

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

HER MAJESTY THE QUEEN

- and -

DEBBIE SIMPSON

---

Transcript of the oral sentencing delivered by His Honour Judge T.B. Davis, sitting at Yellowknife, in the Northwest Territories, Friday, December 12th, A.D. 1986.

---

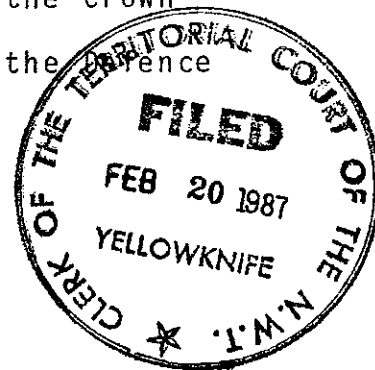
APPEARANCES:

MR. T. HUMPHRIES

Counsel for the Crown

MR. V. FOLDATS

Counsel for the Defence





1 THE COURT: Debbie Simpson, a twenty-six year old resident of  
2 Yellowknife, admits that she interfered with the lawful use of  
3 Kathy Sundberg's residence at 2:30 in the morning on September  
4 the 20th, 1986, and, therefore, violated Section 387(4) of the  
5 Criminal Code. On that occasion she was intoxicated and was in  
6 a fight with the occupant as a result, it appears, of an ongoing  
7 feud, but ended up receiving a couple of black eyes and a swollen  
8 face on that occasion. She was arrested and taken to cells  
9 for a short period of time.

10 She comes before the Court with a mischief to  
11 private property offence that resulted in a conditional discharge  
12 earlier in 1986, at which time she was required to make a  
13 restitution payment of Twenty dollars. Ms. Simpson has regular  
14 employment and I understand is in a position so that she can  
15 pay a fine, being recommended by both Crown and acknowledged  
16 as being appropriate by Defence. To try and ensure that Ms.  
17 Simpson knows that each time she appears in Court it probably  
18 will mean an increase in a penalty being imposed, in this  
19 instance she will not get a discharge, but will be paying a  
20 fine.

21 I have to advise you, Ms. Simpson, if you keep  
22 up your argument with other people or get in trouble again,  
23 it would probably be a much more serious penalty, possibly  
24 even a period of time in jail. So, you now must recognize  
25 that you have four offences on a criminal record, and for a  
26 young person that is not a very good position to be in.

27 I am going to impose a fine in the amount of

1 Two hundred and fifty dollars, or in default thereof ten days  
2 in jail.

3 MR. FOLDATS: Your Honour, Ms. Simpson advises me that she  
4 requires three months to pay the fine.

5 THE COURT: Yes. Will you pay something each month on that,  
6 something in the vicinity of a hundred dollars each of those  
7 months for three months?

8 MS. SIMPSON: Okay.

9 THE COURT: All right. If you will make payments along that  
10 line, maybe Seventy-five dollars at least during those three  
11 months, I will allow you three months to pay. The Clerk will  
12 advise you on where to pay the fine. It's in this building.  
13 You will have to do that each month.

14 MR. HUMPHRIES: Sir, that leaves the 307 matter outstanding.  
15 The Crown is not calling any evidence on that.

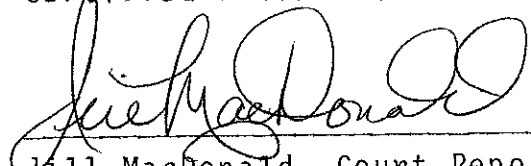
16 THE COURT: Thank you. The more serious charge, then, under  
17 Section 307 is dismissed for lack of prosecution.

18 MR. FOLDATS: Thank you, Your Honour. I believe those are all  
19 the matters before the Court this afternoon.

20 THE COURT: Thank you, Mr. Foldats.

21 (AT WHICH TIME THIS MATTER WAS CONCLUDED).  
22

23 Certified a correct transcript,  
24

25   
26 Jill MacDonald, Court Reporter.  
27