

1 THE REGISTRAR: Thank you. Counsel.

2 MR. CHANTLER: Thank you, Mr. Registrar.

3 **EXAMINATION IN CHIEF BY MR. CHANTLER:**

4 Q Ms. Green, again, you are the legal guardian of
5 two of the children of Angela Hazel Williams; is
6 that correct?

7 A That is correct, the younger two.

8 Q And Angela disappeared from Vancouver's Downtown
9 Eastside in December 13th, 2001; is that right?

10 A That is the date on which she died. She was
11 missing from the family knowing where she was
12 since on December the 9th.

13 Q Right. Before we talk about Angela and her life
14 and her disappearance and your involvement with
15 the police thereafter, why don't you tell us a
16 little bit about yourself. Where are you from,
17 where do you live?

18 A Right now I have gone back to Vancouver Island,
19 I'm living in Fanny Bay.

20 THE COMMISSIONER: Sorry, where are you living?

21 THE WITNESS: Fanny Bay.

22 THE COMMISSIONER: Fanny Bay. All right.

23 THE WITNESS: The best oysters in the world and all that.

24 MR. CHANTLER:

25 Q And what do you do?

1 A I'm retired.

2 Q Okay. What did you do before you retired?

3 A I was a community worker in the Downtown Eastside.
4 I had an office next to the police station in the
5 ground floor of Bruce Erickson Place, and I was
6 the community organizer for a project called
7 Community Directions.

8 Q Okay. Now, you had a family connection to Angela
9 even before you became the legal guardian of her
10 children; is that correct?

11 A I am a relative of her father. Of not her father,
12 of the two younger children's father.

13 Q Okay.

14 A Her common law partner of five or six years at
15 that time.

16 Q Okay. Now, can you tell us a bit about Angela,
17 where and when she was born?

18 A Angela was born October the 1st, 1970 in Kingcome
19 Village. Her mother was from Turnour Island and
20 her father Gilford Island.

21 Q Did she identify with a particular First Nation or
22 band?

23 A Definitely, yes. She was -- she considered
24 herself -- she was fully First Nations and she was
25 registered with her mother's band.

1 Q Can you elaborate on that a bit more?

2 A Well, her mother's band was of the Tlowitsis band
3 on Turnour Island, and that's where she was
4 registered. Her father's family lived on Gilford
5 Island, and she was really raised in her father's
6 family. Her mother felt a need to leave when
7 Angela was still very young, I believe an infant,
8 and Angela stayed with her father and her father's
9 -- in her father's village while she was a
10 toddler. And she was his only child and has great
11 love for her, and -- however, when she became a
12 little bit more than a toddler and he was
13 climbing, fishing, doing whatever he needed to do
14 to live too, his sister in Campbell River took
15 Angela into her home and raised her as one of her
16 own family in Campbell River.

17 Q What was her life like as a child growing up?

18 A She was loved. There was alcohol around her in
19 the adults with whom she lived. There was great
20 gentleness and kindness to the children. And
21 these were good working adults too. Like the home
22 she was raised in in Campbell River was a home
23 where they had a house, they had -- you know, the
24 aunt's husband, the uncle, had a job. It was
25 pretty much not too difficult from many families

1 who make their lives in the resource industries.
2 There were -- there would have been alcohol
3 issues, but not that interfered with the ability
4 to, you know, make a living.

5 Q Angela had three children by the age of 30; is
6 that right?

7 A That's correct.

8 Q And what was her life like at that point?

9 A At that point she was living in Vancouver. She
10 had come to Vancouver about I think it was the
11 summer -- it would have been the summer of 1998
12 when her second child at that point was like eight
13 months or something like that, and they had -- and
14 she was living at first in her sister's -- a
15 basement suite in her sister's house with her --
16 still with her partner of several years and two
17 children. Somebody mentioned yesterday that how
18 people in marginal situations feel about Social
19 Services, and I believe that they came to
20 Vancouver to live in the sister's -- in the
21 downstairs of the sister's home because of there
22 were issues that had triggered them social service
23 responses on the island where they were, and then
24 they wanted to get away and thought they would
25 have a fresh start.

1 Q Can you tell us a bit about how you became
2 involved in caring for Angela's two youngest kids?

3 A Well, there were not a lot of relatives in
4 Vancouver, and certainly very few on the father's
5 side, and the -- Mike -- I am the first cousin of
6 the grandmother of her two youngest children who
7 lived on Vancouver Island, and this cousin was --
8 lived with me, with my family in Ladysmith when
9 she was 15 and 16. Her father had been killed in
10 the war and she -- my father was the only brother
11 of these, and so she came to her Uncle Stephen
12 when she left home as a teenager. So she helped
13 raise me and my younger sisters the year that my
14 brother had polio. And so I had a -- we had a
15 connection and a closeness that wasn't just in a
16 cousin out there kind of thing, and so when --
17 when Angela and her son and their children came
18 over to Vancouver she had introduced me to them
19 before that happened, about a month before that
20 happened when they were considering it at a family
21 funeral, and she had asked me to keep in touch
22 with them. And whenever there were birthdays,
23 Christmas presents and things sent over on the bus
24 I was the one with the car who'd pick them up and
25 take them over and deliver them. And one time

1 when Angela thought she might leave because there
2 were some problems in the relationship, during all
3 the time in Vancouver she asked me to fill out
4 some forms for her for native housing. And I have
5 a granddaughter the same age as Angela's second
6 daughter, and I remember, you know, we made -- we
7 introduced them to each other when they were about
8 -- when they were both still in strollers. So I
9 had sort of a casual relationship with them at
10 that point, not a close. I was very aware that I
11 was the quote successful white relative, and I
12 know that they would always feel judged in that
13 kind of presence.

14 Q What were the factors in Angela's life that
15 prevented her from looking after the children
16 herself?

17 A Angela looked after her children for ten and a
18 half years. All right. She lost them for
19 eighteen months. When she lost them in May of
20 2000 the social workers who intervened insisted it
21 was only going to be temporary, maybe three
22 months, at most six. What I learned, what all the
23 First Nations relatives already knew, which I was
24 ignorant of and did not really know at that time,
25 was that that kind of short term return was highly

1 unlikely. Because there was quite a bit of
2 support into that home for Ash -- you know, for
3 the raising of Ashley and her younger sister. I'm
4 not using names, there is a third sister who is in
5 junior high, and I am well aware that we are in a
6 very public space here and I do not want her to
7 hear or her friends to hear or see more than they
8 need to know, so I'm going to refer to people
9 without names. I hope that is all right.

10 THE COMMISSIONER: That's quite all right.

11 THE WITNESS: Okay. So what I found out, what I learned was
12 that when there is a substance abuse issue or
13 various issues in the house with children there is
14 care offered. Like I think one of the children
15 was in the Sunny Hill Daycare. There would be a
16 homemaker or somebody coming in to help once in a
17 while with a new baby. There could be reminders
18 for appointments, home visits, all kinds of
19 supports. The ministry office involved in this
20 case was maybe just a few blocks from the home,
21 and once the children are apprehended the ministry
22 works with the new caregiver. The parents are
23 basically told a list of must dos. They're given
24 occasional, you know, support. They're given
25 encouragement when meetings happen.

1 In this case what happened was that Angela
2 already was into a fairly serious drug problem.
3 The father used alcohol. In one instance when
4 Angela had been gone for two days due to her drug
5 problem, she had gone downtown to get diapers from
6 Sheway or something like that, and she hadn't come
7 back for a couple of days he was feeling
8 overwhelmed and the pressure, he started to drink
9 and he called Social Services because he didn't
10 want -- he could have called me, he could have
11 called Angela's aunt, but he didn't want to admit
12 to family that he was screwing up, and so he was a
13 little bit mad she wasn't there, he called Social
14 Services and that's how he lost the children. He
15 thought if he called Social Services he would be
16 able to get them back. He thought it was a
17 voluntary thing. It's not the way it happened.

18 Angela had difficulty meeting appointments.
19 I believed she may have had -- I'm convinced she
20 had some brain differences from fetal alcohol
21 herself. There is no way she could just regularly
22 meet appointments without some side -- some
23 outside support.

24 MR. CHANTLER:

25 Q So you had temporary guardianship at first over

1 her two young children?

2 A Yes.

3 Q What was her relationship with those children like
4 at that point?

5 A It remained very close for the first --

6 Q Did she see them often?

7 A She saw them at least once a week. They still had
8 -- for the first few months they still had their
9 family home, their basement in -- apartment which
10 was on Vaness there near the 29th Street station.
11 They would take them there. They would take them
12 for walks. They visited the children together at
13 first. They -- Angela visited her children for
14 the whole time she didn't have them pretty much
15 weekly. She would miss occasionally, but then
16 sometimes she also came more frequently.

17 Q When was the last of those visits?

18 A December the 9th, 2001.

19 Q And how was that visit, was anything unusual about
20 it?

21 A Oh, it was -- no, it was a very good visit. The
22 only -- there was a stressor for Angela in that
23 visit in that Ashley, her eldest daughter, had
24 decided by that time to go and live with her birth
25 father in Port Hardy, who had applied for custody

1 of her. And we'd be making that -- she'd been
2 making that decision over a period of months, and
3 she told Angela on that -- at that time that she
4 had made that decision, and they -- Angela was
5 comfortable with that decision, she thought it was
6 best and she said -- she said, "Actually I've been
7 so afraid and things have just gone too far," and
8 she said, "I actually haven't used anything now
9 for nearly a week, any drugs anyway." She used
10 cocaine. She said, "I haven't had anything like
11 that for nearly a week now, and if Ashley's father
12 does get custody and she goes to Port Hardy I will
13 go back to Campbell River." And she said -- so
14 she talked to me about whether I would stay
15 with -- you know, what would happen then in terms
16 of the younger girls whose father was still in
17 Vancouver and their relationship to me.

18 Q That last visit was December 9th, 2001?

19 A December 9th, yeah.

20 Q And she was expected to appear again on December
21 16th for her next visit and she didn't arrive.
22 What did you think had happened to her?

23 A When she didn't arrive on the 16th I was really
24 quite, quite -- are you okay?

25 MS. ASHLEY SMITH: Yeah.

1 THE WITNESS: I was concerned, but not overly. The 9th and the
2 2nd had both been birthday visits because two of
3 the children had birthdays in there, and I was
4 concerned because she knew that Ashley was going
5 for a Christmas visit with her birth father on the
6 23rd, and I didn't think it was a time she would
7 be likely to miss a visit. But I thought then
8 okay, she didn't come Sunday, she will go see
9 Ashley at school on Wednesday, because Ashley went
10 to an after school program and there is an
11 arrangement that Angela could go there on
12 Wednesday sometimes to see Ashley. And she didn't
13 do that either. When Ashley went to Port Hardy
14 without her mother calling her or seeing her I
15 knew something was wrong. I had in my notes -- I
16 kept a visiting log because of all the court
17 hearings over the children of -- and all the
18 questions they asked about how often each parent
19 saw them and whether they saw them together, so
20 what -- and where was I? Oh, what I find is that
21 the two younger girls' father had visited every
22 day after like the week of December 21st, because
23 he was worried too. So he came over to the house,
24 he even came into my office at least once a day
25 that week, and he said, "Oh, she's gone -- once

1 before she went off for a longer time." She had
2 gone to a party somewhere where they'd crossed the
3 border and he was hoping that maybe something like
4 that had happened, and he said, "Wait till
5 Christmas."

6 MR. CHANTLER:

7 Q So she didn't appear on the 16th, you didn't see
8 her on the following weekend, the 23rd, and you
9 certainly expected to see her by then. It was
10 very unusual for her not to turn up by that point?

11 A Yeah.

12 Q And on Christmas Day when you still hadn't heard
13 from Angela you realized something had to be
14 wrong?

15 A Yes.

16 Q What did you do on Christmas Day?

17 A On Christmas Day after dinner I got the kids ready
18 for bed. Ashley was still in Port Hardy, of
19 course, and she wasn't there. There was a two
20 year-old and an about to turn four year-old. And
21 I went downtown, I went -- I first went to WISH
22 and found it was closed. I then went to Carnegie,
23 where I really knew everybody anyway, and I talked
24 to the staff person at the security desk in the
25 front. I took a picture with me. And he said,

1 "Oh, yeah, she's around outside somewhere." She
2 doesn't come into the building a lot, but he
3 recognized her and hadn't seen her for a couple of
4 weeks. And so I went next door into the Contact
5 Centre. I don't know if you know the Contact
6 Centre is the precursor of Insite, the safe
7 injection site, and I just asked them. And there
8 was some other people around outside Carnegie, and
9 I think three people altogether recognized the
10 picture and said it had been a couple of weeks
11 since they'd seen her.

12 So I went back home and called her sister and
13 the grandma. The aunt who raised her is
14 considered the girls' grandma. She had phoned too
15 and was really -- everybody said something's
16 happened to her if she didn't come on Christmas
17 Day. And they directed me to the report room. I
18 said I was going to report her missing and they
19 agreed that was the right thing to do.

20 Q And you did that the following day?

21 A Yes, I went into the Main Street station and
22 reported her missing the next day.

23 Q This is Boxing Day 2001?

24 A Boxing Day, yes.

25 Q Tell us about that trip to the police station at

1 312 Main Street?

2 A Well, I'm more comfortable than most people with
3 that station because my office is next door and I
4 sometimes had to go to community meetings there,
5 so I went in and I reported her missing. And they
6 asked pretty immediately does she have an alcohol
7 problem? Does she have a drug problem? Is she a
8 prostitute? And I said "Yes, she has an alcohol
9 and drug problem." And I said, "I have seen her
10 -- I saw her once working the street," so I said,
11 "I believe she occasionally works the street."

12 Q Do you recall the name of the person with whom you
13 spoke?

14 A No, I don't. No, I don't.

15 Q Was it a male or a female?

16 A I think it was a woman, but, you know, I mean my
17 memory is not what it used to be, and I've lived
18 in Fanny Bay for ten years, and I'm not a hundred
19 percent sure.

20 Q What other information did you provide about
21 Angela?

22 A I told them what she was wearing on the 9th, jeans
23 and I think a leather jacket. I described her. I
24 told her height, weight. I told them that she has
25 a tattoo, a tattoo of a rose kind of on her back

1 shoulder, but I didn't know which side. I told
2 them -- I think I told them she had a scar on her
3 forehead. But I told them that I would
4 double-check the location of some of those more
5 details, specially the tattoo, with her sister and
6 call them after I had done that.

7 Q And how did that meeting leave off?

8 A Well, I didn't have a feeling that I was being,
9 you know, sloughed off. I had a feeling that they
10 would take -- oh, they thought another missing
11 woman. I started to have the feeling that it was
12 -- you know, nothing much would happen in the
13 Christmas holidays.

14 Q Why did you get that impression?

15 A They kept saying well, you know, it's the holidays
16 or I don't know who will be here tomorrow. You
17 know, it was like that kind of thing. But I can't
18 say that I was treated with disrespect or anything
19 like that. I did get -- I was a little concerned
20 at how much they were pushing on me addictions and
21 the prostitution angle, but I didn't --

22 Q Did they give you any impression of what steps
23 might be taken to locate her?

24 A No.

25 Q And what happened over this?

1 A They did say if you find out any -- you know, if
2 you would get more details like which shoulder,
3 they wanted more details just to confirm.

4 Q Presumably you provided your contact information?

5 A Yeah. I gave her address. I gave the address of
6 her residence too.

7 Q Correct. What happened over the next few days?

8 A Well, her sister and I made up posters, and we
9 went around to community organizations and talked
10 to people and started asking trying to find out
11 where she went after the 9th, and we actually
12 tried to pinpoint the last day anybody saw her.
13 And we carried these posters around and people
14 would say oh, not another one. One was up in my
15 office and people would walk in and say oh, no,
16 you know. But we -- I saw a picture in Sheway of
17 where she had been at a Christmas party at the end
18 of November. I found that the person she talked
19 to most at WISH was not available because it was
20 the holidays. But when I took a picture into
21 them, I had a couple of pictures because different
22 pictures show different things, and one picture I
23 showed them said, "Oh, this is the girl we know."
24 And they said but she, I think it's Catherine she
25 talked to the most, isn't here. And then when her

1 sisters -- one of her sisters was down there by
2 herself, I'm not sure what day this was, maybe the
3 29th or 30th or something like that, and this
4 elderly homeless man said to her oh, there was
5 something in -- there was a news thing about her.
6 I think it was *The Province* newspaper, I'm not a
7 hundred percent about that. He said, "Out in
8 Surrey they found someone that sounds exactly like
9 her, because they said that she was aboriginal or
10 Asian, they said that she had a rose tattoo." And
11 so her sister Karen at that point called on her
12 cell her other sister, and they were very excited,
13 and -- this may have been the 30th actually or the
14 31st, because -- and then they called me and -- it
15 must have been the 30th, because I had to go to
16 Chemainus where my husband's family had lived and
17 his elderly parents needed some support, and they
18 phoned me and I gave them the numbers and they
19 called Surrey and then I called --

20 Q Who called Surrey?

21 A Eliza, the sister of -- I think it was Eliza that
22 called the Surrey RCMP and said, "Somebody in
23 downtown Vancouver told us that, you know, you
24 have found somebody and we think it's our sister."

25 Q I'm going to stop you for a second. Just to be

1 clear a few days went by, the family continued to
2 search the Downtown Eastside, the report had been
3 filed with the Vancouver Police, Angela's sister
4 meets somebody down in the Downtown Eastside who
5 has heard there's an unidentified body found in
6 Surrey?

7 A Correct.

8 Q And contacts the Surrey RCMP?

9 A Correct.

10 Q Okay. What happens next, when does the family
11 hear back?

12 A On the 31st my son who's in the house in Vancouver
13 calls to Chemainus and tells me that the Surrey
14 RCMP had called and wouldn't leave any further
15 message. That was the night of the 31st. I
16 called them on the 1st when I returned to
17 Vancouver, and the person who was trying to reach
18 me was not available. And then I believe it was
19 the 2nd somebody called and asked me for dental
20 records or -- or that they had a possible match.
21 I can't remember exactly which day it was, but on
22 the 2nd things started to happen a bit. I know
23 that on the 3rd, it was January the 3rd Kent
24 Stevens called and he had been asked to do a
25 second autopsy, I believe. The person who had

1 done the first autopsy was away on holidays. I
2 was told that a second autopsy was needed because
3 there was a presumption when the first autopsy was
4 done that this was a drug overdose. I was told
5 that the toxicology reports had come back negative
6 except for traces of cocaine indicative of having
7 used a week or more earlier.

8 Q When were you told this?

9 A I was told that by Kent Stevens, I think it was
10 the 2nd or 3rd of January.

11 Q Has Surrey confirmed they have Angela's body at
12 that point?

13 A They confirmed that they had a woman's body that
14 was a possible match, and they're in the -- then
15 they're asking me for dental records.

16 Q Okay. I'm going to pass up a few documents.
17 Ms. Green, have you seen these documents before?

18 A Yes.

19 Q You've had a chance to review them before today?

20 A Yes.

21 Q The first page, and when I refer to page numbers
22 I'm referring to the circled number in the bottom
23 right-hand corner.

24 A M'hm.

25 MR. CHANTLER: Mr. Commissioner, for your benefit this is a

1 package of documents again pulled from the police
2 disclosure in this inquiry. There are doc ID
3 numbers on the top right-hand corner of each
4 document, but I intend to enter this as an exhibit
5 as a package and we can refer to the documents for
6 the time being at the page number at the bottom
7 right-hand corner. All right?

8 THE COMMISSIONER: All right.

9 MR. CHANTLER:

10 Q The first document is a -- the first page is a fax
11 cover sheet, and that fax is from the minister of
12 -- Ministry of Public Safety and Solicitor
13 General. The document being sent is on the second
14 page, a Coroners Case Management Kimble Report.
15 The date of that document is December 13th, 2001.
16 Now, this document confirms in the text half way
17 down the page that Angela's body was in fact found
18 on December 13th, 2001. Would you agree with
19 that, Ms. Green?

20 A Yes.

21 Q It gives the location being Surrey. And there's a
22 comment in that paragraph in the middle of the
23 page that:

24 Limited review of body revealed no gross
25 signs of trauma.

1 A Yes.

2 Q In the paragraph below that there's a comment:

3 Two prior similar cases related to
4 investigators.

5 I'll have you mention that briefly in a moment,
6 talk about what you know about that. The next
7 page is page 3, and this is an Interim Medical
8 Report. The coroner appears to have authored --
9 of perhaps the pathologist authored the document,
10 Dr. Charlesworth. The date of an autopsy is
11 reported to have been December 14th, 2001, and
12 there are summary of gross autopsy findings
13 they're referred to as. Can you read to us the
14 findings in the handwritten portion of that
15 document?

16 A Yes. It says:

- 17 1. Marked pulmonary edema.
- 18 2. Bilateral bruising, sternothyroid muscle
19 neck.
- 20 3. Internal organ congestion.

21 Q All right. So based on this document -- and this
22 is all the information you have, is that right,
23 about the condition of Angela when she was found?

24 A Yes.

25 Q Right.

1 A But I didn't see this until a couple of weeks ago
2 or a week ago or whatever.

3 Q Well, based on what you knew about the condition
4 in which Angela was found there were some signs of
5 physical trauma; is that correct?

6 A Based on looking at this.

7 Q What did you know at the time?

8 A At the time they told us she had a bruise on her
9 arm.

10 Q That was it?

11 A Yes. The coroner Kent Stevens, the second
12 coroner, the one who I dealt with over the
13 identification, he told me that her -- her heart
14 stopped and there were injuries, but that he
15 couldn't say it was definitive the order in which
16 things happened. Like the injuries weren't for
17 some reason definitive enough, by the time he did
18 his second autopsy anyway, to declare a more
19 precise cause of death.

20 Q Okay. If you turn to the next page, this is 4
21 circled in the bottom right-hand corner. This is
22 an e-mail from Tim Shields, Constable Tim Shields,
23 who we can see is with the Surrey RCMP to Don
24 Adam, who we know is heading the Missing Women
25 Task Force at that time. The date of this e-mail

1 is December 21st, 2001. This is approximately a
2 week after -- eight days after Angela's body was
3 found. And Constable Tim Shields in this e-mail
4 is notifying Don Adam at the Missing Women Task
5 Force that they have an unidentified female's
6 body. Do you agree with that?

7 A Yes.

8 Q Attached to that e-mail is a hand drawn sketch and
9 a news release. The news release is on page 6.

10 A Can I say something about the hand drawn sketch?

11 Q Of course.

12 A I don't know anyone who knows Angela that thinks
13 this looks anything like her.

14 Q Okay. At page 6 it's noteworthy that the news
15 release contains some description of the
16 unidentified body that they have found. If you
17 look half way down the page you'll see that:

18 The woman was wearing blue jeans, a black
19 turtleneck shirt, a blue cardigan sweater and
20 brown Hi Tec running shoes. She is believed
21 to be of Asian or First Nations descent and
22 was in her twenties. She is 5'1" and weighs
23 approximately 120 pounds. She has a tattoo
24 of a rose on her right upper back.

25 Now, that information didn't come from you, but

1 does that accord with the information that you
2 provided the Vancouver Police Department on Boxing
3 Day?

4 A Yes, it does. I would have told them that she was
5 30, I told them that she was 5'1", I told them she
6 weighed about 120 pounds and I told them that she
7 had a tattoo of a rose, but I wasn't sure which
8 side of her back.

9 Q Okay. Turning to the next page, 7, this is a
10 Vancouver Police Department Missing Persons
11 Report, the date at the top of the report suggests
12 it was filed on December 26, 2001. That's the day
13 you told us you went into the police station at
14 312 Main Street and reported Angela's
15 disappearance; is that right?

16 A Correct.

17 Q And this missing persons report has some
18 information and handwriting half way down the
19 page. You've had a chance to look over that
20 previously. Is that the information essentially
21 that you provided the woman or man that you spoke
22 to at the police station?

23 A Yes.

24 Q Okay. And that information includes a reference
25 to missing person has a black rose tattoo on her

1 shoulder blade; correct?

2 A Yes. I wouldn't have said black rose tattoo, I
3 just said rose tattoo.

4 Q Okay.

5 A And a scar.

6 Q Turning ahead a couple of pages to page 9. This
7 is a Vancouver Police Department document General
8 Occurrence Hardcopy dated December 31st, 2001.
9 Are you with me, Ms. Green?

10 A Yes.

11 Q Under General Occurrence Information, Main Offence
12 says:

13 Missing persons - completed.

14 A Yes.

15 Q Did the family know that Angela had been
16 identified at that time?

17 A No, except that those of us who had given the
18 picture and found -- those of us knew in our
19 hearts that it was a match, but the family was not
20 -- had not been told.

21 MR. CHANTLER: Okay. Ms. Green, I'm not going to refer you to
22 any more pages of this document. I'm going to
23 suggest it be marked for identification subject to
24 any objection by my friends. I'll suggest it be
25 marked as an exhibit if there's no objection, but

1 we haven't had that discussion.

2 THE COMMISSIONER: Is there any problem with it being marked as
3 an exhibit?

4 MR. HERN: Well, I think it should go in for identification
5 given it's a number of police documents and
6 they'll have to be identified by those officers.

7 THE COMMISSIONER: Yeah, your comment makes sense, it's just
8 that I thought if we can -- if it's going to be
9 filed in any event we could circumvent all the
10 other things, but I understand that. All right.

11 MR. HERN: In terms of that process, when documents do go in
12 about this particular incident there will be some
13 additional documents, so when it does come in it
14 might make some sense, 'cause they will be marked.

15 THE COMMISSIONER: All right. It will be entered as a document
16 for identification.

17 THE REGISTRAR: It will be marked for identification C, letter
18 C.

19 **(EXHIBIT C FOR IDENTIFICATION: Package of**
20 **Documents from Police Disclosure to Inquiry)**

21 MR. CHANTLER:

22 Q Ms. Green, based on the facts we've been over how
23 do you feel about the Vancouver Police response to
24 your report on Boxing Day 2001?

25 A I didn't have a problem with the way they took

1 their report. When I saw later -- well, that --
2 and found out even that Surrey had had her for two
3 weeks, and that Missing Women's Task Force had
4 known for a week that Surrey had a woman with
5 exactly the same description, why did they not
6 know -- why within 24 hours could they not have
7 known? I mean, all I can say is that the
8 Vancouver Police Department's Missing Persons
9 Division in the 300 block on Main Street must not
10 have had that report of the found woman in Surrey.

11 Q Does it appear to you that there was a lack of
12 communication between the Surrey RCMP and the
13 Vancouver Police Department at that time?

14 A Definitely. The other thing I would like to say
15 is that before -- long before that I had called
16 the Vancouver area hospitals, I had not called
17 morgues. I did expect missing persons to call
18 morgues, and to call morgues in the Lower
19 Mainland, not only in the city limits.

20 Q I'd like to hand you a photo of Angela. Is this
21 Angela in the photo?

22 A Yes.

23 Q And do you know when this photo was taken?

24 A I took that photo. On the right-hand side where
25 the hair is very dark was actually where I painted

1 out on my computer the head of a child. On the
2 other side another child is cropped. This was
3 taken around January 1st, 2001.

4 Q How old was Angela then?

5 A Angela was 30.

6 MR. CHANTLER: I'd like to have that marked as the next
7 exhibit, please.

8 THE COMMISSIONER: Yes.

9 THE REGISTRAR: Marked as Exhibit number 19.

10 **(EXHIBIT 19: Photocopy of a photograph of**
11 **Angela williams)**

12 MR. CHANTLER:

13 Q Ms. Green, is there anything else you'd like to
14 tell this commission?

15 A The one thing I would really like to tell them is
16 that the only reason that I'm here is because of
17 her children. The child who was having a fourth
18 birthday at the time that all this happened has
19 asked me repeatedly since that time, many times a
20 year, why did mommy die? Why didn't they catch
21 the person who did it? Can't you tell me how she
22 died? The oldest child here never even asked,
23 she's only been asking now.

24 Q Have you had an update on the status of the
25 investigation?

1 A I had updates of the -- the last time I had an
2 update on the status was 2007. In 2000 -- I can't
3 remember which year, once a few years after we
4 were in Fanny Bay, somebody called me from Surrey
5 and said they were following up on this case.
6 This was Corporal Chu. I don't know what year
7 this was. Then a couple of years later I think it
8 was, sometime later somebody else called me 2006.
9 I think the officer's name was Draude,
10 D-r-a-u-d-e. He called and he was really helpful.
11 He is the first person who seemed to really care.
12 He asked how the children were doing. He asked me
13 if anyone had ever offered us victim's assistance
14 or victim's of crime support. I said, "No,
15 never." He said, "That should have been done."
16 So he helped me to do that. He put me in touch
17 with how to do that. I was filling out the form
18 and it says something about what crime. Well,
19 there had never been an admission that there was
20 any crime here other than the dumping of a body,
21 so I said, "What am I supposed to put on this?"
22 He said, "Put murder." So I did. The paperwork
23 went through and the adjudication stated that they
24 had reviewed the Surrey RCMP files that there was,
25 the cause of death was undetermined. They had --

1 the autopsy reports showed that there was
2 compression of the neck which gave sufficient
3 information for them to determine that the girls'
4 mother had died as the result of a crime.

5 A year after that the officers following up
6 on this file changed again, and but somebody was
7 still trying to do something. This time they
8 asked if we had any more information through
9 family networks or anything else, if anybody had
10 heard anything of what might have happened. I
11 said, "No." I said, "But the children want -- at
12 least one of the children wants to visit the site
13 where the mother was found." He gave me the
14 details and he said he would take us there.

15 In June of 2007 two officers -- we met two
16 officers in the Surrey RCMP station. They were
17 very gentle with the kids and respectful. We took
18 flowers. This was the two younger children.
19 Ashley wasn't with us and wasn't ready to do that
20 at that time. And we left -- he took us to the
21 site on Colebrook Road, which is a really out of
22 the way place, and we found the spot and we left
23 some flowers and the girls took some pictures.
24 And he said, "Is there anything else you want to
25 ask?" And the child who was always asking

1 questions, "I want to know how mommy died." He
2 took me aside and he said, "You'll have to tell
3 her this gently," but he said, "It's pretty clear
4 to us that she died from manual strangulation."
5 He says the only thing -- as far as we're
6 concerned it's a murder, but we can't determine at
7 this point how premeditated or intentional it was.

8 Q Ms. Green, I understand that one of your concerns
9 is that that wasn't the assumption to begin with?

10 A That is a huge concern, because what investigation
11 was not done, what evidence was not collected, and
12 what leads were not followed up?

13 Q And what was the assumption that you understood
14 from the police as to her initial cause of death?

15 A Their assumption was really clear. We were told
16 many times they presumed it was a drug overdose.
17 After that they were asking did she have a weak
18 heart? You sure she didn't have any physical
19 thing that would have caused her heart to stop?

20 Q Why do you --

21 A They also seemed to think -- the first two
22 officers seemed to think that it had to be related
23 to two other cases they had of women who were drug
24 overdoses who were found not -- not deceased
25 beside the road but later died in hospital, I

1 believe, in two different locations. I think
2 maybe something like ten kilometres or something
3 or other away in Surrey, different areas of
4 Surrey. I think it was, according to the
5 newspaper reports, June or July, in September of
6 the same year. And these were Asian women, and
7 they were drug overdoses and they were initially
8 found alive. But they seemed to have this tunnel
9 vision that Angela's case was part of that one.
10 And the officers that I talked to when we were
11 standing down there on Colebrook Road were just
12 shaking their heads. They say well, you know,
13 looking at it now it doesn't make -- the initial
14 lines don't make sense to us, but that's all they
15 could say.

16 Q Okay. Is there anything else you'd like to tell
17 us, Ms. Green?

18 A Well, I really think this is another case of
19 racial stereotyping. I'm also quite shocked by
20 the fact that -- like they elicited from me, and
21 I'm not saying that they should not have, the fact
22 that she was involved with drugs and alcohol. I
23 mean, I would have told them that she hadn't used
24 for a week before, you know, the last time I saw
25 her, but, you know, everybody knows that addicts

1 go back to things so they presumed that she had
2 when she hadn't. They asked if she worked the
3 street. I told them I knew she had some
4 involvement just in recent months. When you read
5 those reports now every page of the police report
6 pretty much says drug addict, prostitute, drug
7 addict, prostitute. Well, if those police
8 officers, that's what they're seeing in every
9 report, I'm wondering if that itself shapes how
10 they think of the women. You know, it doesn't
11 say -- you know, do they ask if somebody's
12 diabetic? Do they ask if somebody has a heart
13 condition? I don't know. But they sure ask about
14 drug, alcohol and working the streets. And they
15 put those in bold -- you know, bold or what do you
16 call them, capital letters, block printing letters
17 on every form. I mean, it's not much wonder that
18 the officers think of them in that kind of way.

19 MR. CHANTLER: Thank you, Ms. Green. Those are my questions.

20 THE COMMISSIONER: I think we'll take the morning break.

21 THE REGISTRAR: The hearing will now recess for 15 minutes.

22 **(PROCEEDINGS ADJOURNED AT 10:58 A.M.)**

23 **(PROCEEDINGS RESUMED AT 11:20 A.M.)**

24 THE REGISTRAR: Order. The hearing is now resumed.

25 THE COMMISSIONER: Ms. Gervais.

1 MS. GERVAIS: Prior to beginning, Mr. Commissioner, I've had a
2 request from Ms. Green, and she's asked me to ask
3 you if it would be okay for Ashley, Angela's
4 daughter who is sitting beside her today, to say a
5 few words.

6 THE COMMISSIONER: Absolutely. As a matter of fact I was going
7 to ask you what your name was and tell you how
8 sorry we all are to hear the story and to hear
9 what happened. I just want you to know that
10 everyone in this room I'm sure feels the same as I
11 do, and that is that our hearts go out to you. I
12 just want you to know that. But tell us what you
13 want us to hear.

14 MS. ASHLEY SMITH: I want to know why --

15 THE COMMISSIONER: I think if you could speak into that
16 microphone so everybody can hear you.

17 MS. ASHLEY SMITH: I want to know why no one cared enough to
18 take this case properly from the beginning. Was
19 it because she was native? Was it because she
20 used to use drugs? Why didn't the care that the
21 case should have got get it right from the
22 beginning? It's been almost ten years and I don't
23 know how my mother died. It's for the lacking or
24 what? Was it because she was native or was it
25 because everybody keeps saying drug user,

1 prostitute? And I just -- all I want to know is
2 what happened to her. It's ten years later and
3 the chances of finding out what exactly happened
4 are really -- I know it's never going to happen,
5 but if they had taken it properly from the
6 beginning I could know what happened to my mother.
7 Thank you.

8 THE COMMISSIONER: I don't know if we'll ever be in a position
9 here of telling you what did happen to your
10 mother.

11 MS. ASHLEY SMITH: No, but why wasn't the care taken?

12 THE COMMISSIONER: And maybe we will hear what happened in the
13 investigation. I don't know that. We have to sit
14 back and listen. But you make a really good point
15 about sometimes a lack of respect that the
16 community shows to women who are poor and women
17 who are often aboriginal. And I think if it's one
18 thing this inquiry can do is it can show the
19 community out there that the women who are on the
20 Downtown Eastside who died tragically were real
21 human beings, they were like anyone else, and that
22 they were mothers, they were daughters, they were
23 aunts, they had people who loved them. And I hope
24 that at the end of the day that -- that the public
25 will realize how terrible these tragedies have

1 been. And as I said a moment ago I am terribly
2 sorry for what happened to your mother, and it's
3 something obviously that you will have to live
4 with the rest of your life not knowing what
5 happened. And I -- you know, nobody in this room
6 was there. Maybe some answers will emerge. We
7 don't know, we'll have to wait. But again I just
8 want to tell you how the feelings in this room are
9 about what's happened to you and to your family.
10 Ms. Gervais.

11 MS. GERVAIS: Thank you, Mr. Commissioner.

12 **CROSS-EXAMINATION BY MS. GERVAIS:**

13 Q Ms. Green, do you know if Angela's parents ever
14 attended residential school?

15 A Both of them did, as well as the aunt who raised
16 her.

17 Q And do you have any idea what their experience was
18 like in residential school?

19 A I know that they are too deeply hurt to want to
20 talk about it. One of them has begun to talk
21 about it to others who were with her in that. The
22 pain is certainly beyond talking to someone as
23 outside of I would be. The only thing they have
24 talken (sic) to me directly about are the safe
25 kinds of things to talk about which would be the

1 cultural loss, the regret at not having the
2 language or not knowing the -- all the protocols
3 around how and what to teach her children,
4 Angela's children.

5 Q And did Angela ever discuss with you the impacts
6 that residential school had on her parents or on
7 her?

8 A No.

9 Q And you testified that Angela was raised by her
10 father and then later by her aunt; correct?

11 A Yes.

12 Q And do you know how old she was when her aunt
13 began raising her?

14 A Well, I have a recollection that it was around
15 three, but I wouldn't be sure of that. It was
16 definitely after two and before she started
17 school.

18 Q And do you know why she was being raised by her
19 aunt and not by her father?

20 A Well, Gilford Island is a remote village that you
21 get to only by boat, and her father would -- you
22 know, would need to work. And she would
23 eventually need to go to school. There is a -- I
24 know that now I think the kids are going by boat
25 to Echo Bay or something. I don't think it would

1 have been very feasible for a working father with
2 a drinking problem to continue raising a child.
3 To manage well with community support with a
4 toddler is a different thing to see a child
5 through school.

6 Q And do you know why her mom wasn't raising her?

7 A Her mom left when she was an infant. She left
8 with the older sister who had a different father.
9 I would not know why, I just know that she felt
10 compelled to leave and that she didn't feel that
11 she could take the baby of a loving father who she
12 was leaving there with her -- with her, so she
13 choose to leave the baby with the loving father.

14 Q I see. And you testified that you are now the
15 legal guardian of Angela's two youngest children?

16 A Yes.

17 Q And that Ashley eventually went to live with her
18 father; correct?

19 A Yes.

20 Q And how long did you care for Ashley before she
21 went to live with her father?

22 A Nearly two years.

23 Q And you testified earlier that the children were
24 removed by the Ministry of Children and Family
25 Development from Angela's care?

1 A Correct.

2 Q When they were removed do you know if the ministry
3 contacted any of Angela's aboriginal family to
4 care for the children?

5 A They contacted her aunt, her Aunt Delores. And I
6 know that they did not at that time contact to my
7 knowledge, in fact I'm quite sure that they
8 didn't, the actual grandparents. So Delores stood
9 in the place of the maternal grandmother who was
10 previously deceased. But they did not contact
11 other -- any relatives who were not in Vancouver
12 at that point. They did contact them when they
13 started -- when they were considering continuing
14 care hearings they contacted the bands of both
15 parents.

16 Q And was Delores the aunt that had raised Angela?

17 A No.

18 Q Did they contact that aunt?

19 A No.

20 Q Are you aboriginal?

21 A No.

22 Q Do Angela's children have connection with their
23 aboriginal families now today?

24 A Yes, they do. But one of the biggest, I would
25 call it, impact of residential schools and impact

1 of all the history of taking away aboriginal
2 culture and discriminating against aboriginal
3 people, one of the impact of all of this is that
4 her daughters are left with the non-aboriginal
5 quarter of their family or their place of
6 residence, because after Angela's death in such a
7 brutal way, in aboriginal, almost all aboriginal
8 families in these communities, her death would not
9 be the only one probably that year or certainly in
10 the last few years. In that family there were
11 many deaths preceding Angela's. And then to lose
12 such a sweet gentle loving person only 31 years
13 old, they were so broken, they were in so much
14 pain that when I was up there with the children --
15 they invited us to take her home with them to be
16 buried on Gilford Island, because of weather it
17 even took an additional day because boats couldn't
18 get in for the service, they were so inclusive of
19 me and my husband as the children's caregivers.
20 And I was looking around for where could these
21 girls land, the young ones, where they could be
22 brought up in their own culture. And elders
23 looked around too and they said, "Can you keep
24 them? We've been watching you too. We can't see
25 there being anyone else who can take them." I

1 said, "How can that be possible?" And they said,
2 "They can't be there for what the girls need
3 because our own pain is so great." People were so
4 broken by Angela's death that the close elders
5 advising on where they might continue to live,
6 they thought there was no emotional availability
7 for the care of the girls in the aboriginal
8 community at that time.

9 And also they would never at that point have
10 placed them with me if they weren't already there,
11 but they had already been with me for a couple of
12 years. And they have been very inclusive and
13 welcoming to me in inviting us to Kingcome to a
14 potlatch where the younger girls receive names.
15 And in another time in Alert Bay with the -- with
16 one of the grandpas, you know, having us work, you
17 know, work in the kitchen just be part of the
18 hosting family. They have been --

19 But we live in our house every day with the
20 identity issues of these aboriginal girls now
21 becoming teenagers or teenagers who can feel every
22 day the difference of living in that sort of white
23 privileged corner of their family that is partly
24 distanced because of the privilege of education,
25 class and all those other things. And I think the

1 primary difference is that Mel is 14 years now, I
2 don't want you to write the name in these records,
3 but she needs the recognition of people knowing
4 that she's a teenager with real passionate
5 feelings about this. She can feel in her heart,
6 Ashley feels in her heart, any native person feels
7 in their heart, knows in their heart that I cannot
8 really know that pain. I cannot really know that
9 history. I can intellectually know it. I can
10 only glimpse it the way that I do because I worked
11 in the Downtown Eastside from 1989 until I took
12 parental leave followed by early retirement to
13 care -- to take the girls back to Vancouver
14 Island. And people tried to teach me, but it
15 still is superficial learning. And I think for
16 this next generation and subsequent generations to
17 really heal they need the cultural integration
18 within their own beings, and there is absolutely
19 no way they can get that in my house no matter
20 what I do, no matter how much they visit their
21 aboriginal community, and that is wrong. I was
22 raised a Catholic. I can only call that
23 structural and social sin. It is really wrong.

24 Q You testified that this manifests itself in the
25 behaviour of Angela's younger daughter or just in

1 the day-to-day life you see it. What kinds of
2 things do you see and what kinds of things do you
3 hear her say?

4 A I don't want to go there.

5 Q Okay.

6 A I want to say -- I want to honour her in simply
7 saying it just puts -- it puts obstacles. She can
8 not feel really accepted or one in the place in
9 which she lives, and it exacerbates all the things
10 that teenagers go through. I mean when a child is
11 14 -- I have four sons, still have four sons, they
12 don't see much of me, but I was a target when they
13 were 14 years old. I was a mom who was stupid or
14 dumb or didn't know anything or old school or
15 preventing them from finding their freedom or
16 everything else. So I'm that person for Angela's
17 younger children, but layered on that is a truth
18 that they also know that I am the personification
19 of what's of -- of sort of the years of racism in
20 residential schools that means that aboriginal
21 people lose their kids. I'm the personification
22 of the social worker taking them from their mom
23 and dad. And she's right to be angry at that.

24 Q Thank you. I'm going to change the subject and
25 discuss an article that was in the newspaper in

1 early 2002. I understand there was an article
2 placed in *The Vancouver Sun* about Angela; correct?

3 A Yes.

4 Q And what was that article about?

5 A There was an article that was about three women
6 found on roadsides in either Delta or Surrey over
7 a period of six months, and it was trying to link
8 the cases. It was because the Surrey RCMP was
9 linking the cases of these three "prostitutes" and
10 they were presuming at this point they had all --
11 even that article though was written after they
12 knew she had no drugs in her system. After the
13 toxicology reports the article still refers to
14 these three women of having presumed died from
15 drug overdoses, and the Surrey as much doesn't
16 particularly have any evidence that they're
17 murdered. And in this article, which I think was
18 trying to -- I think it was trying to get at
19 whether there was a cluster of missing women or
20 murdered women happening in Surrey or bad things
21 happening there or drugs or maybe some drug
22 overdoses, I don't know what the agenda was, but
23 basically what this article did -- I guess the
24 reporter was trying to show that these women had
25 other lives and were real people, and in the

1 attempt to show Angela as a mother they published
2 a very large picture of Angela and two of her
3 daughters, one of them Ashley at 12 years old.
4 The article's total focus was these women as
5 prostitutes and drug addicts is what was said.
6 And Ashley in Grade 7 had to go to school the next
7 day where everyone had seen her picture in the
8 paper in this article about prostitution and
9 addictions and the sex trade. There is -- the
10 other child in the picture is now in Grade 7. And
11 the reason I haven't been using names, and you can
12 imagine why. I know there was no permission from
13 any guardian, from me as the caregiver or from the
14 social worker as the ministry to use that picture
15 with the children in it. That picture was taken
16 from a table where the family was looking at
17 pictures of Angela for memorial services, and I
18 imagine they asked a relative who was there, oh,
19 this is a nice one, can we use this? And they
20 didn't even crop it, they used it for their own
21 purposes with children in it.

22 Q And what affect did that have on Ashley?

23 A That was devastating. And it wasn't only
24 devastating then, it came up again in high school.
25 Do you want me to say what was said? She was

1 asked as a high school student by a boy who had
2 seen that article "How much do you cost?"

3 I don't know. Maybe this is a good time to
4 say it, I don't know, but that week between
5 Christmas and New Years when we were posterizing the
6 Downtown Eastside, me and her sisters, and other
7 relatives began to do it too, there were other
8 nieces and nephews of Angela's. I lived on the
9 edge of the Downtown Eastside just up from the
10 Vernon Rooms that was mentioned the other day.
11 Many of you will know that, you know, ice cream
12 place, the gelato place that people like to go and
13 have ice cream at, and so it was quite convenient
14 for Angela's sisters and other family members to
15 come down there and leave other children with my
16 husband with flexible jobs could have the time
17 off, it was holidays anyway, and we would go out
18 and poster the streets, and the children would
19 stay together at the home. That week was
20 immensely stressful on these children, and
21 directly impacts, you know, holidays to this day.

22 It was hugely -- had huge impact on the four
23 year-old Mel, who actually when the day the
24 coroner phoned me to say he knew it was that there
25 was a match even though the records weren't done,

1 I couldn't tell anybody but he wanted me to
2 prepare the children, he says, "I do this because
3 when children are involved I want them to know
4 gently and in stages." It was on the 3rd of
5 January he called and he said, "Can you tell the
6 children their mother isn't coming back. You have
7 to promise me you will not tell the sisters and
8 the family that there is a match until we do the
9 dental records. I've seen the picture that you've
10 sent, and I know it to be a match, so please this
11 is what you should tell the children." And he
12 directed me what to tell the children at that
13 point.

14 When I told Melanie she said, "I know mommy
15 is dead." I didn't even have to tell her, she
16 said, "I saw her in my dream. She was lying by
17 the side of the road. It was dark. It was
18 raining." She said, "Do you think she crossed the
19 road when a car was coming? Do you think she got
20 hit by a car?" She has had that dream to this
21 day. That's why this four year-old at that point
22 has needed to know because she saw her. She
23 continues to see her. I believe she was visited
24 by these dreams because she knew because we were
25 going out there postering every day. That coroner

1 was so respectful he said, "This happens, and if
2 she tells you anything else like the colour of
3 cars going by please tell me." He says, "Do not
4 doubt what she sees."

5 There was another child, another niece, a
6 niece of Angela's who was eight years old at the
7 time. Some of you may recognize the name. Kayla
8 Williams Lalonde at 16 found on a Burnaby street
9 the victim of drugs -- drugging, suspected culprit
10 Martin Tremblay, two years ago. Well, I guess a
11 year and a half ago on March 2009. So this is one
12 more member of this family. This promising young
13 girl who went through all that stress period too,
14 through the loss that Angela's sister was
15 experiencing, that Angela's other siblings were
16 experiencing and did not survive past the age of
17 16 because of acts of men who prey on native
18 girls.

19 Q Thank you, Ms. Green.

20 A The impact of that week on these children was
21 tremendous for all of them.

22 Q Thank you. Just one -- a couple of final
23 questions with respect to the missing persons
24 report. When you reported Angela missing did you
25 mention that she was an aboriginal woman?

1 A Oh, most definitely.

2 MS. GERVAIS: If the exhibit or the document could be put to
3 the witness, please.

4 THE REGISTRAR: Which one?

5 MS. GERVAIS: The one that Neil put -- pardon me, Mr. Chantler
6 filed this morning.

7 THE WITNESS: I think I have a copy here.

8 THE REGISTRAR: For identification?

9 MS. GERVAIS: C for identification.

10 THE REGISTRAR: Oh, for identification C.

11 THE WITNESS: Yes.

12 MS. GERVAIS:

13 Q Do you see anywhere on this missing persons report
14 where --

15 A You are on page?

16 Q Sorry, page 7. Do you see anywhere on this
17 missing persons report indicating that Angela was
18 an aboriginal woman?

19 A No. I was looking for it, but I don't.

20 Q Do you see the third line down after date of birth
21 and then age and then there's a blank box and then
22 it looks like it says pace, but I'm wondering if
23 that says race?

24 A Oh, yeah. Yeah.

25 Q And it appears to say NW.

1 A Yeah.

2 Q Do you have any idea what that might be?

3 A What does it say, native woman? Is that what it's
4 supposed to be?

5 Q I'm not sure.

6 A I don't know.

7 Q Okay. But you're certain that you did report that
8 she is an aboriginal woman?

9 A Almost definitely.

10 MS. GERVAIS: Thank you, Ms. Green, for your testimony. And
11 thank you, Ashley. Ashley, have you got any other
12 words that you'd like to say? Okay. Thank you,
13 those are my questions.

14 THE COMMISSIONER: Thank you, Ms. Gervais. Mr. Gratl.

15 MR. GRATL: My name is Jason Gratl, and I am counsel for
16 affected individuals and organizations on the
17 Downtown Eastside.

18 **CROSS-EXAMINATION BY MR. GRATL:**

19 Q I do have only one question for you about the
20 supposed first autopsy. You were told that there
21 was a first autopsy when Angela was found?

22 A Yes, there was. That's the report that's here,
23 it's dated the 14th.

24 Q Okay. And what page of the exhibit is that?

25 A Page 3. It's the second autopsy report that is

1 not here. But it's the second coroner that I had
2 conversations with, but his autopsy report is not
3 in these documents and it is not disclosed.

4 MR. GRATL: Okay. Thank you.

5 THE COMMISSIONER: Mr. Hern?

6 MR. HERN: Sean Hern, VPD and police board. I don't have any
7 specific questions for you, but I'm very sorry for
8 your loss. And we've heard your concerns and
9 questions today and I very much hope that we're
10 able to provide you both with some answers to your
11 important questions.

12 THE WITNESS: I would just like to ask you to address those
13 apologies to the other daughter who is in the
14 gallery.

15 MR. HERN: Certainly. I extend those to the other daughter and
16 to the whole family.

17 THE COMMISSIONER: Yes. Any questions?

18 MR. BRONGERS: No, Mr. Commissioner, as we explained two days
19 ago we will not be cross-examining any witnesses.

20 THE COMMISSIONER: All right. Thank you. Ms. Green, I want to
21 thank you for coming here and sharing your
22 experiences and your testimony to us. It means a
23 lot to us that both you and Ashley are here to
24 tell us about your experiences. And I also want
25 to commend you for what you're doing, what you've

1 done in your life in helping other people. And
2 one final thing I want to say to you, Ashley, and
3 that is that everybody cares, that's why we're all
4 here, and again thank you for coming here. Thank
5 you.

6 **(WITNESS EXCUSED)**

7 MR. WARD: Mr. Commissioner, our next witness was here a moment
8 ago and just -- there he comes. The next witness,
9 Cameron Ward for the families, is Mr. Ernie Crey.
10 And Mr. Crey will affirm, Mr. Registrar.

11 **ERNIE CREY: Affirmed**

12 THE REGISTRAR: Would you state your name, please.

13 THE WITNESS: My name is Ernest Walter Crey.

14 THE REGISTRAR: And you spell your surname as?

15 THE WITNESS: C-r-e-y.

16 THE REGISTRAR: Thank you. Counsel.

17 **EXAMINATION IN CHIEF BY MR. WARD:**

18 Q Mr. Crey, I understand that you are a brother of
19 Dawn Theresa Crey; is that right?

20 A That's correct.

21 Q And you will see behind you on a large board
22 entitled "Missing Women of the Downtown Eastside"
23 a number of photographs with captions. Can you
24 determine whether your sister Dawn's photograph
25 appears there?

1 A Yes, it's -- this is her photo here.

2 Q Okay. And you're pointing to the second row
3 fourth from the left. Can you indicate -- you may
4 have to speak to the microphone --

5 A Oh, sorry.

6 Q -- but can you indicate what is written
7 underneath?

8 A Dawn's date of birth.

9 Q Okay. And that was October 26, 1958?

10 A That's right.

11 Q Which means that today would be her birthday, her
12 53rd birthday if she were alive today?

13 A That's correct.

14 Q And is there anything else in the caption there?

15 A The time that she was last reported seen, which
16 was the 1st of November, 2000.

17 Q 1st of November, 2000 last date seen?

18 A Yeah. And there's a Vancouver Police file number.

19 MR. WARD: You don't have to read that. That's fine, thank
20 you. Mr. Commissioner, I looked over the exhibit
21 list and I don't believe that board has been
22 marked at this point, although we have been
23 certainly referring to it throughout. I would ask
24 that the large board of photographs be marked as
25 an exhibit for this proceeding.

1 THE COMMISSIONER: Has it not been marked yet?

2 THE REGISTRAR: No, it has not.

3 THE COMMISSIONER: All right. It will be the next exhibit.

4 THE REGISTRAR: Exhibit number 20.

5 THE COMMISSIONER: Yes.

6 (EXHIBIT 20: Document entitled Missing Women of
7 the Downtown Eastside, large photo board
8 containing 61 photographs of missing women)

9 MR. WARD:

10 Q And, sir, you're aware that Dawn's DNA was found
11 on a farm owned by Robert William Pickton?

12 A Yes, I'm aware of that.

13 Q How did you come into possession of that
14 knowledge, who told you?

15 A The police advised me of that fact.

16 Q And I understand that you received earlier this
17 year a death certificate with respect to your
18 sister which indicated that she died November 13,
19 2000 in Port Coquitlam?

20 A That's correct.

21 Q Have any police officers told you what they
22 believe happened to your sister?

23 A Yes.

24 Q And can you explain?

25 A At the -- in July of last year when Mr. Pickton

1 lost his appeal to the Supreme Court of Canada,
2 that very day the police travelled to Chilliwack
3 to my residence. They phoned in advance, I agreed
4 to meet them at my residence. There were
5 representatives of the VPD and the RCMP and
6 victim's services, as I recall it. And they
7 brought a photograph of the Pickton property, a
8 photo of when the -- when the investigation first
9 got underway so that there were all the buildings
10 and other fixtures, if I can put it that way, on
11 the property. And they told me that unlike in
12 2004 when I first heard about the matter of her
13 DNA being found there, on this occasion in July of
14 2010 after Pickton lost his appeal they told me
15 specifically where they found her DNA, and
16 specifically that it was on a woman's under
17 garment which had been retrieved or found in the
18 trailer that Mr. Pickton had lived in. And that's
19 all they were able to tell me at the time. And
20 after a brief conversation and giving me an
21 opportunity to ask any questions I might have they
22 were off to see other families they told me at
23 that time.

24 Q Did they tell you or leave you with the impression
25 that Dawn, your sister, was considered to have

1 been a victim of foul play?

2 A Yes. They -- yeah, they told me that her --

3 THE COMMISSIONER: Do you want some time? We can stand down.

4 THE WITNESS: No, I'm okay. I'm okay. They told me that her

5 -- that she was probably killed on the Pickton

6 farm, and that she was very likely killed by

7 Mr. Pickton. That was their conclusion.

8 MR. WARD:

9 Q Now, sir, has to your knowledge anyone been
10 charged in respect of your sister's disappearance
11 or murder?

12 A No.

13 Q Have you received any indication from any police
14 investigators that anyone is going to be charged?

15 A Well, I do know that the police recommended to
16 Crown counsel that charges be brought against
17 Mr. Pickton, six additional charges beyond the
18 initial 26, but what I'm advised or what I'm told
19 is Crown counsel didn't want to proceed with those
20 charges, and so that's left me and my family
21 wondering why that's so.

22 Q Now, sir, you have come to know in the interim
23 through the news media and through having access
24 to the LePard Report that, firstly, Mr. Pickton
25 was in fact charged with a number of serious

1 offenses including attempted murder as a result of
2 an incident that occurred on his farm on March
3 23rd, 1997, but that those charges were later
4 stayed; correct?

5 A Correct.

6 Q And you've also come to learn -- I'll just read an
7 excerpt if I may from Exhibit 1, the LePard
8 Report. You've also come to learn that the
9 Vancouver Police Department had as early as July
10 1998 the following information which Detective
11 LePard summarizes, and this, Mr. Commissioner, is
12 Exhibit 1, page 65:

13 On July 27th, 1998...

14 Says Mr. LePard:

15 ... shortly after Detective Constable Shenher
16 was assigned to the missing women
17 investigation, Crime Stoppers received a tip
18 from a male caller (later identified as
19 William Hiscox). He described a man he knew
20 as "Willie" and stated that Willie was a
21 "sicko" who picked up prostitutes from
22 Burnaby, New Westminster and Vancouver. He
23 also stated that a recent visitor to Willie's
24 trailer observed at least ten purses and
25 women's identification in the trailer. The

1 tipster also reported that "Willie" had made
2 comments to other people that he can "easily
3 dispose of bodies by putting them through a
4 grinder which he uses to prepare food to feed
5 his hogs."

6 And that's a quote. And then turning over the
7 page Deputy Chief LePard writes:

8 On August 6th, 1998 the Crime Stoppers
9 tipster called again and stated that the full
10 name of the suspect was Willie Pickton, that
11 he had killed Sarah (de Vries), that he had a
12 farm in Port Coquitlam and that "he might be
13 responsible for all the missing girls."

14 You're aware of that information coming into the
15 possession of the Vancouver Police Department at
16 that time in 1998?

17 A Yes.

18 Q Given that your sister disappeared in November of
19 2000, more than two years after the Vancouver
20 Police Department had information that one,
21 Mr. Pickton was a suspect in the attempted murder
22 of a Downtown Eastside street worker in 1997, and
23 two, was claimed by an informant to be responsible
24 for the disappearances, what does that information
25 leave you feeling about the efficacy of the

1 criminal justice system in your sister's case and
2 your family's case?

3 A I feel it failed my sister and failed my family
4 and failed the other families. And,
5 Mr. Commissioner, I can't begin to tell you how
6 angry I am about that. The frustration and anger
7 that my family carries, my younger sister who is
8 here with me today, and our other sisters and our
9 younger brother. Some family are not here, but
10 they're listening in. I want people to understand
11 how let down we feel by the system and how angry
12 we are to this very day.

13 Q Now, sir, I want to move now into an area, a
14 different area of questions, and this will concern
15 your own background. You're well known in the
16 community, and I want to take you through your
17 family history and your history and your sister's
18 experiences. Okay. And I'll lead,
19 Mr. Commissioner, on some of these matters.

20 THE COMMISSIONER: Yes, yes.

21 MR. WARD:

22 Q Mr. Crey, I understand that you are a member of
23 the Sto:lo Nation of Coast Salish peoples?

24 A That's correct.

25 Q And your people have lived on -- in the area of

1 the Lower Mainland around the Fraser River since
2 time immemorial?

3 A That's correct.

4 Q Some 15,000 years or so?

5 A That's correct.

6 Q You yourself were born in 1949?

7 A Yes, that's correct.

8 Q And you are one of the sons of your father Ernest
9 and your mother Minnie?

10 A That's correct.

11 MR. WARD: And if I may, Mr. Commissioner, I had asked Mr. Crey
12 to bring another photo of his sister Dawn with him
13 today, and he not only did that, but he brought
14 with him a photograph that appears on a document,
15 I've given copies to my friend Mr. Vertlieb, and
16 I'd like to provide three copies of the document
17 now with the photograph on the first page.

18 THE COMMISSIONER: Yes.

19 MR. WARD:

20 Q Sir, this is a little folded pamphlet. Can you
21 explain why this was created?

22 A We held a memorial service for Dawn in a church in
23 Chilliwack that her foster parents attended and
24 what she attended as a child growing up in
25 Chilliwack, that's where the memorial service was

1 held. We were able to hold the memorial services
2 because we had discovered that Dawn's DNA had been
3 recovered or found at the Pickton property in
4 2004, so we were able to hold this service in her
5 memory on the date -- on the date that it was
6 held.

7 Q And that was sometime in 2004?

8 A February 1st, 2004.

9 Q All right. And just on the photograph that
10 appears on the front it shows your sister's face
11 slightly in profile to the right; correct?

12 A That's correct.

13 Q And the photograph is quite different in
14 appearance than the one on the board behind you,
15 the exhibit. It appears in that photograph that
16 your sister had markings on the right side of her
17 face; is that right?

18 A Yes, that's correct.

19 Q And what -- what do you know about that?

20 A Well, in talking with my younger sister Lorraine
21 who is here, she told me about how Dawn sustained
22 those injuries to her face, and those injuries
23 were sustained in the early 1990s and came about
24 as a result of people breaking into her room and
25 throwing acid onto her face and disfiguring her

1 for life.

2 Q And where was she living then?

3 A She was living in Vancouver, and I believe she was
4 living in one of the downtown hotels.

5 MR. WARD: All right. Could we, Mr. Commissioner, mark the
6 pamphlet as the next exhibit, please?

7 THE COMMISSIONER: Yes.

8 THE REGISTRAR: Exhibit number 21.

9 **(EXHIBIT 21: Memorial Pamphlet in Memory of**
10 **Dawn Theresa Crey)**

11 MR. WARD:

12 Q Now, you, sir, and your sister Dawn come from a
13 very large -- at least by my standards very large
14 family?

15 A Yes.

16 Q And I just want to ask you where you see on the
17 inside of the pamphlet the family is mentioned,
18 but I just want to confirm your family situation.
19 Your father's name was also Ernest?

20 A That's correct.

21 Q And your mother was Minnie, Minnie Charlie
22 originally?

23 A That's right.

24 Q And their union produced nine children in total?

25 A That's right, yes.

1 Q And the children came in this sequence, as I
2 understand it. First born was your older brother
3 Gordon?
4 A That's correct.
5 Q Followed by another son Duane who died within a
6 few days?
7 A Yes.
8 Q Then yourself?
9 A Yes.
10 Q In 1949 you were born?
11 A That's correct.
12 Q Followed by your sister faith?
13 A Yes.
14 Q Another son David who died in infancy as well?
15 A Yes.
16 Q Followed by Dawn?
17 A Yes.
18 Q And then your two younger sisters Lorraine and
19 Rose?
20 A That's correct. And a younger brother Bruce.
21 Q And Bruce?
22 A Yes.
23 Q And I understand you have three half siblings as
24 well?
25 A Two half siblings.

1 Q All right. So essentially seven children survived
2 their infancy?

3 A That's correct.

4 Q Your father was himself someone who attended
5 residential school, a residential school survivor;
6 correct?

7 A That's correct.

8 Q And he, I understand, died in 1963?

9 A That's correct.

10 Q As a result of your early life with him and your
11 parents can you comment at all on your knowledge
12 of your father's experience with the residential
13 school system?

14 A Yes, I can. He -- it was the old Mission
15 Residential School, not the current brick and
16 mortar construction, the building that still
17 stands there today. It was an older building, a
18 wooden frame building.

19 Q In Mission, British Columbia?

20 A In Mission, British Columbia. And it was ran by
21 the Oblate Order of the Catholic church. And
22 that's where he attended school as a very young
23 boy, and he recalls it as being a severe place,
24 harsh, and with the food that wasn't -- he didn't
25 find it suitable or pleasing. It was a simple

1 meal of mush for breakfast and really nothing
2 particularly fancy in the terms of fresh fruits
3 and vegetables and the like. A kind of diet that
4 would make for a healthy -- a healthy life.

5 And very strict. He talked about how
6 physical punishment was regularly meted out to the
7 children for such infractions as speaking in
8 Indian, as he put it. Now, these children are
9 from all over the province so they may have been
10 speaking the Haida language or the Nuuchalnulth
11 language or a Coast Salish dialect. Whatever it
12 happened to be they would be harshly punished for
13 doing that. They wanted the children to put aside
14 their languages and learn English. In an odd
15 sense they were being taught by people who had
16 very little grasp of English themselves, namely,
17 they were of French origin.

18 Q Now, sir, in addition to some of your other
19 accomplishments, which I will ask you about in a
20 moment, you are the co-author of a book entitled
21 *Stolen from Our Embrace*, subtitled *The Abduction*
22 *of First Nations Children and the Restoration of*
23 *Aboriginal Communities*; correct?

24 A Correct.

25 Q And if I'm not mistaken you've devoted a chapter

1 in your book to the residential school system
2 which you call, and I quote, "Killing the Indian
3 in the child." Is that right?

4 A Correct.

5 Q What does that phrase conjure up for you? What
6 did you mean by that?

7 A Well, it means what you -- it means exactly what
8 it means. It means that when the children came to
9 the schools they came with their languages intact,
10 they came to the schools with knowledge of the
11 customs and practices and beliefs of their home
12 communities, their tribal nations. They came to
13 the schools knowing how their family systems were
14 organized. That's what they came to the school
15 with, and the school set about expunging that,
16 removing that knowledge from them. Not so much by
17 the carrot as by the stick. And they did it in
18 double time. The idea was to eradicate aboriginal
19 beliefs and knowledge and values, aboriginal
20 loyalties to community and family. The school set
21 about removing that from the children, and
22 sometimes through physical force, beatings,
23 deprivation of food, isolation in the institutions
24 and the church chapels or in the basement of these
25 schools.

1 Q So it was --

2 A Punishing the children for speaking their language
3 or expressing home sickness, expressing loyalties
4 to the values of their communities and the like.
5 All those behaviours in the children were harshly
6 punished in those schools, and my father confirmed
7 that for me in the 1960s.

8 Q What was his native tongue?

9 A Halkomelem, which is the language of the people --
10 the language the people speak on the lower Fraser
11 River.

12 Q And do you yourself have a facility in that
13 language?

14 A Unfortunately only words and phrases. And in my
15 case and in the case of my siblings we were
16 removed from our family, so we were removed from
17 the individuals that could have imparted knowledge
18 of the language.

19 Q And that leads me to this question. You had a
20 significant life altering event occur when you
21 were about 12 years old?

22 A Yes.

23 Q Can you describe that, please?

24 A Well, our father died at that time, and it was
25 probably the single most difficult experience in

1 my life, the loss of my father. And, well, it
2 left me and my siblings, my brothers and sisters
3 devastated by it. And unfortunately for us our
4 mother who was a good woman, she found it very
5 difficult to cope with the loss and she did return
6 to a life of drinking. And I started acting out
7 in the community committing petty crimes, and the
8 community had quite enough of me after a period of
9 time, the community being Hope, British Columbia
10 where I was known as "that little bastard" in the
11 community.

12 Q Hopefully no longer today?

13 A Well, some people think I am still a little
14 bastard. But, in any event, I was acting out in
15 the community and not attending school so I was --
16 and I committed some petty crimes and I was
17 charged with offenses and taken in front of a
18 judge in Hope, British Columbia. And,
19 Mr. Commissioner, might remember those many years
20 ago many of the judges were lay.

21 THE COMMISSIONER: Were not legally trained.

22 THE WITNESS: Were not legally trained.

23 THE COMMISSIONER: Yeah, they had their own version of justice.

24 THE WITNESS: Yeah. As it turned out, and he was a good man,
25 Judge Berry was a personal friend of my father's

1 actually, and they grew up together. Actually my
2 father was the son of a merchant in Hope who had
3 immigrated from Leipzig, Germany to Hope and set
4 up a business there. So he was part of the sort
5 of the old boy's club in Hope of merchants. And
6 so he and Judge Berry were friends most of their
7 lives, so I think that he decided that if I
8 wouldn't be a good guy in the community, that I
9 probably had to be removed, and he decided my
10 punishment would be to be sent to the Brannen Lake
11 School for boys on Vancouver Island just up north
12 of Nanaimo on Jinglepot Road. This was really a
13 jail for youth that were -- who had trouble with
14 the law and whose families were falling apart. So
15 I was sent there and I was for three months. So
16 that's where my separation from my mother and my
17 brothers and sisters took place, that was when I
18 was first separated.

19 Q And just if I could stop you there. Your sister
20 Dawn would have been only about three years old at
21 this time?

22 A Yes.

23 Q Okay. And so you're separated from your siblings,
24 you spend time at Brannen Lake and then what
25 follows?

1 A I thought that I'd be returned to my mother's home
2 in Hope, and that was the only thing on my mind
3 while I was at Brannen Lake between games of
4 lacrosse and the like, and some classroom. They
5 did attempt to do some teaching, you know, and
6 there was hard physical labour there. But the
7 only question I had of the people in the
8 institution was so when do I get to go home? And
9 they wouldn't tell me. But after leaving --
10 leaving there after three months I discovered that
11 I wasn't going home, that I would be put in a
12 foster home in Chilliwack. And that's where I
13 went was to a foster home in Chilliwack.

14 Q What about your other brothers and sisters?

15 A After I was removed from my mother and my brothers
16 and sisters, shortly thereafter all of my other
17 brothers and sisters with the exception of our
18 elder brother Gordon were removed from the home
19 and they were placed in foster homes in
20 Chilliwack. Of course at the time I didn't know
21 that. There was no -- there was no -- the social
22 workers in that era in that time, and still the
23 case today to some degree, they don't make a point
24 of telling children where their siblings might be,
25 and so they kept that knowledge from me.

1 Q And so what happened, I gather, was that you lost
2 touch, at least for a time, with the other
3 brothers and sisters?

4 A Yes, that's correct.

5 Q Now, sir, I understand that you went on and did
6 school and high school?

7 A Yes.

8 Q Graduated from high school?

9 A That's correct.

10 Q And you were a childhood friend, I understand, of
11 our Lieutenant Governor Stephen Point?

12 A Yes, we attended school together in Sardis,
13 British Columbia.

14 Q After high school you graduated with a diploma in
15 social worker from what is now called the Thompson
16 Rivers University?

17 A That's correct.

18 Q And then you embarked on a career that took you,
19 among other places, to Kamloops?

20 A That's correct.

21 Q I'll just run through my understanding of your
22 early activities starting in the '70s. You worked
23 with the Company of Young Canadians for a time in
24 Ucluelet?

25 A That's correct.

1 Q Then with the Union of BC Indian Chiefs in
2 Williams Lake as a community development worker?

3 A That's correct.

4 Q From there you went back to Kamloops with the
5 Company of Young Canadians?

6 A With the Union of BC Indian Chiefs in the
7 province's first aboriginal child welfare program,
8 yeah.

9 Q All right. And then about 1977 you worked as a
10 community development officer with the United
11 Native Nations?

12 A Yes, that's right.

13 Q It lasted until about 1979 when you assumed a
14 position as a staffing officer with the Public
15 Service Commission of Canada?

16 A That's correct.

17 Q You were with them until about 1984, and you moved
18 then to the Department of Fisheries and Oceans?

19 A That's correct.

20 Q Where you worked for about six years, '84 to '90,
21 in a senior advisory role for the BC Yukon
22 Aboriginal Fisheries?

23 A That's correct.

24 Q You left DFO about 1990 --

25 A Yes.

1 Q -- to take an executive position with the UNN,
2 United Native Nations?
3 A That's correct.
4 Q And served as vice-president and then acting
5 president for that organization until about 1992?
6 A That's correct.
7 Q Along the way your work led to you being involved
8 in constitutional talks at the highest levels in
9 the early 1990s with the premiers of the provinces
10 and individuals such as Bob Ray?
11 A Yes.
12 Q And Joe Clark?
13 A That's correct.
14 Q Other government leaders?
15 A That's correct.
16 Q You in 1992 became the executive director of the
17 Sto:lo Nation fisheries?
18 A That's correct.
19 Q And served in that capacity for about a decade
20 until 2002?
21 A That's correct.
22 Q After that until July of this year you served with
23 the Sto:lo Tribal Council?
24 A That's correct.
25 Q Again in an executive capacity?

1 A That's correct.

2 Q And you in fact testified, I think in this very
3 room, at Cohen Commission hearings into the
4 fisheries?

5 A That's correct, so it's a bit like a home coming.

6 Q And trial counsel's lawyer in fact was my friend
7 Mr. Dickson to your right?

8 A That's correct.

9 Q And now, sir, since July of this year you are
10 employed as a fisheries advisor and consultant?

11 A That's correct.

12 Q And you are enrolled in a master's programme at
13 Antioch University in the subject of conflict
14 analysis and engagement?

15 A That's correct.

16 Q And, sir, I understand you have five adult
17 children of your own aged between 27 and 37?

18 A That's correct.

19 Q Three daughters, two sons?

20 A Yes.

21 Q All of them are university educated?

22 A Yes.

23 Q And, in fact, I understand two are currently
24 studying for PhDs or are about to embark on those
25 programs?

1 A That's correct.

2 Q And another embarking on a master of science
3 program?

4 A Yes.

5 Q In your career is it fair to say that you have
6 devoted most of your professional activities to
7 attempting to improve economic conditions and
8 lives of your peoples here in this province?

9 A Yes, I would say so.

10 Q Can you with all that life experience that I've
11 just covered in the last few minutes sum up for
12 the commissioner what it's been like to grow up,
13 live and work the way you have as a First Nations
14 person in this province?

15 A Well, I was born in 1949. I'm getting on in my
16 years. I'm not as old as -- and I often say this
17 to people, I'm not as old as some aboriginal
18 people, but a far greater number of aboriginal
19 people today are far younger than me. It's a
20 young, rapidly growing population, and by
21 standards of age in my community I'm old. There
22 are some that are older. I started working in the
23 aboriginal community when --

24 THE COMMISSIONER: I'm just wondering, I don't want to
25 interrupt you, if this might be a convenient time

1 to break for the noon hour given -- I'm well aware
2 of his many qualifications and it may take some
3 time to go through these.

4 MR. WARD: Quite so, Mr. Commissioner. I didn't notice the
5 time.

6 THE COMMISSIONER: All right.

7 MR. WARD: Thank you.

8 THE REGISTRAR: The hearing will now adjourn until two p.m.

9 **(PROCEEDINGS ADJOURNED AT 12:28 P.M.)**

10 **(PROCEEDINGS RESUMED AT 2:00 P.M.)**

11 THE REGISTRAR: Order. The hearing is now resumed.

12 MR. WARD: Thank you, Mr. Commissioner.

13 Q Mr. Crey, I'd asked you a fairly and perhaps
14 profound question before the break, but just
15 before I get back to that question there are a few
16 things I wanted to clarify about -- from your
17 testimony this morning and one thing that I missed
18 from my notes. I may well have misunderstood or
19 misheard you, but I thought you indicated when we
20 were going over your family background that your
21 father had been an immigrant from Leipzig,
22 Germany. Did I mishear that or --

23 A I may have misspoke, I'm not sure, but no, it was
24 my grandfather.

25 Q So your father's father was a European?

1 A Yes.

2 Q And he married your grandmother Mamie who was
3 Sto:lo?

4 A Yes.

5 Q And their son Ernest Albert was your father?

6 A Yes, that's correct.

7 Q And so it was your grandfather who was the
8 merchant in Hope with the store, the dry goods
9 store?

10 A Yes, that's correct.

11 Q And I meant to ask you but forgot to ask you about
12 your brother Gordon, your older brother, and what
13 happened to him and when?

14 A Well, my older brother was four years older than
15 me, and in 1968 he was -- he underwent a serious
16 assault in Hope, I believe at a house party, and
17 he was taken from the home in which the party was
18 taking place and he was dumped on my aunt's lawn
19 in the town of Hope and he died there of his
20 injuries and exposure sadly and tragically.

21 Q And you sometime later, I understand, tried to
22 follow up with respect to that incident. Can you
23 explain that?

24 A Yes. I was living in Kamloops at the time so I
25 went to a lawyer in Kamloops, and I was very

1 concerned about the circumstances in which my
2 brother died, and I was looking for his advice on
3 how I might speak to the police about it. I was
4 quite a young fellow at the time, so I was
5 uncertain.

6 Q Okay. And if I could just stop you there. So it
7 seemed as though Gordon had sustained injuries in
8 some kind of altercation or assault?

9 A Yes.

10 Q And had the police, to your knowledge,
11 investigated or done anything about it?

12 A Not to my -- not to my knowledge. I think they
13 were on scene, but I don't think they -- they did
14 an investigation to determine exactly what
15 happened.

16 Q And the police in Hope would have been whom?

17 A The RCMP.

18 Q All right. So then you -- approximately how much
19 later in time do you go see this lawyer?

20 A Just a few months later after my brother's
21 funeral.

22 Q And what happened?

23 A Well, you know, looking back the advice I got from
24 the lawyer was I don't know what you're doing
25 here, you're wasting my time. You know, why

1 didn't you do something a few months ago? Sorry,
2 I've got an appointment. And if I had had -- I
3 suppose if I was a bit maturer at the time and had
4 my wits about me I would have gone to see another
5 lawyer who might have cared.

6 Q Were the circumstances of Gordon's death ever
7 addressed by the system, the justice system?

8 A No.

9 Q And one last set of experiences I want to ask you
10 about before returning to my earlier question, is
11 I understand that on at least one occasion in the
12 past you or your services were engaged to assist
13 with some RCMP sensitivity training, cultural
14 sensitivity training; is that right?

15 A Yes, that's correct.

16 Q And can you explain how that came about and when
17 it was?

18 A That would have been in the latter '70s when I was
19 with the United Native Nations Society of BC. The
20 RCMP were holding what they called cross cultural
21 training, and they held sessions in different
22 places in the province, but the one in particular
23 that I took part in was a session in Prince George
24 over two days. And it was quite a learning
25 experience for them and for me and the other folks

1 that took part in it. And I think it was a
2 successful session. They flew me back to
3 Vancouver in what they called King Air, and they
4 seemed to enjoy my company.

5 Q What did you learn, if anything, about the nature
6 of RCMP attitudes or sensitivities towards First
7 Nations as a result of that training experience?

8 A Well, in that era they had created what they
9 called a native special constable program. This
10 is where they would find suitable aboriginal
11 candidates, hire them, put them in uniform and
12 then station them in aboriginal communities. The
13 commissioner is probably familiar with that
14 program. I don't think it exists any longer. I
15 think they attempt to recruit aboriginal people as
16 regulars and then put them to work. If they're
17 aboriginal they do, from what I can tell, attempt
18 to make sure they work in the aboriginal
19 community. But back then tensions were high
20 between aboriginal peoples in British Columbia and
21 the RCMP, and corporations and government, and I
22 think the police thought that their officers might
23 benefit from knowing something about the history
24 of aboriginal peoples in Canada and British
25 Columbia, and issues like land claims and claims

1 of rights in the land to the resources of the land
2 and some of the tensions that that would create.
3 And I think the police thought that their officers
4 should learn about the history, some of the
5 background, the context for some of these claims
6 that were sparking these tensions and differences
7 in British Columbia society. So they invited the
8 United Native Nations to come in to assist them
9 with that type of -- with sharing that information
10 and getting that type of training and exposure.

11 It might be fair to say that the attitudes of
12 the officers taking part were pretty much standard
13 in British Columbia or shared generally in British
14 Columbia by many, many people of a profound lack
15 of understanding of aboriginal societies and
16 cultures. Very little knowledge about the claims
17 the aboriginal peoples were advancing.

18 I've often said this in the past, and I don't
19 want to sit up here and play the big expert, but I
20 think the RCMP and many British Columbians at that
21 time tended to see Indians as white people with
22 brown skin, that there really weren't these
23 cultural differences. You know, we were all just
24 alike and aboriginal people didn't have a special
25 place in the law or in Canadian society, and nor

1 should they. And so it was those kinds of
2 attitudes I think the police wanted to address,
3 the senior officials and people responsible for
4 the training of many of these officers. And many
5 of them are quite young. I think we were able to
6 assist them.

7 Q So you found that it was a -- from your
8 perspective as providing some input and training
9 in this respect you found it to be beneficial?

10 A Yes.

11 Q And was that the only occasion that you were
12 called upon to do that sort of work?

13 A No. In the early '90s the VPD invited us to do a
14 similar training -- similar training with their
15 officers. Those sessions were held, as I recall
16 it, over in the Italian Cultural Centre on the
17 other side of town there. Those sessions would go
18 for two to three days. And I think the sessions
19 were -- they were done well, and I think many of
20 the young officers learned a lot. Some of the
21 young officers took the occasion to confront some
22 of their -- the attitudes they held about
23 aboriginal people. These young officers came from
24 parts -- other parts of British Columbia, Greater
25 Vancouver, in some instances other countries and

1 other parts of Canada. And so many of them -- as
2 a result of those training sessions I think they
3 benefitted and many were able to confront some of
4 their attitudes. The witnesses earlier were
5 talking about stereotypes of aboriginal people and
6 the like, so many of the officers were quite
7 frank, and they felt challenged, they felt they
8 learned something. And they thought that some of
9 the training they underwent with us would help
10 them in their work on the street, their work
11 amongst the aboriginal people. In some instances
12 I think the training didn't take any root in some
13 of the -- with some of the officers.

14 Q Do you have any personal knowledge whether either
15 of those two police forces you mentioned, the RCMP
16 or the VPD, have subsequently in more recent times
17 focused on these types of issues in a cross
18 cultural way?

19 A I personally don't have knowledge of that. It may
20 be that they do. I know there's a training
21 institute now at the former Chilliwack forces base
22 where fisheries officers and I think police
23 agencies do send new recruits for some -- for some
24 type of cross cultural training, but I can't say
25 that with authority. This is what I've heard, but

1 to my knowledge they may have stopped this type of
2 orientation and training, sadly.

3 Q If you were called upon to do it again would you
4 volunteer to do that?

5 A Oh, yes.

6 Q You see some benefit then?

7 A Yes, I do.

8 Q All right. And now if you could distill your life
9 experiences in response to that earlier question,
10 I want to term this profound, what has it been
11 like for you to grow up, live, work, being an
12 activist as a First Nations people in this
13 province?

14 A Well, I started out my young career working in the
15 hotel industry, and my fondest desire was to stay
16 in that line of work. I started out in Kamloops
17 as the guy who carried your bags up to your room.
18 I was a bell hop, right. And the hotel management
19 thought that I was a pretty bright kid so they put
20 me on the desk where you check people in. People
21 came from all over the world, the southern United
22 States. So I found the job very interesting, and
23 it was something I wanted to continue to do. And
24 then I went off to college and the -- it was the
25 Coast Hotels, they were interested in moving me on

1 up in the system in their hotels, but I got bitten
2 by the social work bug and bitten by the work that
3 I saw needed to be done in the aboriginal
4 community.

5 I worked in the hotels in '68 and '69 in
6 Kamloops. And '69 was the founding -- the year in
7 which the Union of BC Indian Chiefs was founded,
8 and all these chiefs congregated in Kamloops at
9 the old Kamloops Indian residential school. It
10 was the founding meeting of the Union of Chiefs.
11 And I can remember working at the hotel, the local
12 ranchers from around, some of them quite wealthy,
13 actually stayed at the hotel. They had suites
14 upstairs. This would have been called the
15 Stockman's Hotel at the time. But I'd often get
16 teased. As the day was approaching for this big
17 conference of Indians coming to Kamloops the local
18 ranchers and the business community would come
19 into the hotel and say, "So, Ernie, we understand
20 all your chiefs are coming to Kamloops. What are
21 they going to do? Are they going to take over
22 Kamloops? Are they going to take over our
23 ranches? They're talking about claiming
24 everything. Do we have something to worry about?"
25 Of course it was tongue in cheek, they were

1 teasing me. And the people that would ask me that
2 I would always say, "Well, you'll be the first to
3 go, and I'll be taking your spread myself
4 personally." So it was sort of a good natured
5 kind of thing. But that's, you know, where I got
6 my start. I left the hotel business and moved
7 over into social work and then moved into the
8 field of providing services in the aboriginal
9 community, and I've stayed with it ever since.
10 And growing up aboriginal or growing up Indian as
11 I say, it's fallen out of fashion to refer to us
12 as Indians.

13 Q I gather.

14 A Yeah. But I always call myself an Indian, and I'm
15 comfortable with it. Not everyone is. My
16 children are always quick to say, "No, Dad, it's
17 First Nations. What's with you?" But I'm
18 comfortable with it. But growing up Sto:lo in the
19 valley I grew up knowing exactly who I was and
20 where I came from and who my people were. And I
21 can remember asking my dad when I was nine or ten,
22 why is it that we had everything before? We had
23 the fish we wanted. All this land around these
24 parts used to be ours. We used to be able to hunt
25 when we wanted to. And we built enormous communal

1 homes, big houses. Some of them were three
2 football fields in length. And my great
3 grandparents lived in those big communal houses.
4 There were dozens and dozens of families in these
5 communal homes. And later I've said of the Sto:lo
6 people that we were the Lower Mainland's first
7 condominium dwellers, you know, living in these
8 big houses. But slowly we lost all of that, so I
9 remember asking my dad why is it that we have
10 nothing and the white people now have everything?
11 And he said, "Well, through sleight of hand and a
12 web of laws we've lost the Indian state. Now they
13 think they're the landlords, so now they have
14 everything and we have nothing." Then he said,
15 "Son, what I'd like you to do is to spend a big
16 part of your life getting our estate back."

17 So that's been a big part of my drive to
18 bring a measure of justice to my people in the
19 valley, whether it's in the fishery or in the
20 education system, to get a measure of what was
21 ours back. So that's what I've dedicated my life
22 to. And I've met with a lot of resistance along
23 the way from some of my friends who are
24 non-aboriginal, some of the professionals I've
25 worked with along the way, I've met with a lot of

1 resistance to that. But I know that it's more
2 than -- it's a task for more than one lifetime,
3 more than my lifetime. And so that lesson that my
4 dad passed down to me I've passed on to my kids.
5 So I may not be around a lot longer, but they will
6 be. They're a hell of a lot more well educated
7 than I am, and so they'll be there, and we're
8 going to get a measure of what was ours back.

9 Q All right, sir. Now, turning to another topic I'd
10 like to ask you some questions about your sister
11 Dawn and your relationship with her and your other
12 siblings, what she was like and what your memories
13 are of her. You've indicated already that the
14 family unit was separated when you were quite
15 young, 12, and your siblings and yourself went
16 into different foster homes?

17 A That's correct.

18 Q All right. So could you perhaps pick up a
19 narrative about how and when you recall your
20 sister and meeting her and those occasions?

21 A Well, in that era what is now called the Ministry
22 of Child and Family Development, back then it was
23 called the Welfare Department, right, they didn't
24 encourage contact basically between siblings who
25 had been apprehended and forced in foster care,

1 and that would even be more so for aboriginal kids
2 that had been adopted, right. They didn't
3 encourage contact between siblings, in fact, they
4 orchestrated things such that the chances of you
5 meeting a brother or sister that had been taken
6 into care was probably nil. Probably wasn't a
7 chance that you would ever encounter them again
8 until you reached the age of majority, and if you
9 did happen to encounter them it was just by
10 chance.

11 So in the case of Dawn and the eldest sister
12 Faith, they lived in the same foster home in
13 Chilliwack. They were on a chicken farm and they
14 had an elderly set of foster parents. One of my
15 foster parents was a teacher in what was called
16 the -- what is called the Chilliwack Central
17 Elementary School, a woman by the name of Pam
18 Koczapska, and one day she came home from work and
19 she said, "There are two little girls in the
20 school that I teach in, two little Indian girls,
21 their names are Faith and Dawn Crey. Would they
22 be related to you?" And I, of course, fell off my
23 chair and I said, "They're my sisters." And she
24 said, "I thought so. What would you say if I was
25 able to arrange a meeting with them?" And I said,

1 "Well, of course. I've dreamed of that day."

2 Q And how old would you have been about at this
3 point?

4 A I would have been going on 16.

5 Q So probably four years or so since you'd last seen
6 them?

7 A Yeah, yeah.

8 Q All right. M'hm.

9 A And I said "I'd be so happy if you could arrange
10 that." She said, "Well, I have to be careful
11 because we don't need the social workers to know
12 this, because they won't allow it to happen." So,
13 anyway, she arranges the meeting, and Faith and
14 Dawn were in the school ground on -- sitting on
15 swings, sitting beside each other swinging back
16 and forth, and I walked down to Chilliwack
17 Elementary School and there they were. Yeah.
18 Well, it was like a dream come true, right. For
19 people that love their siblings it was a dream
20 come true. So I walked up to them and they said,
21 "So you're our big brother Ernie; right?" I said,
22 "Yeah." They said, "We wanted to see you so often
23 and so much." And I said, "Well, the same for
24 me." Of course we hugged. And we just sat there
25 and looked at each other, and we talked about our

1 lives. I wanted to know how they were doing and
2 were they happy. And I filled them in on what had
3 happened in my life and my older brother's life at
4 the time. And they were curious about our mother
5 and what had become of her. And I didn't have all
6 the answers, but I had many, many of the answers
7 for them. And so we visited for about an hour and
8 then a car pulled up. I don't know who was
9 driving the car, but the girls recognized whoever
10 it was, and so we said good-bye to each other and
11 we resolved to, if we could, stay in touch, and
12 off they went. And I wasn't to see them for a few
13 more years after that because that meeting was
14 surreptitiously arranged, right. But that was the
15 mark of the era as much as anything else. And
16 it's still very much that way today for the
17 ministry and some of these proxy agencies they
18 have, the aboriginal agencies, it's very much
19 their modus operandi.

20 Q Now, I understand after a few more years went by
21 after this hour long meeting in the school yard
22 you had another chance encounter?

23 A Well, my next encounter was I had moved on to
24 Kamloops and started working in hotels, and I had
25 a chance to purchase my first car, which was a

1 green VW Beetle. Anyway, I was quite proud of it.
2 I came down to Chilliwack and I wanted to find my
3 brothers and sisters, and I was driving over the
4 overpass from Chilliwack to Sardis and looked out
5 my window and I saw these two beautiful young
6 Indian girls, and I thought I know them. As it
7 turned out it was my younger sister Lorraine,
8 who's here, and Dawn, they were together. They
9 looked very similar at that age. They were very
10 beautiful young ladies. And, of course, they
11 jumped in and we drove around together. And, you
12 know, I got to see Lorraine after all those years.
13 I had an opportunity to see Lorraine earlier, but
14 on that occasion I only had a chance to meet my
15 younger brother Bruce. They lived in the same
16 foster home in Chilliwack. So I was delighted to
17 see Lorraine after all that time, and of course
18 Dawn again. She had changed from the first
19 encounter in the school yard to now being in her
20 teen years, so that was a happy -- happy day for
21 me.

22 Q And you would have been in what, your early or
23 mid-twenties?

24 A I would be in my early twenties, yeah.

25 Q And were you able to stay in touch after that or

1 did you go separate ways?

2 A Well, I lived in Kamloops and they lived in
3 Chilliwack. I had a job in Kamloops. I couldn't
4 always get away, but we now knew each other and we
5 -- they had -- they were quite independent minded
6 at that time, and no social worker was going to
7 tell them not to talk to their brothers and
8 sisters. So from time to time we would -- we
9 would meet up with one another and bring each
10 other up to date on what was going on in our
11 lives, yeah.

12 Q And you became aware later that Dawn's life took a
13 turn for the worse and she encountered some
14 serious difficulties; is that right?

15 A That's correct.

16 Q Can you explain how that came about and how you
17 became involved again in her life at that point?

18 A Well, this would be sometime later I learned that
19 Dawn was wrestling with an addictions problem.
20 And it may have started with some experimentation
21 on her part at the time she was living in
22 Chilliwack. I wouldn't describe it as a heavy,
23 heavy addiction or interest in street drugs, but I
24 understand there was some experimentation. But
25 later on in her life, and I would be speaking here

1 of the mid to latter '80s, after she had what I
2 would -- what I thought of at the time a heavy
3 addiction to drugs, and it was affecting her
4 mental health. And in the latter '80s she got a
5 hold of me, I was living in Maple Ridge with my
6 young family, and she wanted to come and stay with
7 us. So I asked my wife if that would be okay,
8 could she come and stay with us, that I'd be happy
9 to have her, but I wanted to see how she felt
10 about it, and she said that wouldn't be a problem.
11 So we had Dawn come and stay with us for, I think
12 it was the better part of a month she lived with
13 us in Maple Ridge, and while she was with us she
14 wanted help, she wanted to deal with her
15 addictions issue. And so what we did was we took
16 her to a series of family physicians in the area.
17 Q Okay. Just if I can stop you there. Before she
18 came out to stay with you and your family at your
19 home in Maple Ridge where had she been living?
20 A She had been living at different times in
21 Vancouver and then in Chilliwack.
22 Q But immediately before staying with you?
23 A Yes.
24 Q She had been in Vancouver or --
25 A Yeah.

1 Q Vancouver?

2 A Yeah.

3 Q Okay. So she wanted help and you arranged visits
4 with doctors?

5 A Yes.

6 Q All right.

7 A So we took her from doctor to doctor. And I
8 became really familiar with her condition at the
9 time. I didn't immediately realize that she
10 hallucinated a lot. While she was with us she'd
11 be hallucinating, but, you know, you could still
12 communicate with her. She could still be lucid.
13 And she was able to explain what she wanted and
14 what she needed. And so that was medical help, so
15 we took her from one physician to the next in a
16 quest to find some sort of treatment that would
17 help her cope with the hallucinations she was
18 having and the difficult physical pain and
19 difficulties she was experiencing. I don't know
20 that we were able to help that much or that these
21 doctors in particular, they were family
22 physicians, they weren't specialists of any type,
23 I don't know that they were able to help her
24 really at all much. But that's what she wanted
25 from us, so she stayed with us for a month. We

1 talked to her a lot. I talked to her a lot, and
2 what I noticed about Dawn was when she sensed that
3 I was starting to encourage her to leave that
4 lifestyle she explained that that was her
5 lifestyle for now and if there was going to be any
6 change she'd make the change. She was a pretty
7 independent minded person.

8 Q And what was your understanding of that lifestyle?

9 A Well, that she was living in Vancouver, that she
10 was -- she was addicted to drugs, and that she was
11 coping with it as best she could. That she had a
12 desire to put it behind her, but that she'd do
13 that when she was -- she was good and ready to do
14 it. And the type of help she was asking of me at
15 the time was all the help that she wanted from me.
16 So she was an adult and I accepted that. It was
17 difficult to accept, but I did.

18 And time went on and she had moved back to
19 Chilliwack, and she phoned from Chilliwack and she
20 explained that she was spending a lot of time on
21 the street in Chilliwack, she was having a really
22 hard time. That she was living in the motel, I
23 think it was called the Central City Motel in
24 Chilliwack on Yale Road with her elderly Chinese
25 friend, a Mr. Yip, Henry Yip. Anyway, she wanted

1 me to come and see her, so I did travel to
2 Chilliwack and spent some time with her and asked
3 her how I could help her. She said "Well, you
4 know that place called Colony Farm?" And I said,
5 "Yeah, you mean on the bank of the Burnaby side of
6 the Port Mann Bridge, that place there?" And she
7 said, "Yeah. Yeah, it's a hospital." She
8 explained to me she wanted to be admitted there.
9 I said "Well, let me see what I can do." And I
10 phoned the place and they said, "Well, you know,
11 you just can't be admitted off the street,
12 Mr. Crey. You know, this is the jail for people
13 that have psychiatric problems. You just can't
14 phone us up and bring her down here." I said,
15 "Oh, okay. Well, I didn't know that. Thank you
16 very much."

17 So I went back and explained that to Dawn and
18 I said "Well, maybe what I can do for you, Dawn,
19 in the meantime until I find out more how you get
20 in there is have you go to the Chilliwack
21 Hospital." And then I discovered I needed to get
22 a committal -- I needed to get her committed, and
23 I needed to go in front of a justice of the peace.
24 So I found the justice of the peace in Chilliwack.
25 And then when I got in front of her she explained

1 well, you need some letters from some doctors, you
2 know, that say, you know, that Dawn should be
3 committed, then I can commit her to the Chilliwack
4 General Hospital. So I ran around and got the
5 letters from the doctors. I had Dawn in tow with
6 me. And we got the committal order and down to
7 the Chilliwack General Hospital. Well, I didn't
8 know it wasn't a secure facility. So we took her
9 in the front door and a few hours later she was
10 out the back door. By that time I had gone back
11 down to Maple Ridge and the following morning she
12 phoned me again wanting me to come up, she wanted
13 to get into the Colony Farm institution. I said,
14 "Well, I'm not sure how I'm going to do that, but
15 okay, I'll come up and see you."

16 So I went up to Chilliwack and found Dawn and
17 told her I didn't know how I'd do it, but I'd try
18 to find a way of doing that. It was in the late
19 afternoon and it started to get dark, so I decided
20 before driving back to Maple Ridge I'll park in
21 the Safeway parking lot, which was in downtown
22 Chilliwack. There was no other cars in the
23 parking lot. I remember pulling up in the dark,
24 sitting behind the wheel of my car, I was
25 exhausted and I was thinking what can I do for my

1 sister. So I put my head, I rested my head on the
2 steering wheel of my car and I'm thinking what
3 will I do for my sister? What do I do here? I'm
4 supposed to be the smart social work kind of guy
5 Indian, big shot Indian spokesman, but I can't
6 solve this. I didn't know what to do.

7 Q So were you frustrated and --

8 A I was frustrated.

9 Q Tired?

10 A Tired and at a loss. All of a sudden I was aware
11 of a vehicle pulling up beside me. I looked up
12 and it was a cop, and I thought oh, yeah, here's
13 an Indian in the Safeway parking lot in the middle
14 of the night with his head draped over his wheel,
15 I bet you this cop thinks I'm drunk or something.
16 So he went like this, so I rolled down my window.
17 I looked at him and I said "Yeah, how can I help
18 you, officer?" He said, "Well, maybe it's how I
19 can help you. Is your name Ernie Crey?" I said,
20 "Yeah, it is." Oh, okay. He said, "I understand
21 that you want to get your sister committed?" I
22 said, "How do you know that?" He said, "Does it
23 matter?" I said, "Well, no, it doesn't really,
24 but thanks. Why, can you help?" And he
25 said, "Well, here's my advice to you, Ernie. You

1 need to go and tell your sister she needs to
2 commit a criminal offence, we'll come and arrest
3 her, we'll take her in front of the judge and
4 we'll get her into Colony Farm. That's how it
5 works, Ernie." I said, "Well, thanks, officer.
6 By the way what's your name?" And he said "Does
7 that matter?" I said, "No, I guess it doesn't."

8 Q And this would be an RCMP in Chilliwack?

9 A Yes.

10 Q All right. M'hm.

11 A So I went back to the motel and found my sister
12 Dawn and I said, "You know what, I just had a cop
13 tell me the only way you're going to get what you
14 want, Dawn, is if you commit a criminal offence.
15 Now, I'm not telling you to commit a criminal
16 offence, I'm just telling you what an officer said
17 to me." She looked up at me said, "Never mind,
18 Ernie, go home." I said, "Okay, Dawn, good
19 night." I drove off to Maple Ridge.

20 Well, that night she assaulted Mr. Yip at the
21 motel, and the police were called, she was
22 arrested, she was in front of a judge the
23 following week and she was admitted to Colony
24 Farm. And the reason she wanted to get there was
25 that she told me that there she got the proper

1 medications, she got the meals that she needed,
2 she was able to have a shower, and she was able to
3 get counselling and advice that she needed, that
4 she needed and required.

5 So I explained to my wife later, I said, "I
6 don't know, something's terribly wrong here. I
7 think I may have just broken the law myself," I
8 said to my wife. "I don't know if I counselled
9 somebody to commit a criminal offence, I'm not
10 really sure. I don't think I did, but the point
11 is," I said to my wife, "is the only way my sister
12 could get the help she wanted was if she went out
13 and committed a criminal act to get the assistance
14 and help that she needed." And I said, "I don't
15 know, maybe I could sum that up for you," I said
16 to my wife Lorraine, "Something's terribly wrong,
17 this sucks big time, and I'm going to do something
18 about it."

19 Q Over the ensuing years did Dawn continue a quest
20 for help for her mental issues, her addiction
21 issues?

22 A Yes, she did.

23 Q And was she ever able to your knowledge to break
24 free of the grip of those things?

25 A She may have from time to time, but from the

1 things I've read I think it was an ongoing issue.
2 You know, police reports and information that I
3 got from the community and information from my
4 younger sister Lorraine, I think, you know, Dawn
5 continued to struggle with these issues in her
6 life.

7 Q And your sister Lorraine actually did social work
8 on the Downtown Eastside?

9 A Yes, she worked in the Aboriginal Housing Society
10 there.

11 Q And was in much -- was in fairly frequent contact
12 with Dawn there?

13 A Yes. I would say that Dawn and Lorraine were very
14 close. They had been since their teen years, and
15 they knew each other's lives, and they lived
16 together, they played together, they were sisters
17 and friends.

18 Q Now, I want to take you, please, to a point in
19 time where you learn that Dawn has gone missing.
20 How did that come about, and what do you recall of
21 that?

22 A I want to say first that at times that Dawn
23 actually wasn't in my company she did phone --
24 phone me from time to time to talk to me from the
25 Downtown Eastside. She wasn't specifically

1 looking for any help, but I think she was looking
2 for, you know, contact, and so we'd talk on the
3 phone. But how it came to my attention that she
4 was missing was my younger sister Lorraine phoned
5 me and said she wasn't exactly sure what had
6 happened, but it looked as though Dawn had
7 disappeared from the streets on the Downtown
8 Eastside, and that she had been looking for Dawn
9 and had gone to places where she had met Dawn in
10 the past or places where Dawn would go in the
11 Downtown Eastside, and she had went around the
12 neighbourhood looking for Dawn to no avail. She
13 wasn't able to find Dawn. And so after doing some
14 of that for a number of weeks that's when she
15 phoned me to tell me.

16 Q When approximately would that have been?

17 A That would have been in the latter part of -- wait
18 a minute. I think it was in early December. I
19 think it was in early December, 'cause I can
20 remember Lorraine having taken a fair amount of
21 time to look for her and then confirmed that she
22 couldn't find her, couldn't locate her in the
23 Downtown Eastside, then she phoned me.

24 Q And that's December 2000?

25 A Yes.

1 Q I'm going to show you, sir, a document from the
2 police files entitled "Missing Persons Report"
3 Vancouver Police Department. And I do have a few
4 extra copies. It's indexed as RCMP-017-005443.
5 You've seen this before in the police records that
6 you've been able to look at?

7 A Yes.

8 Q I just want to take or focus your attention on
9 just a couple of things here. It looks like the
10 date of this report is December 11th of 2000 right
11 there at the top middle?

12 A Yes.

13 Q There's race, it looks like someone scribbled
14 something out and then it says NT or NI perhaps.
15 Do you have any idea what that --

16 A Sorry, what?

17 Q Just below the boxes for date.

18 A Okay. Date.

19 Q It's two lines down, race.

20 A Race, yes.

21 Q NT or NI? Can't really tell.

22 A Probably NI I'm guessing.

23 Q It would appear from this document, and again I
24 know you're just looking at it with me, but the
25 reporter of the missing persons report was a

1 Dr. Susan Burgess. Do you know who that was?

2 A Yes, I do.

3 Q And who is Dr. Burgess?

4 A She's a doctor in a clinic on Hastings on the
5 other side of Main Street there.

6 Q And I note, and perhaps some police officer will
7 explain this, but it appears that this document
8 may have been faxed on that day, December 11th,
9 from E-COMM to VPD. Do you know anything about
10 E-COMM?

11 A No.

12 Q All right. And it indicates that by this point
13 Dawn's got some -- the burn marks on face that you
14 mentioned earlier?

15 A Yes.

16 Q And the form says:
17 Some prostitution - intellectual impairment.
18 Do you see that?

19 A Yes.

20 Q And there's a reference to ex-heroin user further
21 down in the document?

22 A Yes.

23 Q Were you aware of Dawn's attempt to break or kick
24 the heroin habit through the use of methadone?

25 A Yes.

1 MR. WARD: I ask, Mr. Commissioner, that this be marked as the
2 next exhibit, either as an exhibit proper or for
3 identification whichever is more appropriate.

4 THE COMMISSIONER: Yes, all right.

5 THE REGISTRAR: It will be marked as Exhibit 22.

6 **(EXHIBIT 22: Missing Persons Report, Vancouver**
7 **City Police, Case #00280034 (RCMP-017-005443))**

8 MR. WARD:

9 Q So that's December of 2000 when the report was
10 filed, and around that time you're becoming aware
11 of her absence. It would seem from what I've seen
12 that you became quite outspoken in the ensuing
13 month, years about the matter of your sister's
14 disappearance?

15 A Yes.

16 Q You spoke in the media?

17 A Yes.

18 Q And I want to show you, if I may, please, a copy
19 of another document from the police files. It
20 appears to be an article from one of the local
21 newspapers entitled "More east-side women missing
22 as cops cut back," and references your sister's
23 case?

24 A Yes.

25 Q It's dated February 9, 2001?

1 A Yes.

2 Q And it's indexed in the disclosure,
3 Mr. Commissioner, as RCMP-017-005478. Again I
4 have a couple of extra copies here. Sir, you're
5 quoted in the piece along with your sister
6 Lorraine, and I just draw your attention to the
7 right of Dawn's photograph.

8 A Yes.

9 Q You're quoted as saying:

10 Aboriginal women like my sister who grew up
11 in foster homes and lived down there out of
12 poverty and desperation didn't have a lot of
13 choice about their pathway in life. It's
14 still our responsibility as a society to care
15 about them and do everything we can to find
16 them.

17 Do you see that?

18 A Yes, I do.

19 Q And that accurately captured your thoughts at the
20 time?

21 A Yes.

22 MR. WARD: Mr. Commissioner, I'd ask that this be marked as the
23 next exhibit, please.

24 THE COMMISSIONER: Yes.

25 THE REGISTRAR: Exhibit 23.

1 **(EXHIBIT 23: Document entitled: More East-Side**
2 **Women Missing As Cops Cut Back - news article**
3 **dated February 9, 2001 (RCMP-017-005478))**
4

5 MR. WARD:

6 Q There are many other examples of you speaking to
7 the press or the media about the fact your sister
8 had disappeared and your concerns about the degree
9 of investigation that was going on. Is that fair?
10 Is that right?

11 A That's correct.

12 Q And why were you doing that, what were you trying
13 to convey?

14 A Well, I was very troubled first and foremost about
15 my sister, but I couldn't ignore the fact that
16 there were other families who had members of their
17 family, women, missing as well. And what's not
18 here, but -- and I'll get to your question
19 specifically, but what's not here is the fact that
20 in the early '90s women were going missing. And
21 at that time I was the head of an aboriginal group
22 here in British Columbia, and there were
23 delegations of aboriginal groups, small aboriginal
24 groups and women's groups in the Downtown Eastside
25 who would come up to see me. Our office was on

1 the corner -- near the corner of -- well, actually
2 just across the way here, Granville and Georgia.
3 We were just on the other side of the Birk's clock
4 there we had an office. These groups would come
5 up from the Downtown Eastside and they would say,
6 "Ernie Crey, you know women are going missing on
7 the Downtown Eastside. We can't seem to get the
8 police interested, and if they are interested it's
9 not apparent to us. Would you use your office,
10 your perch to speak up? You know, we think that
11 maybe there's a killer or killers down there that
12 are taking the lives of these women who are
13 vanishing." So this wasn't all new to me, but it
14 became very personal to me when my sister
15 vanished. And that's when I became especially
16 outspoken about what was happening in the Downtown
17 Eastside. And when I looked at the women that
18 were going missing they weren't all aboriginal,
19 but many, many of them were. But I was in a job
20 that really required me to speak out on issues
21 affecting aboriginal peoples, and so -- and I did,
22 I did speak out, and became especially vocal when
23 my sister vanished.

24 I looked at the lives of some of the other
25 women that had disappeared from the Downtown

1 Eastside and their fate still uncertain at that
2 time, and I saw a commonality of their experience.
3 And one of the common things was at different
4 times in their childhoods or their teens they had
5 been separated from their immediate families and
6 placed in foster care or institutional care of one
7 sort or another. So I recognized this pattern
8 straight away. Not necessarily all the women, but
9 many of the women have had this experience of
10 having a provincial ministry responsible for child
11 protection intervening in the lives of their
12 families and removing them and placing them in
13 foster care or adoptive care, and eventually with
14 many of them ending up on the Downtown Eastside.
15 And so that's why I -- that's why I spoke to this
16 particular reporter in that way using those
17 particular words. Yeah, you could almost draw a
18 line from taken into care child protection, almost
19 draw a straight line to now living in the Downtown
20 Eastside to now missing, you know. And so that's
21 -- that's what I meant by what I said. And I
22 stand by it today. I think if you look through
23 the life histories of many of these women, not
24 necessarily all of them, you'll see this
25 commonality of experience in their lives.

1 Q In the period of time before news came in February
2 of 2002 that a pig farm out in Port Coquitlam was
3 the subject of a massive search, you continued to
4 speak out about your concerns about the pace and
5 quality of the police investigation, didn't you?

6 A Yes, I did.

7 Q What sort of things were you saying and why?

8 A Well, it appeared to me that whilst all this was
9 going on, and while the VPD was pushing a
10 spokesperson out in front of the public, they
11 usually have a junior officer who is a media
12 relations type of individual who's not from the
13 senior ranks of the department, they would often
14 put a more junior officer out front. For example,
15 Ann Drennan is a person who comes to mind. I can
16 remember when they were questioned about the
17 disappearances that they sent her out to basically
18 say well, this whole notion of these women falling
19 victim to a killer or killers in the Downtown
20 Eastside, we don't think so. You know, these
21 women are part of a loose knit community that's
22 highly mobile. Today they're in Vancouver,
23 tomorrow they're in Calgary, you know, that kind
24 of thing. I'm paraphrasing of course here, I'm
25 not -- I'm not quoting her word for word. But

1 these women today Vancouver, tomorrow Calgary.
2 You know, gee, they could be anywhere. And I
3 thought -- and I said to my younger sister
4 Lorraine, I said, "Well, our sister Dawn doesn't
5 fit that kind of profile. I don't know what the
6 hell they're talking about." Our sister had lived
7 down in the Downtown Eastside for 20 years. She
8 wasn't going to Calgary. She was a regular person
9 that lived in the Downtown Eastside. She was well
10 known by most of the social service agencies down
11 there. She wasn't a fly-by-night sort of
12 operator. She was known in the community. I
13 said, "Something's wrong here." And then I looked
14 at the other women and I thought and neither are
15 most of these other women. They have been down
16 there for a long, long time, so what are the
17 police talking about? Are they even taking this
18 seriously? You know, by sending this constable
19 out front, a junior officer to make these kind of
20 statements, I'm really concerned. I'm really
21 concerned whether or not they're taking this
22 seriously. I don't think they're taking it
23 seriously. I think they need to take it
24 seriously. So that's what I was thinking, that's
25 what was driving me.

1 Q All right. And how did you try to get that point
2 across when you had the opportunity to speak to
3 someone with a microphone or a, you know, press
4 pass?

5 A Well, I took every opportunity to do it, because
6 with the knowledge I have of dealing with the
7 media in British Columbia it is a very powerful
8 institution in this province, and no one doubts
9 that. I thought that if enough of us spoke out
10 and often enough it might prompt the people in
11 Victoria, people in the senior ranks of the VPD,
12 the police board, the Vancouver Police Board, you
13 know, the people that run this place, the people
14 that run the joint, right, people that run this
15 place, Vancouver, might prompt them to say, you
16 know what, we need to do something. We need to
17 get going. We need to -- we need to deal with
18 this. There's just too much press. It's just too
19 embarrassing. You know, we can't be making
20 mistakes like they used to. We can't send this
21 officer out in front of the cameras to deny that
22 something serious is going on, it doesn't make us
23 look very good.

24 Q Now, sir, I want to show you another example of
25 your interaction with the media, and this one is a

1 copy that I've made, it's not in the police
2 disclosure, at least I haven't been able to see it
3 there. It's a lengthy article that appeared in
4 The Vancouver Sun of November 24th, 2001 written
5 by Lori Culbert and it profiled Dawn and her
6 missing persons case.

7 A Yes.

8 Q And it's entitled "Dawn of hope" and then
9 subtitled "Dawn Crey is missing from the Downtown
10 Eastside but her family still hasn't given up."
11 It's on the front of Section D of the Saturday
12 edition of The Vancouver Sun?

13 A Yes.

14 Q Under Lori Culbert's byline; correct?

15 A Correct.

16 Q And it's, as I say, very likely it runs some four
17 total full pages -- three -- well, three plus the
18 cover, and it concludes -- sorry. You are
19 familiar with this and its content?

20 A Yes, I am.

21 Q And was it a substantially accurate description of
22 Dawn and her life based on interviews with people
23 around her --

24 A Yes.

25 Q -- as far as you could tell?

1 A Yes.

2 Q All right. At the very end on the last page of
3 the document you're quoted, it's about
4 three-quarters of the way down the column in the
5 far right, and if I can just read the beginning of
6 it, it says this:

7 For Ernie Crey, his sister's
8 disappearance strikes an all too familiar
9 chord. "We were all missing from one
10 another's lives for quite some time," he said
11 at a recent memorial service in Abbotsford
12 for the women who vanished from the Downtown
13 Eastside.

14 "The truth be known, we've looked for
15 each other all of our lives with varying
16 degrees of success. And only in recent
17 years, actually, have my brothers and sisters
18 and I found each other. I'm 52 years old and
19 I can tell you I'm a stranger, and my
20 brothers and sister are strangers to me."

21 What were you conveying -- first of all, is that
22 an accurate quote, and secondly, what were you
23 trying to convey there?

24 A Well, I wasn't trying to say I didn't know my
25 sisters Dawn and Lorraine and my younger brother

1 Bruce, and my two half siblings, and the eldest
2 sister in the family Faith, I wasn't saying that I
3 didn't know them and have contact with them, but
4 we had lived -- we grew up having lived lives
5 apart. We missed all sorts of experiences with
6 one another that made it not only -- not only have
7 been a relationship of blood relatives, but that
8 we would have had shared a lot of experiences in
9 common, we would have lived a life together, and
10 we would have known a lot about each other
11 personally. That's what I was trying to convey
12 that I missed so much of their lives.

13 Q And in fact I would gather that that's why you
14 called the first chapter in the book that you had
15 published some years previously, *Stolen from Our*
16 *Embrace*, The Perpetual Stranger?

17 A Yes.

18 Q You were describing how you always felt like a
19 stranger to them?

20 A To my siblings. And I was always a stranger in my
21 most recent foster home.

22 Q The article -- thank you. The article describes
23 you as being frustrated at this point, November of
24 2001, with the pace of the police investigation
25 into the missing women cases. That's a couple

1 more paragraphs down.

2 A Yes.

3 Q Is that an accurate description of your mood then?

4 A Yes.

5 MR. WARD: Mr. Commissioner, I note the time, and I'll be some
6 more minutes with Mr. Crey, if this point is
7 convenient.

8 THE COMMISSIONER: Sure, we'll take the break.

9 MR. WARD: Thank you.

10 THE REGISTRAR: We will now recess for 15 minutes.

11 **(PROCEEDINGS ADJOURNED AT 3:04 P.M.)**

12 **(PROCEEDINGS RESUMED AT 3:20 P.M.)**

13 THE REGISTRAR: Order. The hearing will now resume.

14 THE COMMISSIONER: Yes.

15 MR. WARD: Thank you, Mr. Commissioner.

16 Q Mr. Crey, just before the break I was showing you
17 this piece that appeared in *The Vancouver Sun* of
18 November 24, 2001. That would have been about a
19 year after Dawn was reported missing?

20 A Yes.

21 Q And just before we took the break I had directed
22 your attention to the quoted passage at the very
23 end of the article, and you had been described as
24 being frustrated by the police investigation, the
25 pace of it?

1 A Yes.

2 Q Now, focusing on this point in time, about a year
3 after your sister had disappeared, you're speaking
4 to the media, you're being quoted, you're
5 following what's going on. At this point have you
6 dealt with police officers who are charged with
7 the responsibility of investigating these
8 disappearances?

9 A Yes.

10 Q And can you indicate the nature of that contact
11 and those dealings?

12 A The first time they asked the families to come
13 together was in Richmond.

14 Q I'm sorry, who is they, please?

15 A The task force, a joint VPD/RCMP team of
16 investigators. They called us to a meeting in
17 Richmond at a hotel near the airport, and so there
18 were officers from both police agencies there, and
19 they had other people with them. I take it they
20 may have been support staff or other officers.
21 The more senior people in the room introduced
22 themselves and told us that they would have a --
23 introduced themselves, told us that they were in
24 charge of the investigation, that they would
25 attempt to keep us posted as the investigation

1 went along. And they had other advice for as well
2 at that meeting, some of which has been heard
3 already, but I don't have a problem repeating.
4 After introducing themselves, explaining what
5 their job was, the fact that they'd want to meet
6 with us from time to time to explain how things
7 were going they also told us on the one hand that
8 they could not and would not share anything with
9 us about their investigation that would compromise
10 it, so I thought, okay, but then they quickly
11 added, but on the other hand the press in British
12 Columbia are not your friends.

13 Q Your being?

14 A The families. The media, the press, the reporters
15 that want to talk to you are not your friends.

16 Q Do you recall who said that?

17 A I can't. It was one of the senior officers. It
18 may have been Don Adam, but I could stand
19 corrected.

20 Q Do you recall any of the names of the senior
21 members other than Don Adam who participated in
22 that meeting?

23 A Not immediately. Not at the moment. But
24 basically that's what they told us. So I was a
25 little confused about their instructions or their

1 point of view that they wouldn't share anything
2 with the families that would compromise their
3 investigation, but on the other hand the media are
4 not your friend. And I took a little umbrage to
5 that, I took a little offence to that because my
6 -- the way I sized up the situation that if it
7 hadn't been for a few campaigning journalists I
8 don't know that there would have been as much
9 attention focused on the disappearances from the
10 Downtown Eastside. And I don't mean just at that
11 time, but I mean far earlier on there were some
12 reporters that doggedly followed this issue and
13 had been phoning families, had been following
14 through, had been questioning the police, and so I
15 think -- while other people may have other
16 judgments, but I think my personal point of view
17 if it hadn't been for the press or the media in
18 this province I don't think we would be where
19 we're at today.

20 Q How many such meetings did you have with the joint
21 task force?

22 A There was that meeting and then -- then there were
23 a series of meetings, as I recall, in Surrey in a
24 RCMP -- RCMP offices in Surrey where they would,
25 you know, brief us on how far things were coming

1 with their investigation, and they talked about
2 everything from some of the challenges they were
3 facing themselves. When it came to discussions
4 about DNA analysis, recovery of DNA, they were
5 talking about how difficult that was for them.
6 That if they were to attempt to get all the
7 analysis done that needs to be done they would
8 have to book up all the time of any lab that was
9 doing DNA analysis anywhere in the country, right.

10 Q That meeting, is that one that occurred after the
11 Pickton farm was searched and secured?

12 A Yes, I believe it was.

13 Q Just for the moment if we could focus on
14 pre-period of time before you become aware that
15 Mr. Pickton's farm is the subject of this big
16 search and this big effort. First of all, do you
17 remember that event?

18 A Yes.

19 Q All right. Are you able to recall how many task
20 force meetings you had up until that point?

21 A I can't cite a specific number of meetings, no.

22 MR. WARD: Mr. Commissioner, I'm going to leave this document
23 now. I would ask that it be marked as the next
24 exhibit.

25 THE COMMISSIONER: Yes.

1 THE REGISTRAR: Exhibit number 24.

2 (EXHIBIT 24: Document entitled: Dawn of Hope,
3 Vancouver Sun article dated November 24, 2001)

4 MR. WARD:

5 Q Now, sir, I've seen that around about the same
6 time, and by that I mean November, late November
7 2001 I've seen a story where you were quoted as
8 having had dealings with a Dinah Taylor.

9 A Yes.

10 Q Can you explain what your contact with Dinah
11 Taylor was, how it came about, and what it
12 consisted of?

13 A As I recall it she put out word in the community
14 that she wanted to talk to me. And this came to
15 my attention I think through a reporter, I can't
16 remember which reporter it was in particular. And
17 I do remember saying well, if she'd like to meet
18 with me I'd sure appreciate the opportunity to
19 meet with her. And I did have a telephone
20 exchange with her, we just talked for a few
21 minutes, and I was asking if we could meet
22 somewhere in Vancouver I would come into Vancouver
23 to see her. I didn't know the woman personally.
24 At that stage I had had no previous contact with
25 her. As I recall it she was staying in a social

1 housing project up on -- off of Kingsway, and she
2 was staying with a friend there. And I thought it
3 might be -- it might not be wise for me to meet
4 with her alone, and so I did ask a reporter if she
5 could be in the neighbourhood, because I was
6 concerned about what might fall out of such a
7 meeting.

8 Q What was the significance of this contact in the
9 context of the missing women investigation?

10 A I wanted to ask her what her relationship was with
11 my sister, whether she knew my sister, what her
12 relationship with my sister was, whether she had
13 any knowledge of my sister going to the Pickton
14 property. I wanted to ferret out that information
15 and she seemed to be a likely candidate that might
16 know, have some of that information in that she
17 frequented the same hotel. I believe it was the
18 Roosevelt Hotel in the Downtown Eastside. I heard
19 rumours about her inviting my sister out to the
20 Pickton property and the like, so I just wanted to
21 ferret some of this out and confirm some of this
22 for myself. So I did go to this coffee shop on
23 Kingsway, I'm sorry, I can't recall the name of
24 it, and the reporter came along and -- but she
25 didn't make the appointment. But I found out

1 where she lives, so we went and I knocked on her
2 door, no one responded, and somebody in the
3 building, maybe it was the building manager or
4 somebody, explained that she had been around but
5 that she wasn't there right now. So she was a no
6 show. And that was too bad she was a no show, we
7 didn't have the conversation.

8 Q Did you have any conversation of substance with
9 her over the telephone?

10 A No, just an agreement that we would meet. And I
11 think she was cited in the story in which she was
12 saying she'd be happy to meet with me, she called
13 me her brother, and so forth.

14 Q But the meeting never took place?

15 A Never took place.

16 Q All right. Now, the records show that it was in
17 February of 2002 that the RCMP executed a search
18 warrant on the Pickton farm property and that
19 became a big news item. Do you recall hearing
20 about that?

21 A Yes, I do, because I got a call from a reporter
22 that this was about to happen. And it's a mystery
23 to me how some of these things work, but then I
24 started getting other calls from other reporters.
25 And I do recall making some comment at that time.

1 Q And did you -- did you take further steps yourself
2 to see what was going on?

3 A Yes.

4 Q What happened?

5 A Well, I started -- I started phoning -- started
6 phoning reporters. You know, the police -- the
7 police, while they may have been helpful, but I'd
8 always found them to be a bit brisk and
9 preoccupied. And they should have been
10 preoccupied a lot earlier, but they seemed to be
11 preoccupied. So a lot of, like some of the other
12 families have testified, you know, one of the
13 sources of a lot of the information coming our way
14 was through reporters and often not the police, or
15 other people that were working around the
16 investigation like victim services and folks like
17 that, right.

18 Q And what -- it was within a few weeks that
19 Mr. Pickton was charged with a number of murders
20 of women who had been considered missing. Do you
21 recall hearing that news and having any reaction
22 to it?

23 A Yes.

24 Q And what was that?

25 A Well, I was -- well, I was -- Mr. Commissioner, I

1 don't know if happy is the right word, but I was
2 pleased that the police now seemed to have someone
3 responsible for some of the deaths in their
4 sights, they seemed to have finally made some
5 progress, and I thought at that stage maybe it
6 wouldn't be long before they had news about my
7 sister Dawn.

8 Q And you continued to follow the story?

9 A Yes.

10 Q I understand you attended some of the preliminary
11 inquiry of Mr. Pickton?

12 A Out in Port Coquitlam, yes.

13 Q And you according to the media expressed a concern
14 that those proceedings be open?

15 A Yes. As I recall it there was a request of the
16 judge that it be -- that the courtroom be closed
17 to everyone but lawyers and the judge himself,
18 everyone else would be excluded, and I was really
19 angry at that. I wasn't having any of that, and
20 if anything I had to say would make a difference I
21 was going to say it, and I did. I thought that
22 courtroom should have been open to reporters and
23 family members and the public.

24 Q Now, as you've earlier testified Mr. Pickton,
25 Robert William Pickton, wasn't charged with your

1 sister's murder. In fact nobody's ever been
2 charged with that?

3 A That's correct.

4 Q You were still taking a keen interest?

5 A Yes.

6 Q Why?

7 A Because I suspected that perhaps that's where my
8 sister's life may have come to an end, and as long
9 as I hung with it, followed the process that
10 eventually I'd learn something about the
11 disappearance of my sister, and it may have been
12 associated with Mr. Pickton or some of his
13 confederates at that farm property in Port
14 Coquitlam.

15 Q And in fact your thoughts in that respect were
16 confirmed by some police officers?

17 A Yeah.

18 Q Can you describe what happened there and when
19 approximately it was?

20 A Well, in 2004 they contacted me to tell me that
21 indeed her DNA had been recovered at the Pickton
22 property, but when I asked them well, in what
23 particular circumstances, how is it that you come
24 to know that they said, "Look, Mr. Crey, that's
25 all we can tell you at this time is that her DNA's

1 been recovered from that property," but they
2 wouldn't, you know, go into any details. So maybe
3 they were staying true to their earlier statement
4 in Richmond that they wouldn't tell family members
5 anything that might compromise the job -- the job
6 they were doing.

7 Q Did you after receiving that news continue to
8 follow the legal proceedings involving
9 Mr. Pickton?

10 A Yes, I did.

11 Q And I'm now going to show you, sir, a package of
12 correspondence that you provided to me that you
13 had both sent and received. I've circulated these
14 to my friends earlier. And, sir, these are copies
15 of letters that you have sent out to various
16 public officials and some of the responses that
17 you received back from them?

18 A Yes.

19 Q The first letter is dated January 30th, 2007 to
20 Mayor Sam Sullivan about the missing women reward?

21 A Yes.

22 Q I should note for the record that Mr. Crey's
23 street address and telephone numbers have been
24 redacted from these copies. Why were you
25 concerned in 2007 about the missing women's poster

1 and the reward, the amount of the reward?

2 A Well, you know it took pressure from some of the
3 families in the first instance to bring about a
4 reward in the case of the missing women, and I
5 think it took pressure from the families and a bit
6 of attention from the media and finally this
7 reward was posted, and still frustrated as I was
8 at the time I thought well, the reward is a
9 hundred thousand dollars, let's not -- why not up
10 the reward and maybe this will provide some
11 inducement to people who have knowledge about some
12 of the missing women, and my sister's
13 circumstances in particular. It might be enough
14 to encourage some people to come out of the
15 woodwork and share their knowledge with the
16 police. So that was the motive there.

17 Q The next letter in the selection is dated February
18 27th, 2008 to the then attorney general?

19 A Yes.

20 Q And it's expressing concern about the statement
21 that Mr. Pickton would not be -- would not go to
22 trial on the balance of the 20 counts that he had
23 been facing in the event his appeals were
24 unsuccessful?

25 A Yes.

1 Q And why were you concerned about that?

2 A Well, where I was at at the time was that I
3 thought he should have gone to trial on all counts
4 that he was facing. And also by that time I had
5 discovered that, of course, earlier, like some
6 four years earlier, that my sister's DNA had been
7 recovered there as well. But I was focusing
8 particularly on my sister because Mr. Pickton
9 hadn't been charged with her death, and I wasn't
10 sure how vigorous the investigation was, if it
11 was, you know, ongoing and -- and my goal of
12 course ultimately was to see that somebody, either
13 Mr. Pickton or some of his confederates would be
14 facing charges in connection with my sister's
15 disappearance and what I believed to be her death.

16 Q There are a couple of letters following that I'll
17 skip through, a letter of February 27th, 2008,
18 same day, to the attorney about the repatriation
19 of Dawn's remains, two letters authored by the
20 opposition critic March 5th and March 7th, 2008,
21 and then you did get a response from the Criminal
22 Justice Branch respecting your concern about the
23 fact there would not be a second trial on the
24 other 20 counts of murder.

25 A That's right.

1 Q Were you satisfied with it?

2 A No.

3 Q And you wrote the Prime Minister of Canada June
4 10th, 2010 about the subject of an announcement
5 for a \$10 million fund with respect to the missing
6 women issue; correct?

7 A That's correct.

8 Q And then you got a response from the assistant
9 which follows July 19th, 2010?

10 A That's correct.

11 Q Assistant to the Prime Minister who indicated that
12 your letter would also be sent on to the Minister
13 of Justice?

14 A That's correct.

15 Q And Minister Nicholson's letter to you is the next
16 letter, August 4th, 2010?

17 A Yes.

18 Q Do you have that?

19 A Yes. Basically this letter says no comment.

20 Q At the end, second to last paragraph, he expresses
21 his sympathies to you.

22 A Yeah.

23 Q Second to last paragraph he says:

24 As you are aware, Budget 2010 invests \$10
25 million over two years to address the

1 disturbingly high number of missing and
2 murdered aboriginal women. Further details
3 will be announced in due course.

4 What do you know about the progress of that if
5 any, what happened there?

6 A Well, they haven't -- they did a bit of an effort
7 to explain how the money would be spent, a DNA
8 data bank and some programming, some financial
9 assistance to the police, and the like. I did
10 express appreciation over the \$10 million. Of
11 course I thought it was woefully inadequate, but I
12 thought they should, you know, be encouraged a
13 bit, and that I would be doggedly pursuing them in
14 the future. So I haven't given up on making
15 contact with them again.

16 Q And actually your reaction or response is two
17 letters further, November 1, 2010, you issued a
18 press release about the \$10 million fund?

19 A Yes.

20 Q All right. And just before that, I skipped by it,
21 but in a letter of August 13, 2010 you wrote then
22 Premier Campbell seeking a public inquiry into the
23 matter of the missing women investigations?

24 A Yeah. I wanted him to -- he's a very busy man,
25 and in my judgment a pretty good man, I have known

1 him previously, not well, but I wanted him to hear
2 from at least one of the families, maybe other
3 families wrote him, I wasn't sure. So I was
4 appealing to the man, the person who had been the
5 mayor of the city, a person who had always shown
6 some interest in aboriginal peoples while he was
7 mayor, so I thought an appeal to him, basically
8 one encouraging him that there be a public
9 inquiry, I thought that would be a useful thing
10 for me to do.

11 Q Okay. You said in that letter, I'm looking at the
12 second to last paragraph, a letter to Premier
13 Gordon Campbell, August 13, 2010, these are your
14 words:

15 I think a public inquiry will offer important
16 lessons to help us avoid a repeat of a deadly
17 rampage on the scale perpetrated by Roberts
18 Pickton. Apart from taking a hard look at
19 the shortcomings of the police investigation
20 into Vancouver's murdered and missing women
21 case, an inquiry would also tell us a lot
22 about the kinds of health and social policies
23 we need to adopt to help reduce the risks
24 vulnerable women continue to face in the
25 Downtown Eastside.

1 Do you see that?

2 A Yes.

3 Q That was your hope?

4 A Yes.

5 Q That was why you were calling for a public
6 inquiry?

7 A Yes.

8 Q You end your letter by saying let's have a public
9 inquiry in the next sentence, the next line at the
10 very end?

11 A Yes.

12 Q Well, you've got one, now you're here, what are
13 your hopes for this exercise?

14 A Well, one of my beloved sisters is dead and gone,
15 and so are a lot of other women, and I've spent
16 time with some of the other families and listened
17 to their stories, and if I didn't talk to them
18 directly I sat here for a few of the days and
19 listened, I've been to meetings with other
20 families, and I've seen how like in the case of my
21 family a loss of a dear daughter or sister as a
22 mother has affected so many families, many of whom
23 are not here today in this room with us. You
24 know, there are still missing women. I still
25 don't know what the police are doing about it.

1 But I've seen all this pain and suffering that the
2 families have endured, and I constantly think
3 about my sister, and I can't help but think that
4 serious mistakes were made along the way. And I
5 think the police have expressed some regret about
6 that in the report that's commonly referred to as
7 the LePard Report. So it's not just a matter of
8 me sitting up here, you know, Monday morning
9 quarterbacking. The police have admitted to
10 mistakes, maybe they haven't admitted to all of
11 them, and maybe we don't know all the players
12 specifically involved, and maybe we will by the
13 end of the inquiry, I don't know. But my concern
14 is we've had a number of serial killers in British
15 Columbia, some have preferred to kill children,
16 and others seem to be willing to commit and have
17 committed murder against impoverished -- as in the
18 case of my sister and the other missing women
19 impoverished women, some suffering from mental
20 illness and addiction who lived in the Downtown
21 Eastside. I don't want to see another instance of
22 a serial killer operating in this province, in
23 this city on the scale that Mr. Pickton did. You
24 know, he's apparently admitted to killing well
25 over 40 women, but he stands convicted of killing

1 six. He's going to spend the rest of his life in
2 jail. I'm happy for that. And I've said thanks
3 to the police for that. You know, credit where
4 credit's due.

5 But I want to know are there going to be
6 improvements in policing practices now and into
7 the future. The police say they are making
8 improvements now and that may be. They have not
9 had a meeting with the families to say, you know,
10 we're doing things differently. This is how we're
11 doing business now. We just thought we'd meet
12 with you to tell you how we're improving things.
13 You know, how we've spruced up our act. How this
14 is not likely to happen. These are the kinds of
15 policies and practices, these are the kinds of
16 procedures that we're going to be following.

17 Q If I can just stop you there. You haven't had
18 that?

19 A We haven't had that.

20 Q All right.

21 A And if there's been such a meeting I wasn't
22 invited to it. You know, I'm not invited to every
23 meeting. But I think they should do that, they
24 should tell us how they have improved things,
25 because I wouldn't want to see any other families,

1 Mr. Commissioner, in this province have to endure
2 what many of the families in this room have had to
3 endure including my own family. I think there
4 need to be improvements in how the police do
5 business. And maybe they have got a start, and if
6 they have I'd say well, thank you, and keep at it,
7 but tell me more. Tell us about it. Tell us what
8 improvements you've made. No use being shy, you
9 know. And if it calls for co-ordination between
10 and amongst policing agencies now and into the
11 future so we don't see a repeat of this kind of
12 horrendous crime, then that needs to be done. You
13 know, I'm not a policing expert, but, you know, I
14 know that things could be improved. And if the
15 police are making improvements well, you know,
16 don't hide your light, tell us what you're doing,
17 what improvements have you made.

18 Q You've also expressed in a letter a concern about
19 measures that might be considered to reduce risks
20 that vulnerable members of your community, women,
21 aboriginals, the impoverished face. You have
22 hopes or expectations of this inquiry in that
23 regard?

24 A Well, I had a lot of hopes and expectations of
25 this inquiry right from the outset. And I didn't

1 take exception to the commissioner that was
2 appointed with that responsibility, but I listened
3 to the hue and cry. I think we're in competent
4 hands here. I'd hoped that, Mr. Commissioner, the
5 terms of reference would have been broader, but
6 that was yesterday. The reality of what we're
7 facing is what we've got here and now, the terms
8 of reference you have. I was hoping that we would
9 look at the social and economic circumstances of
10 these women in the Downtown Eastside, and that we
11 might ferret out recommendations that would
12 improve the circumstances in the lives of these
13 women that live in the Downtown Eastside.

14 You know, I've been asked by reporters, "You
15 know, you're kind of sounding like some God damned
16 social worker, Ernie. Can you talk in plain
17 language to me?" I said, "Well, yeah, actually I
18 can talk in plain language, but I thought I was in
19 polite company, so here you go." I said, "When my
20 sister Dawn was hungry she went to a soup kitchen,
21 but it wasn't in Kitsilano, it wasn't in
22 Shaughnessy, there are no damn soup kitchens over
23 there that I'm aware of, it was in the Downtown
24 Eastside. When she needed a methadone
25 prescription filled, you know, she wasn't headed

1 out to Kerrisdale, she went to a clinic in the
2 Downtown Eastside. When she needed a place to
3 stay because she was on welfare, well as far as I
4 know there are no cheap hotel rooms in some of the
5 tonier neighbourhoods of Vancouver. Guess where
6 they are? They're in the Downtown Eastside. When
7 she had a medical problem or condition, where she
8 went for treatment was guess where, in the
9 Downtown Eastside, because these services aren't
10 offered anywhere else to people like her."

11 You know, Mr. Commissioner, I can get off or
12 on an airplane and walk down the streets of
13 Vancouver and I'll have wonderful people in
14 Kitsilano or Kerrisdale or Shaughnessy say, "Are
15 you Ernie Crey?" And I say, "Well, yes, I am."
16 And they say, "Well, we've always wanted to meet
17 you. Can I shake your hand? You're kind of like
18 a pretty good spokesman, and we admire you. Sorry
19 to hear about your sister." And I tell them, you
20 know, I really appreciate that. I really do
21 appreciate that. But, you know, these are the
22 same people that will the very next day say there
23 will be no damn treatment centre in my
24 neighbourhood. You know, the NIMBY phenomena,
25 right. So this is not -- it's not so much that I

1 want to slam them, I'm just saying, you know,
2 thanks for the courage of coming up and talking to
3 me, but, you know, these women, you know, we all
4 owe some responsibility to them, you know.

5 What we've done is by dint of our social
6 policies and housing policies and the like, social
7 welfare policies and the like, we've concentrated
8 all these women in the Downtown Eastside like it
9 was an Indian reserve or something. And we keep
10 them down there and they become vulnerable, they
11 become easy prey for somebody like Pickton. And
12 some of us who are a bit more fortunate,
13 Mr. Commissioner, we can drive through the
14 Downtown Eastside and, you know, look around from
15 the safety of our BMWs, or in my case a Honda
16 Accord, and go, you know, I'm not one of them.
17 I'm not one of them. I don't live like these
18 people. I live a better life than these people.
19 These people are a moral failure. It's their
20 fault as individuals, it's not our fault. We're
21 not responsible for these women.

22 And I've had radio hosts, radio program hosts
23 and others talk to me off the air saying, "Ernie,
24 what do you want? What do you want us to do?
25 Don't you think these women are responsible for

1 themselves?" And I talk to them just like I'm
2 talking now, Mr. Commissioner, I say you know,
3 they're as responsible as me and you, they're as
4 responsible as all those uniformed officers, we're
5 all responsible. You know, your community here in
6 Vancouver isn't just Kerrisdale. The east side is
7 part of your community. These women lived in your
8 community, and they died in your community. You
9 know, I want you to show a little backbone. You
10 know, when you're down at the Vancouver Club, you
11 know, tipping a drink, or out here at UBC in the
12 university campus, you know, and you're some kind
13 of la-di-da professor, right, those people ask me
14 these types of questions too, and I'm quite
15 frankly surprised. So I remind them that we're a
16 community of people here, native Indians and white
17 people or people of southeast Asian origin and
18 people -- Chinese folks and the like, we're all
19 part of this community, you know. We have a
20 responsibility to these women. And the people
21 that continue to live in the Downtown Eastside,
22 you know, we craft -- we let politicians craft
23 social policies for these people, health policies,
24 housing policies that keep them concentrated down
25 there. It's kind of convenient for us. And I

1 just remind them that, you know, this has to
2 change. It just has to change. And so in that
3 sense, Mr. Commissioner, I wish that the terms of
4 reference were broader, but, you know, we fought
5 hard for this inquiry. I welcomed your
6 appointment. I want to see improvements, that's
7 what I want to see.

8 THE COMMISSIONER: Well, we're all here for that same purpose,
9 we do want to see progress.

10 THE WITNESS: And I'm pleased for that. I'm happy for that.

11 THE COMMISSIONER: But your point is well taken that perhaps
12 the terms of reference ought to have been wider,
13 but I can tell you, Mr. Crey, that we've heard a
14 lot of evidence here, and I expect we'll hear more
15 about the conditions in the Downtown Eastside, and
16 we have two counsel here who are specifically -- a
17 number of counsel who are specifically
18 representing the interests of the Downtown
19 Eastside, so it's not -- that issue is not being
20 neglected, because we cannot fully understand our
21 present terms of reference until we understand the
22 backgrounds of the people that are there and why
23 they're there and what can we do to improve it.

24 THE WITNESS: Thank you.

25 THE COMMISSIONER: Your point is well taken.

1 THE WITNESS: Thank you for that.

2 MR. WARD: Thank you. Mr. Commissioner, I didn't refer to all
3 of the letters in the package. In my respectful
4 submission the collection should be made part of
5 the record because they do offer this witness's
6 perspective on these matters, and so I'd ask that
7 the package be marked as the next exhibit.

8 THE COMMISSIONER: Yes, all right.

9 THE REGISTRAR: Exhibit number 25.

10 **(EXHIBIT 25: Document entitled: Bundle of**
11 **documents (14 separate letters) written by Mr.**
12 **Ernie Crey together with responses, to/from**
13 **various Federal, Provincial and Municipal**
14 **authorities)**

15 MR. WARD: And those are my questions.

16 THE COMMISSIONER: All right.

17 MR. WARD: Well, I'll say this. I note the hour.

18 THE COMMISSIONER: All right.

19 MR. WARD: I expect I'm finished in my examination, but I'll
20 check my notes.

21 THE COMMISSIONER: We'll adjourn until the morning. You're
22 able to come back tomorrow?

23 THE WITNESS: Yes.

24 THE COMMISSIONER: Thank you.

25 THE REGISTRAR: The hearing is now adjourned until ten o'clock

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tomorrow morning.

(PROCEEDINGS ADJOURNED AT 3:59 P.M.)

I hereby certify the foregoing to be a true and accurate transcript of the proceedings herein transcribed to the best of my skill and ability.

Peri McHale
Official Reporter
UNITED REPORTING SERVICE LTD.

INDEX OF PROCEEDINGS

MARGARET ANN GREEN (for the Families)	1
In chief by Mr. Chantler	2
Cross-exam by Ms. Gervais	37
Cross-exam by Mr. Gratl	
ERNIE CREY (for the Families)	53
In chief by Mr. Ward	53

EXHIBITS

NO.	DESCRIPTION	PAGE
	(EXHIBIT C FOR IDENTIFICATION: Package of Documents from Police Disclosure to Inquiry)	27
	(EXHIBIT 19: Photocopy of a photograph of Angela williams)	29
	(EXHIBIT 20: Document entitled Missing Women of the Downtown Eastside, large photo board containing 61 photographs of missing women)	55
	(EXHIBIT 21: Memorial Pamphlet in Memory of Dawn Theresa Crey)	63
	(EXHIBIT 22: Missing Persons Report, Vancouver City Police, Case #00280034 (RCMP-017-005443))	107
	(EXHIBIT 23: Document entitled: More East-Side Women Missing As Cops Cut Back - news article dated February 9, 2001 (RCMP-017-005478))	109
	(EXHIBIT 24: Document entitled: Dawn of Hope, Vancouver Sun article dated November 24, 2001)	123
	(EXHIBIT 25: Document entitled: Bundle of documents (14 separate letters) written by Mr. Ernie Crey together with responses, to/from various Federal, Provincial and Municipal authorities	144

<p>admitted [6] - 98:8, 98:11, 101:23, 136:9, 136:10, 136:24</p> <p>adopt [1] - 134:23</p> <p>adopted [1] - 90:2</p> <p>adoptive [1] - 111:13</p> <p>adult [2] - 75:16, 97:16</p> <p>adults [2] - 4:19, 4:21</p> <p>advance [1] - 56:3</p> <p>advancing [1] - 82:17</p> <p>advice [5] - 79:2, 79:23, 100:25, 102:3, 120:1</p> <p>advised [2] - 55:15, 57:18</p> <p>advising [1] - 42:5</p> <p>advisor [1] - 75:10</p> <p>advisory [1] - 73:21</p> <p>affect [1] - 46:22</p> <p>affected [2] - 51:16, 135:22</p> <p>affecting [2] - 95:3, 110:21</p> <p>affirm [2] - 1:19, 53:10</p> <p>affirmed [1] - 53:11</p> <p>Affirmed [1] - 1:23</p> <p>afraid [1] - 11:7</p> <p>afternoon [1] - 99:19</p> <p>age [7] - 5:5, 7:5, 49:16, 50:21, 76:21, 90:8, 93:9</p> <p>aged [1] - 75:17</p> <p>agencies [6] - 84:23, 92:17, 92:18, 113:10, 119:18, 138:10</p> <p>agenda [1] - 45:22</p> <p>ago [9] - 23:1, 23:2, 37:1, 49:10, 49:11, 52:19, 53:8, 69:20, 80:1</p> <p>agree [2] - 21:18, 24:6</p> <p>agreed [2] - 14:19, 56:3</p> <p>agreement [1] - 125:10</p> <p>ahead [1] - 26:6</p> <p>Air [1] - 81:3</p> <p>air [1] - 141:23</p> <p>airplane [1] - 140:12</p> <p>airport [1] - 119:17</p> <p>Albert [1] - 78:5</p> <p>alcohol [8] - 4:18, 5:2, 9:3, 9:20, 15:6, 15:8, 33:22, 34:14</p> <p>Alert [1] - 42:15</p> <p>alike [1] - 82:24</p> <p>alive [2] - 33:8, 54:12</p>	<p>allow [1] - 91:12</p> <p>almost [5] - 35:22, 41:7, 51:9, 111:17, 111:18</p> <p>alone [1] - 124:4</p> <p>altercation [1] - 79:8</p> <p>altering [1] - 68:20</p> <p>altogether [1] - 14:9</p> <p>amount [2] - 104:20, 130:1</p> <p>analysis [4] - 75:14, 122:4, 122:7, 122:9</p> <p>angela [2] - 29:11, 2:8</p> <p>Angela [43] - 1:13, 1:18, 2:5, 2:8, 2:13, 3:8, 3:16, 3:18, 4:7, 4:8, 4:15, 5:5, 6:17, 7:1, 7:17, 9:1, 9:4, 9:18, 10:13, 10:22, 11:3, 11:4, 12:11, 13:13, 15:21, 22:23, 23:4, 24:12, 26:15, 28:20, 28:21, 29:4, 29:5, 38:5, 38:9, 40:16, 45:2, 46:1, 46:2, 46:17, 49:24, 50:17, 51:21</p> <p>Angela's [27] - 6:2, 7:5, 7:14, 9:11, 19:3, 20:11, 21:17, 24:2, 25:14, 33:9, 35:3, 37:13, 38:4, 39:15, 39:25, 40:3, 40:22, 41:6, 41:11, 42:4, 43:25, 44:16, 47:8, 47:14, 49:6, 49:14, 49:15</p> <p>anger [1] - 60:6</p> <p>angle [1] - 16:21</p> <p>angry [4] - 44:23, 60:6, 60:11, 127:19</p> <p>ANN [2] - 1:23, 1:3</p> <p>Ann [2] - 1:25, 112:15</p> <p>announced [1] - 133:3</p> <p>announcement [1] - 132:4</p> <p>another's [1] - 116:10</p> <p>answers [4] - 37:6, 52:10, 92:6</p> <p>Antioch [1] - 75:13</p> <p>anyway [7] - 11:9, 13:23, 23:18, 47:17, 91:13, 93:1, 97:25</p> <p>apart [3] - 70:14, 117:5, 134:18</p> <p>apartment [1] - 10:9</p> <p>apologies [1] - 52:13</p> <p>apparent [1] - 110:9</p> <p>appeal [3] - 56:1, 56:14, 134:7</p>	<p>appealing [1] - 134:4</p> <p>appeals [1] - 130:23</p> <p>appear [4] - 11:20, 13:7, 28:11, 105:23</p> <p>appearance [1] - 62:14</p> <p>appeared [3] - 112:8, 115:3, 118:17</p> <p>applied [1] - 10:25</p> <p>appointed [1] - 139:2</p> <p>appointment [3] - 80:2, 124:25, 143:6</p> <p>appointments [3] - 8:18, 9:18, 9:22</p> <p>appreciate [3] - 123:18, 140:20, 140:21</p> <p>appreciation [1] - 133:10</p> <p>apprehended [2] - 8:21, 89:25</p> <p>approaching [1] - 86:16</p> <p>appropriate [1] - 107:3</p> <p>area [5] - 28:16, 60:13, 60:14, 60:25, 95:16</p> <p>areas [1] - 33:3</p> <p>arm [1] - 23:9</p> <p>arrange [2] - 90:25, 91:9</p> <p>arranged [2] - 92:14, 96:3</p> <p>arrangement [1] - 12:11</p> <p>arranges [1] - 91:13</p> <p>arrest [1] - 101:2</p> <p>arrested [1] - 101:22</p> <p>arrive [2] - 11:21, 11:23</p> <p>article [19] - 44:25, 45:1, 45:4, 45:5, 45:11, 45:13, 45:17, 45:23, 46:8, 47:2, 107:20, 109:2, 115:3, 117:22, 118:23, 123:3, 2:17, 2:20</p> <p>article's [1] - 46:4</p> <p>Ash [1] - 8:2</p> <p>Ashley [22] - 1:10, 1:12, 8:3, 10:23, 12:4, 12:9, 12:12, 12:13, 13:18, 31:19, 35:3, 39:17, 39:20, 43:6, 46:3, 46:6, 46:22, 51:11, 52:23, 53:2</p> <p>ASHLEY [4] - 11:25, 35:14, 35:17, 36:11</p>	<p>Ashley's [1] - 11:11</p> <p>Asian [4] - 18:10, 24:21, 33:6, 142:17</p> <p>aside [2] - 32:2, 66:13</p> <p>assault [2] - 78:16, 79:8</p> <p>assaulted [1] - 101:20</p> <p>assigned [1] - 58:16</p> <p>assist [3] - 80:12, 82:8, 83:6</p> <p>assistance [3] - 30:13, 102:13, 133:9</p> <p>assistant [2] - 132:8, 132:11</p> <p>associated [1] - 128:12</p> <p>assumed [1] - 73:13</p> <p>assumption [3] - 32:9, 32:13, 32:15</p> <p>AT [8] - 1:3, 34:22, 34:23, 77:9, 77:10, 118:11, 118:12, 145:2</p> <p>attached [1] - 24:8</p> <p>attempt [7] - 46:1, 71:5, 81:15, 81:17, 106:23, 119:25, 122:6</p> <p>attempted [2] - 58:1, 59:21</p> <p>attempting [1] - 76:7</p> <p>attended [7] - 37:14, 61:23, 61:24, 65:4, 65:22, 72:12, 127:10</p> <p>attending [1] - 69:15</p> <p>attention [7] - 104:3, 105:8, 108:6, 118:22, 121:9, 123:15, 130:6</p> <p>attitudes [5] - 81:6, 82:11, 83:2, 83:22, 84:4</p> <p>attorney [2] - 130:18, 131:18</p> <p>August [4] - 59:8, 132:16, 133:21, 134:13</p> <p>aunt [9] - 9:11, 14:13, 37:15, 38:10, 38:12, 38:19, 40:5, 40:16, 40:18</p> <p>Aunt [1] - 40:5</p> <p>aunt's [2] - 4:24, 78:18</p> <p>aunts [1] - 36:23</p> <p>author [1] - 66:20</p> <p>authored [3] - 22:8, 22:9, 131:19</p> <p>authorities [2] - 144:14, 2:24</p> <p>authority [1] - 84:25</p>	<p>autopsy [12] - 19:25, 20:1, 20:2, 20:3, 22:10, 22:12, 23:18, 31:1, 51:20, 51:21, 51:25, 52:2</p> <p>avail [1] - 104:12</p> <p>availability [1] - 42:6</p> <p>available [2] - 17:19, 19:18</p> <p>avoid [1] - 134:16</p> <p>aware [13] - 7:10, 8:5, 55:10, 55:12, 59:14, 77:1, 94:12, 100:10, 106:23, 107:10, 122:14, 132:24, 139:23</p> <p style="text-align: center;">B</p> <p>baby [3] - 8:17, 39:11, 39:13</p> <p>backbone [1] - 142:9</p> <p>background [3] - 60:15, 77:20, 82:5</p> <p>backgrounds [1] - 143:22</p> <p>bad [2] - 45:20, 125:6</p> <p>bags [1] - 85:17</p> <p>balance [1] - 130:22</p> <p>band [4] - 3:22, 3:25, 4:2</p> <p>bands [1] - 40:14</p> <p>bank [2] - 98:5, 133:8</p> <p>base [1] - 84:21</p> <p>based [5] - 22:21, 23:3, 23:6, 27:22, 115:22</p> <p>basement [3] - 5:15, 10:9, 67:24</p> <p>bastard [2] - 69:10, 69:14</p> <p>Bay [7] - 2:19, 2:21, 2:22, 15:18, 30:4, 38:25, 42:15</p> <p>BC [6] - 1:1, 73:1, 73:6, 73:21, 80:19, 86:7</p> <p>beatings [1] - 67:22</p> <p>beautiful [2] - 93:5, 93:10</p> <p>became [12] - 3:9, 4:11, 6:1, 74:16, 94:12, 94:17, 96:8, 107:12, 110:14, 110:15, 110:22, 125:19</p> <p>become [4] - 92:5, 122:14, 141:10, 141:11</p>
--	---	--	---	---

<p>becoming [2] - 42:21, 107:10</p> <p>bed [1] - 13:18</p> <p>Beetle [1] - 93:1</p> <p>began [2] - 38:13, 47:7</p> <p>begin [2] - 32:9, 60:5</p> <p>beginning [5] - 35:1, 35:18, 35:22, 36:6, 116:5</p> <p>begun [1] - 37:20</p> <p>behaviour [1] - 43:25</p> <p>behaviours [1] - 68:5</p> <p>behind [4] - 53:21, 62:14, 97:12, 99:24</p> <p>beings [2] - 36:21, 43:18</p> <p>beliefs [2] - 67:11, 67:19</p> <p>bell [1] - 85:18</p> <p>beloved [1] - 135:14</p> <p>below [2] - 22:2, 105:17</p> <p>beneficial [1] - 83:9</p> <p>benefit [3] - 20:25, 81:23, 85:6</p> <p>benefitted [1] - 84:3</p> <p>Berry [2] - 69:25, 70:6</p> <p>beside [4] - 32:25, 35:4, 91:15, 100:11</p> <p>best [4] - 2:23, 11:6, 97:11, 145:6</p> <p>bet [1] - 100:15</p> <p>better [2] - 95:12, 141:18</p> <p>between [8] - 28:12, 47:4, 71:3, 75:17, 81:20, 89:24, 90:3, 138:9</p> <p>beyond [2] - 37:22, 57:17</p> <p>big [13] - 82:19, 86:16, 88:1, 88:3, 88:8, 88:15, 88:17, 91:21, 100:5, 102:17, 122:15, 122:16, 125:19</p> <p>biggest [1] - 40:24</p> <p>bilateral [1] - 22:18</p> <p>Birk's [1] - 110:3</p> <p>birth [4] - 10:24, 12:5, 50:20, 54:8</p> <p>birthday [4] - 12:2, 29:18, 54:11, 54:12</p> <p>birthdays [2] - 6:22, 12:3</p> <p>bit [15] - 2:16, 3:16, 4:1, 4:12, 6:1, 8:1, 9:13, 19:22, 75:5, 80:3, 126:8, 130:5,</p>	<p>133:6, 133:13, 141:12</p> <p>bitten [2] - 86:1, 86:2</p> <p>black [3] - 24:18, 25:25, 26:2</p> <p>blade [1] - 26:1</p> <p>blank [1] - 50:21</p> <p>block [2] - 28:9, 34:16</p> <p>blocks [1] - 8:20</p> <p>blood [1] - 117:7</p> <p>blue [2] - 24:18, 24:19</p> <p>BMW's [1] - 141:15</p> <p>Board [1] - 114:12</p> <p>board [8] - 52:6, 53:21, 54:21, 54:24, 55:7, 62:14, 114:12, 2:10</p> <p>boat [2] - 38:21, 38:24</p> <p>boats [1] - 41:17</p> <p>Bob [1] - 74:10</p> <p>bodies [1] - 59:3</p> <p>body [9] - 19:5, 20:11, 20:13, 21:17, 21:24, 24:2, 24:6, 24:16, 30:20</p> <p>bold [2] - 34:15</p> <p>book [4] - 66:20, 67:1, 117:14, 122:8</p> <p>border [1] - 13:3</p> <p>born [6] - 3:17, 3:18, 61:6, 64:2, 64:10, 76:15</p> <p>bottom [3] - 20:22, 21:6, 23:21</p> <p>box [1] - 50:21</p> <p>boxes [1] - 105:17</p> <p>Boxing [4] - 14:23, 14:24, 25:2, 27:24</p> <p>boy [2] - 47:1, 65:23</p> <p>boy's [1] - 70:5</p> <p>boys [1] - 70:11</p> <p>brain [1] - 9:20</p> <p>Branch [1] - 131:22</p> <p>Brannen [3] - 70:10, 70:24, 71:3</p> <p>break [8] - 34:20, 77:1, 77:14, 102:23, 106:23, 118:8, 118:16, 118:21</p> <p>breakfast [1] - 66:1</p> <p>breaking [1] - 62:24</p> <p>brick [1] - 65:15</p> <p>Bridge [1] - 98:6</p> <p>brief [2] - 56:20, 121:25</p> <p>briefly [1] - 22:5</p> <p>bright [1] - 85:19</p> <p>bring [7] - 1:9, 1:12, 61:12, 88:18, 94:9, 98:14, 130:3</p>	<p>brisk [1] - 126:8</p> <p>British [16] - 65:19, 65:20, 69:9, 69:18, 72:13, 81:20, 81:24, 82:7, 82:13, 82:20, 83:24, 109:22, 114:7, 120:11, 136:14</p> <p>broader [2] - 139:5, 143:4</p> <p>broken [3] - 41:13, 42:4, 102:7</p> <p>BRONGERS [1] - 52:18</p> <p>brother [16] - 6:10, 6:14, 53:18, 60:9, 64:2, 64:20, 71:18, 78:12, 78:14, 79:2, 90:5, 91:21, 93:15, 116:25, 125:13</p> <p>brother's [2] - 79:20, 92:3</p> <p>brothers [10] - 69:2, 70:17, 71:14, 71:15, 71:17, 72:3, 93:3, 94:7, 116:17, 116:20</p> <p>brought [4] - 41:22, 56:7, 57:16, 61:13</p> <p>brown [2] - 24:20, 82:22</p> <p>Bruce [5] - 3:5, 64:20, 64:21, 93:15, 117:1</p> <p>bruise [1] - 23:8</p> <p>bruising [1] - 22:18</p> <p>brutal [1] - 41:7</p> <p>Budget [1] - 132:24</p> <p>bug [1] - 86:2</p> <p>building [6] - 14:2, 65:16, 65:17, 65:18, 125:3</p> <p>buildings [1] - 56:9</p> <p>built [1] - 87:25</p> <p>Bundle [2] - 144:10, 2:21</p> <p>Burgess [2] - 106:1, 106:3</p> <p>buried [1] - 41:16</p> <p>burn [1] - 106:13</p> <p>Burnaby [3] - 49:8, 58:22, 98:5</p> <p>bus [1] - 6:23</p> <p>business [5] - 70:4, 86:18, 87:6, 137:11, 138:5</p> <p>busy [1] - 133:24</p> <p>BY [4] - 2:3, 37:12, 51:18, 53:17</p> <p>bye [1] - 92:10</p> <p>byline [1] - 115:14</p>	<p style="text-align: center;">C</p> <p>c-r-e-y [1] - 53:15</p> <p>Calgary [3] - 112:23, 113:1, 113:8</p> <p>caller [1] - 58:18</p> <p>cameras [1] - 114:21</p> <p>Cameron [1] - 53:9</p> <p>campaigning [1] - 121:7</p> <p>Campbell [6] - 4:14, 4:16, 4:22, 11:13, 133:22, 134:13</p> <p>campus [1] - 142:12</p> <p>Canada [5] - 56:1, 73:15, 81:24, 84:1, 132:3</p> <p>Canadian [1] - 82:25</p> <p>Canadians [2] - 72:23, 73:5</p> <p>candidate [1] - 124:15</p> <p>candidates [1] - 81:11</p> <p>cannot [3] - 43:7, 43:8, 143:20</p> <p>capacity [2] - 74:19, 74:25</p> <p>capital [1] - 34:16</p> <p>caption [1] - 54:14</p> <p>captions [1] - 53:23</p> <p>captured [1] - 108:19</p> <p>car [8] - 6:24, 48:19, 48:20, 92:8, 92:9, 92:25, 99:24, 100:2</p> <p>cardigan [1] - 24:19</p> <p>care [18] - 8:14, 30:11, 35:20, 36:11, 39:20, 39:25, 40:4, 40:14, 42:7, 43:13, 89:25, 90:6, 108:14, 111:6, 111:13, 111:18</p> <p>cared [2] - 35:17, 80:5</p> <p>career [3] - 72:18, 76:5, 85:14</p> <p>careful [1] - 91:10</p> <p>caregiver [2] - 8:22, 46:13</p> <p>caregivers [1] - 41:19</p> <p>cares [1] - 53:3</p> <p>caring [1] - 6:2</p> <p>Carnegie [2] - 13:22, 14:8</p> <p>carried [2] - 17:13, 85:17</p> <p>carries [1] - 60:7</p> <p>carrot [1] - 67:17</p> <p>cars [2] - 49:3, 99:22</p> <p>case [20] - 8:20, 9:1, 30:5, 33:9, 33:18, 35:18, 35:21, 60:1,</p>	<p>60:2, 68:15, 71:23, 90:11, 107:23, 115:6, 130:4, 134:21, 135:20, 136:18, 141:15</p> <p>Case [3] - 21:14, 107:7, 2:15</p> <p>cases [5] - 22:3, 32:23, 45:8, 45:9, 117:25</p> <p>casual [1] - 7:9</p> <p>catch [1] - 29:20</p> <p>Catherine [1] - 17:24</p> <p>Catholic [2] - 43:22, 65:21</p> <p>caused [1] - 32:19</p> <p>cell [1] - 18:12</p> <p>Central [2] - 90:16, 97:23</p> <p>Centre [3] - 14:5, 14:6, 83:16</p> <p>centre [1] - 140:23</p> <p>certain [1] - 51:7</p> <p>certainly [6] - 6:4, 13:9, 37:22, 41:9, 52:15, 54:23</p> <p>certificate [1] - 55:17</p> <p>certify [1] - 145:3</p> <p>chair [1] - 90:23</p> <p>challenged [1] - 84:7</p> <p>challenges [1] - 122:2</p> <p>chance [7] - 20:19, 25:19, 90:7, 90:10, 92:22, 92:25, 93:14</p> <p>chances [2] - 36:3, 90:4</p> <p>change [5] - 44:24, 97:6, 143:2</p> <p>changed [2] - 31:6, 93:18</p> <p>chantler [1] - 1:4</p> <p>CHANTLER [18] - 1:5, 1:8, 1:12, 1:15, 1:17, 1:20, 2:2, 2:3, 2:24, 9:24, 13:6, 20:25, 21:9, 26:21, 27:21, 29:6, 29:12, 34:19</p> <p>Chantler [3] - 1:5, 1:19, 50:5</p> <p>chapels [1] - 67:24</p> <p>chapter [2] - 66:25, 117:14</p> <p>charge [1] - 119:24</p> <p>charged [9] - 57:10, 57:14, 57:25, 69:17, 119:6, 126:19, 127:25, 128:2, 131:9</p> <p>charges [5] - 57:16, 57:17, 57:20, 58:3, 131:14</p>
---	--	--	--	---

<p>Charlesworth [1] - 22:10</p> <p>Charlie [1] - 63:21</p> <p>cheap [1] - 140:4</p> <p>check [3] - 16:4, 85:20, 144:20</p> <p>cheek [1] - 86:25</p> <p>Chemainus [2] - 18:16, 19:13</p> <p>chicken [1] - 90:13</p> <p>Chief [1] - 59:7</p> <p>CHIEF [2] - 2:3, 53:17</p> <p>chief [2] - 1:4, 1:8</p> <p>chiefs [2] - 86:8, 86:20</p> <p>Chiefs [4] - 73:1, 73:6, 86:7, 86:10</p> <p>child [18] - 4:10, 4:17, 5:12, 29:1, 29:2, 29:17, 29:22, 31:25, 39:2, 39:4, 44:10, 46:10, 49:5, 61:24, 67:3, 73:7, 111:10, 111:18</p> <p>Child [1] - 89:22</p> <p>childhood [1] - 72:10</p> <p>childhoods [1] - 111:4</p> <p>Children [2] - 39:24, 66:22</p> <p>children [58] - 1:18, 2:5, 3:10, 4:20, 5:5, 5:17, 6:6, 6:17, 7:15, 7:17, 8:13, 8:14, 8:21, 9:14, 10:1, 10:3, 10:12, 10:13, 12:3, 12:17, 29:17, 30:12, 31:11, 31:12, 31:18, 38:3, 38:4, 39:15, 39:23, 40:4, 40:22, 41:14, 44:17, 46:15, 46:21, 47:15, 47:18, 47:20, 48:2, 48:3, 48:6, 48:11, 48:12, 49:20, 63:24, 64:1, 65:1, 66:7, 66:8, 66:13, 67:8, 67:21, 68:2, 68:5, 71:24, 75:17, 87:16, 136:15</p> <p>children's [2] - 3:12, 41:19</p> <p>Chilliwack [28] - 56:2, 61:23, 61:25, 71:12, 71:13, 71:20, 84:21, 90:13, 90:16, 91:16, 93:2, 93:4, 93:16, 94:3, 94:22, 95:21, 97:19, 97:21, 97:24, 98:2, 98:20, 98:24, 99:3, 99:7, 99:16, 99:22, 101:8</p>	<p>Chinese [2] - 97:24, 142:18</p> <p>choice [1] - 108:13</p> <p>choose [1] - 39:13</p> <p>chord [1] - 116:9</p> <p>Christmas [10] - 6:23, 12:5, 13:5, 13:12, 13:16, 13:17, 14:16, 16:13, 17:17, 47:5</p> <p>Chu [1] - 30:6</p> <p>church [3] - 61:22, 65:21, 67:24</p> <p>circled [2] - 20:22, 23:21</p> <p>circulated [1] - 129:13</p> <p>circumstances [6] - 79:1, 80:6, 128:23, 130:13, 139:9, 139:12</p> <p>circumvent [1] - 27:9</p> <p>cite [1] - 122:21</p> <p>cited [1] - 125:11</p> <p>City [3] - 97:23, 107:7, 2:14</p> <p>city [3] - 28:19, 134:5, 136:23</p> <p>claimed [1] - 59:23</p> <p>claiming [1] - 86:23</p> <p>claims [4] - 81:25, 82:5, 82:16</p> <p>clarify [1] - 77:16</p> <p>Clark [1] - 74:12</p> <p>class [1] - 42:25</p> <p>classroom [1] - 71:4</p> <p>clear [3] - 19:1, 32:3, 32:15</p> <p>climbing [1] - 4:13</p> <p>clinic [2] - 106:4, 140:1</p> <p>clock [1] - 110:3</p> <p>close [4] - 7:10, 10:5, 42:4, 103:14</p> <p>closed [2] - 13:22, 127:16</p> <p>closeness [1] - 6:15</p> <p>Club [1] - 142:10</p> <p>club [1] - 70:5</p> <p>cluster [1] - 45:19</p> <p>co [2] - 66:20, 138:9</p> <p>co-author [1] - 66:20</p> <p>co-ordination [1] - 138:9</p> <p>Coast [3] - 60:23, 66:11, 85:25</p> <p>cocaine [2] - 11:10, 20:6</p> <p>coffee [1] - 124:22</p> <p>Cohen [1] - 75:3</p> <p>Colebrook [2] - 31:21, 33:11</p>	<p>collected [1] - 32:11</p> <p>collection [1] - 144:4</p> <p>college [1] - 85:24</p> <p>Colony [4] - 98:4, 99:13, 101:4, 101:23</p> <p>colour [1] - 49:2</p> <p>Columbia [15] - 65:19, 65:20, 69:9, 69:18, 72:13, 81:20, 81:25, 82:7, 82:13, 82:14, 83:24, 109:22, 114:7, 120:12, 136:15</p> <p>Columbians [1] - 82:20</p> <p>column [1] - 116:4</p> <p>comfortable [4] - 11:5, 15:2, 87:15, 87:18</p> <p>coming [12] - 8:16, 48:6, 48:19, 52:21, 53:4, 59:14, 75:5, 86:17, 86:20, 121:25, 126:13, 141:2</p> <p>COMM [2] - 106:9, 106:10</p> <p>commend [1] - 52:25</p> <p>comment [6] - 21:22, 22:2, 27:7, 65:11, 125:25, 132:19</p> <p>comments [1] - 59:2</p> <p>Commission [2] - 73:15, 75:3</p> <p>commission [1] - 29:14</p> <p>commissioner [9] - 1:5, 20:25, 35:1, 37:11, 52:18, 53:7, 76:12, 81:13, 139:1</p> <p>Commissioner [23] - 54:20, 58:11, 60:5, 60:19, 61:11, 63:5, 69:19, 77:4, 77:12, 107:1, 108:3, 108:22, 118:5, 118:15, 122:22, 126:25, 138:1, 139:4, 140:11, 141:13, 142:2, 143:3, 144:2</p> <p>COMMISSIONER [45] - 1:7, 1:11, 1:14, 2:20, 2:22, 8:10, 21:8, 27:2, 27:7, 27:15, 29:8, 34:20, 34:25, 35:6, 35:15, 36:8, 36:12, 51:14, 52:5, 52:17, 52:20, 55:1, 55:3, 55:5,</p>	<p>57:3, 60:20, 61:18, 63:7, 69:21, 69:23, 76:24, 77:6, 107:4, 108:24, 118:8, 118:14, 122:25, 143:8, 143:11, 143:25, 144:8, 144:16, 144:18, 144:21, 144:24</p> <p>commit [6] - 99:3, 101:2, 101:14, 101:15, 102:9, 136:16</p> <p>committal [2] - 98:22, 99:6</p> <p>committed [6] - 69:16, 98:22, 99:3, 100:21, 102:13, 136:17</p> <p>committing [1] - 69:7</p> <p>common [3] - 3:14, 111:3, 117:9</p> <p>commonality [2] - 111:2, 111:25</p> <p>commonly [1] - 136:6</p> <p>communal [3] - 87:25, 88:3, 88:5</p> <p>communicate [1] - 96:12</p> <p>communication [1] - 28:12</p> <p>communities [4] - 41:8, 67:12, 68:4, 81:12</p> <p>Communities [1] - 66:23</p> <p>community [36] - 3:3, 3:6, 15:4, 17:9, 36:16, 36:19, 39:3, 42:8, 43:21, 60:16, 67:20, 69:7, 69:8, 69:9, 69:11, 69:15, 70:8, 73:2, 73:10, 76:21, 76:23, 81:19, 86:4, 86:18, 87:9, 103:3, 112:21, 113:12, 123:13, 138:20, 142:5, 142:7, 142:8, 142:16, 142:19</p> <p>Community [1] - 3:7</p> <p>company [3] - 81:4, 103:23, 139:19</p> <p>Company [2] - 72:23, 73:5</p> <p>compelled [1] - 39:10</p> <p>competent [1] - 139:3</p> <p>completed [1] - 26:13</p> <p>compression [1] - 31:2</p> <p>compromise [3] -</p>	<p>120:9, 121:2, 129:5</p> <p>computer [1] - 29:1</p> <p>concentrated [2] - 141:7, 142:24</p> <p>concern [7] - 32:10, 60:14, 127:13, 130:20, 131:22, 136:13, 138:18</p> <p>concerned [10] - 12:1, 12:4, 16:19, 32:6, 79:1, 113:20, 113:21, 124:6, 129:25, 131:1</p> <p>concerns [4] - 32:8, 52:8, 109:8, 112:4</p> <p>concludes [1] - 115:18</p> <p>conclusion [1] - 57:7</p> <p>condition [5] - 22:23, 23:3, 34:13, 96:8, 140:7</p> <p>conditions [2] - 76:7, 143:15</p> <p>condominium [1] - 88:7</p> <p>confederates [2] - 128:13, 131:13</p> <p>conference [1] - 86:17</p> <p>confirm [3] - 17:3, 63:18, 124:21</p> <p>confirmed [5] - 20:11, 20:13, 68:6, 104:21, 128:16</p> <p>confirms [1] - 21:16</p> <p>conflict [1] - 75:13</p> <p>confront [2] - 83:21, 84:3</p> <p>confused [1] - 120:25</p> <p>congestion [1] - 22:20</p> <p>congregated [1] - 86:8</p> <p>conjure [1] - 67:5</p> <p>connection [4] - 3:8, 6:15, 40:22, 131:14</p> <p>considered [5] - 3:23, 14:14, 56:25, 126:20, 138:19</p> <p>considering [2] - 6:20, 40:13</p> <p>consisted [1] - 123:12</p> <p>constable [2] - 81:9, 113:18</p> <p>Constable [3] - 23:22, 24:3, 58:15</p> <p>constantly [1] - 136:2</p> <p>constitutional [1] - 74:8</p> <p>construction [1] - 65:16</p> <p>consultant [1] - 75:10</p>
--	---	--	---	---

<p>Contact [2] - 14:4, 14:5 contact [15] - 17:4, 40:6, 40:10, 40:12, 40:18, 89:24, 90:3, 103:11, 104:2, 117:3, 119:10, 123:10, 123:24, 124:8, 133:15 contacted [4] - 40:3, 40:5, 40:14, 128:20 contacts [1] - 19:8 containing [2] - 55:8, 2:10 contains [1] - 24:15 content [1] - 115:19 context [2] - 82:5, 124:9 continue [7] - 39:2, 42:5, 85:23, 102:19, 129:7, 134:24, 142:21 continued [4] - 19:1, 103:5, 112:3, 127:8 continues [1] - 48:23 continuing [1] - 40:13 convenient [4] - 47:13, 76:25, 118:7, 142:25 conversation [3] - 56:20, 125:7, 125:8 conversations [1] - 52:2 convey [3] - 109:13, 116:23, 117:11 conveying [1] - 116:21 convicted [1] - 136:25 convinced [1] - 9:19 cop [3] - 100:12, 100:15, 101:12 cope [2] - 69:5, 96:17 copies [6] - 61:15, 61:16, 105:4, 108:4, 129:14, 129:24 coping [1] - 97:11 cops [1] - 107:22 Cops [2] - 109:2, 2:17 copy [3] - 50:7, 107:18, 115:1 Coquitlam [5] - 55:19, 59:12, 112:2, 127:12, 128:14 corner [7] - 20:23, 21:3, 21:7, 23:21, 42:23, 110:1 coroner [6] - 22:8, 23:11, 23:12, 47:24, 48:25, 52:1 Coroners [1] - 21:14</p>	<p>Corporal [1] - 30:6 corporations [1] - 81:21 correct [74] - 2:6, 2:7, 3:10, 5:7, 17:7, 19:7, 19:9, 23:5, 25:16, 26:1, 38:10, 39:18, 40:1, 45:2, 53:20, 54:13, 55:20, 58:4, 58:5, 60:24, 61:3, 61:5, 61:7, 61:10, 62:11, 62:12, 62:18, 63:20, 64:4, 64:11, 64:20, 65:3, 65:6, 65:7, 65:9, 66:23, 66:24, 67:4, 72:4, 72:9, 72:17, 72:20, 72:25, 73:3, 73:16, 73:19, 73:23, 74:3, 74:6, 74:13, 74:15, 74:18, 74:21, 74:24, 75:1, 75:5, 75:8, 75:11, 75:15, 75:18, 76:1, 78:6, 78:10, 80:15, 89:17, 94:15, 109:11, 115:14, 115:15, 128:3, 132:6, 132:7, 132:10, 132:14 corrected [1] - 120:19 correspondence [1] - 129:12 cost [1] - 47:2 Council [1] - 74:23 counsel [8] - 1:6, 2:1, 51:15, 53:16, 57:16, 57:19, 143:16, 143:17 counsel's [1] - 75:6 counselled [1] - 102:8 counselling [1] - 102:3 countries [1] - 83:25 country [1] - 122:9 counts [3] - 130:22, 131:3, 131:24 couple [13] - 9:7, 14:3, 14:10, 17:21, 23:1, 26:6, 30:7, 42:11, 49:22, 105:9, 108:4, 117:25, 131:16 courage [1] - 141:2 course [14] - 13:19, 24:11, 71:20, 86:25, 90:22, 91:1, 91:24, 93:10, 93:17, 112:24, 131:5, 131:12, 133:3, 133:11 Court [1] - 56:1</p>	<p>court [1] - 12:16 courtroom [2] - 127:16, 127:22 cousin [3] - 6:5, 6:7, 6:16 cover [2] - 21:11, 115:18 covered [1] - 76:11 craft [2] - 142:22 cream [2] - 47:11, 47:13 create [1] - 82:2 created [2] - 61:21, 81:8 credit [1] - 137:3 credit's [1] - 137:4 Creyn [23] - 53:9, 53:10, 53:13, 53:18, 53:19, 60:22, 61:11, 63:10, 77:13, 90:21, 98:12, 100:19, 110:6, 115:9, 116:7, 118:6, 118:16, 128:24, 140:15, 143:13, 144:12, 2:13, 2:23 CREY [2] - 53:11, 1:7 Creyn's [1] - 129:22 crime [5] - 30:14, 30:18, 30:20, 31:4, 138:12 Crime [2] - 58:17, 59:8 crimes [2] - 69:7, 69:16 Criminal [1] - 131:21 criminal [6] - 60:1, 101:2, 101:14, 101:15, 102:9, 102:13 critic [1] - 131:20 crop [1] - 46:20 cropped [1] - 29:2 Cross [2] - 1:5, 1:6 cross [4] - 52:19, 80:20, 84:17, 84:24 CROSS [2] - 37:12, 51:18 Cross-exam [2] - 1:5, 1:6 CROSS-EXAMINATION [2] - 37:12, 51:18 cross-examining [1] - 52:19 crossed [2] - 13:2, 48:18 Crown [2] - 57:16, 57:19 cry [1] - 139:3 Culbert [1] - 115:5 Culbert's [1] - 115:14</p>	<p>culprit [1] - 49:9 cultural [7] - 38:1, 43:17, 80:13, 80:20, 82:23, 84:18, 84:24 Cultural [1] - 83:16 culture [2] - 41:2, 41:22 cultures [1] - 82:16 curious [1] - 92:4 current [1] - 65:15 custody [2] - 10:25, 11:12 customs [1] - 67:11 cut [1] - 107:22 Cut [2] - 109:2, 2:17</p> <p style="text-align: center;">D</p> <p>D-r-a-u-d-e [1] - 30:10 Dad [1] - 87:16 dad [4] - 44:23, 87:21, 88:9, 89:4 damn [2] - 139:22, 140:23 damned [1] - 139:15 dark [4] - 28:25, 48:17, 99:19, 99:23 data [1] - 133:8 date [14] - 2:10, 21:15, 22:10, 23:25, 25:11, 50:20, 54:8, 54:17, 62:5, 94:10, 105:10, 105:17, 105:18 dated [9] - 26:8, 51:23, 107:25, 109:3, 123:3, 129:19, 130:17, 2:17, 2:20 daughter [9] - 1:9, 1:13, 7:6, 10:23, 35:4, 43:25, 52:13, 52:15, 135:21 daughters [4] - 36:22, 41:4, 46:3, 75:19 David [1] - 64:14 Dawn [50] - 53:19, 56:25, 61:12, 61:22, 62:21, 63:10, 63:12, 64:16, 70:20, 89:11, 90:11, 90:21, 91:14, 93:8, 93:18, 94:19, 95:11, 97:2, 98:17, 98:18, 99:2, 99:5, 99:16, 101:12, 101:14, 101:18, 102:19, 103:4, 103:12, 103:13, 103:19, 103:22, 104:6, 104:8, 104:9,</p>	<p>104:10, 104:12, 104:13, 113:4, 115:5, 115:8, 115:9, 115:22, 116:25, 118:19, 123:2, 127:7, 139:20, 2:13, 2:19 Dawn's [9] - 53:24, 54:8, 55:10, 62:2, 94:12, 106:13, 106:23, 108:7, 131:19 day-to-day [1] - 44:1 Daycare [1] - 8:15 days [10] - 9:4, 9:7, 17:7, 19:1, 24:2, 52:18, 64:6, 80:24, 83:18, 135:18 de [1] - 59:11 dead [2] - 48:15, 135:14 deadly [1] - 134:16 deal [2] - 95:14, 114:17 dealing [1] - 114:6 dealings [2] - 119:11, 123:8 dealt [2] - 23:12, 119:6 dear [1] - 135:21 death [10] - 23:19, 30:25, 32:14, 41:6, 41:8, 42:4, 55:17, 80:6, 131:9, 131:15 death's [2] - 41:11, 127:3 decade [1] - 74:19 deceased [2] - 32:24, 40:10 December [19] - 2:9, 2:12, 10:18, 11:18, 11:19, 11:20, 12:22, 21:15, 21:18, 22:11, 24:1, 25:12, 26:8, 104:18, 104:19, 104:24, 105:10, 106:8, 107:9 decided [4] - 10:24, 70:7, 70:9, 99:19 decision [3] - 11:2, 11:4, 11:5 declare [1] - 23:18 dedicated [1] - 88:21 deeply [1] - 37:19 definitely [5] - 3:23, 28:14, 38:16, 50:1, 51:9 definitive [2] - 23:15, 23:17 degree [2] - 71:23, 109:8</p>
---	---	--	---	---

<p>degrees [1] - 116:16</p> <p>delegations [1] - 109:23</p> <p>delighted [1] - 93:16</p> <p>deliver [1] - 6:25</p> <p>Delores [3] - 40:5, 40:8, 40:16</p> <p>Delta [1] - 45:6</p> <p>dental [3] - 19:19, 20:15, 48:9</p> <p>deny [1] - 114:21</p> <p>Department [10] - 25:2, 25:10, 26:7, 28:13, 58:9, 59:15, 59:20, 73:18, 89:23, 105:3</p> <p>department [1] - 112:13</p> <p>Department's [1] - 28:8</p> <p>deprivation [1] - 67:23</p> <p>Deputy [1] - 59:7</p> <p>descent [1] - 24:21</p> <p>describe [3] - 68:23, 94:22, 128:18</p> <p>described [3] - 15:23, 58:19, 118:23</p> <p>describes [1] - 117:22</p> <p>describing [1] - 117:18</p> <p>description [5] - 24:15, 28:5, 115:21, 118:3, 2:3</p> <p>desire [2] - 85:15, 97:12</p> <p>desk [2] - 13:24, 85:20</p> <p>desperation [1] - 108:12</p> <p>details [6] - 16:5, 17:2, 17:3, 31:14, 129:2, 133:2</p> <p>Detective [2] - 58:10, 58:15</p> <p>determine [4] - 31:3, 32:6, 53:24, 79:14</p> <p>devastated [1] - 69:3</p> <p>devastating [2] - 46:23, 46:24</p> <p>development [2] - 73:2, 73:10</p> <p>Development [2] - 39:25, 89:22</p> <p>devoted [2] - 66:25, 76:6</p> <p>DFO [1] - 73:24</p> <p>di [1] - 142:13</p> <p>diabetic [1] - 34:12</p> <p>dialect [1] - 66:11</p> <p>diapers [1] - 9:5</p> <p>Dickson [1] - 75:7</p>	<p>die [1] - 29:20</p> <p>died [17] - 2:10, 29:22, 31:4, 32:1, 32:4, 32:25, 35:23, 36:20, 45:14, 55:18, 64:5, 64:14, 65:8, 68:24, 78:19, 79:2, 142:8</p> <p>diet [1] - 66:3</p> <p>difference [3] - 42:22, 43:1, 127:20</p> <p>differences [3] - 9:20, 82:6, 82:23</p> <p>different [12] - 17:21, 17:22, 33:1, 33:3, 39:4, 39:8, 60:14, 62:13, 80:21, 89:16, 95:20, 111:3</p> <p>differently [1] - 137:10</p> <p>difficult [6] - 4:25, 68:25, 69:5, 96:18, 97:17, 122:5</p> <p>difficulties [2] - 94:14, 96:19</p> <p>difficulty [1] - 9:18</p> <p>Dinah [2] - 123:8, 123:10</p> <p>dinner [1] - 13:17</p> <p>dint [1] - 141:5</p> <p>diploma [1] - 72:14</p> <p>directed [3] - 14:17, 48:12, 118:21</p> <p>Directions [1] - 3:7</p> <p>directly [3] - 37:24, 47:21, 135:18</p> <p>director [1] - 74:16</p> <p>disappearance [7] - 2:14, 25:15, 57:10, 107:14, 116:8, 128:11, 131:15</p> <p>disappearances [4] - 59:24, 112:17, 119:8, 121:9</p> <p>disappeared [6] - 2:8, 59:18, 104:7, 109:8, 110:25, 119:3</p> <p>disclosed [1] - 52:3</p> <p>disclosure [3] - 21:2, 108:2, 115:2</p> <p>Disclosure [2] - 27:20, 2:6</p> <p>discovered [4] - 62:2, 71:10, 98:21, 131:5</p> <p>discriminating [1] - 41:2</p> <p>discuss [2] - 38:5, 44:25</p> <p>discussion [1] - 27:1</p> <p>discussions [1] - 122:3</p> <p>disfiguring [1] - 62:25</p>	<p>dispose [1] - 59:3</p> <p>disrespect [1] - 16:18</p> <p>distanced [1] - 42:24</p> <p>distill [1] - 85:8</p> <p>disturbingly [1] - 133:1</p> <p>Division [1] - 28:9</p> <p>DNA [10] - 55:10, 56:13, 56:15, 62:2, 122:4, 122:9, 128:21, 131:6, 133:7</p> <p>DNA's [1] - 128:25</p> <p>doc [1] - 21:2</p> <p>doctor [3] - 96:7, 106:4</p> <p>doctors [4] - 96:4, 96:21, 99:1, 99:5</p> <p>Document [4] - 123:2, 144:10, 2:19, 2:21</p> <p>document [25] - 21:4, 21:10, 21:13, 21:15, 21:16, 22:9, 22:15, 22:21, 26:7, 26:22, 27:15, 50:2, 55:6, 61:14, 61:16, 105:1, 105:23, 106:7, 106:21, 107:19, 109:1, 116:3, 122:22, 2:9, 2:16</p> <p>Documents [2] - 27:20, 2:5</p> <p>documents [10] - 20:16, 20:17, 21:1, 21:5, 27:5, 27:11, 27:13, 52:3, 144:11, 2:22</p> <p>doggedly [2] - 121:12, 133:13</p> <p>dollars [1] - 130:9</p> <p>Don [4] - 23:23, 24:4, 120:18, 120:21</p> <p>done [15] - 1:20, 16:6, 20:1, 20:4, 30:15, 32:11, 47:25, 53:1, 79:11, 83:19, 86:3, 122:7, 138:12, 141:5</p> <p>door [5] - 14:4, 15:3, 99:9, 99:10, 125:2</p> <p>dos [1] - 8:23</p> <p>double [2] - 16:4, 67:18</p> <p>double-check [1] - 16:4</p> <p>doubt [1] - 49:4</p> <p>doubts [1] - 114:8</p> <p>down [30] - 18:1, 19:4, 21:17, 24:17, 25:18, 33:11, 47:15, 50:20, 57:3, 60:11, 89:4, 91:16, 93:2, 98:14,</p>	<p>99:6, 99:11, 100:16, 105:19, 106:21, 108:11, 110:11, 113:7, 113:10, 113:15, 116:4, 118:1, 140:12, 141:10, 142:10, 142:24</p> <p>downstairs [1] - 5:21</p> <p>Downtown [45] - 2:8, 3:3, 19:2, 19:4, 36:20, 43:11, 47:6, 47:9, 51:17, 53:22, 55:7, 59:22, 103:8, 103:25, 104:7, 104:11, 104:23, 109:24, 110:5, 110:7, 110:16, 110:25, 111:14, 111:19, 112:19, 113:7, 113:9, 115:9, 116:12, 121:10, 124:18, 134:25, 136:20, 139:10, 139:13, 139:23, 140:2, 140:6, 140:9, 141:8, 141:14, 142:21, 143:15, 143:18, 2:10</p> <p>downtown [5] - 9:5, 13:21, 18:23, 63:4, 99:21</p> <p>dozens [2] - 88:4</p> <p>Dr [3] - 22:10, 106:1, 106:3</p> <p>draped [1] - 100:14</p> <p>Draude [1] - 30:9</p> <p>draw [3] - 108:6, 111:17, 111:19</p> <p>drawn [2] - 24:8, 24:10</p> <p>dream [4] - 48:16, 48:20, 91:18, 91:19</p> <p>dreamed [1] - 91:1</p> <p>dreams [1] - 48:24</p> <p>Drennan [1] - 112:15</p> <p>drink [2] - 9:8, 142:11</p> <p>drinking [2] - 39:2, 69:6</p> <p>drive [2] - 88:17, 141:13</p> <p>driving [4] - 92:9, 93:3, 99:20, 113:25</p> <p>drove [2] - 93:11, 101:19</p> <p>drug [15] - 9:2, 9:4, 15:7, 15:9, 20:4, 32:16, 32:23, 33:7, 34:6, 34:14, 35:25, 45:15, 45:21, 46:5</p>	<p>drugging [1] - 49:9</p> <p>drugs [9] - 11:9, 33:22, 35:20, 45:12, 45:21, 49:9, 94:23, 95:3, 97:10</p> <p>drunk [1] - 100:15</p> <p>dry [1] - 78:8</p> <p>Duane [1] - 64:5</p> <p>due [3] - 9:4, 133:3, 137:4</p> <p>dumb [1] - 44:14</p> <p>dumped [1] - 78:18</p> <p>dumping [1] - 30:20</p> <p>during [1] - 7:2</p> <p>dwellers [1] - 88:7</p>
E				
<p>E-COMM [2] - 106:9, 106:10</p> <p>e-mail [4] - 23:22, 23:25, 24:3, 24:8</p> <p>early [13] - 43:12, 45:1, 58:9, 62:23, 65:10, 72:22, 74:9, 83:13, 93:22, 93:24, 104:18, 104:19, 109:20</p> <p>easily [1] - 59:2</p> <p>East [2] - 109:1, 2:16</p> <p>east [2] - 107:21, 142:6</p> <p>East-Side [2] - 109:1, 2:16</p> <p>east-side [1] - 107:21</p> <p>Eastside [45] - 2:9, 3:3, 19:2, 19:4, 36:20, 43:11, 47:6, 47:9, 51:17, 53:22, 55:7, 59:22, 103:8, 103:25, 104:8, 104:11, 104:23, 109:24, 110:5, 110:7, 110:17, 111:1, 111:14, 111:20, 112:20, 113:7, 113:9, 115:10, 116:13, 121:10, 124:18, 134:25, 136:21, 139:10, 139:13, 139:24, 140:2, 140:6, 140:9, 141:8, 141:14, 142:21, 143:15, 143:19, 2:10</p> <p>easy [1] - 141:11</p> <p>Echo [1] - 38:25</p> <p>economic [2] - 76:7, 139:9</p>				

<p>edema [1] - 22:17 edge [1] - 47:9 edition [1] - 115:12 educated [2] - 75:21, 89:6 education [2] - 42:24, 88:20 efficacy [1] - 59:25 effort [2] - 122:16, 133:6 eight [3] - 5:12, 24:2, 49:6 eighteen [1] - 7:19 either [5] - 12:13, 45:6, 84:14, 107:2, 131:12 elaborate [1] - 4:1 elder [1] - 71:18 elderly [4] - 18:4, 18:17, 90:14, 97:24 elders [2] - 41:22, 42:4 eldest [3] - 10:23, 90:11, 117:1 Elementary [2] - 90:17, 91:17 elicited [1] - 33:20 Eliza [2] - 18:21 embark [1] - 75:24 embarked [1] - 72:18 embarking [1] - 76:2 embarrassing [1] - 114:19 Embrace [2] - 66:21, 117:16 emerge [1] - 37:6 emotional [1] - 42:6 employed [1] - 75:10 encounter [5] - 90:7, 90:9, 92:22, 92:23, 93:19 encountered [1] - 94:13 encourage [4] - 89:24, 90:3, 97:3, 130:14 encouraged [1] - 133:12 encouragement [1] - 8:25 encouraging [1] - 134:8 end [9] - 17:17, 36:24, 116:2, 118:23, 128:8, 132:20, 135:8, 135:10, 136:13 ending [1] - 111:14 endure [2] - 138:1, 138:3 endured [1] - 136:2</p>	<p>engaged [1] - 80:12 engagement [1] - 75:14 English [2] - 66:14, 66:16 enjoy [1] - 81:4 enormous [1] - 87:25 enrolled [1] - 75:12 ensuing [2] - 102:19, 107:12 enter [1] - 21:4 entered [1] - 27:15 entitled [13] - 53:22, 55:6, 66:20, 105:2, 107:21, 109:1, 115:8, 123:2, 144:10, 2:9, 2:16, 2:19, 2:21 era [4] - 71:22, 81:8, 89:21, 92:15 eradicate [1] - 67:18 Erickson [1] - 3:5 Ernest [4] - 53:13, 61:8, 63:19, 78:5 Ernie [14] - 53:9, 86:19, 91:21, 100:19, 100:25, 101:5, 101:18, 110:6, 116:7, 139:16, 140:15, 141:23, 144:12, 2:22 ERNIE [2] - 53:11, 1:7 especially [2] - 110:15, 110:22 essentially [2] - 25:20, 65:1 estate [1] - 88:16 European [1] - 77:25 event [5] - 27:9, 68:20, 69:14, 122:17, 130:23 eventually [4] - 38:23, 39:17, 111:13, 128:10 evidence [3] - 32:11, 45:16, 143:14 ex [1] - 106:20 ex-heroin [1] - 106:20 exacerbates [1] - 44:9 exactly [8] - 18:8, 19:21, 28:5, 36:3, 67:7, 79:14, 87:19, 104:5 exam [2] - 1:5, 1:6 EXAMINATION [4] - 2:3, 37:12, 51:18, 53:17 examination [1] - 144:19 examining [1] - 52:19</p>	<p>example [2] - 112:14, 114:24 examples [1] - 109:6 except [2] - 20:6, 26:17 exception [2] - 71:17, 139:1 excerpt [1] - 58:7 exchange [1] - 123:20 excited [1] - 18:12 excluded [1] - 127:18 EXCUSED [1] - 53:6 executed [1] - 125:17 executive [3] - 74:1, 74:16, 74:25 exercise [1] - 135:13 exhausted [1] - 99:25 EXHIBIT [15] - 27:19, 29:10, 55:6, 63:9, 107:6, 109:1, 123:2, 2:5, 2:7, 2:9, 2:12, 2:14, 2:16, 2:19, 2:21 Exhibit [7] - 29:9, 58:7, 58:12, 63:8, 107:5, 108:25, 123:1 exhibit [19] - 21:4, 26:25, 27:3, 29:7, 50:2, 51:24, 54:20, 54:25, 55:3, 55:4, 62:15, 63:6, 107:2, 108:23, 122:24, 144:7, 144:9, 144:10 exHIBITS [1] - 2:1 exists [1] - 81:14 expect [3] - 28:17, 143:14, 144:19 expectations [2] - 138:22, 138:24 expected [2] - 11:20, 13:9 experience [9] - 37:17, 65:12, 68:25, 76:10, 80:25, 81:7, 111:2, 111:9, 111:25 experiences [7] - 52:22, 52:24, 60:18, 80:9, 85:9, 117:5, 117:8 experiencing [3] - 49:15, 49:16, 96:19 experimentation [2] - 94:20, 94:24 expert [2] - 82:19, 138:13 explain [10] - 55:24, 61:21, 78:23, 80:16, 94:16, 96:13, 106:7, 120:6, 123:10, 133:7 explained [8] - 52:18,</p>	<p>97:4, 97:20, 98:8, 98:17, 98:25, 102:5, 125:4 explaining [1] - 120:4 exposure [2] - 78:20, 82:10 express [1] - 133:10 expressed [3] - 127:13, 136:5, 138:18 expresses [1] - 132:20 expressing [3] - 68:3, 130:20 expunging [1] - 67:15 extend [1] - 52:15 extra [2] - 105:4, 108:4</p>	<p>119:12, 120:14, 121:2, 121:13, 126:12, 130:3, 130:5, 134:2, 134:3, 135:16, 135:20, 135:22, 136:2, 137:9, 137:25, 138:2 Family [2] - 39:24, 89:22 family [50] - 2:11, 3:8, 4:4, 4:6, 4:16, 6:8, 6:20, 9:12, 10:9, 18:16, 19:1, 19:10, 26:15, 26:19, 31:9, 37:9, 40:3, 41:5, 41:10, 42:18, 42:23, 46:16, 47:14, 48:8, 49:12, 52:16, 57:20, 60:3, 60:7, 60:9, 60:17, 63:14, 63:17, 63:18, 67:13, 67:20, 68:16, 77:20, 89:14, 95:6, 95:16, 95:18, 96:21, 109:17, 115:10, 117:2, 127:23, 129:4, 135:21, 138:3 family's [1] - 60:2 fancy [1] - 66:2 Fanny [5] - 2:19, 2:21, 2:22, 15:18, 30:4 far [9] - 11:7, 32:5, 76:18, 76:19, 115:25, 116:5, 121:11, 121:25, 140:3 Farm [4] - 98:4, 99:13, 101:4, 101:24 farm [10] - 55:11, 57:6, 58:2, 59:12, 90:13, 112:2, 122:11, 122:15, 125:18, 128:13 fashion [1] - 87:11 fate [1] - 111:1 father [31] - 3:11, 3:12, 3:20, 4:8, 6:9, 6:10, 9:3, 10:25, 11:11, 11:16, 12:5, 12:21, 38:10, 38:19, 38:21, 39:1, 39:8, 39:11, 39:13, 39:18, 39:21, 61:8, 65:4, 68:6, 68:24, 69:1, 70:2, 77:21, 77:25, 78:5 father's [9] - 4:4, 4:5, 4:8, 4:9, 6:4, 63:19, 65:12, 69:25, 77:25 fault [2] - 141:20 fax [2] - 21:10, 21:11</p>
F				
<p>face [7] - 62:10, 62:17, 62:22, 62:25, 106:13, 134:24, 138:21 facility [2] - 68:12, 99:8 facing [5] - 122:3, 130:23, 131:4, 131:14, 139:7 fact [19] - 21:17, 33:20, 33:21, 35:6, 40:7, 55:15, 57:25, 75:2, 75:6, 75:23, 90:3, 109:7, 109:15, 109:19, 117:13, 120:5, 128:1, 128:15, 131:23 factors [1] - 7:14 facts [1] - 27:22 failed [3] - 60:3, 60:4 failure [1] - 141:19 fair [4] - 76:5, 82:11, 104:20, 109:9 fairly [3] - 9:2, 77:13, 103:11 faith [1] - 64:12 Faith [4] - 90:12, 90:21, 91:13, 117:2 fall [1] - 124:6 fallen [1] - 87:11 falling [2] - 70:14, 112:18 familiar [4] - 81:13, 96:8, 115:19, 116:8 Families [2] - 1:3, 1:7 families [28] - 1:6, 4:25, 40:23, 41:8, 53:9, 56:22, 60:4, 70:14, 88:4, 109:16, 111:5, 111:12,</p>				

<p>faxed [1] - 106:8 feasible [1] - 39:1 February [8] - 62:8, 107:25, 109:3, 112:1, 125:17, 130:17, 131:17, 2:18 Federal [2] - 144:13, 2:24 feed [1] - 59:4 feelings [2] - 37:8, 43:5 fell [1] - 90:22 fellow [1] - 79:4 felt [6] - 4:6, 39:9, 84:7, 95:9, 117:18 female [1] - 15:15 female's [1] - 24:5 ferret [3] - 124:14, 124:21, 139:11 fetal [1] - 9:20 few [22] - 6:4, 8:20, 10:8, 17:7, 19:1, 20:16, 30:3, 35:5, 41:10, 64:6, 76:11, 77:15, 79:20, 80:1, 92:12, 92:20, 99:9, 105:3, 121:7, 123:20, 126:18, 135:18 field [1] - 87:8 fields [1] - 88:2 file [2] - 31:6, 54:18 filed [5] - 19:3, 25:12, 27:9, 50:6, 107:10 files [3] - 30:24, 105:2, 107:19 fill [1] - 7:3 filled [2] - 92:2, 139:25 filling [1] - 30:17 final [2] - 49:22, 53:2 finally [2] - 127:4, 130:6 financial [1] - 133:8 findings [2] - 22:12, 22:14 fine [1] - 54:19 finished [1] - 144:19 first [35] - 1:19, 5:14, 6:5, 9:25, 10:5, 10:8, 10:13, 13:21, 20:1, 20:3, 20:21, 21:10, 30:11, 32:21, 51:20, 51:21, 56:8, 56:12, 61:17, 64:2, 70:18, 73:7, 87:2, 88:6, 92:25, 93:18, 103:22, 109:14, 116:21, 117:14, 119:12, 122:16, 129:19, 130:3</p>	<p>First [9] - 3:21, 3:24, 7:23, 24:21, 66:22, 76:13, 81:6, 85:12, 87:17 firstly [1] - 57:24 fish [1] - 87:23 Fisheries [2] - 73:18, 73:22 fisheries [4] - 74:17, 75:4, 75:10, 84:22 fishery [1] - 88:19 fishing [1] - 4:13 fit [1] - 113:5 five [2] - 3:14, 75:16 fixtures [1] - 56:10 flex [1] - 81:2 flexible [1] - 47:16 floor [1] - 3:5 flowers [2] - 31:18, 31:23 fly [1] - 113:11 fly-by-night [1] - 113:11 focus [3] - 46:4, 105:8, 122:13 focused [2] - 84:17, 121:9 focusing [2] - 119:2, 131:7 folded [1] - 61:20 folks [3] - 80:25, 126:16, 142:18 follow [3] - 78:22, 127:8, 129:8 followed [7] - 32:12, 43:12, 64:5, 64:12, 64:16, 121:12, 128:9 following [11] - 13:8, 14:20, 30:5, 31:5, 58:10, 99:11, 101:23, 119:5, 121:13, 131:16, 137:16 follows [2] - 70:25, 132:9 fondest [1] - 85:15 food [3] - 59:4, 65:24, 67:23 football [1] - 88:2 FOR [2] - 27:19, 2:5 force [4] - 67:22, 119:15, 121:21, 122:20 Force [3] - 23:25, 24:5, 28:3 forced [1] - 89:25 forces [2] - 84:15, 84:21 foregoing [1] - 145:3 forehead [1] - 16:3</p>	<p>foremost [1] - 109:14 forgot [1] - 78:11 form [3] - 30:17, 34:17, 106:16 former [1] - 84:21 forms [1] - 7:4 forth [2] - 91:16, 125:13 fortunate [1] - 141:12 foster [14] - 61:23, 71:12, 71:13, 71:19, 89:16, 89:25, 90:12, 90:14, 90:15, 93:16, 108:11, 111:6, 111:13, 117:21 flew [1] - 143:4 foul [1] - 57:1 founded [1] - 86:7 founding [2] - 86:6, 86:10 four [9] - 13:20, 44:11, 47:22, 48:21, 78:14, 91:5, 115:16, 131:6 fourth [2] - 29:17, 54:3 frame [1] - 65:18 frank [1] - 84:7 frankly [1] - 142:15 Fraser [2] - 61:1, 68:10 free [1] - 102:24 freedom [1] - 44:15 French [1] - 66:17 frequent [1] - 103:11 frequented [1] - 124:17 frequently [1] - 10:16 fresh [2] - 5:25, 66:2 friend [7] - 61:15, 69:25, 72:10, 75:6, 97:25, 121:4, 124:2 friends [8] - 8:7, 26:24, 70:6, 88:23, 103:17, 120:12, 120:15, 129:14 front [13] - 13:25, 62:10, 69:17, 98:23, 98:25, 99:9, 101:3, 101:22, 112:10, 112:14, 113:19, 114:21, 115:11 fruits [1] - 66:2 frustrated [5] - 100:7, 100:8, 117:23, 118:24, 130:7 frustration [1] - 60:6 full [2] - 59:9, 115:17 fully [2] - 3:24, 143:20 fund [2] - 132:5, 133:18 funeral [2] - 6:21,</p>	<p>79:21 future [3] - 133:14, 137:7, 138:11</p>	<p>G</p> <p>gallery [1] - 52:14 games [1] - 71:3 garment [1] - 56:17 gather [3] - 72:1, 87:13, 117:13 gee [1] - 113:2 gelato [1] - 47:12 General [5] - 21:13, 26:7, 26:11, 99:4, 99:7 general [1] - 130:18 generally [1] - 82:13 generation [1] - 43:16 generations [1] - 43:16 gentle [2] - 31:17, 41:12 gentleness [1] - 4:20 gently [2] - 32:3, 48:4 George [1] - 80:23 Georgia [1] - 110:2 Germany [2] - 70:3, 77:22 Gervais [3] - 34:25, 37:10, 51:14 gervais [1] - 1:5 GERVAIS [8] - 35:1, 37:11, 37:12, 50:2, 50:5, 50:9, 50:12, 51:10 Gilford [4] - 3:20, 4:4, 38:20, 41:16 girl [2] - 17:23, 49:13 girls [14] - 11:16, 31:23, 41:21, 42:2, 42:7, 42:14, 42:20, 43:13, 49:18, 59:13, 90:19, 90:20, 92:9, 93:6 girls' [3] - 12:21, 14:14, 31:3 given [9] - 8:23, 8:24, 26:17, 27:5, 59:18, 61:15, 77:1, 115:10, 133:14 glimpse [1] - 43:10 goal [1] - 131:11 God [1] - 139:15 good-bye [1] - 92:10 goods [1] - 78:8 Gordon [5] - 64:3, 71:18, 78:12, 79:7, 134:13</p>	<p>Gordon's [1] - 80:6 government [2] - 74:14, 81:21 Governor [1] - 72:11 Grade [2] - 46:6, 46:10 graduated [2] - 72:8, 72:14 granddaughter [1] - 7:5 grandfather [2] - 77:24, 78:7 grandma [2] - 14:13, 14:14 grandmother [3] - 6:6, 40:9, 78:2 grandparents [2] - 40:8, 88:3 grandpas [1] - 42:16 Granville [1] - 110:2 grasp [1] - 66:16 gratl [1] - 1:6 Gratl [2] - 51:14, 51:15 GRATL [3] - 51:15, 51:18, 52:4 great [4] - 4:10, 4:19, 42:3, 88:2 Greater [1] - 83:24 greater [1] - 76:18 Green [18] - 1:8, 1:15, 1:25, 2:4, 20:17, 21:19, 26:9, 26:21, 27:22, 29:13, 32:8, 33:17, 34:19, 35:2, 37:13, 49:19, 51:10, 52:20 green [1] - 93:1 GREEN [2] - 1:23, 1:3 grew [4] - 70:1, 87:19, 108:10, 117:4 grinder [1] - 59:4 grip [1] - 102:24 gross [2] - 21:24, 22:12 ground [2] - 3:5, 91:14 group [1] - 109:21 groups [4] - 109:23, 109:24, 110:4 grow [2] - 76:12, 85:11 growing [6] - 4:17, 61:24, 76:20, 87:10, 87:18 guardian [5] - 1:17, 2:4, 3:9, 39:15, 46:13 guardianship [1] - 9:25 guess [5] - 45:23, 49:10, 101:7, 140:5, 140:8</p>
---	--	--	---	--	--

<p>guessing [1] - 105:22 guy [3] - 70:8, 85:17, 100:4</p>	<p>124:18, 143:13 hearing [9] - 1:4, 34:21, 34:24, 77:8, 77:11, 118:13, 125:19, 126:21, 144:25 hearings [3] - 12:17, 40:14, 75:3 heart [8] - 23:13, 32:18, 32:19, 34:12, 43:5, 43:6, 43:7 hearts [2] - 26:19, 35:11 heavy [3] - 94:22, 94:23, 95:2 height [1] - 15:24 held [6] - 61:22, 62:1, 62:6, 80:21, 83:15, 83:22 hell [2] - 89:6, 113:6 help [21] - 8:16, 84:9, 95:14, 96:3, 96:14, 96:17, 96:20, 96:23, 97:14, 97:15, 98:3, 100:17, 100:19, 100:24, 102:12, 102:14, 102:20, 104:1, 134:16, 134:23, 136:3 helped [2] - 6:12, 30:16 helpful [2] - 30:10, 126:7 helping [1] - 53:1 Henry [1] - 97:25 hereby [1] - 145:3 herein [1] - 145:5 Hern [2] - 52:5, 52:6 HERN [4] - 27:4, 27:11, 52:6, 52:15 heroin [2] - 106:20, 106:24 herself [4] - 3:24, 7:16, 9:21, 18:2 Hi [1] - 24:20 hide [1] - 138:16 high [8] - 8:5, 46:24, 47:1, 72:6, 72:8, 72:14, 81:19, 133:1 highest [1] - 74:8 highly [2] - 7:25, 112:22 Hill [1] - 8:15 himself [2] - 65:4, 127:17 hire [1] - 81:11 Hiscox [1] - 58:19 histories [1] - 111:23 history [6] - 41:1, 43:9, 60:17, 81:23,</p>	<p>82:4 hit [1] - 48:20 hogs [1] - 59:5 hold [3] - 62:1, 62:4, 95:5 holding [1] - 80:20 holidays [6] - 16:13, 16:15, 17:20, 20:1, 47:17, 47:21 home [28] - 4:15, 4:21, 4:22, 5:21, 6:12, 8:2, 8:18, 8:20, 10:9, 14:12, 41:15, 47:19, 67:11, 68:3, 71:1, 71:8, 71:11, 71:12, 71:13, 71:18, 75:5, 78:17, 90:12, 90:18, 93:16, 95:19, 101:18, 117:21 homeless [1] - 18:4 homemaker [1] - 8:16 homes [5] - 71:19, 88:1, 88:5, 89:16, 108:11 Honda [1] - 141:15 honour [1] - 44:6 hop [1] - 85:18 hope [5] - 8:9, 36:23, 52:9, 115:8, 135:3 Hope [12] - 69:9, 69:18, 70:2, 70:3, 70:5, 71:2, 78:8, 78:16, 78:19, 79:16, 123:2, 2:19 hoped [1] - 139:4 hopefully [1] - 69:12 hopes [3] - 135:13, 138:22, 138:24 hoping [2] - 13:3, 139:8 horrendous [1] - 138:12 Hospital [3] - 98:21, 99:4, 99:7 hospital [2] - 32:25, 98:7 hospitals [1] - 28:16 hosting [1] - 42:18 hosts [2] - 141:22 hotel [9] - 85:15, 85:18, 86:11, 86:13, 86:19, 87:6, 119:17, 124:17, 140:4 Hotel [2] - 86:15, 124:18 hotels [4] - 63:4, 86:1, 86:5, 92:24 Hotels [1] - 85:25 hour [4] - 77:1, 92:7, 92:21, 144:17</p>	<p>hours [2] - 28:6, 99:9 house [8] - 4:23, 5:15, 8:13, 12:23, 19:12, 42:19, 43:19, 78:16 houses [3] - 88:1, 88:3, 88:8 Housing [1] - 103:9 housing [4] - 7:4, 124:1, 141:6, 142:24 hue [1] - 139:3 huge [2] - 32:10, 47:22 hugely [1] - 47:22 hugged [1] - 91:24 human [1] - 36:21 hundred [3] - 15:18, 18:7, 130:9 hung [1] - 128:9 hungry [1] - 139:20 hunt [1] - 87:24 hurt [1] - 37:19 husband [3] - 4:24, 41:19, 47:16 husband's [1] - 18:16</p>	<p>impairment [1] - 106:17 imparted [1] - 68:17 important [2] - 52:11, 134:15 impoverished [3] - 136:17, 136:19, 138:21 impression [3] - 16:14, 16:22, 56:24 improve [3] - 76:7, 139:12, 143:23 improved [2] - 137:24, 138:14 improvements [7] - 137:6, 137:8, 138:4, 138:8, 138:15, 138:17, 143:6 improving [1] - 137:12 IN [2] - 2:3, 53:17 inadequate [1] - 133:11 incident [3] - 27:12, 58:2, 78:22 includes [1] - 25:24 including [2] - 58:1, 138:3 inclusive [2] - 41:18, 42:12 indeed [1] - 128:21 independent [2] - 94:5, 97:7 INDEX [1] - 1:1 indexed [2] - 105:4, 108:2 Indian [15] - 66:8, 67:2, 73:1, 73:6, 86:7, 86:9, 87:10, 87:14, 88:12, 90:20, 93:6, 100:5, 100:13, 141:9 Indians [4] - 82:21, 86:17, 87:12, 142:16 indicate [3] - 54:3, 54:6, 119:10 indicated [4] - 55:18, 77:19, 89:13, 132:11 indicates [1] - 106:12 indicating [1] - 50:17 indication [1] - 57:13 indicative [1] - 20:6 individual [1] - 112:12 individuals [4] - 51:16, 68:17, 74:10, 141:20 inducement [1] - 130:11 industries [1] - 5:1 industry [1] - 85:15 infancy [2] - 64:14,</p>
I				
<p>habit [1] - 106:24 Haida [1] - 66:10 hair [1] - 28:25 half [8] - 7:18, 21:16, 24:17, 25:18, 49:11, 64:23, 64:25, 117:1 Halkomelem [1] - 68:9 hallucinated [1] - 96:10 hallucinating [1] - 96:11 hallucinations [1] - 96:17 hand [13] - 20:23, 21:3, 21:7, 23:21, 24:8, 24:10, 28:20, 28:24, 88:11, 120:7, 120:11, 121:3, 140:17 hands [1] - 139:4 handwriting [1] - 25:18 handwritten [1] - 22:14 happy [9] - 91:9, 92:2, 93:20, 95:8, 125:12, 127:1, 137:2, 143:10 hard [4] - 71:6, 97:22, 134:18, 143:5 Hardcopy [1] - 26:8 Hardy [4] - 10:25, 11:12, 12:13, 13:18 harsh [1] - 65:24 harshly [2] - 66:12, 68:5 Hastings [1] - 106:4 Hazel [2] - 1:18, 2:5 head [5] - 29:1, 100:1, 100:14, 109:21 headed [1] - 139:25 heading [1] - 23:24 heads [1] - 33:12 heal [1] - 43:17 health [3] - 95:4, 134:22, 142:23 healthy [2] - 66:4 hear [12] - 8:7, 19:11, 35:8, 35:13, 35:16, 36:12, 44:3, 134:1, 140:19, 143:14 heard [9] - 13:12, 19:5, 31:10, 52:8, 56:12, 84:25, 120:2,</p>	<p>ice [2] - 47:11, 47:13 ID [1] - 21:2 idea [4] - 37:17, 51:2, 67:18, 105:15 IDENTIFICATION [2] - 27:19, 2:5 identification [10] - 23:13, 26:23, 27:4, 27:16, 27:17, 50:8, 50:9, 50:10, 58:25, 107:3 identified [3] - 26:16, 27:6, 58:18 identify [1] - 3:21 identity [1] - 42:20 ignorant [1] - 7:24 ignore [1] - 109:15 illness [1] - 136:20 imagine [2] - 46:12, 46:18 immediate [1] - 111:5 immediately [4] - 15:6, 95:22, 96:9, 120:23 immemorial [1] - 61:2 immensely [1] - 47:20 immigrant [1] - 77:21 immigrated [1] - 70:3 impact [5] - 40:25, 41:3, 47:22, 49:20 impacts [2] - 38:5, 47:21</p>			

<p>65:2 infant [2] - 4:7, 39:7 informant [1] - 59:23 information [20] - 15:20, 17:4, 22:22, 24:25, 25:1, 25:18, 25:20, 25:24, 31:3, 31:8, 58:10, 59:14, 59:20, 59:24, 82:9, 103:2, 103:3, 124:14, 124:16, 126:13 Information [1] - 26:11 infractions [1] - 66:7 initial [3] - 32:14, 33:13, 57:18 injection [1] - 14:7 injuries [6] - 23:14, 23:16, 62:22, 78:20, 79:7 input [1] - 83:8 inquiry [13] - 21:2, 36:18, 127:11, 133:22, 134:9, 134:15, 134:21, 135:6, 135:9, 136:13, 138:22, 138:25, 143:5 Inquiry [2] - 27:20, 2:6 inside [1] - 63:17 insisted [1] - 7:20 Insite [1] - 14:6 instance [3] - 9:3, 130:3, 136:21 instances [2] - 83:25, 84:11 institute [1] - 84:21 institution [3] - 71:8, 99:13, 114:8 institutional [1] - 111:6 institutions [1] - 67:23 instructors [1] - 120:25 intact [1] - 67:9 integration [1] - 43:17 intellectual [1] - 106:17 intellectually [1] - 43:9 intend [1] - 21:4 intentional [1] - 32:7 interaction [1] - 114:25 interest [3] - 94:23, 128:4, 134:6 interested [3] - 85:25, 110:8 interesting [1] - 85:22</p>	<p>interests [1] - 143:18 interfered [1] - 5:3 Interim [1] - 22:7 interim [1] - 57:22 internal [1] - 22:20 interrupt [1] - 76:25 intervened [1] - 7:20 intervening [1] - 111:11 interviews [1] - 115:22 introduced [4] - 6:18, 7:7, 119:21, 119:23 introducing [1] - 120:4 investigated [1] - 79:11 investigating [1] - 119:7 investigation [19] - 29:25, 32:10, 36:13, 56:8, 58:17, 79:14, 109:9, 112:5, 117:24, 118:24, 119:24, 119:25, 120:9, 121:3, 122:1, 124:9, 126:16, 131:10, 134:19 investigations [1] - 133:23 investigators [3] - 22:4, 57:14, 119:16 invests [1] - 132:24 invited [5] - 41:15, 82:7, 83:13, 137:22 inviting [2] - 42:13, 124:19 involved [7] - 6:2, 8:19, 33:22, 48:3, 74:7, 94:17, 136:12 involvement [2] - 2:14, 34:4 involving [1] - 129:8 island [1] - 5:23 Island [10] - 2:18, 3:19, 3:20, 4:3, 4:5, 6:7, 38:20, 41:16, 43:14, 70:11 isolation [1] - 67:23 issue [6] - 8:12, 95:15, 103:1, 121:12, 132:6, 143:19 issued [1] - 133:17 issues [10] - 5:3, 5:22, 8:13, 42:20, 81:25, 84:17, 102:20, 102:21, 103:5, 110:20 Italian [1] - 83:16 item [1] - 125:19 itself [2] - 34:9, 43:24</p>	<p style="text-align: center;">J</p> <p>jacket [1] - 15:23 jail [3] - 70:13, 98:12, 137:2 January [5] - 19:23, 20:10, 29:3, 48:5, 129:19 Jason [1] - 51:15 jeans [2] - 15:22, 24:18 Jinglepot [1] - 70:12 job [7] - 4:24, 85:22, 94:3, 110:19, 120:5, 129:5 jobs [1] - 47:16 Joe [1] - 74:12 joint [3] - 114:14, 119:15, 121:20 journalists [1] - 121:7 judge [5] - 69:18, 101:3, 101:22, 127:16, 127:17 Judge [2] - 69:25, 70:6 judged [1] - 7:12 judges [1] - 69:20 judgment [1] - 133:25 judgments [1] - 121:16 July [8] - 33:5, 55:25, 56:13, 58:9, 58:13, 74:22, 75:9, 132:9 jumped [1] - 93:11 June [3] - 31:15, 33:5, 132:3 junior [4] - 8:5, 112:11, 112:14, 113:19 justice [6] - 60:1, 69:23, 80:7, 88:18, 98:23, 98:24 Justice [2] - 131:22, 132:13</p> <p style="text-align: center;">K</p> <p>Kamloops [14] - 72:19, 73:4, 78:24, 78:25, 85:16, 86:6, 86:8, 86:9, 86:17, 86:20, 86:22, 92:24, 94:2, 94:3 Karen [1] - 18:11 Kayla [1] - 49:7 keen [1] - 128:4 keep [6] - 6:21, 41:23, 119:25, 138:6, 141:9, 142:24 keeps [1] - 35:25 Kent [3] - 19:23, 20:9, 23:11 kept [3] - 12:16, 16:15, 71:25 Kerrisdale [3] - 140:1, 140:14, 142:6 kick [1] - 106:23 kid [1] - 85:19 kids [7] - 6:2, 13:17, 31:17, 38:24, 44:21, 89:4, 90:1 kill [1] - 136:15 killed [4] - 6:9, 57:5, 57:6, 59:11 killer [3] - 110:11, 112:19, 136:22 killers [3] - 110:11, 112:19, 136:14 killing [2] - 136:24, 136:25 Killing [1] - 67:2 kilometres [1] - 33:2 Kimble [1] - 21:14 kind [18] - 6:16, 7:13, 7:25, 15:25, 16:17, 34:18, 66:3, 79:8, 87:5, 100:4, 112:23, 113:5, 113:19, 138:11, 139:15, 140:17, 142:12, 142:25 kindness [1] - 4:20 kinds [8] - 8:18, 37:25, 44:1, 44:2, 83:1, 134:22, 137:14, 137:15 King [1] - 81:3 Kingcome [2] - 3:18, 42:13 Kingsway [2] - 124:1, 124:23 kitchen [2] - 42:17, 139:20 kitchens [1] - 139:22 Kitsilano [2] - 139:21, 140:14 knit [1] - 112:21 knocked [1] - 125:1 knowing [7] - 2:11, 37:4, 38:2, 43:3, 67:13, 81:23, 87:19 knowledge [20] - 40:7, 55:14, 57:9, 65:11, 67:10, 67:16, 67:19, 68:17, 71:25, 79:10, 79:12, 82:16, 84:14, 84:19, 85:1, 102:23, 114:6, 124:13, 130:11, 130:15 known [9] - 28:4, 28:7, 60:15, 69:10, 113:10, 113:12, 116:14, 117:10, 133:25 knows [3] - 24:12, 33:25, 43:7 Koczapska [1] - 90:18</p> <p style="text-align: center;">L</p> <p>la-di-da [1] - 142:13 lab [1] - 122:8 labour [1] - 71:6 lack [3] - 28:11, 36:15, 82:14 lacking [1] - 35:23 lacrosse [1] - 71:4 ladies [1] - 93:10 Ladysmith [1] - 6:8 Lake [4] - 70:10, 70:24, 71:3, 73:2 Lalonde [1] - 49:8 land [5] - 41:21, 81:25, 82:1, 87:23 landlords [1] - 88:13 language [10] - 38:2, 66:10, 66:11, 68:2, 68:9, 68:10, 68:13, 68:18, 139:17, 139:18 languages [2] - 66:14, 67:9 large [7] - 46:2, 53:21, 54:24, 55:7, 63:13, 2:10 last [16] - 10:17, 11:18, 17:12, 30:1, 33:24, 41:10, 54:15, 54:17, 55:25, 76:11, 80:9, 91:5, 116:2, 132:20, 132:23, 134:12 lasted [1] - 73:13 late [2] - 99:18, 123:6 latter [4] - 80:18, 95:1, 95:4, 104:17 law [4] - 3:14, 70:14, 82:25, 102:7 lawn [1] - 78:18 laws [1] - 88:12 lawyer [5] - 75:6, 78:25, 79:19, 79:24, 80:5 lawyers [1] - 127:17 lay [1] - 69:20 layered [1] - 44:17 lead [1] - 60:18</p>
---	--	--

<p>leaders [1] - 74:14</p> <p>leads [2] - 32:12, 68:19</p> <p>learn [7] - 58:6, 58:8, 66:14, 81:5, 82:4, 103:19, 128:10</p> <p>learned [5] - 7:22, 8:11, 83:20, 84:8, 94:18</p> <p>learning [2] - 43:15, 80:24</p> <p>least [9] - 10:7, 12:24, 31:12, 58:24, 63:13, 72:2, 80:11, 115:2, 134:2</p> <p>leather [1] - 15:23</p> <p>leave [12] - 4:6, 7:1, 16:7, 19:14, 39:10, 39:13, 43:12, 47:15, 56:24, 59:25, 97:3, 122:22</p> <p>leaving [3] - 39:12, 71:9, 71:10</p> <p>led [1] - 74:7</p> <p>left [11] - 6:12, 31:20, 31:22, 39:7, 41:4, 54:3, 57:20, 69:2, 73:24, 87:6</p> <p>legal [5] - 1:17, 2:4, 3:9, 39:15, 129:8</p> <p>legally [2] - 69:21, 69:22</p> <p>Leipzig [2] - 70:3, 77:21</p> <p>length [1] - 88:2</p> <p>lengthy [1] - 115:3</p> <p>LePard [6] - 57:24, 58:7, 58:11, 58:14, 59:7, 136:7</p> <p>lesson [1] - 89:3</p> <p>lessons [1] - 134:16</p> <p>letter [13] - 27:17, 129:19, 130:17, 131:17, 132:12, 132:15, 132:16, 132:19, 133:21, 134:11, 134:12, 135:8, 138:18</p> <p>letters [11] - 34:16, 99:1, 99:5, 129:15, 131:16, 131:19, 133:17, 144:3, 144:11, 2:22</p> <p>levels [1] - 74:8</p> <p>Lieutenant [1] - 72:11</p> <p>life [30] - 2:13, 4:17, 5:8, 7:14, 37:4, 44:1, 53:1, 63:1, 65:10, 66:4, 68:20, 69:1, 69:6, 76:10, 85:8,</p>	<p>88:16, 88:21, 92:3, 94:12, 94:17, 94:25, 103:6, 108:13, 111:23, 115:22, 117:9, 128:8, 137:1, 141:18</p> <p>lifestyle [3] - 97:4, 97:5, 97:8</p> <p>lifetime [2] - 89:2, 89:3</p> <p>light [1] - 138:16</p> <p>likely [5] - 12:7, 57:6, 115:16, 124:15, 137:14</p> <p>limited [1] - 21:24</p> <p>limits [1] - 28:19</p> <p>line [5] - 50:20, 85:16, 111:18, 111:19, 135:9</p> <p>lines [2] - 33:14, 105:19</p> <p>link [1] - 45:7</p> <p>linking [1] - 45:9</p> <p>list [2] - 8:23, 54:21</p> <p>listen [1] - 36:14</p> <p>listened [3] - 135:16, 135:19, 139:2</p> <p>listening [1] - 60:10</p> <p>live [15] - 2:17, 4:14, 5:20, 10:24, 37:3, 39:17, 39:21, 42:5, 42:19, 76:13, 85:11, 139:13, 141:17, 141:18, 142:21</p> <p>lived [24] - 4:4, 4:19, 6:7, 6:8, 15:17, 18:16, 47:8, 56:18, 60:25, 88:3, 90:12, 93:15, 94:2, 95:12, 103:15, 108:11, 113:6, 113:9, 117:4, 117:9, 136:20, 142:7</p> <p>lives [18] - 5:1, 44:9, 45:25, 70:7, 76:8, 92:1, 94:11, 103:15, 110:12, 110:24, 111:11, 111:25, 116:10, 116:15, 117:4, 117:12, 125:1, 139:12</p> <p>living [18] - 2:19, 2:20, 5:4, 5:9, 5:14, 42:23, 63:2, 63:3, 63:4, 78:24, 88:7, 94:21, 95:5, 95:19, 95:20, 97:9, 97:22, 111:19</p> <p>local [3] - 86:11, 86:17, 107:20</p> <p>locate [2] - 16:23, 104:22</p>	<p>location [2] - 16:4, 21:21</p> <p>locations [1] - 33:1</p> <p>log [1] - 12:16</p> <p>look [9] - 24:17, 25:19, 104:21, 105:6, 111:22, 114:23, 134:18, 139:9, 141:14</p> <p>Look [1] - 128:24</p> <p>looked [14] - 7:17, 41:23, 54:20, 91:25, 93:4, 93:9, 100:11, 100:17, 101:17, 104:6, 110:17, 110:24, 113:13, 116:14</p> <p>looking [14] - 7:15, 23:6, 33:13, 41:20, 46:16, 50:19, 79:2, 79:23, 104:1, 104:8, 104:12, 105:24, 134:11</p> <p>looks [4] - 24:13, 50:22, 105:9, 105:13</p> <p>loose [1] - 112:21</p> <p>Lori [2] - 115:5, 115:14</p> <p>Lorraine [15] - 62:20, 64:18, 93:7, 93:12, 93:13, 93:17, 102:16, 103:4, 103:7, 103:13, 104:4, 104:20, 108:6, 113:4, 116:25</p> <p>lose [2] - 41:11, 44:21</p> <p>loss [7] - 38:1, 49:14, 52:8, 69:1, 69:5, 100:10, 135:21</p> <p>lost [8] - 7:18, 7:19, 9:14, 56:1, 56:14, 72:1, 88:8, 88:12</p> <p>love [2] - 4:11, 91:19</p> <p>loved [2] - 4:18, 36:23</p> <p>loving [3] - 39:11, 39:13, 41:12</p> <p>lower [1] - 68:10</p> <p>Lower [3] - 28:18, 61:1, 88:6</p> <p>loyalties [2] - 67:20, 68:3</p> <p>LTD [1] - 145:11</p> <p>lucid [1] - 96:12</p> <p>lying [1] - 48:16</p>	<p>mad [1] - 9:13</p> <p>mail [4] - 23:22, 23:25, 24:3, 24:8</p> <p>Main [6] - 14:21, 15:1, 25:14, 26:11, 28:9, 106:5</p> <p>Mainland [2] - 28:19, 61:1</p> <p>Mainland's [1] - 88:6</p> <p>majority [1] - 90:8</p> <p>male [2] - 15:15, 58:18</p> <p>Mamie [1] - 78:2</p> <p>man [7] - 18:4, 25:21, 58:19, 69:24, 133:24, 133:25, 134:4</p> <p>manage [1] - 39:3</p> <p>Management [1] - 21:14</p> <p>management [1] - 85:18</p> <p>manager [1] - 125:3</p> <p>manifests [1] - 43:24</p> <p>Mann [1] - 98:6</p> <p>manual [1] - 32:4</p> <p>Maple [6] - 95:5, 95:13, 95:19, 99:11, 99:20, 101:19</p> <p>March [4] - 49:11, 58:2, 131:20</p> <p>Margaret [2] - 1:8, 1:25</p> <p>MARGARET [2] - 1:23, 1:3</p> <p>marginal [1] - 5:18</p> <p>mark [2] - 63:5, 92:15</p> <p>marked [16] - 22:17, 26:23, 26:25, 27:2, 27:14, 27:17, 29:6, 29:9, 54:22, 54:24, 55:1, 107:1, 107:5, 108:22, 122:23, 144:7</p> <p>markings [1] - 62:16</p> <p>marks [1] - 106:13</p> <p>married [1] - 78:2</p> <p>Martin [1] - 49:10</p> <p>massive [1] - 112:3</p> <p>master [1] - 76:2</p> <p>master's [1] - 75:12</p> <p>match [6] - 19:20, 20:14, 26:19, 47:25, 48:8, 48:10</p> <p>maternal [1] - 40:9</p> <p>matter [9] - 35:6, 43:19, 43:20, 56:12, 100:23, 101:7, 107:13, 133:23, 136:7</p> <p>matters [2] - 60:19,</p>	<p>144:6</p> <p>maturer [1] - 80:3</p> <p>Mayor [1] - 129:20</p> <p>mayor [2] - 134:5, 134:7</p> <p>McHale [1] - 145:9</p> <p>meal [1] - 66:1</p> <p>meals [1] - 102:1</p> <p>mean [10] - 15:16, 28:7, 33:23, 34:17, 44:10, 67:6, 98:5, 121:10, 121:11, 123:6</p> <p>means [8] - 1:14, 44:20, 52:22, 54:11, 67:7, 67:8</p> <p>meant [2] - 78:11, 111:21</p> <p>meantime [1] - 98:19</p> <p>measure [3] - 88:18, 88:20, 89:8</p> <p>measures [1] - 138:19</p> <p>media [12] - 57:23, 107:16, 109:7, 112:11, 114:7, 114:25, 119:4, 120:14, 121:3, 121:17, 127:13, 130:6</p> <p>Medical [1] - 22:7</p> <p>medical [2] - 96:14, 140:7</p> <p>medications [1] - 102:1</p> <p>meet [13] - 9:22, 56:4, 93:14, 94:9, 120:5, 123:17, 123:19, 123:21, 124:3, 125:10, 125:12, 137:11, 140:16</p> <p>meeting [19] - 9:18, 16:7, 86:10, 89:20, 90:5, 90:25, 91:13, 92:13, 92:21, 119:16, 120:2, 120:22, 121:22, 122:10, 124:7, 125:14, 137:9, 137:21, 137:23</p> <p>meetings [7] - 8:25, 15:4, 121:20, 121:23, 122:20, 122:21, 135:19</p> <p>meets [1] - 19:4</p> <p>Mel [2] - 43:1, 47:23</p> <p>Melanie [1] - 48:14</p> <p>member [2] - 49:12, 60:22</p> <p>members [6] - 47:14, 109:16, 120:21,</p>
M				
<p>m'hm [3] - 20:24, 91:8, 101:10</p>				

<p>127:23, 129:4, 138:20</p> <p>Memorial [2] - 63:9, 2:12</p> <p>memorial [5] - 46:17, 61:22, 61:25, 62:1, 116:11</p> <p>memories [1] - 89:12</p> <p>memory [2] - 15:17, 62:5</p> <p>Memory [2] - 63:9, 2:12</p> <p>men [1] - 49:17</p> <p>mental [3] - 95:4, 102:20, 136:19</p> <p>mention [2] - 22:5, 49:25</p> <p>mentioned [5] - 5:17, 47:10, 63:17, 84:15, 106:14</p> <p>merchant [2] - 70:2, 78:8</p> <p>merchants [1] - 70:5</p> <p>message [1] - 19:15</p> <p>met [4] - 31:15, 88:22, 88:25, 104:9</p> <p>meted [1] - 66:6</p> <p>methadone [2] - 106:24, 139:24</p> <p>microphone [3] - 35:16, 54:4, 114:3</p> <p>mid [2] - 93:23, 95:1</p> <p>mid-twenties [1] - 93:23</p> <p>middle [3] - 21:22, 100:13, 105:11</p> <p>might [25] - 7:1, 16:23, 27:14, 31:10, 42:5, 51:2, 56:21, 59:12, 69:19, 71:24, 76:25, 79:3, 80:5, 81:22, 82:11, 114:10, 114:15, 124:3, 124:6, 124:15, 129:5, 130:13, 138:19, 139:11</p> <p>Mike [1] - 6:5</p> <p>million [4] - 132:5, 132:25, 133:10, 133:18</p> <p>mind [3] - 71:2, 101:17, 112:15</p> <p>minded [2] - 94:5, 97:7</p> <p>minister [1] - 21:11</p> <p>Minister [4] - 132:3, 132:11, 132:12, 132:15</p> <p>ministry [6] - 8:19, 8:21, 40:2, 46:14,</p>	<p>92:17, 111:10</p> <p>Ministry [3] - 21:12, 39:24, 89:21</p> <p>Minnie [3] - 61:9, 63:21</p> <p>minute [1] - 104:18</p> <p>minutes [5] - 34:21, 76:11, 118:6, 118:10, 123:21</p> <p>mishear [1] - 77:22</p> <p>misheard [1] - 77:19</p> <p>miss [2] - 10:15, 12:7</p> <p>missed [3] - 77:17, 117:5, 117:12</p> <p>missing [44] - 2:11, 14:18, 14:22, 15:5, 16:10, 25:17, 25:25, 26:13, 28:17, 45:19, 49:23, 49:24, 50:13, 50:17, 55:8, 58:16, 59:13, 103:19, 104:4, 105:25, 107:21, 109:17, 109:20, 110:6, 110:18, 111:20, 115:6, 115:9, 116:9, 117:25, 118:19, 124:9, 126:20, 129:20, 129:25, 130:4, 130:12, 132:5, 133:1, 133:23, 134:20, 135:24, 136:18, 2:11</p> <p>Missing [13] - 23:24, 24:4, 25:10, 28:3, 28:8, 53:22, 55:6, 105:2, 107:6, 109:2, 2:9, 2:14, 2:17</p> <p>Mission [3] - 65:14, 65:19, 65:20</p> <p>misspoke [1] - 77:23</p> <p>mistaken [1] - 66:25</p> <p>mistakes [3] - 114:20, 136:4, 136:10</p> <p>misunderstood [1] - 77:18</p> <p>mobile [1] - 112:22</p> <p>modus [1] - 92:19</p> <p>mom [4] - 39:6, 39:7, 44:13, 44:22</p> <p>moment [6] - 22:5, 37:1, 53:7, 66:20, 120:23, 122:13</p> <p>mommy [3] - 29:20, 32:1, 48:14</p> <p>Monday [1] - 136:8</p> <p>money [1] - 133:7</p> <p>month [4] - 6:19, 95:12, 96:25, 107:13</p> <p>months [11] - 5:13,</p>	<p>7:19, 7:22, 10:8, 11:2, 34:4, 45:7, 70:15, 71:10, 79:20, 80:1</p> <p>mood [1] - 118:3</p> <p>moral [1] - 141:19</p> <p>morgues [3] - 28:17, 28:18</p> <p>morning [12] - 1:5, 1:15, 1:16, 1:21, 1:22, 34:20, 50:6, 77:17, 99:11, 136:8, 144:21, 145:1</p> <p>mortar [1] - 65:16</p> <p>most [11] - 7:22, 15:2, 17:19, 17:25, 50:1, 68:25, 70:6, 76:6, 113:10, 113:15, 117:21</p> <p>motel [3] - 97:22, 101:11, 101:21</p> <p>Motel [1] - 97:23</p> <p>mother [18] - 3:19, 4:6, 12:14, 31:4, 31:13, 35:23, 36:6, 36:10, 37:2, 46:1, 48:6, 61:9, 63:21, 69:4, 70:16, 71:15, 92:4, 135:22</p> <p>mother's [3] - 3:25, 4:2, 7:11</p> <p>mothers [1] - 36:22</p> <p>motive [1] - 130:16</p> <p>move [1] - 60:13</p> <p>moved [5] - 73:17, 87:6, 87:7, 92:23, 97:18</p> <p>moving [1] - 85:25</p> <p>MR [52] - 1:5, 1:8, 1:12, 1:15, 1:17, 1:20, 2:2, 2:3, 2:24, 9:24, 13:6, 20:25, 21:9, 26:21, 27:4, 27:11, 27:21, 29:6, 29:12, 34:19, 51:15, 51:18, 52:4, 52:6, 52:15, 52:18, 53:7, 53:17, 54:19, 55:9, 57:8, 60:21, 61:11, 61:19, 63:5, 63:11, 77:4, 77:7, 77:12, 107:1, 107:8, 108:22, 109:5, 118:5, 118:9, 118:15, 122:22, 123:4, 144:2, 144:15, 144:17, 144:19</p> <p>MS [12] - 11:25, 35:1, 35:14, 35:17, 36:11,</p>	<p>37:11, 37:12, 50:2, 50:5, 50:9, 50:12, 51:10</p> <p>Municipal [2] - 144:13, 2:24</p> <p>murder [8] - 30:22, 32:6, 57:11, 58:1, 59:21, 128:1, 131:24, 136:17</p> <p>murdered [4] - 45:17, 45:20, 133:2, 134:20</p> <p>murders [1] - 126:19</p> <p>muscle [1] - 22:18</p> <p>mush [1] - 66:1</p> <p>must [3] - 8:23, 18:15, 28:9</p> <p>mystery [1] - 125:22</p>	<p>42:2, 43:17, 91:11, 99:1, 101:1, 113:23, 114:16, 114:17, 134:23, 138:4</p> <p>needed [15] - 4:13, 18:17, 20:2, 48:22, 86:3, 96:14, 98:21, 98:22, 98:23, 102:1, 102:3, 102:4, 102:14, 139:24, 140:2</p> <p>needs [4] - 43:3, 101:1, 122:7, 138:12</p> <p>negative [1] - 20:5</p> <p>neglected [1] - 143:20</p> <p>neighbourhood [3] - 104:12, 124:5, 140:24</p> <p>neighbourhoods [1] - 140:5</p> <p>Neil [2] - 1:5, 50:5</p> <p>nephews [1] - 47:8</p> <p>networks [1] - 31:9</p> <p>Never [1] - 101:17</p> <p>never [7] - 29:22, 30:15, 30:19, 36:4, 42:9, 125:14, 125:15</p> <p>new [4] - 8:17, 8:22, 84:23, 110:13</p> <p>New [2] - 47:5, 58:22</p> <p>news [12] - 18:5, 24:9, 24:14, 57:23, 109:2, 112:1, 125:19, 126:21, 127:6, 129:7, 2:17</p> <p>newspaper [3] - 18:6, 33:5, 44:25</p> <p>newspapers [1] - 107:21</p> <p>next [29] - 1:8, 3:4, 11:21, 14:4, 14:22, 15:3, 17:7, 19:10, 22:6, 23:20, 25:9, 29:6, 43:16, 46:6, 53:7, 53:8, 55:3, 63:6, 92:23, 96:15, 107:2, 108:23, 122:23, 130:17, 132:15, 135:9, 140:22, 144:7</p> <p>NI [3] - 105:14, 105:21, 105:22</p> <p>nice [1] - 46:19</p> <p>Nicholson's [1] - 132:15</p> <p>niece [2] - 49:5, 49:6</p> <p>nieces [1] - 47:8</p> <p>night [5] - 19:15, 100:14, 101:19, 101:20, 113:11</p>
N				
<p>name [15] - 1:24, 15:12, 30:9, 35:7, 43:2, 49:7, 51:15, 53:12, 53:13, 59:10, 63:19, 90:17, 100:19, 101:6, 124:23</p> <p>namely [1] - 66:16</p> <p>names [6] - 8:4, 8:9, 42:14, 46:11, 90:21, 120:20</p> <p>Nanaimo [1] - 70:12</p> <p>narrative [1] - 89:19</p> <p>Nation [3] - 3:21, 60:23, 74:17</p> <p>Nations [12] - 3:24, 7:23, 24:21, 66:22, 73:11, 74:2, 76:13, 80:19, 81:7, 82:8, 85:12, 87:17</p> <p>nations [1] - 67:12</p> <p>Native [4] - 73:11, 74:2, 80:19, 82:8</p> <p>native [9] - 7:4, 35:19, 35:24, 43:6, 49:17, 51:3, 68:8, 81:9, 142:16</p> <p>nature [2] - 81:5, 119:10</p> <p>natured [1] - 87:4</p> <p>near [3] - 10:10, 110:1, 119:17</p> <p>nearly [3] - 11:9, 11:11, 39:22</p> <p>necessarily [2] - 111:8, 111:24</p> <p>neck [2] - 22:19, 31:2</p> <p>need [17] - 1:19, 4:6, 8:8, 38:22, 38:23,</p>				

<p>nil ^[1] - 90:6 NIMBY ^[1] - 140:24 nine ^[2] - 63:24, 87:21 NO ^[1] - 2:3 nobody ^[1] - 37:5 nobody's ^[1] - 128:1 non ^[2] - 41:4, 88:24 non-aboriginal ^[2] - 41:4, 88:24 noon ^[1] - 77:1 north ^[1] - 70:11 note ^[4] - 106:6, 118:5, 129:22, 144:17 notes ^[3] - 12:15, 77:18, 144:20 noteworthy ^[1] - 24:14 nothing ^[4] - 16:12, 66:1, 88:10, 88:14 notice ^[1] - 77:4 noticed ^[1] - 97:2 notifying ^[1] - 24:4 notion ^[1] - 112:18 November ^[13] - 17:18, 54:16, 54:17, 55:18, 59:18, 115:4, 117:23, 118:18, 123:3, 123:6, 133:17, 2:20 NT ^[2] - 105:14, 105:21 number ^[18] - 20:22, 21:6, 27:5, 29:9, 53:23, 54:18, 55:4, 57:25, 63:8, 76:18, 104:14, 122:21, 123:1, 126:19, 133:1, 136:14, 143:17, 144:9 numbers ^[4] - 18:18, 20:21, 21:3, 129:23 Nuuchalnuith ^[1] - 66:10 NW ^[1] - 50:25</p>	<p>10:15, 15:11 occasions ^[1] - 89:20 occur ^[1] - 68:20 occurred ^[2] - 58:2, 122:10 Occurrence ^[2] - 26:8, 26:11 Oceans ^[1] - 73:18 October ^[3] - 1:2, 3:18, 54:9 odd ^[1] - 66:14 offence ^[5] - 101:2, 101:14, 101:16, 102:9, 121:5 Offence ^[1] - 26:11 offenses ^[2] - 58:1, 69:17 offer ^[2] - 134:15, 144:5 offered ^[3] - 8:14, 30:13, 140:10 office ^[8] - 3:4, 8:19, 12:24, 15:3, 17:15, 109:25, 110:4, 110:9 officer ^[10] - 73:10, 73:14, 100:18, 101:5, 101:16, 106:6, 112:11, 112:14, 113:19, 114:21 officer's ^[1] - 30:9 officers ^[26] - 27:6, 31:5, 31:15, 31:16, 32:22, 33:10, 34:8, 34:18, 55:21, 81:22, 82:3, 82:12, 83:4, 83:15, 83:20, 83:21, 83:23, 84:6, 84:13, 84:22, 119:6, 119:18, 119:20, 120:17, 128:16, 142:4 offices ^[1] - 121:24 Official ^[1] - 145:10 officials ^[2] - 83:3, 129:16 often ^[10] - 10:6, 12:18, 36:17, 76:16, 82:18, 86:15, 91:22, 112:13, 114:10, 126:14 old ^[21] - 13:20, 29:4, 38:12, 41:13, 44:13, 44:14, 46:3, 47:23, 48:21, 49:6, 65:14, 68:21, 70:5, 70:20, 76:16, 76:17, 76:21, 86:9, 91:2, 116:18 older ^[8] - 39:8, 64:2, 65:17, 76:22, 78:12,</p>	<p>78:14, 92:3 oldest ^[1] - 29:22 once ^[7] - 8:16, 8:21, 10:7, 12:24, 12:25, 15:10, 30:3 one ^[61] - 4:15, 6:24, 6:25, 8:14, 9:3, 17:14, 17:22, 18:1, 23:12, 29:15, 31:12, 32:8, 33:9, 35:17, 36:17, 37:20, 40:24, 41:3, 41:9, 42:16, 44:8, 46:3, 46:19, 49:11, 49:22, 50:4, 50:5, 51:19, 53:2, 59:20, 61:8, 62:14, 63:4, 77:17, 80:9, 80:11, 80:22, 89:2, 90:14, 90:18, 94:9, 96:15, 107:20, 111:3, 111:6, 114:8, 114:25, 116:9, 117:6, 120:7, 120:17, 122:10, 125:2, 126:12, 134:2, 134:8, 135:12, 135:14, 141:16, 141:17 ones ^[1] - 41:21 ongoing ^[2] - 103:1, 131:11 open ^[2] - 127:14, 127:22 operandi ^[1] - 92:19 operating ^[1] - 136:22 operator ^[1] - 113:12 opportunity ^[5] - 56:21, 93:13, 114:2, 114:5, 123:18 opposition ^[1] - 131:20 orchestrated ^[1] - 90:4 order ^[6] - 1:4, 23:15, 34:24, 77:11, 99:6, 118:13 Order ^[1] - 65:21 ordination ^[1] - 138:9 organ ^[1] - 22:20 organization ^[1] - 74:5 organizations ^[2] - 17:9, 51:16 organized ^[1] - 67:14 organizer ^[1] - 3:6 orientation ^[1] - 85:2 origin ^[2] - 66:17, 142:17 originally ^[1] - 63:22 ought ^[1] - 143:12 outset ^[1] - 138:25</p>	<p>outside ^[4] - 9:23, 14:1, 14:8, 37:23 outspoken ^[2] - 107:12, 110:16 overdose ^[2] - 20:4, 32:16 overdoses ^[4] - 32:24, 33:7, 45:15, 45:22 overly ^[1] - 12:1 overpass ^[1] - 93:4 overwhelmed ^[1] - 9:8 owe ^[1] - 141:4 own ^[9] - 4:16, 41:22, 42:3, 43:18, 46:20, 60:15, 69:23, 75:17, 138:3 owned ^[1] - 55:11 oysters ^[1] - 2:23</p>	<p>112:24 pardon ^[1] - 50:5 parent ^[1] - 12:18 parental ^[1] - 43:12 parents ^[9] - 8:22, 18:17, 37:13, 38:6, 40:15, 61:23, 65:11, 90:14, 90:15 park ^[1] - 99:20 parking ^[3] - 99:21, 99:23, 100:13 part ^[15] - 33:9, 42:17, 70:4, 80:23, 81:1, 82:12, 88:16, 88:17, 94:21, 95:12, 104:17, 112:21, 142:7, 142:19, 144:4 participated ^[1] - 120:21 particular ^[9] - 3:21, 27:12, 80:22, 96:21, 111:16, 111:17, 123:16, 128:23, 130:13 particularly ^[3] - 45:16, 66:2, 131:8 partly ^[1] - 42:23 partner ^[2] - 3:14, 5:16 parts ^[4] - 83:24, 84:1, 87:24 party ^[4] - 13:2, 17:17, 78:16, 78:17 pass ^[2] - 20:16, 114:4 passed ^[1] - 118:22 passage ^[2] - 89:4 passionate ^[1] - 43:4 past ^[4] - 49:16, 80:12, 82:18, 104:10 pathologist ^[1] - 22:9 pathway ^[1] - 108:13 pattern ^[1] - 111:7 peace ^[2] - 98:23, 98:24 people ^[73] - 5:18, 8:8, 14:8, 14:9, 15:2, 17:10, 17:13, 17:15, 36:23, 41:3, 42:3, 43:3, 43:14, 44:21, 45:25, 47:12, 53:1, 59:2, 60:10, 60:25, 62:24, 66:15, 68:9, 68:10, 69:13, 71:7, 76:17, 76:18, 76:19, 81:15, 82:14, 82:21, 82:24, 83:3, 83:23, 84:5, 84:11, 85:12, 85:20, 87:1, 87:20, 88:6, 88:10, 88:18, 91:19, 98:12, 114:10, 114:11,</p>
O				
<p>o'clock ^[1] - 144:25 objection ^[2] - 26:24, 26:25 Oblate ^[1] - 65:21 observed ^[1] - 58:24 obstacles ^[1] - 44:7 obviously ^[1] - 37:3 occasion ^[5] - 56:13, 80:11, 83:11, 83:21, 93:14 occasional ^[1] - 8:24 occasionally ^[2] -</p>			<p>P</p> <p>p.m ^[1] - 77:8 P.M ^[5] - 77:9, 77:10, 118:11, 118:12, 145:2 pace ^[4] - 50:22, 112:4, 117:24, 118:25 package ^[7] - 21:1, 21:5, 27:19, 129:11, 144:3, 144:7, 2:5 PAGE ^[1] - 2:3 page ^[25] - 20:21, 21:6, 21:10, 21:14, 21:17, 21:23, 22:7, 23:20, 24:9, 24:14, 24:17, 25:9, 25:19, 26:6, 34:5, 50:15, 50:16, 51:24, 51:25, 58:12, 59:7, 61:17, 116:2 pages ^[3] - 26:6, 26:22, 115:17 pain ^[6] - 37:22, 41:14, 42:3, 43:8, 96:18, 136:1 painted ^[1] - 28:25 Pam ^[1] - 90:17 Pamphlet ^[2] - 63:9, 2:12 pamphlet ^[3] - 61:20, 63:6, 63:17 paper ^[1] - 46:8 paperwork ^[1] - 30:22 paragraph ^[5] - 21:22, 22:2, 132:20, 132:23, 134:12 paragraphs ^[1] - 118:1 paraphrasing ^[1] -</p>	

<p>114:13, 114:14, 115:22, 119:19, 119:21, 121:15, 126:15, 130:11, 130:14, 140:10, 140:13, 140:22, 141:18, 141:19, 142:13, 142:16, 142:17, 142:18, 142:20, 142:23, 143:22</p> <p>peoples [7] - 60:23, 76:8, 81:20, 81:24, 82:17, 110:21, 134:6</p> <p>percent [2] - 15:19, 18:7</p> <p>perch [1] - 110:10</p> <p>perhaps [7] - 22:9, 77:13, 89:18, 105:14, 106:6, 128:7, 143:11</p> <p>Peri [1] - 145:9</p> <p>period [6] - 11:2, 45:7, 49:13, 69:8, 112:1, 122:14</p> <p>permission [3] - 1:9, 1:12, 46:12</p> <p>perpetrated [1] - 134:17</p> <p>Perpetual [1] - 117:16</p> <p>person [17] - 13:24, 15:12, 17:18, 19:17, 19:25, 25:25, 29:21, 30:11, 41:12, 43:6, 44:16, 76:14, 97:7, 112:15, 113:8, 134:4, 134:5</p> <p>personal [4] - 69:25, 84:14, 110:14, 121:16</p> <p>personally [4] - 84:19, 87:4, 117:11, 123:23</p> <p>personification [2] - 44:18, 44:21</p> <p>Persons [5] - 25:10, 28:8, 105:2, 107:6, 2:14</p> <p>persons [8] - 25:17, 26:13, 28:17, 49:23, 50:13, 50:17, 105:25, 115:6</p> <p>perspective [2] - 83:8, 144:6</p> <p>petty [2] - 69:7, 69:16</p> <p>PhDs [1] - 75:24</p> <p>phenomena [1] - 140:24</p> <p>phone [4] - 98:14, 103:23, 103:24, 104:3</p>	<p>phoned [10] - 14:14, 18:18, 47:24, 56:3, 97:19, 98:10, 99:12, 104:4, 104:15, 104:23</p> <p>phoning [3] - 121:13, 126:5, 126:6</p> <p>photo [9] - 28:20, 28:21, 28:23, 28:24, 54:1, 55:7, 56:8, 61:12, 2:10</p> <p>photocopy [2] - 29:10, 2:7</p> <p>photograph [10] - 29:10, 53:24, 56:7, 61:14, 61:17, 62:9, 62:13, 62:15, 108:7, 2:7</p> <p>photographs [4] - 53:23, 54:24, 55:8, 2:11</p> <p>phrase [1] - 67:5</p> <p>phrases [1] - 68:14</p> <p>physical [6] - 23:5, 32:18, 66:6, 67:22, 71:6, 96:18</p> <p>physician [1] - 96:15</p> <p>physicians [2] - 95:16, 96:22</p> <p>pick [2] - 6:24, 89:18</p> <p>picked [1] - 58:21</p> <p>Pickton [29] - 55:11, 55:25, 56:7, 56:14, 56:18, 57:5, 57:7, 57:17, 57:24, 59:10, 59:21, 62:3, 122:11, 124:13, 124:20, 125:18, 126:19, 127:11, 127:24, 127:25, 128:12, 128:21, 129:9, 130:21, 131:8, 131:13, 134:18, 136:23, 141:11</p> <p>Pickton's [1] - 122:15</p> <p>picture [12] - 13:25, 14:10, 17:16, 17:20, 17:22, 26:18, 46:2, 46:7, 46:10, 46:14, 46:15, 48:9</p> <p>pictures [4] - 17:21, 17:22, 31:23, 46:17</p> <p>piece [2] - 108:5, 118:17</p> <p>pig [1] - 112:2</p> <p>pinpoint [1] - 17:12</p> <p>place [18] - 31:22, 40:9, 41:5, 44:8, 47:12, 65:23, 70:17, 78:18, 82:25, 98:4,</p>	<p>98:6, 98:10, 114:13, 114:15, 125:14, 125:15, 140:2</p> <p>Place [1] - 3:5</p> <p>placed [4] - 42:10, 45:2, 71:19, 111:6</p> <p>places [4] - 72:19, 80:22, 104:9, 104:10</p> <p>placing [1] - 111:12</p> <p>plain [2] - 139:16, 139:18</p> <p>play [2] - 57:1, 82:19</p> <p>played [1] - 103:16</p> <p>players [1] - 136:11</p> <p>pleased [2] - 127:2, 143:10</p> <p>pleasing [1] - 65:25</p> <p>plus [1] - 115:17</p> <p>point [32] - 5:8, 5:9, 5:12, 7:10, 10:4, 13:10, 18:11, 20:12, 32:7, 36:14, 40:12, 42:9, 45:10, 48:13, 48:21, 54:22, 71:23, 91:3, 94:17, 102:10, 103:18, 106:12, 114:1, 117:23, 118:6, 119:2, 119:5, 121:1, 121:16, 122:20, 143:11, 143:25</p> <p>Point [1] - 72:11</p> <p>pointing [1] - 54:2</p> <p>police [55] - 2:15, 3:4, 14:25, 21:1, 25:13, 25:22, 27:5, 32:14, 34:5, 34:7, 52:6, 55:15, 55:21, 56:2, 57:13, 57:15, 79:3, 79:10, 79:16, 81:22, 82:3, 83:2, 84:15, 84:22, 101:21, 103:2, 105:2, 105:5, 106:6, 107:19, 110:8, 112:5, 113:17, 114:12, 115:1, 117:24, 118:24, 119:6, 119:18, 121:14, 126:6, 126:7, 126:14, 127:2, 128:16, 130:16, 133:9, 134:19, 135:25, 136:5, 136:9, 137:3, 137:7, 138:4, 138:15</p> <p>Police [17] - 19:3, 25:2, 25:10, 26:7, 27:20, 27:23, 28:8, 28:13, 54:18, 58:9,</p>	<p>59:15, 59:20, 105:3, 107:7, 114:12, 2:6, 2:15</p> <p>policies [8] - 134:22, 137:15, 141:6, 141:7, 142:23, 142:24</p> <p>policing [3] - 137:6, 138:10, 138:13</p> <p>polio [1] - 6:14</p> <p>polite [1] - 139:19</p> <p>politicians [1] - 142:22</p> <p>poor [1] - 36:16</p> <p>population [1] - 76:20</p> <p>Port [10] - 10:25, 11:12, 12:13, 13:18, 55:19, 59:12, 98:6, 112:2, 127:12, 128:13</p> <p>portion [1] - 22:14</p> <p>position [3] - 36:8, 73:14, 74:1</p> <p>possession [2] - 55:13, 59:15</p> <p>possible [3] - 19:20, 20:14, 42:1</p> <p>posted [2] - 119:25, 130:7</p> <p>poster [2] - 47:18, 129:25</p> <p>postering [2] - 47:5, 48:25</p> <p>posters [2] - 17:8, 17:13</p> <p>potlatch [1] - 42:14</p> <p>pounds [2] - 24:23, 25:6</p> <p>poverty [1] - 108:12</p> <p>powerful [1] - 114:7</p> <p>practices [3] - 67:11, 137:6, 137:15</p> <p>pre [1] - 122:14</p> <p>pre-period [1] - 122:14</p> <p>preceding [1] - 41:11</p> <p>precise [1] - 23:19</p> <p>precursor [1] - 14:6</p> <p>preferred [1] - 136:15</p> <p>preliminary [1] - 127:10</p> <p>premeditated [1] - 32:7</p> <p>Premier [2] - 133:22, 134:12</p> <p>premiers [1] - 74:9</p> <p>preoccupied [3] - 126:9, 126:10, 126:11</p> <p>prepare [2] - 48:2,</p>	<p>59:4</p> <p>prescription [1] - 139:25</p> <p>presence [1] - 7:13</p> <p>present [1] - 143:21</p> <p>presents [1] - 6:23</p> <p>president [2] - 74:4, 74:5</p> <p>press [7] - 109:7, 114:3, 114:18, 120:11, 120:14, 121:17, 133:18</p> <p>pressure [3] - 9:8, 130:2, 130:5</p> <p>presumably [1] - 17:4</p> <p>presumed [3] - 32:16, 34:1, 45:14</p> <p>presuming [1] - 45:10</p> <p>presumption [1] - 20:3</p> <p>pretty [10] - 4:25, 10:14, 15:6, 32:3, 34:6, 82:12, 85:19, 97:6, 133:25, 140:18</p> <p>prevented [1] - 7:15</p> <p>preventing [1] - 44:15</p> <p>previous [1] - 123:24</p> <p>previously [4] - 25:20, 40:10, 117:15, 134:1</p> <p>prey [2] - 49:17, 141:11</p> <p>primary [1] - 43:1</p> <p>Prime [2] - 132:3, 132:11</p> <p>Prince [1] - 80:23</p> <p>printing [1] - 34:16</p> <p>privilege [1] - 42:24</p> <p>privileged [1] - 42:23</p> <p>problem [12] - 9:2, 9:5, 15:7, 15:9, 27:2, 27:25, 39:2, 94:19, 95:10, 120:3, 140:7</p> <p>problems [2] - 7:2, 98:13</p> <p>procedures [1] - 137:16</p> <p>proceed [1] - 57:19</p> <p>proceeding [1] - 54:25</p> <p>PROCEEDINGS [9] - 1:3, 34:22, 34:23, 77:9, 77:10, 118:11, 118:12, 145:2, 1:1</p> <p>proceedings [3] - 127:14, 129:8, 145:5</p> <p>process [2] - 27:11, 128:9</p> <p>produced [1] - 63:24</p> <p>professional [1] - 76:6</p> <p>professionals [1] - 88:24</p>
--	--	---	--	--

<p>professor [1] - 142:13</p> <p>profile [2] - 62:11, 113:5</p> <p>profiled [1] - 115:5</p> <p>profound [3] - 77:14, 82:14, 85:10</p> <p>program [6] - 12:10, 73:7, 76:3, 81:9, 81:14, 141:22</p> <p>programme [1] - 75:12</p> <p>programming [1] - 133:8</p> <p>programs [1] - 75:25</p> <p>progress [3] - 127:5, 133:4, 143:9</p> <p>project [2] - 3:6, 124:1</p> <p>promise [1] - 48:7</p> <p>promising [1] - 49:12</p> <p>prompt [2] - 114:10, 114:15</p> <p>proper [2] - 101:25, 107:2</p> <p>properly [2] - 35:18, 36:5</p> <p>property [9] - 56:7, 56:11, 62:3, 124:14, 124:20, 125:18, 128:13, 128:22, 129:1</p> <p>prostitute [4] - 15:8, 34:6, 34:7, 36:1</p> <p>prostitutes [3] - 45:9, 46:5, 58:21</p> <p>prostitution [3] - 16:21, 46:8, 106:17</p> <p>protection [2] - 111:11, 111:18</p> <p>protocols [1] - 38:2</p> <p>proud [1] - 93:1</p> <p>provide [4] - 15:20, 52:10, 61:16, 130:10</p> <p>provided [4] - 17:4, 25:2, 25:21, 129:12</p> <p>providing [2] - 83:8, 87:8</p> <p>province [9] - 66:9, 76:8, 76:14, 80:22, 85:13, 114:8, 121:18, 136:22, 138:1</p> <p>Province [1] - 18:6</p> <p>province's [1] - 73:7</p> <p>provinces [1] - 74:9</p> <p>Provincial [2] - 144:13, 2:24</p> <p>provincial [1] - 111:10</p> <p>proxy [1] - 92:17</p> <p>psychiatric [1] - 98:13</p> <p>public [10] - 8:6,</p>	<p>36:24, 112:10, 127:23, 129:16, 133:22, 134:8, 134:15, 135:5, 135:8</p> <p>Public [2] - 21:12, 73:14</p> <p>published [2] - 46:1, 117:15</p> <p>pulled [2] - 21:1, 92:8</p> <p>pulling [2] - 99:23, 100:11</p> <p>pulmonary [1] - 22:17</p> <p>punished [2] - 66:12, 68:6</p> <p>punishing [1] - 68:2</p> <p>punishment [2] - 66:6, 70:10</p> <p>purchase [1] - 92:25</p> <p>purpose [1] - 143:8</p> <p>purposes [1] - 46:21</p> <p>purses [1] - 58:24</p> <p>pursuing [1] - 133:13</p> <p>pushing [2] - 16:20, 112:9</p> <p>put [16] - 30:16, 30:21, 34:15, 50:2, 50:5, 56:10, 66:8, 66:13, 71:11, 81:11, 81:16, 85:19, 97:12, 100:1, 112:14, 123:13</p> <p>Put [1] - 30:22</p> <p>puts [2] - 44:7</p> <p>putting [1] - 59:3</p>	<p>47:13, 62:13, 69:8, 77:4, 79:4, 80:24, 83:5, 84:6, 86:12, 89:14, 93:1, 94:5, 107:12, 116:10, 142:14</p> <p>quote [4] - 7:11, 59:6, 67:2, 116:22</p> <p>quoted [6] - 108:5, 108:9, 116:3, 118:22, 119:4, 123:7</p> <p>quoting [1] - 112:25</p>	<p>real [3] - 36:20, 43:4, 45:25</p> <p>reality [1] - 139:6</p> <p>realize [2] - 36:25, 96:9</p> <p>realized [1] - 13:13</p> <p>really [33] - 4:5, 7:24, 11:23, 13:23, 14:15, 29:15, 30:10, 30:11, 31:21, 32:15, 33:18, 36:4, 36:14, 43:8, 43:17, 43:23, 44:8, 66:1, 70:12, 82:22, 96:8, 96:24, 97:21, 100:23, 102:10, 105:21, 110:20, 113:20, 127:18, 140:20</p> <p>reason [4] - 23:17, 29:16, 46:11, 101:24</p> <p>receive [1] - 42:14</p> <p>received [5] - 55:16, 57:13, 58:17, 129:13, 129:17</p> <p>receiving [1] - 129:7</p> <p>recent [6] - 34:4, 58:23, 84:16, 116:11, 116:16, 117:21</p> <p>recess [2] - 34:21, 118:10</p> <p>recognition [1] - 43:3</p> <p>recognize [1] - 49:7</p> <p>recognized [4] - 14:3, 14:9, 92:9, 111:7</p> <p>recollection [1] - 38:14</p> <p>recommendations [1] - 139:11</p> <p>recommended [1] - 57:15</p> <p>RECONVENED [1] - 1:3</p> <p>record [2] - 129:22, 144:5</p> <p>records [7] - 19:20, 20:15, 43:2, 47:25, 48:9, 105:5, 125:16</p> <p>recovered [4] - 62:3, 128:21, 129:1, 131:7</p> <p>recovery [1] - 122:4</p> <p>recruit [1] - 81:15</p> <p>recruits [1] - 84:23</p> <p>redacted [1] - 129:24</p> <p>reduce [2] - 134:23, 138:19</p> <p>refer [6] - 8:8, 20:21, 21:5, 26:21, 87:11, 144:2</p> <p>reference [7] - 25:24,</p>	<p>106:20, 139:5, 139:8, 143:4, 143:12, 143:21</p> <p>references [1] - 107:22</p> <p>referred [2] - 22:13, 136:6</p> <p>referring [2] - 20:22, 54:23</p> <p>refers [1] - 45:13</p> <p>regard [1] - 138:23</p> <p>registered [2] - 3:25, 4:4</p> <p>REGISTRAR [27] - 1:4, 1:19, 1:21, 1:24, 2:1, 27:17, 29:9, 34:21, 34:24, 50:4, 50:8, 50:10, 53:12, 53:14, 53:16, 55:2, 55:4, 63:8, 77:8, 77:11, 107:5, 108:25, 118:10, 118:13, 123:1, 144:9, 144:25</p> <p>registrar [2] - 2:2, 53:10</p> <p>regret [2] - 38:1, 136:5</p> <p>regular [1] - 113:8</p> <p>regularly [2] - 9:21, 66:6</p> <p>regulars [1] - 81:16</p> <p>related [3] - 22:3, 32:22, 90:22</p> <p>relations [1] - 112:12</p> <p>relationship [8] - 7:2, 7:9, 10:3, 11:17, 89:11, 117:7, 124:10, 124:12</p> <p>relative [3] - 3:11, 7:11, 46:18</p> <p>relatives [5] - 6:3, 7:23, 40:11, 47:7, 117:7</p> <p>release [4] - 24:9, 24:15, 133:18</p> <p>remained [1] - 10:5</p> <p>remains [1] - 131:19</p> <p>remember [13] - 7:6, 19:21, 30:3, 69:19, 86:11, 87:21, 88:9, 99:23, 104:20, 112:16, 122:17, 123:16, 123:17</p> <p>remind [2] - 142:15, 143:1</p> <p>reminders [1] - 8:17</p> <p>remote [1] - 38:20</p> <p>removed [7] - 39:24, 40:2, 68:16, 70:9, 71:15, 71:18</p>
	Q		R	
<p>qualifications [1] - 77:2</p> <p>quality [1] - 112:5</p> <p>quarter [1] - 41:5</p> <p>quarterbacking [1] - 136:9</p> <p>quarters [1] - 116:4</p> <p>quest [2] - 96:16, 102:19</p> <p>questioned [1] - 112:16</p> <p>questioning [1] - 121:14</p> <p>questions [14] - 12:18, 32:1, 34:19, 49:23, 51:13, 52:7, 52:9, 52:11, 52:17, 56:21, 60:14, 89:10, 142:14, 144:15</p> <p>quick [1] - 87:16</p> <p>quickly [1] - 120:10</p> <p>quite [21] - 8:1, 8:10, 11:24, 33:19, 40:7,</p>	<p>race [4] - 50:23, 105:13, 105:19, 105:20</p> <p>racial [1] - 33:19</p> <p>racism [1] - 44:19</p> <p>radio [2] - 141:22</p> <p>raining [1] - 48:18</p> <p>raise [1] - 6:13</p> <p>raised [9] - 4:5, 4:15, 4:22, 14:13, 37:15, 38:9, 38:18, 40:16, 43:22</p> <p>raising [4] - 8:3, 38:13, 39:2, 39:6</p> <p>rampage [1] - 134:17</p> <p>ran [2] - 65:20, 99:4</p> <p>ranchers [2] - 86:12, 86:18</p> <p>ranches [1] - 86:23</p> <p>ranks [2] - 112:13, 114:11</p> <p>rapidly [1] - 76:20</p> <p>Ray [1] - 74:10</p> <p>RCMP [20] - 18:22, 19:8, 19:14, 23:23, 28:12, 30:24, 31:16, 45:8, 56:5, 79:17, 80:13, 80:20, 81:6, 81:21, 82:20, 84:15, 101:8, 121:24, 125:17</p> <p>RCMP-017-005443 [3] - 105:4, 107:7, 2:15</p> <p>RCMP-017-005478 [3] - 108:3, 109:3, 2:18</p> <p>reach [1] - 19:17</p> <p>reached [1] - 90:8</p> <p>reaction [2] - 126:21, 133:16</p> <p>read [6] - 22:13, 34:4, 54:19, 58:6, 103:1, 116:5</p> <p>ready [3] - 13:17, 31:19, 97:13</p>			

<p>removing [3] - 67:16, 67:21, 111:12</p> <p>repatriation [1] - 131:18</p> <p>repeat [2] - 134:16, 138:11</p> <p>repeatedly [1] - 29:19</p> <p>repeating [1] - 120:3</p> <p>Report [9] - 21:14, 22:8, 25:11, 57:24, 58:8, 105:2, 107:6, 136:7, 2:14</p> <p>report [21] - 14:17, 14:18, 19:2, 25:11, 25:17, 27:24, 28:1, 28:10, 34:5, 34:9, 49:24, 50:13, 50:17, 51:7, 51:22, 51:25, 52:2, 105:10, 105:25, 107:9, 136:6</p> <p>reported [8] - 14:22, 15:5, 22:11, 25:14, 49:24, 54:15, 59:1, 118:19</p> <p>reporter [8] - 45:24, 105:25, 111:16, 123:15, 123:16, 124:4, 124:24, 125:21</p> <p>Reporter [1] - 145:10</p> <p>reporters [7] - 120:14, 121:12, 125:24, 126:6, 126:14, 127:22, 139:14</p> <p>REPORTING [1] - 145:11</p> <p>reports [6] - 20:5, 31:1, 33:5, 34:5, 45:13, 103:2</p> <p>representatives [1] - 56:5</p> <p>representing [1] - 143:18</p> <p>request [2] - 35:2, 127:15</p> <p>required [2] - 102:4, 110:20</p> <p>reserve [1] - 141:9</p> <p>residence [4] - 17:6, 41:6, 56:3, 56:4</p> <p>residential [10] - 37:14, 37:18, 38:6, 40:25, 44:20, 65:5, 65:12, 67:1, 86:9</p> <p>Residential [1] - 65:15</p> <p>resistance [2] - 88:22, 89:1</p> <p>resolved [1] - 92:11</p> <p>resource [1] - 5:1</p> <p>resources [1] - 82:1</p>	<p>respect [8] - 36:15, 49:23, 55:17, 57:10, 78:22, 83:9, 128:15, 132:5</p> <p>respectful [3] - 31:17, 49:1, 144:3</p> <p>respecting [1] - 131:22</p> <p>responded [1] - 125:2</p> <p>response [5] - 27:23, 85:9, 131:21, 132:8, 133:16</p> <p>responses [4] - 5:23, 129:16, 144:12, 2:23</p> <p>responsibility [5] - 108:14, 119:7, 139:2, 141:4, 142:20</p> <p>responsible [10] - 59:13, 59:23, 83:3, 111:10, 127:3, 141:21, 141:25, 142:3, 142:4, 142:5</p> <p>rest [2] - 37:4, 137:1</p> <p>rested [1] - 100:1</p> <p>Restoration [1] - 66:22</p> <p>result [6] - 31:4, 58:1, 62:24, 65:10, 81:7, 84:2</p> <p>resume [1] - 118:13</p> <p>resumed [3] - 1:4, 34:24, 77:11</p> <p>RESUMED [3] - 34:23, 77:10, 118:12</p> <p>retired [2] - 3:1, 3:2</p> <p>retirement [1] - 43:12</p> <p>retrieved [1] - 56:17</p> <p>return [2] - 7:25, 69:5</p> <p>returned [2] - 19:16, 71:1</p> <p>returning [1] - 80:10</p> <p>revealed [1] - 21:24</p> <p>review [2] - 20:19, 21:24</p> <p>reviewed [1] - 30:24</p> <p>reward [7] - 129:20, 130:1, 130:4, 130:7, 130:8, 130:10</p> <p>Richmond [3] - 119:13, 119:17, 129:4</p> <p>Ridge [6] - 95:5, 95:13, 95:19, 99:11, 99:20, 101:19</p> <p>right-hand [5] - 20:23, 21:3, 21:7, 23:21, 28:24</p> <p>rights [1] - 82:1</p> <p>risks [2] - 134:23, 138:19</p>	<p>River [6] - 4:14, 4:16, 4:22, 11:13, 61:1, 68:11</p> <p>Rivers [1] - 72:16</p> <p>Road [4] - 31:21, 33:11, 70:12, 97:24</p> <p>road [3] - 32:25, 48:17, 48:19</p> <p>roadsides [1] - 45:6</p> <p>Robert [2] - 55:11, 127:25</p> <p>Roberts [1] - 134:17</p> <p>role [1] - 73:21</p> <p>rolled [1] - 100:16</p> <p>room [10] - 14:17, 35:10, 37:5, 37:8, 62:24, 75:3, 85:17, 119:21, 135:23, 138:2</p> <p>Rooms [1] - 47:10</p> <p>rooms [1] - 140:4</p> <p>Roosevelt [1] - 124:18</p> <p>root [1] - 84:12</p> <p>Rose [1] - 64:19</p> <p>rose [7] - 15:25, 18:10, 24:24, 25:7, 25:25, 26:2, 26:3</p> <p>row [1] - 54:2</p> <p>rumours [1] - 124:19</p> <p>run [4] - 72:21, 114:13, 114:14</p> <p>running [1] - 24:20</p> <p>runs [1] - 115:16</p>	<p>scene [1] - 79:13</p> <p>School [4] - 65:15, 70:11, 90:17, 91:17</p> <p>school [31] - 12:9, 12:10, 37:14, 37:18, 38:6, 38:17, 38:23, 39:5, 44:14, 46:6, 46:24, 47:1, 65:5, 65:13, 65:22, 67:1, 67:14, 67:15, 67:20, 69:15, 72:6, 72:8, 72:12, 72:14, 86:9, 90:20, 91:14, 92:21, 93:19</p> <p>schools [7] - 40:25, 44:20, 67:9, 67:10, 67:13, 67:25, 68:6</p> <p>science [1] - 76:2</p> <p>screwing [1] - 9:12</p> <p>scribbled [1] - 105:13</p> <p>Sean [1] - 52:6</p> <p>search [4] - 19:2, 112:3, 122:16, 125:17</p> <p>searched [1] - 122:11</p> <p>second [15] - 5:12, 7:5, 18:25, 19:25, 20:2, 21:13, 23:11, 23:18, 51:25, 52:1, 54:2, 131:23, 132:20, 132:23, 134:12</p> <p>secondly [1] - 116:22</p> <p>Section [1] - 115:11</p> <p>secure [1] - 99:8</p> <p>secured [1] - 122:11</p> <p>security [1] - 13:24</p> <p>see [50] - 8:7, 10:6, 12:8, 12:12, 13:7, 13:9, 23:1, 23:23, 24:17, 39:4, 39:14, 41:24, 44:1, 44:2, 44:12, 48:23, 50:13, 50:16, 50:20, 53:21, 56:22, 63:16, 79:19, 80:4, 82:21, 85:6, 91:22, 92:12, 93:12, 93:13, 93:17, 95:9, 98:1, 98:9, 99:15, 106:18, 108:17, 109:25, 111:24, 115:2, 123:23, 126:2, 131:12, 135:1, 136:21, 137:25, 138:11, 143:6, 143:7, 143:9</p> <p>seeing [2] - 12:14, 34:8</p> <p>seeking [1] - 133:22</p> <p>seem [3] - 107:11,</p>	<p>110:7, 136:16</p> <p>sees [1] - 49:4</p> <p>selection [1] - 130:17</p> <p>send [2] - 84:23, 114:20</p> <p>sending [1] - 113:18</p> <p>senior [7] - 73:21, 83:3, 112:13, 114:11, 119:21, 120:17, 120:20</p> <p>sense [5] - 27:7, 27:14, 33:14, 66:15, 143:3</p> <p>sensed [1] - 97:2</p> <p>sensitivities [1] - 81:6</p> <p>sensitivity [2] - 80:13, 80:14</p> <p>sent [9] - 6:23, 21:13, 48:10, 70:10, 70:15, 112:17, 129:13, 129:15, 132:12</p> <p>sentence [1] - 135:9</p> <p>separate [3] - 94:1, 144:11, 2:22</p> <p>separated [4] - 70:18, 70:23, 89:14, 111:5</p> <p>separation [1] - 70:16</p> <p>September [1] - 33:5</p> <p>sequence [1] - 64:1</p> <p>serial [2] - 136:14, 136:22</p> <p>series [2] - 95:16, 121:23</p> <p>serious [6] - 9:2, 57:25, 78:15, 94:14, 114:22, 136:4</p> <p>seriously [4] - 113:18, 113:22, 113:23, 113:24</p> <p>served [3] - 74:4, 74:19, 74:22</p> <p>service [7] - 5:22, 41:18, 61:22, 61:25, 62:4, 113:10, 116:11</p> <p>SERVICE [1] - 145:11</p> <p>Service [1] - 73:15</p> <p>services [7] - 46:17, 56:6, 62:1, 80:12, 87:8, 126:16, 140:9</p> <p>Services [4] - 5:19, 9:9, 9:14, 9:15</p> <p>session [2] - 80:23, 81:2</p> <p>sessions [5] - 80:21, 83:15, 83:17, 83:18, 84:2</p> <p>set [5] - 67:15, 67:20, 70:3, 80:9, 90:14</p> <p>seven [1] - 65:1</p> <p>several [1] - 5:16</p>
S				
<p>sadly [2] - 78:20, 85:2</p> <p>safe [2] - 14:6, 37:24</p> <p>Safety [1] - 21:12</p> <p>safety [1] - 141:15</p> <p>Safeway [2] - 99:21, 100:13</p> <p>Salish [2] - 60:23, 66:11</p> <p>Sam [1] - 129:20</p> <p>Sarah [1] - 59:11</p> <p>Sardis [2] - 72:12, 93:4</p> <p>sat [2] - 91:24, 135:18</p> <p>satisfied [1] - 132:1</p> <p>Saturday [1] - 115:11</p> <p>saw [13] - 10:7, 12:19, 15:10, 17:12, 17:16, 28:1, 33:24, 48:16, 48:22, 86:3, 93:5, 111:2</p> <p>scale [2] - 134:17, 136:23</p> <p>scar [2] - 16:2, 26:5</p>				

<p>severe [1] - 65:23 sex [1] - 46:9 shake [1] - 140:17 shaking [1] - 33:12 shapes [1] - 34:9 share [3] - 120:8, 121:1, 130:15 shared [2] - 82:13, 117:8 sharing [2] - 52:21, 82:9 Shaughnessy [2] - 139:22, 140:14 sheet [1] - 21:11 Shenher [1] - 58:15 Sheway [2] - 9:6, 17:16 Shields [3] - 23:22, 24:3 shirt [1] - 24:19 shocked [1] - 33:19 shoes [1] - 24:20 shop [1] - 124:22 short [1] - 7:25 shortcomings [1] - 134:19 shortly [2] - 58:15, 71:16 shot [1] - 100:5 shoulder [3] - 16:1, 17:2, 26:1 show [12] - 17:22, 36:18, 45:24, 46:1, 105:1, 107:18, 114:24, 125:6, 125:16, 129:11, 142:9 showed [2] - 17:23, 31:1 shower [1] - 102:2 showing [1] - 118:16 shown [1] - 134:5 shows [2] - 36:16, 62:10 shy [1] - 138:8 siblings [14] - 49:15, 64:23, 64:25, 68:15, 69:2, 70:23, 71:24, 89:12, 89:15, 89:24, 90:3, 91:19, 117:1, 117:20 sic [1] - 37:24 sickness [1] - 68:3 sicko [1] - 58:21 side [14] - 6:5, 9:22, 16:1, 25:8, 28:24, 29:2, 48:17, 62:16, 83:17, 98:5, 106:5, 107:21, 110:3, 142:6 Side [2] - 109:1, 2:16</p>	<p>sights [1] - 127:4 significance [1] - 124:8 significant [1] - 68:20 signs [2] - 21:25, 23:4 similar [4] - 22:3, 83:14, 93:9 simple [1] - 65:25 simply [1] - 44:6 sin [1] - 43:23 single [1] - 68:25 sister [65] - 4:14, 8:3, 8:4, 14:12, 16:5, 17:8, 18:11, 18:12, 18:21, 18:24, 19:3, 39:8, 49:14, 53:24, 55:18, 55:22, 56:25, 59:18, 60:3, 60:7, 61:12, 62:16, 62:20, 63:12, 64:12, 70:19, 89:10, 89:20, 90:5, 90:11, 93:7, 100:1, 100:3, 100:21, 101:1, 101:11, 102:11, 103:4, 103:7, 104:4, 108:5, 108:10, 109:7, 109:15, 110:14, 110:23, 113:3, 113:4, 113:6, 116:20, 117:2, 119:3, 124:11, 124:12, 124:13, 124:19, 127:7, 128:11, 131:8, 135:21, 136:3, 136:18, 139:20, 140:19 sister's [16] - 5:14, 5:15, 5:20, 5:21, 57:10, 60:1, 60:17, 62:10, 107:13, 107:22, 116:7, 128:1, 128:8, 130:12, 131:6, 131:14 sisters [21] - 6:13, 18:1, 47:6, 47:14, 48:7, 60:8, 64:18, 69:2, 70:17, 71:14, 71:16, 71:17, 72:3, 90:23, 93:3, 94:8, 103:16, 116:17, 116:25, 135:14 sit [2] - 36:13, 82:19 site [3] - 14:7, 31:12, 31:21 sitting [5] - 35:4, 91:14, 91:15, 99:24, 136:8</p>	<p>situation [2] - 63:18, 121:6 situations [1] - 5:18 six [6] - 3:14, 7:22, 45:7, 57:17, 73:20, 137:1 sized [1] - 121:6 sketch [2] - 24:8, 24:10 skill [1] - 145:6 skin [1] - 82:22 skip [1] - 131:17 skipped [1] - 133:20 slam [1] - 141:1 sleight [1] - 88:11 slightly [1] - 62:11 sloughed [1] - 16:9 slowly [1] - 88:8 small [1] - 109:23 smart [1] - 100:4 Smith [2] - 1:10, 1:13 SMITH [4] - 11:25, 35:14, 35:17, 36:11 Social [4] - 5:18, 9:9, 9:13, 9:15 social [21] - 5:22, 7:20, 43:23, 44:22, 46:14, 71:21, 72:15, 86:2, 87:7, 91:11, 94:6, 100:4, 103:7, 113:10, 123:25, 134:22, 139:9, 139:16, 141:5, 141:6, 142:23 socials [1] - 82:15 Society [2] - 80:19, 103:9 society [3] - 82:7, 82:25, 108:14 Solicitor [1] - 21:12 solve [1] - 100:6 someone [6] - 18:8, 37:22, 65:4, 105:13, 114:3, 127:2 Something's [2] - 102:16, 113:13 something's [2] - 14:15, 102:6 sometime [4] - 30:8, 62:7, 78:21, 94:18 sometimes [5] - 10:16, 12:12, 15:4, 36:15, 67:22 somewhere [3] - 13:2, 14:1, 123:22 Son [1] - 88:15 son [6] - 6:17, 19:12, 64:5, 64:14, 70:2, 78:5 sons [4] - 44:11, 61:8,</p>	<p>75:19 sorry [14] - 1:13, 1:20, 2:20, 35:8, 37:2, 50:16, 52:7, 54:5, 80:1, 105:16, 115:18, 119:14, 124:23, 140:18 sort [10] - 7:9, 42:22, 44:19, 70:4, 83:12, 87:4, 96:16, 111:7, 112:7, 113:11 sorts [1] - 117:5 sounding [1] - 139:15 sounds [1] - 18:8 soup [2] - 139:20, 139:22 sources [1] - 126:13 southeast [1] - 142:17 southern [1] - 85:21 space [1] - 8:6 sparking [1] - 82:6 speaking [6] - 66:7, 66:10, 68:2, 94:25, 109:6, 119:3 special [2] - 81:9, 82:24 specialists [1] - 96:22 specially [1] - 16:5 specific [2] - 52:7, 122:21 specifically [7] - 56:15, 56:16, 103:25, 109:19, 136:12, 143:16, 143:17 spell [1] - 53:14 spend [3] - 70:24, 88:15, 137:1 spending [1] - 97:20 spent [3] - 98:2, 133:7, 135:15 spokesman [2] - 100:5, 140:18 spokesperson [1] - 112:10 spot [1] - 31:22 spread [1] - 87:3 spruced [1] - 137:13 staff [2] - 13:24, 119:20 staffing [1] - 73:14 stage [2] - 123:24, 127:5 stages [1] - 48:4 stand [3] - 57:3, 111:22, 120:18 standard [1] - 82:12 standards [2] - 63:13, 76:21 standing [1] - 33:11</p>	<p>stands [2] - 65:17, 136:25 start [3] - 5:25, 87:6, 138:5 started [17] - 9:8, 16:11, 17:10, 19:22, 38:16, 40:13, 69:6, 76:22, 85:14, 85:16, 92:24, 94:20, 99:19, 125:24, 126:5 starting [2] - 72:22, 97:3 state [3] - 1:24, 53:12, 88:12 statement [2] - 129:3, 130:20 statements [1] - 113:20 States [1] - 85:22 station [9] - 3:4, 10:10, 14:21, 14:25, 15:3, 25:13, 25:22, 31:16, 81:12 status [2] - 29:24, 30:2 stay [10] - 11:14, 47:19, 85:15, 92:11, 93:25, 95:6, 95:8, 95:11, 95:18, 140:3 stayed [5] - 4:8, 58:4, 86:13, 87:9, 96:25 staying [4] - 95:22, 123:25, 124:2, 129:3 steering [1] - 100:2 Stephen [2] - 6:11, 72:11 steps [2] - 16:22, 126:1 stereotypes [1] - 84:5 stereotyping [1] - 33:19 sternothyroid [1] - 22:18 Stevens [3] - 19:24, 20:9, 23:11 stick [1] - 67:17 still [25] - 4:7, 5:16, 7:8, 10:7, 10:8, 11:16, 13:12, 13:18, 31:7, 43:15, 44:11, 45:13, 65:16, 69:13, 71:22, 92:16, 96:11, 96:12, 108:14, 111:1, 115:10, 128:4, 130:7, 135:24 Sto:lo [6] - 60:23, 74:17, 74:23, 78:3, 87:18, 88:5 Stockman's [1] - 86:15</p>
--	---	---	---	---

<p>Stolen [2] - 66:21, 117:15</p> <p>stood [1] - 40:8</p> <p>stop [6] - 18:25, 32:19, 70:19, 79:6, 95:17, 137:17</p> <p>stopped [2] - 23:14, 85:1</p> <p>Stoppers [2] - 58:17, 59:8</p> <p>store [2] - 78:8, 78:9</p> <p>stories [1] - 135:17</p> <p>story [4] - 35:8, 123:7, 125:11, 127:8</p> <p>straight [2] - 111:8, 111:19</p> <p>stranger [3] - 116:19, 117:19, 117:20</p> <p>Stranger [1] - 117:16</p> <p>strangers [1] - 116:20</p> <p>strangulation [1] - 32:4</p> <p>street [10] - 15:10, 15:11, 34:3, 49:8, 59:22, 84:10, 94:23, 97:21, 98:11, 129:23</p> <p>Street [6] - 10:10, 14:21, 15:1, 25:14, 28:9, 106:5</p> <p>streets [4] - 34:14, 47:18, 104:7, 140:12</p> <p>stress [1] - 49:13</p> <p>stressful [1] - 47:20</p> <p>stressor [1] - 10:22</p> <p>strict [1] - 66:5</p> <p>strikes [1] - 116:8</p> <p>strollers [1] - 7:8</p> <p>structural [1] - 43:23</p> <p>struggle [1] - 103:5</p> <p>student [1] - 47:1</p> <p>studying [1] - 75:24</p> <p>stupid [1] - 44:13</p> <p>subject [6] - 26:23, 44:24, 75:13, 112:3, 122:15, 132:4</p> <p>submission [1] - 144:4</p> <p>subsequent [1] - 43:16</p> <p>subsequently [1] - 84:16</p> <p>substance [2] - 8:12, 125:8</p> <p>substantially [1] - 115:21</p> <p>subtitled [2] - 66:21, 115:9</p> <p>success [1] - 116:16</p> <p>successful [2] - 7:11, 81:2</p>	<p>sucks [1] - 102:17</p> <p>sudden [1] - 100:10</p> <p>suffering [2] - 136:1, 136:19</p> <p>sufficient [1] - 31:2</p> <p>suggest [2] - 26:23, 26:24</p> <p>suggests [1] - 25:11</p> <p>suitable [2] - 65:25, 81:10</p> <p>suite [1] - 5:15</p> <p>suites [1] - 86:13</p> <p>Sullivan [1] - 129:20</p> <p>sum [2] - 76:11, 102:15</p> <p>summarizes [1] - 58:11</p> <p>summary [1] - 22:12</p> <p>summer [2] - 5:11</p> <p>Sun [6] - 45:2, 115:4, 115:12, 118:17, 123:3, 2:20</p> <p>Sunday [1] - 12:8</p> <p>Sunny [1] - 8:15</p> <p>superficial [1] - 43:15</p> <p>support [7] - 8:2, 8:24, 9:23, 18:17, 30:14, 39:3, 119:20</p> <p>supports [1] - 8:19</p> <p>suppose [1] - 80:3</p> <p>supposed [4] - 30:21, 51:4, 51:20, 100:4</p> <p>Supreme [1] - 56:1</p> <p>surname [1] - 53:14</p> <p>surprised [1] - 142:15</p> <p>surreptitiously [1] - 92:14</p> <p>Surrey [25] - 18:8, 18:19, 18:20, 18:22, 19:6, 19:8, 19:13, 20:11, 21:21, 23:23, 28:2, 28:4, 28:10, 28:12, 30:4, 30:24, 31:16, 33:3, 33:4, 45:6, 45:8, 45:15, 45:20, 121:23, 121:24</p> <p>survive [1] - 49:16</p> <p>survived [1] - 65:1</p> <p>survivor [1] - 65:5</p> <p>Susan [1] - 106:1</p> <p>suspect [2] - 59:10, 59:21</p> <p>suspected [2] - 49:9, 128:7</p> <p>sustained [3] - 62:21, 62:23, 79:7</p> <p>sweater [1] - 24:19</p> <p>sweet [1] - 41:12</p> <p>swinging [1] - 91:15</p>	<p>swings [1] - 91:15</p> <p>sympathies [1] - 132:21</p> <p>system [9] - 45:12, 60:1, 60:11, 65:13, 67:1, 80:7, 86:1, 88:20</p> <p>systems [1] - 67:13</p>	<p>102:6, 102:16</p> <p>testified [7] - 38:9, 39:14, 39:23, 43:24, 75:2, 126:12, 127:24</p> <p>testimony [3] - 51:10, 52:22, 77:17</p> <p>text [1] - 21:16</p> <p>THE [91] - 1:4, 1:7, 1:11, 1:14, 1:16, 1:19, 1:21, 1:22, 1:24, 1:25, 2:1, 2:20, 2:21, 2:22, 2:23, 8:10, 8:11, 12:1, 21:8, 27:2, 27:7, 27:15, 27:17, 29:8, 29:9, 34:20, 34:21, 34:24, 34:25, 35:6, 35:15, 36:8, 36:12, 50:4, 50:7, 50:8, 50:10, 50:11, 51:14, 52:5, 52:12, 52:17, 52:20, 53:12, 53:13, 53:14, 53:15, 53:16, 55:1, 55:2, 55:3, 55:4, 55:5, 57:3, 57:4, 60:20, 61:18, 63:7, 63:8, 69:21, 69:22, 69:23, 69:24, 76:24, 77:6, 77:8, 77:11, 107:4, 107:5, 108:24, 108:25, 118:8, 118:10, 118:13, 118:14, 122:25, 123:1, 143:8, 143:10, 143:11, 143:24, 143:25, 144:1, 144:8, 144:9, 144:16, 144:18, 144:21, 144:23, 144:24, 144:25</p> <p>themselves [6] - 66:16, 119:22, 119:23, 120:4, 122:3, 142:1</p> <p>thereafter [2] - 2:15, 71:16</p> <p>Theresa [3] - 53:19, 63:10, 2:13</p> <p>thinking [3] - 99:25, 100:2, 113:24</p> <p>thinks [2] - 24:12, 100:15</p> <p>third [2] - 8:4, 50:20</p> <p>Thompson [1] - 72:15</p> <p>thoughts [2] - 108:19, 128:15</p> <p>thousand [1] - 130:9</p> <p>three [18] - 5:5, 7:21, 14:9, 38:15, 45:5,</p>	<p>45:9, 45:14, 61:16, 64:23, 70:15, 70:20, 71:10, 75:19, 83:18, 88:1, 115:17, 116:4</p> <p>three-quarters [1] - 116:4</p> <p>throughout [1] - 54:23</p> <p>throwing [1] - 62:25</p> <p>Tim [3] - 23:22, 24:3</p> <p>tip [1] - 58:17</p> <p>tippling [1] - 142:11</p> <p>tipster [2] - 59:1, 59:9</p> <p>tired [2] - 100:9, 100:10</p> <p>Tlowitsis [1] - 4:2</p> <p>to/from [2] - 144:12, 2:23</p> <p>today [18] - 20:19, 35:4, 40:23, 52:9, 54:11, 54:12, 60:8, 61:13, 65:17, 69:12, 71:23, 76:19, 92:16, 111:22, 112:22, 113:1, 121:19, 135:23</p> <p>toddler [3] - 4:10, 4:12, 39:4</p> <p>together [13] - 10:12, 12:19, 47:19, 70:1, 72:12, 93:8, 93:11, 103:16, 117:9, 119:13, 144:12, 2:23</p> <p>tomorrow [5] - 16:16, 112:23, 113:1, 144:22, 145:1</p> <p>tongue [2] - 68:8, 86:25</p> <p>tonier [1] - 140:5</p> <p>took [29] - 4:14, 13:25, 17:20, 27:25, 28:24, 31:17, 31:20, 31:23, 32:2, 41:17, 43:11, 70:17, 72:18, 80:23, 81:1, 83:21, 94:12, 95:15, 96:7, 96:15, 99:8, 114:5, 118:21, 121:4, 121:5, 125:14, 125:15, 130:2, 130:5</p> <p>top [3] - 21:3, 25:11, 105:11</p> <p>topic [1] - 89:9</p> <p>total [3] - 46:4, 63:24, 115:17</p> <p>touch [5] - 6:21, 30:16, 72:2, 92:11, 93:25</p> <p>tow [1] - 99:5</p> <p>towards [1] - 81:6</p> <p>town [2] - 78:19, 83:17</p>
T				
		<p>table [1] - 46:16</p> <p>talken [1] - 37:24</p> <p>talks [1] - 74:8</p> <p>target [1] - 44:12</p> <p>task [4] - 89:2, 119:15, 121:21, 122:19</p> <p>Task [3] - 23:25, 24:4, 28:3</p> <p>tattoo [9] - 15:25, 16:5, 18:10, 24:23, 25:7, 25:25, 26:2, 26:3</p> <p>taught [1] - 66:15</p> <p>Taylor [2] - 123:8, 123:11</p> <p>teach [3] - 38:3, 43:14, 90:20</p> <p>teacher [1] - 90:15</p> <p>teaching [1] - 71:5</p> <p>team [1] - 119:15</p> <p>teased [1] - 86:16</p> <p>teasing [1] - 87:1</p> <p>Tec [1] - 24:20</p> <p>teen [2] - 93:20, 103:14</p> <p>teenager [2] - 6:12, 43:4</p> <p>teenagers [3] - 42:21, 44:10</p> <p>teens [1] - 111:4</p> <p>telephone [3] - 123:19, 125:9, 129:23</p> <p>temporary [2] - 7:21, 9:25</p> <p>ten [8] - 7:17, 15:18, 33:2, 35:22, 36:2, 58:24, 87:21, 144:25</p> <p>tended [1] - 82:21</p> <p>tensions [3] - 81:19, 82:2, 82:6</p> <p>term [2] - 7:25, 85:10</p> <p>terms [8] - 11:15, 27:11, 66:2, 139:5, 139:7, 143:3, 143:12, 143:21</p> <p>terrible [1] - 36:25</p> <p>terribly [3] - 37:1,</p>		

<p>toxicology [2] - 20:5, 45:13 traces [1] - 20:6 trade [1] - 46:9 tragedies [1] - 36:25 tragically [2] - 36:20, 78:20 trailer [3] - 56:18, 58:24, 58:25 trained [2] - 69:21, 69:22 training [15] - 80:13, 80:14, 80:21, 81:7, 82:10, 83:4, 83:8, 83:14, 84:2, 84:9, 84:12, 84:20, 84:24, 85:2 transcribed [1] - 145:5 transcript [1] - 145:4 trauma [2] - 21:25, 23:5 travel [1] - 98:1 travelled [1] - 56:2 treated [1] - 16:18 treatment [3] - 96:16, 140:8, 140:23 Tremblay [1] - 49:10 tremendous [1] - 49:21 trial [4] - 75:6, 130:22, 131:3, 131:23 tribal [1] - 67:12 Tribal [1] - 74:23 tried [3] - 17:12, 43:14, 78:21 triggered [1] - 5:22 trip [1] - 14:25 trouble [1] - 70:13 troubled [1] - 109:14 true [4] - 91:18, 91:20, 129:3, 145:4 truth [2] - 44:17, 116:14 try [2] - 99:17, 114:1 trying [11] - 17:10, 19:17, 31:7, 45:7, 45:18, 45:24, 109:12, 116:23, 116:24, 117:11 tunnel [1] - 33:8 turn [4] - 13:10, 13:20, 23:20, 94:13 turned [2] - 69:24, 93:7 turning [4] - 25:9, 26:6, 59:6, 89:9 Turnour [2] - 3:19, 4:3 turtleneck [1] - 24:19 twenties [3] - 24:22, 93:23, 93:24</p>	<p>two [45] - 1:17, 2:5, 2:7, 3:12, 5:16, 6:2, 6:6, 9:4, 10:1, 12:2, 12:21, 13:19, 22:3, 28:2, 31:15, 31:18, 32:21, 32:23, 33:1, 38:16, 39:15, 39:22, 46:2, 49:10, 52:18, 59:19, 59:23, 64:18, 64:25, 75:19, 75:23, 77:8, 80:24, 83:18, 84:15, 90:19, 90:20, 93:5, 105:19, 117:1, 131:19, 132:25, 133:16, 143:16 type [7] - 82:9, 82:10, 84:24, 85:1, 96:22, 97:14, 112:12 types [2] - 84:17, 142:14</p>	<p>unlike [1] - 56:11 unlikely [1] - 8:1 UNN [1] - 74:1 unsuccessful [1] - 130:24 unusual [2] - 10:19, 13:10 up [63] - 1:9, 1:12, 4:17, 6:24, 9:12, 13:10, 17:8, 17:14, 20:16, 30:5, 31:5, 32:12, 41:14, 41:22, 46:24, 47:9, 58:21, 61:24, 67:5, 70:1, 70:4, 70:11, 76:11, 76:12, 78:22, 82:19, 85:11, 85:17, 86:1, 87:10, 87:18, 87:19, 89:18, 91:20, 92:8, 94:9, 94:10, 98:14, 99:12, 99:15, 99:16, 99:23, 100:11, 101:17, 102:15, 108:10, 109:25, 110:5, 110:10, 111:14, 115:10, 117:4, 121:6, 122:8, 122:20, 124:1, 130:9, 133:14, 136:8, 137:13, 141:2 update [2] - 29:24, 30:2 updates [1] - 30:1 upper [1] - 24:24 upstairs [1] - 86:14 useful [1] - 134:9 user [2] - 35:25, 106:20 uses [1] - 59:4</p>	<p>114:12, 114:15, 115:4, 115:12, 118:17, 123:3, 123:22, 140:5, 140:13, 142:6, 142:10, 2:14, 2:20 Vancouver's [2] - 2:8, 134:20 Vaness [1] - 10:10 vanished [3] - 110:15, 110:23, 116:12 vanishing [1] - 110:13 various [4] - 8:13, 129:15, 144:13, 2:23 varying [1] - 116:15 vegetables [1] - 66:3 vehicle [1] - 100:11 Vernon [1] - 47:10 version [1] - 69:23 Vertlieb [1] - 61:15 vice [1] - 74:4 vice-president [1] - 74:4 victim [4] - 49:9, 57:1, 112:19, 126:16 victim's [3] - 30:13, 30:14, 56:6 Victoria [1] - 114:11 view [2] - 121:1, 121:16 vigorous [1] - 131:10 village [2] - 4:9, 38:20 Village [1] - 3:19 vision [1] - 33:9 visit [9] - 10:19, 10:21, 10:23, 11:18, 11:21, 12:5, 12:7, 31:12, 43:20 visited [5] - 10:12, 10:13, 12:21, 48:23, 92:7 visiting [1] - 12:16 visitor [1] - 58:23 visits [4] - 8:18, 10:17, 12:2, 96:3 vocal [1] - 110:22 voluntary [1] - 9:17 volunteer [1] - 85:4 VPD [7] - 52:6, 56:5, 83:13, 84:16, 106:9, 112:9, 114:11 VPD/RCMP [1] - 119:15 Vries [1] - 59:11 vulnerable [3] - 134:24, 138:20, 141:10 VW [1] - 93:1</p>	<p style="text-align: center;">W</p> <p>Wait [1] - 13:4 wait [2] - 37:7, 104:17 walk [2] - 17:15, 140:12 walked [2] - 91:16, 91:20 walks [1] - 10:12 Walter [1] - 53:13 wants [1] - 31:12 war [1] - 6:10 WARD [26] - 53:7, 53:17, 54:19, 55:9, 57:8, 60:21, 61:11, 61:19, 63:5, 63:11, 77:4, 77:7, 77:12, 107:1, 107:8, 108:22, 109:5, 118:5, 118:9, 118:15, 122:22, 123:4, 144:2, 144:15, 144:17, 144:19 Ward [2] - 53:9, 1:8 warrant [1] - 125:18 wasting [1] - 79:25 watching [1] - 41:24 ways [1] - 94:1 weak [1] - 32:17 wealthy [1] - 86:12 wearing [2] - 15:22, 24:18 weather [1] - 41:16 web [1] - 88:12 Wednesday [2] - 12:9, 12:12 week [14] - 10:7, 11:9, 11:11, 12:22, 12:25, 20:7, 23:2, 24:2, 28:4, 33:24, 47:4, 47:19, 49:20, 101:23 weekend [1] - 13:8 weekly [1] - 10:15 weeks [6] - 14:4, 14:10, 23:1, 28:3, 104:14, 126:18 weighed [1] - 25:6 weighs [1] - 24:22 weight [1] - 15:24 welcomed [1] - 143:5 welcoming [1] - 42:13 Welfare [1] - 89:23 welfare [3] - 73:7, 140:3, 141:7 Westminster [1] - 58:22 wheel [3] - 99:24, 100:2, 100:14</p>
U		<p>UBC [1] - 142:11 Ucluelet [1] - 72:24 ultimately [1] - 131:12 umbrage [1] - 121:4 uncertain [2] - 79:5, 111:1 Uncle [1] - 6:11 uncle [1] - 4:24 under [3] - 26:11, 56:16, 115:14 underneath [1] - 54:7 understood [1] - 32:13 underway [1] - 56:9 underwent [2] - 78:15, 84:9 undetermined [1] - 30:25 unfortunately [2] - 68:14, 69:3 unidentified [3] - 19:5, 24:5, 24:16 uniform [1] - 81:11 uniformed [1] - 142:4 Union [4] - 73:1, 73:6, 86:7, 86:10 union [1] - 63:24 unit [1] - 89:14 UNITED [1] - 145:11 United [5] - 73:10, 74:2, 80:19, 82:8, 85:21 university [2] - 75:21, 142:12 University [2] - 72:16, 75:13</p>	<p style="text-align: center;">V</p> <p>valley [2] - 87:19, 88:19 values [2] - 67:19, 68:4 Vancouver [55] - 1:1, 2:18, 5:9, 5:10, 5:20, 6:4, 6:7, 6:18, 7:3, 11:17, 18:23, 19:3, 19:12, 19:17, 25:2, 25:10, 26:7, 27:23, 28:8, 28:13, 28:16, 40:11, 43:13, 45:2, 54:18, 58:9, 58:22, 59:15, 59:19, 63:3, 70:11, 81:3, 83:25, 95:21, 95:24, 96:1, 97:9, 105:3, 107:6, 112:22, 113:1,</p>	
		<p style="text-align: center;">V</p> <p>valley [2] - 87:19, 88:19 values [2] - 67:19, 68:4 Vancouver [55] - 1:1, 2:18, 5:9, 5:10, 5:20, 6:4, 6:7, 6:18, 7:3, 11:17, 18:23, 19:3, 19:12, 19:17, 25:2, 25:10, 26:7, 27:23, 28:8, 28:13, 28:16, 40:11, 43:13, 45:2, 54:18, 58:9, 58:22, 59:15, 59:19, 63:3, 70:11, 81:3, 83:25, 95:21, 95:24, 96:1, 97:9, 105:3, 107:6, 112:22, 113:1,</p>		

<p>whichever ^[1] - 107:3 whilst ^[1] - 112:8 white ^[5] - 7:11, 42:22, 82:21, 88:10, 142:16 who'd ^[1] - 6:24 whole ^[3] - 10:14, 52:16, 112:18 wider ^[1] - 143:12 wife ^[5] - 95:7, 102:5, 102:8, 102:11, 102:16 William ^[3] - 55:11, 58:19, 127:25 Williams ^[5] - 1:13, 1:18, 2:5, 49:8, 73:2 williams ^[2] - 29:11, 2:8 Willie ^[4] - 58:20, 59:1, 59:10 Willie's ^[1] - 58:23 willing ^[1] - 136:16 window ^[2] - 93:5, 100:16 wise ^[1] - 124:3 WISH ^[2] - 13:21, 17:19 wish ^[1] - 143:3 witness ^[4] - 1:8, 50:3, 53:7, 53:8 WITNESS ^[20] - 1:16, 1:22, 1:25, 2:21, 2:23, 8:11, 12:1, 50:7, 50:11, 52:12, 53:6, 53:13, 53:15, 57:4, 69:22, 69:24, 143:10, 143:24, 144:1, 144:23 witness's ^[1] - 144:5 witnesses ^[2] - 52:19, 84:4 wits ^[1] - 80:4 woefully ^[1] - 133:11 woman ^[13] - 15:16, 16:11, 24:18, 25:21, 28:4, 28:10, 49:25, 50:18, 51:3, 51:8, 69:4, 90:17, 123:23 woman's ^[2] - 20:13, 56:16 Women ^[7] - 23:24, 24:4, 53:22, 55:6, 109:2, 2:9, 2:17 women ^[57] - 32:23, 33:6, 34:10, 36:16, 36:19, 45:5, 45:14, 45:19, 45:20, 45:24, 46:4, 55:8, 58:16, 107:21, 108:10, 109:17, 109:20, 110:6, 110:12,</p>	<p>110:17, 110:25, 111:8, 111:9, 111:23, 112:18, 112:21, 113:1, 113:14, 113:15, 116:12, 117:25, 124:9, 126:20, 129:20, 130:4, 130:12, 132:6, 133:2, 133:23, 134:20, 134:24, 135:15, 135:24, 136:18, 136:19, 136:25, 138:20, 139:10, 139:13, 141:3, 141:8, 141:21, 141:25, 142:7, 142:20, 2:11 Women's ^[1] - 28:3 women's ^[3] - 58:25, 109:24, 129:25 wonder ^[1] - 34:17 wonderful ^[1] - 140:13 wondering ^[4] - 34:9, 50:22, 57:21, 76:24 wooden ^[1] - 65:18 woodwork ^[1] - 130:15 word ^[4] - 112:25, 123:13, 127:1 words ^[5] - 35:5, 51:12, 68:14, 111:17, 134:14 worker ^[8] - 3:3, 44:22, 46:14, 59:22, 72:15, 73:2, 94:6, 139:16 workers ^[3] - 7:20, 71:22, 91:11 works ^[3] - 8:22, 15:11, 101:5 world ^[2] - 2:23, 85:21 worried ^[1] - 12:23 worry ^[1] - 86:24 worse ^[1] - 94:13 wrestling ^[1] - 94:19 write ^[1] - 43:2 writes ^[1] - 59:7 written ^[5] - 45:11, 54:6, 115:4, 144:11, 2:22 wrote ^[3] - 132:3, 133:21, 134:3</p>	<p>29:20, 30:3, 30:6, 31:5, 33:6, 41:9, 47:23, 48:21, 49:11, 55:17, 55:25, 74:22, 75:9, 86:6, 118:19, 119:2 year-old ^[4] - 13:20, 47:23, 48:21 Years ^[1] - 47:5 years ^[40] - 3:14, 5:16, 7:18, 15:18, 30:3, 30:7, 35:22, 36:2, 39:22, 41:10, 41:12, 42:12, 43:1, 44:13, 44:19, 46:3, 49:6, 49:10, 59:19, 61:4, 68:21, 69:19, 70:20, 73:20, 76:16, 78:14, 91:5, 92:13, 92:20, 93:12, 93:20, 102:19, 103:14, 107:13, 113:7, 116:17, 116:18, 117:15, 131:6, 132:25 yesterday ^[2] - 5:17, 139:6 yip ^[1] - 101:20 Yip ^[2] - 97:25 young ^[16] - 4:7, 10:1, 41:21, 49:12, 65:22, 76:20, 79:4, 83:5, 83:20, 83:21, 83:23, 85:14, 89:15, 93:5, 93:10, 95:6 Young ^[2] - 72:23, 73:5 younger ^[22] - 2:7, 3:12, 6:13, 8:3, 11:16, 12:21, 31:18, 42:14, 43:25, 44:17, 60:7, 60:9, 62:20, 64:18, 64:20, 76:19, 93:7, 93:15, 103:4, 104:4, 113:3, 116:25 youngest ^[3] - 6:2, 6:6, 39:15 yourself ^[6] - 2:16, 61:6, 64:8, 68:12, 89:15, 126:1 youth ^[1] - 70:13 Yukon ^[1] - 73:21</p>
	Y	
	<p>Yale ^[1] - 97:24 yard ^[2] - 92:21, 93:19 year ^[19] - 6:13, 13:20,</p>	