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

MR. V. FOLDATS

Counsel for the Crown

Counsel for the



INFORMATION YK86-5623 (ON BEHALF OF HER MAJESTY THE QUEEN) ADJUDICATION & DISPOSITION COURT NUMBER CHARGE READ: 123229 DEC 12 1986 DATE CROWN ELECTION: J.P. or Judge's Number Summary Conviction: Indictment: M KEITH GREGORY WIENS ACCUSED ELECTION: THIS IS THE INFORMATION OF KEITH GF (Insert full name, residence and occupation of informant) Magistrate: A MEMBER OF THE ROYAL CANADIAN MOUNTED POLICE YELLOWKNIFE, NORTHWEST TERRITORIES JUDGE OR JUSTICE Guilty: 🕡 Not Guilty: (PEACE_OFFICER) HEREINAFTER CALLED THE INFORMANT JUDGE OR JUSTICE FAILURE TO APPEAR: Bench Warrant Issued: DEBBIE SIMPSON JUDGE OR JUSTICE ON OR ABOUT THE TWENTIETH DAY OF SEPTEMBER, 1986, AT OR NEAR THE CITY OF YELLOWKNIFE, EVERY TIME THIS INFORMATION IS DEALT WITH APPROPRIATE ENTRIES SHALL BE MADE ON THE REVERSE IN THE NORTHWEST TERRITORIES, DID COMMIT MISCHIEF BY WILFULLY OBSTRUCTING, INTERRUPTING DISPOSITION OR INTERFERING WITH THE LAWFUL USE, ENJOYMENT Withdrawn: Convicted: Dismissed: OR OPERATION OF PROPERTY NAMELY, A DWELLING HOUSE, THE PROPERTY OF KATHY SUNDBERG, CONTRARY TO SECTION 387(4) OF THE CRIMINAL CODE. J.P. COSTS: POLICE COSTS: RESTITUTION: DEFAULT: __ CARD TIME TO PAY: OIS SUSPENDED SENTENCE: T.T.P./2 Mes. CONDITIONAL DISCH: ABSOLUTE DISCH: D.B.S. J.P. PROBATION FOR: MV.B. IMPRISONMENT FOR: TATISTICS DATE OF BIRTH: DRIVER'S LICENCE: **MARITAL STATUS:** DECEMBER Sworn before me this 10 86 A.D. 19 __ NORTHWEST TERRITORIES YELLOWKNIFE, MIENS) CST. (K.G. Signature of Informant

Judge or Justice of the Peace in and for ne Northwest Territories Appearance Promise to Recognizance Notice

confirmed

Justice of the Peace

ISTRIBUTION: 1. Clerk of the Judge's Court 2. Registrar of Motor Vehicles 3. Police Copy 4. Crown Attorney 5. Defence RIMINAL CODE FORM 2 (Sections 455, 455-1 and 723) WT 1961 - 80/1180

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

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

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

I am going to impose a fine in the amount of

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

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

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

MS. SIMPSON: Okay.

THE COURT:

All right. If you will make payments along that line, maybe Seventy-five dollars at least during those three months, I will allow you three months to pay. The Clerk will advise you on where to pay the fine. It's in this building.

You will have to do that each month.

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

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

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

THE COURT: Thank you, Mr. Foldats.

(AT WHICH TIME THIS MATTER WAS CONCLUDED).

Cermified a correct transcript,

1/11 MacDonald, Court Reporter.