

R. V. Patry, 2001 NWTSC 78

S-1-CR-2001/018

IN THE SUPREME COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

HER MAJESTY THE QUEEN

- vs. -

LOUIS MICHAEL PATRY



Transcript of the Oral Reasons for Sentence by The Honourable Justice V.A. Schuler, at Yellowknife in the Northwest Territories, on October 25th A.D., 2001.

APPEARANCES:

Ms. S. Kendall: Counsel for the Crown
Mr. T. Boyd: Counsel for the Accused

Charge under s. 5(1) *Controlled Drugs and Substances Act*

1 THE COURT: The facts have been read into the
2 record, and I am not going to go through them in any
3 detail. As I just indicated, and Crown counsel
4 confirmed, it appears that on the date in question,
5 the civilian agent was interested in this Mr. King
6 and was interested in investigating him with respect
7 to drug activity, that Mr. Patry, who knew the agent
8 and obviously knew Mr. King, happened to be at the
9 scene where the agent went to meet with Mr. King and
10 then when Mr. King left to go boating, the agent
11 took some calls on Mr. King's cell phone, calls from
12 people looking for drugs, and that Mr. Patry then
13 became involved with some encouragement from the
14 agent and, in effect, made a deal for sale of some
15 drugs by Mr. King to one of the individuals who
16 called.

17 I think the way that the Crown has
18 characterized the facts, and the defence too,
19 obviously there was some encouragement by the
20 civilian agent.

21 I have to say it never fails to amaze me how
22 people can, and in my view so naively, simply fall
23 for an approach by someone who says they want to buy
24 drugs or will you help me sell drugs or whatever it
25 may be. Maybe I am just becoming cynical but I am
26 amazed that people trust anyone who comes to them
27 wanting them to become involved in drugs and it

1 your lifestyle isn't going to be any different. It
2 is going to be sitting in the penitentiary. That's
3 what it is going to be and you should realize that
4 now before you go any further. It seems to me that
5 at the age of 25, and obviously you have enough
6 ambition and enough wherewithal to go to college,
7 giving up all that or endangering all of that by
8 trafficking in drugs is going to mean that the only
9 college that you are going to go to is whatever they
10 can give you in the penitentiary. You are an adult,
11 it is your decision, you have to do your own
12 thinking and make your decision, but it just seems
13 to me that this situation, it was very foolish of
14 you to get involved in this and you better do an
15 awful lot of thinking about what you want to do with
16 your life.

17 I have considered that both counsel are
18 submitting that at this point I simply sentence you
19 to time served. I have to say that with your
20 criminal record, if it wasn't for the specific facts
21 that are before me, I think that you could be
22 looking at something quite a bit longer than that
23 but in light of the facts and the submissions
24 made -- stand up, please --

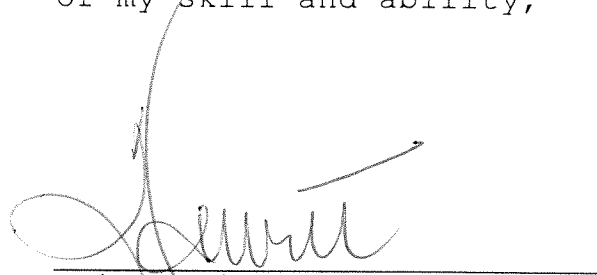
25 Mr. Patry, I am going to sentence you to time
26 served and I do that using the principle that remand
27 time is often accredited as being twice the face

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MS. KENDALL: No.
MR. BOYD: Not the defence, thank you, Your
Honour.
THE COURT: All right, thank you, counsel.

(AT WHICH TIME THE PROCEEDINGS CONCLUDED)

Certified correct to the best
of my skill and ability,



Lois Hewitt,
Court Reporter