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IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

HER MAJESTY THE QUEEN

v.

DALLAS ELDRIDGE

Transcript of the Decision given by His Honour Judge
T. B. Davis sitting at Inuvik, Northwest Territories,
on Friday, December 3, A.D. 1982.

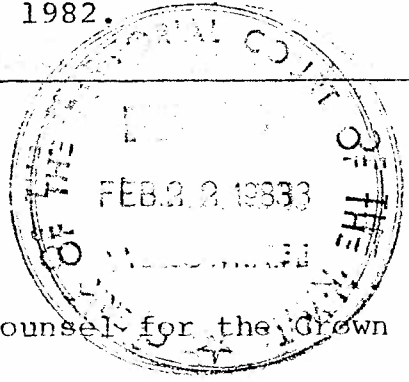
APPEARANCES:

MR. J. SHIPLEY

Counsel for the Crown

MR. L. TANCOCK

Counsel for the Accused





1 THE COURT: Dallas F. Eldridge, and 18-year old resident of
2 Inuvik, has pleaded guilty to unlawfully selling liquor
3 contrary to Section 59(c) of the Liquor Ordinance of the
4 Northwest Territories on the 12th day of October, 1982.

5 Mr. Eldridge, in the company of another person
6 at his residence, had handed a bottle of liquor to an under-
7 cover police agent and received the sum of \$50 in payment
8 for the transaction. He then passed the money to the other
9 person who was also charged with the same offence.

10 I classify the finding as such to justify the
11 plea of guilty, and the conviction will be entered. Mr.
12 Eldridge is a part-time worker in the area. He is single
13 and has no dependants. He shares the expenses in the rental
14 accommodation and utilities with his sister with whom he
15 lives. Because he works on a part-time basis, he does not
16 have an assured substantial income, and it is difficult for
17 the court to determine the penalty that can be imposed
18 because I must be satisfied, in order to impose a fine, that
19 the accused is able to make payment of such.

20 I am assured by his counsel that a fine would
21 be an appropriate penalty in this matter and that if the
22 accused is unable to pay the fine within the time allowed
23 by the court, that an application for an extension would be
24 in order.

25 Under the circumstances, since he is a young
26 man, since he has had no previous convictions, I will
27 accept the recommendation of counsel and instead of having



1 the accused sentenced to a jail term, even though there is
2 going to be some difficulty in paying the fine, I will
3 impose a fine. It must be suitable to insure that there is
4 some feeling of concern by the accused and others in his
5 position; and therefore, the deterrent effect of the im-
6 position of the fine must be enough to make sure that that
7 is one of the things understood by the accused.

8 The fine, therefore, will be in the amount of
9 \$800, or in default thereof, 20 days in jail. The accused,
10 at this time, will be allowed six months within which to
11 make payment of the fine.

12 With regard to the charge under Section 93(2)
13 of the Vehicles Ordinance, whereby Mr. Dallas Eldridge
14 has pleaded guilty to operating a motor vehicle with in-
15 sufficient equipment, I am advised by Crown and defence
16 counsel that the ordinary voluntary payment for the fine
17 would be in the vicinity of \$25; but it appears that either
18 because of lack of finances or forgetfulness, the accused
19 has ignored the voluntary payment of the fine.

20 Under the circumstances, I will impose a fine
21 in the amount of \$45, or in default thereof, two days in
22 jail. I also will allow the accused six months in which to
23 make payment of that fine. Do you understand both those,
24 Mr. Eldridge?

25 THE ACCUSED: Yes, sir.

26 THE COURT: That is all.



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Certified a correct transcript

Catherine Metz

Catherine Metz
Court Reporter