1		February 15, 2012
2		Vancouver, B.C.
3		(PROCEEDINGS RESUMED AT 9:30 A.M.)
4	THE	REGISTRAR: Order. The hearing is now resumed.
5	THE	COMMISSIONER: Yes.
6	MS.	WINTERINGHAM: Mr. Commissioner, Janet Winteringham for Don
7		Adam.
8	THE	COMMISSIONER: Thank you.
9	MS.	WINTERINGHAM: Sergeant Adam is here in the witness stand.
10		DONALD JOHN ADAM: Sworn
11	THE	REGISTRAR: Would you state your name, please?
12	THE	WITNESS: Donald John Adam.
13	THE	REGISTRAR: Thank you. Counsel.
14	MS.	WINTERINGHAM: Mr. Commissioner, before we get started, I'm
15		just going to orient you with a couple of the
16		materials that are now put before you. There
17		should be two binders. The first binder, the
18		larger binder, has a number of exhibits that we're
19		Going to be referring to during the course of the
20		testimony this morning. There is also a second
21		smaller binder, and in that binder there are a
22		collection of what I'll call daily logs, and we'll
23		refer to them in and out throughout the course of
24		the testimony.
25	THE	COMMISSIONER: All right.

MS. WINTERINGHAM: We've also put together something called an 1 2 Overview of Project Evenhanded, and this is a 3 document that's been created by Sergeant Adam and 4 myself. It's something to assist you in going 5 through the evidence in hopefully an efficient way 6 so we can try to deal with all of the steps that 7 were taken by Project Evenhanded in a way that's efficient and to assist you with your note taking. 8 9 And if I could just have one moment, please, to grab copies for everybody. 10 11 THE COMMISSIONER: Yes. EXAMINATION IN CHIEF BY MS. WINTERINGHAM: 12 13 I've got Mr. Hira handing out documents. I've 0 14 made it. 15 Sergeant Adam, I'm going to ask you, please, to start with providing us with a description of 16 17 some of your policing background. Okay. I did up a bit of a resume. Is that 18 А 19 available to me? It would just guide me. 20 Yes. That's at Tab 1 in the big book of Q 21 documents. 22 А Thank you. Mr. Commissioner, I'm going to start 23 sort of from my formative years as a police officer and move forward in time. I believe that 24 25 there's -- there are some aspects of my career

that -- that might allow me to be of some value 1 relative to things I've learned in policing. I 2 3 joined the RCMP in 1971, did a number of years in 4 uniform, but in 1978 I -- I was transferred to 5 full-time surveillance and took specialized 6 advanced training in surveillance and from that 7 time on could be considered an expert in surveillance. Then I transferred to Coquitlam and 8 9 I did two things in Coquitlam. One was -- that are of value, I suppose. One is I was on Drug 10 11 Section and I received specialized training in undercover operations and was trained as a 12 13 supervising undercover operator and did undercover 14 operations, which again helped to guide my 15 investigations through my career. I also then transferred to -- to what we called General 16 17 Investigations. Nowadays it would be Serious Crime. And in that position in 1984, my first 18 19 homicide investigation was the investigation of a 20 young missing woman. And those -- that investigation flowed out what had occurred with 21 22 Clifford Olson where we, the police, had not been 23 watching young missings, runaways we called them, and we simply didn't do those investigations well. 24 25 I was given -- after Mr. Olson was identified, I

was given one of those young missings, and through 1 my investigation I was able to track her to 2 3 Quesnel, find the person that had killed her, and 4 I was able to bring him to charge, but not murder 5 charge because ultimately the knowledge of what he 6 had done -- we never did recover her remains, but 7 the knowledge of what he had done lived in his head. And so through interrogation we did get 8 9 charges that accepted that he had killed her, but not murder charges. And the reason I say that is 10 11 I'm aware of the concept of no body, no crime. Ι will say that that is nothing that I have ever 12 13 heard from the people I know in Major Crime 14 investigations and nor was it something I've ever 15 heard from any of the police officers from Vancouver that I dealt with in regards to this. 16 17 Once I left Coquitlam, I moved to Serious Crime Section in -- in Surrey, which really introduced 18 19 me to high-level investigations at a rapid pace --20 Surrey is quite a crime centre -- and involving 21 some extremely gualified, talented investigators 22 on how to run homicide investigations, how to run major cases. And that was -- it taught me a lot. 23 24 From there I went to Polygraph Section, and I 25 trained as a polygraphist, and so would be an

expert in the use of polygraph. But perhaps even 1 2 more importantly is as a polygraphist, one of my 3 jobs was to insert myself into other people's files and review them, and in doing that across 4 5 the province, I really got to exchange ideas with 6 some of British Columbia's best investigators and 7 I learned how to tear apart a file and understand where we went wrong. So that was extremely 8 9 valuable for me beyond my own experience. When I transferred from Polygraph in -- at the beginning 10 11 of 19 -- very end of 1997, I went to Langley Detachment where I ran the Street Unit, which you 12 could think of as kind of a burglary section. And 13 I should mention also that I had run the Street 14 15 Unit or Burglary Section at Coquitlam. Both of those relative to being maybe of some value is 16 17 those types of units live off of search warrants and understanding those issues, so I was a person 18 19 who understood that very well. Also, I did double 20 duty at Langley and I ran their homicides. And, again, maybe of some -- might be of some value to 21 22 you is there was a particular homicide that we 23 had, the Grewal investigation, and it involved the hiring of the man's son to commit an assassination 24 25 on his wife. That investigation, I managed

variously upwards of 30 people plus the support 1 2 units outside, Special "O", undercover operation. 3 It was a complex investigation. I wrote the 4 wiretap affidavits. There were several of them. 5 I testified to them. So I'm very knowledgeable 6 about wiretap. I also, of course, was directing 7 the undercover operation against that target. I am knowledgeable about undercover operations. 8 9 When I left Langley in November the 15th of 2000, just before receiving the Evenhanded assignment, I 10 11 had -- interviewing was probably my specialty. I mean beyond criminal investigations, but truly 12 13 that was, I think, what I have done best in my 14 career. And I realized that the -- that the RCMP 15 were not handling high-level homicide interrogations as well as we could and I had come 16 17 to the belief that if we would pull together the very best of our people in conjunction with 18 19 psychologists, in conjunction with really 20 understanding the law in and around interrogation that we could do a better job. And so as a 21 grassroots effort, myself and -- and other key 22 interrogators, probably six of the best in the 23 Lower Mainland, came together and then each one of 24 25 us brought a young member to mentor, and we

created an ad hoc grassroots interrogation team. 1 2 And that was supported by Gary Bass with money and 3 through 1999 into 2000 we unfolded that operation 4 with terrific success, quite frankly, to the 5 extent that by the fall of 2000 Inspector Bass 6 wanted to move me back to headquarters to 7 formalize this, make it a formal unit of the RCMP, be the first of its kind. And I transferred back 8 9 for that purpose. They did transfer me into what is called Special Projects because at that time I 10 11 don't know if you recall, but money and RCMP positions, there were cutbacks right through 12 13 policing, and that was a door that -- that 14 Inspector Bass could get me on location. And then 15 ideally I was going to be moved to a position when they could create it. But when I arrived, within 16 17 six days I received an assignment to look into the matter in front of you. 18 And you received that assignment by way of 19 Q 20 communication with Henderson; is that right? 21 Yes, I did. А 22 0 Okay. And can you describe that communication,

24AI had always believed that -- that the first thing25I received was a very short e-mail asking me to

please?

23

get together with Geramy Field, but I don't know 1 2 where that e-mail is. But I do know that on the 3 21st I went down to Doug Henderson's office and I had a meeting with him. I'm aware that he had had 4 5 a previous meeting with Geramy Field in the city, 6 and I was advised that they wanted me to look at a 7 wide variety of issues and then report back to him on what the RCMP might do. 8 9 Q And if you could take a look at Tab 9 of the big book of documents. 10 11 А Yes. It's an e-mail from Doug Henderson to Gary Bass 12 Q 13 and you're copied on that e-mail? Yes, I am. 14 А 15 And in reviewing that e-mail, did you have an Q understanding of what your assignment was to be? 16 17 Yes, I did. The e-mail, if you read it, is very А 18 explanatory on what my assignment was to be. My 19 assignment was to be very large. Obviously from 20 their discussions, they had decided that they really needed to take a holistic look at the 21 22 murders of sex trade workers across this province. 23 In fact, my assignment was to go outside the province as well, looking at both solved and 24 25 unsolved, looking at Vancouver's missing, looking

1		at the valley serial killer. So it was to be very
2		encompassing. And then from there I was to offer
3		investigative thoughts on how we could move
4		forward.
5	Q	Now, did you receive if you can take a look,
6		please, at Tab 10. And you can see that's an
7		e-mail from Gary Bass responding back to Doug
8		Henderson?
9	A	Yes.
10		Doug, I couldn't agree more that we need to
11		get on top of this. Let me know if there are
12		any funding issues. Gary.
13	Q	Funding issues, is that what you said?
14	A	Funding issues. If Napoleon said that an army
15		marches on its stomach, police departments march
16		on their budgets, and without money you don't do
17		anything. Gary Bass is probably the most
18		outstanding police officer I know and he would
19		find money for things, and this is just typical of
20		Gary Bass.
21	Q	Now, if I can just have you refer to page 2 of the
22		overview, the road map. Page 2.
23	А	Yes.
24	Q	And you've testified about receiving what you
25		believed to be an e-mail from Henderson with

1		respect to your new assignment?
2	A	Yes.
3	Q	And did you receive any materials?
4	A	Yes. My notes indicate that on the 22nd I
5		received a package from Doug Henderson.
6	Q	And at this point when you received this package
7		from Doug Henderson, what did you believe your
8		assignment to be?
9	A	Well, my assignment at its simplest form was that
10		I needed to get together with the people who
11		understood these issues and I needed to learn from
12		them, because I knew nothing. I had never been
13		involved in any of this, so I really knew nothing.
14	Q	And do you come to learn some facts throughout
15		your early discussions with individuals with
16		respect to your new assignment?
17	A	Oh, very definitely.
18	Q	And what are some of those facts that you learn
19		early on?
20	A	Well, the the document that I received
21		summarized a what I'll call a Behavioural
22		Science meeting that occurred early, I believe in
23		Kelowna. And so it summarized a variety of
24		concerns. I mean there was the concern that there
25		was a bundle of murders up in up north in

1		northern B.C. There was concern that there was a
2		new series of murders occurring on Vancouver
3		Island. There was the concept that perhaps the
4		killer had moved there. And there were a variety
5		of reasons why they would believe that. So it's a
6		big question, if you could just ask it again.
7		Sorry.
8	Q	You understood that there was a number of ongoing
9		investigations with respect to the murder of sex
10		trade workers?
11	A	Yes.
12	Q	And what did you understand with respect to your
13		assignment and all of the other outstanding murder
14		investigations regarding sex trade workers?
15	А	I needed to come to an understanding of what they
16		were, which
17	Q	And what were they? What were some of those
18		investigations?
19	А	Oh, yes. Sorry. So the murder investigations in
20		the full scope of what I was being asked, Mr.
21		Commissioner, clearly there were murder
22		investigations of found sex trade workers and
23		clearly some of those were up in the northern
24		British Columbia, some were on the island and some
25		encircled the Lower Mainland. There was a series

of murders that had occurred in 1995. We called 1 2 them the valley murders. And then, of course, 3 beyond that there was -- there was another --4 there was a body in North Vancouver, I believe a 5 body in Pemberton. And I'm just going from 6 memory. Then, of course, Vancouver itself 7 relative to bodies, there had been a series of murders still unsolved that -- that were women who 8 9 had been murdered and quite visibly left in alleys and what have you here in Vancouver, and the 10 Chartrand murder at UBC. And those had been 11 investigated by Vancouver Homicide and UBC joint 12 13 with Vancouver Homicide because, of course, they 14 were all sex trade workers from the Downtown 15 Eastside. So there's that entire cluster of murders that I needed to come to know about and 16 17 decide what to do about. And then, of course, 18 there's the missing. What about Jane Doe? In your early understanding 19 Q

20 of your assignment, did you know anything about 21 that particular issue?

A I didn't know about her until sometime in 2001 when -- when Bob Paulson e-mailed me. I think it was late-ish 2001 because -- maybe I should take a second to explain Jane Doe. What happened is in

1995, the same year as these other murders, the 1 2 valley murders, Mr. Commissioner, there had been 3 a -- a bisected skull, bisected, simply cut 4 through the centre, a half skull that was found 5 at -- just off the Lougheed Highway right at the corner of where the Stave River meets the Fraser. 6 7 And it was clearly a homicide. The pathologist believed that it might have -- that the death may 8 9 have occurred a number of -- even a number of 10 years earlier. And that -- that was a mystery. 11 They at that time didn't have the ability to DNA profile her, I believe because BOLM was a problem 12 13 in our systems. But Bob Paulson was aware of that 14 and would make me aware of it. And his analysis 15 was we have the -- the valley murders and now -and now here we have, you know, a severed skull 16 17 and that this could be the link that the killer has progressed. Does that make sense? Gotten 18 better. 19 20 Does the Jane Doe skull ever play a role in what Q 21 ultimately becomes the Pickton investigation? 22 А Yes, it does. Can you describe that? 23 Q

24AIt does, Mr. Commissioner. We ultimately would25find her bone remains, some of them, on the farm.

She was killed by Pickton probably. What it 1 2 really meant is that by -- as you're well aware, 3 of course, Pickton's first time he killed was in 4 1991. We have -- we've identified a victim on his 5 farm from '91. But what this told us later is that he was a fully functioning serial killer by 6 7 '95 who had perfected his method of -- of not allowing the remains to be identified. So it was 8 9 something he clearly was very aware of. He clearly was removing those identifiable parts from 10 11 his farm as early as 1995. So in -- and sorry. With respect to Jane Doe, was 12 Q 13 she ever identified? 14 No. Jane Doe there was a murder charge laid, but Α 15 ultimately it was withdrawn because simply the time -- that we couldn't put a time of death to 16 17 her and it was felt that that would be unfair to Mr. Pickton. 18 So you have described in your testimony what you 19 Q 20 call the alley murders? 21 Yes. А 22 0 Jane Doe, the valley murders and the missing women of the Downtown Eastside? 23 24 А Yes. 25 What did you understand those four discrete 0

1 2 investigations to mean with respect to your assignment?

- What they meant is that I needed to understand 3 Α them and I needed to find a way to either see 4 5 whether they all meant something together or, Mr. 6 Commissioner, my job was to solve murder, not just 7 the murders of missing people, those murders. They're all equally important in my mind. And the 8 9 Evenhanded mandate became not just missing, our mandate, as articulated in that memo and accepted 10 fully by the Vancouver Police, by the RCMP, by --11 I believe right up to the Solicitor General of 12 13 this province, was solve these murders.
- 14QSergeant Adam, if I can have you move to paragraph1512 of the chronology -- or sorry -- the overview,16paragraph 12.
- 17 A Yes. I see that.
- 18 Q And if you can just walk us through some of the 19 early information that you're learning when you're 20 assigned these investigations.

21 A I'm sorry. My paragraph 12 deals with Hiscox.

- 22 Q That's right. Yes.
- A Okay. I'm not -- like, do you want me to deal
  with Hiscox and what I knew about Pickton?
  Q No. If you can just walk us through the

1

2

information that you're learning in the early stages of your assignment.

3 Okay. So the -- what I'm -- what I'm learning А is -- well, firstly, is I need to draw in the 4 5 people who know this, so my first efforts are --6 are to draw in the right people who will be able to educate and then assist me. And I suppose, Mr. 7 Commissioner, the best way I could describe it 8 9 is -- is there had been years of people engaged in 10 this problem, engaged intently by Dr. Rossmo, 11 Keith Davidson, you know, Project Amelia, the valley investigators, McCarl. ViCLAS was very, 12 13 very interested. And all of these people had been 14 having meetings and brainstorming and coming up 15 with various plans. I didn't know any of that, so I needed to hear from them and understand it. And 16 17 the hearing and understanding, it took me a while. Like, I didn't -- there were things that would 18 19 occur that jarred me that I didn't -- I thought 20 our systems would be working and I would find out 21 they weren't working. So the problems just seemed 22 to keep heaping themselves on each other. So there was just this learning process that took 23 24 place from -- from my very first discussion with 25 Geramy Field on the 12th.

1	Q	The 12th of?
2	A	Sorry. The 12th of December, 2000. And then
3		there's as we got the right people into the
4		room, the problems just kept unfolding. On the
5		3rd we had the lab there and $$
6	Q	The 3rd of?
7	A	The 3rd of January. Sorry. The 3rd of January
8		brought in ViCLAS and they have the ability to
9		allow me to understand the scope of the provincial
10		problem and they had the ability to for me to
11		be able to task them on the scope of the missing;
12		were 27 the right number. So assignments started
13		being handed out right on the 3rd, although you
14		need to very much understand we weren't a task
15		force until probably the very end of November, I
16		would say, when Jim McKnight and Phil Little from
17		VPD Homicide joined us and we went out to visit
18		the murder sites, say, on the 27th. Then we were
19		a task force, but prior to this
20	Q	The 27th of?
21	A	Oh, I'm sorry. The 27th of February, 2001.
22	Q	2001?
23	A	But but even though we weren't a task force,
24		Mr. Commissioner, if you watch our documents, I
25		immediately started giving assignments to

everybody. The people that were educating me also 1 2 immediately got assignments to start building our 3 understanding of the facts, so I was operating --4 I was operating in a way that there was things 5 that we knew we would need to know and the people 6 that were in those rooms were willing to get me 7 that information and -- so we were in an odd situation that by the 3rd of January, we really 8 9 weren't a review team in any way. We were an 10 active investigation. 11 And if I can have you go to paragraph 15. And if Q you can just take us through some of what you were 12 13 learning when you were first assigned. 14 Yes. Well, let me -- now I'll really start to Α 15 focus on Project Amelia. Project Amelia, of course, is the missing women, and there were 16 17 things that I learned very quickly from them. Of course, the first thing that I learned from Geramy 18 19 and from -- and from their documentation is that 20 there was this belief that the disappearances had stopped and that they had stopped somewhere in 21 22 early 1999. And an obvious question is: Can we 23 be sure? And Geramy actually took it upon herself to go and start making inquiries right away and 24 25 also then Sylvia Port, the Rapid ID manager, Mr.

Commissioner, she had the access to be able to 1 2 look globally across the province at high-risk 3 missings. So she took that assignment. So those two assignments started very quickly. Sorry. I'm 4 5 just thinking how to keep continuing. The -- the 6 other thing that I learned right away from Geramy 7 Field is that both the valley homicides and Project Amelia had worked high-quality suspects. 8 9 I learned sort of very rapidly a few things, Mr. Commissioner. I learned that there had been 10 11 high-quality suspects worked, some that people believed in so strongly that even when DNA showed 12 13 they were wrong, they simply could not accept that 14 a -- I think Dr. Rossmo talked about people 15 willing to -- I'm not sure if he said bet their mother's lives on it, but there's a lot of 16 17 passionate police. People come to believe in their suspect. But coming in as a review person, 18 19 that's very dangerous for me to accept those 20 beliefs without really looking at them. So I learned that there had been strong suspects 21 22 worked. I learned that -- that those had not been 23 successful. And I also learned that there was a 24 mass of suspects or POIs that needed to be 25 reviewed and the documentation in the files,

particularly VPD, had been very documented; that 1 2 if -- as of almost September of 1999 there had 3 been the Pickton investigation worked jointly 4 with -- with Project Amelia and then -- and then 5 you see them pull apart in September and it seems 6 like Coquitlam continues with Pickton, but Project Amelia gets together with Keith Davidson and 7 there's this need to now re-assess the suspects 8 9 that they have, their POIs. And I need to tell 10 you, Mr. Commissioner, that is what they needed to 11 do. You know, you've heard about tunnel vision. You probably don't need to hear much more from me 12 13 about it. But they needed to re-assess. You 14 can't be married to one theory. And so what they 15 started to do is they started to look at -- at the valley. The valley, if it was the same killer, 16 17 gave them a forensic point. It gave them DNA of the killer. And as you watch those meetings and 18 19 you watch that progress by, from memory, 20 November -- but it's all in the documentation there, Mr. Commissioner -- you'll see them 21 22 planning to go back into the Amelia suspects and research them to find connections to the valley. 23 24 They were going to look for people with 25 four-by-fours. They were going to look for people

that had those connections to the valley. And 1 2 that was all -- made good sense. So that got 3 driven out, by the way, through -- through the 4 need to then go to Gary Bass and to get his aid in 5 now assisting a revitalization of the valley 6 investigation, meshing those suspects with -- with 7 Project Amelia, but the centerpiece is the valley. And those meetings occur in March, I believe, the 8 9 1st and there's this move that way. And that move, by the way, continues, of course, with the 10 11 big meeting with Dr. Rossmo and everybody in November with Behavioural Science because the two 12 13 files are presented together and the cumulative 14 wisdom of all of those people, inclusive of the 15 behavioural scientists, which are the best source we had for serial killings, are that they're 16 17 linked. They need to be investigated and there needs to be a JFO. So we start to move in that 18 19 direction.

# 20 Q And so I'm just going to back you up for a moment 21 in terms of your assignment. You referred to a 22 meeting or receiving communication on November the 23 21st of 2000?

24 A Yes.

25 Q And then you refer to a meeting with Sergeant

1		Field on December the 12th of 2000?
2	A	Yes.
3	Q	And what steps, if any, did you take in between
4		November 21st, 2000 and December 12th, 2000 with
5		respect to your new assignment?
6	A	Between November the 21st and the 12th?
7	Q	Yes.
8	A	I took none. I was even as I received that
9		assignment, Mr. Commissioner, I was fully involved
10		in murder after murder, to the extent that that
11		I was literally interrogating right around those
12		dates. And I believe within about a day or two
13		after receiving this assignment, they sent me back
14		to Nova Scotia where where I was involved in
15		the arrest and interrogation of a gang of Nova
16		Scotians who had come out to the Downtown Eastside
17		and murdered a couple of Downtown Eastside people.
18		So I was completely saturated with that work. As
19		soon as I could get my head above water, I started
20		dealing with this.
21	Q	And you then had your meeting with Sergeant Field
22		on December the 12th. You've referred to that?
23	A	Yes, I did.
24	Q	Okay. And if I can have you please move to
25		paragraph 24. Now, as you're learning about your

new assignment, can you describe what, if any, 1 2 challenges you recognized at the outset at looking 3 at the missing women from the Downtown Eastside? 4 All right. Then -- then I think what I would do А 5 is maybe compare it with a regular homicide or a 6 simple homicide. A simple homicide very quickly 7 begins with the body. That body is -- centres you and I would describe it this way: The body will 8 9 give you evidence and if you think of it as a circle, you will then start to move out and as you 10 11 move out, you will gather and look for evidence. You will look for evidence in the room. You will 12 13 look for evidence in the house if we're going to 14 use a simple concept. As you move out of the 15 house, you're going to look for neighboured inquiries and you're going to move out from there 16 17 and you're going to do video canvasses, et cetera. So there's this outward movement from that point. 18 19 Inside that room with that body, you will 20 actually -- in that same sort of conceptual movement, you will move back into the life of the 21 22 victim and you will be able to track ideally how 23 that victim got there and who was in their life 24 and what was occurring and did that killer come to 25 that location with that victim. And then -- and

then you will move forward in time, because after 1 2 that killing the -- the perpetrator will have 3 moved forward and done things. And as he moves 4 away from that crime scene, of course, this --5 what you've done, you may capture him in location. 6 So in a simple homicide that is the centrepiece of 7 forensics, for everything. That was so different from the situation in the Downtown Eastside. The 8 9 very nature of the missings, A, took that piece away from you. There was -- often you weren't 10 11 sure at the actual point they would go missing you -- there was -- there's not an event. There 12 13 wasn't -- there's not somebody being dragged 14 screaming into a car where someone writes down the 15 licence number. There just wasn't that kind of a moment. So what you did is you ended up with --16 17 with -- I'm searching for the right way to say this. You -- you lacked the ability certainly 18 from a court perspective, but you -- you lacked 19 20 the certainty of even a crime. And that lack of certainty meant that you needed -- instead of 21 22 using your efforts to investigate the crime, you actually need to use your efforts -- and they were 23 24 considerable, Mr. Commissioner -- to investigate 25 whether there was a crime. And when you start

1		engaged in that massive exercise, which absolutely
2		needs to be done, as you're with your
3		background you know we need to we need to be
4		able to prove there was a crime. Then all of
5		those things are slowing you and they're obscuring
6		the reality.
7	Q	When you first started on this assignment, did you
8		believe that the missing women had been murdered?
9	A	Yes, I did.
10	Q	Did you have any beliefs at the outset of your
11		involvement in this assignment about the number of
12		killers that were potentially out there?
13	А	I did, Mr. Commissioner. Obviously there's the
14		valley killer. There are the bundle in Vancouver
15		that that potentially could be linked. This
16		could have been a progression. So those could be
17		linked. I knew there was I certainly knew that
18		there were 52 unsolved or sorry solved sex
19		trade worker murders and 52 unsolved. And I need
20		to tell you I was I was appalled that
21		that at the vicious the crime that is
22		occurring to those women is phenomenal. There was
23		nothing I had ever seen like it. Nowadays maybe
24		the gang murders, but that was just astounding to
25		me. I believed it just didn't seem possible to

1		me that it was the work of one person. And I
2		suppose that I believed we needed to be open to
3		look for potentially multiple killers entering
4		this story at various locations, and my mandate
5		was to catch them all, and my mandate the
6		mandate of Evenhanded still is that. The mandate
7		of Evenhanded was not to catch one killer and
8		quit.
9	Q	Does Evenhanded exist today?
10	A	Absolutely it exists today. It's still a fully
11		functioning investigation targeting people.
12	Q	You refer to the fact that you were appalled by
13		the number of sex trade worker murders?
14	A	Yes, I was.
15	Q	Did you learn anything about the solve rate of
16		those sorts of murders?
17	A	I did. The fact that that the solve rate was
18		50 percent, Mr. Commissioner, I had never heard of
19		solve rates like that. I mean I understand it's
20		stranger to stranger often, which is difficult,
21		but I believe and we could check the stats, but
22		I actually thought our province was up in the 60
23		to 70 percent solve rate on murders, maybe even
24		higher. I'm just guessing on that.
25	Q	So you came to understand that the solve rate on

murders involving sex trade workers was lower than 1 2 other sorts of murders? 3 Oh, from my experience I'd never seen anything А 4 like that. 5 Now, Sergeant Adam, I'm going to have you move to 0 6 paragraph 28, and if you could please identify for 7 us four of the specific challenges that what ultimately became Project Evenhanded, what that 8 9 project faced. Yes. So beyond investigative challenges, Mr. 10 А 11 Commissioner, there were things -- some things that we were doing in Canada that got in our way. 12 13 There was some of our systems weren't working well 14 and -- and then -- and then simply some of the evolution in our DNA technology, it would be 15 inaccurate to say it caused us problems, but it 16 17 opened opportunity for us, but it meant a lot of work. So the first one is -- is the lack of a 18 19 missing person DNA bank. I could not overstate to 20 you how damaging it is that our country has chosen 21 not to have a DNA bank for missings, utterly 22 damaging and at so many levels. The -- what it -what occurred in real time relative to what's in 23 24 front of you are the following things: Vancouver 25 Police Project Amelia had really -- I'd almost say

busted their butts, but that's not a very 1 2 professional way of saying it. But they had 3 worked very, very hard in the search for the 4 missings and then they had met with the families. 5 And I don't know the dates, but they had -- they 6 had obtained biological material from the 7 families. And it's been referred to in their reports that they collected DNA. That's actually 8 9 not true. They didn't collect DNA because they were not allowed to develop the DNA. So they 10 11 never had the ability, if they had found a crime scene, to actually show that their victims were 12 13 there. It's an appalling situation. They had --14 they were forced. They ended up being forced to 15 keep it in a cardboard box under a desk. They had also -- you know, these are smart people. They 16 17 have gone to and discovered that the B.C. Cancer 18 Agency had DNA available. And you've probably 19 heard this, but they weren't able to in spite of 20 the -- the courage of Dr. Matisic from the Cancer 21 Agency, she was prevented by law from giving it to 22 them. And there's no vehicle -- and you're well 23 aware that -- I'm hoping that you can fix that. But there's no vehicle that you could go and get 24 it and so they were stymied. They were talking 25

about trying to get a warrant, but what gave them the ability to get a warrant, and so they ended up with these dead ends.

- Q Now, does Project Evenhanded take any steps with
  respect to these bodily samples that you just
  described?
- We do. As they explained this to me -- it is 7 Α actually hard to understand. It's hard to grasp 8 9 that we would be blocked by our own organizations, our own country. We -- we then -- I realized we 10 11 needed to meet with the forensic lab, and that meeting would take place, then, on the 17th of 12 13 January, 2001. And we tackled the problem by 14 meeting with them and getting them to explain why 15 we couldn't move forward. And it -- and it centred around Bill C-3 and its limitations. But 16 17 I can tell you, Mr. Commissioner, that lab here in Vancouver wanted to help us, and so what they did 18 19 is that -- Project Amelia had been somewhat 20 crippled by one other thing, is they were forced to call the missing missing and that left the lab 21 22 nowhere. When I told them I was calling them 23 murdered women who we had not found, it became a 24 crime and the lab then was able to -- I forget 25 what they called it, but they were allowed to put

it into their investigative bank, and now we were 1 2 taking the steps we needed to take. 3 So what you're saying is that you had, then, a Q 4 known profile available in the lab should you 5 recover a crime scene? 6 Yes. Once they got in there. Unfortunately, the А 7 material collected by the City, as in any court case -- like, we weren't just there -- we were 8 9 there to find a killer and prosecute them, so that meant that we needed to have continuity on all of 10 11 our exhibits, Mr. Commissioner. So there was no continuity that we could tie to the material we 12 13 got from Vancouver. And, in fact, they had been so desperate to try and advance their case that 14 15 they actually had taken, I believe, nine of their -- of their samples and when they couldn't 16 17 get it developed in Canada, they had sent it to 18 America, to Virginia where they had found some body parts and the Americans developed it for us. 19 20 In one of those sort of twists that you couldn't 21 even imagine, when they tried to bring it back to 22 Canada, that -- the Americans use a system that doesn't mesh with ours and it's useless to us up 23 24 here. So I don't know where I was. You have to 25 remind me.

Well, tell me this: What, if any, significance 1 0 did having known profiles of Vancouver's missing 2 3 women -- what significance, if any, did it play in 4 Project Evenhanded? 5 Oh. Well, ultimately the part that it played is Α 6 that -- is that on February the 5th when the 7 Nathan Wells search occurred and we found two pieces of material -- we found Heather Bottomley's 8 9 ID and Sereena Abotsway's inhalers -- of course, Mr. Pickton was momentarily -- or not 10 11 momentarily -- arrested for about 10 hours. Then he, of course, is on the street on the 6th free 12 13 and you are not going to get charges on two pieces of ID. We went -- the efforts of Evenhanded are

14 15 quite phenomenal, but they centred around the fact that we were able to develop DNA from inside his 16 17 trailer. And there was a spot of blood on a -- on a Solomon ski bag that matched up with Sereena 18 19 Abotsway. So we had that waiting. All of that 20 effort was really just waiting there. There's a 21 whole bunch to that story. But then when we 22 identified blood in the trailer, in a mobile home beside Pickton's trailer, that went to the lab and 23 24 they were turning that DNA over desperately to 25 give us a charge. And then it was about two weeks

in, I think, we meshed that, and that was Mona 1 2 Wilson, and we were able to say that that was a 3 murder site. And then I had been in constant 4 contact with Mr. Peder Gulbransen, regional, and 5 he was holding me off, holding me off, that we needed to have a case, and that was the DNA hit 6 7 that allowed us to arrest Mr. Pickton. On February 22nd; is that right, 2002? 8 Q 9 Α Yes. For two counts of first-degree murder. 10 And let me ask you this: Had you not -- had Q 11 Evenhanded not taken steps to process the familial -- or the DNA or the bodily samples from 12 13 the missing women, what would the turnaround time have been for murder charges for Mr. Pickton? 14 15 I'm not even sure. The issue would be you have to А 16 imagine then we would -- you would have to find 17 the physical remains. So if your search was allowed to continue -- you need to understand that 18 19 we were only given a three-day search on our first 20 warrant and grave concerns by the authorizing judge as to how -- how did we feel we could go 21 22 outside the trailer. Like, it was close. And once we were on there, if they did extend our 23 24 warrants, then -- then our methodical search 25 outwards -- we started at the epicenter, of

course, Mr. Commissioner, and needed to work out 1 2 very methodically. When we would have got to the 3 freezers -- you know, as long as we could keep 4 getting warrants, we would have found the 5 freezers. We would have then had evidence of 6 murder. That would be our first evidence of a crime, a provable crime I mean. Blood dots in a 7 trailer, you know, were one piece. I -- I think 8 9 that Mr. Gulbransen would have given us charge 10 approval even though those would have been Jane 11 Doe type murders. I believe we would have got charges then. 12

13QLet me ask you this. You've testified that on14February the 22nd, 2002 two first-degree murder15charges were approved against Mr. Pickton?

16 A Yes.

17 In your experience as a homicide investigator, can Q you advise this commission about the speed with 18 19 which you got your murder charges in this case 20 compared to others that you have been involved in? Well, every case is different. I mean if it's 21 А 22 what we would call a smoking gun and the person is 23 right there, then those could come, obviously, 24 very, very quickly. The moment it turns into a 25 whodunit it, I think the average homicide

investigation at that time was roughly six months. 1 2 And that has gotten much longer now. To -- to 3 have moved on DNA the way we moved, to have 4 developed what we developed in those 12 days, I 5 just don't think there's ever been an 6 investigation that could have done that. But we 7 did it for -- we were able to do it for a number of reasons, Mr. Commissioner. We had -- we had 8 9 not only collected the DNA, we absolutely knew we were going to get this person, and we had -- we 10 11 had researched a whole variety of things to be ready, like right down to where exhibit DNA, 12 13 drying cabinets, we had everything ready to go. 14 And we had -- we had talked to the top people in the province on how we would examine a crime 15 scene, because, of course, we had talked to the 16 17 Spokane serial killer investigation. Sergeant Adam, I'm going to bring you back --18 Q Oh, sorry. 19 А 20 -- just for a moment and we'll come back to that Q later on in your testimony because that's sort of 21 22 the back part of all of this. Okay. Sorry. 23 А 24 But you have now described for us the first 0 25 investigational challenge that Project Evenhanded

faced, and that is the lack of a missing person
 DNA bank?

- 3 A Yes.
- 4 5

- Q Could I ask you, please, to describe the second investigational challenge?
- 6 Well, the second thing I came to learn is that the А 7 B.C. Coroners Service had control of a potential 130 bones from found human remains. They actually 8 9 had them, because if it's not -- if there's no foul play involved -- like, Jane Doe, of course, 10 11 we've talked about, was obvious foul play, so that exhibit stays with the police, Vancouver or RCMP. 12 13 But if there's no foul play suspected, then those 14 are coroner's cases. And just without knowing a 15 lot about it, I thought, well, if you're only finding a bone or two, well, how can you make any 16 17 determination as to whether that's foul play? But, in any event, those remains had never been 18 19 processed for DNA, and the obvious thing that 20 would occur to all of us is, well, how do we know 21 that some of these remains collected over many 22 years are not parts of the remains of our missing? So not only do we need to get the missing's DNA so 23 24 we know that, but we need to deal with this 25 problem.

And I'll ask you to describe that in more detail 1 0 2 as we get into some of the work that Evenhanded 3 did, but if you can take us to the third 4 investigational challenge that you identified? 5 So what happened is that once -- once we Α Yes. 6 realized we have DNA problems, we had the lab 7 come, one of their top people, Mr. Peter Samija, and that was on the 17th of January. And Mr. 8 9 Samija really opened our eyes to other investigative possibilities. And what he told us 10 11 is that there had been an evolution in DNA and with each evolution the sensitivity to the 12 13 presence of DNA material, the ability to make a 14 profile would change. So there was -- and I'm not 15 a scientist, but there was FLRP, whatever that 16 meant. That was the preliminary one. And then 17 they went to a -- I'll just rattle out the names. PCR. And the lab, I guess if they come, Mr. 18 19 Commissioner, will tell you that, you know, 20 perhaps FLRP you needed a quarter size bit of blood. With PCR maybe you needed a dime size. 21 Then there was PCR plus. Now suddenly you're down 22 23 to, you know, perhaps one drop of blood or less. But the -- but the reality was, is that in the 24 25 development of DNA, the ability of our country to

develop DNA, it was a laborious process apparently 1 at the beginning. And I -- and I give you this 2 3 from memory. I believe that when we started the 4 entire capacity of Canada to develop DNA 5 profiles -- and, again, I could be wrong, but I 6 believe it was 25,000. Well, once Evenhanded financed Robotics and Proset, we were up in the 7 250, half a million. I don't know what the -- but 8 9 it changed rapidly. But going back to the basics here, what it meant -- oh, sorry. And I should 10 11 tie that in -- is what it meant is that because of a lack of capacity, our country -- that if there 12 13 was a significant crime upwards, and including 14 murder, and the investigators sent their exhibits 15 to the lab, unless they had a suspect, those exhibits would be forwarded back to the detachment 16 17 and never examined. When we learned that, we knew if we went back to crimes that touched on our area 18 19 of interest, that we would be able to potentially 20 get crime scene DNA and develop it. And that crime scene DNA could potentially do two things 21 22 for us: One, identify perpetrators. But what if the DNA from one of our missing was at one of 23 those crime scenes? So it offered us lots of 24 25 possibilities and so we really needed to look at

1		that and that became I make it sound easy
2		perhaps, but that became very difficult,
3		time-consuming, fraught with understandings and
4		misunderstandings that we kept fighting through.
5	Q	Now, can you describe just briefly some of the
6		differences between where DNA is held? So, for
7		example, we know that certain people convicted of
8		offences can have an order requiring them to have
9		their DNA launched in a data bank?
10	A	Yes. And I and I'll articulate that for you as
11		a real lay person who knows some of it. But I
12		truly believe it's something that, Mr.
13		Commissioner, is of extreme importance for you to
14		look at. The and I know I use my hands a bit,
15		but the if you think of convicted offender DNA,
16		then that is very legislated and it would go into
17		the national bank under the convicted offenders.
18		Then there is another stream which is called crime
19		scene DNA, and crime scene is collected at active
20		crime scenes and it goes into the national bank.
21		But but our our material and you need to
22		sort of picture them as having walls around them.
23		And
24	Q	What do you mean by that?
25	A	Well, what I mean is that if you don't fall into

those two categories, you can't just put your 1 2 stuff in there and nor will it be searched against 3 your stuff -- DNA. I apologize. What the lab had 4 done here in B.C. and had actually just started 5 doing, I believe, in early 2001 -- might be 6 2000 -- they had created -- they had created the 7 idea of a local investigative bank. So we were able to put our material in a local investigative 8 9 bank, the DNA material that I'm talking to you about. If we developed what we felt was crime 10 11 scene DNA, then -- well, it couldn't go into the national bank because often it was suspect. We 12 developed -- from our initiative we took us from 13 14 the DNA of the valley killer to -- I believe we 15 ourselves identified 13 additional murders of sex 16 trade workers, and they went into our 17 investigative bank to later be compared against 18 crime scenes and against suspects that we would 19 get cast-off from. But the -- that bank lives 20 separate from the other two and they cannot be 21 automatically measured across plus, Mr. 22 Commissioner, each province is doing this and the 23 provinces don't talk to each other. This doesn't mesh automatically. It is only through the 24 25 exceptional effort of the lab people that they

1		would manually do all these kinds of searching.
2		And I don't I don't do justice to the
3		complexity or the roadblocks that all this puts
4		up.
5	Q	And just as an aside, what's your understanding
6		with respect to the DNA situation today?
7	A	I know that they've been talking about a missing
8		person DNA bank since 2000. They have done
9		it's not for me to get bitter. They simply don't
10		have the legislation.
11	Q	And if I could just take you to the fourth
12		investigational challenge that you've identified.
13	A	And I'm sorry.
14	Q	Paragraph 32.
15	A	Thank you.
16	Q	Yes. When when we moved into this well,
17		there is no we. When I was when I was trying
18		to figure it out, it was very apparent that
19		that this would need to be managed on a robust,
20		sophisticated computer system, and the which
21		system that would be was a bit up in the air
22		because coming from the RCMP, I knew that I
23		knew that we did have a product called Evidence $\&$
24		Reports. There was another one called SUPERText
25		that Commercial Crime was using. So I knew that

if I used that product I would get the support of 1 2 the Mounties, which -- you know, which was good. 3 But Project Amelia in Vancouver were using a 4 product called SIUSS. And SIUSS looked like it 5 had better capabilities for our crimes like 6 linking and what have you, and I could go into 7 that. It looked like it might be the best product, but I was told by Geramy Field -- and, 8 9 again, this is well documented in their records -that SIUSS had really not worked for them and so 10 11 there was a danger in going with SIUSS. And I needed to sort of come to understand what was the 12 13 dangers of that, what were the pluses, because if 14 I didn't go with SIUSS, then I was going to really 15 be telling my partner agency that before I could even get going, I was going to be taking a couple 16 17 years -- at least a couple years of data and I was going to ignore their efforts and re-enter all of 18 19 that data on a Mountie system. And they didn't 20 want that for two reasons. One is -- is it was 21 going to be a time delay, a lag, and, secondly, 22 they believed that we could fix the linkage 23 problems and the data issues with SIUSS. 24 Give us an example of how linking can assist in a 0 25 police investigation such as this.

Sure. And I could probably give an example that's 1 А 2 fairly on point, Mr. Commissioner. So the big thing with -- with a properly functioning, 3 4 properly serviced database like SIUSS is its 5 ability -- it needs the ability to control the 6 investigation, to track what have we been asked to 7 be done, what is it done, et cetera. So you need to have an iron grip on those things, and you need 8 9 it not just to drive your investigation forward, 10 but, as you're well aware, when you get to court, 11 your investigation is going to come under some pretty strong scrutiny. So you need to do that. 12 Beyond that, you need the ability to know when 13 14 things link. A simple example would be if you had 15 a knife with a red handle used in one crime, you need to be able to know if that shows up somewhere 16 17 else or it shows up in a search of a car, et cetera. Taking that one step further, you need to 18 19 know who has entered your file. And let me give 20 you this -- run this past you. So Robert Pickton will end up getting checked by -- with Dinah 21 22 Taylor. And are you fully aware of Dinah Taylor and the key role she plays in this? 23 24 Tell us who Dinah Taylor is. Q 25 Okay. So Dinah Taylor is a sex trade worker --Α

1 THE COMMISSIONER: We know who Dinah Taylor is.

2 MS. WINTERINGHAM:

Q He's going to give a brief description with
respect to that and the role that she plays,
actually, in the course of the Pickton trial.

6 Yes. Very briefly, Mr. Commissioner, Dinah Taylor А 7 is a person who befriended and was befriended by Pickton. She lived with him. She procured 8 9 victims for him and would either with him or by herself bring those victims out to the farm. And 10 11 during our trial she -- she became identified as an alternate killer rather than Pickton. So she's 12 a very central person to this. The -- in December 13 14 of 2000 she will be checked in Vancouver with 15 Robert Pickton. Pickton, of course, was on 16 observation. In that instance the police officer 17 never followed procedure. He never reported back 18 to either Coquitlam or to Project Amelia that 19 check, so that check is lost to us.

20 Q I'm just going to stop you for one moment. What 21 do you mean he was under observation?

A Well, you can enter people as of special interest and you can direct that when they be checked a report of that street check or that incident that you encountered will be reported back to you.

1 Q You're referring to the police?

2 A Yes. I'm sorry. Yes. To the police.

3 Q Okay. Go ahead.

4 The next time he's checked is in January of 2001, А 5 but this time the police officer actually writes 6 that up and a notation of that, that Robert 7 Pickton is with Dinah Taylor, gets to Amelia and it ends up on Mr. Pickton's tip with the notation 8 entered in SIUSS or enter in SIUSS. What that 9 check would give you in a properly functioning 10 11 system is it would give you that -- that Taylor and Pickton were together. It would probably give 12 13 you the vehicle they were in. It would give you 14 when they were there and where they were. And now all of those things would tie to each other in 15 that data set. What did occur is when we were 16 17 able to get into SIUSS, somehow that never did get entered. Even though it's in paper, it never 18 19 ended up in the system. All right. But SIUSS had 20 all sorts of linking problems anyway. But where 21 that ties to us, Mr. Commissioner, is that, of 22 course, when -- when Andrea Joesbury goes missing 23 in June of 2001 and a missing person is made of 24 her and then when Ted Vanoverbeek from the Project 25 Amelia is assigned to investigate that, he will go

to the Roosevelt Hotel, which he learns is the 1 2 last place she was staying, and he will be told by 3 staff there that she left with a Dinah Taylor. He 4 will then -- then come back a second time and he 5 will learn a second piece of information; that she 6 left with Dinah Taylor and they were going to 7 Coquitlam. Now, in a fully functioning system Ted Vanoverbeek, of course, comes back. He makes up 8 9 his report. Immediately what happens, and it does happen, is that anybody named gets entered into 10 11 the system. So in November that system would have automatically told him that Dinah Taylor was there 12 and that she was associated to Robert Willie 13 14 Pickton. Well, we were well aware that Pickton 15 was a prime suspect and that had the system been working, that would just be one example of how a 16 17 properly functioning system could help us. A properly functioning computer system with --18 Q Case management, yes. 19 А 20 Now, just before we break here, I'm going to ask Q 21 you just to go back for a moment to the DNA 22 challenges that you were describing. And there's 23 been some -- some evidence during the course of 24 this inquiry about exhibits that were located in the 1997 Pickton incident.

45

- 1 A Yes.
- 2 Q And the testing -- or the potential testing of 3 those exhibits before 2002. Can you comment on 4 that?
- 5 I can. I know that -- I know that, unfortunately, Α 6 you know, both Mr. Vertlieb and Deputy LePard were 7 misled by the language in the reports. The language in the reports say that the DNA was 8 9 collected, but, as you know, that language is misleading, so it led to testimony here that --10 11 that the exhibits from Pickton's arrest in 1997, that if they had been examined that results from 12 13 that could lead -- because, of course, the DNA was 14 there to the meshing of those and I believe even 15 stopping of his crime spree. That could never have happened because, of course, they were 16 17 prevented from developing it.
- 18 Q Why?
- 19AWell, because of the DNA legislation. The other20component is -- and it's not my expertise, but is21that the way -- the way we handled DNA back in '9722had not evolved -- it evolved -- the idea of23gridding and all of that evolved as a result of24the Evenhanded experience, and we learned that25by -- by making smaller and smaller

grids. Like, some of the freezers we gridded down 1 to 10,000 grids on a freezer -- per freezer. So 2 3 then that was -- at the time those tests were done, that -- that new way of doing things was 4 5 overlaid onto things like Mr. Pickton's boots 6 and -- and then all of a sudden now you're able to 7 start to develop profiles, plus the way the lab was handling mixed profiles really changed. It 8 9 used to be the mixed profile was -- I'm going to use the wrong way, but think of it as being of no 10 11 value or discarded, but they refined that so far for our needs that all of that changed. I'm not 12 13 the best person to explain it because I don't explain it well. 14 15 And just to finish off that point, with respect to Q

the 1997 exhibits and any available victim DNA, 16 17 what, if anything, can you say about that? Well, the only victim DNA they had available was, 18 А of course, Anderson. Like, there was -- there was 19 20 no DNA at that time collected for the missing. 21 And, Sergeant Adam just to orient you, if you can Q 22 take a look, please, at paragraph 33. And just

very briefly, if you can describe some of the
early investigative steps that were being taken
and the basis for the steps that you chose to

1 take.

- 2 A As of January the 3rd?
- 3 Q Yes.
- 4 By January the 3rd, that was more focused on what А 5 ViCLAS could do for us. We -- we knew -- we knew 6 that we needed to have a strong grip on what potential cases would touch on our area of 7 interest, and on the 3rd I gave out the -- well, I 8 9 gave out two assignments, one to the Rapid ID manager to -- to tell me how many -- can we be 10 11 comfortable that there are only 27 missing sex trade workers in British Columbia, and the second 12 was to Margaret Kingsbury, how -- what will be the 13 14 stats, what will we start building off of. And 15 then she ended up producing some excellent work that articulated that out. 16
- 17QIf I can move you to a meeting that took place on18January the 17th, 2001 and if you want to take a19look at Tab 15 of the big binder.

20 A Yes.

# 21 Q If you can just try to give us in short form a 22 sense of the steps that you were taken -- taking 23 in the middle of January, 2001.

24AYes. And probably the first thing worth looking25at, Mr. Commissioner, is the list of people up

there that came to this meeting. So we, of 1 course, now have -- Geramy Field is at the meeting 2 3 and she's bringing -- what she brings to that 4 meeting is expertise in Project Amelia. Margaret 5 Kingsbury is -- is our expert in ViCLAS. And I 6 might also say that Margaret Kingsbury is an 7 alumni out of Surrey Major Crime, an extremely, extremely capable homicide investigator, probably 8 9 one of the most -- well, the most thorough police officer I've ever met. Nancy Joyce and Judy 10 11 Priest are working on a project for ViCLAS that is looking at compliance, because it's critical that 12 13 you get the data into that ViCLAS computer so it 14 can identify serial offenders. Compliance hadn't 15 been great and -- and Judy Priest had a -- had 10 resources working through the municipalities and 16 17 the -- and the RCMP at that exact time, so she was involved because she was going to be extra eyes 18 19 for us looking for cases. Sylvia Port, I've 20 talked about her, Mr. Commissioner. She's the Rapid ID manager, so she's the specialist in 21 missing people. Jim Lucas is the provincial DNA 22 23 co-ordinator. He knows -- it's his job to populate the -- the known offender bank, so he's 24 25 on top of who are the worst people in the prisons

and he becomes an invaluable resource coupled with 1 2 Margaret Kingsbury in -- in getting us DNA out of 3 those prisons because they're mossers (?), right? They're mossers that touch my area of interest. 4 5 Peter Samija I've talked about, one of the top 6 people at the lab, and at these meetings he's 7 educating us on all of the things that I've tried to talk about. Mike Kurvers is representative of 8 9 the valley. He knows about the valley killings. And I'm, of course, the person there trying to 10 learn. 11 Now, all of the people that you've just gone 12 Q 13 through, are they all police officers? No. Judy Priest and Sylvia Port are civilians 14 Α 15 and Peter Samija is a civilian member. The rest are police officers. 16 17 And if I could just again in short form have you Q describe what's taking place at this meeting and 18 the purpose for what you're dealing with at this 19 20 particular meeting. So again my goal is learning and trying to 21 А

22 understand and these people are the people who 23 know and they're educating me. And then the 24 addition of Peter Samija, Mr. Commissioner, if 25 you -- if you watch where the true experts, the

behavioural scientists, Dr. Rossmo and even before 1 2 him there was the 1991 examination and Keith 3 Davidson, they're the experts in serial killers 4 and you see their plans are excellent about the 5 holistic and what have you, but if you look at 6 them, they really because of their expertise focus 7 on profiling. But the inclusion of the lab to this group opened up the entire vista that we 8 9 could potentially have more than just one goal standard DNA. So that really -- whilst we 10 11 still -- and you will see that Keith Davidson stays in our meetings and I stay involved with 12 13 him. The lab gave us another chance. Why this focus for you on DNA? 14 Ο 15 Well, partially because, of course, the entire А 16 history of the people that were explaining this to 17 me was that the DNA goal standard from the valley was to be the -- was to be the focal point of my 18 19 investigation. So DNA -- our ability to -- to 20 have suspect DNA, to know that this person was a serial killer is enormous. To know that we could 21 22 go out and potentially collect other killers of 23 unsolved homicides who may have progressed in their methods to hiding the bodies -- I mean I 24 25 don't think that's an illogical thought. To

have -- to be able to actually develop that and 1 2 have all of those and to have all of the people 3 that abducted and brutalized and attempted to 4 murder, are target people, to have their DNA meant 5 that instead of trying to catch one fish in a pond, you might -- well, you end up with 20, 50, 6 7 100. Your chances of catching the fish are better. Now, it comes with its own difficulty and 8 9 that is that it becomes large, but -- but it was critical to us to know that the killer would be in 10 our net. If we did this effort and the killer was 11 not in our net because we were hasty, then nothing 12 13 we would do -- it would end up that we had done 14 nothing. 15 Your investigation has been described as a Q historical review. What do you say about that? 16 17 That's not true. А January 17th, we're looking at this meeting 18 Q 19 minutes? 20 Yes. А What do you say with respect to my question that 21 Q 22 this was a historical review in light of that meeting? 23 24 Well, I don't think we need to wait for this А 25 meeting. I was handing out -- a file review needs

to be understood for a second. Ordinarily when 1 2 you're asked to do a file review, you would go to 3 the detachment and you would either take their 4 file, which would be in boxes or what have you, 5 and you would sit down with it, and you would open 6 it up, and you would get your note pad out, and 7 you would go through it, and you would write down a variety of things. You would -- you would come 8 to understand from that file review what was their 9 investigative thinking. You would have to decide 10 11 do I agree or disagree with their investigative thinking. Did they think about all of the things 12 13 that they needed to think about? If the answer's 14 yes, great. If the answer's no, you're making a 15 list of things you will do when you're finished the review. You never when you're asked to go in 16 17 and do a file review would you get about four pages in and just suddenly go running off, because 18 19 what if the next 50 pages took you to something 20 more important. So the job is to do it all. So that's -- that's a file review. But because of 21 the nature of what I was asked to do, I -- there 22 definitely needed to be file reviews of Amelia. 23 24 That was one of our top assignments. That became 25 the -- the urgent work of my two best people, my

primary investigator, Jim McKnight out of 1 2 Vancouver Homicide and Phil Little, another 3 high-quality investigator out of Vancouver 4 Homicide. These were -- I mean they're some of 5 the best investigators on the -- on our unit. So that review needed to be done. That's a file 6 7 review. What we decided to do, we went immediately -- realized that that initiative 8 9 needed to co-exist with another initiative and 10 that the other initiative started literally on the 11 3rd of January where I was assigning work outside of -- of this, and that is investigation. And the 12 13 work wasn't just things I assigned to others. 14 There was a very real belief that the serial 15 killer -- whilst Vancouver's missing had stopped in 1999, the murders in Vancouver Island had 16 17 started. And the concern that there was a new serial killer is articulated in that Behavioural 18 19 Science meeting. I think it was about the 6th or 20 9th of January I'm in a police car travelling to Vancouver Island meeting with people to find out 21 22 if we have our serial killer over there. That's investigation. 23

24 Q What had happened over in Vancouver Island that 25 caused you to go there?

Well, there had been a series of murders of sex 1 А 2 trade workers, and from memory I believe one even 3 had a potential connection to the Downtown Eastside. You know, it's a long time and my 4 5 memory isn't what it used to be. But I needed to 6 go there and I needed to talk to those people. I 7 needed to find out has Vancouver's killer moved there. And it wasn't that simple, Mr. 8 9 Commissioner, because once I had done that, Keith Davidson would send me a report and earmark for 10 11 me -- and I don't remember the date -- that there had been another murder. And, again, I was --12 13 well, we sent ViCLAS over, Margaret Kingsbury, to make sure everything was up to date. But about 14 15 four days later I'm on the island again meeting 16 with the Homicide investigators. I just simply 17 needed to know. Again, was that a sex trade worker? 18 Q Oh, yes. Yes, it was. 19 Α 20 MS. WINTERINGHAM: Mr. Commissioner, if this suits you, perhaps 21 this is a good time for the break. 22 THE COMMISSIONER: All right. We'll break. THE REGISTRAR: The hearing will now recess for 15 minutes. 23 24 (PROCEEDINGS ADJOURNED AT 11:01 A.M.) 25 (PROCEEDINGS RESUMED AT 11:20 A.M.)

1 THE REGISTRAR: Order. The hearing is now resumed. 2 MS. WINTERINGHAM: 3 Sergeant Adam, you have described that there was Q much discussion about any potential connection 4 5 between the missing women of the Downtown Eastside 6 and the valley killings? 7 А Yes. And I understand that you actually attended up in 8 Q 9 the Agassiz area in late February of 2001? Yes. On the 27th of February. 10 А 11 And describe for the commission what the purpose 0 of that visit was. 12 13 So a day earlier we had -- we had learned that Α 14 Geramy Field just didn't feel she could continue 15 with the case. THE COMMISSIONER: She couldn't what? 16 17 THE WITNESS: She just couldn't continue with the -- those cases, Mr. Commissioner, they eat people up. 18 19 Eventually they have nothing left. And so she had 20 arranged to have two of Vancouver's -- I believe some of their top homicide investigators, Jim 21 22 McKnight and Phil Little. I've mentioned them. 23 Jim McKnight would become our primary 24 investigator. That's the key investigative role 25 in a task force. My role is -- as team commander

is more of an administrative task classically and 1 2 then making sure everyone else is doing what they 3 need to do. And we talk about a command triangle, 4 but -- so, of course, now neither Geramy, Jim 5 McKnight or Phil Little or myself had ever been to 6 the crime scene up in the mountains. And reading 7 about a scene or hearing people describe it is definitely not the same as being there, so we 8 9 wanted to go and do that. And we met with Paul McCarl from -- the lead investigator of the valley 10 11 murders, and he took us up into the mountains with a four-wheel drive to look at those sites. 12 13 And what was the purpose of you going up into the Q 14 mountains? 15 I just wanted to see the crime scene and get a А feel for what it said to me. 16 17 And what did you learn, if anything? Q We -- and I -- my memory again is not what it used 18 А 19 to be, but I believe the first one was Pipe and 20 then Olajide and Younker. And each one of them we had been told the killer had used more effort to 21 22 hide the remains. So on the first -- and I believe it's the Pipe one. That was actually up 23 24 the mountain, but it was on a -- bearing in mind, 25 of course, this is five years later, but it was on

1 a fairly --

2

Q What was five years later?

3 Sorry. This is 2001. Well, six, I quess, from Α 4 when the murders occurred, so things could change. Sorry. That's what I was trying to say. At that 5 6 one it was on a -- on a small spur of -- a spur of 7 a logging road, but the body, as Paul McCarl described it, is left right there. So now that's 8 9 a road that at the way it appeared to me in 2001 10 is going to be a road that people might use, so 11 therefore the killer's not putting a lot of effort into disposing that remains. The second site, 12 13 which I believe was Olajide, now the killer had 14 gone to a lot more effort. It was further up and 15 now it was beyond -- beyond just a standard spur of a logging road. It literally -- when we were 16 17 there, you're dealing with grassy paths. You know how a track will be left in a forest, so overgrown 18 19 path. Definitely not going to be used very much. 20 And yet still when Paul McCarl described it, the 21 body is right beside that path. So yes, 22 definitely less people are coming, but anybody 23 wanting to hike an old path finds that person. And then I -- we didn't make it to the Younker 24 25 murder site because the snow pack was too great.

But as I looked at those -- and I mean I'm not a 1 2 behavioural scientist and what have you, but I was 3 being told that the killer had improved his 4 methods. And I was willing to completely accept 5 that and yet I knew that even prior to '95 there 6 were quite a few women who had gone missing and the disposal of them had been utterly effective, 7 so it could be that there was multiple murderers. 8 9 Obviously I think I've said that we were always alive to that, and in point of fact that is 10 11 exactly true. There were multiple murderers. But I decided that it would be dangerous to -- to just 12 13 accept that that killer was the goal standard. And from then on -- and it caused some 14 15 consternation for some people. I really switched and made the missing my primary focus. And whilst 16 17 I -- I would never and didn't discount that they could be connected, I -- what I did do is I 18 simply -- prior to that moment, both obviously the 19 20 valley and Amelia had used the elimination of 21 suspects through DNA as the standard on which they 22 would stop being suspects in both the missing and in the -- and in the valley. Am I allowed to say 23 24 his name?

25

Q He's been referred to by a POI. You want to refer

to a particular POI? You can just call him that,
 a POI.

- A Okay. A POI would get convicted. They had worked on him extensively and they had eliminated him through the DNA. So right away to me -- and, of course, the valley had eliminated people, very extensive -- I mean this person was convicted of murder. We're not naming him?
- 9 Q I understand he's POI 390.
- 10AIs that -- is that the Vancouver suspect or the11convicted suspect from the valley? There's the12man who was taking women up and attacking them,13you know, right where the murders occurred.
- 14QI'm sorry. You're describing what that person15did?
- 16AWell, that person was also eliminated as the17suspect because of his DNA.
- 18 Q He's being referred to as POI 1588.
- 19AAll right. So 1588 had been eliminated by virtue20of it not being his DNA at -- at the valley. He's21not the valley killer. And then -- sorry. What22was the --

23 Q 390?

24AAnd 390 had been investigated and was a great25suspect, but -- but because it wasn't his DNA,

1		Vancouver considered him eliminated. I felt that
2		was unsafe on both those subjects; that there was
3		nothing it was just too dangerous to use that
4		goal standard, so to me everybody was back in the
5		pool if that makes sense.
6	Q	Sergeant Adam, if I can take you to paragraph 40
7		of the overview. And I'm going to ask you a
8		couple of questions about operational plans. And
9		you've identified some documents in that
10		paragraph. We've got documents 36, 40 and 41.
11		And if I can have you please look at the big
12		binder, Tab 36.
13	A	Yes.
14	Q	As team commander, you were required to develop an
15		operational plan?
16	А	Yes, I was.
17	Q	Now, can you describe this is a February 28th,
18		2001 document. Can you describe how this
19		document what, if any, role this document
20		played in the development of your operational
21		plan?
22	A	By by this point in the investigation and
23		Mr. Commissioner, I refer to us as the hooker task
24		force. Obviously that's inappropriate and would
25		change. This document really now we've

realized that if we look at the right cases 1 2 that -- that we would be able to pull viable 3 suspects and potentially crime scene DNA and 4 suspect crime scene DNA from those files. And 5 this one is focusing on the importance of -- of 6 looking at -- at sex trade worker -- and we did 7 include hitchhikers because we felt that they were people who would get into a car willingly. So 8 9 we're looking at their murders. And Vancouver 10 Police Department had been actually outstanding in 11 the fact that from our very first days in January, as Geramy Field recognized the importance of this, 12 13 she had gone to her management and -- and they had 14 channelled Alex Clarke over, who was ex-Project 15 Amelia, and Barb Morris from the VPD running the Sex Assault Squad, which is an extremely busy 16 17 unit, had freed up a great resource, Trish Keen, and she was over. And so they were -- as we're 18 19 formulating plans, they literally were working in 20 real time culling these files. And I don't -couldn't tell you now whether it was full time, 21 22 part time, but I know they were active. And then 23 we would get Constable Paul Verral and he was engaged. So the VPD -- you think of Evenhanded, 24 25 but Evenhanded was being supported outside by

1		people we weren't calling Evenhanded, but the
2		majority of their work is Evenhanded work. And I
3		think it makes for a misleading picture of what we
4		were doing.
5	Q	Go on.
6	A	Have I covered phase 1 sufficiently to move to
7		phase 2?
8	Q	Yes. If you could move to phase 2.
9	A	So, as I've said to you before, Mr. Commissioner,
10		ViCLAS, they have the ability to identify the
11		right crimes and point us in the right direction,
12		and so this is just their reviewing masses of
13		details across the various province PDs,
14		rather, and detachments. And you see me give a
15		time frame for that they feel they can get that
16		done within three months. They would end up
17		getting that done sooner.
18	Q	And then if you can take us to phase 3 and
19		describe the basis for including that phase in
20		your operational plan.
21	A	Phase 3 is the comprehensive review of Vancouver
22		and Chilliwack suspect lists, and they are to be
23		prioritized by a set criterion and integrated.
24		So, as you see there, Vancouver has already put
25		three members to work and that's all happening.

And those three members would be, of course, 1 2 McKnight, Little and Geramy Field. Even though 3 she wasn't coming with us, for a number of months she carried the standard for us in Vancouver. 4 5 The -- I use the term "phases" here, Mr. 6 Commissioner. That's the way I articulated it, 7 but you would really need to think of them as simultaneous streams. It wasn't like we were 8 9 waiting one for the other. These streams were 10 running simultaneously. Obviously the going out 11 and getting cast-off and the development of our suspects through wiretap and UCOs, they were 12 13 awaiting, if that makes sense. And I can explain 14 why. I'm just looking at phase 5. And phase 5 15 here is really going to be what happens when we get a DNA hit on -- on the valley or one of these 16 17 other killers, because identifying the valley killer, unless we could run an investigation that 18 19 would link him to Vancouver would only solve that 20 crime, so we needed a strategy as to how would we marry that up. And UCO is probably the best, but 21 22 coupled with wire, coupled with a whole variety. So we needed to be alive to the fact that our job 23 24 really would start when we got those hits, got a 25 suspect.

1	Q	Now, this document that you've been referring to
2		at Tab 36 also describes some resourcing issues?
3	A	Yes, it does.
4	Q	And I take it as part of your operational plan
5		that's something that you had to do as team
6		commander, organize resourcing?
7	A	Yes. There was a problem that the Major Crime
8		office out in Surrey was was full up, like to
9		bursting, and we needed to find a place for us.
10		The City didn't have one and the initially
11		because because SIUSS, the computer program,
12		was at the City and all of the paper of Project
13		Amelia was at the City, then Sergeant McKnight and
14		Detective Little were working there, but but
15		they're, of course, rubbing shoulders with their
16		old teammates, who are strapped and are trying to
17		draw them into new murders and what have you, so
18		they're being kind of pulled away from what our
19		duties are. And they were telling me, "You need
20		to get us out of here to free us up for this work
21		entirely." So we actually jury-rigged and found a
22		place in the Surrey satellite.
23	Q	And just to follow up on that, you've mentioned
24		Paul McCarl?
25	А	Yes.

And he was the investigator dealing with the 1 0 2 murders in the valley? 3 That is correct. А 4 Does he end up coming to Project Evenhanded? Q When -- when I first was given this 5 А No. 6 assignment, I -- I believed that -- that I 7 would -- I believed, of course, at first that there were two functioning investigative teams and 8 9 that I would get those teams and then -- and then there's documents where I'm thinking I'll find out 10 who else has a murder that could be linked and I 11 would draw in investigators from every concerned 12 13 detachment. But, of course, the fact is that 14 Project Amelia had really finished and there was 15 only Geramy Field and then -- so I thought she would be perfect as my primary investigator. She 16 17 had the file knowledge. And Paul McCarl is a very organized officer. He was willing to come as our 18 19 file co-ordinator. So now the three of us would 20 form the command triangle. But -- but Geramy 21 simply had nothing left. She could not come. And you can't ask someone to come under those 22 conditions. And Paul McCarl I believe wanted to 23 24 come, but he just had murder priority file 25 after -- he just never got free, and so we ended

up Jim McKnight, who is an exceptional officer, 1 2 became primary and then when I realized that 3 McCarl was a pipe dream, on the 2nd of April I 4 went to Major Crime and said, "I need a 5 high-quality file co-ordinator." A file 6 co-ordinator is not somebody who just looks after 7 their -- they need to be one of your top people and you need the right one. And they gave me 8 9 Wayne Clary. But Wayne Clary, of course, being a valuable resource, is tied up in homicides and it 10 11 ends up taking until about the 24th of April when he's on the ground with us. 12 13 With Project Evenhanded? Q Yes. 24th or the 28th. I'm not sure. 14 А 15 And, Sergeant Adam, if I can move you, please, to Q paragraph 41. And I'm going to ask you to address 16 17 the ultimate investigative strategies that you developed. And we'll start you with the 18 prioritization of suspects. 19 20 А Yes. 21 If you can describe that investigational strategy Q 22 for Project Evenhanded as you saw it. I can. The -- there was the documented and 23 А articulated belief, which I fully accepted, that 24 25 we needed to review all of the suspects and POIs

in both Amelia and the valley. We -- I've told 1 2 you that Amelia after the 27th really became the 3 centrepiece in my mind. Jim McKnight and Phil Little right away, like -- you could look on a 4 5 calendar, but after the 27th whenever they next 6 worked, they are busy. Jim McKnight first looked 7 at all of the missing women. He wanted to assess them and assess whether there was something that 8 9 investigation needed to be done. Phil Little was 10 immediately assigned to start looking at the POIs. 11 And by then we had -- through discussions with the behavioural scientist, Keith Davidson, had 12 13 recognized the -- that there were specific things that we needed to look for. And we created this 14 15 priority list that really dealt with men who had 16 murdered, attempted to murder, abducted, 17 brutalized, tried to transport women from our target group, the Downtown Eastside. And there 18 19 was an additional component with the valley that 20 we wanted to make sure we captured people with a 21 connection to the valley who had done these 22 things, so that there was that criterion. Now, you just referred to priorities? 23 Ο 24 А Yes. 25 Did you have a number of different priorities? 0

Yes, we did. We -- we felt that we needed to have 1 А 2 a Priority 1. Those would be the worst of the 3 worst and those would be the people that we 4 would -- we needed to figure out how many there 5 were of them and then -- then assess them for 6 which ones would we go on first. But you couldn't 7 do one without the other. Like, if I described it to you this way: If you walked into a room that 8 9 was full of files, you -- if you reached out and looked at a file and said, "Wow, this is a 10 horrible person" -- say Mr. Pickton, you go, "This 11 is a horrible person. I'll go work him." But if 12 you haven't looked, how do you know that the fifth 13 file down isn't worse? How do you know that the 14 tenth isn't? So you take all of your monsters and 15 you try and put them together and then assess 16 17 them. And I know that Mr. Pickton has entered this room. He's -- he's really the only monster 18 who has come in here and his crimes have been 19 20 fleshed out, but I can assure you that the people 21 we are looking at are evil people. And if -- if 22 you think of Mr. Pickton as a -- like a bright red ball that you've brought into this room, you can 23 24 move that ball anywhere in this room and none of 25 us will ever miss where it is. But if you open

those doors and you brought in 30 red balls 1 2 suddenly and you start moving them around, it's 3 not so easy. You keep those doors open. By 4 February there are 60 of them. There were --5 right now when Evenhanded has fully assessed 6 everyone, of people that have murdered, attempted 7 murder, brutalized women, at that number one category there are 374 of those balls. And if 8 9 those balls are in this room, there's a very different feel to what we were facing. We hadn't 10 11 read the end of the book. We were at the beginning and we couldn't make mistakes. 12

13QYou referred to tunnel vision earlier, and we've14heard some of that through the course of the15inquiry, so I'm not going to ask you to spend too16much time on it, but was that something that you17were thinking about when you were developing this18strategy with respect to the prioritization of19suspects?

A Well, yes. I mean I think Dr. Rossmo touched on something. As investigators we are all strong willed. We -- we will commit to our target and often we will commit to it even -- even when -when the evidence no longer holds you to it. There were people that after POI 1588 was

eliminated in DNA, they kept insisting that there 1 2 was a mistake with the DNA. They could not let go 3 of that target. So when you come in to do a 4 review, you need to be very careful that you will 5 never just accept what others told you. All right. Additionally, we weren't -- we weren't 6 7 doing this investigation to reach a point where -where we could say, "Oh, we've done a lot of 8 9 work." We were doing this investigation to find the killers and bring them to court, convict them. 10 11 And to convict them you need to be alive to what defence will do. And defence is not going to 12 13 argue the evidence if they can argue something 14 else. No offence to defence here. They are going 15 to work on process, whether you followed the law, and a great, great tactic and a tactic that was 16 17 utterly alive in our trial was tunnel vision. There were allegations of tunnel vision in the 18 Q Pickton trial? 19 20 А Oh, yes, there were. Now, if I can have you go to page 13. And you've 21 Q 22 talked about other POIs that engaged Evenhanded's interest? 23

24 A Yes.

25 Q And you've provided us a description of some of

those individuals. And I'm going to have you take
 us through just a few of those if you would,
 please.

4 Okay. Certainly. So they articulate POI 390. А 5 And -- and this was, of course, a person looked at 6 by -- by Project Amelia. And he would pick up sex 7 trade workers from Downtown Eastside. He took one to a hotel, confined her, brutally sexually 8 9 assaulted her, burning her with cigarettes and degraded her. It was one of a series of offences 10 11 committed by him. And as it articulates here, he was charged with that, five counts of sexual 12 13 assault, one count of kidnapping, unlawful 14 confining, administering noxious substance and 15 robbery, and he was convicted.

16 Q And where did he fit in your prioritization?17 A He was a Priority 1.

And then the next one that we have here is 5082. 18 Q 5082, in 1997 the RCMP were called to a residence, 19 А 20 Mr. Commissioner, and when they arrived there, 21 there was a woman screaming. When they actually 22 pulled into the underground, this subject was -was attempting to leave, and he was at his vehicle 23 24 and when they -- which was very fortuitous because 25 when they forced him to open his trunk, inside

was -- was a dead sex trade worker and she had 1 2 been bound and wrapped up in duct tape. They 3 found that she had been strangled and beaten. 4 But, more importantly, when they went into his 5 house, got a warrant and went into his house, they 6 found 31 books on serial killers, because -because these people will educate themselves. 7 They'll educate themselves by -- by reading and 8 watching the media. They will be educating 9 themselves by watching this right now. And -- and 10 11 he had books on police procedures, DNA procedures, all of these things in order to be skilled at 12 13 being able to commit the crime, dispose of the body, defeat DNA, get away. 14 15 Was POI 5082 in your Priority 1? Q Yes, he was even though he was in custody. Of 16 А 17 course, if you look at the date '97, there were a long history of our victim group that were from 18 19 before there. So, again, I keep coming back to 20 this. You could not assume that it was one killer. If you put blinders on, then if you are 21

22 wrong, you allow others to go free. And even 23 though it was a lot of work and even though at 24 some level it slowed us down, we needed to stay 25 wide, because we were building a base that would

continue for years and in point of fact has 1 2 continued now for 10 years. 3 And I'll have you go through one more, if you can Q go through POI 684 on the next page. 4 5 Yes, I can. He was well known. 684 was well Α 6 known, involvement with sex trade workers, a bad date. He had been checked in Vancouver and 7 Edmonton, in the company of sex trade workers. On 8 9 the 19th of June, 2001 he was checked in a van equipped for abductions. They take the handles 10 11 off the doors so that the victim can't get out. There's a mattress on the back, a crate containing 12 13 handcuffs, a choke chain, whips, a mask and a 14 hacksaw. And may I say one other thing? I know 15 that Detective Shenher talked about her belief that really Project Amelia knew their top people. 16 17 I think there were 13 of them. But I need to 18 inform you that when Evenhanded McKnight, when 19 they did their review of only Project Amelia, 20 there were 63 Priority 1s in there. And, Mr. 21 Commissioner, one of those males was a person who 22 picked up a sex trade worker, put them in a jeep, 23 was driving out of Vancouver up towards the North 24 Shore, was driving so erratically that an off-duty 25 police officer tried to catch him, couldn't catch

him, but as the officer came up along the Second 1 2 Narrows, the woman's body -- she'd either been 3 pushed or jumped from that moving car and that man 4 had killed her, driven over her. That man went 5 right back to the Downtown Eastside to try and 6 pick up another sex trade worker. That wasn't 7 even rated because -- not because of lack of effort of Lori Shenher -- she poured her heart 8 9 into this -- but the obstacles, the broken computers, the massive size, the fact that she's 10 11 also investigating. This file was full of hideous human beings and they needed to be looked at. 12 13 Sorry for getting a bit passionate there. We'll move you to the second investigational 14 0 15 strategy that you were developing. 16 А Yes. 17 And if you can take a look at paragraph 45. Q 18 А Yes. And, Mr. Commissioner, just so that you know, 19 Q 20 we've referenced documents throughout this -- the overview and we're not going to take Sergeant Adam 21 22 to all the documents because that would just be 23 too time-consuming, but you'll see that there is 24 some reference to them and you may want to look at 25 them at some point down the road. But those

1		documents are all reflected in the body of the
2		overview that's been drafted. So to keep us
3		moving, I won't have him jump back and forth. So
4		if you can take us, please, Sergeant Adam, to the
5		second investigative strategy.
6	A	Well, the second investigative strategy was was
7		to ensure that we knew about all of the missing
8		women. So we had 27, but was that an accurate
9		number?
10	Q	When you say "We had 27", where are you getting
11		that number from?
12	A	Sorry. That was the original Project Amelia.
13		They had done extensive investigations and brought
14		that number down to 27. And I guess to give
15		structure to that, they had done something I had
16		never seen before, which was create that very
17		comprehensive list of what do you need to do to be
18		able to show that that person is truly missing and
19		just hasn't moved or done something else. And
20		they they coined that confirmed when they had
21		done everything, they had that.
22	Q	When you say "they", who are you referring to?
23	A	Sorry. Project Amelia.
24	Q	So this concept of confirmed missing, how did that
25		play into this investigational strategy that you

1 developed?

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A What -- what we needed to do is -- you know, is twofold. One was to try and ascertain whether there were more missing that we were unaware of that fit our target group, and then as of the 31st of January, I believe it was, when -- when Geramy Field brought us the news that there were three new missings, we needed to start tracking two things: Could they be found? In other words, you do the investigative steps to confirm them and then we would add them, and then what would that mean to us.

- 13QYou testified earlier that you had been told that14the women had stopped going missing in January of151999. How did that play into how you were16developing the second investigational strategy?
- 17 Well, our -- our original plan to do the DNA --А let me back up a step. If -- if your killer is 18 19 not active -- if he's not active, that's probably 20 investigationally the toughest situation you could ever be in. I mean it's horrible to say it, but 21 you can actually advance an investigation if 22 23 someone is killing. If they're not, then you're doing these reviews. And Green River's a great 24 25 example. They were 18 years. And if it hadn't

been for the evolution of DNA, they would never 1 2 have got Gary Ridgway. Gary Ridgway was a good 3 date. So if the killer was stopped, then even 4 more so we needed to do that base. But we also 5 needed to know whether the killer had stopped. 6 And with the information we received, then that 7 added a dimension. Well, firstly, our people were busy already. There may be some hint that -- of 8 9 lack of urgency, but that is not founded in the documents or our results. The reality is that --10 11 that as of early January, Vancouver City had thrown resources, quality people into this. We 12 13 had -- we had -- you've heard about that bundle of 14 people outside and they're all working bringing me 15 data. They don't live inside a formalized structure, but they're doing my work, and getting 16 17 my work done is far more important to me than building a nice, you know, empire that answers 18 19 solely to me.

20 Q So you've described that your understanding, the 21 responsibility with respect to dealing with 22 reports of missing women was that of Sergeant 23 Field's?

24ANo.No.It was -- she brought in and used the25resources of Vancouver's Missing Person Unit.

1		They with you know, with Lori Shenher not being
2		there anymore, they truly were the people that
3		understood the Downtown Eastside. From my
4		perspective, of course, I know nothing about the
5		Downtown Eastside. They understand it. They have
6		the connections with Dave Dickson, who was, I
7		think, their resident expert. They they know
8		the protocols. They've got the history and the
9		connection and wanted to do the work and so that
10		was left with them, which is what needed to
11		happen.
12	Q	And when you say "them", who are you referring to?
13	А	The Missing Persons Unit. Sorry.
14	Q	So you made a decision with respect to how the
15		missing persons reports were going to be dealt
16		with?
17	A	Yes. I wouldn't say that it wouldn't be my
18		decision. Vancouver viewed that as the proper way
19		to go and, of course, it made absolute sense to
20		me.
21	Q	And why is that?
22	А	Like, why wouldn't I take it over? For me to have
23		taken it over, Mr. Commissioner, I would have had
24		to do the following: I would I would have to
25		decide that in the absence of any evidence that

Vancouver's Missing Person Unit were incompetent, 1 2 I would -- I would have to tell my new partner 3 agency that I wished specific resources to take on 4 a job that they already had a unit for and that 5 had that expertise. So I would be potentially 6 then drawing in Mounties and new City resources 7 that did not have expertise in that situation, pushing out people who did have an expertise. I 8 9 mean it never came up. I don't know what they would have thought of me if I had suggested that. 10 11 What role did Jim McKnight play with respect to Q confirming whether or not women had gone missing? 12 13 Jim McKnight, of course, beyond being an Α 14 exceptional investigator, has one of those 15 personalities that you cannot not like him and want to co-operate with him. So he -- he was 16 17 connected with both Dan Dickhout from Missing Persons Unit and Dave Dickson. And it's well 18 19 documented where he's arranging to talk to 20 Dickson, I believe, every week and is following and working with them to monitor that side of it. 21 22 You have to think of me as I'm classically a 23 manager. I'm up above the investigation ideally. 24 So we've spent some time dealing with women Q 25 missing from Vancouver. Did you have anything in

place to deal with women that were missing from 1 2 other RCMP detachment areas in the province? 3 Not as well. We did -- it was obvious to us in Α 4 the early days that we needed to do a lot of work, 5 and so the what was happening in the here and now, 6 we needed to make sure others knew they were 7 responsible for that and were responsible for it. And that was well accepted and documented with 8 9 Vancouver. From memory I believe we notified the detachments, but -- but I don't think I did that 10 11 as well as I could have, like sort of really to run home to people that you own these, but I need 12 13 to know about them. Of course, it would go 14 without saying that they would own them because 15 they'd be reported to the various detachments. How closely and effectively they were being 16 17 investigated, I was not watching that ball properly or as well as I could have if I did it 18 19 now.

20 Q Now, I'm going to take you back to the Vancouver 21 situation for just a moment. And does something 22 happen in the summertime of 2001 with respect to 23 Vancouver's dealing with the reports of missing 24 women?

A Yes. The -- in and around the 14th of August it

25

becomes a watershed moment for us where as a 1 2 result of -- and there's sort of some buildup, Mr. 3 Commissioner, but it is on that date that we're 4 concerned because there seems to be additional 5 missing turning up. And we were aware -- Jim 6 McKnight had documented in his report three 7 historic ones from '94 and '92. Now, one of those he's either written down the date wrong or was 8 9 told the date wrong because she actually was not a historic, but in our records Jim's thinking at 10 11 that time that's what she was. But it left the problem of why were we still learning about 12 13 historic missing, you know. And as a result of 14 that Margaret Kingsbury asked Sylvia Port, who 15 you've heard about, for a report. And Sylvia Port produced a -- and I'm at the end of -- I'm giving 16 17 you my belief of this -- gave her a printout that had hundreds of names on it, because in British 18 19 Columbia we -- we never categorize missing people 20 as sex trade workers, so the only way you would know is if the family told you that they had a 21 22 connection with the Downtown Eastside and that they were involved in the sex trade work. If they 23 24 didn't tell you, then the only way you could know 25 would be to go back to every missing woman and

1		make inquiries of the detachment and/or the
2		family. So I don't know how that's changed, Mr.
3		Commissioner, but but it's certainly something
4		that I believe is important that we deal with,
5		because we were left in the situation where
6		where once Margaret Kingsbury did that, she
7		identified some potentials, asked Sylvia Port to
8		do further ViCLAS CPIC inquiries, and on the 14th
9		suddenly learns that there are potentially 9 more
10		women that we did not know about. That that
11		changed everything for us at that moment.
12	Q	And I'm going to take you to that
13	A	Yes.
14	Q	in a moment, but as we go through the
15		investigative strategies, if you can move to the
16		third investigative strategy, please, that you
17		were developing during the course of your
18		involvement in this assignment.
19	A	Sorry. Which paragraph would that be?
20	Q	57.
21	A	Okay. Thank you. Yes. So so 57 then is
22		the and remember, Mr. Commissioner, when I
23		when I say that these are all occurring
24		simultaneous, that this is occurring in our
25		formative meetings. In January we're solidifying

all of this. So -- so with Behavioural Science's 1 2 advice and the lab's advice, we realized that we 3 need to go back and review the murders of sex 4 trade workers. And you see the list: Attempts 5 abductions, assault causing bodily harm, 6 aggravated assaults and -- and sex assaults. So 7 we're focusing on our target group, which is -our victim group. Target group is the wrong way 8 9 to say it. Our victim group and the men who've done these things to them. And we kept throwing 10 11 in hitchhikers. It's just to be ultra cautious that we weren't missing something. 12 13 And so you're dealing with a number of exhibits Q throughout the course of this initiative? 14 Yes. Once we started on this initiative -- and 15 А 16 remember, Vancouver Police start on it in January. 17 It took longer for us to get started. Margaret Kingsbury had to really go in and refine where 18 19 were these cases and who held them and where would 20 we go, because, of course, the City is lucky because they're all at one spot. We're going to 21 22 need to go out through the PDs and the detachments. So we need to organize that, and 23 24 that took a bit of time to organize all of that, 25 how we would do that.

1QLet me ask you this:Forgetting about the Pickton2trial for a moment, do the DNA initiatives that3you were taking advance Project Evenhanded's work4in any way?

5 Oh. Well, yes, they did. They did some amazing Α 6 things. I mean Paul Verral by himself, who later 7 would receive a chief's commendation and a commendation, I believe, from our deputy for the 8 9 incredible work he did at that time, he identified five both fingerprints and I think DNA that 10 11 advanced murder investigations. The -- that review that we did brought in an additional 13 12 killers of sex trade workers. I've mentioned 13 14 that. But it also brought in 130 violent sexual 15 assaults in and now we had those pool. Eight of those would be serial rapists. So that work is 16 17 all in there. And, additionally, in -- as we went through the -- or the alley murders that I've 18 19 talked about, we pulled exhibits and those 20 exhibits went to the lab. And we pulled suspects, 21 and what happened is in December the lab developed 22 and made a match that we had a new serial killer 23 that had been identified through DNA on the bodies of two of the valley victims. We -- as we moved 24 25 into the late part of 2001, early 2002, we were

frantic. We knew we had an active serial killer. 1 2 So we were frantic to move a whole multitude of streams forward. One of them was that we decided 3 4 we would -- we would immediately draw in the best 5 suspects from the bundle of murders in the valley 6 and the bundle of murders from the alley, and that 7 encompassed potentially 11 murders. We drew out 23 of the top suspects from each pool, like 8 9 together 23, and we started a DNA initiative to go out and get cast-off from them. That initiative 10 11 would lead us to identify the killer of the valley and we would pursue him until his death. 12 13 From the valley or the alley? Q I'm sorry. The alley. We were never able to --14 Α 15 the DNA in and on the bodies of victims was not 16 enough to bring us to charge. We pursued him with 17 every investigative technique the police have. And when he died, one of our people was there with 18 him trying for a dying declaration and he wouldn't 19 20 give it. So if I can take you, then, to paragraph 67 and 21 Q 22 the fourth investigative initiative. 23 А Yes. 24 Can you describe that, please? Q 25 So -- and, again, these initiatives, remember, Mr. А

Commissioner, are happening at the same time, so 1 as soon as we recognize the problem that -- that 2 3 had stymied Project Amelia, then we -- I believe I 4 mentioned it. On the 17th we have Peter Samija 5 and then the lab manager was a man named Tom 6 Stimson. Both of them recognized that the -- the 7 DNA legislation was an impediment, not a help and so both of them worked with us to -- to create 8 9 work around us that would allow us to succeed. And so this is where they -- they agreed that they 10 11 would take the -- the biological samples that we collected from families and the Cancer Agency and 12 13 they would create a missing person DNA bank solely 14 tied to BC, solely tied to our investigation. And 15 they created that. That was not without its 16 problems too.

17 Now, Sergeant Adam, you've already referred to the Q coroner's issue and the found human remains that 18 19 we see at paragraph 68. And you've also referred 20 to some of the issues and challenges that you have 21 with respect to the SIUSS computer system, so I'm 22 going to move you right to the seventh 23 investigative initiative, which related to how you 24 brought all this together and the drafting of the 25 operational plan.

- 1 A Yes.
- 2 Q And if you could just walk us through that, 3 please.
- 4 So as we -- as we came to recognize these issues, А 5 we then moved to the idea -- and, again, I -- I 6 call them phases, but really two of them are 7 streams that are co-existent, and that is -- that is the culling of the division and Vancouver 8 9 for -- for the correct DNA. So there was just that belief that we now knew that as we had stood 10 11 in -- as the police had stood in 2000, they really had one goal standard. Now we believed we could 12 13 build a much larger pool. And I've talked to you 14 about that. So there was that initiative and that was underway. And then -- and then, of course, 15 there's the identifying and prioritizing of 16 17 suspects, of which Mr. Pickton was a Priority 1. Mr. Pickton remained an absolute Priority 1 even 18 19 when his DNA was developed in I believe roughly 20 April of 2001. In no way did that lessen him as a 21 person we were interested in.
- 22 Q What do you mean DNA developed?
- 23AThey had -- they had gone back and wanted to24develop -- they being -- sorry -- Paul McCarl and25Coquitlam. And we were involved too because we

1		were visiting Coquitlam as well. But everybody
2		wanted Pickton's DNA to be developed, and to get
3		it they went back to some bandages that an officer
4		had collected as cast-off at the hospital after
5		the '97 stabbing.
6	Q	And sorry. I interrupted you. You were
7		describing developing of the Pickton DNA?
8	A	Oh. Sorry.
9	Q	And where that fit.
10	A	Well, it was developed and it was recognized
11		and I don't remember the date that it was not
12		Pickton, but
13	Q	What was not Pickton?
14	A	That Pickton was not the killer sorry. Pickton
15		was not the killer of the valley victims. That
16		meant nothing to us. He remained full-on suspect
17		to us. But the problem was, Mr. Commissioner, is
18		that by this time we're starting to realize that
19		there's many Priority 1s and that the more we
20		looked, the more we're getting. So that had to be
21		our first step.
22	Q	Now, if I can ask you to take a look at Tab 46 in
23		the big binder.
24	A	Yes. I see it.
25	Q	And tell me this: What does an operational plan

1

2

like we see behind Tab 46 mean to you as the team commander here?

3 Well, it probably means different things to Α 4 different people. Prior to this file, all I ever 5 was was an investigator. So even on the Grewal 6 investigation that I talked about, it was a massive investigation. When it was finished, it 7 was 53 banker's boxes worth of information went to 8 9 Crown, a hundred thousand interceptions, but the 10 actual operational plan was written by my boss, 11 like the budget and what have you. So I think like an investigator. What I care about is are we 12 13 doing the work and are our people together. But 14 obviously this now meant that there needed to be a 15 formalization of that. So if you track the 16 records, you see Geramy Field and I making sure we 17 were in sync, that we both believed our investigation needed to do the same things. And I 18 19 ask her to make sure that her management are 20 comfortable with what we're going to be doing. 21 And they very clearly were because they were 22 resourcing it. They knew it was happening. So 23 the operational plan evolved and then needed to be 24 formalized and signed by lawyers and cost sharing 25 and things like that. But from my perspective,

1		we're a task force and we're working. I have to
2		say I actually didn't care what they did and when
3		they signed it. Unless I wasn't going to get
4		things, it's irrelevant to me. So and I know
5		people would think differently. If you're upper
6		management, you may think this is the most
7		important thing in the world, but my thing is it's
8		a side show as long as we're operating. So
9		anyway
10	Q	And were you operating?
11	A	We were operating.
12	Q	Now, you've included at page 2 or included at
13		page 2 of the operational plan and you need not
14		go through it because you've described it already.
15		You've described some of the objectives?
16	A	Yes.
17	Q	That's right? And is the purpose of the
18		operational plan to justify any resourcing that
19		you're going to be seeking?
20	A	It is a way now. And it is important. It's a way
21		of formally the two police departments being
22		able to formally agree that this works for them
23		and then they'll need to decide how they'll cost
24		share it and then eventually resource it. But
25		but this commission needs to know that neither the

1		management of Vancouver Police or the management
2		of the RCMP when we needed resources ever stopped
3		getting us them because there wasn't an
4		operational plan. They responded as I needed them
5		to respond.
6	Q	And when you're referring to the "operational
7		plan", you're referring to this Tab 46?
8	A	Yes. This is the operational plan.
9	Q	Did you give Sergeant Field an opportunity to
10		review the operational plan?
11	A	Yes. I e-mailed her my concept of what it would
12		look and it was fairly close to this and
13		asked if she would take a look, did she like it,
14		did her managers like it.
15	Q	And if I could have you look, please, at Tab 44 of
16		the big binder.
17	A	Yes.
18	Q	That's a briefing note?
19	A	Yes.
20	Q	And if you can just describe the purpose of having
21		this document prepared and what you were hoping to
22		gain from this.
23	A	So this there had been the letting the
24		public know that that we were calling
25		ourselves a review team, by the way, and we

want -- I wanted the public to think of us as a 1 2 review team. We were not a review team. But 3 given that our initiatives all drove around DNA, I 4 was terribly afraid that if the media found out 5 what we were doing, then we're -- we're educating 6 the killer. We're basically putting a big red 7 flag saying we are coming after you in this way. So I really wanted -- and I deliberately wanted 8 9 the public misled as to what we were up to. So the -- the -- this was the acknowledgment that 10 11 there was a review team, that it was going to take a long time. It was an acknowledgment that new 12 missing persons fell within, would be investigated 13 14 by Vancouver and/or the detachments, and that's 15 what this was all about. And I need to say this 16 is not my document. My actual contact with this 17 is very, very brief with Geramy Field over some 18 e-mails and probably some phone calls. Now, sergeant, just before we break for lunch, I'm 19 Q 20 just going to take you through to a couple more documents if you wouldn't mind, please. And if we 21 22 can go to Tab 49. And, again, this is another briefing note, June 6th, 2001. 23 24 Α Yes. 25 If you can just let us know what you're doing at 0

this particular time in the investigation? 1 2 I just need to read this for a sec. So the -- so Α 3 it's dated, of course, the 6th of June and I'm obviously letting my management and the VPD, I 4 5 would assume, know this. So the first paragraph 6 is that -- that we are underway and that we've 7 already gone through 39 of the files, 8 homicides, 31 sex assaults, and we found potential suspect 8 9 DNA. So that -- and those members, Ted is -- Ted 10 Vanoverbeek, Maggie is Margaret Kingsbury and 11 Nicole was Nicole St. Mars. And they're letting me know that we now are confident that that 12 13 initiative will bring us both suspects and suspect 14 crime scene DNA. So it's going to work is what 15 they're telling me. So they've been working the 16 Lower Mainland. And then the second paragraph is 17 obviously Vancouver -- the numbers of sexual assaults that occur to sex trade workers and 18 19 actually occur in the City of Vancouver are 20 astronomical. They're phenomenal. And the problem there is that they weren't -- they're not 21 22 categorized as sex trade worker. So what you had 23 is -- is three, five thousand files that needed to 24 be gone through rapidly to see if it touched on a 25 sex trade worker and then those needed to be gone

1 through in better detail to pull out suspects and 2 crime scene DNA. And, of course, this is like the 3 epicenter of what's happening. What we did to try 4 and make that more effective is we tried to do the 5 most recent and move backwards if that makes 6 sense.

- Q And just so I understand it, the purpose of the
  briefing note is to advise your upper management
  about the activities of Project Evenhanded; is
  that right?
- 11 А That's right. Document where we are. And do you see here issues? Mr. Commissioner, there was --12 13 it turned out that sex assaults are mandated to be 14 retained for 75 years, but we were actually destroying the exhibits. Like, it's -- I mean 15 it's obviously a disconnect. So we became aware 16 17 of that and we eventually -- well, not eventually. We gave that to upper management. They needed to 18 19 change RCMP policy on retention of exhibits. 20 There was a problem with offender -- convicted offender DNA. Mr. Commissioner, it was new and 21 22 without the victim judge or justice ordering the 23 obtaining of it, then the -- the legislation 24 simply wasn't doing what it needed to do. And Jim 25 Lucas was really trying to work with -- you know,

with Crown counsel and everybody to try and bring 1 2 that together, so that just became another thing 3 we were trying to fix. Wayne Clary, our file co-ordinator. I can't express the problems we had 4 5 with SIUSS, the computer problems. I think that 6 would just need to be a very distinct 7 conversation. And, of course, we're thinking of how will we get SIUSS out. And here I'm advising 8 9 them that I'm going to be going away for extended annual leave. Basically what I'm saying is our 10 11 people know what they're doing. I mean I had 12 phenomenal people. These weren't people that --13 that needed me there to keep them working. And 14 their experiences as homicide investigators at 15 least rivaled my own. I mean I was extremely lucky with who I had, and in point in fact the 16 17 work they did through that summer is quite 18 amazing. 19 Now, you've prepared a document that we see at Q 20 Appendix E of the overview, Project Evenhanded. Appendix E of the overview? 21 22 А Yes. I have it. And that's a document that you created? 23 Q 24 Α Yes. 25 And what is that? 0

I went through our file to try and give -- to go 1 А 2 through Evenhanded's file and actually document 3 everything that we did in a sequential way, pull 4 it all together. Mr. Commissioner, that document, 5 just talking about the work, not including the 6 work, would run hundreds and hundreds and hundreds 7 of pages. This was my effort to sort of capture some of the key things to address. I know there's 8 9 been a lot of concern that we showed no urgency, we showed no care for -- concern for the safety of 10 11 the women, that we just sort of were blindly stumbling around reviewing old files, and this is 12 13 just a document to give a sense that some of that 14 is just not true.

15 Q And so what you've done is you've -- it looks like 16 chronologically you've gone through some of the 17 items that you've observed in parts of the 18 Evenhanded file?

19AYes. And each one of these would mean something20to me and I believe would mean something to the21commissioner.

MS. WINTERINGHAM: And, Mr. Commissioner, this is probably if it suits you -- I'll just tell you one more thing. At Appendix F we've included some maps and you've heard some evidence about the alley killings and

the valley killings, but just so that you have an 1 2 idea about where those were occurring. 3 THE COMMISSIONER: All right. We'll stop there. 4 MS. WINTERINGHAM: Thank you. 5 THE REGISTRAR: The hearing is now adjourned until 1:45. (PROCEEDINGS ADJOURNED AT 12:29 P.M.) 6 7 (PROCEEDINGS RESUMED AT 1:49 P.M.) THE REGISTRAR: Order. The hearing is now resumed. 8 9 MS. WINTERINGHAM: Sergeant Adam, if I could please have you turn to 10 Q 11 paragraph 55 of the overview. Do you have that before you? 12 13 Yes, I have. А MS. WINTERINGHAM: Now, can you describe in the context of 14 15 paragraph 55 what projects Evenhanded was doing with respect to --16 17 THE REGISTRAR: We need your microphone on, please. MS. WINTERINGHAM: 18 19 Thank you, Mr. Giles. 0 20 Can you please describe what was happening with Project Evenhanded and the Provincial 21 22 Prostitution Unit in the spring of 2001? 23 Yes. In one of our earlier briefings you'll see А 24 that I was given the assignments to see what the 25 Provincial Prostitution Unit -- it's a unit with

the RCMP Major Crime -- and what could they do to 1 2 help us. They would appear to have an expertise 3 in that area. What -- what ended up happening is 4 that on May the 9th there was a -- a meeting 5 with -- with -- throughout the Lower Mainland with 6 the key people who were interested in this issue, 7 and, of course, the Provincial Prostitution Unit, I believe Surrey had a prostitute -- well, they 8 9 did and we had already engaged them to make sure that they would go through their inactive sex 10 11 trade workers to see if any were missing. So we were very concerned about the missings and very 12 13 concerned about the totality of the problem. So 14 what had happened is the Prostitution Unit also 15 was -- there were two officers from New 16 Westminster, Jennifer Fraser, as she was then, and 17 Judy Robertson, and they on their own initiative had -- had really gone out and made connections 18 with the -- with the women working the strips in 19 20 New Westminster -- or the strolls, I guess, is the 21 right way to say it, to the extent that the two 22 groups were actually -- the ladies would give them their pictures and now they were talking about 23 24 potentially getting some biological material 25 willingly against the sort of dreaded potential

that they would disappear, because the awareness 1 2 of the risk at that time throughout the Lower 3 Mainland was sky high. No one was deluded that 4 there wasn't a danger. So I was invited there, brought them up to speed on what we were doing, 5 and it was an effort to make sure we were all 6 7 connected and that Evenhanded was hearing what we needed to hear. 8

- 9 Q And what did you take away from that meeting on 10 May the 9th, 2001 to assist you with your 11 investigation?
- Well, what I took away from it is that these 12 А things were underway. They knew about us and, you 13 know, we would continue to deal with them later. 14 15 As the -- as it crystallized that there were these large numbers of missing, then I would go back to 16 17 the Provincial Prostitution Unit. I'll use the term target hardening if -- that means that you 18 19 want your victim group to be as aware and safe as 20 they can be because they're not -- they're not 21 really able to quit because of the drug addiction, 22 is the way I understand it. And I have to say that, you know, everything I know about the sex 23 trade is -- you know, like, is secondhand from 24 25 other officers. I'm not in any way -- have I ever

1		worked with sex trade workers or would ever
2		consider myself knowledgeable about that. So the
3		concern then is are we doing everything we can as
4		the police to make sure people know their risks
5		and are there things you know, there was the
6		buddy system and all of those types of
7		initiatives, which I believe the women had created
8		to try and look after each other.
9	Q	Now, you have throughout your testimony referred
10		to a number of different individuals who end up on
11		Project Evenhanded. And if I can ask you to turn
12		to Tab 2 of the big binder.
13	A	Yes.
14	Q	And at page 1 of that document.
15	A	Yes.
16	Q	If you can take us through individuals 1 through
17		10 on that list.
18	A	Certainly.
19	Q	And just give us a sense of who it was that ends
20		up on your team.
21	A	Corporal Kingsbury, I think I've mentioned her,
22		Mr. Commissioner, a very seasoned homicide
23		investigator, exceptional memory, exceptional
24		thoroughness, like nothing I've ever seen. And
25		she also on top of that experience was at ViCLAS,

so she had that intimate knowledge of their 1 2 systems and how to find things we needed to know. 3 And this is likely self-explanatory, but we see a Q 4 start date column and we see Corporal Kingsbury 5 coming on to your unit. It looks like November 6 21st, 2000? 7 Yes. Now, she was still with -- trying to Α understand how we operated can be a bit tricky 8 9 because she actually remained as a secondment to us. What Christine Wozney did, who was the staff 10 11 sergeant in charge of ViCLAS, who was incredibly helpful and incredibly keen to get this project 12 13 rolling -- in many ways it sounded like there had 14 been lots of talk and lots of plans, and that's 15 what they told me is, "Well, we've talked about all these things before, but we've never done 16 17 anything." And I believe Christine Wozney really wanted to give us the ability to move forward, so 18 19 she was -- she gave us two great resources: 20 Margaret Kingsbury and Nicole St. Mars. So 21 they -- they actually were secondments to us, but 22 I never gave them back. 23 The next two people you have referred to 0 24 throughout your testimony this morning, and that's 25 Little and McKnight?

Yes. Those are Vancouver Homicide people, very, 1 А 2 very skilled and very knowledgeable. And I need 3 to say that -- that my knowledge -- these are 4 people that will bring as much knowledge, maybe --5 each one of us would bring a different perspective 6 and extra little pieces that the whole made us 7 strong. And then you've got -- you've already referred to 8 Q 9 Wayne Clary? Yes. Corporal Clary was a senior investigator, a 10 А 11 seasoned homicide investigator, and very, very intelligent, very good at his job. 12 And then we have Vanoverbeek? 13 Q 14 Ted Vanoverbeek came to us out of, I believe, Α 15 Burnaby, but he had been in Maple Ridge. Again, very seasoned, very common sense, and very 16 17 thorough investigator. And how was he brought on to Project Evenhanded? 18 Q He was just -- he was added, you know, to try and 19 Α 20 complement -- I'm a believer that I would rather have 10 high, high quality people than 50 people 21 22 who are not high quality because you will end up 23 spending all of your time trying to deal with people who might not do things thoroughly or might 24 25 not understand what you're trying to do and you

end up managing. These were people who did not
 need managing.

- Q You have three more individuals listed there, 8,
  9, and 10, Hooper, Verral and Oger. We've heard a
  little bit about Verral from the Vancouver Police,
  right?
- 7 Paul Verral was a senior -- he had been in ident. Α And if anybody who knows ident officers, they're 8 9 very detailed oriented, incredibly valuable. This was a person who threw himself into this job and 10 11 there would be times that he would -- we would go 12 to help him and there would be a large room 13 stacked with boxes and he just was chugging along 14 through that. And then we would -- we would come 15 in and feed him some of our energy and then once he was full of energy, we'd all go away to do 16 17 other things and just leave him go and his 18 performance was astounding.

19 Q And what about Carol Hooper?

20 A Carol Hooper was ViCLAS, and what happened is 21 Nicole St. Mars went off on maternity leave, so 22 that was a replacement.

23 Q And then finally Brian Oger?

24AAnd sorry. Carol Hooper is also a very seasoned25investigator. Brian Oger, what had happened is --

I'm not sure of the date exactly, but I believe it 1 2 was sometime in May. Mr. Commissioner, you've 3 heard about SIUSS. Well, the only person we had 4 who knew how to use the system and really fix the 5 broken pieces -- because that's what we were 6 trying to do, fix the broken pieces, the links and confirm the data. Well, that person was the 7 Vancouver data entry -- database administrator, a 8 9 very specialized job. And, unfortunately, it worked out that she could not come to the task 10 11 force and that left us with no one who knew how to use the computer process. Now, we were using 12 13 paper that partially backed up the computers. 14 The -- the City investigates things in binders. 15 The Mounties, we do it in Tip Boxes with file folders, but -- so McKnight and everybody, they're 16 17 working out of binders. But the loss of access to SIUSS was clearly significant and they hired Brian 18 19 Oger and they gave him training in how to get into 20 the system. And he started to be utilized as our one person who really was able to work in SIUSS, 21 22 and he would work in and out of SIUSS and, therefore, was working at the City because we were 23 24 trying to get that product to our Surrey 25 headquarters.

1	Q	So what we see from the list behind Tab 2 is 10
2		individuals that were working on Project
3		Evenhanded?
4	А	Yes.
5	Q	And you described this morning about the support
6		that you drew from other agencies in order to
7		assist you in the investigation?
8	A	Yes. Not listed here, obviously, are the three
9		resources that well, sorry. Now Verral is
10		listed, but but Trish Keen and Alex Clarke are
11		amazingly dedicated people. The City gave us
12		great people and they were working along with
13		Verral through their records. We had Jim Lucas
14		from the DNA. He was fully engaged. The lab was
15		engaged. You know, just trying to move ahead.
16	Q	Were you satisfied with the state of your
17		resourcing in the spring of 2001?
18	A	I was with a with our with no effective
19		computer system. And we were trying to get it,
20		Mr. Commissioner. Believe me, I was trying to get
21		it. But without that, I guess the best way I can
22		describe it maybe in a simplistic way is I was
23		afraid that we might be looking for a needle in a
24		haystack. And being a Saskatchewan person I'll
25		say this: If you bring in a whole bunch of people

1		stamping around kicking up dust, you don't find
2		that needle. You need to make sure you can trust
3		the work of the people. And I had people I could
4		trust and so I was comfortable. I had the right
5		people working very hard. Later I would realize
6		that that we needed to expand, but the actual
7		work accomplished and it's documented by this
8		group of people is very impressive.
9	Q	Can I take you, please, to Tab 43 of the big
10		binder?
11	A	Yes.
12	Q	So it's Tab 43 and that's a memo dated May the
13		2nd, 2001?
14	A	Yes.
15	Q	And it's from Superintendent Killaly and it's got
16		a long distribution list. What's the thinking
17		behind this document being produced and then
18		provided to various the various individuals on
19		the distribution list?
20	A	This is to advise really all you know, the
21		province that that we have this project going
22		with Vancouver Police and it's going to encompass
23		the comprehensive review of now, they have 31
24		missing sex trade workers, which would be
25		they're including 3 new. And it's going to be

tied to a review of ViCLAS of solved and unsolved 1 2 sex trade workers and hitchhikers. So really it's 3 repeating for the division what we're up to and then it's explaining to them why we're going to be 4 5 looking at -- you know, at files for DNA as well 6 as suspects. I see that it articulates out 7 that -- that Constable Clarke is busy working in Vancouver and there was more than her, although 8 9 Trish Keen I'm not sure, you know. You would have to check with the City on her records of when she 10 11 was in and out and working for us, but I know she 12 was. And that we're going to build those into 13 the -- now, they say the current crime scene data 14 bank. The reality is that that's going into the 15 investigative bank. And then they'll analyse this and then we're going to do sex assaults, et 16 17 cetera. And there's going to be a list of cases and that people are going to be visiting your 18 19 detachment. 20 And then on page 2 of this document we see a list, Q the distribution list? 21

22 A Yes.

23	Q	And those are the provincial detachments, I take
24		it, where Evenhanded would be attending?
25	А	Yes. And I know that we we also notified the

1		PDs because I know that we were at Delta and what
2		have you. So I know we were also visiting the
3		municipal PDs.
4	Q	Now, if I could ask you to look at Tab 45.
5	A	Yes.
6	Q	This is an agreement dated May 1st, 2001 between
7		the BC Cancer Agency, the City of Vancouver and
8		the Royal Canadian Mounted Police?
9	A	Yes.
10	Q	Can you describe the thinking that goes into the
11		preparation of this particular document?
12	A	Yes. What happened is is Geramy Field
13		approached Dr. Matisic from the BC Women's Cancer
14		Agency and by by agreeing that we would not
15		abuse her trust in allowing us the DNA the pap
16		smears, that rather than by warrant, we would give
17		agreement to not misuse that and to only use it
18		for a certain purpose. And Dr. Matisic, quite
19		frankly, stuck her neck out, trusted us, and this
20		was the agreement that allowed us to have that.
21	Q	And then attached is Schedule A to this agreement
22		where there's a list of women that are named?
23	A	Yes. That's correct.
24	Q	And I take it from what you've described that it's
25		these samples that the Cancer Agency is providing

1		to you for your investigation?
2	А	Yes, they are.
3	Q	And if you could go, please, to Tab 47.
4	А	Yes.
5	Q	Now, on May the 16th, 2001 you attended a
6		presentation by Sergeant Field?
7	А	Yes. At Vancouver I believe it was at 312 Main
8		from memory.
9	Q	You've had an opportunity to review the document
10		behind Tab 47?
11	А	I have glanced over it, yes.
12	Q	And what was the purpose of the meeting on May the
13		16th, 2001?
14	A	This was to fully update their upper management.
15	Q	Their being?
16	A	Oh, sorry. Vancouver Police's. And some of this
17		you'll see is are sort of a repeat of earlier
18		briefings and documents.
19	Q	And can you describe what the response was to
20		VPD's upper management to Sergeant Field's
21		presentation on May the 16th?
22	А	They were completely supportive.
23	Q	Now, before the lunch break you took us to a
24		briefing note dated June the 6th, 2001 and in that
25		briefing note you refer to "pending annual

2 A Yes.

8

Q What steps, if any, did you take to address
staffing requirements of Project Evenhanded in
anticipation of the pending annual leaves?
A Serious Crime Section, Staff Sergeant Don Rinn did
free up two resources to assist us. And then --

and then we were -- we -- we were able to hire a

- 9 student to work on -- on data entry and assisting 10 us with what have you. So -- now, those resources 11 were only going to be available as their other duties required. Like, if there was a homicide 12 13 that Serious Crime had to support, then obviously 14 we would lose them. And I -- I don't have exactly 15 what -- how much they did for us. I don't know that. 16
- 17QWhen you went on your leave, who took your18position?
- 19AWayne Clary took my position, but you need to20understand that we operated -- there needed to be21an identified leader, but we operated so tightly22as a team that everything is discussed. So input23is coming from everyone, you know, and then we24move forward that way.
- 25 Q Now, before the lunch break you referred to

	something called a watershed moment?
A	Yes, I did.
Q	And if you could go, please, to paragraph 76 of
	the overview.
A	Yes.
Q	And if I could have you turn to Tab 50 of the big
	binder, please.
A	Yes.
Q	And you had an opportunity to review that typed
	note at Tab 50?
A	Yes, I have.
Q	And this is a July 4th, 2001 entry. What can you
	say about you can put that note into context in
	terms of the investigation.
A	Certainly. Our I've already mentioned, Mr.
	Commissioner, that our primary investigator, Jim
	McKnight, also was the conduit with Vancouver
	Police and particularly with the Missing Persons
	Unit and Dave Dickson, who stands alone as a
	person who who seems to know the most. Well,
	he does know the most about the Downtown Eastside
	situation at that time. So this particularly
	it's got 11:15 Dave or sorry Constable
	Dickhout of the Missing Persons Unit is contacting
	Jim McKnight to talk about the fact that they're
	Q A Q A Q A Q

still conducting follow-up on McDonell, Crey, 1 2 Wolfe and Jones. So that means that they're still 3 moving through those set inquiries to confirm them 4 as missing. They have not reached confirmation 5 yet. So that -- it's a piece of work underway, 6 but that they have got them into SIUSS. That 7 really doesn't help us much because, of course, SIUSS lives in the city and is of no value to us 8 9 right now. But he also advises him that -- and these are Jim's typed notes. And he notes 1992 10 11 that there's three new files that they're aware of and these would be historic missing as they're 12 13 documented. Now, if you look at Patricia Rose 14 Johnson, that date of 1994 is actually in error. 15 Now, whether that's an error that Jim McKnight made in writing it down and typing it or whether 16 17 that's an error that -- that Sergeant Dickhout made in giving it, you would have to look at, I 18 19 guess, what Sergeant Dickhout had. But that 20 actually should have been 2001. But the net effect is that Jim believes now there have been 21 22 three additional historic missing that have -that have surfaced. That drives towards the issue 23 24 of why aren't -- why are there still new people 25 surfacing.

1QNow, we can see in the middle of this particular2note just before the 0705 entry?

- 3 A Yes.
- 4 Q And with respect to Jim McKnight's follow-up, can 5 you comment on that, please?
- 6 Yes. So he's stating the situation that there's А 7 further follow-up to be done by Vancouver Police before they forward these files. Or sorry. They 8 9 will probably be forwarded to me in the near 10 future. So as soon as those inquiries are completed, then we -- we would get them and then 11 we would add them to our list. And we would 12 also -- as it evolved, there was the \$100,000 13 14 reward and the poster and now we're going to be 15 starting adding -- that's going to get renewed in -- in the late summer and we need to have it 16 17 complete. So that means we're going to be adding 18 more people.
- 19QNow, in terms of the three women that we see20listed in McKnight's note --
- 21 A Yes.
- Q -- how does that relate to the watershed moment
  that you described earlier in your testimony?
  A Well, what ends up happening is that on the -- on
  the 13th Jim McKnight --

2 Yes. I'm sorry. On the 13th of August Jim А 3 McKnight comes to see me early in the morning. I think at around seven. And his concern is that 4 5 we're -- we need to renew the reward and be 6 current on the poster. But -- but in that 7 discussion we end up with the fact that, well, now we seem to be finding there are additional missing 8 9 we didn't know about and that generates a team 10 meeting and then -- and we operate as a team, so 11 that would mean all of the people we've talked about. I don't remember if Brian Oger --12 13 sometimes he was out with us and sometimes he was 14 in the city because of SIUSS, but -- well, you 15 would have to ask him. But, in any event, all of 16 us now are sort of okay. This is something that's 17 right in front of us and now we need to sort it out. And driving from that then was Margaret 18 19 Kingsbury's getting ahold of Sylvia Port, asking 20 for a list, which then brought back that -- I believe it was a computer printout with hundreds 21 22 of names and this is then the 14th. Margaret Kingsbury looks through that list, recognizes that 23 there's additional work to be done on some of 24 25 them, has Sylvia Port do a computer run. Sylvia

13th of August?

Ο

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Port comes back to her and says, "Well, there's 1 2 nine." That generates a lot of concern by us and 3 then you're going to see us rapidly moving through 4 the documents; that we need to sort that out. 5 And if you can just go to paragraph 79 of the 0 6 overview and put that into context for us. 7 I can. Now, '79 uses the term "operational plan", Α Mr. Commissioner. The operational plan would 8 9 actually be written on the 29th. What this -what this needs to look at is our operational 10 11 tactics, that we're now shifting to -- to the focus of how big is this problem and then really 12 13 is it current, if that makes sense. So this six additional resources, I'm not going to ask for 14 15 that. That is actually going to happen two weeks 16 from now. 17 Now, in that paragraph, paragraph 79, there's Q reference to something that McKnight does on 18 19 August the 16th. Can you explain that, please? 20 So Jim McKnight's job now was to meet with -- with А Sergeant Dickhout and to ascertain exactly where 21 22 were they on these inquiries that -- to bring it 23 to confirmed. And then so he would go and meet with them and write all that out, log all of that. 24

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And I believe there was a document about that.

1	MS. WINTE	NGHAM: And I'm going to turn to a meeting that
2		takes place on August the 30th, 2001, but I just
3		want to take you off for a moment to deal with
4		some issues with respect to Paulson that occur
5		before the August 30th meeting, and if you
6		wouldn't mind taking a look at Tab 54.
7	THE COMMI	SIONER: 54?
8	MS. WINTE	NGHAM:
9		54, yes. And that's an e-mail from Bob Paulson
10		to you're copied on it. It's to Mike Kurvers
11		and Neil Duncan?
12		Yes.
13		And if you can just comment I appreciate I'm
14		taking you out of context, but just comment about
15		the thinking behind this particular e-mail.
16		Well, this flows from the fact that that Bob
17		Paulson, who's the sergeant in charge of Southwes
18		District where the valley murders are being
19		investigated, has been obviously talking with me
20		and and I have not known that that skull had
21		been recovered, so he wants to make sure that I
22		know about it. I believe either in this or in a
23		conversation I have, this is where he's driving
24		forward the you know, the potential that that
25		skull is the bridge between women disappearing in

1		the mountains and now the killer has gotten
2		better.
3	Q	And this is the Jane Doe skull that you referred
4		to this morning?
5	A	That is the Jane Doe skull, yes.
6	Q	And then quickly if you can take a look at Tab 55
7		and then 56. This is really just a side note.
8		And if you can comment on the information that Bob
9		Paulson is providing there.
10	А	Yes. This is Bob Paulson is one of the top
11		investigators I've ever known. He had thought up
12		or decided that if you ran a CPIC offline search
13		on on a missing and also, by the way, a
14		suspect, that if you ran searches on either side
15		of them in time I mean if a policeman stopped
16		us and they run my name, then that's obtainable
17		from an offline search, but by running the
18		searches within five minutes before and after, of
19		course, if I'm with someone, they also will be
20		searched. So it just was a great investigative
21		thought that we might find one of our suspects
22		with a victim or we might find the victim with
23		other people at certain times. And we we
24		tasked it up, which means we made an assignment to
25		do it, and then Wayne Clary followed through with

it. 1 2 And I'll take you back now to the lead up towards Q this August 30th meeting. And if you could take a 3 4 look at the small binder, which is the daily logs. 5 And if you could turn to August the 28th, 2001. August the -- progress to date? 6 А 7 That's right. And then there's the big heading Q "Original Reward Poster"? 8 9 А Yes. And this is a document that appears to have been 10 Q 11 created by Jim McKnight? Sorry. Yes. I see it at the end. 12 А 13 And on the August the 28th entry, can you describe 0 14 what's going on at that particular time? 15 So we are now -- we have -- right at -- right on А the 14th, I believe, or even the 13th we knew --16 we knew we needed to find out where we were on the 17 missing. We needed to find out how we would 18 19 articulate to upper management that there could be 20 so many missing that we didn't know about because 21 truly our systems were not working properly. You 22 shouldn't have to do an investigation into finding 23 out a simple thing like who's missing. So we needed to have those answers and then we needed to 24 25 know what we were going to ask from the City and

1		from the RCMP. So this is all us trying to get to
2		where we had we could speak intelligently to
3		upper management to articulate both the problems
4		and solutions and resourcing.
5	Q	And if you can briefly just walk us through the
6		documents so that we have an indication of what
7		issues were alive to you at this August 28th
8		meeting.
9	A	Yes. So the first part is that the reward poster
10		was a live issue and we're bringing that's just
11		an overview of where we are; that there's, you
12		know, the 31 missing. The the second line that
13		there's 1348 tips generated by by Project
14		Amelia, that the they've looked at 31 of these
15		binders. Maybe I'll take a second.
16		Unfortunately, because of the pressures that they
17		were under with incoming information, Project
18		Amelia, and the lack of sufficient support for the
19		computer system, and I think in many ways the lack
20		of effective instruction from the computer maker,
21		SIUSS maker, Project Amelia had these had their
22		computer system. It should have been backed up
23		with something in paper. So of these 1348 tips
24		that lived in Project Amelia, each one would have
25		lots of data, but the actual paper, there was 115

of those files that there just was no paper, so 1 2 there was nothing to back up what was in the 3 computer system. And, again, I need to say that, 4 Mr. Commissioner, after I left Evenhanded, I 5 became a bit of a troubleshooter for the division 6 on mega files, and these problems of the effective 7 roll out of computers are very alive issues and they're alive issues that are hurting policing 8 9 right today as we sit here. Sorry. 10 You've described the tips? Q 11 А Yes. There's a heading there, "Homicide File Review"? 12 Q Yes. I think, though, maybe we should stop for a 13 Α 14 second. So at this point you see the Priority 1, 15 Priority 2, Priority 3. So at that point Sergeant McKnight and -- felt that there were 31 Priority 1 16 17 suspect files, that there were 60 Priority 2s and Priority 3s 101. But that list was growing. He 18 19 completely underestimated that -- the significance 20 of when you started to -- the more you looked and 21 the more you learned about the bits and pieces 22 that were in there and you actually started to 23 look at the men, then they ended up looking worse and worse, being worse and worse. And so, as I've 24 25 articulated, the pile of monsters keeps growing.

So this is the -- that homicide review, this is 1 2 the work now that has been completed. So there's 3 been a review of 43 investigations of murder, 4 attempt murder, and the exhibits have gone to the 5 lab. We're looking at the unsolved murders of sex 6 trade workers. Done. Exhibits are at the lab. 7 And then you -- then we follow up reports of the results of those. This is an excellent overview, 8 9 this next page, 2 of 6, Mr. Commissioner, which really sets out the work that we've talked about 10 11 in the City; that Constable Verral through his reviews, he actually found suspect fingerprints 12 13 that had not been properly searched on AFIS, the 14 computer. And I believe he actually solved a 15 murder through that work. The City would know the details of that, I believe. And then one moves 16 17 into sexual assaults. He talks about the people 18 who have been assigned. And he explains that 19 they're not -- they're classified as types, so 20 aggravated sexual assault, sexual assault with a 21 weapon, but they're not categorized by who the 22 victim is, as I said, and, again, that slowed us down. So we had to -- and he explains -- and then 23 he talks about the fact that -- that with all the 24 25 work that's done, there's still probably 15 to

1		2,000 files need to be examined. And he
2		guesstimates that 150 to 200 will relate to us and
3		then and then below that is an example of the
4		work that the City well, the next couple pages
5		really talks about what has been accomplished.
6		And I think if you look at that, you'll see why
7		why I believe they've been working hard.
8	Q	Now, if you can take us to page 4 of 6.
9	A	Yes.
10	Q	And the heading there is "Additions to the
11		Missing"?
12	A	Yes.
13	Q	And what was your understanding about the
14		information that was coming into McKnight and how
15		he was dealing with that information?
16	A	So in that first paragraph he's now estimating
17		there are approximately 25 cases that are similar
18		to the missing sex trade worker profiles and now
19		there's the recognition that these are potentially
20		from 1985 to 2001. That means that these could be
21		happening right now in real time. He explains
22		where they're from. He's going to be contacting
23		all of the various agencies and obviously the
24		City. Now, he's talking about additions to the
25		adding them to the reward poster. And he talks

1		about that, but we will be talking with the City
2		about us engaging front line now to back up the
3		Missing Person Unit. Clearly the Missing Person
4		Unit cannot do what we need done and so you're
5		going to see in that meeting on the 30th where
6		we're we're changing our entire tact over the
7		next number of months.
8	Q	So if you can turn, then, to Tab 57 of the big
9		binder
10	A	Yes.
11	Q	called "Management Briefing, Project
12		Evenhanded, August 29th, 2001"?
13	А	Yes. I created this document.
14	Q	Okay. And if you can explain what the purpose of
15		this document was and what you hoped to achieve by
16		it.
17	А	I wanted to to make sure that both the upper
18		management of the RCMP and upper management of
19		Vancouver Police knew exactly what our situation
20		was and how we were going to proceed forward. I
21		hoped to gain their support in doing that. And I
22		intended to ask for resources. And then and
23		obviously both departments would need to be
24		financing that and the resources that I was going
25		to be asking for were going to be their very best

1		people, and that meant that they were going to
2		have to believe in me enough to draw out very
3		valuable resources away from valuable important
4		jobs and give them to me. So I needed to make
5		sure that they believed in us. So that's what
6		this document is designed hopefully to do.
7	Q	And if you can just take us to the first page of
8		that where you talk about the brief history and
9		then the investigational problems?
10	A	Yes. So and these the purpose of this is to
11		drive discussion. It's just for them to that
12		we would generate discussion about it. So it
13		is it's really the kinds of things that, Mr.
14		Commissioner, you've already heard. This was how
15		it flowed, you know. And you can kind of see that
16		I'm actually moving away now from the valley.
17		You're not hearing much about the valley anymore,
18		but it still remained an area of our concern.
19	Q	You have on page 2 of this document you talk
20		about the major premise of Project Evenhanded.
21		And can you walk us through that a little bit?
22	A	Yes. At as we entered this investigation with
23		the belief that the the killer had stopped,
24		then we really needed to be careful as I've
25		said before, we needed to be careful in every step

we took. And -- and this statement here, "For 1 2 there to be an investigational chance of success 3 that the suspect has to have entered police 4 awareness," to give you an example, a concrete 5 example -- and I have to confess. With the media 6 I've simply stopped getting it or watching it, but 7 I understand there's a young man up -up-country -- sorry -- who is now charged with 8 9 three murders, and for the purpose of our discussion, if that were true, that man's a serial 10 11 killer, but he -- again, from what I understand, that he was seen as a very ordinary person and I 12 13 don't believe he had a criminal record. Now, 14 again, that's the limited part that I know. If 15 that -- that person -- our initiative was not going to catch that person. If somebody can stay 16 17 below the radar, then they can stay below the radar and that wouldn't have caught them. What 18 19 would have caught them, I believe, of course, 20 would be the proactive, which we'll talk about 21 later. So our belief was that -- now, at this 22 time we're still believing in bad tricks. Our thinking would evolve there, Mr. Commissioner, 23 24 because, of course, when we talked to experienced 25 serial killer investigators, Spokane, Green River,

1		they tell us it's not that easy; that they might
2		well be good tricks and and if they're good
3		tricks, that makes the job even harder. We we
4		believed from Behavioural Science that potentially
5		they would have committed major sexual assaults as
6		a build-up. They may have murdered a sex trade
7		worker where there would be a body. And, again,
8		hopefully there would be DNA found there. And we
9		believe that our offlines with the missing women
10		might bring us to who was in contact with them at
11		various times. So that would be a way to
12		investigate. And we had and that final
13		statement is just a statement of our where we
14		were.
15	Q	Now, if I can move you to where the page that
16		says "File status phase 1".
17	A	Yes.
18	Q	You see that?
19	A	Yes.
20	Q	And what I'd like you to do, please, without going
21		through this, because you've reviewed it already,
22		is simply identify the recommendations that you're
23		making to the group that you're presenting this to
24		about what you've learned during the course of the
25		investigation to date.

All right. So this is briefing them on what we've 1 А 2 already accomplished, so that obviously we've 3 looked at 107 murder files. And some of those, 4 Mr. Commissioner, are -- are going to be a box of 5 documents. Some of them, like Pauline Johnson, 6 are many, many banker's boxes containing 300 persons of interest, like suspects that we have to 7 make sure we're collecting. The Terry Driver 8 9 investigation, I believe it had 1200 suspects in it. So some of these are a day's work. If you 10 11 look at our timeline, like Coquitlam with the Pauline Johnson and the Anderson attack, when 12 13 we're reviewing those, there are investigators 14 back and forth to Coquitlam. So -- so we've done 15 all of those things. The province-wide review has covered 200 files. We have -- by now we only have 16 17 12 left. So I know that Deputy Evans thought it was a massive job and that we weren't properly 18 19 staffed, but we did it, is the point, and we did 20 it where we all -- we knew what we had. What do you mean by that, "We knew what we had"? 21 Q 22 А Well, because, of course, because we're such a small, tight seasoned group, we weren't out of 23 control by virtue of the fact that whilst we 24 25 didn't have a computer system, we were organized.

1		And I don't believe that if we had brought in
2		lesser investigators without the tools that to
3		control the file, we would have lost control of
4		the file.
5	Q	So you write "New issues from review". Do you see
6		that page that says that?
7	A	Sorry. And obviously I apologize. When I talk
8		about the murders, obviously those are Mounties.
9		And if you look below, you see what the City has
10		done. Sorry.
11	Q	That's fine.
12	A	And then below is what remains. So, by the way,
13		this 300 files in Vancouver, Mr. Commissioner,
14		what we what we felt we needed to do as a
15		priority we had multiple priorities, but we
16		needed to finish the suspect reviews because
17		because, of course, if the DNA turned out to be
18		the base, we needed to finish that piece of work.
19		And what ended up happening through September is
20		we threw Evenhanded resources over with Paul
21		Verral to try and complete that, but we just
22		couldn't wait months and months.
23	Q	And that's what you did?
24	A	We did do that.
25	Q	Okay. If you can go to the new issues for review

on the next page. Just tell us there about the recommendations that are made.

1

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3 Well, what we realized is that -- is that the new Α 4 DNA technology meant that throughout our province 5 very serious offences up to murder had -- needed to be reviewed. All of them needed to be 6 7 reviewed. Their exhibits needed to be reviewed because, of course, if you did that, you could be 8 9 solving immense numbers of crimes. So that was 10 just to alert both departments that -- that this 11 needed to happen. The retention policy I've talked about is it certainly does no good if -- if 12 13 we, as the police, are retaining files for 75 years, but we're destroying the exhibits in 5 or 14 15 less. None of that is good. And then I recommend a review of the homicides, just what I've said, 16 17 and the amendments. So those are common sense. A missing persons DNA bank. So by now we have 24 18 19 samples of the missing. Now, they've put them in 20 this temporary bank that we've talked about, but 21 remembering that that temporary bank would be of 22 zero value if -- if there was a DNA hit in Ontario. Like, these were never going to be 23 24 connected. The human remains, Mr. Commissioner, 25 maybe I should spend a second with that. The

Coroners Services had -- had nowhere to -- to 1 2 develop the DNA from their found human remains. 3 It could not go into even the investigative bank. 4 To this day -- to this day -- well, maybe I can 5 give you a concrete example. Jane Doe, the Jane Doe skull whose DNA has been profiled and is in 6 7 our local investigative bank, she's a woman that's never been identified. Corporal Kingsbury was 8 9 able to go to the United States and get her DNA entered in the -- in America. If any DNA is ever 10 11 submitted by parents in America, they will know that that's Jane Doe. They will find their 12 13 daughter. She was able to go to Interpol and Jane 14 Doe's DNA is in Interpol. And if any of the 15 Interpol countries -- if the parents ever went, 16 they would find Jane Doe. In Canada, if the 17 parents went to -- and were even able to give their DNA, she does not live in a searchable data 18 19 bank other than BC and other than manually, and I 20 just pray that you can fix that. Sorry. 21 Now, you make some recommendations with respect to Q 22 that? 23 А Yes. 24 To VPD management and RCMP management? 0 25 Α Yes.

1QIf you can take us to number 3, please, on the2next page.

3 Oh, sorry. And I should just explain. When --Α 4 DNA is a federal issue, but I believe that we 5 could jury-rig it within our province, and that 6 if -- if the Coroner Service would take lead on 7 it, then we could create our own DNA bank. It would be better than nothing. And I had two 8 9 thoughts on that. I contacted BCIT and they were 10 prepared to do it. And then I -- I actually 11 started contacting, like, the Rotary Club to see if they would finance it. But in the end Terry 12 13 Smith in the Coroners Services really wanted to 14 take the lead on it. I believe what happened, 15 though, is it's still a federal issue and I think 16 that the Province just felt it wasn't there, so 17 that has never happened.

18 Q Can you go to number 3, the newly identified
19 missing sex trade workers?

A Yes. So -- so, of course, that's that watershed moment and by now, as we started to really look for it, Mr. Commissioner, we were up to 22 additional missing. Now, as we looked for those, 8 of those would be found, but as we looked harder and harder, even though we were finding missing

people, we just kept adding to it. And -- and I 1 2 believe from the Evenhanded documents they would 3 reach a stage where Evenhanded would eventually 4 identify a potential of 250 missing that could fit 5 our -- our criterion, and we put massive efforts 6 into searching for those and would find a hundred 7 of those alive. And I believe our final number that met our criterion was roughly 69, and it 8 9 would move over the years. But if I may say, the fact that the police would have to have a task 10 11 force to try and discern that kind of stuff means something's not right. 12 13 Now, you've drafted a recommendation based on the Q 14 issues that you were facing in mid-August. How 15 did you come up with this particular 16 recommendation as to how to address your 17 situation? Yes. What -- what I wanted to do is -- and -- and 18 А 19 I realize -- like, I will tell you that in 20 hindsight with my experience now, I don't feel I approached this guite the right way. I believed 21 22 that the first thing we need to do -- needed to do 23 is confirm if these people were truly missing, and so I asked for resources to do that work. Now --24 25 now with what I've gone through and everything, I

1		should have I should have asked for more and I
2		should have been now, it evolved, my thinking
3		about the proactive team and what have you, but
4		but we ended up spending a month, month and a half
5		trying to confirm whether or not they were going
6		missing. When as that was confirmed, I was
7		also then trying to figure out what do we do about
8		it. Having lived through this, I would certainly
9		have done that piece differently, and we could
10		talk about that at some point.
11	Q	But at the time what you were seeking was
12		additional resources?
13	A	Yes. I wanted to move from one solid step to the
14		other. I didn't want to be Chicken Little and me
15		telling everybody that these people were
16		definitely missing when they hadn't been properly
17		searched for and so I I took it segmentally.
18	Q	You also make some recommendations with respect to
19		the suspect issues that were facing Project
20		Evenhanded in mid-August or sorry the end of
21		August, 2001?
22	A	Yes.
23	Q	And there you're simply seeking further people to
24		assist with Project Evenhanded's efforts?
25	А	That's correct.

1	Q	And you're also asking for a computer?
2	A	Yes. Yes.
3	Q	Investigative aids?
4	A	Yes. People to support the computer. We needed
5		to get the computer up and running, so this is a
6		request for more resources to keep moving forward.
7	Q	And, again, under the phase 3 collection of
8		suspect DNA samples, you have a recommendation
9		there and a request again for resources?
10	A	Yes.
11	Q	Can you explain that, please?
12	A	I can. So we we still believed that that
13		the DNA initiative could bring us to one of our
14		killers, one or more. Always remember we're
15		always thinking there's multiple because that's
16		the safest way to think. The the issue became
17		that that the courts have allowed us under
18		search and seizure rules that if a person discards
19		something, they no longer have an ownership of it.
20		And so we're collecting cast-off DNA, Mr.
21		Commissioner, as you well know, kind of through
22		the back door. But I was going to be doing it on
23		a level that unprecedented level and at a level
24		that that the courts were going to be looking
25		at as to whether this was an abuse. And I was

very -- well, I should back up a bit. We had a 1 2 discussion early with senior management of Major 3 Crime and -- and one of my superiors, Inspector 4 Vandewalle, really felt that if we were still 5 collecting our suspect pool and we were out there collecting cast-off DNA, then it isn't like we 6 7 were just bringing it in and searching and disposing of it. We were now creating a bank 8 9 where we're keeping DNA that is not judicially authorized. So his belief was, and I agreed with 10 11 him, we needed to collect our suspect, get our suspect pool done urgently. That's why it was so 12 13 urgent to us. And then we would get the cast-off 14 initiative going and we would be able to test them 15 against that complete pool. We felt that for long 16 range court, for potential rulings, that was the 17 safe way to go. This is now addressing -- we are getting close to being ready to do that, but in 18 19 order to go out on those drives to follow 20 suspects, get cast-off, I felt that that didn't require specific file knowledge. That just 21 22 required a surveillance team. And if we drew in 23 teams and resources from across the province, then 24 we could hit multiple suspects. We could really 25 hit that hard, because if we didn't hit it hard,

1 you see the rationale; that we needed to front end 2 load that, so that's why I was thinking that way.

- Q And then if you can take us to the phase 4 and the requirements that you were advising your superiors about at that time.
- 6 I was -- I just wanted them to be very aware that А when we got those DNA hits from the connection --7 now we have a suspect -- that that only started 8 9 the investigation. We were going to have to 10 parlay that into knowing whether or not they 11 could -- they did our murders of our missing. I know that -- that people talk about eliminating 12 13 suspects, but -- but the reality is -- and this 14 runs counter to what police think. Against the 15 potential of multiple suspects coming in and out of a 20-year, 22-year time frame against all of 16 17 those murders, the concept of eliminating someone actually is completely not real. A person could 18 19 have gone into jail, been a killer, come out, 20 continued to kill, et cetera, et cetera. So the -- the elimination of someone was going to be 21 22 an extremely difficult thing and we were going to 23 have to use a variety of tools to do that. And 24 those tools were going to be expensive and it was 25 going to take a lot of work.

And then if you can just summarize what it was. 1 0 2 And your last page you've got a summary and a list 3 of points there as you're addressing your upper 4 management, and if you can take us through that 5 before we break. 6 Okay. So I'm saying the investigation is going А 7 well; that we are building the suspect pool. We know that is working and we know it has value and 8 9 it will have value to policing; that the way we are we can't do everything we need to do; that 10 11 even phase 2 the -- assessing the suspects could take upwards of six months. That's not good 12 enough. Phase 3, doing the DNA, you couldn't even 13 14 put a time limit. And so I'm asking for six 15 additional resources. And then I want them to think about -- and we parked the idea that if 16 17 we're going to front-end load that cast-off initiative, that means I'm going to be tapping 18 19 into surveillance units, burglary units, VPD 20 Strike Force. I'm going to be tapping into a lot 21 of resources.

Q And then finally you've got a cautionary note and
a final recommendation. What's that about?
A I just needed them to know that this was not
finished and that don't think that I'm going to be

1		contained inside these walls. It was very clear
2		I'm coming out of those walls.
3	Q	Now, if you can just quickly go to Tab 58. And
4		this is a note that you prepared?
5	A	Yes.
6	Q	And we have a list of individuals at the top of
7		that note?
8	A	Yes. Those are the people who were at that
9		meeting.
10	Q	And who's that?
11	A	Well, Gary Bass.
12	THE COMMISSI	ONER: I think I don't think it's necessary for
13		him to read it. We know the names are there.
14	MS. WINTERIN	GHAM:
15	Q	Thank you, Mr. Commissioner.
16		So you've got a number of individuals that
17		are participating in this meeting that you've just
18		described?
19	A	These are either high-ranking officers in both
20		departments and some of the highest quality
21		investigators in Serious Crime and, of course, my
22		primary investigator and myself.
23	Q	And after the break I'll have you describe what
24		
		the response was from senior management, but just

1

2

now, there's reference to Brian Oger's report. Can you describe that, please?

3 Certainly. Brian Oger was part of our team. And А 4 what -- what occurred is that he obviously was 5 aware -- and I say obviously because -- because 6 when you look at his records, he's looking at the 7 new missing and also he refers to them in his report, the serial killer report. So Brian was 8 9 aware of what we were doing and -- and I suppose I'll put it this way: I had forgotten how all of 10 11 those things evolved, but I did look at his statement with Deputy Chief Evans and he had a 12 13 much better memory of it than I did. He remembered coming to me in that interim between 14 15 the 14th and obviously the 23rd when he started his report, and the way he describes it is that he 16 17 had obviously come across the Rossmo report, which was, I believe, a tip inside SIUSS, but he would 18 19 need to be asked about that. But he wanted to do 20 research on that Rossmo report and on serial 21 killers. And the way he describes it is me telling him -- and I do not remember this -- about 22 me telling him, "It's a good idea. Go ahead", is 23 24 the way he says it, I believe, from his statement. 25 So he did go ahead. And then sometime before --

well, obviously right in and around this, we're 1 2 moving ahead, our team, on all of these 3 initiatives I talked about. So we're all working 4 together to figure this out. And then he writes 5 the serial killer report. And he must have given 6 it to me because I had it that day and then I took 7 it to Keith Davidson because I wanted to confirm could we count on the cooling off period? Could 8 9 we trust that perhaps the killer was coming in to the Downtown Eastside to a definable area? Was 10 11 that person really coming in there every six to eight weeks, because if that were true, then that 12 13 gave us the opportunity to go after this person in 14 a different way, because we were going to try 15 cast-off. But against -- against this pool of -growing pool of Priority 1's, there had been 16 17 nothing that they had done -- like, they -- nobody had been caught in an abduction attempt or -- so 18 19 there was no triggering event that we had seen. 20 So this gave us a new path in. And I did use that 21 data and it formed the core concept of the 22 proactive team. But the understanding of how to 23 use a proactive team evolved through meetings I 24 would have with Lori Shenher and Geramy Field and 25 all of the people in the City who understood it.

1	So that's ahead of us, I guess.
2	MS. WINTERINGHAM: This is an okay time for the break, Mr.
3	Commissioner.
4	THE COMMISSIONER: All right.
5	THE REGISTRAR: The hearing will now recess for 15 minutes.
6	(PROCEEDINGS ADJOURNED AT 2:59 P.M.)
7	(PROCEEDINGS RESUMED AT 3:24 P.M.)
8	THE REGISTRAR: Order. The hearing is now resumed.
9	MS. WINTERINGHAM:
10	Q Sergeant Adam, if you could please describe the
11	reaction to your August 30th meeting from VPD and
12	RCMP upper management?
13	A I felt it was very positive. They simply
14	Deputy Unger and Deputy or Assistant
15	Commissioner Bass, they moved to get me what I was
16	asking for.
17	Q And if you can take a look at Tab 59, please.
18	This is the e-mail from Al Macintyre dated
19	September 5, 2001?
20	A Yes.
21	Q You've had a chance to look at that?
22	A I have.
23	Q And what was your understanding in terms of
24	freeing up resources for you in Project
25	Evenhanded?

1	A	So this is a communication to all the Lower
2		Mainland that explained to them that there needed
3		to be bodies and looking for people to kick in.
4	Q	And do people start coming to Project Evenhanded?
5	А	Well, Montreal Police Department actually lent
6		British Columbia a body, Detective Roy, and he
7		arrived it's hard for me to know whether it was
8		in September or October. What ended up happening,
9		Mr. Commissioner, is is, of course, 9/11
10		occurred right after this, and I know for the RCMP
11		they simply had to pour resources into that.
12		There was you know, it was a major threat and
13		I'm certain the City must have, but, in any event,
14		we started getting resources. I would have to
15		look at the dates.
16	Q	If I could take you to Tab 2 again, please.
17		That's the list of individuals.
18	A	Certainly. Yes. I see it.
19	Q	It's page 1 and 2 of Tab 2. Does that document
20		assist you in recalling when it was that
21		individuals were coming to Project Evenhanded
22		after this meeting?
23	A	Yes, it does, Mr. Commissioner. I keep wanting to
24		call you my lord. Mr. Commissioner, the Dan
25		Roy came from the QPF on the 19th, but a key

1		figure that we got was Don Jarvis. Don Jarvis is
2		a was a very well respected senior detective
3		from Homicide, and we really put him in charge of
4		a team of people to find those missing or find out
5		if they were homicides. And and, again, I I
6		need to reiterate to you, Mr. Commissioner, the
7		people that I needed had to be of the highest
8		level. And it wasn't like they were being lent to
9		me. I wasn't giving them back. So they were
10		going to create holes in Homicide for VPD, holes
11		everywhere that affected the City's ability to
12		investigate a homicide or to investigate crime.
13	Q	Now, had you told upper management how quickly you
14		needed people on Project Evenhanded?
15	A	They knew I needed them immediately, as soon as I
16		could get them.
17	Q	And without taking you through the entirety of
18		that list behind Tab 2, we see a number of people
19		that come on to Project Evenhanded and we see an
20		associated date for each individual, right?
21	A	Yes, we do.
22	Q	And is that what your team looked like as at
23		February 5, 2002, that list of individuals?
24	A	Oh, sorry. By February 5?
25	Q	2002. And it goes on to the next page.

1	A	Yes. Sorry. Yes. That would be all of us by
2		2002. From memory, I thought 32. Sometimes I see
3		the figure 34.
4	Q	Now, I'm going to ask you some questions about
5		investigative streams that you've referred to
6		throughout your testimony.
7	А	Yes.
8	Q	And if I can have you go to paragraph 85 of the
9		overview.
10	А	Yes.
11	Q	You've explained for us already the concept of the
12		streams, what you were thinking in your mind at
13		the time?
14	A	Yes.
15	Q	And if you could please take us through paragraph
16		85 and really the first and the number isn't
17		appropriate, but one of the individual streams
18		that's identified at paragraph 85.
19	A	So that investigative stream, if we were drawing a
20		timeline chart, Mr. Commissioner, you would
21		remember that it literally started at the
22		beginning of January. There was the phase of
23		figuring out what, who to look at and then the
24		starting the doing of it, which I believe was
25		roughly in April, but we saw that it was almost

1		finished. But it wasn't finished in Vancouver.
2		Vancouver had so many target offences that that
3		Paul Verral needed help, remember, and I said that
4		we would we would we needed to really front
5		end well, not front-end load, but we really
6		needed to load up and allow that piece of work to
7		get finished, so that's that stream.
8	Q	And at Tabs 52 and 53 of the large book of
9		documents. Tab 52, first of all. It's a memo
10		dated August 9, 2001?
11	A	Yes.
12	Q	Is this the sort of information that you were
13		receiving about the status of some of these
14		reviews that were underway?
15	А	This one is directed to Superintendent Killaly.
16		Now, I was still on annual leave while this was
17		occurring, but yes. There was there was just
18		an ongoing stream of information. Margaret
19		Kingsbury is incredibly thorough.
20	Q	And, again, we see another report at Tab 53?
21	A	Yes. This is sorry, Mr. Commissioner.
22	Q	So this is the sort of information that's coming
23		in to you?
24	А	Yes. So this is on the 16th of August and it's
25		the file co-ordinator, Wayne Clary, updating me on

1		where we are and also highlighting that that
2		almost in one in four files that we're reviewing,
3		we're actually getting potential suspect DNA that
4		is going to advance our investigation, and
5		obviously other investigations because these
6		people are are going to continue to offend.
7	Q	And just to finish off this stream, if you can
8		turn to Tab 73.
9	A	Yes.
10	Q	And you have referred to the review that was being
11		undertaken by Paul Verral?
12	A	Yes.
13	Q	And this particular report from Detective Phil
14		Little, again is this sort of the results of the
15		review coming to your attention or the status
16		of the review, I should say?
17	A	Yes. I don't know the date of this, but Jim
18		McKnight is following the work of Paul Verral.
19		That became difficult because some of the older
20		files were on microfiche and the City, I believe,
21		from memory, only had one microfiche machine that
22		was being used throughout the day, so then we had
23		to try and juggle around and then it broke down.
24		There was I mean there was just always
25		little little hurdles.

1QNow, if you can describe the status of the second2stream at the end of the summer 2001, what that's3looking like. This is paragraph 87.

4 Okay. Thank you. So that was obviously a А 5 critical piece of our work as well. That was --6 that was the -- the stream of profiling and the 7 Priority 1s, 2s and 3s, and what we did is we ended up putting more resources into that to get 8 9 through that quicker, because we needed to get -we needed to create the three bundles before we 10 11 could go back to the Priority 1s and then really start to investigate them. You know, we needed to 12 13 have all of them together and then we would start 14 to look more closely at how we would deal with 15 them. So we had that. That needed to be done 16 along with the other streams. So they all needed 17 to be coming together at the same time.

18 Q And there's reference to Lucas in this particular 19 paragraph. Can you tell us about the significance 20 of him at this point in time in the end of the 21 summer 2001?

22AYes. So, as I mentioned to you before, Mr.23Commissioner, Jim Lucas was the provincial DNA24co-ordinator. Remember, he was the person who had25access to prison records and hopefully could --

1	could get go back to the courts and get
2	judicially-ordered samples from these prisoners.
3	Well, some of these prisoners, of course, were our
4	priorities and so we needed to get that because
5	that gave us the ability to move that DNA into
6	our into our pools. So just critical
7	they're all pieces that are being pulled together.
8 Ç	And if you can take us through sort of the bullet
9	points in this paragraph about what other
10	information you're receiving at this particular
11	time?
12 A	Certainly. So the beyond Project Amelia we had
13	reviewed the valley files for their persons of
14	interest. We had also as I mentioned to you,
15	the alley crime exhibits had already were
16	submitted by Constable Verral. And what ended up
17	happening, of course, is this is a bit in the
18	future, but Green River would then solve their
19	case. So you would get the fact that Gary Ridgway
20	we ended up with, I believe, 22 tips here in BC
21	of sightings of his involvement up here, so
22	obviously he becomes I mean he's a serial
23	killer, so obviously he's very important and
24	you'll see us pursuing and tracking that in in
25	December of 2001. And what happened is again

Margaret Kingsbury got Washington State to accept 1 2 all of our crime scene down in there so it could 3 be compared with Ridgway and with their crimes and 4 with their found persons. So we just didn't want 5 to miss if somebody was operating outside of our borders. On the -- roughly mid-December our --6 7 our -- we end up discovering the DNA match between two of the victims from the alley, so then -- and 8 9 I describe, of course, that -- given what we were 10 facing, that we believed the killer by now is 11 active and now we have those two serial killers, we thought our best approach was -- was to focus 12 13 on getting them together and getting their DNA. Like, so if we could find that killer, then, you 14 15 know, very possibly that was the killer of the 16 missing right now. So that became a thrust. Not 17 our only, but our thrust. And that just articulates the situation. We were able to bring 18 19 that down to 23 persons of interest and, of 20 course, as I've said, of those we would identify 21 the valley killer.

22 Q Now, with respect to the third stream -- and 23 you've already described this in some detail, so I 24 won't ask you to go through it again, but there 25 you're dealing with the familial DNA or trying to

1		ensure that you have DNA profiles for the victims
2		of the missing women from Vancouver, right?
3	A	Yes. And, of course, now we've got just
4		certainly in October we're we've engaged in
5		October we're engaging in the search and whilst
6		we're finding a number of as I said, we're
7		finding missings, but we're adding to the pile all
8		the time, if I can use it that way, so so we
9		needed to get out and get that DNA ready
10		because because we were going to catch this
11		person. Like, there was no doubt in our minds we
12		were going to catch them and we needed to be
13		ready.
14	Q	Now, if you can take a look at Tab 78.
15	A	Oh. Tab 78. Sorry.
16	Q	In the big binder.
17	A	Yes.
18	Q	And this looks like the similar document that we
19		saw with the Cancer Agency. It's dated December
20		31, 2001?
21	A	Yes.
22	Q	And I take it that this is similar to what you had
23		described earlier this morning with respect to the
24		agreement that had been put into place between the
25		VPD, RCMP and the Cancer Agency?

1 А Yes. 2 And in the last page of this document behind Tab 0 3 78, again we have a schedule with a list of women? 4 Yes. А 5 And what's the purpose of having this particular 0 6 document available? 7 This -- this again allows us the DNA, you know, А that we can get access to those pap smears. The 8 9 pap smears, of course, Mr. Commissioner, were only step one. Once -- once that charge was laid, as 10 11 you well know, we have the continuity issue. So 12 ultimately those pap smears for court purposes you 13 would -- you would have to track back to find out 14 the nurse that took it. And we did -- we tried 15 all of that and where we could build that continuity chain for court, that was good enough. 16 17 Often it wasn't, as you can well imagine, and we ended up travelling the country getting familial 18 19 DNA because we had to be rock solid for court on 20 that DNA. Another feature that you've referred to in 21 Q 22 paragraph 89 of the overview, you referred to a 23 meeting in October of 2001 with respect to the families. 24 25 So I touch on the families and then I talk about Α

1		the coroners, but just the families?
2	Q	Yes. If you could perhaps look at Tab 82. Oh.
3		Sorry?
4	Q	Sorry. 62. 62.
5	А	Yes. I see it's it's an overview of our
6		meeting with the families on the 14th of October,
7		2001.
8	Q	Now, can you describe how this particular meeting
9		comes about and why it comes about?
10	А	Yes, I can. When when Project Amelia it is
11		part of major case management, Mr. Commissioner,
12		that you stay connected with the families, that
13		they know what you're doing because it's important
14		that they they not feel abandoned in this
15		process. And and I was aware that there had
16		been a lot of upset and concern as we moved into
17		this project. Jim McKnight, as our primary
18		investigator, had as he took over started
19		contacting the families that would be of the
20		original 27 to try and let them know that he
21		was now the contact person. And and I had left
22		that with Jim, but as we moved into this new
23		situation in September, we were we were going
24		to be publishing major new lists, pictures, asking
25		for help. All of those things were going to be

happening. We were going to be almost doubling 1 2 the -- the pool of missing and -- and with people 3 who already had no faith in us and who had many 4 grievances they needed to -- to air with us. I 5 talked to Doug Henderson, who had been a key 6 player in the Air India investigation, and they 7 had had a somewhat similar situation where a very disenfranchised victim group and the police needed 8 9 to both accept the criticism, hear it and then 10 move forward. So with his guidance, his 11 suggestion was call a family meeting, have everyone there, listen to what they have to say to 12 13 us and explain as best we can -- and I say as best 14 we can because I'm still very concerned that if we 15 let the cat out of the bag that we are actively after this person and are you going to use DNA 16 17 that we're educating them. So I was -- I was very 18 concerned to share too much because, very 19 reasonably, a lot of the families felt that the 20 press were far more sympathetic to them than the 21 police. 22 Q So did you lead this meeting? And it looks like it's October 14th, 2001. 23 24 Yes, I did. Α 25

154

And can you describe the number of individuals,

1		for example, that attended the meeting?
2	A	Well, I have down roughly 50.
3	Q	And what was the format of the meeting?
4	A	It was at the Delta Hotel. There was a large
5		room, say about might not be this size, but a
6		large room. And the families came and I just
7		stood in front of them and really we talked
8		about listened to how they felt. I explained
9		major case management. I explained, you know,
10		that we were moving ahead.
11	Q	In the third paragraph of this document you
12		describe the purpose of the meeting?
13	A	Yes.
14	Q	And how did you satisfy yourself through the
15		course of this meeting that you had fulfilled that
16		stated purpose?
17	A	You're not if people very reasonably don't
18		believe in you, a lot of pretty words doesn't get
19		you where you need to go. You need to commit to
20		things and you need to show them you're going to
21		be there. What we did is is there was a couple
22		things occurred. We asked every family to to
23		fill out a questionnaire and an information form,
24		and I believe on that form I haven't seen one
25		for years, but we asked them for their thoughts

1		about anything. And some would identify suspects
2		or whatever concern they had. So we had those,
3		and we still have them somewhere. We also agreed
4		within the families that they would have their own
5		meeting without the police there so that that
6		they didn't feel hampered by us, and they did
7		that. And then from that meeting they also
8		gave we received lists of concerns and things
9		they wanted us to do. And, Mr. Commissioner, I
10		can assure you that those suspects that they
11		raised, questions they had, every one of those was
12		hashed out and every one of them was done and we
13		came back to the families. And I believe that's
14		all documented in our file.
15	Q	When you say you came back to the families, what
16		do you mean by that?
17	A	Well, the investigators were assigned to do the
18		work and then report back.
19	Q	Was there another family meeting?
20	A	Yes. There was another family meeting. Sorry. I
21		don't recall the date of it. It was in the fall,
22		I believe.
23	Q	Now, you had testified that Jim McKnight had been
24		dealing with the families up until this point?
25	A	Yes.

1QAnd after this meeting on October the 14th, 2001,2what, if any, resources did you put into place to3provide support to the families?

4 As we built towards this meeting, Mr. А 5 Commissioner, there was -- we had already had, 6 I'll say, Vancouver Native Liaison Freda Enns and 7 Marilyn Johnny. They were people that had a long, long history with the situation, with the -- with 8 9 the Downtown Eastside, and I can say that they were incredible resources for us and poured their 10 11 hearts and souls into -- into this until after I left the task force after the trial. They were 12 13 great resources for us. And then I believe the 14 Victim Services in the person of I believe Andrea 15 Rolls became involved. Ultimately the person who 16 would really weigh into this for the Solicitor 17 General's office was Susanne Dahlin, and she was amazing, like her desire to do what was right to 18 19 obtain money and what have you. We went through a 20 funny little stage where after this meeting -- a lot of our families to even come to this meeting 21 was a hardship. They needed to travel. It was 22 23 costing them money. So it was surfaced to me that 24 I could get money for them through Workmen's 25 Compensation. I don't quite remember why.

Perhaps they were tied into victims of crime at 1 2 that time. So I -- I worked with them and I ended 3 up drafting a letter that these missing were not 4 missing. They were victims of crime. And much 5 like the lab, the government weighed in and 6 started helping the families with expenses and what have you. And that really evolved. Susanne 7 Dahlin and Freda Enns, they eventually tried to 8 9 work up support packages because as we went to trial, there was just going to be horrible stuff 10 11 -- oh, I'm sorry. I apologize. There was going to be horrible things coming out and we needed to 12 13 be -- to be part of a bureaucracy, pretend you're 14 helping people. Sometimes that isn't actually 15 good enough. You actually have to be helping them in real time, and so we needed to make sure that 16 17 when the news came of something horrible that there would be somebody there readily available to 18 19 each person to help them. So we really -- there 20 was an entire initiative that evolved. So I think we didn't do very well at the beginning, but I 21 22 think we recognized that and we really did try to move forward. And I think that's -- if we dig, 23 24 that is all going to be available to the 25 commission if you needed it.

If I can ask you to please look at Tab 68. 1 Q 2 Sorry. Α 3 Tab 68 of the big binder. Q 4 Yes. October the 22nd. А 5 That's right. And you've had an opportunity to 0 6 see this memo before from Jim McKnight? 7 Yes. Sorry. I'm just -- I need to read this. So Α this -- yes. This is Jim McKnight advising 8 9 Inspector Boyd, filling in the -- so the Vancouver Police are aware of what's going on. He really 10 11 highlights some of the concerns. They were upset that -- sorry. The families were upset that 12 13 Vancouver Police have not taken any steps in 14 identifying new potential missing women. So that 15 actually was being done. They wanted to know what the department was doing. And many referred to 16 17 providing the women -- so for security of the women. They wanted to know that. GPS. There was 18 19 a bunch of ideas floated. And he says he realizes 20 that many of them are costly and potentially doubtful, but they are concerned about new victims 21 going unnoticed or unreported. And so then he 22 observes that he's aware of Constable Dickson's 23 24 work and DISC and various other things. So it 25 is -- it's Jim McKnight alerting upper management

1		to make sure they're fully aware of these issues.
2	Q	Now, he identifies two other issues in this memo,
3		but on the last page you can see that he's seeking
4		a response?
5	A	Yes.
6	Q	And can you explain that, please?
7	A	Well, there's two things. He also at the very
8		top you'll see that he's asking if he could liaise
9		with Inspector Heed of Vice to find out what
10		exactly is the City doing to monitor and make sure
11		that the sex trade workers that there's
12		something being done about their safety. And
13		then and then down at the bottom:
14		That you advise the family members of the
15		complaint processes and the options available
16		for them to pursue a complaint against either
17		a police officer or civilian member.
18		So it's a good document that Jim McKnight is alive
19		to the issues and the City is not shirking its
20		responsibility in my mind, but simply to make sure
21		that they're aware of their role in this.
22	Q	And based on your understanding of the
23		investigation, was there a response to this
24		request from Jim McKnight?
25	A	Well, a response. So this is October the 22nd.

1On October the 24th I'm already trying to2conceptualize what a proactive team would look3like, whether that option would be viable and how4would it work. So on -- I believe it's the 24th I5meet with -- we meet with Lori Shenher and Geramy6Field. Now, that -- shall I go into that meeting7or is that --

8 Q Yes.

9 Α So that meeting, Mr. Commissioner, is driven out of the fact that the families have now identified 10 11 for us things we had not known by virtue of the fact that no one from the task force is with us. 12 13 And that was that there had been a private investigative company that had been hired by some 14 15 of the families and what was that all about. So we needed to meet with Geramy and Lori to hear 16 17 what was going on, like to ask them the questions the families had asked us. But beyond that, there 18 was a second meeting where I met with them 19 20 discreetly, and I believe Dave Dickson was there too. I'm not sure. So I have it documented. But 21 22 that was to pick their brains on, okay, if that killer is coming here into a set area, is there 23 24 opportunity, like real opportunity to be there and 25 to catch them? So I -- in that one -- in that

1		meeting Geramy and Lori really fleshed out for me
2		all of the agencies that I would need to make
3		contact with, how would I do that. And it's
4		documented. And then and then I'd also
5		received Daryl Hetherington. She came out of
6		Vice, long time VPD high-quality officer. And she
7		became my liaison person with that. She also took
8		me there to meet people and to pick their brains,
9		and that was
10	Q	Took you where?
11	A	Pardon?
12	Q	Took you where?
13	A	Oh, I'm sorry. To the Downtown Eastside, to VPD
14		312 Main to meet with all of these people. And I
15		believe I ended up meeting with some of the
16		agencies as well from memory.
17	Q	Now, you've referred to Lori. Is that Detective
18		Constable Shenher?
19	A	Yes. I'm sorry. Yes.
20	Q	When was the first time that you met Detective
21		Constable Shenher?
22	А	On the 24th of October, 2001. She had she had
23		already left and was away, I thought on stress or
24		something, when I first went down to 312.
25	Q	And I'm jumping around a tiny bit, but just to

1	finish off this one concept of what you were doing
2	with respect to the family's concerns, if you
3	could take a look, please, at 71.
4 A	Yes. I see this.
5 Q	And this appears to be a meeting for November the
6	3rd, 2001. If you can describe that, please.
7 A	So this is the meeting that that in our family
8	discussion the families felt they would have
9	absent our task force and then from that there
10	would be things they wanted us to do. And you can
11	see Freda Enns is there, Marilyn Johnny. I don't
12	know Edna Brass. Elizabeth Antunes was Victim
13	Services. And I had thought perhaps that was
14	provincial, but looking at this, I don't think we
15	had engaged the Province yet. It would be shortly
16	thereafter that they would get involved.
17 Q	And throughout this particular document, there's a
18	series of questions and concerns?
19 A	Yes. And you see the handwriting on it. Each one
20	of these is going to be assigned to someone to
21	address.
22 Q	And just so I can understand how this document
23	ends up with you, we see some handwritten notes
24	and I'm on page 3 of the document where it says
25	"Questions & Concerns" on the left-hand side?

1	A	Yes.
2	Q	And then we've got handwriting?
3	A	Yes.
4	Q	And is that your handwriting?
5	A	No. It's not my handwriting. Maybe Wayne
6		Clary's. He would be Wayne Clary handed out
7		assignments. He was the person who gave jobs.
8	Q	And so just so that I understand your evidence
9		correctly, you're saying that this these
10		questions and concerns were tasked out by Project
11		Evenhanded?
12	A	Yes. I believe there will be documentation on
13		what we did with these.
14	Q	Now, if I can just move you, before we finish
15		today, to complete paragraph 89 of the overview.
16	A	Yes.
17	Q	And in there you've referenced Margaret
18		Kingsbury's work with the Coroners Services and
19		the lab?
20	A	Yes.
21	Q	And there's a reference to David Sweet's "BOLD"
22		lab. Do you see that?
23	A	Yes.
24	Q	Can you describe what that was about, please?
25	А	The Coroners Service, of course, Mr. Commissioner,

they had bones and -- and the forensic lab could 1 2 not -- I don't know how you'd describe it. I 3 would call it pulverize it or something. But, 4 anyway, they had -- the lab could not process the 5 bones. And I just remembered it's much more 6 complex than that because, of course, you need to 7 sterilize the -- you need to sterilize the bone to make sure that you're not bringing outside 8 9 contamination, DNA contamination on something adhering to it into the actual process. So Dr. 10 11 Sweet is a scientist who developed a way to do that. He also was in charge of Canada's response 12 13 during the tsunami disaster. He's a very amazing 14 person. And so he engaged in getting that clean, 15 pristine DNA from the remains and then -- and I call it DNA. Perhaps it's not. But that would go 16 17 to the lab for profiling. And I need to caution you. I have a layman's understanding of all of 18 19 this, just in a -- you'd really need an expert to 20 fine tune it. You've referenced something about the anthrax 21 Q

22 scare in this paragraph. Can you describe that a 23 bit and how it's connected to the lab work? 24 A Yes. I think we all remember after 9/11 some 25 lunatic started mailing anthrax around. Well,

then that meant that white powder was needing to 1 2 be tested to make sure that this wasn't happening 3 here in Canada. And then, of course, that ties up 4 lab resources that -- and that emergency situation 5 is pushing our work back. So we're -- you know, 6 we're having to get past an existing capacity 7 issue with the new anthrax pressure and the fact that Evenhanded, of course, is now creating 8 9 unprecedented need. And I tried to do that 10 throughout -- through giving money to the lab for 11 overtime, and then what they did with that money is they spread it across the country and they were 12 13 able to move our work across the country to get it 14 done on overtime. That bumped us from a 4, which means it's never getting done. I believe that we 15 were mostly up -- our familial DNA was a Priority 16 17 That meant 30 days. And I believe our suspect 1. got pushed to a Priority 2, but the documents 18 19 would give you, you know, sure answers to that. 20 And there's reference in this paragraph to Q \$200,000. What's that all about? 21 22 А That's money that Gary Bass freed up for me to pay for the lab to do -- to work overtime, to push 23 their capacity. 24 25 MS. WINTERINGHAM: Mr. Commissioner, we're in good time in

terms of his testimony and this is an appropriate 1 time. 2 3 THE COMMISSIONER: All right. MR. VERTLIEB: Mr. Commissioner, just before we break, Miss 4 5 Winteringham has said a day and a half, and I 6 mentioned to her when we were scheduling that it 7 would necessitate that her client be stood down at some point, and so I just want to tell you and 8 9 others here that, as you can see, Miss Winteringham and I have changed places. I'll 10 11 follow Miss Winteringham for my questions. And then I know Mr. Ward has suggested he would like 12 13 two days. The VPD have said two hours. So we'll 14 have -- you'll need to consider some time 15 allowances on the issue of Mr. Adam's cross. But. I wanted to let you know that Mr. Blythe is coming 16 17 Monday with his counsel, Mr. Greenspan, and that's 18 been arranged to accommodate Mr. Greenspan, who 19 obviously doesn't live here. And Mr. Blythe I'm 20 informed by Mr. Greenspan would be a day in his chief. So it is sounding as though Mr. Blythe 21 22 will be two days. We've arranged for Mr. Rick 23 Hall, as you recall, and others, of course, will recall is the officer in charge of the Coquitlam 24 25 Detachment. And he's arranged through the

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1 courtesy of Miss Tobias for next Wednesday. And 2 because he is in retirement and has his own life 3 to lead, I would like to accommodate that request. 4 It's a reasonable one. And it's not fair to have 5 him set up to come and then be stood down and back 6 in, so what I'm saying is next Wednesday and 7 maybe -- hopefully the day Mr. Hall and then we 8 can just discuss Mr. Adam's continued evidence, 9 but I just wanted people to hear that so they've got some idea of the planning involved. 10 11 THE COMMISSIONER: All right. Thank you. We'll adjourn. THE REGISTRAR: The hearing is now adjourned until 9:30 12 13 tomorrow morning. (PROCEEDINGS ADJOURNED AT 4:04 P.M.) 14 15 16 I hereby certify the foregoing to be 17 a true and accurate transcript of the 18 proceedings transcribed herein to the 19 best of my skill and ability. 20 Kathie Tanaka, Official Reporter 21 UNITED REPORTING SERVICE LTD. 22 23 24 25

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