

27178-2
Vancouver Registry

In the Supreme Court of British Columbia
(BEFORE THE HONOURABLE MADAM JUSTICE HOLMES AND JURY)

Vancouver, B.C.
June 13, 2017

REGINA

v.

PATRICK HENRY FOX

PROCEEDINGS AT TRIAL
(Excerpt - Excluding Testimony of Desiree Capuano)

COPY

**BAN ON PUBLICATION - INHERENT
JURISDICTION**

27178-2
Vancouver Registry

In the Supreme Court of British Columbia
(BEFORE THE HONOURABLE MADAM JUSTICE HOLMES AND JURY)

Vancouver, B.C.
June 13, 2017

REGINA

v.

PATRICK HENRY FOX

PROCEEDINGS AT TRIAL
(Excerpt - Excluding Testimony of Desiree Capuano)

COPY

**BAN ON PUBLICATION - INHERENT
JURISDICTION**

Crown Counsel:

M. Myhre

Appearing on his own behalf:

P. Fox

Defence Counsel:

A.J. Lagemaat
M. Chatha, A/S

Proceedings**BAN ON PUBLICATION - INHERENT JURISDICTION**

1 Vancouver, B.C.
2 June 13, 2017
3

4 (JURY OUT)
5

6 THE CLERK: In the Supreme Court of British Columbia,
7 at Vancouver, this 13th day of June, 2017,
8 recalling the matter of Her Majesty the Queen
9 against Patrick Henry Fox, My Lady.

10 MR. MYHRE: Nothing to canvass, My Lady. The Crown's
11 ready to go.

12 MR. LAGEMAAT: There is still the issue, My Lady, of
13 tomorrow morning.

14 MR. MYHRE: Oh, right.

15 MR. LAGEMAAT: And I've had discussions with my friend.
16 I expect he'll tell you he might be finished early
17 today. I will need a little bit of time with Mr.
18 Fox before I start cross-examination. I can tell
19 My Lady that this is, essentially, the thickness
20 of the materials I will be putting to Ms. Capuano.
21 So I will not be nowhere near what Mr. Fox's
22 original estimate was. I did attempt to get ahold
23 of opposing counsel on my other matter and, not to
24 criticize him, but he's always been difficult to
25 communicate with, and I had my office leave
26 messages, my assistant call and see if he would
27 consent to adjourn. I did not hear back. If that
28 changes today, I will notify My Lady, but, as it
29 is, it would be a default order against my client
30 if I'm not there tomorrow morning.

31 THE COURT: All right. And you thought you could be
32 here by about 11?

33 MR. LAGEMAAT: Yes. And what I had discussed with my
34 friend and I'm proposing is that we could -- we
35 could let the jury go for the morning. It would
36 give me some extra time to spend with Mr. Fox, if
37 I got here at 11 or 12 for example, and we could
38 start early, start one o'clock, and perhaps have
39 two breaks in the afternoon. I was going to
40 originally suggest, if my friend finishes early
41 today, that we stand down until tomorrow
42 afternoon. And I still will suggest that, but, of
43 course, that would be giving up the afternoon and
44 the morning. But what that would give me would be
45 the afternoon to spend with Mr. Fox.

46 The court saw, I'll say, a small percentage
47 of the materials. I will need to go through a lot

BAN ON PUBLICATION - INHERENT JURISDICTION

1 of material with Mr. Fox before starting my
2 cross-examination because, while it is my
3 cross-examination, I do need to make sure I'm
4 getting his theory on the record. So I will need
5 to go through a lot of materials with Mr. Fox
6 before I start. So, regardless of how we proceed,
7 as long as I have the time to spend with Mr. Fox
8 before beginning my cross-examination.

9 THE COURT: All right. Anything, Mr. Myhre?
10 MR. MYHRE: No, that's something we discussed, My Lady.
11 THE COURT: All right. It's a slightly unusual
12 situation, with your involvement, Mr. Lagemaat,
13 and you have obligations inherent to your role
14 that are somewhat different from those of defence
15 counsel who might have been on the case for a long
16 time, with the ability to take instructions. We
17 will work around your obligation tomorrow morning
18 on another case, if you are not able to get some
19 assurance from opposing counsel on that other
20 case. If you can, that would, obviously, be
21 preferable.

22 MR. LAGEMAAT: Yeah.

23 THE COURT: But, if you're not, we'll work around it.
24 And I think what we should do is wait until later
25 today and see how things are going.

26 MR. LAGEMAAT: Thank you, My Lady.

27 THE COURT: All right. Are we ready for the jury?
28 THE ACCUSED: Um, I wonder if we might be able to
29 remind the jury that everything that was discussed
30 yesterday is outside of the timeframe of the
31 indictment, that that's purely just for
32 background. None of the emails that were brought
33 up yesterday make up part of the charge.

34 THE COURT: Mr. Myhre, is that something you can do in
35 your examination or that I should consider doing?
36 MR. MYHRE: I kind of did do that, My Lady, in my
37 opening. I told the jury that they were going to
38 need to really focus on the question of that time
39 period. In my submission, I know Your Ladyship is
40 going to give them a very clear instruction about
41 the charge period. But, as Your Ladyship knows,
42 what happened before is relevant to inform the
43 mindsets of the parties during the time period
44 charged, so it's not like that's irrelevant, and
45 any instruction in that regard would have to be
46 thoughtfully done.

47 THE COURT: Might it not be -- I'll put that more

3
(Jury Out)
Proceedings

BAN ON PUBLICATION - INHERENT JURISDICTION

1 positively. It seems to me that it might be
2 preferable that you simply work into your
3 questions -- [background conversation]. I'm just
4 going to wait for a moment. It might be
5 preferable and more natural that you simply work
6 into your questions that you're continuing on with
7 some background to the period covered by the
8 indictment. Something along those lines. Would
9 that be acceptable?
10 MR. MYHRE: I can certainly do that.
11 THE COURT: And that would function as the reminder
12 that Mr. Fox is asking for.
13 THE ACCUSED: Thank you.
14 THE COURT: All right. Mr. Lagemaat, is everything all
15 right?
16 MR. LAGEMAAT: Yes. I was just mentioning to the
17 sheriff I'd like to spend the morning break with
18 Mr. Fox.
19 THE COURT: I see. All right. I wanted to make sure
20 there's not a problem before I bring the jury in.
21 MR. LAGEMAAT: No problems, My Lady.
22 THE COURT: We all set?
23 THE SHERIFF: Yes.
24 THE COURT: Please.
25 THE SHERIFF: Yes, My Lady.
26 THE SHERIFF: The jury, My Lady.

27
28 (JURY IN)

29
30 THE COURT: Good morning, members of the jury.

31
32 (EXAMINATION IN CHIEF OF DESIREE CAPUANO FROM
33 10:09:55 A.M. TO 12:31:38 P.M.)

34
35 (JURY OUT)

36
37 THE COURT: Mr. Myhre, I'd like to raise an issue --
38 again, it's hearsay evidence -- relating to the
39 application at Community -- Pima Community
40 College. Bearing in mind that Mr. Fox is
41 self-represented, I have a concern that that
42 evidence went in without objection and without any
43 suggestion that there are limits on the use to
44 which the evidence can be put. I'm thinking that
45 a mid-trial instruction may be in order. Do you
46 agree?
47 MR. MYHRE: I'd support that.

4
(Jury Out)
Proceedings

BAN ON PUBLICATION - INHERENT JURISDICTION

1 THE COURT: I let it go at the time because I wasn't
2 sure whether there would be later emails that
3 would, essentially, confirm the hearsay evidence
4 given, but I didn't hear anything.
5 Mr. Fox, what I am getting at is that Ms.
6 Capuano testified that she was told by Pima
7 Community College that she wouldn't be hired,
8 they'd be withdrawing their offer because of the
9 website, and that was the reason that her offer
10 was withdrawn, and that's considered hearsay
11 evidence. It was -- what was said, if it was
12 said, was said by someone who's not here to
13 testify and not available to be cross-examined.
14 So the evidence that Ms. Capuano gave can be
15 considered only as going to her state of mind,
16 what she believed, what she understood.
17 Actually, I'm not sure it can even be -- I'm
18 thinking out loud there. I'm not sure that it
19 can, because that would, essentially, reinforce
20 the truth of the content. I think the jury has to
21 be told that they have to disregard that evidence
22 and they can take from the evidence simply that an
23 offer she had been given was withdrawn.
24 Mr. Myhre?
25 MR. MYHRE: My Lady, I'm just thinking we should
26 address this without Ms. Capuano here.
27 THE COURT: All right. How do you propose that we
28 manage that? There's a sequence here that takes a
29 bit of time.
30 MR. MYHRE: Right. Well, if Your Ladyship's content to
31 do it in her presence, then I'll just go ahead.
32 THE COURT: Well, if it's something that -- if it's not
33 appropriate that she be here, she shouldn't be
34 here and we'll have to --
35 MR. MYHRE: It --
36 THE COURT: -- find a way --
37 MR. MYHRE: It won't affect her evidence. I mean,
38 we've covered that. The Crown's moved on. We
39 won't be revisiting it.
40 THE COURT: Well, is it --
41 MR. MYHRE: So I don't see how it would affect her
42 evidence.
43 THE COURT: Well, there's always the potential that it
44 would affect it later.
45 MR. LAGEMAAT: I would worry it might affect her --
46 THE COURT: All right.
47 MR. LAGEMAAT: -- cross-examination, My Lady.

5
(Jury Out)
Proceedings

BAN ON PUBLICATION - INHERENT JURISDICTION

1 THE COURT: Then, we had better stand down for a couple
2 of minutes, make the arrangements for Ms. Capuano
3 to leave the courtroom and begin her lunch break,
4 and then we'll resume in a couple of minutes times
5 and address this.

6 MR. MYHRE: Thank you, My Lady.

7 THE COURT: All right. Just stand down now.

8 THE CLERK: Order in court. This court stands down.
9

10 (WITNESS STOOD DOWN)

11 (PROCEEDINGS ADJOURNED)

12 (PROCEEDINGS RECONVENED)
13
14

15 MR. MYHRE: So, My Lady, the Crown position, of course,
16 is that that evidence is not tendered for the
17 truth of its contents. That's part of the
18 narrative, and it explains why Ms. Capuano feels
19 the way she does, and that's the relevant
20 evidence. She felt that she was denied a job for
21 that reason, and the relevance of it. And I think
22 a jury instruction along the lines you first
23 mentioned, but not going as far as you then went,
24 would be appropriate.

25 THE COURT: It might be easier to give a jury an
26 instruction to that effect if the evidence of what
27 she was told hadn't been led. But, once that's
28 been said, it's difficult to tell the jury to
29 disregard that evidence, but -- or to view it as
30 only going to her state of mind and not for
31 anything having to do with the truth. I'll see
32 what I can draft.

33 MR. MYHRE: And, My Lady, I think there is -- there is
34 other evidence that the Crown is tendering in the
35 same fashion for the same reasons. For example,
36 things Gabriel said to her. What's relevant is
37 Ms. Capuano's perception of what's going on, not
38 how {GR} was feeling or what {GR} actually
39 did. It's what Ms. Capuano's perceiving. And so
40 I'm just saying I think a generalized instruction
41 would be appropriate, perhaps with specific
42 examples like the one about Pima Community
43 College.

44 THE COURT: Well, I'd prefer that more care be taken in
45 leading the evidence in the first place than there
46 be a generalized instruction, because there may be
47 a difference between the use that could be put to

6
(Jury Out)
Proceedings

BAN ON PUBLICATION - INHERENT JURISDICTION

1 evidence of what {GR} said to her as opposed to
2 what the legal department at Pima Community
3 College said to her. So I'm going to ask you to
4 try to avoid the type of problem that we're
5 dealing with now, but thank you for your
6 submission about what you see as a suitable
7 instruction.

8 Now, Mr. Fox, you have a submission too?
9 THE ACCUSED: I just wanted to respond to Mr. Myhre's
10 comment about possibly entering some statements
11 that {GR} may have made to Ms. Capuano. That I
12 would strongly oppose calling, especially since
13 {GR} is not present to confirm any of it. In
14 my exper -- well, I believe that much of what Ms.
15 Capuano would say about her relationship or any
16 communication with {GR} is going to be
17 extremely [indiscernible/not near microphone].

18 THE COURT: All right. Thank you. So, Mr. Myhre, you
19 need to keep that in mind as you continue with the
20 evidence. Bear in mind that there may be
21 objection to certain portions if you consider it
22 appropriate to try to lead them.

23 Anything else?
24 MR. MYHRE: Not from me, My Lady.

25 THE COURT: Mr. Fox?

26 THE ACCUSED: Oh, I think maybe Mr. Lagemaat might have
27 some concerns that he mentioned on direct -- or I
28 mean on cross there might be some issues, but if
29 this hearsay --

30 MR. LAGEMAAT: That was regarding whether she was going
31 to be here to make this submission.

32 THE ACCUSED: Oh, okay.

33 MR. MYHRE: My Lady, I think I'll be done direct with
34 Ms. Capuano roughly by the time of the break this
35 afternoon, maybe a little before, maybe a little
36 after, just to alert my friends to where I think
37 the timeline is.

38 THE COURT: All right. Thank you.

39 MR. LAGEMAAT: And then, I can say, My Lady, I will
40 need to spend some time with Mr. Fox following
41 that, downstairs. And, given the considerable
42 amount of materials I have, that could be at the
43 end of the day before I finish.

44 THE COURT: All right.

45 MR. LAGEMAAT: Or I can -- I can show My Lady that --

46 THE COURT: You don't need to give me visual aids --

47 MR. LAGEMAAT: Thank you.

7
(Jury Out)
Proceedings

BAN ON PUBLICATION - INHERENT JURISDICTION

1 THE COURT: -- Mr. Lagemaat. Shall we talk at the end
2 of the day or perhaps at the afternoon break about
3 timing for tomorrow?

4 MR. LAGEMAAT: Thank you, My Lady.

5 THE COURT: Thank you.

6 THE CLERK: Order in court. This court stands
7 adjourned till 2:00 p.m.
8

9 (PROCEEDINGS ADJOURNED FOR NOON RECESS)
10 (PROCEEDINGS RECONVENED)

11
12 (JURY OUT)
13

14 MR. MYHRE: My Lady, did you want to address the topic
15 of a potential jury instruction?

16 THE COURT: Yes. I have a trial instruction. Is
17 there any difficulty with my giving it in the
18 presence of Ms. Capuano?

19 MR. MYHRE: Not for me, My Lady.

20 MR. LAGEMAAT: Not for me, My Lady.

21 THE ACCUSED: Not for me.

22 THE COURT: Could we -- do you wish to review -- I
23 drafted it beforehand. It's brief. It's along
24 the lines that were discussed before lunch.

25 All right. Could we have the jury, please.

26 THE SHERIFF: Yes.
27

28 (JURY IN)
29

30 THE SHERIFF: The jury, My Lady.

31 THE COURT: Members of the jury, before we go on with
32 Ms. Capuano's evidence, there's an instruction I
33 need to give you about a portion of her evidence
34 before lunch, probably 10, 15, 20 minutes before
35 lunch.

36 Ms. Capuano was asked about a blog titled
37 "Oh, to work at Pima Community College," and she
38 was asked about an application she made to that
39 college for employment, which she said was in or
40 around May of 2016. She testified that an offer
41 was made to her, with a starting date, but that
42 when she asked if she should give her two-weeks
43 notice at her contract job, there were further
44 discussions and the offer was withdrawn. Ms.
45 Capuano then testified that the offer was
46 withdrawn because of the website.

47 That part of her evidence was hearsay

Proceedings**BAN ON PUBLICATION - INHERENT JURISDICTION**

1 evidence and you can use it only in the way I'm
2 about to tell you about. It is hearsay evidence
3 because nobody is here from Pima Community College
4 to testify in this courtroom and be cross-examined
5 about the reason the offer was withdrawn. You
6 must not use Ms. Capuano's hearsay evidence about
7 why the offer was withdrawn as evidence of why in
8 fact the offer she described was withdrawn. You
9 can use her hearsay evidence only as evidence of
10 what she believed the reason to be.

11 So I'll repeat that last part, and it's
12 referring to the hearsay evidence about why the
13 offer was withdrawn. You must not use that
14 evidence for why in fact the offer Ms. Capuano
15 described was withdrawn. You can use the evidence
16 as evidence of what Ms. Capuano believed the
17 reason to be.

18 All right. Thank you for your attention to
19 that instruction.

20
21 [EXAMINATION IN CHIEF OF DESIREE CAPUANO FROM
22 2:06:45 P.M. TO 2:47:03 P.M.]

23
24 (JURY OUT)

25
26 (PROCEEDINGS ADJOURNED FOR AFTERNOON RECESS)
27 (PROCEEDINGS RECONVENED)

28
29 MR. MYHRE: Thank you, My Lady. At this point, Mr. Fox
30 still hasn't been identified in court, and so I
31 wanted to address the procedure for that, if it's
32 still necessary from Mr. Fox's point of view.

33 THE ACCUSED: I believe it is.

34 THE COURT: Mr. Fox, I need to make sure that you
35 understand what it seems you're agreeing to. One
36 of the elements of both of the offences that are
37 charged is that you, the person accused, were --
38 you were the person who did the various acts that
39 are alleged. We've heard Ms. Capuano testify at
40 length about Richard Reiss, Patrick Fox, and we
41 need to know whether or not you are agreeing that
42 that person is you. If not, the Crown needs to
43 find a way to prove that, if it can. And it's an
44 element of the offence, so it does have to proven
45 beyond a reasonable doubt.

46 THE ACCUSED: I apologize. I guess my response was
47 ambiguous. What I meant by "I believe it is" is I

(Jury Out)
Proceedings

BAN ON PUBLICATION - INHERENT JURISDICTION

1 believe it's necessary for her to identify me.
2 THE COURT: I see. Then I'm glad I canvassed that.
3 Perhaps I misunderstood -- well, I obviously did.
4 All right.
5 THE ACCUSED: [Indiscernible/overlapping voices]. I
6 should've been more clear.
7 THE COURT: Either way. Mr. Myhre --
8 MR. MYHRE: I think the procedure, My Lady, should be
9 we should have the jury brought back in, then I'll
10 bring Ms. Capuano in, I'll have her stand close to
11 where Mr. Sheriff is and ask her if she recognizes
12 anybody in the court as the person she's been
13 referring to. Oh, recording. I'll have to put
14 her back in the witness box. So maybe we can just
15 take these down or move them aside.
16 THE COURT: I think that would be better. Also, I
17 would like to be able to see her as that's being
18 done, and otherwise I wouldn't be able to.
19 MR. MYHRE: So, My Lady, could I just have two minutes
20 to communicate this to Ms. Capuano? She's not
21 aware that she has to do this.
22 THE COURT: All right. Now, when that's done, is that
23 the end of your direction examination?
24 MR. MYHRE: I believe it will, My Lady. What I would
25 ask is that we not put her under cross-
26 examination. I suppose there is the potential
27 that I could review my notes tonight and think I
28 need to ask her a couple more questions. I don't
29 think so at this point but, in my submission, she
30 shouldn't be under cross-examination overnight.
31 THE COURT: All right. And at that point we will be at
32 roughly three o'clock. Will we have got as far as
33 we can get for the day, then?
34 MR. MYHRE: I believe so, if we're not going to start
35 cross-examination.
36 THE COURT: I don't believe we are.
37 MR. LAGEMAAT: My position, My Lady, would be that I
38 would like to spend the rest of the afternoon with
39 Mr. Fox.
40 THE COURT: All right. And then --
41 MR. LAGEMAAT: Depending on when the bus leaves.
42 THE COURT: I'm asking all these questions now so that,
43 when we've completed this process, I can tell the
44 jury when we next need them. And what's the
45 answer to that?
46 MR. LAGEMAAT: Unfortunately, My Lady, I had no reply
47 from opposing counsel.

10
(Jury Out)
Proceedings

BAN ON PUBLICATION - INHERENT JURISDICTION

1 THE COURT: All right.
2 MR. LAGEMAAT: And I expected that.
3 THE COURT: So where are we? You were suggesting, Mr.
4 Lagemaat, that we start tomorrow at one o'clock?
5 MR. LAGEMAAT: That -- that was in discussion with my
6 friend and I this morning, we -- that I would
7 offer to start earlier and perhaps have two
8 breaks.
9 THE COURT: What's the earliest you think you'd be
10 ready tomorrow to start?
11 MR. LAGEMAAT: Well, I think the earliest I could
12 safely say would be during the lunch hour.
13 THE COURT: I see.
14 MR. LAGEMAAT: If I -- my matter's on a list. I will
15 go to the JCM and ask that they put me first.
16 But, if not, even if I finished at 11:30, I would
17 be back here at 12:00, but I'd --
18 THE COURT: All right.
19 MR. LAGEMAAT: Ideally, I'd like to finish it at 10:00
20 and -- or 9:30 and 10:00, but I can't say for
21 sure, My Lady.
22 THE COURT: And do you expect to complete within the
23 week?
24 MR. LAGEMAAT: Fully expect to complete within the
25 week.
26 THE COURT: All right.
27 MR. LAGEMAAT: Thursday.
28 THE COURT: All right. Then, I think what I'll do is
29 ask the jury to come at one o'clock tomorrow, if
30 that's feasible for them, assuming nobody's got
31 something planned over the lunch hour that can't
32 be changed. And we'll start then and go through,
33 so that way we won't lose too much time tomorrow.
34 MR. LAGEMAAT: Thank you, My Lady.
35 THE COURT: All right. So we'll stand down briefly,
36 configure the court -- do we need to stand down
37 for this? We probably do.
38 MR. MYHRE: I think just to get these out of the way.
39 And then, just so we're all clear, my
40 understanding is that when we come back into court
41 we'll have the jury brought in, then I'll bring
42 Ms. Capuano in, put her back in the witness stand,
43 ask her the question, and then we'll invite the
44 jury to retire and let them leave. Or should we
45 then ask Ms. Capuano -- then, why don't we let Ms.
46 Capuano leave after that?
47 THE COURT: Well --

11
(Jury Out)
Proceedings

BAN ON PUBLICATION - INHERENT JURISDICTION

1 MR. MYHRE: And then you can discuss with the jury what
2 time they should come back tomorrow.
3 THE COURT: I -- the problem is, if we do it that way,
4 we'll have to stand down yet again --
5 MR. MYHRE: So --
6 THE COURT: -- while Ms. Capuano leaves, then bring the
7 jury back in again.
8 MR. MYHRE: I think we won't have to do that, My Lady,
9 just because the screens aren't here. That ship
10 sails --
11 THE COURT: Oh, I see. All right. Will you be closing
12 your direct examination or --
13 MR. MYHRE: I would prefer not to, My Lady.
14 THE COURT: All right. Very well. We'll stand down
15 briefly.
16 THE CLERK: Order in court. This court stands down.
17
18 (PROCEEDINGS ADJOURNED)
19 (PROCEEDINGS RECONVENED)
20
21 (JURY IN)
22
23 [EXAMINATION IN CHIEF OF DESIREE CAPUANO FROM
24 2:59:08 P.M. TO 3:00:46 P.M.]
25
26 THE COURT: And you're asking to continue tomorrow?
27 MR. MYHRE: Yes.
28 THE COURT: Based on what you told me earlier, I take
29 it you likely have very few questions left to ask,
30 if any?
31 MR. MYHRE: Yes, My Lady.
32 THE COURT: All right. I'm going to have a quick
33 discussion with the jury about timing, scheduling.
34 Does Ms. Capuano wish to leave the courtroom at
35 this point or to stay where she is --
36 A I'm okay.
37 THE COURT: -- during that discussion?
38 MR. MYHRE: I think she's okay, My Lady.
39 THE COURT: All right. Members of the jury, we've
40 reached a point in the trial where, for two
41 reasons, we need to take a little bit of a pause.
42 I won't go into what those reasons are, but
43 they're good and proper reasons. And counsel and
44 Mr. Fox and I have discussed how best we can
45 proceed in a way that makes the best use of your
46 time, as well as court time, and moves things
47 along the most efficiently, and what we would like

Proceedings**BAN ON PUBLICATION - INHERENT JURISDICTION**

1 to suggest is that you be excused for the rest of
2 today and for tomorrow morning, and that you be
3 asked to be ready to start again tomorrow at one
4 o'clock. So you would be asked, essentially, to
5 have an early lunch, be ready to start at one, and
6 we'll go through till four, taking either one or
7 two short breaks during that time.

8 Now, if there's anyone for whom that doesn't
9 work, because it's quite a departure from the
10 usual schedule, we'll obviously reconsider. Are
11 you able to give me a quick nod now to indicate
12 whether that will work or would you like to retire
13 to the jury room, have a discussion, and then let
14 me know? One of you could let me know on behalf
15 of the rest of you.

16 You're like to ret -- you're indicating this
17 will work for you?

18 A JUROR: [Indiscernible/not near microphone].

19 THE COURT: Is there anyone for whom it's a problem?
20 All right. So let's go that way. I will thank
21 you for your attention today. I am excusing you
22 for the rest of today and for tomorrow morning,
23 and asking that you be back here and ready to
24 start again tomorrow, ready in time for one
25 o'clock, please. Thank you.

26
27 (JURY OUT)

28
29 (WITNESS STOOD DOWN)

30
31 THE COURT: All right. Is there anything else we
32 should canvass today?

33 MR. MYHRE: Not from the Crown, My Lady.

34 MR. LAGEMAAT: No, My Lady.

35 THE ACCUSED: No, My Lady.

36 THE COURT: All right. Thank you. And we'll adjourn
37 until tomorrow at 1:00.

38 THE CLERK: Order in court. This court stands
39 adjourned till tomorrow at 1:00 p.m.

40
41 (PROCEEDINGS ADJOURNED TO JUNE 14, 2017, AT
42 1:00 P.M.)

43
44
45 Transcriber: S. Goossens

46
47

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47

I hereby certify the foregoing to be a true and accurate transcript of the evidence recorded on a sound recording apparatus, transcribed to the best of my skill and ability.



S. Goossens
Court Transcriber