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IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

HER MAJESTY THE QUEEN

VS

DAVE NICKERSON

Transcript of the Oral Sentencing Delivered by His Honour
Judge R. M. Bourassa, sitting at Yellowknife in the
Northwest Territories, on Tuesday, September 3rd, A.D.,
1985.

APPEARANCES:

MS. N. BOILLAT:

Counsel for the Crown

MR. D. NICKERSON:

On His Own Behalf



1 THE COURT: Dave Nickerson is convicted of the offence of
2 assault. The Crown has elected to proceed by way of
3 summary conviction. The maximum penalty that can be imposed
4 is a fine of \$500 or six months imprisonment or both.

5 Given that this is this accused's first conviction,
6 and that the injuries are - relatively speaking - of a
7 minor nature, I don't think the court can seriously
8 contemplate a term of imprisonment.

9 Spousal assaults or assaults between two members
10 of the same sex are to be discouraged. There is no room
11 for this kind of violence in families. There is no room
12 for this kind of violence between any two people.

13 The courts have said repeatedly in the past that
14 this kind of conduct must be discouraged, and they will
15 continue to do so by way of appropriate sentences.

16 Taking into account that the accused has pleaded
17 guilty, which I can accept in mitigation, the fact that
18 he has no previous criminal record, the circumstances
19 of the offence as admitted by the defendant; would you
20 stand up, please, Mr. Nickerson. On this matter there
21 will be a fine of \$350, in default of payment, thirty-five
22 days in jail. Do you require time to pay the fine?

23 MR. NICKERSON: No, Your Honour.

24 THE COURT: Payable forthwith.

25 Certified a correct transcript,

26 *Laurie Ann Young*
27 Laurie Ann Young

Court Reporter

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