: You made a complaint against the
14 Children's Aid Society?

15 MR. SEGUIN: Yes, I did. Yeah.

16 MR. RUEL: So this is document number
17 124222.

18 (SHORT PAUSE / PAUSE COURTE)

19 THE COMMISSIONER: Exhibit 1048 is a letter
20 to the Board of Directors at the Children's Aid Society,
21 dated October 23rd, 1995, from Douglas Seguin.

22 ---EXHIBIT NO./PIÈCE NO. P-1048

23 (124222) Letter from Doug Seguin to the
24 Board of Directors of Children's Aid
25 Society, Ontario Association of

1 Children's Aid Society and Ministry of
2 Community and Social Services dated
3 October 23rd, 1995

4 **MR. RUEL:** And Mr. Commissioner, while we're
5 there we may as well enter now the following Exhibit which
6 is the response of the Children's Aid Society, which is
7 document number 124218.

8 **THE COMMISSIONER:** Thank you.

9 **(SHORT PAUSE / PAUSE COURTE)**

10 **THE COMMISSIONER:** Thank you. That's
11 Exhibit 1049. Letter from Jean-Louis Rochette, President
12 of Board of Directors to Mr. Douglas Seguin, February 6th,
13 '96.

14 **---EXHIBIT NO./PIECE NO. 1049**

15 (124218) Letter from Jean-Louis
16 Rochette, President of Board of
17 Directors to Mr. Douglas Seguin - Dated
18 February 6, 1996

19 **MR. RUEL:** Mr. Seguin, if you can take
20 Exhibit 1048. So this is a complaint made to the Board of
21 Directors of the Children's Aid Society of Glengarry,
22 Stormont and Dundas, Cornwall, and the Ontario Association
23 of Children's Aid Society, and the Deputy Minister of
24 Children, Family and Community Services concerning Mr.
25 Abel; is that correct?

1 **MR. SEGUIN:** That is right.

2 **MR. RUEL:** You made that complaint?

3 **MR. SEGUIN:** Yes, I did.

4 **MR. RUEL:** And you were complaining about
5 Mr. -- well, who is Mr. Abel? Well, it's written here,
6 Executive Director of the Glengarry, Stormont and Dundas
7 Children's Aid Society. Is that -- was your understanding?

8 **MR. SEGUIN:** That's correct. Yes.

9 **MR. RUEL:** And then you were complaining
10 about comments he made through the media?

11 **MR. SEGUIN:** That's correct.

12 **MR. RUEL:** Then there's a quote at page 2.

13 **THE COMMISSIONER:** So, okay. I don't
14 understand. Your first one was on page 1. You are saying
15 that he said something wrong and are you quoting here?

16 **MR. SEGUIN:** Yes, that's quoting from the
17 newspaper.

18 **THE COMMISSIONER:** But you've got -- you
19 don't have the whole paragraph. But that's what -- you are
20 saying that he said:

21 "An inference of guilt is guaranteed.
22 This inference extends to all others
23 guilt by association."

24 Is that -- was that ---

25 **MR. SEGUIN:** That's right.

1 **THE COMMISSIONER:** That was the nature of
2 your complaint?

3 **MR. SEGUIN:** Well, on -- yes, that person --

4 -

5 **THE COMMISSIONER:** On that person. Right?

6 **MR. SEGUIN:** Yeah.

7 **MR. RUEL:** Well, on the next page you do ---

8 **THE COMMISSIONER:** Yes ---

9 **MR. RUEL:** Sorry.

10 **THE COMMISSIONER:** Go ahead, go ahead.

11 **MR. RUEL:** You indicate:

12 "Mr. Abel indicated that he cannot
13 publicly discuss the case but then
14 unprofessionally continued in the same
15 context that to suggest without any
16 foundation, guilt of abuse and guilt by
17 association concerning the allegations
18 against the priest and the probation
19 officer."

20 Then you quote. What is that quote from?

21 **MR. SEGUIN:** That would be from the Standard
22 Freeholder.

23 **MR. RUEL:** Okay. And then the quote reads:

24 "It is important not to view the
25 allegation as only involving the

1 individual who has come forward, and
2 look into the possibility of present,
3 future or recent abuse of other
4 children if the alleged offender is
5 currently in the position of authority
6 or control over children."

7 End of quote.

8 So your complaint, as I read it from the
9 following paragraph, is that Mr. Abel didn't have any
10 foundation to launch an investigation into allegations of
11 abuse involving children. So is that the substance of your
12 complaint?

13 **MR. SEGUIN:** Yes, that's -- yeah.

14 **MR. RUEL:** Do you know what is the mandate
15 of the Children's Aid Society?

16 **MR. SEGUIN:** Well it is dealing with
17 children, but in this case it wasn't about children. But
18 they were saying there were children. But even Perry
19 Dunlop knew that it wasn't about children, it was past --
20 it was --

21 **THE COMMISSIONER:** Historical allegations.

22 **MR. SEGUIN:** Historical allegations, right.

23 **MR. RUEL:** That was your position, I guess.

24 **MR. SEGUIN:** Yes. Yes.

25 **MR. RUEL:** So then the matter was, you got a

1 response -- it's Exhibit 1049 -- from Jean Louis Rochette,
2 Rochette who I guess was, I don't know if he still is but
3 at least was at the time President of the Board of
4 Directors of the Children's Aid Society. And then he
5 replied to you that -- the second paragraph:

6 "We carefully considered your three
7 areas of complaint and the copies of
8 newspaper articles, which you included
9 with your letter. In the absence of
10 Mr. Abel, the Committee did not share
11 your concern and will be taking no
12 further action in relation to this
13 issue."

14 So that was the end of the matter
15 essentially.

16 **MR. SEGUIN:** Yes. That's right.

17 **MR. RUEL:** Did you accept those conclusions?

18 **MR. SEGUIN:** Well, I didn't necessarily
19 agree with their conclusions but I just accepted their
20 ruling.

21 **MR. RUEL:** You had some discussions with --
22 after your brother's died with former -- some of his co-
23 workers; is that correct ---

24 **MR. SEGUIN:** Yes. M'hm.

25 **MR. RUEL:** --- from the probation office in

1 Cornwall.

2 So who did you speak to, and when, and why?

3 If I can put those three questions in the same ---

4 **MR. SEGUIN:** After his death and, of course,
5 with the -- talking to the police and so on, giving us an
6 impression of wrongdoing, so I wanted to find out what did
7 they know; was there, you know, anything to this? So I
8 called up the office and asked if I could speak to Emile
9 Robert and --

10 **MR. RUEL:** Who was Emile Robert?

11 **MR. SEGUIN:** He was the office manager in
12 Cornwall.

13 **MR. RUEL:** He was Ken's boss.

14 **MR. SEGUIN:** Yes. Yes. That's right.
15 M'hm. And I went in and asked him some questions about it
16 and he said he had no knowledge of any complaints at all.
17 The only one I think he mentioned was this sort of a report
18 made by the police dealing with the shooting of -- dealing
19 with one of his probationers and they had made out a
20 report, I guess, the police, and I -- I think he mentioned
21 it. I don't know whether he gave me a copy of it or not
22 but he had mentioned that.

23 But he had said he had heard no complaints
24 against my brother, you know, of any sexual improprieties
25 or anything like that at all, over the years that he was

1 there.

2 **MR. RUEL:** So did you speak to any other
3 member of the staff?

4 **MR. SEGUIN:** Yes, then I asked if I could
5 speak to some of the others.

6 I -- I spoke to I think it's Ron Gendron and
7 Jos van Diepen.

8 **MR. RUEL:** Both were probation officers ---

9 **MR. SEGUIN:** Yes. Yes.

10 **MR. RUEL:** --- and coworkers ---

11 **MR. RUEL:** That's right.

12 **MR. RUEL:** --- of Ken -- Ken's coworkers?

13 **MR. SEGUIN:** Yes, that's correct.

14 **MR. RUEL:** So what did you obtain from them?

15 **MR. SEGUIN:** Well, I -- Ron Gendron said he
16 really didn't know anything about it and -- and -- but I
17 was -- by that time, I guess, we sort of had some inkling
18 that Perry Dunlop had some -- you know, was involved in
19 some way or other, so I'd asked him whether he knew him or
20 -- and -- and talked about this to him and he just said no
21 he had no knowledge of -- of any abuse or -- or didn't talk
22 to Ron -- or he didn't really know Perry Dunlop very well.

23 **MR. RUEL:** Did they mention to you any
24 concern they -- "they" being Ron Gendron and Jos van Diepen
25 -- any concern they may have had with respect to Ken

1 socializing with his clients; did they mention anything of
2 that nature?

3 **MR. SEGUIN:** They didn't mention that that
4 day, but I -- I was reading -- I think we have some of the
5 -- of Ken's descriptions, I guess, by Emile Robert,
6 whoever, his evaluations ended up having some of those just
7 in the box that we received from the office and, you know,
8 they -- I think there was some import that he hinted to be
9 sort of biased, shall we say, on their side is -- is trying
10 to help them and -- and I can understand that. That's sort
11 of the way he was.

12 **MR. RUEL:** Okay. Did you speak to any other
13 people from the staff of the probation office in Cornwall?

14 **MR. SEGUIN:** Yes, Louise Quinn, who's the
15 secretary there at the time. And I phoned her up and asked
16 if I could come over to her place and talked to her about
17 it and she -- went over, you know, what she thought and --
18 and she knew of nothing, although she said she thought Ken
19 was a bit down and -- and was very concerned about one
20 situation that summer, I believe, or -- or there was a
21 young -- or a probationer which he had recommended that
22 they shouldn't put him in jail or whatever or put him in a
23 particular cell and, as it happened, he ended up committing
24 suicide and I think he was really -- that really bothered
25 him, that that happened.

1 But I really don't know much about the story
2 really, but that's what she had told me.

3 **MR. RUEL:** So this is essentially it, in
4 terms of your contacts with ---

5 **MR. SEGUIN:** Yes, yes, pretty well. Yeah.

6 **MR. RUEL:** --- Ken's coworkers?

7 **MR. SEGUIN:** Yeah.

8 And I think her husband, I believe, is a
9 Cornwall police officer, and he come in a little later on,
10 and sat with us, but I don't think he said much in that
11 conversation.

12 **MR. RUEL:** Okay, now just moving to -- and
13 we're almost done -- finishing covering a last subject;
14 it's concerning your brother's Will.

15 **MR. SEGUIN:** Okay.

16 **MR. RUEL:** Just a few questions on that.

17 So you told us that Ken had, including you,
18 nine siblings; so four brothers and ---

19 **MR. SEGUIN:** Yes, yes.

20 **MR. RUEL:** --- and five sisters?

21 **MR. SEGUIN:** M'hm.

22 **MR. RUEL:** Who was the executor of the Will?

23 **MR. SEGUIN:** His nephew, Ron Barker.

24 **MR. RUEL:** And do you know who was the
25 beneficiary of Ken's Will?

1 **MR. SEGUIN:** My -- my mother, right.

2 **MR. RUEL:** So she was the sole beneficiary?

3 **MR. SEGUIN:** Yes, that's right, yeah.

4 **MR. RUEL:** Do you know who was the solicitor
5 who probated the Will?

6 **MR. SEGUIN:** It was Malcolm MacDonald.

7 **MR. RUEL:** So the assets, would it be
8 accurate that the Will was probated and the assets were
9 distributed in 1994?

10 **MR. SEGUIN:** Yes, I believe it was June or
11 July of that year.

12 **MR. RUEL:** So to your knowledge, would it be
13 accurate to say that the estate was wound up in 1994?

14 **MR. SEGUIN:** Yes, m'hm.

15 **MR. RUEL:** And did you know -- and if you
16 don't know, just say so -- if the estate had any ongoing
17 responsibilities after 1994? Any unfinished business?

18 **MR. SEGUIN:** I don't think after '94.

19 He had the -- my niece bought his -- his
20 place I think pretty early on; I don't know if there was --
21 how long after, whatever, but I think it -- it always -- I
22 think it was all cleared up in '94.

23 **MR. RUEL:** Okay. In terms of, if I can ask
24 you, the impact on you and your family that those events
25 had; I'm asking you if you want to provide some information

1 on that; you know the death of your brother and the
2 allegations that were made.

3 So any impact on yourself and on the family
4 you want to talk about?

5 **MR. SEGUIN:** Well, it's just that -- and I
6 suppose this is one of the reasons why, you know, I went
7 through all this to make sure there was another sort of
8 side to the story and that is, you know, I remember
9 Greenwell phoning us and telling us there was going to be a
10 -- something on the T.V.

11 And I was telling him, "Well, my mother
12 lives out on her own on the farm," and I said, "I'll have
13 to get out there right away before the -- you put this on
14 and -- and make sure she's..." you know, because she always
15 watched CJOH news. That was a pretty bitter pill. She --
16 she liked watching -- watching Max Keeping, and those
17 people, and trusted them, and so on, and after that she --
18 that was a real shocker to her that they would put that on
19 and, you know, without any backing and type of thing. And
20 she really felt, in a sense, betrayed by what she was
21 assuming to be very trusting people.

22 After that, it -- I think it just got worse
23 from there. The -- you know, all these accusations coming
24 out and all the rest of it and, you know, almost the whole
25 thing was being force-fed just one after the other and it

1 was very difficult for the family during that time.

2 And that was one of -- anyways, one of my
3 reactions to that very large amount of information coming
4 one way and nothing going the other way, so I made a point
5 of looking into it.

6 You know, it's not just the immediate
7 family; like it's nieces and I remember one niece was at
8 work and then -- you know, and she hears somebody else
9 talking, and making ridiculous descriptions of what
10 happened, and -- and, you know -- and it just -- you just
11 fly off the handle, I think, sometimes and -- and just it
12 was very difficult.

13 I think after a long -- after 14 years of
14 this, it's -- it's more than enough, you know, to be put
15 through this type of what I call "just absolute nonsense".
16 To me it -- it -- and the family assumes that we just say
17 it essentially comes down to being a very large scam and
18 got out of hand, and here we are at the Inquiry.

19 The thing that we -- as my family, my --
20 sisters were teachers, are 80 years old in the '70s. You
21 know, they taught people how to act and, you know, what we
22 should expect from our justice system and all the rest, and
23 then for this to happen the way it did with, you know -- it
24 just blew away the idea of innocence before, you know,
25 proven guilty, just -- you know, we were just stunned by,

1 you know, the ordinary family and how this came about.
2 It's just you have people who -- 10, 20, whatever, and very
3 conveniently they hide their names. You never know who
4 they are, and yet they're civil suits, whatever, never be
5 able to prove anything and yet it's used as fact.

6 And so this, we've lived with this for a
7 long time and we were hoping that maybe the Inquiry might
8 shed some insight and light on the whole process, which we
9 thought was just -- turned out to be more or less a sham.
10 The whole thing, for us, is based more on integrity of the
11 process. You have to -- the people involved in the process
12 and all the rest of it are made up of people, and from our
13 -- and our family, we're sort of known for being that way,
14 with integrity and honesty, and here we are in a situation
15 where you can't get the facts. People hide from coming out
16 and telling the truth. It's just pathetic.

17 All we're saying is, well, how you could do
18 it, I don't know, but at least either have an awful lot of
19 better training in, you know, the use of -- what's entailed
20 in integrity and how you use facts and, you know, how to
21 substantiate yourselves. You know, there has to be some
22 way of making sure that whoever your particular supervisor
23 is or whatever, they should be watching, whether it's a
24 policeman or whoever, or even the Law Society, whatever,
25 watch whether these people in the process are using

1 balanced and fair procedures in this process. But that's -
2 - how you would do that, I don't know, but that's pretty
3 well it.

4 **MR. RUEL:** Thank you, Mr. Seguin.

5 Those are my questions for the witness.

6 **THE COMMISSIONER:** Do you have any
7 recommendations? You touched about integrity and having
8 process and things, but do you have any direct
9 recommendations you would like to make now?

10 **MR. SEGUIN:** Well, like I said, I would
11 assume that it has more to do with supervisory -- like even
12 in my job, you know, everyone -- we grow up in the same
13 country and all the rest. We are taught, as far as I know,
14 what truth and all the rest of it is, but somehow or other,
15 in -- on jobs, individual people will sometimes, depending
16 on their mood or whatever, will say or do something that
17 they -- that's probably sort of out of the box. It's not
18 what they should be doing, and the only way I would think
19 that they -- that could be ameliorated or whatever would be
20 supervisory -- better supervisory -- and that's just being
21 a little bit -- I'm not trying to be, shall we say,
22 arrogant about this because I'm sure police and also the
23 lawyers and so on are taught ethics and that type of thing,
24 but sometimes they go off the rails. And so how do we go
25 about making sure the process is kept on the rails?

1 In this whole process that I saw happening
2 all this time, the one stopgap or one -- the one part of
3 the process that did seem to work, in my opinion, really
4 was the judicial system or the -- when it got to the point
5 of the judges, which I thought at least that was -- and
6 maybe that's the way it's designed. So maybe that's --
7 that part of it, it did work, as far as I'm concerned but,
8 you know, we spend an awful lot of money and time trying to
9 get to that point, and maybe there should be some ---

10 **THE COMMISSIONER:** Thank you.

11 All right. So folks are going to come up
12 and ask you questions. They're going to identify
13 themselves ---

14 **MR. SEGUIN:** Okay.

15 **THE COMMISSIONER:** --- and tell you who they
16 represent, and we'll go with that. Thank you.

17 Ms. Daley.

18 --- **CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MS.**

19 **DALEY:**

20 **MS. DALEY:** Hello, Mr. Seguin. My name is
21 Helen Daley. I'm a lawyer for the Citizens for Community
22 Renewal, which is a local citizens group principally
23 interested in the reform of institutions in this community
24 towards the better protection of children.

25 I do have a number of questions for you, but

1 I wanted to start by the last subject that you addressed in
2 the statement you just gave and some of your comments to
3 the Commissioner.

4 I take it from what you say, sir, that you
5 would have welcomed an examination of the issues pertaining
6 to your late brother and the allegations of his sexual
7 improprieties with probationers -- you would have welcomed
8 that type of examination when he was alive and able to
9 respond to it?

10 **MR. SEGUIN:** Yes. Well, yes, I'm sure he
11 would have. That's -- you know, that's his -- but sure, I
12 would say that would have been a good idea.

13 **MS. DALEY:** Now, I take it from your
14 testimony in-chief yesterday and today -- was there ever a
15 time when Ken confided to you that those type of
16 allegations had surfaced about him?

17 **MR. SEGUIN:** No, he didn't ever mention
18 that. I never heard that.

19 **MS. DALEY:** I'm thinking of a particular
20 window of time, and that would be the last year before his
21 death, from about December of 1992 to November of '93, when
22 he took his life. We know at the Inquiry that Mr. Silmser
23 had made an allegation about your brother at that time.

24 Did Ken ever say anything to you to suggest
25 he was ---

1 **MR. SEGUIN:** No.

2 **MS. DALEY:** --- aware of that?

3 **MR. SEGUIN:** No, he didn't mention that.

4 **MS. DALEY:** All right.

5 At any earlier point-in-time did Ken ever
6 say anything to you which would suggest that he was being
7 accused of sexual improprieties with probationers or former
8 probationers?

9 **MR. SEGUIN:** No, he didn't.

10 **MS. DALEY:** I think you told us yesterday
11 that very shortly before he died, there was an occasion,
12 perhaps in your mother's home ---

13 **MR. SEGUIN:** M'hm.

14 **MS. DALEY:** --- when you thought he was
15 about to reveal something of importance to you?

16 **MR. SEGUIN:** Yeah.

17 **MS. DALEY:** Do you recall that?

18 **MR. SEGUIN:** Yes. M'hm.

19 **MS. DALEY:** As you reflect on things, are
20 you able to tell us what that might have been?

21 **MR. SEGUIN:** From what he had said, I would
22 assume that he would have probably described allegations
23 and what people were saying in his office, that type of
24 thing. He probably would have mentioned it.

25 **MS. DALEY:** Allegations involving sexual --

1 -

2 MR. SEGUIN: Well, if ---

3 MS. DALEY: --- misconduct of probationers?

4 MR. SEGUIN: If there was -- obviously there
5 was Silmsers.

6 MS. DALEY: Yes.

7 MR. SEGUIN: And obviously he would have
8 known about that, and I would assume he would have -- but I
9 don't know what he would have told me.

10 MS. DALEY: In the investigation, if I can
11 call it that, that you did after Ken's death, the
12 conversations you had with people at his employment ---

13 MR. SEGUIN: M'hm.

14 MS. DALEY: --- did you come to learn that
15 they were aware of Mr. Silmsers's allegation? And I'm
16 thinking in particular of the supervisor, Mr. Robert.

17 MR. SEGUIN: No, he didn't say -- he didn't
18 mention that. He said -- well, I don't remember at least
19 him mentioning that. He just told me that he had never
20 heard of any complaints before. Now, I don't think he
21 mentioned that either.

22 MS. DALEY: All right.

23 And none of the other co-workers of your
24 brother you spoke to said to you that they were aware that
25 Mr. Silmsers was accusing your brother of a sexual

1 impropriety?

2 **MR. SEGUIN:** No, they didn't mention that.
3 They just pretty well said they didn't know anything.

4 **MS. DALEY:** All right.

5 I want to take you back to something you
6 spoke about yesterday and that pertained to a former co-
7 worker of your brother's, Nelson Barque.

8 **MR. SEGUIN:** Yes.

9 **MS. DALEY:** Do you recall we spoke about
10 him? And the evidence which we have is to the effect that
11 Mr. Barque quit his job at Probation ---

12 **MR. SEGUIN:** M'hm.

13 **MS. DALEY:** --- in early May of 1982. So
14 that would be the timeframe. Up until '82 he was a co-
15 worker with your brother for a period?

16 **MR. SEGUIN:** Right, right.

17 **MS. DALEY:** Did your brother ever let you
18 know that Mr. Barque himself had been internally
19 investigated for sexual misconduct with probationers?

20 **MR. SEGUIN:** That, I -- that's a long time
21 ago. It's possible, and it just passed off. At that time,
22 it wouldn't have meant anything really to me because
23 nothing else -- 10 years -- it was more than 10 years later
24 that all this started.

25 The only time I really remember hearing

1 about that was from someone who worked as a volunteer.

2 **MS. DALEY:** You mentioned a name to us
3 yesterday. Do you recall that name?

4 **MR. SEGUIN:** Yes, Gary Lalonde.

5 **MS. DALEY:** Not to test your memory too
6 much, but do you know when Mr. Lalonde spoke to you about
7 the Barque situation?

8 **MR. SEGUIN:** Well, I had -- this was after
9 Ken died and I was talking to him. I had known this fellow
10 before. I think at one time we'd taken some classes
11 together or whatever. I don't know. And yeah, I had -- I
12 knew that he had worked there as a volunteer or whatever,
13 so I called him up and I talked to him.

14 **MS. DALEY:** Did you understand from the
15 conversation with Mr. Lalonde that he had worked there as a
16 volunteer in the early '80s when the occurrence ---

17 **MR. SEGUIN:** Yes.

18 **MS. DALEY:** --- with Mr. Barque came to
19 light?

20 **MR. SEGUIN:** Yes. Yes, he did -- I think
21 so. And that's why he mentioned that Ken knew about, you
22 know, the allegations against Barque or whatever, and he
23 was -- Lalonde told me that Ken was, at that time, angry
24 that they hadn't gone further and charged him or whatever
25 and, you know, just had him retire.

1 **MS. DALEY:** So what was being reported to
2 you at least, albeit by Mr. Lalonde, was that your brother
3 did know about the occurrence with Barque and took the view
4 that the treatment was too lenient.

5 **MR. SEGUIN:** Yes, that ---

6 **MS. DALEY:** Is that a fair way to paraphrase
7 ---

8 **MR. SEGUIN:** Right.

9 **MS. DALEY:** --- your understanding?

10 **MR. SEGUIN:** Right.

11 **MS. DALEY:** And I take it that your brother
12 did not remain friends with Mr. Barque after Barque left
13 Probation in May of '82, or can you comment on that?

14 **MR. SEGUIN:** I don't think they socialized
15 or anything like that. I don't think so.

16 **MS. DALEY:** All right.

17 **MR. SEGUIN:** I did have -- after Ken's death
18 I did have a conversation with Mr. Barque.

19 **MS. DALEY:** Can you recall what was said?

20 **MR. SEGUIN:** Well, yeah, I called up his
21 home and just asked him if I could come over and talk to
22 him and ask him some questions, and I think this was after
23 he had been charged and actually had gone to jail. And so
24 I went over to his home and talked to him and his wife and
25 I believe his son was there, and just asked him whether --

1 I think his wife said "Well, there was one -- he made one
2 small mistake and he paid for it." And then I asked him
3 what could he say about Ken. I said "Did you know anything
4 at all that would substantiate any of these?" And he just
5 said "No". So I -- you know, that was my conversation with
6 him.

7 **MS. DALEY:** You understood that Mr. Barque
8 had pleaded guilty to charges that were brought by Albert
9 Roy?

10 **MR. SEGUIN:** Yes. I think I talked about
11 that a little bit and he said -- well, I think it was his
12 wife said that he would plead -- I guess Don Johnson was
13 his lawyer, I believe, and he had agreed that if he pled
14 guilty, that he wouldn't have to go to jail or whatever.
15 It would be very minor or whatever, but they were really
16 quite shocked when the judgment came down that he would
17 have to serve four months or whatever.

18 **MS. DALEY:** I see.

19 **MR. SEGUIN:** And so they were -- something
20 about the money they had to pay to him or whatever, they
21 sort of didn't particularly like the idea of having to pay
22 all that money and then, you know, be sort of betrayed.
23 That's sort of what ---

24 **MS. DALEY:** Did you understand, sir, --
25 again, with respect to Mr. Barque -- that the charges he

1 faced in 1995 involved different complainants from the ones
2 who had come forward in 1982 when he was investigated and
3 then quit?

4 **MR. SEGUIN:** I don't think -- at that time I
5 really didn't -- wasn't aware, because I didn't know who it
6 was in the beginning, so I -- you know, but ---

7 **MS. DALEY:** Did you speak with Mr. Barque
8 again before he killed himself in 1998?

9 **MR. SEGUIN:** No, I don't believe so.

10 **MS. DALEY:** Did you become aware that prior
11 to his suicide he was facing additional charges from
12 different probationers?

13 **MR. SEGUIN:** I had heard that, yes.

14 **MS. DALEY:** All right.

15 So I take it as a person who was interested
16 in understanding more about your late brother and his
17 circumstances, the picture you saw was multiple allegations
18 being made against Mr. Barque, at least one of which he
19 acknowledged by a guilty plea?

20 **MR. SEGUIN:** Yeah. Yes.

21 **MS. DALEY:** All right.

22 That's ultimately how you understood the
23 situation concerning Mr. Barque?

24 **MR. SEGUIN:** Yes.

25 **MS. DALEY:** All right.

1 As I said, I have a few areas to cover with
2 you, so forgive me if I skip from topic to topic.

3 But I was wondering if you learned from your
4 brother that he had dealt personally with Perry Dunlop, you
5 know, during his lifetime as a probation officer?

6 **MR. SEGUIN:** He never -- no, he never
7 mentioned Perry Dunlop, no.

8 **MS. DALEY:** Did you develop some
9 understanding, just from knowing your brother over the
10 years, as to the type of interactions that did occur
11 between probation officers and members of the Cornwall
12 Police Service?

13 In other words, I think you told us
14 yesterday that your brother would interact with different
15 parts of the justice system, Crown attorneys obviously,
16 judges, but also police officers.

17 Did you have some understanding as to how
18 his job and that of police officers intersected?

19 **MR. SEGUIN:** Well, I knew that -- well, yes,
20 I would know the interaction. I mean, they charge someone
21 and afterwards the judge will ask -- before he makes a
22 judgment I believe -- for a pre-sentence report, that type
23 of thing.

24 **MS. DALEY:** After an individual had been put
25 on probation, did you understand that the probation officer

1 had further need to deal with police officers in the course
2 of his job?

3 **MR. SEGUIN:** Only in the sense -- and I
4 remember early on when I think they actually had to go out
5 to the homes to see these people and in some cases, he was
6 a little -- he thought he was a -- you know, it was a
7 little dangerous. I think he did ask for police to
8 accompany him.

9 **MS. DALEY:** I want to show you a passage
10 from the letter that you wrote to Mr. Harris pertaining to
11 Perry Dunlop and I wondered if you could help us with that,
12 sir?

13 **THE COMMISSIONER:** Exhibit 1042?

14 **MS. DALEY:** That's right and I'd like the
15 witness to look at page 5 of that letter.

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

17 **MS. DALEY:** And, in particular, I'd like you
18 to look at the second full paragraph. Now you were asked
19 about paragraph number 3, but you were not asked about the
20 statement pertaining to Constable Dunlop that's made in the
21 second paragraph on page 5. Do you see that, Mr. ---

22 **MR. SEGUIN:** Yes.

23 **MS. DALEY:** --- Seguin?

24 **MR. SEGUIN:** M'hm.

25 **MS. DALEY:** So what you're stating here is

1 that:

2 "Constable Dunlop and a few of his
3 fellow officers made my brother's
4 workplace a living hell for about six
5 months contributing to his death."

6 Can you explain that statement, please? Why did you make
7 that and what was it based on?

8 **MR. SEGUIN:** I had -- well, it -- it
9 certainly is a conclusion of mine.

10 **MS. DALEY:** What drove you to that
11 conclusion?

12 **MR. SEGUIN:** Well, I had -- because I had
13 gone to his inquiry as to the commission -- the police
14 commission -- that type of thing and I knew that he was a -
15 - sort of a friend of, I think it's Constable Lortie and I
16 think there was a couple of others. I think there might
17 have been a Parisien and I'm not sure, O'Reilly.

18 There were a certain number of them who
19 actually, as I remember, actually would vocally or in the
20 newspaper support Perry Dunlop and I sort of found out -- I
21 didn't know this early on but that Lortie was the original
22 policeman that was supposed to investigate these --
23 Silmser's allegations.

24 And it seemed when Dunlop was saying that he
25 only heard of this in September, I believe, he was really

1 referring only to the statement, I believe, or not the
2 statement, the settlement, whereas he had probably -- now
3 you see this is my -- I had made this sort of a conclusion
4 that -- and I think later on I -- in some other
5 correspondence or whatever of these officers or whatever,
6 that Lortie actually was a good friend of his and the
7 chances are he would have told him about this and I think
8 there's something somewhere even in Dunlop's Will Say or
9 whatever that goes along with this, but ---

10 **THE COMMISSIONER:** But in fairness, you were
11 making a leap of ---

12 **MR. SEGUIN:** Yes, I probably was. Yes.

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

14 **MR. SEGUIN:** Certainly, I have no -- only
15 from ---

16 **THE COMMISSIONER:** Could we say that you
17 were making the same kind of leap you were accusing other
18 people of making?

19 **MR. SEGUIN:** Probably in that case, sure.

20 **THE COMMISSIONER:** Yes, you know, I just --
21 I need to see some balance here.

22 **MS. DALEY:** Right.

23 **THE COMMISSIONER:** Okay.

24 **MR. SEGUIN:** That's just one instance
25 though, but yes, it's ---

1 **THE COMMISSIONER:** So do you want me to go
2 through the letter?

3 **MR. SEGUIN:** Okay, right.

4 **THE COMMISSIONER:** Okay.

5 **MS. DALEY:** Do I -- do I take from that,
6 sir, that you don't necessarily have any specific facts to
7 offer on the statement ---

8 **MR. SEGUIN:** No, only the fact that
9 concluded from what they would say in the newspapers and so
10 on, that the police association was behind him and said so
11 in the papers and that. I just assumed that.

12 **MS. DALEY:** All right.

13 **THE COMMISSIONER:** In the same way that you
14 say that Dunlop knew the original complainant's statement
15 as soon as it was made?

16 **MR. SEGUIN:** Yeah, that's -- that's really
17 what I was ---

18 **MS. DALEY:** That's an assumption as opposed
19 to ---

20 **MR. SEGUIN:** Yes, an assumption. I wouldn't
21 ---

22 **MS. DALEY:** All right.

23 **MR. SEGUIN:** --- know about that.

24 **MS. DALEY:** Thank you, that -- that's
25 helpful, sir.

1 **MR. SEGUIN:** Okay.

2 **MS. DALEY:** I want to ask you a few
3 questions about Mr. Leroux, and as you're probably aware,
4 he is an individual who testified here to a certain extent
5 and ---

6 **MR. SEGUIN:** Right.

7 **MS. DALEY:** --- did -- all right. I'm more
8 interested though in your dealings with him at an earlier
9 point in time, much before the Inquiry, and I -- if I
10 understood your evidence in-chief, you had some contact
11 with him back when your brother was alive and Mr. Leroux
12 and C-8 were neighbours in Summerstown; correct?

13 **MR. SEGUIN:** Yes, that's correct. Yeah.

14 **MS. DALEY:** Now, you -- you made a -- you
15 also told us in-chief that Father Charles MacDonald you
16 considered to be a good friend of your brother's as well;
17 correct?

18 **MR. SEGUIN:** M'hm.

19 **MS. DALEY:** And this is a small point, but I
20 thought what you said is that Father MacDonald made it
21 known that he did not associate with Leroux or with C-8?
22 Is that ---

23 **MR. SEGUIN:** Well.

24 **MS. DALEY:** Can you help me? Do you recall
25 saying that? Is that a ---

1 **MR. SEGUIN:** I don't know that ---

2 **MS. DALEY:** --- correct statement?

3 **MR. SEGUIN:** --- I said that, but in -- I've
4 had conversations with Father MacDonald certainly since my
5 brother died, and when these things have come up and I'd
6 sort of ask him about these things as well, yeah, he gave
7 me that impression that that's certainly ---

8 **MS. DALEY:** Setting aside what he told you
9 after the fact, if you cast your mind back to your
10 observations when you visited your brother during his life,
11 did you see Father Charles socializing with either Mr.
12 Leroux or C-8?

13 **MR. SEGUIN:** I didn't, no.

14 **MS. DALEY:** All right. I take it that what
15 Mr. Leroux then told you after the fact, if I could
16 paraphrase, is that he felt he'd been manipulated by others
17 into making statements ---

18 **MR. SEGUIN:** Yes.

19 **MS. DALEY:** --- that were not correct.

20 **MR. SEGUIN:** Yes, that's ---

21 **MS. DALEY:** Is that a fair ---

22 **MR. SEGUIN:** --- that's right.

23 **MS. DALEY:** --- reflection?

24 **MR. SEGUIN:** M'hm.

25 **MS. DALEY:** And based on your observations

1 and interactions with Mr. Leroux over the years, is that an
2 explanation that was credible to you?

3 **MR. SEGUIN:** Yes, it was.

4 **MS. DALEY:** Can you explain why?

5 **MR. SEGUIN:** Well, I had known Ron for quite
6 some time. I had -- I knew that he got along well with Ken
7 and I found him to be a personable person. You know, I
8 didn't really know much about his background or anything
9 like that so -- but he was a credible person to me.

10 **MS. DALEY:** Did he seem like the sort of
11 fellow who could be readily manipulated by others?

12 **MR. SEGUIN:** Well, I also knew that he --
13 and I think Ken mentioned this, that he -- he had some
14 psychological problems and he could -- I think he was -- he
15 had a job, I think, on the Parks Commission or whatever,
16 and I think there was some accusation of stealing something
17 or whatever, you know, so he -- Ken was somewhat a little
18 leery of him, but he was a neighbour and seemed to be a
19 friend so ---

20 **MS. DALEY:** All right.

21 **MR. SEGUIN:** --- but ---

22 **MS. DALEY:** Had you ever had direct
23 experience of Mr. Leroux being ---

24 **MR. SEGUIN:** No.

25 **MS. DALEY:** --- manipulated to say something

1 that wasn't correct?

2 **MR. SEGUIN:** No, I -- I, no.

3 **MS. DALEY:** All right.

4 **MS. DALEY:** I want to take you to another
5 topic which no doubt is going to seem off the -- off the
6 path to you, but you refer to it briefly in your
7 Examination in-chief and that has to do with the
8 Laurencrest Group Home, otherwise known as Cornwall Youth
9 Services.

10 **MR. SEGUIN:** Yes. Okay.

11 **MS. DALEY:** And I know that you worked there
12 very briefly ---

13 **MR. SEGUIN:** Yes.

14 **MS. DALEY:** --- when you were a young man.

15 I don't know if you can help us with this at
16 all, but can you tell me -- I gather that was a residence
17 for males only; is that correct, sir?

18 **MR. SEGUIN:** Yes, it was.

19 **MS. DALEY:** And the males who resided there
20 were on probation; is that correct?

21 **MR. SEGUIN:** No, they were -- well, some of
22 them could have been. I don't know.

23 As I remember, they were difficult kids that
24 families just couldn't deal with and so I guess they
25 applied or -- or whatever. So they were sent there.

1 **MS. DALEY:** It is your understanding,
2 though, that some of the residents were probationers as
3 well. And had they been ordered to live in this group home
4 by the court or do you know about that?

5 **MR. SEGUIN:** I don't remember, no. I don't
6 know.

7 **MS. DALEY:** All right.

8 Do you know who had responsibility for the
9 operation of that group home?

10 **MR. SEGUIN:** Well, there's -- I think it was
11 a committee or whatever that oversaw the operation of the -
12 --

13 **MS. DALEY:** Do you know what governmental
14 institution, if any, had responsibility for the Laurencrest
15 Group Home?

16 **MR. SEGUIN:** I don't actually remember
17 whether I knew, but I thought it was a -- not a private,
18 but a -- an institution -- no, I -- I actually don't
19 remember what ---

20 **MS. DALEY:** All right. That's fine. Maybe
21 other people can help us if it matters.

22 **MR. SEGUIN:** Sure.

23 **MS. DALEY:** But I gather this was brought
24 home to you or your experience there came up in September
25 of 1999 when you were being interviewed by the OPP ---

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

2 **MS. DALEY:** --- in relation to allegations
3 about a man named Brian Dufour.

4 **MR. SEGUIN:** Yes.

5 **MS. DALEY:** Is that correct?

6 **MR. SEGUIN:** Yes, that's correct.

7 **MS. DALEY:** And you had worked with Mr.
8 Dufour briefly at the group home?

9 **MR. SEGUIN:** Yes, when I was there he was
10 the, you know, supervisor or whatever.

11 **MS. DALEY:** And did you understand that the
12 reason you were speaking to the OPP about it is that one of
13 the former residents, René Brazeau, alleged that Brian
14 Dufour had sexually abused him?

15 **MR. SEGUIN:** Yes, that's right.

16 **MS. DALEY:** And you responded to the
17 questions you were asked at that time, but I take it you
18 didn't have any direct information ---

19 **MR. SEGUIN:** No.

20 **MS. DALEY:** --- to offer?

21 **MR. SEGUIN:** No, I didn't.

22 **MS. DALEY:** And did that name ever come up
23 in discussions with your brother? Did you know if your
24 brother ever dealt with René Brazeau?

25 **MR. SEGUIN:** I've talked to René Brazeau

1 since and he told me, yes, he was on probation with Ken.

2 MS. DALEY: At the same time as he was a
3 resident of Laurencrest Group Home?

4 MR. SEGUIN: I don't think so. This was
5 later on. He had -- Rene Brazeau had a long list of -- and
6 I think it was later on he -- he had, I don't know, it was
7 28 -- like he was still doing things into his later life, I
8 think.

9 But it would have been ---

10 MS. DALEY: That brought him into conflict
11 with the law?

12 MR. SEGUIN: He would have been an adult,
13 right.

14 MS. DALEY: All right.

15 MR. SEGUIN: And he said he had -- you know,
16 nothing ever happened to him. He thought he was a good
17 probation officer.

18 MS. DALEY: So he had no allegations ---

19 MR. SEGUIN: No.

20 MS. DALEY: --- to make concerning your
21 brother?

22 MR. SEGUIN: No, no.

23 MS. DALEY: Did he make allegations to you
24 concerning Mr. Dufour?

25 MR. SEGUIN: Not specifically. It was a

1 funny conversation.

2 I had a number of conversations, but the
3 first one, I think that was -- it was before he made any
4 accusations and I was talking to him and he said -- it's
5 funny, he mentioned David Silmser and he told me that he
6 had -- they had been growing up together or they said they
7 stole money from the church plate and all that together and
8 he just said that -- we were talking really about Silmser
9 and he just said that, "As kids and whatever, we always
10 assumed Silmser was queer and lied about everything. He
11 always tried to find some way of getting money or making
12 money without having to work for it," in his words.

13 And then he -- you know, he just said -- he
14 said, "I wouldn't believe anything," and he was talking
15 about the others as well, I think MacDonald and so on. "I
16 wouldn't believe anything," he said. And then he just said
17 -- and then you -- a funny thing, he just said, "And I
18 wouldn't believe anything I said either," talking about
19 himself, which was strange.

20 **MS. DALEY:** The Commissioner wants to make a
21 comment to you.

22 **THE COMMISSIONER:** No, I just need to have
23 you push over to your right a few inches so that you can
24 stay on camera. Push to the right.

25 **MS. DALEY:** You've moved out of view. Is

1 that better?

2 **THE COMMISSIONER:** Is that better? Perfect.

3 **MR. SEGUIN:** Well, that's ---

4 **THE COMMISSIONER:** All right.

5 **MS. DALEY:** Did you have a question?

6 **THE COMMISSIONER:** No.

7 **MS. DALEY:** Thank you.

8 Do you know if your brother worked or knew
9 Brian Dufour. Did that ever come up?

10 **MR. SEGUIN:** No, not that I know of.

11 **MS. DALEY:** And do you know what, if
12 anything, became of the investigation of Mr. Brazeau's
13 allegations about Mr. Dufour?

14 **MR. SEGUIN:** I don't think there were any --
15 well, I don't know about charges. I think he died.

16 **MS. DALEY:** "He", being Dufour?

17 **MR. SEGUIN:** Brian Dufour died before he got
18 to learn of that.

19 And then Brazeau then went into a civil
20 lawsuit. He started that, and that goes into some other
21 conversations I had with René.

22 **MS. DALEY:** Other conversations with René?

23 **MR. SEGUIN:** Yes.

24 **MS. DALEY:** Okay. In the course of your
25 personal investigation, if I can call it that, did you come

1 across anyone else who suggested that wrongdoing had
2 occurred at Laurencrest Group Home?

3 MR. SEGUIN: That if any?

4 MS. DALEY: That wrongdoing of a sexual
5 nature ---

6 MR. SEGUIN: No, no, ---

7 MS. DALEY: --- had occurred at Laurencrest?

8 MR. SEGUIN: --- I had never come across
9 them, no.

10 MS. DALEY: All right.

11 I'm switching to another topic. I'm going
12 to tell you when I do this, because otherwise I think it's
13 going to be confusing to you.

14 But I wanted to speak to you about the
15 statement, the written statement that purportedly came from
16 your brother and that ---

17 MR. SEGUIN: Oh.

18 MS. DALEY: --- Mr. MacDonald gave to you.

19 Can you help me with this? When you
20 attended Mr. MacDonald concerning estate matters, did he
21 provide you with a copy of statements made by Ken or did he
22 just show you that he had them?

23 MR. SEGUIN: Well, first of all, I wasn't
24 the one that was dealing with the estate really.

25 MS. DALEY: Oh. Was that the executor?

1 **MR. SEGUIN:** Well, Malcolm was taking care
2 of it and then ---

3 **MS. DALEY:** Yes.

4 **MR. SEGUIN:** --- I think he was dealing more
5 with my brother than -- than me and ---

6 **MS. DALEY:** I'm sorry, your brother Keith?

7 **MR. SEGUIN:** Yes, and then with Ron.

8 What was the question again?

9 **MS. DALEY:** Well, I thought that you had
10 indicated that there are ---

11 **MR. SEGUIN:** Oh yes, okay.

12 **MS. DALEY:** --- some typed-up statements ---

13 **MR. SEGUIN:** Yes, yes.

14 **MS. DALEY:** --- which are exhibits at this
15 inquiry ---

16 **MR. SEGUIN:** M'hm.

17 **MS. DALEY:** --- that purport to be
18 statements of Ken, concerning his dealings with David
19 Silmsen?

20 **MR. SEGUIN:** Yes, yes.

21 I heard, and I'm just not quite sure who
22 told me about -- that there was -- he -- my brother had
23 made a statement. Sometimes I think it might have been Ron
24 Wilson or Malcolm himself or maybe the police. I just
25 can't remember where I got the information.

1 **MS. DALEY:** But the statements, when you saw
2 them, were in Malcolm MacDonald's possession?

3 **MR. SEGUIN:** Yes, he had them in his desk,
4 yes.

5 **MS. DALEY:** And did you or your brother or
6 anyone else in your family ever receive an explanation from
7 Malcolm as to why those statements were prepared and when
8 they were prepared?

9 **MR. SEGUIN:** I think it was in -- within the
10 month before he died, I think. And it was because of the -
11 - the statement or the allegations by Silmsler and that's
12 why Malcolm had asked him to make a statement describing
13 any relation between them -- any contacts between them.

14 **MS. DALEY:** I don't know if you can help us
15 here or not, sir, but the statement made by Silmsler, these
16 statements that your brothers were responding to, do you
17 mean by that the statement that Silmsler made to the
18 Cornwall Police about your brother?

19 **MR. SEGUIN:** Yes.

20 **MS. DALEY:** So it would have -- you would
21 have understood that Mr. MacDonald was aware that that
22 statement had been made about your brother by Silmsler and
23 that he asked Ken ---

24 **MR. SEGUIN:** Yes.

25 **MS. DALEY:** --- for his version. Is that -

1 ---

2 MR. SEGUIN: That's right.

3 MS. DALEY: --- your understanding?

4 MR. SEGUIN: M'hm.

5 MS. DALEY: You said something yesterday
6 that puzzled me a little bit, but maybe you can help us
7 better understand.

8 I think that in relation to Ron Wilson at
9 your brother's funeral, if I could put you back in that
10 framework, that Wilson had said to you that the Silmsers
11 settlement was a contributing factor in Ken's suicide
12 because the Silmsers settlement had -- reflected badly on
13 your brother or words to that effect.

14 MR. SEGUIN: Yes.

15 MS. DALEY: I didn't ---

16 MR. SEGUIN: That was his impression that,
17 you know ---

18 MS. DALEY: Did you understand what Mr.
19 Wilson was talking about? Was he talking about the Silmsers
20 -- well, sorry, let me back up. The settlement that
21 occurred didn't involve your brother, did it?

22 MR. SEGUIN: No, it didn't.

23 MS. DALEY: So do you have some
24 understanding of what Mr. Wilson was talking about?

25 MR. SEGUIN: Well, I think he was just -- he

1 knew about the settlement and he just disagreed with it in
2 the sense that it, by association -- it would look like
3 Father Charles was guilty and then, by association, my
4 brother was guilty.

5 **MS. DALEY:** Okay. So, again, people like
6 Wilson might think that way because they are aware that
7 Silmsler has made an allegation to the police about Father
8 Charles ---

9 **MR. SEGUIN:** Yeah.

10 **MS. DALEY:** --- and he's also included an
11 allegation about your brother, Ken?

12 **MR. SEGUIN:** That's right, yeah.

13 **MS. DALEY:** So by the time of the funeral,
14 which would have been November 29th, '93, Wilson and others
15 seem to have knowledge about that?

16 **MR. SEGUIN:** It would, yeah, seem so. Well,
17 I think that was -- that would have been in the papers
18 already about a settlement, I think, already, because it
19 happened ---

20 **MS. DALEY:** I see.

21 **MR. SEGUIN:** As I remember, the settlement
22 was made and then it was -- I would assume it was public.
23 I just can't remember exactly the ---

24 **MS. DALEY:** All right.

25 **MR. SEGUIN:** --- timing there, but I think

1 the settlement per se was probably made public. I'm not
2 sure about that, but at least he knew.

3 **MS. DALEY:** All right.

4 So it must have been very distressing for
5 you and your siblings. First, you have the unexpected
6 death by suicide of your brother and then you have
7 allegations of this nature coming out almost immediately
8 afterwards.

9 **MR. SEGUIN:** Yes, that's right.

10 **MS. DALEY:** And do I take it, sir, that you
11 took it upon yourself, on behalf of the family, to try to
12 push back against those allegations?

13 **MR. SEGUIN:** Yes, that's one way of putting
14 it.

15 **MS. DALEY:** And I would take it that -- I
16 would assume that you did that because you felt that not
17 only was your brother's reputation attacked, but so were
18 the rest of your family?

19 **MR. SEGUIN:** That's right, yeah.

20 **MS. DALEY:** And at this point-in-time you
21 still had alive a very, very elderly mother, I understand;
22 correct?

23 **MR. SEGUIN:** That's right, yeah.

24 **MS. DALEY:** And Ken was very close to her?

25 **MR. SEGUIN:** Yes. M'hm.

1 **MS. DALEY:** So these allegations about your
2 brother would have been, quite frankly, devastating?

3 **MR. SEGUIN:** It would, yes.

4 **MS. DALEY:** Not just to your siblings but to
5 your mother?

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

7 **MS. DALEY:** And as you explained it, I
8 think, although there were varying points in time when the
9 allegations about Ken came forward, never did it come
10 forward in a thorough way as to whether he was involved in
11 the misconduct that was alleged?

12 **MR. SEGUIN:** That's right, yeah. It was
13 left very unclear, not only unclear; it really was saying
14 that that's true. That's what ---

15 **MS. DALEY:** And there was no forum in which
16 to get to the truth of that because Ken was dead?

17 **MR. SEGUIN:** That's correct.

18 **MS. DALEY:** All right.

19 **MR. SEGUIN:** The only way -- I would assume
20 that's why Inspector Fougere said at the beginning there
21 that he thought, "Well, you could sue him for ---

22 **THE COMMISSIONER:** Wrongful death.

23 **MR. SEGUIN:** --- wrongful death." Yes,
24 that's what he said, wrongful death.

25 **MS. DALEY:** In the end though, as it

1 happened, there was no legal proceeding, for example,
2 within which the truth or falsity of those allegations
3 could be examined?

4 **MR. SEGUIN:** That's right, yeah.

5 **MS. DALEY:** Certainly not with Ken's
6 participation?

7 **MR. SEGUIN:** That certainly is correct, yes.

8 **MS. DALEY:** Now ---

9 **THE COMMISSIONER:** There could be civil
10 lawsuits.

11 **MS. DALEY:** I want to talk to you about that
12 just for a second, sir.

13 Are you aware that there was, in fact, civil
14 litigation brought not against yourself or your brother's
15 estate but against the Ministry of Corrections, and that
16 that litigation was founded on the premise that Ken had in
17 fact sexually abused the plaintiffs during the time he was
18 their probation officer.

19 Did you come to know about that?

20 **MR. SEGUIN:** Yeah, they came -- well, no, I
21 phoned them up. Rosalyn Train, I think, was the civil
22 lawyer at that time, the beginning ---

23 **MS. DALEY:** Sorry, was that your lawyer?

24 **MR. SEGUIN:** No, no that's the civil lawyers
25 for the ---

1 **MS. DALEY:** For the plaintiffs?

2 **MR. SEGUIN:** Yes. No, not the plaintiffs,
3 for the ---

4 **THE COMMISSIONER:** For the Ministry?

5 **MR. SEGUIN:** --- Corrections, the Ministry,
6 right.

7 **MS. DALEY:** Thank you.

8 So you had some conversation with the
9 Ministry about their defence of that claim?

10 **MR. SEGUIN:** That's right, yeah.

11 **MS. DALEY:** And were you unhappy with how
12 the Ministry defended that claim?

13 **MR. SEGUIN:** Well, certainly because at the
14 beginning, when I asked -- I was asking them, you know, how
15 they were going to defend it and where would they get the
16 information since they don't -- it looks like there was
17 only information from the statements or whatever.

18 And they said, "Well, yeah, we'd like to
19 hear as much as possible". So I had hours of conversations
20 on the telephone, two or three times, and then Rosalyn
21 Train came down to the -- from Toronto and spoke with us.
22 I think I gave her some documents.

23 Then later on, they had a discovery or
24 whatever in Brockville, and we went up there. It sort of -
25 --

1 **MS. DALEY:** Did you observe the plaintiffs
2 being examined for discovery or any of the plaintiffs?

3 **MR. SEGUIN:** Well, Silmsen was in there at
4 the same time. Yes, he was there.

5 **MS. DALEY:** So you observed his discovery,
6 or did you?

7 **MR. SEGUIN:** Only -- no, no, no, this was
8 just -- I don't know -- a preliminary thing. It was just
9 trying to put things on record, I guess, because all that
10 was there was someone taking -- taping it and the two
11 lawyers, Mr. Culic and Rosalyn Train.

12 **THE COMMISSIONER:** So you weren't in the
13 room when they were actually ---

14 **MR. SEGUIN:** Yes, Silmsen was there and I
15 was there.

16 **THE COMMISSIONER:** You were both there at
17 the same time?

18 **MR. SEGUIN:** Yes, that's right.

19 **MS. DALEY:** And Mr. Silmsen was being asked
20 questions by the defence counsel?

21 **MR. SEGUIN:** Well, it didn't get to that
22 point.

23 **MS. DALEY:** Oh.

24 **MR. SEGUIN:** They asked me first to talk
25 about -- they were really talking about this intimidation

1 thing that Culic had brought up, I guess, and so I was
2 asked to address that point, and so I started. And I would
3 have a list of things that -- intimidation by Silmsner --
4 and immediately Culic stopped it and said, you know, "We're
5 not going to listen to this" and that type of thing. And
6 that was it; it was finished.

7 So it wasn't really a big discovery and we
8 didn't go into what Silmsner was going to say, and that was
9 it.

10 **MS. DALEY:** All right.

11 **MR. SEGUIN:** So I had never been to -- if
12 there was a hearing or whatever.

13 **MS. DALEY:** Did you ever receive any details
14 of the allegations that the plaintiffs had to make about
15 your brother?

16 **MR. SEGUIN:** Not specifically, I don't
17 think. I think there was -- I believe they did send us
18 some of the allegations, but I'm not quite sure. It just
19 didn't go anywhere as far as we're concerned, and I heard
20 it from someone else. I think it was later on.

21 I think it was John MacDonald one time that,
22 out somewhere, he had -- I walked by his car into a shop
23 and he said, "I guess you wished you were there, don't
24 you?" And I said, "Where?" And he said, "Well, at
25 Silmsner's trial" or whatever, lawsuit. And I said, "You

1 know, I didn't know that it was settled or anything like
2 that". And so I asked him, "Oh, well, how much did he
3 get?" And he just said, "Oh, he did okay". And then ---

4 **MS. DALEY:** Did it disturb you to learn that
5 monies had been paid to settle Mr. Silmser's claim about --
6 -

7 **MR. SEGUIN:** Yes, it did, certainly.

8 **MS. DALEY:** --- abuse by your brother?

9 **MR. SEGUIN:** Yes, I -- we were told from the
10 beginning that that wouldn't happen, that they would be
11 really looking into this and defending, you know -- but as
12 it turned out, it doesn't look like they did.

13 In fact, they also told -- I think there was
14 more than one lawyer. I think they changed from Rosalyn
15 Train or to someone else, I forget, and I think she had
16 said they seldom ever go to trial with these things, and
17 they just pay them a certain amount, and that's it.

18 So I just assumed that that's what happened
19 and pretty well that was it. We never got any -- I called,
20 I think, the office, the civil -- the Attorney General or
21 whatever, and they just sort of said, "Well, no, we can't
22 divulge that" and that was it.

23 **MS. DALEY:** You were asking for details of
24 the sodomy ---

25 **MR. SEGUIN:** Yes, that's right.

1 **MS. DALEY:** --- and they said "We can't tell
2 you"?

3 **MR. SEGUIN:** No, they said that.

4 **MS. DALEY:** And did you come to understand
5 that some monies had been paid to each of the numerous
6 plaintiffs who made allegations about your brother?

7 **MR. SEGUIN:** I heard that, yes, later, yeah.

8 **MS. DALEY:** Did the civil lawsuit -- I take
9 it from what you're saying, sir, is that to the extent that
10 you really did want to understand the truth about what had
11 happened ---

12 **MR. SEGUIN:** Yes.

13 **MS. DALEY:** --- whether or not your brother
14 had been involved in ---

15 **MR. SEGUIN:** Right. Correct.

16 **MS. DALEY:** --- this type of activity ---

17 **MR. SEGUIN:** That's right.

18 **MS. DALEY:** --- the civil lawsuit didn't
19 educate you at all ---

20 **MR. SEGUIN:** Not at all, no.

21 **MS. DALEY:** --- or did it?

22 **MR. SEGUIN:** No, it didn't.

23 **MS. DALEY:** All right.

24 **MR. SEGUIN:** I was -- in fact, to me it just
25 made it worse. It -- you know, the -- just the way the

1 process goes it almost is -- you know, it's just a -- more
2 of an economic or monetary settlement or whatever. It
3 doesn't mean anything as far as guilt or innocent. But to
4 the public it does, you know, that's -- and we're part of
5 the public, and it certainly didn't help us any at all.

6 **MS. DALEY:** All right.

7 On the topic of civil litigation I have some
8 questions about another lawsuit and that is Mr. Dunlop's
9 civil claim, and that was against the Cornwall Police
10 Service and a number of different defendants.

11 But do I understand, were you personally
12 sued in that action?

13 **MR. SEGUIN:** Yes, I was, yeah.

14 **MS. DALEY:** And were you named in that
15 action at the outset in June of 1986 when it was commenced?

16 **MR. SEGUIN:** Yes, yes, yeah.

17 **MS. DALEY:** And who was your lawyer, sir?

18 **MR. SEGUIN:** It was Timothy Rae I think --
19 Beament, Green and Daoust I believe it is, at that time,
20 right.

21 **MS. DALEY:** Okay. Do you have some
22 understanding as to what was the basis of the claim against
23 you? Was it ---

24 **MR. SEGUIN:** Well, I think part of it was
25 the -- I had made a statement -- I wrote for the editorial

1 page in the Standard Freeholder sort of something with what
2 he said -- that Perry Dunlop had said in the papers, and I
3 just sort of wrote up an editorial and sent it in and --
4 for the editorial page. And they didn't actually want to
5 write it as it stood and the -- I can't remember the guys -
6 - the managing editor sort of made some weird reasons why
7 not to.

8 What I did then was I think I changed a few
9 little words or whatever, and gave it back, and they still
10 wouldn't, so I sent it to the Seaway News and they
11 published it. And I think it was because of that and the
12 fact that I was daring to even question what was being said
13 by Perry Dunlop that he sued me.

14 And I think the other thing was the Fifth
15 Estate, I think that was one of the reasons too that he --
16 what I was saying on there that he was an opportunist and
17 all the rest of it, that that was part of the lawsuit as
18 well.

19 It was just what I was saying.

20 **MS. DALEY:** So the claim against you was
21 based on defamation?

22 **MR. SEGUIN:** Yes, I believe so, right.

23 **MS. DALEY:** Not based at all -- or did it
24 come up at all within that lawsuit your brother's
25 activities as a probation officer or that wasn't part of

1 the lawsuit ---

2 MR. SEGUIN: No, I ---

3 MS. DALEY: --- as it affected you?

4 MR. SEGUIN: No, no, it didn't.

5 MS. DALEY: All right.

6 You said something yesterday that is of
7 interest to me, and that is in relation to your brother's
8 sexual preferences. You said that there seemed to be a
9 belief in the community that to be homosexual was to be a
10 pedophile.

11 MR. SEGUIN: Yes, that's ---

12 MS. DALEY: How did you see that expressed?

13 MR. SEGUIN: Well, the most glaring one, I
14 guess, would come from the statements that Carson Chisholm
15 would say -- would be -- it would be printed in the
16 newspapers and so on, and then that pretty well he was
17 equating one to the other.

18 I don't have them here, but I mean, back
19 then there was an awful lot in the perspective, you know,
20 pages, that type of thing in the Seaway News, Standard
21 Freeholder. It was just an ongoing thing every week and
22 second day type thing. And to me that's how they viewed
23 it.

24 MS. DALEY: Apart from what might have been
25 published in the press attributed to these people, did you

1 find that your friends and neighbours held that point of
2 view as well?

3 **MR. SEGUIN:** No, I -- anyone who -- even my
4 neighbours? No. You know, I'd talk to them, still do,
5 that -- and I've never had one of them voice that opinion,
6 probably not to me but -- but generally speaking if you --
7 I think even people on the floor at work or whatever,
8 younger people, I think you would get this sort of offhand
9 way of talking about it I think. You know, that's why I
10 would get the impression plus what was being said in the
11 media that that would be a general way of thinking.

12 **MS. DALEY:** All right.

13 **THE COMMISSIONER:** I'm sorry; maybe I was
14 just -- you're saying that in the media there would be an
15 inference that being a homosexual equals being a pedophile?

16 **MR. SEGUIN:** By people like Carson Chisholm.

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

18 **MR. SEGUIN:** Not ---

19 **THE COMMISSIONER:** Okay.

20 **MR. SEGUIN:** Yeah, they wouldn't say it.

21 The newspapers themselves wouldn't say it as an editorial,
22 sort of that.

23 **MS. DALEY:** But it was printing the views of
24 people who held that point of view, I take it?

25 **MR. SEGUIN:** Yeah, particular people, right.

1 **MS. DALEY:** All right.

2 I warned you that I'm going to skip around
3 topics. But there was a reference in Exhibit 1029, and now
4 I'm going back to -- forgive me, sir, but I'm going back to
5 the interview that you gave several months after your
6 brother's death to Constable Genier and McDonell.

7 **MR. SEGUIN:** All right, yeah.

8 **MS. DALEY:** And there was just one aspect of
9 that that slightly confused me. I don't know if you have
10 it available to you.

11 **MR. SEGUIN:** I don't think I have.

12 **MS. DALEY:** Madam Clerk, it's Exhibit 1029,
13 page 4.

14 **THE COMMISSIONER:** Okay. Where would you
15 like to go?

16 **MS. DALEY:** Sorry. Forgive me. Now that I
17 am looking at it -- oh, here -- yes, it's at the top of --
18 if you'd enlarge the first several questions and answers,
19 please.

20 I was just curious about your reference
21 because you've been discussing previously Ken's state of
22 mind and the fact that he seemed to be depressed, and you
23 were asked:

24 "How long have you noticed he's been
25 down?"

1 And the answer is:

2 "It seems it's been since he moved to
3 Glen Walter."

4 I did not understand that. Did your -- is
5 Glen Walter a place and ---

6 **MR. SEGUIN:** Well, Summerstown where he
7 lives.

8 **MS. DALEY:** Oh, okay. So that's a reference
9 to Summerstown ---

10 **THE COMMISSIONER:** Yes.

11 **MS. DALEY:** --- is it?

12 **MR. SEGUIN:** Yes.

13 **MS. DALEY:** So that takes us back to mid-
14 1986?

15 **MR. SEGUIN:** I suppose, right.

16 **MS. DALEY:** All right.

17 So at this point in time it had seemed to
18 you that your brother had been somewhat down for almost
19 nine years before he died.

20 Is that correct?

21 **MR. SEGUIN:** Yes. Yes. It was, you know.

22 **MS. DALEY:** But apart from that general
23 observation, you can't offer anything that he told you
24 about that that would connect it to the events that we're
25 concerned with here?

1 **MR. SEGUIN:** No, there's no, and in fact I
2 would connect it with other ---

3 **MS. DALEY:** With events wholly separate and
4 apart from his job?

5 **MR. SEGUIN:** Well, with his job as well. I
6 think he was starting to become a little -- as it came up
7 towards the late '80s and into the '90s I think he was
8 hoping to just retire and that type of thing. I think he
9 was just getting a little tired of the whole business and
10 process.

11 **MS. DALEY:** You mentioned that yesterday. I
12 think what you said is he'd become disillusioned, he was
13 trying to be helpful, the help wasn't being well received?

14 **MR. SEGUIN:** Yes.

15 **MS. DALEY:** Something along those lines?

16 **MR. SEGUIN:** Yeah, yeah, he was -- all those
17 years, you know, he had a certain idea of how to help
18 people and that type of thing but later on he started to,
19 you know, maybe people are not quite as sincere about their
20 -- you know, with the help you had given them.

21 **MS. DALEY:** I take it the -- what he was
22 expressing to you was that the probationers themselves were
23 not ---

24 **MR. SEGUIN:** Well, that's what I mean, yeah,
25 that's ---

1 **MS. DALEY:** Is that what that ---

2 **MR. SEGUIN:** Yeah, that's what I mean.

3 **MS. DALEY:** The probationers themselves whom
4 he was trying to help weren't appreciative of what he was
5 doing.

6 **MR. SEGUIN:** No. No.

7 **MS. DALEY:** Is that the gist of it?

8 **MR. SEGUIN:** I think that's it. Yeah.

9 **MS. DALEY:** All right. On that subject, you
10 did tell us that you were aware that Mr. Renshaw, Gerald
11 Renshaw, former probationer, lived with your brother for a
12 period of time; correct?

13 **MR. SEGUIN:** Yeah, correct, m'hm.

14 **MS. DALEY:** And that at an earlier point in
15 time he'd also done work for your brother around his
16 property?

17 **MR. SEGUIN:** He might have just, yeah, it's
18 very possible. I'm not sure.

19 **MS. DALEY:** Just wondering, sir, whether
20 apart from Gerald Renshaw, you ever observed other young
21 men who were probationers with Ken, working on his
22 property?

23 **MR. SEGUIN:** No, I didn't. There was only
24 once when we were helping with his boathouse. It was a
25 major job, and I think there might have been well, I think

1 Gerry was there, I don't remember -- not sure whether Ron
2 was there but C-8 was there ---

3 MS. DALEY: Yes.

4 MR. SEGUIN: --- and then mostly the rest
5 were friends, mutual friends of us, you know, not dealing
6 with any ---

7 MS. DALEY: Not former probationers?

8 MR. SEGUIN: No, no.

9 MS. DALEY: All right. And was there ever a
10 time when you visited Ken at home and he was in the company
11 of another probationer, or former probationer, to your
12 knowledge, sir?

13 MR. SEGUIN: No, only Gerry Renshaw.

14 MS. DALEY: Only Gerry. All right.

15 MR. SEGUIN: There were -- well, I think it
16 was 1990 when there was a birthday party for Ken and the
17 normal mutual friends and the wives were there, and I
18 believe C-8 and don't -- I can't remember Ron Leroux being
19 there, but among others Gerry Renshaw was there and his
20 brother and girlfriend, and don't know if that's Bob or C-
21 15. I think it was Bob Renshaw, but I don't know.

22 MS. DALEY: Were you aware that they'd also
23 be probationers with your brother?

24 MR. SEGUIN: I wasn't aware of that, no.

25 THE COMMISSIONER: Will you have much longer

1 or do you want ---

2 **MS. DALEY:** I have a bit more to cover.
3 There is just one other thing that fits nicely here if I
4 could finish it. I'd appreciate that.

5 **THE COMMISSIONER:** Sure.

6 **MS. DALEY:** Thank you.

7 I want to address something that you said
8 this morning. You said that you had spoken with Mr. Robert
9 and he said that there was an occurrence involving a
10 probationer of Ken and a fatality. Do you recall that?

11 **MR. SEGUIN:** Yes.

12 **MS. DALEY:** And you said that you weren't
13 positive, but he either showed you or gave you a report
14 about that occurrence?

15 **MR. SEGUIN:** Yes. I'm not sure -- I think
16 he mentioned it, whether he gave me a copy of that to read
17 or -- that I don't remember.

18 **MS. DALEY:** Do you recall knowing that that
19 occurrence involved four young men, one of whom was a
20 probationer being at Ken's home the night of the fatality.
21 Do you recall that?

22 **MR. SEGUIN:** That's right.

23 **MS. DALEY:** And the report also suggests
24 that there had been drinking involved at Ken's home with
25 those four people?

1 **MR. SEGUIN:** Drinking, yes. A beer, I
2 guess, yeah.

3 **MS. DALEY:** And later that night after
4 they've left Ken's home, someone fired a weapon and killed
5 one of the others.

6 **MR. SEGUIN:** Yes.

7 **MS. DALEY:** Correct?

8 Did Mr. Robert leave you with the impression
9 that that was a very serious concern for the Cornwall
10 probation office that that had occurred?

11 **MR. SEGUIN:** I don't -- no, he never made --
12 gave me that impression, it was just that there was a
13 report made and he was -- my brother was able you know --
14 explain what happened and he was just sort of reprimanded
15 for it and that was it.

16 **MS. DALEY:** I take it while your brother was
17 alive he never talked to you about that occurrence? Or did
18 he?

19 **MR. SEGUIN:** No, I don't believe so. I
20 can't remember that he did.

21 **MS. DALEY:** All right. This would be a good
22 break time. Thank you, sir.

23 **THE COMMISSIONER:** Let's have lunch and come
24 back at 2:00.

25 **THE REGISTRAR:** Order; all rise. A l'ordre;

1 veuillez vous lever.

2 This hearing will resume at 2:00 p.m.

3 --- Upon recessing at 12:37 a.m. /

4 L'audience est suspendue à 12h37

5 --- Upon resuming at 2:04 p.m. /

6 L'audience est reprise à 14h04

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

9 This hearing is now resumed, please be
10 seated. Veuillez vous asseoir.

11 **THE COMMISSIONER:** Thank you.

12 **DOUGLAS SEGUIN, Resumed/Sous le même serment:**

13 --- **CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MS.**

14 **DALEY (continued/suite):**

15 **MS. DALEY:** Just a few more questions for
16 you from me, Mr. Seguin.

17 I have been reflecting on what you said and
18 I just wondered if we could try to come to a landing on one
19 thing. It's slightly unclear to me, but as I had
20 understood your earlier evidence, right before your brother
21 died, he let you know that he was being given a hard time
22 at work?

23 **MR. SEGUIN:** Yes, that's right.

24 **MS. DALEY:** Did you ever come to any kind of
25 understanding as to what that statement meant? In other

1 words, who was giving the hard time and what it was about?

2 **MR. SEGUIN:** I think that's why I went in to
3 the -- into his office to find out, to ask him about it. I
4 thought maybe because of the statements or the -- you know,
5 about Father Charles MacDonald. I thought maybe they would
6 know, something like that, and if they did maybe over that
7 year they might have been giving him sort of a -- and you
8 know -- a sort of a hard time with that.

9 **MS. DALEY:** Because ---

10 **MR. SEGUIN:** His relationship with ---

11 **MS. DALEY:** --- because folks knew he was
12 friends with Father Charles MacDonald?

13 **MR. SEGUIN:** Yes, that's right. Yeah.

14 And I also -- because I got the name of
15 Perry Dunlop's and I thought maybe they would know if he
16 was sort of doing the same thing when they -- he had
17 relations with the police and so on in his job. I really
18 didn't get any answer there.

19 **MS. DALEY:** After you'd spoken with Mr.
20 Robert and Ms. Quinn and the others, they didn't confirm --
21 -

22 **MR. SEGUIN:** No. no.

23 **MS. DALEY:** --- or corroborate ---

24 **MR. SEGUIN:** No, they didn't.

25 **MS. DALEY:** I see. So you came away in the

1 end with no real understanding as to what Ken had referred
2 to?

3 MR. SEGUIN: That's right ---

4 MS. DALEY: Thank you.

5 I want to talk to you briefly about the
6 issue of your brother's address book.

7 MR. SEGUIN: Yes.

8 MS. DALEY: You recall you spoke about that
9 yesterday? I had the impression from your evidence that
10 when the address book was found, Mr. Leroux and Mr. Renshaw
11 seemed to have an attitude about it that communicated
12 itself to you. Can you elaborate on that for us, please?

13 MR. SEGUIN: Well, I think Ron told us that
14 -- or told -- because we had Ron and his wife and son over
15 after to our house after they -- after Ken died, maybe a
16 week or so after, a couple of weeks before he left for
17 Maine, and he had mentioned that -- or I think Cindy did --
18 they used the telephone book to get my number, and I think
19 they also called Father Charles MacDonald as well, and they
20 used the telephone book, and I think that's how it got in
21 their possession. I don't know that they actually took it
22 for any other purpose than that. It's just that they had
23 it in their possession and Gerry Renshaw knew about it.
24 And so I just thought that we should have it. It wasn't
25 anything to do with an investigation or anything like that,

1 but later ---

2 MS. DALEY: Do I understand from what you
3 just said that Mr. Leroux didn't offer it to you. You
4 requested it from him?

5 MR. SEGUIN: Yes, that's right, yeah.

6 MS. DALEY: All right.

7 And when you requested it, he ---

8 MR. SEGUIN: Yes.

9 MS. DALEY: --- handed it over?

10 MR. SEGUIN: That's right.

11 MS. DALEY: Did you sense he was reluctant
12 to do that?

13 MR. SEGUIN: No, not -- of course, I asked
14 Gerry to get it from Ron Leroux, and he did.

15 MS. DALEY: All right.

16 Now, did you look in the address book
17 yourself, sir?

18 MR. SEGUIN: I think I looked through it,
19 yes.

20 MS. DALEY: Did you notice when you did that
21 it contained any names that could have been probationers or
22 ex-probationers with your brother?

23 MR. SEGUIN: I wouldn't have really known
24 that.

25 MS. DALEY: You wouldn't have ---

1 **MR. SEGUIN:** There were a lot of just
2 regular names of family and friends, and there may have
3 been others, and I simply wouldn't have known.

4 **MS. DALEY:** So in fairness, I take there
5 were names that you couldn't identify?

6 **MR. SEGUIN:** There may have been.

7 **MS. DALEY:** Obviously, they knew your
8 brother, but you didn't know the connection?

9 **MR. SEGUIN:** That's right.

10 **MS. DALEY:** All right.

11 **MR. SEGUIN:** I'm sure there were a couple of
12 those.

13 **MS. DALEY:** And why did you take it upon
14 yourself to give that address book over to the OPP?

15 **MR. SEGUIN:** I think they had -- I'm not
16 sure if they had asked or we thought it was important, my
17 brother and I, Keith, but we took it with us in any case
18 and gave it to them the day that we gave statements.

19 **MS. DALEY:** And again, did the OPP request
20 that from you or did you offer it as something that you
21 had?

22 **MR. SEGUIN:** Well, that's what I'm saying;
23 I'm really not sure ---

24 **MS. DALEY:** All right.

25 **MR. SEGUIN:** --- which way it was.

1 **MS. DALEY:** Did the OPP make any comment to
2 you on the address book and the names that were in it?

3 **MR. SEGUIN:** Not the names that are in it,
4 but I think there was a partial print on the corner of it,
5 dried blood, and so they thought they might get a print off
6 it, so they took it. But I don't think they did get a
7 print off it.

8 **MS. DALEY:** You never heard anything further
9 about the print?

10 **MR. SEGUIN:** No, no, no.

11 **MS. DALEY:** All right.

12 Now, another topic I want to move to is the
13 tapes.

14 **MR. SEGUIN:** Yeah.

15 **MS. DALEY:** You recall you spoke about some
16 tapes?

17 And if I -- do I understand your evidence
18 correctly; that came up in a conversation you had with the
19 OPP when you were interviewed or when you went in to speak
20 with them?

21 **MR. SEGUIN:** Yes, I think in Lancaster, I
22 believe, in December of '93.

23 **MS. DALEY:** And were you told anything about
24 the contents of the tapes?

25 **MR. SEGUIN:** We were just told they were

1 regular homosexual blue movie tapes.

2 **MS. DALEY:** Okay. And I take it what you
3 are implying there is that they're commercial. They
4 weren't ---

5 **MR. SEGUIN:** Yes, commercial.

6 **MS. DALEY:** They weren't homemade tapes of
7 any sort?

8 **MR. SEGUIN:** No, no, they were commercial.

9 **MS. DALEY:** Is it your understanding those
10 tapes were taken from Mr. Leroux' home?

11 **MR. SEGUIN:** Yes.

12 **MS. DALEY:** And did the OPP give you any
13 information as to how the tapes were connected with your
14 brother?

15 **MR. SEGUIN:** Only that when they had gotten
16 them, then they were trying to give them back, I guess, and
17 they had asked Ron Leroux to come in, and I guess he denied
18 they were his, and they said, "Well, whose are they?" And
19 I guess he said, "Well, maybe they're Ken's." And then
20 that's all I know about it.

21 **THE COMMISSIONER:** Well, in your letter to
22 the Premier you talk about the 24 or more pornographic
23 movies.

24 **MR. SEGUIN:** Yes.

25 **THE COMMISSIONER:** Right. Is that what

1 you're referring to? Because in that -- in your letter of
2 ---

3 **MR. SEGUIN:** Those 24 is what someone else
4 said, like Guzzo and those, and I'm saying they didn't
5 exist.

6 **THE COMMISSIONER:** Well, what about these
7 films?

8 **MR. SEGUIN:** Well, they did exist.

9 **THE COMMISSIONER:** Okay. So you were in
10 error when you wrote to the Premier?

11 **MR. SEGUIN:** No, no. Can you show me where
12 that ---

13 **THE COMMISSIONER:** Okay. Yeah. If you look
14 at Exhibit Number -- and I'm sorry, Ms. Daley, I just want
15 to -- 1042, Exhibit 1042, the letter to the Premier.

16 **MR. SEGUIN:** Yes.

17 **THE COMMISSIONER:** You said:
18 "They did seize 24 or more
19 pornographic movies."

20 All right? Page 2.

21 **MR. SEGUIN:** Page 2?

22 **THE COMMISSIONER:** Obviously, the first
23 point is:

24 "The Ontario Provincial Police entered
25 the home of an Ontario probation

1 officer pursuant to a search warrant
2 authorizing the seizure of arms and
3 narcotics."

4 That's clearly wrong. I mean, you were correct there that
5 that wasn't -- that's incorrect. And they went to Leroux's
6 house, right?

7 **MR. SEGUIN:** Right.

8 **THE COMMISSIONER:** That was your first
9 complaint, that they got it wrong there.

10 **MR. SEGUIN:** So you're saying point number
11 two?

12 **THE COMMISSIONER:** Point number 2.

13 **MR. SEGUIN:** Yeah.

14 **THE COMMISSIONER:** He says -- Guzzo says:
15 "They did seize 24 or more pornographic
16 movies."

17 So let's assume for a minute that it was
18 Leroux' house they searched. You say that that's a
19 fabrication. You say:

20 "No 24 pornographic movies were found
21 or seized in the search of Leroux' and
22 C-8's home and my brother did not own
23 24 pornographic tapes."

24 Well, they did find some tapes in Leroux'
25 home.

1 MR. SEGUIN: Two.

2 THE COMMISSIONER: Two?

3 MR. SEGUIN: That's right.

4 MS. DALEY: Is that what you were told by --

5 -

6 MR. SEGUIN: Yes, that's what we were told.

7 MS. DALEY: --- the OPP?

8 MR. SEGUIN: We never heard anything about -
9 - even by the police of 24 tapes.

10 THE COMMISSIONER: Okay. Well, we've heard
11 evidence that there was a case, like a small suitcase. So
12 okay, I'm sorry; I thought ---

13 MR. SEGUIN: Well, there was a small
14 suitcase, they're saying, but there are supposedly only two
15 tapes in it.

16 THE COMMISSIONER: Okay.

17 MR. SEGUIN: That's what the police ---

18 THE COMMISSIONER: All right.

19 MR. SEGUIN: --- told us.

20 THE COMMISSIONER: Okay. Good. Thank you.

21 So as far as you're concerned, you're still
22 under the impression that Mr. Guzzo is wrong when he says
23 there were 24 or whatever, a high number like that, found
24 in the Leroux residence?

25 MR. SEGUIN: That's right.

1 **THE COMMISSIONER:** All right.

2 But we have heard evidence that there were I
3 don't know how many, about 20 or so found.

4 **MR. SEGUIN:** By a policeman?

5 **THE COMMISSIONER:** By policemen in the
6 search warrant when they went to Leroux' home.

7 **MR. SEGUIN:** Never heard of that.

8 **THE COMMISSIONER:** All right.
9 Ms. Daley.

10 **MS. DALEY:** Just sticking with what you were
11 told or what you believe ---

12 **MR. SEGUIN:** Yes.

13 **MS. DALEY:** --- you were told by Officer
14 Genier and McDonell that there were two tapes ---

15 **MR. SEGUIN:** That's right.

16 **MS. DALEY:** --- that Ron Leroux said had
17 belonged to your brother?

18 **MR. SEGUIN:** That's right.

19 **MS. DALEY:** That's it. Okay.

20 Now, did you ask to have them back? Did the
21 police officers tell you what had happened with the tapes?

22 **MR. SEGUIN:** They said Ron Leroux didn't
23 want them and they destroyed them.

24 **MS. DALEY:** And I take it you had a reaction
25 to the fact that the tapes had been destroyed?

1 **MR. SEGUIN:** No, not that they were
2 destroyed. It was the fact that Ron Leroux was saying that
3 they were my brother's.

4 **MS. DALEY:** Right.

5 **MR. SEGUIN:** And -- but there were questions
6 around that. We were wondering, well, if they were rented
7 tapes, don't you think they should go back to where they
8 were rented from, and probably that should be given back to
9 the family to take care of that situation, and if they're
10 saying that there was, I think, a beaten-up suitcase,
11 brown, with a flop-over cover, I think, and if they're
12 saying that's Ken's, well, why didn't they give it back to
13 his family? None of that happened.

14 **MS. DALEY:** I take it you were familiar with
15 your brother's home. Was there ever a camera mounted in
16 his bedroom that you saw?

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

18 **MS. DALEY:** All right.

19 I want to move to another topic with you
20 briefly, and that has to do with Mr. Nadeau. You spoke
21 about him in your evidence in-chief.

22 Did you become familiar with a website that
23 Mr. Nadeau operated called projecttruth.com?

24 **MR. SEGUIN:** Yes, that's right. M'hm.

25 **MS. DALEY:** And did you have concerns or did

1 you read the content of that website?

2 **MR. SEGUIN:** Yes. M'hm.

3 **MS. DALEY:** Did you ever take any steps on
4 behalf of your brother or your family ---

5 **MR. SEGUIN:** No.

6 **MS. DALEY:** --- as a result of what you
7 read?

8 **MR. SEGUIN:** No.

9 **MS. DALEY:** Did you know Mr. Nadeau?

10 **MR. SEGUIN:** No, I didn't.

11 **MS. DALEY:** Never spoke with him?

12 **MR. SEGUIN:** No.

13 **MS. DALEY:** You said in your evidence this
14 morning that in part, you were conducting a personal
15 investigation because you didn't think that there was any
16 investigation of an official nature that dealt with the
17 issues pertaining to your brother?

18 **MR. SEGUIN:** That's right, yeah.

19 **MS. DALEY:** I'm just wondering, did you ever
20 hear about Project Truth which was being operated by the
21 OPP?

22 **MR. SEGUIN:** Yes, m'hm.

23 **MS. DALEY:** Did you ever consider speaking
24 to them about some of the allegations ---

25 **MR. SEGUIN:** Well, I -- I think I ---

1 **MS. DALEY:** --- relating to your brother?

2 **MR. SEGUIN:** I think we did. Like I said, I
3 had sent some letters that I believe I sent to the
4 Premier's office, I sent up to Peter Griffiths and he had
5 said he was sending it to the OPP. But I didn't know. I -
6 - that was much later on when I did up these complaints and
7 so on and I don't know, I just didn't think they would need
8 this.

9 **MS. DALEY:** All right. Two final questions
10 for you.

11 One is -- I'm taking you now back to the
12 complaint that you made about the local media and in
13 particular Mr. Greenwell's coverage.

14 **MR. SEGUIN:** Yes.

15 **MS. DALEY:** Do you recall that? And I take
16 it you believed that Mr. -- sorry, that Mr. Dunlop had
17 given Mr. Silmser's statement to Charlie Greenwell?

18 **MR. SEGUIN:** Yes.

19 **MS. DALEY:** Who told you that?

20 **MR. SEGUIN:** Well, I heard the name Perry
21 Dunlop and he said -- well, afterwards, but he said it was
22 a very good source and then he said it was a Cornwall
23 police officer, and then later we looked into it, got the
24 name Perry Dunlop, you know, rumour and all the rest of ---

25 **MS. DALEY:** Was there ever any ---

1 **THE COMMISSIONER:** Whoa, let's get back to
2 that question. Did you get the name, how did the name?

3 **MS. DALEY:** Right.

4 **THE COMMISSIONER:** Through rumour or did
5 someone tell you?

6 **MR. SEGUIN:** Well, I believe -- first of
7 all, I think I -- when I went to see Claude Shaver, I think
8 I asked him about that point.

9 He -- I think he wouldn't say outward, but I
10 think he got around it by saying something else which I
11 can't remember at the moment that sort of leant me to
12 believe that ---

13 **THE COMMISSIONER:** Okay.

14 **MR. SEGUIN:** --- that's who it was.

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

16 **MS. DALEY:** So the source of your belief was
17 Mr. Shaver?

18 **MR. SEGUIN:** I believe so, right.

19 **THE COMMISSIONER:** Through not a direct
20 comment by ---

21 **MR. SEGUIN:** No, but not a -- no, but it
22 sort of implied that, you know.

23 **MS. DALEY:** All right.

24 **THE COMMISSIONER:** Okay. So was that your
25 only source of belief, that it was Dunlop that had given

1 you that? That Dunlop was the one who had given it to you?

2 **MR. SEGUIN:** Well, it was the media stories
3 and the statement and then ---

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

5 **MR. SEGUIN:** --- later on it became clear
6 that he was the one with the statement and -- and it was
7 given and Charlie Greenwell sort of went along with the
8 fact that it was a Cornwall police officer.

9 **THE COMMISSIONER:** Right. But in a court of
10 law, I think that would be circumstantial evidence.

11 **MR. SEGUIN:** Well, that's fine. That's
12 okay. That's ---

13 **THE COMMISSIONER:** Okay. All I'm saying is
14 that in the end you could be wrong. It could be that it
15 wasn't Dunlop that ---

16 **MR. SEGUIN:** Well, I suppose that's
17 philosophically where I'm going to say yes, you know,
18 assembled what was down, that's a -- yeah.

19 **THE COMMISSIONER:** I'm sorry?

20 **MR. SEGUIN:** You know, that a lot of other
21 things could happen, but ---

22 **THE COMMISSIONER:** Right.

23 **MR. SEGUIN:** --- there is -- circumstantial
24 evidence is used a lot of times and I think there was
25 enough of it to lend credence to this fact or -- or this

1 conclusion.

2 **MS. DALEY:** All right. Did you consider
3 yourself a personal friend of Father Charles MacDonald as
4 well as your brother having ---

5 **MR. SEGUIN:** Yes, I considered him a friend,
6 yeah.

7 **MS. DALEY:** All right. Now, a final
8 question for you, sir.

9 This wasn't part of your evidence in
10 response to questions, but you were asked to comment about
11 your family's experience and your thoughts on what's
12 happened here, and I made a note that you said that what
13 happened here, amongst other things, was a very large scam?

14 **MR. SEGUIN:** Yes.

15 **MS. DALEY:** What did you mean by that?

16 **MR. SEGUIN:** Well, first of all, from the
17 preliminary hearings and from Father -- when we went up to
18 Father MacDonald's preliminary hearings and so on, and in
19 my view it -- it seemed like the three complainants at that
20 time were pretty well discredited and I didn't think there
21 was anything to that and then what happened, there -- there
22 started to be, after that, all these complainants that come
23 up and their names were hidden and all the rest of it, and
24 it could be shown that the -- they was actually written
25 somewhere but they were actually being brought in by either

1 Carson Chisholm or some of the other earlier complainants.

2 So there just seemed to be, you know, more
3 and more than coming in without -- and for us, there was no
4 basis. We couldn't check or, you know, find out whether
5 these were factual or not. They would ---

6 **MS. DALEY:** These are people who, after the
7 fact, complained that ---

8 **MR. SEGUIN:** Yes.

9 **MS. DALEY:** --- your brother had sexually
10 abused them?

11 **MR. SEGUIN:** That's right, yeah.

12 **MS. DALEY:** And why is that a scam?

13 **MR. SEGUIN:** Oh, well, it's just the fact
14 that I looked at it as, from talking to Gerry Renshaw and
15 Ron Leroux, of how they were brought in on this and I
16 believed them when they said that, their description of it,
17 that's ---

18 **MS. DALEY:** You're referring to what they
19 told you to the effect that their stories had been ---

20 **MR. SEGUIN:** Yes.

21 **MS. DALEY:** --- fabricated by ---

22 **MR. SEGUIN:** Right, right.

23 **MS. DALEY:** --- Dunlop and others?

24 **MR. SEGUIN:** Right. And then adding to that
25 the discredited testimony of the first three.

1 Then I just assumed, then, that anyone that
2 I couldn't verify after that, and some of the things that
3 they -- even Ron Leroux and Gerry Renshaw would say about,
4 particularly Gerry Renshaw about his brother, and how he
5 was brought into this by Perry Dunlop. So, you know, one
6 step at a time, I -- I just assumed, well, okay, this looks
7 like it's just a prefabricated or whatever process and
8 essentially a scam then, I don't know.

9 **MS. DALEY:** So if I could reflect that back,
10 you tell me if I have it right.

11 You came to the conclusion -- sorry, let me
12 start in a different place -- because Gerald Renshaw and
13 Leroux had suggested to you that their stories had been
14 massaged or ---

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

16 **MS. DALEY:** --- manipulated by Mr. Dunlop
17 and because certain testimony against Father MacDonald was
18 found unbelievable ---

19 **THE COMMISSIONER:** Whoa, just a minute. Was
20 found incredible by him ---

21 **MS. DALEY:** By him.

22 **THE COMMISSIONER:** --- because they were
23 committed to trial ---

24 **MS. DALEY:** Understood.

25 **THE COMMISSIONER:** --- because -- and

1 knowing that their credibility is not in issue at the
2 preliminary inquiry, but okay.

3 **MS. DALEY:** So taking those two elements,
4 sir, the fact that you found their testimony difficult to
5 accept and that two people had told you that Dunlop and
6 others had manipulated their statements, I take it you
7 assumed from that that the people who came forward later
8 who made allegations about your brother were not sincere
9 and that they were probably out for money ---

10 **MR. SEGUIN:** Yeah ---

11 **MS. DALEY:** --- as well?

12 **MR. SEGUIN:** --- that's right, yeah.

13 **MS. DALEY:** All right.

14 Thank you very much. Those are my
15 questions.

16 **THE COMMISSIONER:** Okay, thank you.

17 Mr. Horn.

18 --- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR.
19 HORN:

20 **MR. HORN:** My name is Frank Horn and I
21 represent the Coalition for Action and I'm sure that you
22 know ---

23 **MR. SEGUIN:** Yeah.

24 **MR. HORN:** --- that they're -- who they are.
25 They're the -- Carson Chisholm and his group?

1 **MR. SEGUIN:** Yes, m'hm.

2 **MR. HORN:** Now, when you used the word
3 "scam", is that only in relationship to your brother or is
4 that for the whole process against -- allegations against
5 everybody else?

6 **MR. SEGUIN:** I only -- well, I -- I would
7 certainly include with Father MacDonald and my brother,
8 Ken.

9 I don't know too much about the other -- any
10 of the other people that were involved.

11 **MR. HORN:** Okay. So the word "scam" then
12 only applies to two people? This whole scam was centred
13 around creating a public inquiry and agitating for a public
14 inquiry and that was all part of the scam?

15 **MR. SEGUIN:** That would be, yes.

16 **MR. HORN:** To get to ---

17 **MR. SEGUIN:** Well, that's ---

18 **MR. HORN:** To come against your brother and
19 Father Charlie?

20 **MR. SEGUIN:** That's correct, yeah.

21 **MR. HORN:** And all the other people are not
22 part of that?

23 **MR. SEGUIN:** No, I wouldn't say so. I think
24 they would have tried to connect it maybe in some way or
25 another, but I think the bulk of the whole process was

1 people complaining against my brother and Father MacDonald.

2 MR. HORN: Okay. And the ---

3 MR. SEGUIN: I'm not saying that -- there
4 certainly are people that had nothing to do with Father
5 MacDonald and my brother that had complaints that were very
6 likely viable, or whatever you want to call it, and I think
7 there were already some of them that already had gone to
8 court and proved, that type of thing. I'm not including
9 them as well. I'm just saying, in this part that deals
10 with Perry Dunlop and his lawsuit and bringing in --
11 centering the whole thing on my brother and Father Charles,
12 I think that was really the scam.

13 MR. HORN: So are you then saying that the
14 Coalition for Action, when they were agitating for the
15 inquiry and got 13,000 names or somewhere around 13,000
16 names, that was part of the scam?

17 MR. SEGUIN: I think they were asking for an
18 inquiry. Could you spell out the actual wording of that?

19 MR. HORN: What?

20 MR. SEGUIN: Of the question for the ---

21 MR. HORN: Okay. There was -- okay, were
22 you involved in any way in requesting for an inquiry?

23 MR. SEGUIN: No. No, I was not.

24 MR. HORN: You didn't participate in any of
25 the meetings or the rallies or anything else that happened

1 in ---

2 **MR. SEGUIN:** Well, I did when they first --
3 I was there, went to the meetings for -- when Bryant came
4 down and said there was going to be one. I went in to see,
5 and when they asked for people to be part of it or give
6 their side of it, I had gone to I believe Brownell's office
7 and asked when it would be and when I could -- if I could
8 be part of it, and they gave me sort of the run around.
9 They just said, "Well, that's not..." ---

10 **MR. HORN:** Who did?

11 **MR. SEGUIN:** Brownell's secretary in
12 Brownell's office said that no, they don't give out that
13 information, you'll have to go to the office of the
14 Attorney General. So I called up there and the fellow
15 said, "Well, no, they're supposed to keep that
16 information". I call them back and they say, "Well, no, we
17 can't". So I call him back and then he just said,
18 "Listen", he said "I'm sorry for stonewalling you" is his
19 words were, and he actually didn't tell me so I had to find
20 it out.

21 I finally did find it on the internet and I
22 showed up at the -- when they were -- had all these
23 different people giving their little submissions.

24 **THE COMMISSIONER:** Apply for standing here,
25 you mean?

1 **MR. SEGUIN:** No, no, no. This is when they
2 first started in 2004 or '05 when Mr. Bryant and ---

3 **THE COMMISSIONER:** Okay.

4 **MR. SEGUIN:** --- those people were coming
5 into town.

6 And I told the person at the door and they
7 said "Okay. We'll let you sit in", but I was never allowed
8 to be part of, you know, making any submission to the ---

9 **MR. HORN:** So did you agree with the efforts
10 by Carson Chisholm and Garry Guzzo and Perry Dunlop and
11 Helen to have an inquiry? Were you in agreement with what
12 they were trying to do?

13 **MR. SEGUIN:** Well, I was -- certainly at
14 that time I was in agreement at having an inquiry, but
15 certainly from a totally different perspective than they
16 had on it.

17 **MR. HORN:** Well, they wanted to have a
18 public inquiry in which it would be independent and that it
19 would be to get to the bottom of it and that they would
20 find out who the perpetrators are and they would be brought
21 forth. Did you agree with that?

22 **MR. SEGUIN:** Yes.

23 **MR. HORN:** Pardon?

24 **MR. SEGUIN:** If you're saying to find out
25 the truth, yes.

1 **MR. HORN:** You wanted -- so you were in
2 agreement with what they were doing?

3 **MR. SEGUIN:** Not with what they were doing,
4 with the idea of an inquiry to find the truth.

5 **MR. HORN:** Okay. So you just didn't like
6 the way they were doing it?

7 **MR. SEGUIN:** No.

8 **MR. HORN:** Okay. So when there was
9 agitation for a public inquiry and there was -- Mike Harris
10 was in government at the time ---

11 **MR. SEGUIN:** Yes.

12 **MR. HORN:** --- and he was the Premier, there
13 was lot of agitation for an inquiry, and Guzzo and Carson
14 Chisholm and the rest of them were putting pressure on to
15 have the inquiry.

16 So your letter that went in at that same
17 time was in opposition to what Carson Chisholm and Guzzo
18 were doing?

19 **MR. SEGUIN:** Not what they were doing, with
20 what they were saying.

21 **THE COMMISSIONER:** No, I think -- are you
22 trying to say that you were in favour of an inquiry, but
23 your view was that the inquiry would show that your brother
24 was not involved, whereas they would say that there was a
25 conspiracy and that your brother was involved?

1 And so really the inquiry you wanted and
2 they wanted to determine that, but you were coming at it
3 from different opinions?

4 **MR. SEGUIN:** Well, I ---

5 **THE COMMISSIONER:** Is that fair?

6 **MR. SEGUIN:** --- should have -- you see, two
7 different perspectives. Certainly they had a certain way
8 of what they wanted to, you know, as they always say, which
9 is a misnomer, but a lot of people say well, everyone has
10 their own truth, but that's, you know, nonsense, but in
11 this case two different perspectives, and they were coming
12 at it from a different -- their process was putting out a
13 lot of media misinformation and that type of thing and so I
14 didn't agree with that part of it.

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

16 **MR. SEGUIN:** And I -- see, the inquiry when
17 it really -- they decided to have an inquiry, I said "Well,
18 okay, that's a good idea" but I never -- at the beginning I
19 never -- what do you call it? -- asked for one but once it
20 was there, sure, let's go and find -- and the mandate is to
21 find the truth, well, fine.

22 **MR. HORN:** Okay. What if the truth found
23 out that your brother was part of the perpetrators?

24 **MR. SEGUIN:** Well, fine, if that's -- I'm
25 talking about the truth. If that's what came out well,

1 fine.

2 MR. HORN: So if that had come out and it
3 had been proven to you then you would have been shown that
4 you were wrong?

5 MR. SEGUIN: Sure.

6 THE COMMISSIONER: Okay. Okay, gang.

7 MR. HORN: Yes.

8 THE COMMISSIONER: First of all, we all know
9 that an inquiry, by its very function, is not here to
10 determine guilt or innocence. People of the public might
11 not like that but that's the function of it. We can't do
12 that. So we're talking hypothetically here and ---

13 MR. HORN: Okay.

14 THE COMMISSIONER: --- that's not the
15 mandate of this Inquiry. Okay?

16 MR. HORN: Okay. I understand. Okay.

17 THE COMMISSIONER: All right.

18 MR. HORN: Now, when Project Truth came out
19 with the 115 charges, did that change your mind a little
20 bit that there may be something going on here that isn't
21 right.

22 MR. SEGUIN: That's for sure.

23 MR. HORN: And is it possible that you might
24 have had second thoughts about the fact that your brother
25 may be involved?

1 **MR. SEGUIN:** Totally opposite.

2 **MR. HORN:** Pardon?

3 **MR. SEGUIN:** Completely the opposite to
4 that. When someone comes up -- now, how many of those 115
5 charges are you saying that would apply to my brother?

6 **MR. HORN:** Well, I'm not talking about that.
7 I'm talking ---

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

9 **MR. HORN:** That's not what I'm talking
10 about.

11 **THE COMMISSIONER:** No, let's get back on
12 track.

13 First of all, when Project Truth would have
14 come out your brother would have been deceased?

15 **MR. SEGUIN:** Yes.

16 **THE COMMISSIONER:** So there couldn't have
17 been any charges.

18 **MR. SEGUIN:** Oh, that's right.

19 **THE COMMISSIONER:** Because he's dead.

20 **MR. SEGUIN:** All right.

21 **THE COMMISSIONER:** And whether or not the
22 late Mr. Seguin and his opinion as to his guilt or
23 innocence is clearly irrelevant to this discussion, unless
24 you can satisfy me otherwise, Mr. Horn.

25 **MR. HORN:** Yeah, but he continued -- he

1 still continued to maintain his activity even after his
2 brother's death ---

3 **THE COMMISSIONER:** Yes.

4 **MR. HORN:** --- and to opposing the thing.
5 So he was still involved even afterwards, and when the
6 charges were laid, he was still very active at the time.

7 **THE COMMISSIONER:** Yes.

8 **MR. HORN:** So he was very active even
9 afterwards, and so I'm suggesting that his activity was
10 continuing even after your brother died and that you -- so
11 at the time when the -- when Project Truth was -- finally
12 came up with its charges, how did you feel about the fact
13 that whatever it is that they were searching for -- and
14 that was to find out the truth about pedophiles in the City
15 of Cornwall -- how did you feel about that, not feel, but I
16 mean what was your opinion then?

17 **MR. SEGUIN:** Again, I go back to the
18 question, what has that got to do with my brother? But on
19 a larger scale, so that maybe -- and as I mentioned that,
20 there obviously may well have been other people, other
21 possible perpetrators or complainants that were telling the
22 truth, that type of thing. I'm not -- you know, I'm not
23 prescient or whatever, but I'm only talking about -- when I
24 mention that -- about my brother and Father Charles
25 MacDonald.

1 **MR. HORN:** Now, in your letter to -- this is
2 the letter to the Premier Harris, in the paragraph on page
3 5 ---

4 **THE COMMISSIONER:** Exhibit Number ---

5 **MR. HORN:** We've gone over it a few times,
6 but ---

7 **THE COMMISSIONER:** Exhibit Number 1042.

8 **MR. HORN:** And this is an -- this is where
9 you were really getting into the core of your feelings
10 about what had happened to your brother. It contributed to
11 his death.

12 Now, you said "fellow police officers" or
13 "fellow officers". Did you get any names?

14 **MR. SEGUIN:** What ---

15 **MR. HORN:** Second paragraph on page 5. Were
16 there any names of police officers that you -- that were --
17 that you knew about?

18 **MR. SEGUIN:** Well, it was just from the --
19 really the newspapers and what they -- some of the -- there
20 was a couple of -- I think there might have been an
21 O'Brien, a Parisien. I'm not -- it's hard for me to
22 remember.

23 **THE COMMISSIONER:** It's okay.

24 But first of all, Mr. Horn, we've already
25 gone over that and he has indicated, I believe, that it was

1 just a conclusion or an assumption he made ---

2 MR. SEGUIN: Yes.

3 THE COMMISSIONER: --- about that. So ---

4 MR. HORN: I understand, but I was just
5 wondering if there was any direct questioning to your
6 brother that you knew about? Were they investigating your
7 brother ---

8 THE COMMISSIONER: No.

9 MR. HORN: --- these police officers?

10 MR. SEGUIN: No, no, they weren't.

11 THE COMMISSIONER: He said that he assumed
12 that Dunlop and a few other officers made his brother's
13 workplace a living hell, but he doesn't know that. He's
14 already admitted to that.

15 MR. HORN: So he doesn't know anything about
16 that. He's just speculating?

17 MR. SEGUIN: Yeah. That -- yeah.

18 MR. HORN: Okay. All right.

19 Now, your brother, did he go to Fort
20 Lauderdale on a regular basis with his ---

21 MR. SEGUIN: I wouldn't say a regular basis,
22 but he's been there, yes.

23 MR. HORN: Okay. And do you know if he went
24 there with other people that you knew of -- you knew?

25 MR. SEGUIN: Well, I think with Malcolm

1 MacDonald.

2 MR. HORN: He would go with Malcolm? Okay.

3 Was there any of the -- would he go with
4 Father Charlie, that you know of?

5 MR. SEGUIN: No, no, I don't know.

6 MR. HORN: But you knew he did go down there
7 with Malcolm MacDonald?

8 MR. SEGUIN: Yeah, I remember him not being
9 too happy about it one time. The -- Malcolm, if I may say
10 this, at one time he had a drinking problem, and ---

11 THE COMMISSIONER: Do we really need to hear
12 this?

13 MR. SEGUIN: No, no, but the thing is he
14 wanted to go down there and -- Malcolm wanted to go down
15 and Ken said, well, he would go down with him and watch him
16 because ---

17 THE COMMISSIONER: Okay. So ---

18 MR. SEGUIN: That's all.

19 THE COMMISSIONER: Okay. But just to keep
20 things rolling here, he wants to know did he go down with
21 Malcolm, yes, he did.

22 MR. SEGUIN: Yeah.

23 THE COMMISSIONER: All right.

24 MR. SEGUIN: And I think Ron Leroux said he
25 was down there.

1 **MR. HORN:** Ron Leroux also was down there
2 with him?

3 **MR. SEGUIN:** Yes, yes, m'hm.

4 **MR. HORN:** And this was on a regular basis
5 or just once or twice, or what?

6 **MR. SEGUIN:** I only remember once or --
7 well, I think at least twice.

8 **MR. HORN:** What about your brother's
9 relationship with Stuart McDonald?

10 **MR. SEGUIN:** I would assume he knew him from
11 the police department, but I don't believe that there was
12 any social interaction at all.

13 **MR. HORN:** You never seen him at his home?

14 **MR. SEGUIN:** No, no.

15 **MR. HORN:** How about Mr. Hickerson, who was
16 at Canada Manpower?

17 **MR. SEGUIN:** No.

18 **MR. HORN:** Did you know him?

19 **MR. SEGUIN:** When I was a young -- much
20 younger, and I remember ---

21 **THE COMMISSIONER:** Did you know him?

22 **MR. SEGUIN:** Didn't know him personally. I
23 just -- as a professional, I went in there, I think it was,
24 for a job, whatever, and he was one of the people. He had
25 one arm or whatever.

1 **THE COMMISSIONER:** Okay.

2 **MR. SEGUIN:** I remember that.

3 **THE COMMISSIONER:** Okay.

4 **MR. HORN:** Now, when you went in to the
5 probation office after your brother's death, did you meet
6 with Mr. Sirrs?

7 **MR. SEGUIN:** No.

8 **MR. HORN:** You never met with any of the --
9 -

10 **MR. SEGUIN:** No, I met with those -- after
11 my brother's death I met with -- it was Emile Robert at the
12 time and Mr. Gendron and Jos van Diepen. Sirrs, I think,
13 was sometime before that as the manager or whatever. I
14 don't know that I ever ---

15 **MR. HORN:** Did you know him at all?

16 **MR. SEGUIN:** I might have met him when he
17 was there, but I don't remember.

18 **MR. HORN:** So you would say that -- whatever
19 you knew about your brother's relationship with the people
20 who were under his charge, the young people that were under
21 his charge, you only got it either ---

22 **MR. SEGUIN:** When you say "young people",
23 could you ---

24 **MR. HORN:** I'm talking about under his -- he
25 was -- probationers.

1 **THE COMMISSIONER:** Probationers.

2 **MR. HORN:** When he was working as a
3 probation officer with young people. The only way you knew
4 anything about that relationship was what he told you or
5 did you go to the office and ever watch him or did you go
6 with him to the ---

7 **MR. SEGUIN:** I had gone in at times, yes,
8 just to visit.

9 **MR. HORN:** Did you see him in relationships
10 relating to the young people?

11 **MR. SEGUIN:** No, no. And when you say
12 "young people", would you clarify that? There were times
13 when -- and I think the last quite a few years, he was just
14 with adults. What do you mean by ---

15 **MR. HORN:** Okay. So he was -- but you do
16 remember him being with young people as a probation
17 officer?

18 **MR. SEGUIN:** I think at the beginning he did
19 juvenile.

20 **MR. HORN:** And did you observe him or talk
21 to him about his relationship with these people at any
22 time?

23 **MR. SEGUIN:** No, no, I didn't.

24 **MR. HORN:** So you really don't know too much
25 about his relationships ---

1 **MR. SEGUIN:** Well, he wouldn't discuss work
2 in that manner because that would be improper.

3 **MR. HORN:** So this Inquiry can only go by
4 what you've seen like when you went to his house and to his
5 home, and whether you saw young people there or not.

6 **MR. SEGUIN:** Yeah.

7 **MR. HORN:** And how often would you be down
8 there?

9 **MR. SEGUIN:** Well, I would say once -- I
10 probably saw him twice a week and either at my place or his
11 place.

12 **MR. HORN:** And when you were there, you're
13 saying you never saw any teenagers or young ---

14 **MR. SEGUIN:** No.

15 **MR. HORN:** --- adults there, other than Mr.
16 Renshaw who was living there?

17 **MR. SEGUIN:** That's correct.

18 **MR. HORN:** And how did you feel about Mr.
19 Renshaw living there and being somebody who was -- he had
20 been a probation officer for at one time?

21 **MR. SEGUIN:** Well, I probably personally
22 wouldn't have done that, but since it was -- he had gotten
23 permission to do it and all the rest of it, then ---

24 **THE COMMISSIONER:** Did you know that at the
25 time?

1 **MR. SEGUIN:** I believe so. I think they
2 probably told -- like Gerry and Ken maybe -- probably told
3 me. I don't remember that, but I did find out later that
4 he had permission and all that.

5 **MR. HORN:** He had permission for that?

6 **MR. SEGUIN:** Yes.

7 **MR. HORN:** At the time, you didn't know
8 that?

9 **MR. SEGUIN:** No, no.

10 **MR. HORN:** So because you didn't know and
11 you saw that it didn't look right, did you talk to your
12 brother about it?

13 **THE COMMISSIONER:** No, he didn't say
14 anything like that.

15 **MR. HORN:** Okay. I'm just saying, did it
16 look right to you?

17 **MR. SEGUIN:** Ken was the person that helped
18 out a lot of people, and that's all I assumed it was.

19 **MR. HORN:** So you didn't think there was
20 anything ---

21 **MR. SEGUIN:** No.

22 **MR. HORN:** --- unusual about that?

23 **MR. SEGUIN:** No, I didn't.

24 **MR. HORN:** That there would be a young
25 person living there with ---

1 MR. SEGUIN: No I didn't.

2 MR. HORN: Pardon.

3 MR. SEGUIN: I did not.

4 MR. HORN: So you were -- you didn't have
5 any feelings that it would be improper for somebody older
6 with a younger person to be living together like that?

7 MR. SEGUIN: Well, that's your perspective
8 on it ---

9 THE COMMISSIONER: No, no he's asking you
10 whether or not you felt ---

11 MR. SEGUIN: No. No.

12 THE COMMISSIONER: --- if there was anything
13 wrong?

14 MR. SEGUIN: No, no.

15 THE COMMISSIONER: Thank you.

16 MR. HORN: So you think that was fine.

17 MR. SEGUIN: Yes.

18 MR. HORN: So you were never suspicious of
19 your brother when he was around young people?

20 MR. SEGUIN: He was in his twenties, I saw
21 no problem with that.

22 MR. HORN: But he had been his probation
23 officer a few years before?

24 MR. SEGUIN: Right.

25 MR. HORN: When he was younger. And then he

1 came and moved in with him. So what you're dealing with is
2 quite a gap in the ages.

3 **MR. SEGUIN:** Well, he rented out -- Ken had
4 a room to rent and he asked and Ken would help him out by
5 allowing him to use that room.

6 **MR. HORN:** So, now the situation that
7 occurred where four young persons came to the house and
8 there was drinking and then afterwards there was a crime
9 committed. Did you talk to your brother at all about that
10 -- shouldn't be doing that again.

11 **MR. SEGUIN:** That, I didn't know that until
12 I think I was talking to Emile Robert.

13 **MR. HORN:** So you didn't know about it at
14 the time.

15 **MR. SEGUIN:** No. No.

16 **MR. HORN:** How long afterwards did you
17 finally find out about it?

18 **MR. SEGUIN:** Well about ---

19 **THE COMMISSIONER:** When he died?

20 **MR. HORN:** After that incident that took
21 place ---

22 **THE COMMISSIONER:** After his death. After
23 Mr. Seguin's death only.

24 **MR. HORN:** So you only found out about it
25 quite awhile afterwards?

1 **MR. SEGUIN:** Yes. Yes. That's right. Yeah.

2 **MR. HORN:** And you didn't know. This is
3 quite a serious charge. You mean at the time that you
4 didn't know about it.

5 **MR. SEGUIN:** That's right.

6 **MR. HORN:** And you met him twice a week?

7 **MR. SEGUIN:** That's right.

8 **MR. HORN:** And he never discussed such a
9 serious thing with you?

10 **MR. SEGUIN:** Again, that's something that
11 would be -- part of an investigation, there's no way he'd
12 tell me something like that.

13 **THE COMMISSIONER:** The simple answer is no.

14 **MR. SEGUIN:** No. Okay.

15 **THE COMMISSIONER:** Okay.

16 **MR. HORN:** Now, Malcolm MacDonald was the
17 lawyer for the -- Ken's estate.

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

19 **MR. HORN:** And from what I understand the
20 estate is finally -- it's all settled. There's no more.

21 **MR. SEGUIN:** That's right.

22 **MR. HORN:** Were there any law suits against
23 -- judgments against the estate?

24 **MR. SEGUIN:** No.

25 **MR. HORN:** Not at all?

1 **MR. SEGUIN:** You're talking about against --

2 -

3 **MR. HORN:** Were there any judgments against
4 the estate?

5 **MR. SEGUIN:** Not against the -- you're
6 talking about --

7 **MR. HORN:** Ken's estate.

8 **MR. SEGUIN:** --- before it was finalized?

9 **MR. HORN:** Yes, the estate.

10 **MR. SEGUIN:** No.

11 **MR. HORN:** Okay. And were there any law
12 suits by any of the people who -- accused him of abusing --

13 -

14 **MR. SEGUIN:** Yes, later on, there were
15 against -- yeah.

16 **MR. HORN:** But by then the estate didn't
17 exist any more?

18 **MR. SEGUIN:** That's right.

19 **MR. HORN:** So when -- how long afterwards?
20 You said the estate was finalized in 1994.

21 **MR. SEGUIN:** Right.

22 **MR. HORN:** And yet there were still law
23 suits against the estate afterwards?

24 **THE COMMISSIONER:** There were not still.
25 The law suits were started from, what I can understand from

1 this witness, after the estate was settled. Okay.

2 **MR. HORN:** Okay. And so a judgment couldn't
3 go against the estate then?

4 **MR. SEGUIN:** Well, that's right. Yeah.

5 **MR. HORN:** Okay.

6 That's all the questions.

7 **THE COMMISSIONER:** Thank you.

8 Mr. Lee?

9 **MR. LEE:** Good afternoon, Mr. Commissioner.

10 --- **CROSS-EXAMINATION BY/CONTRA-INTERROGATOIRE PAR MR. LEE**

11 **MR. LEE:** Mr. Seguin, my name is Dallas Lee,
12 I'm on for the victims group.

13 I'd like to start with trying to clarify a
14 few of the issues that you touched on in-chief. You spoke
15 a little bit yesterday about some of the issues you believe
16 your brother was having before his death with depression
17 and anxieties, I believe you called it.

18 **MR. SEGUIN:** Yes.

19 **MR. LEE:** Do you recall that?

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

21 **MR. LEE:** And I think you mentioned very
22 briefly yesterday in-chief that he was seeking some
23 assistance for those issues in Cornwall before his death.

24 **MR. SEGUIN:** Yes, I believe so.

25 **MR. LEE:** Can you give us any more

1 information about that? Do you know -- I mean, are you
2 suggesting he was getting counseling or psychiatric help?

3 **MR. SEGUIN:** I think there was a
4 psychologist, I believe, he was seeing in Cornwall.

5 **MR. LEE:** Do you know when that may have
6 started, or ---

7 **MR. SEGUIN:** I'm not sure. It could have
8 been in the '80s. I'm really not sure about that, what
9 timing it was.

10 **MR. LEE:** Do you believe he was still
11 getting help at the time of his death?

12 **MR. SEGUIN:** I don't think so. I don't
13 believe so. He didn't tell me that at that time.

14 **MR. LEE:** At the -- when you spoke with the
15 OPP, one of the statements we looked at earlier today, you
16 were asked at one point by them, who your brother's doctors
17 were and you mentioned a Stidwell and a McPhee. Were those
18 family doctors?

19 **MR. SEGUIN:** I think those are family
20 doctors.

21 **MR. LEE:** This isn't the psychologist or the
22 counsellor that you're talking about?

23 **MR. SEGUIN:** No. No.

24 **MR. LEE:** You don't know who that
25 psychologist or counsellor may have been?

1 **MR. SEGUIN:** I think it was Kahn, a Dr.
2 Kahn, I believe.

3 **MR. LEE:** Kahn.

4 **MR. SEGUIN:** Kahn, K-A-H-N or --

5 **MR. LEE:** Did you follow up on that at all
6 after your brother's death?

7 **MR. SEGUIN:** No, I didn't.

8 **MR. LEE:** Never spoke with Dr. Kahn about
9 it?

10 **MR. SEGUIN:** No.

11 **MR. LEE:** Never requested files or meetings
12 ---

13 **MR. SEGUIN:** No. No.

14 **MR. LEE:** -- or anything like that?

15 **MR. SEGUIN:** No, never really, no.

16 **MR. LEE:** This was touched on a moment ago
17 by Mr. Horn, but dealing with Richard Hickerson. You
18 mentioned yesterday that your brother would try to help his
19 probationers, for example, by helping them to find work.
20 Is that right?

21 **MR. SEGUIN:** M'hm.

22 **MR. LEE:** I think that you told us -- the
23 phrasing you used was he would send them to get a job. Is
24 that right?

25 **MR. SEGUIN:** Yeah, I think.

1 **MR. LEE:** Did he ever discuss with you how
2 he would help these people get jobs or where he might send
3 them?

4 **MR. SEGUIN:** Well, I -- he did mention to me
5 that he would canvas -- he would -- different businesses
6 and ask them if they had any openings for people and, you
7 know, to take the normal route to go to Manpower I think it
8 was at that time and, you know, see if they could get a job
9 that way.

10 **MR. LEE:** You recall him discussing Manpower
11 with you as one of the agencies he would use?

12 **MR. SEGUIN:** Yeah.

13 **MR. LEE:** Did he ever discuss Richard
14 Hickerson with you at all?

15 **MR. SEGUIN:** No. I knew of Hickerson
16 because I went through him myself.

17 **MR. LEE:** As a young man ---

18 **MR. SEGUIN:** Yes, yes, a younger person I
19 think might have been a summer job or whatever, I'm not
20 sure.

21 **MR. LEE:** You don't recall your brother ever
22 mentioning him specifically?

23 **MR. SEGUIN:** No. He never mentioned ---

24 **MR. LEE:** Never saw him out at the house?

25 **MR. SEGUIN:** No. No.

1 **MR. LEE:** Never at a party, anything like
2 that?

3 **MR. SEGUIN:** I would have recognized the one
4 arm.

5 **MR. LEE:** I don't want to spend a lot of
6 time on the discussion you had with Ron Wilson at your
7 brother's funeral. Was it at the funeral or was it at the
8 wake, do you recall?

9 **MR. SEGUIN:** The wake. The wake.

10 **MR. LEE:** The wake.

11 **MR. SEGUIN:** Right.

12 **MR. LEE:** A couple of days before the
13 funeral, the night before or something like that?

14 **MR. SEGUIN:** Yeah. Yeah. It would have.

15 **MR. LEE:** And you mentioned yesterday that
16 -- in-chief with Mr. Ruel that Ron Wilson was quite angry
17 about and it had put your brother in an awkward position.
18 Do you recall that?

19 **MR. SEGUIN:** Yes.

20 **MR. LEE:** And Mr. Ruel pointed out to you
21 that that statement wouldn't have been public until some
22 time later.

23 **MR. SEGUIN:** Yeah.

24 **MR. LEE:** And you had a little bit of
25 trouble trying to get straight in your mind, as I saw it,

1 whether that was true or whether it was not true.

2 **MR. SEGUIN:** Yeah.

3 **MR. LEE:** Is there anything else that you
4 can tell us about that conversation?

5 **MR. SEGUIN:** Other than that, no. Because
6 it -- you know it was a wake and the arrangements and all
7 that -- I think that's, you know, all that I remember about
8 that part of it, that we -- there was probably other
9 things, talking about Ken and that type of thing and the
10 fact that he had to pick up the body and, you know, that
11 was tough and --

12 **MR. LEE:** So what you told us was that the
13 settlement came up and that Wilson was quite angry with
14 Malcolm MacDonald and Bishop Larocque because he thought
15 that the settlement had put your brother in a bad situation
16 where he had no way of defending himself. Is that right?

17 **MR. SEGUIN:** Yes, that's right.

18 **MR. LEE:** And you told us that that you
19 understood that your brother wasn't part of that settlement
20 but that there was an element of being guilty by
21 association ---

22 **MR. SEGUIN:** Yes.

23 **MR. LEE:** --- because he was friends with
24 Father MacDonald. Is that right?

25 **MR. SEGUIN:** That's right.

1 **MR. LEE:** Was this the first time that you
2 had heard of any such allegation against your brother?

3 **MR. SEGUIN:** Well, yeah, it would -- it
4 certainly would have --

5 **MR. LEE:** Let me take you back for a minute.
6 You told us a story about going to the -- to your brother's
7 house while he was deceased and he was inside the house.

8 **MR. SEGUIN:** Yeah, right.

9 **MR. LEE:** And you told us about C-8 coming
10 out of the house ---

11 **MR. SEGUIN:** Right.

12 **MR. LEE:** --- and making some comment in
13 passing.

14 **MR. SEGUIN:** Right.

15 **MR. LEE:** At that point, you had absolutely
16 no idea that there had been allegations ---

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

18 **MR. LEE:** --- made against your brother?

19 **MR. SEGUIN:** No.

20 **MR. LEE:** You may have interpreted that
21 comment, say, differently had you known that there was an
22 allegation of abuse out there. Would you agree with me on
23 that?

24 **MR. SEGUIN:** If I had known ---

25 **MR. LEE:** Had you known. The comment made -

1 - meant absolutely nothing to you ---

2 MR. SEGUIN: No, it didn't mean anything ---

3 MR. LEE: --- because you didn't know there
4 was any -- any allegations ---

5 MR. SEGUIN: That's right.

6 MR. LEE: --- there'd been a crime. Is that
7 right?

8 MR. SEGUIN: Right.

9 MR. LEE: And then from -- so that's the
10 date of the death until the funeral. What I'm wondering is
11 when Wilson brings this up, is this the first time you hear
12 about any of this?

13 MR. SEGUIN: Yes, any -- even then I don't
14 think I understood what he was getting at at the time,
15 except he wasn't happy with what Malcolm and the church
16 were doing at the time. He just thought they weren't
17 helping the situation any.

18 MR. LEE: And we know from your evidence
19 today, as I understood it, that we know that Malcolm
20 MacDonald must have known because he had your brother
21 writing out statements prior to his death about contacts
22 with Silmser. Is that your understanding?

23 MR. SEGUIN: Say that again, the ---

24 MR. LEE: We've looked at, in your time
25 here, a few statements that your brother wrote out ---

1 **MR. SEGUIN:** Oh, yes.

2 **MR. LEE:** --- prior to his death about
3 detailed knowledge of his various contacts with David
4 Silmser.

5 **MR. SEGUIN:** M'hm.

6 **MR. LEE:** And my understanding today is that
7 -- is that you understood from that that Malcolm MacDonald
8 must have known about the statement from Silmser and that's
9 why he asked your brother ---

10 **MR. SEGUIN:** Yes, yes.

11 **MR. LEE:** Did you ever have that discussion
12 with Malcolm MacDonald?

13 **MR. SEGUIN:** Yes ---

14 **MR. LEE:** About his proposition to him, that
15 he knew about the statement before?

16 **MR. SEGUIN:** I didn't, but I just assumed
17 that he saw the statement ---

18 **MR. LEE:** M'hm.

19 **MR. SEGUIN:** Well, I -- from what I gather
20 the -- yeah, I don't remember whether I actually -- I
21 didn't see the statement at all so I ---

22 **THE COMMISSIONER:** What do you mean you
23 didn't -- you saw the statement eventually?

24 **MR. SEGUIN:** Yes, I did eventually.

25 **THE COMMISSIONER:** Out of ---

1 **MR. SEGUIN:** Well, Greenwell had sent me
2 part of it; this is Silmsers's statement.

3 **THE COMMISSIONER:** Ah, okay, yes.

4 **MR. SEGUIN:** We're -- if we're talking about
5 my brother's statement, well, yeah, he gave it to me then.

6 **THE COMMISSIONER:** All right.

7 **MR. LEE:** When did you first see your
8 brother's statement. Do you recall that?

9 **MR. SEGUIN:** I went in to see Malcolm, I
10 think it was just near Christmas of '93, I believe.

11 **MR. LEE:** So about a month after your
12 brother ---

13 **MR. SEGUIN:** Yeah, something like that.

14 **MR. LEE:** And when did you first see the
15 Silmsers statement?

16 **MR. SEGUIN:** I didn't see -- only part of it
17 when Greenwell had faxed.

18 **MR. LEE:** He faxed you the very last page?

19 **MR. SEGUIN:** Right.

20 **MR. LEE:** Because the very last page is the
21 section ---

22 **MR. SEGUIN:** Right.

23 **MR. LEE:** --- that contains the allegations
24 ---

25 **MR. SEGUIN:** That's correct.

1 **MR. LEE:** --- about your brother. Is that
2 right?

3 We can leave that for a moment. You've told
4 us during your examination in-chief that you were close to
5 your brother, that you spent time together. You told us
6 about going to see your mother once a week and helping her
7 with flowers ---

8 **MR. SEGUIN:** Right, right.

9 **MR. LEE:** --- and things like that. Do you
10 recall that?

11 **MR. SEGUIN:** That's right. M'hm.

12 **MR. LEE:** And you've also told us throughout
13 the course of your examination in-chief and a little bit in
14 cross that there were obviously things you didn't know
15 about your brother while he was alive as well. As an
16 example, you knew nothing of -- of the -- the phone calls
17 from David Silmser while he was alive?

18 **MR. SEGUIN:** Not while he was alive, no.

19 **MR. LEE:** Right, your brother didn't confide
20 in you ---

21 **MR. SEGUIN:** No.

22 **MR. LEE:** --- about that ---

23 **MR. SEGUIN:** No, not about that, no.

24 **MR. LEE:** He didn't ask you for any help in
25 relation to that?

1 **MR. SEGUIN:** Any help?

2 **MR. LEE:** Any help ---

3 **MR. SEGUIN:** No, no.

4 **MR. LEE:** --- in relation to dealing with
5 Silmser?

6 **MR. SEGUIN:** No, no.

7 **MR. LEE:** Did he ask you for money at any
8 point? Did he -- did he talk to you about financial
9 problems before he died?

10 **MR. SEGUIN:** No, to the opposite because I
11 was laid off at that time and he was the one giving me some
12 money.

13 **MR. LEE:** He certainly wouldn't have been
14 going to you asking for money?

15 **MR. SEGUIN:** No, no.

16 **MR. LEE:** We've heard evidence here that
17 your brother at one point or another told people that he
18 was gay. He never told you that ---

19 **MR. SEGUIN:** No.

20 **MR. LEE:** --- and certainly never ---

21 **MR. SEGUIN:** Never heard that, no.

22 **MR. LEE:** Never discussed anything about ---

23 **MR. SEGUIN:** No, no.

24 **MR. LEE:** Do you recall -- well, let me
25 rephrase that. Was your brother the type of person to keep

1 things to himself?

2 **MR. SEGUIN:** Well, I suppose like me, sure,
3 there was -- but I think I would have been more like that
4 than him. I think he was more open about things than I
5 would have been myself so I don't -- I don't think
6 unusually so, no.

7 **MR. LEE:** Do you recall telling the police
8 in '94 that your brother was the type of person who
9 wouldn't have wanted to -- wouldn't have wanted his family
10 to worry about him; wouldn't have wanted them to know about
11 his problems?

12 **MR. SEGUIN:** Well, that's -- the reason I
13 mentioned that was -- and I was taking it really from my
14 own experience, and that is if somebody at work was giving
15 you trouble and heartache or whatever, the chances are he
16 wouldn't mention it because it would be sort of
17 embarrassing, like if you couldn't take care of it yourself
18 type thing. It was more of a -- I think it's a -- somewhat
19 of a normal reaction, in my experience anyway, just not to
20 mention something like that.

21 **MR. LEE:** Can you look at Exhibit 1029,
22 please? This is your February 3rd '94 interview with the
23 OPP.

24 **MR. SEGUIN:** Which one is it, again?

25 **MR. LEE:** It's Exhibit 1029. I think it may

1 have been entered -- do you have that there?

2 **THE COMMISSIONER:** It should be in the
3 binder, Madam Clerk.

4 Why don't we take the afternoon break, Mr.
5 Lee? Will that be fine?

6 **MR. LEE:** The Clerk will find it for you on
7 the break, Mr. ---

8 **MR. SEGUIN:** Oh, yes.

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

11 This hearing will resume at 3:20.

12 --- Upon recessing at 3:04 p.m. /

13 L'audience est suspendu à 15h04.

14 --- Upon resuming at 3:23 p.m. /

15 L'audience est reprise à 15h23

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

18 This hearing is now resumed, please be
19 seated. Veuillez vous asseoir.

20 **THE COMMISSIONER:** The witness is AWOL, Mr.
21 Lee.

22 **MR. LEE:** He is.

23 **THE COMMISSIONER:** Probably fearful of your
24 scrutiny.

25 **MR. LEE:** Not yet, I hope.

1 **THE COMMISSIONER:** Just kidding everyone;
2 just kidding.

3 **MR. LEE:** It's best to put that on the
4 record.

5 **THE COMMISSIONER:** Absolutely.

6 **MR. LEE:** While he's coming in, Mr.
7 Commissioner, we're going to look at Exhibit 1029. Do you
8 have that?

9 **THE COMMISSIONER:** Ten-twenty-nine (1029),
10 yes, I have that.

11 **DOUGLAS SEGUIN:** Resumed/Sous le même serment

12 --- CROSS-EXAMINATION BY/CONTRE-INTERROGATOIRE PAR MR. LEE
13 (Cont'd/Suite):

14 **MR. LEE:** Mr. Seguin, before the break I was
15 asking you to turn up Exhibit 1029; that's the interview
16 report you did with the OPP in February of '94?

17 **MR. SEGUIN:** Yes.

18 **MR. LEE:** Do you have that?

19 **MR. SEGUIN:** Yes, I have ---

20 **MR. LEE:** Can you turn to the last page of
21 that, page 5, please?

22 **MR. SEGUIN:** Okay.

23 **MR. LEE:** And the -- if I can take you to
24 the bottom of the fifth last paragraph; it's an answer.

25 You say:

1 "I had the feeling he was going to tell
2 me something. He was listening, but he
3 wasn't normal. I was waiting for him
4 to tell me something. He never told me
5 about this. I only read it in his
6 report after he was dead."

7 And the question the police asked:

8 "Well, why didn't Ken say anything to
9 you? What would you think?"

10 And you respond:

11 "Ken wouldn't want us to know. He
12 wouldn't want to bother us; that's the
13 way he was. For him to decide what he
14 did doesn't mean these allegations are
15 true; he was very depressed lately."

16 Do you agree with that statement, that he
17 was the type of person who wouldn't want you to know about
18 some of these things?

19 **MR. SEGUIN:** Well, I -- I think I -- I
20 discussed that a little while before.

21 My reasoning behind why he wouldn't and
22 that's because, from my own experience, that -- and what
23 I'm really discussing here is about the fact that he said
24 he was having trouble at work, and that he -- it probably
25 would have been an embarrassing thing to admit that you

1 couldn't handle someone, you know, bothering you at work,
2 that type of thing.

3 **MR. LEE:** So ---

4 **MR. SEGUIN:** So that would have been my ---

5 **MR. LEE:** Allegations of sexual abuse made -
6 - being made against him may have been something he was
7 embarrassed about as well?

8 **MR. SEGUIN:** Well, I don't -- as far as the
9 statement which he would have known about, I suppose that
10 would have been also part of it, yes.

11 **MR. LEE:** In any event, he didn't discuss
12 that with you?

13 **MR. SEGUIN:** That's right, yeah.

14 **MR. LEE:** I will try as Ms. Daley did to let
15 you know when I'm changing focus so you can ---

16 **MR. SEGUIN:** Okay.

17 **MR. LEE:** --- try to keep track of me. You
18 can put that away; I'm done with that statement.

19 I just want to ask you briefly about -- you
20 told us in some detail yesterday about a very brief
21 encounter you and your brother had with Claude Shaver?

22 **MR. SEGUIN:** Yes.

23 **MR. LEE:** You told us that you were in a
24 boat and there was waving. Ss that story the only contact
25 you had with Shaver before your brother died?

1 **MR. SEGUIN:** That's right, yeah.

2 **MR. LEE:** And you told us -- sorry?

3 **MR. SEGUIN:** I remember when I was
4 mentioning that, I said the north side of the river, but
5 it's the south side of the river because there aren't any
6 shoals or whatever ---

7 **THE COMMISSIONER:** I don't think it really
8 matters.

9 **MR. SEGUIN:** No, okay.

10 **THE COMMISSIONER:** Okay.

11 **MR. SEGUIN:** But he was talking about it.

12 **MR. LEE:** I'll leave that.

13 Was there any further discussion, other than
14 what you told us yesterday, about who Shaver was or why he
15 was waving or anything along those lines? You told us
16 everything you recall yesterday?

17 **MR. SEGUIN:** Yeah, it's just ---

18 **MR. LEE:** So when was the first time that
19 you spoke with Claude Shaver after your brother's death?

20 **MR. SEGUIN:** I think I -- like I said, I
21 think it was mentioned before, I couldn't remember if I
22 called him the night Greenwell had told me to or I don't
23 think I did; I think I waited but I can't remember into
24 even a couple of weeks, I think, and phoned him about this.
25 But it's a little fuzzy about when I actually did phone him

1 and then go over and talk to him.

2 MR. LEE: You know that you initiated the
3 contact?

4 MR. SEGUIN: Yes, m'hm.

5 THE COMMISSIONER: And you went where, to
6 his office or his home?

7 MR. SEGUIN: Home.

8 MR. LEE: Do you recall how you ended up
9 dealing with the Chief of Police on this?

10 MR. SEGUIN: How I did? It was ---

11 MR. LEE: Specifically, you know, you're not
12 dealing with a constable here, you're dealing with the top
13 cop.

14 MR. SEGUIN: Well, he was retired at the
15 time.

16 MR. LEE: Okay.

17 MR. SEGUIN: And Greenwell mentioned this
18 and it seemed like an important point and so I followed up
19 on it.

20 MR. LEE: And you told us that one of the
21 things that you recall Shaver telling you is that your
22 brother was a good probation officer ---

23 MR. SEGUIN: Yes.

24 MR. LEE: --- is that right?

25 MR. SEGUIN: Yes, that's right.

1 **MR. LEE:** You specifically recall that
2 comment?

3 **MR. SEGUIN:** Yeah.

4 **MR. LEE:** Did he say how he knew your
5 brother?

6 **MR. SEGUIN:** Just through, you know, the
7 office, the -- of ---

8 **THE COMMISSIONER:** Did he tell you that?

9 **MR. SEGUIN:** Well, I can't remember the
10 exact words ---

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

12 **MR. SEGUIN:** --- but that's -- he didn't
13 tell me that they were friends or social friends, that type
14 of thing at all.

15 **MR. LEE:** Your impression, when you left
16 that meeting, was that he had known your brother and
17 thought favourably of him?

18 **MR. SEGUIN:** Yes.

19 **MR. LEE:** That's fair?

20 **MR. SEGUIN:** That's fair, yeah.

21 **MR. LEE:** I expect that Mr. Shaver's going
22 to come here and testify that he never met your brother and
23 that he never knew him. Would that have been the
24 impression you got from that meeting?

25 **MR. SEGUIN:** That's -- yeah. That would be

1 ---

2 MR. LEE: That he never met your brother?
3 He did not, at any point meet him, he did not know him?

4 MR. SEGUIN: Well, I -- that would be fair
5 to say because I had no knowledge of any contact, so ---

6 MR. LEE: Other than the fact that he knew
7 you -- he thought ---

8 MR. SEGUIN: Well, he would have -- he would
9 have known from the investigations that they would have had
10 ongoing with different criminal behaviours and that Ken
11 would have had to do pre-sentence reports, that type of
12 thing.

13 I -- I know, you know, that there were other
14 people. I remember a judge, Fitzpatrick or whatever, they
15 had -- all had good reports or thought well of him, so I
16 would assume then he would, too.

17 MR. LEE: Is it fair to say you don't
18 specifically recall Claude Shaver saying that he knew your
19 brother?

20 MR. SEGUIN: Oh, no, he never said he knew
21 him; like you're talking about socially.

22 MR. LEE: No, period.

23 MR. SEGUIN: He obviously wouldn't know him

24 ---

25 MR. LEE: Very simple question. Do you

1 recall Claude Shaver, at any point, during any of your
2 conversations saying, "I knew your brother"? "I met your
3 brother", anything ---

4 **MR. SEGUIN:** No, he didn't say that.

5 **MR. LEE:** You simply got the impression from
6 your discussion with him that he must have known him?

7 **MR. SEGUIN:** Not must have known him; that
8 he had a good opinion of him, of his work.

9 **MR. LEE:** Fair enough.

10 I want to talk to you a little bit about the
11 Ottawa Police Service.

12 **MR. SEGUIN:** Yes.

13 **MR. LEE:** Have you ever had any contact with
14 the Ottawa police?

15 **MR. SEGUIN:** Yes, they -- I think Inspector
16 Skinner, I'm not sure there was another, did come over and
17 speak to us.

18 **MR. LEE:** Come over where?

19 **MR. SEGUIN:** Back home, to our home.

20 **MR. LEE:** To speak to who?

21 **MR. SEGUIN:** To my wife and I.

22 **MR. LEE:** To other members of the family or
23 just you and your wife?

24 **MR. SEGUIN:** Just myself and my wife.

25 **MR. LEE:** Do you know when this would have

1 been?

2 **MR. SEGUIN:** Well, early on when they were
3 looking into the -- they had someone look into the Cornwall
4 police, which was I can't -- I don't know, in '94, '95.

5 **MR. LEE:** Had you contacted the Ottawa
6 police or did they contact you?

7 **MR. SEGUIN:** I think they -- they contacted
8 us, I think from maybe through the Cornwall police, but
9 that's ---

10 **MR. LEE:** And they came to your home?

11 **MR. SEGUIN:** Yes.

12 **MR. LEE:** Can you tell us about that
13 conversation, that meeting with them?

14 **MR. SEGUIN:** It's sort of vague, but I think
15 it was just going over the Silmsler statement -- or not
16 actually going over the statement, but just what we thought
17 of what was going on and I really -- it's sort of a vague
18 conversation. I didn't think there was -- I don't even
19 remember writing too much down about it. I didn't think it
20 was of import at all, so I just ---

21 **MR. LEE:** Did you understand what they were
22 investigating at the time, why they were talking to you?

23 **MR. SEGUIN:** Yes, because there were
24 complaints of the -- of a cover-up that, you know, they
25 were just there to look into that.

1 **MR. LEE:** "Cover-up", meaning the Silmsler
2 statement, the ----

3 **MR. SEGUIN:** Yes.

4 **MR. LEE:** --- Silmsler settlement?

5 **MR. SEGUIN:** That's right.

6 **MR. LEE:** Did they discuss Bishop LaRocque
7 with you at all?

8 **MR. SEGUIN:** I don't think they did.

9 Later on I think Tim Smith and -- and Fagan
10 did but I don't believe they did.

11 They -- like they were -- as I say, I don't
12 remember that conversation that well and they may well have
13 brought that up but I don't know. I can't remember that
14 conversation.

15 **MR. LEE:** You just don't have any
16 recollection?

17 **MR. SEGUIN:** No, not very much.

18 **MR. LEE:** You don't recall taking notes of
19 that conversation?

20 **MR. SEGUIN:** No, not -- not that one.

21 **MR. LEE:** Changing focus again, I want to
22 clarify one small point from yesterday.

23 You told us that you knew Father Charles
24 MacDonald when your brother was still alive?

25 **MR. SEGUIN:** Yes, that's right.

1 **MR. LEE:** You knew that he and your brother
2 were friends?

3 **MR. SEGUIN:** Yes.

4 **MR. LEE:** One of the things you told us
5 yesterday is that you were unsure as to whether or not your
6 brother had met Charles MacDonald at the seminary or
7 sometime after that. Do you recall that?

8 **MR. SEGUIN:** Yeah, it's true, I wasn't quite
9 sure.

10 **MR. LEE:** Can I ask you to pull up
11 Exhibit 960, for a moment, please?

12 I'm not sure you'll have that handy, Mr.
13 Seguin, the clerk may have to get that one for you. This
14 is one of the statements from your brother.

15 **MR. SEGUIN:** Would it be in here? Oh, okay.

16 **(SHORT PAUSE/COURTE PAUSE)**

17 **MR. LEE:** Do you have that? I'm going to
18 need to wait for it to come up on the screen here.

19 I'm looking at the top of the first page.
20 And can I get you to look at the end of the fifth line
21 down, sir? It reads:

22 "I knew Father Charles from Saint
23 Paul's Seminary in 1967-68 school
24 year."

25 Do you see that there?

1 **MR. SEGUIN:** Yes.

2 **MR. LEE:** You have no reason to doubt that
3 information?

4 **MR. SEGUIN:** No, no.

5 **MR. LEE:** And you told us in-chief about how
6 your brother had studied at Saint Paul's to be a priest.
7 Is that right?

8 **MR. SEGUIN:** Yes, yes.

9 **MR. LEE:** That was the plan but it changed
10 at some point?

11 **MR. SEGUIN:** Yes, it did, yeah.

12 **MR. LEE:** Do you have any information for us
13 about that, about why that plan changed or ---

14 **MR. SEGUIN:** No, that -- I think he just
15 really said that he just didn't think it was his vocation
16 that -- and so he just didn't continue.

17 **MR. LEE:** He didn't, at any time, mention
18 any trouble at the seminary or anything like that?

19 **MR. SEGUIN:** No, he didn't.

20 **MR. LEE:** Did I understand your evidence
21 in-chief to be that you don't recall, at any point, seeing
22 Father Charles MacDonald at your brother's home?

23 **MR. SEGUIN:** I can't -- I may have, I just
24 don't remember at the moment, of -- since it -- if I did,
25 it wasn't -- it was very seldom that he would be there, I

1 think, and so I don't remember seeing him there.

2 MR. LEE: You told us you were only there
3 maybe a week -- once a week, twice a week or so?

4 MR. SEGUIN: Yeah.

5 MR. LEE: I know you've followed these
6 proceedings a little bit. We've had some documents and
7 heard some evidence that -- where Father MacDonald was
8 described as being "like furniture" at your brother's house
9 ---

10 MR. SEGUIN: I don't ---

11 MR. LEE: --- because he was there so often.

12 MR. SEGUIN: No, I don't think that's ---

13 MR. LEE: That wasn't -- that certainly
14 wasn't your impression from your time at your brother's
15 house?

16 MR. SEGUIN: No. I know he visited him at
17 his parishes, but that's -- so it was a back and forth
18 thing, but I don't think he was there actually very often.

19 MR. LEE: Well, you don't have any
20 information about that, do you? He wasn't there at the
21 same time you were there?

22 MR. SEGUIN: No, no.

23 MR. LEE: You don't know who was there when
24 you weren't. You would agree with that, obviously?

25 MR. SEGUIN: Obviously.

1 **MR. LEE:** What about after your brother's
2 death, did you see much of Father MacDonald?

3 **MR. SEGUIN:** Yes, I did. Well, maybe every
4 six months or so I might call him or maybe every year or
5 something like that, go down and talk to him. I haven't
6 actually seen him for a number of years now.

7 **MR. LEE:** Do you recall when you first spoke
8 with him after your brother died?

9 **MR. SEGUIN:** Actually, I don't remember at
10 the moment. I think it was sometime after, because I don't
11 think he was -- I think he -- from what I gather, I think
12 maybe Ron Leroux told me that he had left and gone up to
13 the -- that counselling place, whatever, up near Toronto.

14 **MR. LEE:** Southdown?

15 **MR. SEGUIN:** Southdown. But I just -- I
16 don't think it was for some time after.

17 **MR. LEE:** Do you recall whether he was at
18 your brother's home the day that he died?

19 **MR. SEGUIN:** No.

20 **MR. LEE:** I mean afterwards, once the body
21 had been discovered?

22 **MR. SEGUIN:** No, no.

23 **MR. LEE:** There were a number of people
24 there. Is that right?

25 **MR. SEGUIN:** Yes.

1 **MR. LEE:** He wasn't one of them, as far as
2 you recall?

3 **MR. SEGUIN:** No, no, no.

4 **MR. LEE:** What about Malcolm MacDonald; do
5 you remember him being there?

6 **MR. SEGUIN:** No, no.

7 **MR. LEE:** Do you recall speaking with Father
8 MacDonald on the telephone that day?

9 **MR. SEGUIN:** I don't remember it, no.

10 **MR. LEE:** What about at the funeral; did you
11 speak to him there?

12 **MR. SEGUIN:** I don't think he was at the
13 funeral or the wake. I think he -- like I say, I think he
14 was gone by that time.

15 **MR. LEE:** Do you recall thinking that was
16 odd at the time, that he wouldn't have been there given how
17 close friends they were?

18 **MR. SEGUIN:** I think at the time I was
19 wondering, sure, why wouldn't he be there.

20 **MR. LEE:** Do you remember being told
21 anything about that, ever asking him for an explanation?

22 **MR. SEGUIN:** Yes, later on, when I got to
23 talk to him, and I can't remember when that was, but it
24 would have been perhaps in '94 sometime.

25 **MR. LEE:** Do you remember what he told you?

1 **MR. SEGUIN:** Well, just that he had been
2 told about this and I think he was maybe advised -- I'm not
3 sure -- to go up to ---

4 **MR. LEE:** Southdown?

5 **MR. SEGUIN:** Yeah, Southdown.

6 **MR. LEE:** Can I take you to Exhibit 1031,
7 please? You looked at these during in-chief. These are
8 Officer Hamelink's notes ---

9 **MR. SEGUIN:** Oh, okay.

10 **MR. LEE:** --- 1031. Do you have those, sir?

11 **MR. SEGUIN:** Yes.

12 **MR. LEE:** You'll recall up at the top left-
13 hand of each page there's a long number?

14 **MR. SEGUIN:** Yes.

15 **MR. LEE:** Can I get you to turn to 7098225?

16 **MR. SEGUIN:** Okay.

17 **MR. LEE:** And you'll see the date in the
18 middle of the page, Wednesday, April 13th, 1994 and then at
19 14:40:

20 "Met Nancy Seguin at..."

21 It looks like "# HDHQ". Nancy Seguin's your wife, sir?

22 **MR. SEGUIN:** Yes, m'hm.

23 **MR. LEE:** If you turn over a couple of pages
24 to 227 ---

25 **MR. SEGUIN:** Yes.

1 **MR. LEE:** --- five lines down we have:

2 "She showed me two letters written by
3 Father MacDonald and Woods..."

4 It looks like, with a question mark.

5 "...to Mrs. Seguin after Ken's death. She
6 said Father MacDonald lied in that
7 letter when he said he had surgery and
8 therefore couldn't attend Ken's
9 funeral. Nancy said MacDonald didn't
10 have surgery."

11 Do you know of which letter she's speaking,
12 sir?

13 **MR. SEGUIN:** No, I don't.

14 **MR. LEE:** You don't know anything about
15 that?

16 **MR. SEGUIN:** No.

17 **MR. LEE:** You don't -- you've never seen
18 those letters?

19 **MR. SEGUIN:** No, no.

20 **MR. LEE:** Do you recall anything about your
21 wife thinking that Father MacDonald had lied about why he
22 wasn't at the funeral?

23 **MR. SEGUIN:** She may well have -- sometimes
24 she did make telephone calls and so on without my
25 knowledge, and she may have called him up in Southdown and

1 asked about this and maybe got some sort of reply like
2 this. I'm not sure. I'd have to ask her.

3 **MR. LEE:** You didn't see those letters
4 though?

5 **MR. SEGUIN:** No, no.

6 **MR. LEE:** I want to discuss with you Perry
7 Dunlop now. You've had some dealings with Dunlop since
8 your brother's death?

9 **MR. SEGUIN:** Yes, yes.

10 **MR. LEE:** You've had some contacts with him
11 at the police -- or at the courthouse, for example, you
12 told us?

13 **MR. SEGUIN:** Right.

14 **MR. LEE:** And is it fair to say, sir, that
15 you've been rather vocal in opposing what Mr. Dunlop was
16 doing throughout the years?

17 **MR. SEGUIN:** Vocal in what way do you mean?

18 **MR. LEE:** You haven't kept your feelings to
19 yourself? Anybody who knows you would know that you didn't
20 agree with ---

21 **MR. SEGUIN:** Yes, I'm sure.

22 **MR. LEE:** --- the way Mr. Dunlop was
23 conducting himself?

24 **MR. SEGUIN:** Right. Right.

25 **MR. LEE:** And Carson Chisholm and Mrs.

1 Dunlop and those people?

2 MR. SEGUIN: Yes, that's right. M'hm.

3 MR. LEE: And is it fair to say, sir, that
4 you blame him for a lot of what's happened in Cornwall?

5 MR. SEGUIN: Yes.

6 MR. LEE: That you don't care for?

7 MR. SEGUIN: That's right.

8 MR. LEE: Can you tell us what it was about
9 Dunlop's actions that concerned you? When you look back
10 over the past 14 or 15 years, what is it, you know,
11 generally speaking that Mr. Dunlop was doing that you
12 weren't in favour of?

13 MR. SEGUIN: Probably right -- well, I guess
14 my complaints probably cover it, but the -- it was the fact
15 that he was a policeman coming out and saying -- making
16 allegations that he had no, as far as I had, no basis for,
17 and the way he then had sort of collected or whatever all
18 these people and, you know -- and then a civil lawsuit, and
19 then of course he sued me.

20 So there was -- most of this is in the
21 complaints and so on, but it boils down to just not having
22 any basis for what he would say publicly.

23 MR. LEE: So when you say allegations with
24 no basis or no basis for what he's saying, he wasn't ---

25 MR. SEGUIN: That's right.

1 **MR. LEE:** --- relying on facts, as you saw
2 it?

3 **MR. SEGUIN:** That's right.

4 **MR. LEE:** Sorry, you mentioned a moment ago
5 that he collected people. You sort of trailed off. What
6 do you mean by that?

7 **MR. SEGUIN:** Well, I think he would even --
8 well, I can't say that. They -- the -- over the time, even
9 in the newspapers and so on, it would say that so and so
10 was taken to the police by, and they would say they, you
11 know, contacted Perry Dunlop and he would advise them to
12 take civil action, that type of thing.

13 It just seemed that he was -- and they went
14 out looking all over the place, admitting that they went
15 out, checking all around my brother's place and in a very
16 wide area, just trying to find people that might say this
17 or that. It just sounded like they were soliciting people
18 and, as I say, collecting as many people as they could into
19 their civil lawsuit.

20 **MR. LEE:** They were investigating, weren't
21 they?

22 **MR. SEGUIN:** They what?

23 **MR. LEE:** They were investigating. Is that
24 how you understood it?

25 **MR. SEGUIN:** Well, I suppose ---

1 **MR. LEE:** Not a police investigation. They
2 were conducting their own investigation?

3 **MR. SEGUIN:** Yes, that's right.

4 **MR. LEE:** You had issues with that?

5 **MR. SEGUIN:** Investigating, I suppose, is
6 the same thing. Collecting information.

7 **MR. LEE:** Soon after your brother's death,
8 you started collecting information as well, sir.

9 **MR. SEGUIN:** That's right.

10 **MR. LEE:** Is that correct? You started
11 writing letters about media coverage that you thought was
12 unfair?

13 **MR. SEGUIN:** That's right.

14 **MR. LEE:** Made complaints to media outlets,
15 directly with the CRTC and with the police?

16 **MR. SEGUIN:** That's right. M'hm.

17 **MR. LEE:** You -- would you agree with me
18 that you started actively trying to refute the allegations
19 being made about your brother?

20 **MR. SEGUIN:** Well, I was questioning their
21 allegations because no one else was, and if they said
22 something that was unsubstantiated I would make a point of
23 saying it was -- I wasn't saying directly -- well, in some
24 cases if it was -- I could say it, that it wasn't
25 necessarily true, but -- or wasn't true, but on the other

1 hand, if it wasn't substantiated then I would say that too.

2 I think at one point -- maybe that's what
3 you're getting at the -- in a lawsuit Perry Dunlop said
4 something about being an adversary, which, you know, which
5 was a funny way of ---

6 **MR. LEE:** About who being an adversary, sir?

7 **MR. SEGUIN:** Me being an adversary against
8 him, which is sort of funny because all I'm doing is trying
9 to clarify things, get people to look at things in a fair,
10 balanced way instead of just accepting them.

11 **MR. LEE:** But you would agree with me, the
12 perspective you're coming from is that these allegations
13 are false?

14 **MR. SEGUIN:** Well, yes, the basis -- yeah,
15 it probably would be.

16 **MR. LEE:** You begin interviewing people and
17 meeting with people?

18 **MR. SEGUIN:** Yes.

19 **MR. LEE:** You take notes?

20 **MR. SEGUIN:** Yes.

21 **MR. LEE:** You've disclosed some of the
22 notebooks to us here?

23 **MR. SEGUIN:** Yes, some of them, that's
24 right.

25 **MR. LEE:** Your wife's involved in some of

1 these matters?

2 **MR. SEGUIN:** Yeah, at the beginning there in
3 '94, right.

4 **MR. LEE:** She's calling people?

5 **MR. SEGUIN:** Yeah, she did call a few
6 people, right.

7 **MR. LEE:** Is it fair to say, sir, that you
8 took it upon yourself after your brother's death to try to
9 clear his name?

10 **MR. SEGUIN:** I would -- I think the family
11 really had questions about it and so I did certainly look
12 into it to see if the allegations had any merit to them.

13 **THE COMMISSIONER:** So in that regard, sir,
14 you note -- we talked about the litigation, the civil
15 litigation.

16 **MR. SEGUIN:** Right.

17 **THE COMMISSIONER:** So you said that you're
18 not aware of how many people actually brought a suit
19 against the ministry and you don't know their names, right?

20 **MR. SEGUIN:** I don't know all the names. I
21 know maybe a third of them.

22 **THE COMMISSIONER:** So how many people do you
23 think sued?

24 **MR. SEGUIN:** I think there was 15.

25 **THE COMMISSIONER:** So you don't know their

1 names -- or some of them. You don't know if they received
2 any money?

3 **MR. SEGUIN:** Well, I knew that they settled.

4 **THE COMMISSIONER:** Yes.

5 **MR. SEGUIN:** I heard afterwards.

6 **THE COMMISSIONER:** And you don't know how
7 much money they settled for?

8 **MR. SEGUIN:** No, but I would talk to a
9 number of people like Ron Leroux. I talked to the brother
10 of one of them and he told me it wasn't very much and I
11 think ---

12 **THE COMMISSIONER:** So no facts, though?

13 **MR. SEGUIN:** No, no facts, no.

14 **THE COMMISSIONER:** So would facts help you
15 to ---

16 **MR. SEGUIN:** Yes, it certainly would. I
17 would like to know what -- it would give some understanding
18 of what the civil or the lawyers for the Corrections were
19 really doing.

20 **THE COMMISSIONER:** Right.

21 **MR. SEGUIN:** Which we were never told and we
22 were ---

23 **THE COMMISSIONER:** And I'm sorry to
24 interrupt.

25 **MR. LEE:** No ---

1 **THE COMMISSIONER:** One more thing.

2 **MR. LEE:** --- that's fine.

3 **THE COMMISSIONER:** Mr. Dunlop, do you -- and
4 I know that -- I know where the -- that he described you as
5 an adversary. Are you going back right to the point where
6 he disclosed the deal, and do you say that that was wrong?

7 **MR. SEGUIN:** Well, I -- in the newspaper or
8 in the -- to the CAS?

9 **THE COMMISSIONER:** To the CAS. Is that
10 where it begins or ---

11 **MR. SEGUIN:** Well, I think it's wrong
12 because the police thought it was wrong but ---

13 **THE COMMISSIONER:** But he was found not
14 guilty with that.

15 **MR. SEGUIN:** Yes, that's right, yeah.

16 **THE COMMISSIONER:** So in essence he was
17 found to have done -- well, not to have done anything
18 wrong, if I can put it in that way.

19 **MR. SEGUIN:** Yeah, right.

20 **THE COMMISSIONER:** So are you able to
21 differentiate between that or do you see that as all one
22 ball and that you're adversaries right from the start?

23 **MR. SEGUIN:** I don't agree that we're
24 adversaries.

25 **THE COMMISSIONER:** Oh, okay, right. Yes,

1 sorry.

2 **MR. SEGUIN:** And that's his, I think, legal
3 ploy or whatever it is. I'm not sure what -- but that's a
4 question that -- I don't think it was necessary for him to
5 do that but the Children's Aid Society probably did -- I
6 think supposedly they already knew it so he probably didn't
7 have to disclose it to them.

8 Yeah, it could be either way. I don't have
9 any, really, position on that ---

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

11 **MR. SEGUIN:** --- particular point.

12 **THE COMMISSIONER:** Mr. Lee, sorry, go ahead
13 now.

14 **MR. LEE:** Thank you.

15 Sir, what I'm getting at is I'm trying to
16 figure out -- part of what I want to talk to you about
17 today is what you're doing through this period leading up
18 to today and what your motivation is.

19 And the proposition I want to put to you is
20 that where you're coming from and your position is that
21 your brother did not sexually abuse anybody, but more than
22 that, that the allegations were maliciously fabricated
23 against him by people looking for easy money. Is that a
24 fair way of putting it?

25 **MR. SEGUIN:** Eventually, yes, I did come to

1 remember that I had talked to Renshaw and Ron Leroux and I
2 had gotten that description of how they said they were --
3 got into this, and that gave me a pretty good idea then of
4 what was happening down the road with other complainants.

5 MR. LEE: So your understanding, based on
6 the conversations you had and the investigation you did is
7 ---

8 MR. SEGUIN: Right.

9 MR. LEE: --- that people were being used by
10 Perry Dunlop.

11 MR. SEGUIN: That's right.

12 MR. LEE: Is that fair?

13 MR. SEGUIN: That's correct.

14 MR. LEE: And the media bought into the lies
15 and they ran with it?

16 MR. SEGUIN: That's right.

17 MR. LEE: It was sensational coverage?

18 MR. SEGUIN: That's right.

19 MR. LEE: And is it also fair to say that
20 you believed through this entire period that this great
21 scam, as you call it, started before your brother died?

22 MR. SEGUIN: No, not -- I think that's the
23 thing that -- I think it progressed and got out of hand,
24 and I think the -- just as I said, well, you know, I had no
25 real -- that much trouble with him going to the Children's

1 Aid Society, but then going further than that and started
2 in '96 when he started to -- started to come out with all
3 of these other names and the Renshaws, it -- then I started
4 to think, well -- and remember, there was sort of a nucleus
5 of people he started with and then all at once they started
6 -- which I knew what was told that these were fabricated
7 allegations.

8 Then he started to go on to other people,
9 which I didn't know the names of. Some I did. I did
10 actually call ---

11 **MR. LEE:** You have a real concern with that,
12 don't you, not knowing the names of the people making these
13 allegations and these accusations?

14 **MR. SEGUIN:** Well, in the sense that you
15 can't defend against it. You can't -- you know, why
16 shouldn't I think that there's a problem with all of these
17 names when you can't -- you know, it's not my fault that
18 people's names have been blocked out and that you can't see
19 them.

20 But with my -- already my knowledge of what
21 had happened in the beginning I can sort of extrapolate and
22 say okay, well, that's possibly what happened. And the
23 fact that he's my brother, I have a right after 14 years or
24 whatever of all of this to have my perspective on things.

25 **MR. LEE:** It's fair to say, sir, that at the

1 -- in the months following your brother's death your entire
2 family wasn't absolutely convinced that this was a suicide.
3 Is that fair?

4 MR. SEGUIN: That's right, yeah.

5 MR. LEE: There were some questions
6 outstanding?

7 MR. SEGUIN: Yes, that's right.

8 MR. LEE: Do you recall your wife a couple
9 of times speaking to the police and asking to see photos of
10 the scene, as an example, to try to satisfy herself?

11 MR. SEGUIN: Yeah.

12 MR. LEE: Do you recall -- did you ever see
13 any of those photos, sir?

14 MR. SEGUIN: No, I didn't.

15 MR. LEE: No. It wasn't something you were
16 interested in?

17 MR. SEGUIN: No, no.

18 MR. LEE: But your wife wanted to satisfy
19 herself that ---

20 MR. SEGUIN: Yes, yes.

21 MR. LEE: --- the bases had been covered.
22 Is that right?

23 MR. SEGUIN: That's correct.

24 MR. LEE: I want to take you back to Exhibit
25 1031. Those are the officer's notes from Hamelink.

1 Am I pronouncing that correctly, Hamelink,
2 is that ---

3 **MR. SEGUIN:** I believe so, yeah.

4 **MR. LEE:** And if I can take you to page --
5 the Bates page ending with 224 just for a date ---

6 **MR. SEGUIN:** Okay.

7 **MR. LEE:** So we see it's Monday, April 5th,
8 1994. So this is a little more than four months after your
9 brother's death. Is that right?

10 **MR. SEGUIN:** M'hm.

11 **MR. LEE:** And I can tell you that on that
12 date there was a call from -- I'm sorry, if I can take you
13 to the next page, 225. Sorry, that was a different date.
14 Wednesday, April 13th is the date I'm interested in. And
15 you can see that Officer Hamelink met with your wife and
16 there are quite a number of pages dealing with that, and
17 there was some issues raised by her with respect to the
18 scene and asking to see pictures and things along those
19 lines.

20 If I can get you to turn to page 232, so
21 this is all the same date. And you can see at the top of
22 that page that the officer's noted the time being 16:55 to
23 18:05. So that's about an hour and 10 minutes. Do you see
24 that there?

25 **MR. SEGUIN:** Yes.

1 **MR. LEE:** And the officer writes:

2 "Spoke with Doug Seguin. He actually
3 talked about nothing to do with his
4 brother's sexuality and doesn't believe
5 it's true re: Silmsers' allegations."

6 And that certainly would have been true at
7 that point; is that right?

8 **MR. SEGUIN:** Yes.

9 **MR. LEE:** And if I turn you over the page,
10 we have -- it looks like 17:50 and a couple of lines down,
11 I think you may have looked in this in-chief:

12 "Doug Seguin also didn't believe the
13 allegations by Silmsers against Father
14 Charlie. He couldn't explain the
15 reason why the Catholic Church paid
16 Silmsers."

17 And it's quite possible you would have said
18 that to the officer as well?

19 **MR. SEGUIN:** Yes, probably, yeah.

20 **MR. LEE:** And over to the next page, the
21 last bit of this note, slightly -- around the halfway
22 point:

23 "Seguin was happy just to have been
24 able to talk about his brother's death
25 and stated it was a difficult thing for

1 the family to deal with."

2 Do you see that?

3 **MR. SEGUIN:** Yes.

4 **MR. LEE:** And is it fair to say at this
5 time, sir, four and a half months after your brother's
6 death or so, that you're still having some trouble coping
7 with what's happened?

8 **MR. SEGUIN:** Yes.

9 **MR. LEE:** It was quite hard on the family?

10 **MR. SEGUIN:** Yes, it was.

11 **MR. LEE:** You told us about your mother and
12 some of the issues there.

13 **MR. SEGUIN:** Yes, yes.

14 **MR. LEE:** Still not easy, I take it?

15 **MR. SEGUIN:** Well, we're -- you know, it's
16 14 years. We've managed to keep going.

17 **MR. LEE:** It's easier now?

18 **MR. SEGUIN:** Yes.

19 **MR. LEE:** So what we have reflected in these
20 notes is that you spent an hour and 10 minutes speaking
21 with the officer, at the end of which you tell him that
22 it's nice just to -- you're happy just to have someone to
23 talk to.

24 Was it therapeutic for you at that point,
25 sir, just to try to do something?

1 **MR. SEGUIN:** Well, I don't think I thought
2 of it that way at the time, but afterwards probably it was.

3 **MR. LEE:** And that hasn't stopped to this
4 day, has it, sir? It's still -- you still are trying to do
5 something about what's happened and the injustices you see
6 out there?

7 **MR. SEGUIN:** Well, I think I haven't done
8 much since my complaints to the -- and here. So ---

9 **MR. LEE:** Let me give you an example.

10 **MR. SEGUIN:** --- I would hope that there's
11 no more.

12 **MR. LEE:** You told us in-chief that you
13 heard testimony at this Inquiry about parties that were
14 happening at your brother's house.

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

16 **MR. LEE:** And that you've talked to his
17 neighbours in response to see whether that was true. Is
18 that right?

19 **MR. SEGUIN:** Yes.

20 **MR. LEE:** How recently was that?

21 **MR. SEGUIN:** Oh, that was way back. I think
22 it was maybe '97-'98, in that area. I can't remember
23 exactly when. Well, I had known Fern Touchette. I think I
24 talked to him pretty well right away about this, but the
25 neighbour on the west side, maybe it was later on, I think,

1 that I probably talked to her.

2 MR. LEE: Did I misunderstand your evidence
3 in-chief? I thought what you said is that you heard people
4 testifying here at the Inquiry, and in response to that
5 testimony, had gone and -- I may have -- are you telling me
6 I misunderstood you? Is that ---

7 MR. SEGUIN: You'll have to explain what --
8 what are you ---

9 MR. LEE: You follow these proceedings,
10 these Inquiry proceedings somewhat?

11 MR. SEGUIN: Yes. M'hm.

12 MR. LEE: Have you, in response to anything
13 you've heard here, gone out and done any investigations,
14 interviewed people, anything along those lines?

15 MR. SEGUIN: No, no.

16 MR. LEE: Not since this Inquiry started?

17 MR. SEGUIN: No, no.

18 MR. LEE: You told us yesterday also about
19 having talked to neighbours of David Silmsen from when he
20 was a young child, six or seven years old.

21 MR. SEGUIN: Yes.

22 MR. LEE: When was that?

23 MR. SEGUIN: Isn't there a date in there?
24 It was, again, back in the '90s, I believe. I'd have to
25 look at the dates that I wrote it down, but I don't

1 remember right at the moment.

2 **MR. LEE:** The notes from Officer Hamelink
3 indicate a number of contacts. I'm not going to bring you
4 through all of them in the interest of time, but I want to
5 take you to a couple.

6 Can you turn to page 285, please? So we see
7 the date there is Thursday, September 29th, '94 and at
8 14:50:

9 "Received call from Doug Seguin. He
10 indicated information that again
11 surfaced which involved the Cornwall
12 Police and he wanted to get some
13 information regarding documents. I
14 advised him to contact the Cornwall
15 Police Service and go through FOI for
16 his information. At this time I also
17 advised him that we had just consulted
18 with Mr. Griffiths who would be making
19 a decision shortly. I further advised,
20 when I heard of the decision by the
21 Crown, he would be advised accordingly.
22 Mr. Seguin was satisfied with that."

23 So you're obviously calling to inquire about
24 the Silmsler extortion investigation. Is that right?

25 **MR. SEGUIN:** Yes.

1 **MR. LEE:** Now, if you flip over a couple of
2 pages onto -- or one page, sorry, onto 287 -- sorry, stay
3 on 286 for a minute, just the date, Thursday, September 29th
4 at one o'clock:

5 "Met with Doug, Keith, Hilda..."
6 Would that be?

7 **MR. SEGUIN:** Where are you now?

8 **MR. LEE:** Page 286.

9 **MR. SEGUIN:** Okay.

10 **MR. LEE:** Middle of the page, date Thursday,
11 December (sic) 29th ---

12 **MR. SEGUIN:** Okay. Right.

13 **MR. LEE:** --- and down further at 13:00:

14 "Met with Doug, Keith, Hilda Seguin and
15 Helena Wheeler."

16 Is that right?

17 **MR. SEGUIN:** That's correct.

18 **MR. LEE:** Who is Hilda?

19 **MR. SEGUIN:** She's my sister-in-law.

20 **MR. LEE:** Sister-in-law?

21 **MR. SEGUIN:** "They were collectively
22 advised that it was the opinion of the
23 Director of Crown Griffiths that there
24 were no grounds to..."

25 Something, something. It's blacked out on the sheet or

1 marked out.

2 "...extortion against Silmser."

3 **MR. SEGUIN:** Yeah.

4 **MR. LEE:** "I read the memo from the
5 regional Crown and explained R&PG..."

6 Meaning reasonable and probable grounds.

7 "...and hearsay evidence to them. I
8 made them aware of the statement from
9 Albert Roy wherein he made allegations
10 of sexual assault by Ken Seguin. I
11 read to them statements from Malcolm
12 MacDonald, Ken Seguin, Silmser. The
13 case was fully discussed."

14 Do you recall that meeting, sir?

15 **MR. SEGUIN:** Yes.

16 **MR. LEE:** Is that the first time you had
17 heard anything about allegations being made by Albert Roy?

18 **MR. SEGUIN:** Yes, it was.

19 **MR. LEE:** Had you heard that name before?
20 Did it mean anything to you?

21 **MR. SEGUIN:** No, no.

22 **MR. LEE:** You knew there were other
23 allegations generally. You had heard rumours of that from
24 Greenwell; is that right, and CJOH at the time in some of
25 your correspondence?

1 **MR. SEGUIN:** Well, only Silmser, yeah.

2 **MR. LEE:** Okay. We'll get to that.

3 And then you talked in-chief about the note
4 in there about how your brother Keith had said it was time
5 to move on and didn't want to drag anything up for the
6 family to deal with, and the note was that:

7 "Doug and Helena do not share those
8 feelings."

9 You recall that?

10 **MR. SEGUIN:** That's right, yeah.

11 **MR. LEE:** And you agree with that? That was
12 your feeling at the time; it wasn't the time to drop these
13 matters and move on? It was time to keep on going and try
14 and clear your brother's name; is that right?

15 **MR. SEGUIN:** Well, to check into -- usually
16 it was a reaction to what was being said in the media and
17 the allegations, and I would just react to that by going
18 and checking it out with the people that I sort of knew
19 about, whether that's, you know, Ron Leroux and Gerald
20 Renshaw, the people that I knew that I could get
21 information from.

22 **MR. LEE:** Can you take a look at -- one of
23 the notebooks that you produced is Document Number 124086.
24 I don't think you'll have this one yet, sir.

25 **THE COMMISSIONER:** We'll be filing that very

1 shortly. We'll give it to you in a minute.

2 **MR. SEGUIN:** Okay.

3 **THE COMMISSIONER:** Thank you.

4 Exhibit Number 1050 is a notebook of Doug
5 Seguin.

6 **--- EXHIBIT NO./PIÈCE NO. P-1050:**

7 (124086) Handwritten notebook of Doug
8 Seguin

9 **THE COMMISSIONER:** And this is volume -- do
10 you know?

11 **MR. LEE:** Do you recognize this, sir?

12 **MR. SEGUIN:** Yes. M'hm.

13 **MR. LEE:** This was your notebook?

14 **MR. SEGUIN:** Yes.

15 **MR. LEE:** Your handwriting on the inside?

16 **MR. SEGUIN:** That's right.

17 **MR. LEE:** Can you help us out with when you
18 would have started this notebook? The first page doesn't
19 have a date on it, as far as I can tell.

20 **THE COMMISSIONER:** Page 1151093 has a date
21 of August '95, if that helps?

22 **MR. LEE:** Sorry, I should have mentioned
23 that there are a number of names in this document. We
24 should likely make it stamped with a ---

25 **THE COMMISSIONER:** Sure. So we'll put stamp

1 on that, yes.

2 So in any event six pages in we see August
3 '95, so does that help you -- give you some ideas when you
4 started the book?

5 **MR. SEGUIN:** Within '94, '95 I guess. I mean
6 -- this looks like one of the first books I think. Well, I
7 think it -- in '94 when I heard about Silmser, I guess.
8 And so I started looking, that's when I really started
9 looking into getting names and ---

10 **MR. LEE:** And that's some of what you were
11 recording in this notebook; names, phone numbers,
12 addresses, things like that?

13 **MR. SEGUIN:** Yes, yes.

14 **MR. LEE:** Again sir, up in the top left of
15 the corner of the pages you will see Bates page numbers, we
16 call them.

17 **MR. SEGUIN:** Yes.

18 **MR. LEE:** I'm going to reference you to the
19 last three digits of those to help you look here. Can you
20 go to page 093, please?

21 Oh, sorry, it looks like there's a front and
22 a back, 093 back. Begins with, "August '95 John MacDonald"
23 at the top of the page.

24 **MR. SEGUIN:** Oh, okay.

25 **MR. LEE:** You see that, sir?

1 **MR. SEGUIN:** Yes.

2 **MR. LEE:** And down on the page can you read
3 to us what you have there. It starts with, "Albert Roy."

4 **MR. SEGUIN:** Yes. Okay.

5 **THE COMMISSIONER:** You might find that the
6 screen is better --

7 **MR. LEE:** Up a little bit please.

8 **MR. SEGUIN:** No.

9 **THE COMMISSIONER:** No? Okay.

10 **MR. SEGUIN:** Well, okay. Well, I don't know
11 about that. Maybe. Maybe I can read my ---

12 **THE COMMISSIONER:** Well you've got both, so
13 go ahead.

14 **MR. SEGUIN:**

15 "Albert Roy, in 1976 about grade
16 nine, with Raymond Cesar."

17 And then, "Perry Dunlop '79, 1979," I'm not
18 sure what that is, Gail or something.

19 **MR. LEE:** Grade 11 perhaps.

20 **MR. SEGUIN:** Oh, grade 11, yes, that's
21 right. Then it says, "Murray Grant, Dan O'Reilly and
22 Albert Roy," and then I sort have what was said about
23 Albert Roy down in ---

24 **MR. LEE:** What does this refer to, "1976,
25 Grade nine and Dunlop 1979 Grade 11"?

1 **MR. SEGUIN:** I went to the CCVS and high
2 school and went into the yearbooks and that's where I got
3 this. I was trying to find some -- like, the ages and so
4 on seemed to be similar, I wanted to see if there was a
5 connection and by that times ---

6 **MR. LEE:** Sorry, sir, what kind of
7 connection?

8 **MR. SEGUIN:** Well just if they knew each
9 other.

10 **MR. LEE:** Dunlop and Roy.

11 **MR. SEGUIN:** And Silmser and anyone else
12 that ---

13 **MR. LEE:** So you've gone to the school,
14 you've looked at yearbooks ---

15 **MR. SEGUIN:** Right.

16 **MR. LEE:** --- and you're investigating links
17 between these people. Is that right?

18 **MR. SEGUIN:** Right.

19 **MR. LEE:** Can you look at page 098 front
20 please?

21 **MR. SEGUIN:** 098.

22 **MR. LEE:** Am I right that that begins:

23 "Helen and Perry just noticed us!"?

24 **MR. SEGUIN:** Which one is it again? I got -
25 --

1 MR. LEE: 098 front.

2 MR. SEGUIN: Oops, one more.

3 MR. LEE: It looks like page 15 in your
4 handwriting at the top of the note.

5 MR. SEGUIN: Yes.

6 MR. LEE: My reading of that is:

7 "Helen and Perry just noticed us!"

8 Is that right?

9 MR. SEGUIN: Yes.

10 MR. LEE: Can you help us out with that at
11 all; what that means? Give us some context.

12 MR. SEGUIN: Yes, the wife and I went up to
13 Ottawa to his hearing up there with the three judges, and
14 when we went in we were sitting on the opposite side of the
15 room -- and I think that's Nancy's writing. I think she
16 wrote down, I wasn't really watching that -- I was watching
17 what the judges were saying I guess. And she just took it
18 and wrote this down instead of telling me. And that's all,
19 that's what that meant.

20 MR. LEE: And this was a courthouse in
21 Ottawa, is your recollection?

22 MR. SEGUIN: Yes, that's right.

23 MR. LEE: Can I take you to page 101 back?

24 MR. SEGUIN: 101.

25 MR. LEE: Back

1 **THE COMMISSIONER:** A hundred and ten back.

2 **MR. LEE:** No. 101, sir.

3 **THE COMMISSIONER:** Oh, 101. Sorry.

4 **MR. SEGUIN:** 1010. Is that what you're
5 saying?

6 **MR. LEE:** Yes, 101 back.

7 It's on the screen, if that helps.

8 **MR. SEGUIN:** Okay.

9 **MR. LEE:** So A. Roy, R.R. 1 Hammond, with a
10 phone number and then -- does that read:

11 "There in 1996/'97 but not 1995/'96"?

12 **MR. SEGUIN:** Yeah.

13 **MR. LEE:** So R.R. 1 Hammond, I take it,
14 would be an address?

15 **MR. SEGUIN:** That's right.

16 **MR. LEE:** So you are investigating where
17 Albert Roy was living at various times?

18 **MR. SEGUIN:** That's right. I was just
19 trying to find -- and I don't even know if that actually is
20 -- it just said A. Roy, it was in the -- I think I was
21 looking in the telephone books, different years and so
22 that's why I would say well, he was not there -- this
23 particular person was not there the next year because his
24 name wasn't in the -- that's all. I actually don't know if
25 that's Albert Roy or not. It was just an A. Roy, but I was

1 just looking. I was checking to see if he lived near -- a
2 Roy lived near Silmsers, because Silmsers lived in Hammond.

3 MR. LEE: Again, checking the connections
4 between ---

5 MR. SEGUIN: Yes. Checking the connections,
6 see if there's connections.

7 MR. LEE: Can I turn you to page 104 front,
8 please? If you look at the bottom of that page I'm having
9 a little bit of trouble with the writing in the last sort
10 of paragraph. There's a name there though, sir, that you
11 shouldn't name aloud, because he has a moniker. You'll see
12 the name Silmsers and MacDonald. Do you see those? "The
13 police told Silmsers and MacDonald they were not going
14 to..." something.

15 THE COMMISSIONER: "...to charge Charlie."

16 MR. SEGUIN: Oh, okay.

17 MR. LEE: "...to charge Charlie."

18 MR. SEGUIN: Right, okay.

19 MR. LEE: That's when they met with C-3 to -
20 - can you help me from there? Maybe "lend credence," does
21 that look like it could be?

22 THE COMMISSIONER: Yeah.

23 MR. LEE: "To lend credence to their
24 complaint"?

25 THE COMMISSIONER: "...to their complaint,"

1 yeah.

2 **MR. SEGUIN:** Okay, I think in the
3 preliminary hearing I had heard that -- C-3 you said?

4 **MR. LEE:** C-3 yes.

5 **MR. SEGUIN:** Yeah, had sort of made the
6 connection and why he was there, that type of thing. Now,
7 the point about to lend credence to their complaints would
8 be my conclusion.

9 **MR. LEE:** So it sounds to me like what you
10 are saying is that Silmsner and MacDonald weren't going to
11 get anywhere on their own so they met with this other guy,
12 C-3.

13 **MR. SEGUIN:** Yes. Yes.

14 **MR. LEE:** To try to boost their complaint.
15 All right? What is the last line on that page? I can't
16 make that out at all.

17 **MR. SEGUIN:** Oh, the police then had to
18 bring, I think it was to bring charges because there were
19 three people.

20 **MR. LEE:** Okay, I see.

21 **MR. SEGUIN:** And I think that what -- again,
22 a conclusion on my part.

23 **MR. LEE:** And this had absolutely nothing to
24 do with your brother, is that right?

25 **MR. SEGUIN:** No, no.

1 **MR. LEE:** C-3 wasn't making allegations
2 against your brother?

3 **MR. SEGUIN:** No, no, no.

4 **MR. LEE:** And if you look at the next page,
5 "The Church may be vindicated," is that right?

6 **MR. SEGUIN:** Yes.

7 **MR. LEE:** That was your thinking at that
8 time?

9 **MR. SEGUIN:** No, that was -- I heard that --
10 I'm not sure if that was Father Charles MacDonald who had
11 told me that or because his -- I think a lawyer, I think he
12 had Hebert at the time, I'm not sure, and I think he had
13 mentioned that he had said that.

14 **MR. LEE:** You're spending a lot of time on
15 these matters at this point, aren't you, sir?

16 **MR. SEGUIN:** No, not -- not a lot. I'm a
17 little bit puzzled why you'd say that.

18 **THE COMMISSIONER:** Why he's asking.

19 **MR. LEE:** I'm asking you ---

20 **MR. SEGUIN:** Well, no ---

21 **MR. LEE:** Sorry ---

22 **MR. SEGUIN:** No, I'm not.

23 **MR. LEE:** You weren't spending a lot of time
24 on this ---

25 **MR. SEGUIN:** No.

1 **MR. LEE:** --- for the better part of the
2 last 14 years?

3 **MR. SEGUIN:** No, not a lot actually.
4 There'd be five years or something go on between these
5 things happening. I only react to what would be -- you
6 know we were trying to get on with our lives but if someone
7 did come up with something that didn't seem to be correct,
8 some -- was off-base, then I would go ahead and make a
9 complaint or whatever; at that time, there were years went
10 by between these things.

11 **MR. LEE:** Can you turn to page 111 front,
12 please.

13 **MR. SEGUIN:** One-one (1-1) front.

14 **MR. LEE:** Halfway down the page. It begins,
15 "May 7, Wednesday". Do you see that note?

16 **MR. SEGUIN:** Yes, m'hm.

17 **MR. LEE:** Can you help us out with that?

18 **MR. SEGUIN:** Well, I --

19 **MR. LEE:** What it reads -- sorry, I'd like
20 you to read it for us.

21 **MR. SEGUIN:** "Carson Chisholm and Perry
22 Dunlop coming west and I was going east
23 on 3rd Street. Met on the sidewalk at
24 3rd and Sidney Streets. I just said Hi
25 to Carson Chisholm and I don't think

1 that..." ---

2 **MR. LEE:** Might that say, "He said Good Day,
3 Doug. I said, Hi."?

4 **MR. SEGUIN:** Yes.

5 **MR. LEE:** Is that what that says?

6 **MR. SEGUIN:** That's right.

7 **MR. LEE:** Anything else to that at all or
8 just ---

9 **MR. SEGUIN:** No.

10 **MR. LEE:** --- taking note of the fact that -
11 --

12 **MR. SEGUIN:** Yeah, just...

13 **MR. LEE:** --- you exchanged pleasantries?

14 **MR. SEGUIN:** That's all.

15 **MR. LEE:** Page 113, front, please? Sorry,
16 only two more notes in this volume. A third of the way
17 down the page we have "Monday"; it looks like "July 28, at
18 3:15"?

19 Can we blow that up, Madam -- thank you.

20 It looks to me like it reads:

21 "A black pickup truck with red strip
22 all around, turned around at..."

23 Can you help us with that word?

24 **THE COMMISSIONER:** Hospital.

25 **MR. SEGUIN:** "At hospital", yes. I live

1 across from the hospital.

2 MR. LEE: "And parked on south side of
3 street in front of Lefebvre's...?"

4 MR. SEGUIN: Yes.

5 MR. LEE: "... windshield wipers going.
6 It was raining. Truck had high reddish
7 coloured headrests".

8 Is that how that reads?

9 MR. SEGUIN: Right. I think I was just
10 feeling a little paranoid.

11 MR. LEE: Things are getting a little bit
12 exciting as you go along here, aren't they, sir?

13 MR. SEGUIN: I think that what I was getting
14 at here was the -- I knew Carson Chisholm had a half-ton
15 truck or whatever, and I sort of didn't quite know whether
16 -- I thought it was blue but then I didn't know whether he
17 got a new one or something. I was just making a note of
18 something that I might check on later or whatever.

19 MR. LEE: The last reference I want to bring
20 you to, if you can go to page 122, front? Down at the very
21 bottom, please.

22 It looks to me like:

23 "Charles, courtroom number 10, May 9,
24 '97, at 9:30 a.m."

25 Is that right?

1 **MR. SEGUIN:** That's right.

2 **MR. LEE:** If you turn the page over, please
3 read along with me here and let me know if I make a
4 mistake:

5 "Dunlop and Carson would stare at me
6 and when I would look up they would
7 accuse me of staring. That while I was
8 reading newspapers and magazines and a
9 novel saying, we want to fight with
10 them ..."

11 Can you help us with the rest of that?

12 **MR. SEGUIN:** "What's up...up there,
13 Carson would stare at me when I
14 would look up. They would accuse
15 me of staring at -- while I was
16 reading newspapers or magazine or
17 novel, saying, we want to fight
18 with them and we were out to break
19 them all."

20 **MR. LEE:** Anything else to add about that or
21 that's just another observation you were putting down?

22 **MR. SEGUIN:** There was -- yeah, there is a
23 bit of a story here to that.

24 Well, the thing about this staring, it's a
25 funny thing, and I've noticed in all the -- what goes on in

1 a lot of this, is that group or Carson Chisholm, Perry
2 Dunlop, they would -- they would do something but accuse
3 the other people of doing exactly that, which was -- and I
4 noticed that something and that's exactly what they were
5 doing here.

6 Now, the other point about, "And we were out
7 to break them all", now that was a -- "break them all" was
8 some sort of statement. I'm not sure somebody had -- I
9 remember we went -- I think it was across the street from
10 the courthouse, Ottawa courthouse, and there was a large
11 restaurant there.

12 At noon hour we went in and we noticed that
13 Carson Chisholm, Perry Dunlop, they were in there as well
14 and I think there was a -- I think his name was John
15 MacDonald, but not the one we're talking about here and I
16 believe he's dead now, but he was in with them. I think he
17 was related to them or whatever, Carson Chisholm.

18 At any rate, when we were in there, I
19 noticed that he had moved from where they were and he sat
20 the way -- there were sort of benches, tables, and we were
21 sort of along one, and this fellow came and sat right
22 behind us and obviously listening to our conversation and
23 someone said, "Oh, you know, we should break their...",
24 talking about their -- Silmsen and so on, "...their
25 testimony, maybe that's what they'll do, the lawyers will

1 do in, you know."

2 Someone said that at our table and then,
3 later on we heard, as they were talking among themselves or
4 out pretty loudly, we heard this statement being repeated.

5 So, you know, we just knew that we were
6 being listened to. That's where that comes from.

7 **MR. LEE:** Pretty petty stuff?

8 **MR. SEGUIN:** Yes, I thought it was pretty
9 petty, yeah.

10 **MR. LEE:** Can you help me out again, sir,
11 with what the purpose of the notebook is, what the purpose
12 of all of your activities is throughout these years?
13 What's the point of it? What are you doing?

14 **MR. SEGUIN:** I'm putting down anything that
15 -- any new information or particular -- in this case, I
16 think the only real things that I put in these notebooks is
17 really any interaction that I had with any of, you know,
18 Dunlop or Silmsler, any of these people, and it was really
19 dealt with with my interactions, not anything else. Pretty
20 well -- I think that's pretty much what it was all about.

21 **MR. LEE:** Well, this isn't all just people
22 coming to you, is it? You're going out there, you're
23 pounding the pavement a little bit, you're looking for
24 details, you're digging for information. Is that right?

25 **MR. SEGUIN:** Very -- compared to what Carson

1 Chisholm and them were doing, very narrowly, yes. Very --
2 and only in reaction to what was being said.

3 **MR. LEE:** Well, that's the point, isn't it?
4 You got Dunlop and Chisholm, according to you, on the one
5 side doing all these things and you're responding as kind.
6 Isn't that what was happening?

7 **MR. SEGUIN:** No, I'm not responding in kind.
8 I'm not trying to get something on them or whatever.

9 In something like this right here, is
10 describing my interaction with them, and they did some
11 pretty nasty things and said some pretty nasty things and I
12 certainly have a right to write them down, you know,
13 without it being said that I'm doing this in some perverted
14 way just -- you know, I'm describing situations that
15 happened to me by them.

16 **MR. LEE:** Can you turn up Exhibit 578, sir?

17 **THE COMMISSIONER:** And how much time do you
18 think you'll be, sir?

19 **MR. LEE:** This is going rather slowly, sir.
20 I'm going to be some time yet.

21 **THE COMMISSIONER:** Okay, well we'll do that
22 tomorrow.

23 **MR. LEE:** Sure.

24 **THE COMMISSIONER:** Thank you.

25 Nine thirty (9:30) tomorrow, please.

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

3 This hearing is adjourned until tomorrow
4 morning at 9:30 a.m.

5 --- Upon adjourning at 4:26 p.m./

6 L'audience est ajournée à 16h26

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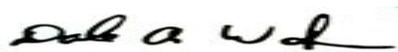
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C E R T I F I C A T I O N

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