

**SUPERIOR COURT OF JUSTICE
(EAST REGION)**

B E T W E E N:

HER MAJESTY THE QUEEN

Respondent

-and-

DEIRDRE MOORE

Applicant

APPLICATION TO QUASH COMMITTAL

Application Record

**Adam Philip Newman
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410-225 Metcalfe St, Ottawa, ON K2P 1P9
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Counsel for the Applicant

**SUPERIOR COURT OF JUSTICE
(East Region)**

B E T W E E N:

HER MAJESTY THE QUEEN

Respondent

- and -

DEIRDRE MOORE

Applicant

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**SUPERIOR COURT OF JUSTICE
(EAST REGION)**

B E T W E E N:

HER MAJESTY THE QUEEN

Respondent

-and-

DEIRDRE MOORE

Applicant

**NOTICE OF APPLICATION TO QUASH COMMITTAL:
Rule 43 of the Criminal Proceedings Rules for the Superior Court of Justice**

**Adam Philip Newman
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DEIRDRE MOORE

Applicant

NOTICE OF APPLICATION TO QUASH COMMITTAL

TAKE NOTICE that an Application will be brought by Counsel on behalf of the Applicant on the 4th day of January, in the year 2021 at 10:00 a.m., at the Superior Court of Justice, 161 Elgin Street, in the City of Ottawa, under Rule 43 of the Criminal Proceedings Rules for the Superior Court of Justice (Ontario) requesting the Superior Court of Justice to quash the committal of the Applicant, Ms. Moore, and Order a stay of proceedings on the counts where committal was ordered.

THE GROUNDS FOR THIS APPLICATION ARE:

Ms. Deirdre Moore, the Applicant, stands charged in the Superior Court of Justice with: Unlawfully in a dwelling s. 349(1); Mischief under 430(4); Disobey lawful order s.127(1); Criminal harassment s.264(3); Break and enter into a dwelling s.348(1)(a); Mischief under s.430(4); Criminal harassment s.264(3), contrary to the *Criminal Code of Canada* ("Criminal Code").

Ms. Moore represented herself at the Judicial Pre-Trial ("JPT") in the Ontario Court of Justice for the aforementioned charges. At the JPT, Her Honour, Justice Bourgeois, and

the Crown Attorney, Mr. Ramsey, improperly indicated to Ms. Moore that she did not have the right to a preliminary hearing; further, Her Honour failed to properly put Ms. Moore to her election of mode of trial. These errors, alone or together, should result in the quashing of Ms. Moore's committal and a stay of the proceedings.

IN SUPPORT OF THIS APPLICATION, THE APPLICANT RELIES UPON THE FOLLOWING:

1. Rule 43 of the Criminal Proceedings Rules for the Superior Court of Justice (Ontario).
2. Case law, Statutes, Affidavit Evidence, Transcripts, the Indictment and Court Informations or other material as Counsel may advise, and this Honourable Court may permit.

THE RELIEF SOUGHT IS:

The Applicant requests that this Honourable Court grant the motion to quash her committal to stand trial and Order a stay of proceedings pursuant to the extraordinary remedy of Certiorari provided by Rule 43 of the Rules of Criminal Proceedings for the Superior Court of Justice.

THE APPLICANT MAY BE SERVED WITH DOCUMENTS PERTINENT TO THIS APPLICATION: Documents can be served in accordance with Rule 5 to Cedric Nahum Law at 410-225 Metcalfe St, Ottawa, ON K2P 1P9; Tel: (613) 233-0330; Fax: 613-231-7403.

DATED at Ottawa this 26th day of November, 2020

ALL OF WHICH IS RESPECTFULLY SUBMITTED BY:

Adam Newman

Adam Philip Newman
CEDRIC NAHUM LAW
410-225 Metcalfe St, Ottawa, ON K2P 1P9
Tel: (613) 233-0330
Fax: 613-231-7403
admin@cedricnahumlaw.com
Counsel for the Applicant

Court File No. 19-RD18130

**SUPERIOR COURT OF JUSTICE
(EAST REGION)**

B E T W E E N:

HER MAJESTY THE QUEEN

Respondent

- and -

DEIRDRE MOORE

Applicant

**NOTICE OF APPLICATION TO
QUASH COMMITTAL:
Rule 43 of the Criminal
Proceedings Rules for the Superior
Court of Justice**

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CEDRIC NAHUM LAW
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Counsel for the Applicant

SUPERIOR COURT OF JUSTICE

CANADA
PROVINCE OF ONTARIO
EAST REGION
OTTAWA

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)
)
)

Court file No. 19-18130

HER MAJESTY THE QUEEN

-VS-

DEIDRE ANN MOORE

INDICTMENT

TO BE ATTACHED TO SCANNED INDICTMENT

SCANNED ON: 15/09/2020

PLEASE SEE ENDORSEMENT SHEET DATED: 15/09/2020

CANADA)
Province of Ontario)
Province de l'Ontario)
Eastern Region)
Région de l'Est)

46
Court File No.: 19-RD18130
Numéro de dossier du greffe :

ONTARIO
SUPERIOR COURT OF JUSTICE
COUR SUPÉRIEURE DE JUSTICE

HER MAJESTY THE QUEEN
SA MAJESTÉ LA REINE

Against
contre

Deirdre Ann MOORE

Deirdre

Stands Charged:
Est inculpé(e) :

1. **THAT THE SAID Deirdre Ann MOORE** on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region without lawful excuse entered a dwelling-house situated at 1244 Lampman Crescent, with intent to commit an indictable offence therein, contrary to Section 349, subsection (1) of the Criminal Code.
2. **AND FURTHER THAT THE SAID Deirdre Ann MOORE** on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did wilfully damage a basement window located at 1244 Lampman Crescent, the property of Jonathan KISKA, the value of which did not exceed five thousand dollars, and thereby commit mischief, contrary to Section 430, subsection (4) of the Criminal Code.
3. **AND FURTHER THAT THE SAID Deirdre Ann MOOR** on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did, without lawful excuse, disobey a lawful order made by Superior Court of Justice – Honourable Justice C. MacLeod on 8th of April 2019 by failing to shall not attend within 500m of the residence of the father, John KISKA, for which no punishment or other mode of proceeding is expressly provided by law, contrary to Section 127, subsection (1) of the Criminal Code.
4. **AND FURHER THAT THE SAID Deirdre Ann MOORE** between the 27th day of June in the year 2019 and the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did, without lawful authority and knowing that another person, namely Jonathan KISKA, was harassed or recklessly as to whether that person was harassed, engage in conduct set out in Section 264, subsection (2) of the Criminal Code and cause the said Jonathan KISKA to reasonably fear for the safety of someone known to that person, namely his son Sean KISKA and daughter Cate KISKA, contrary to Section 264, subsection (3) of the Criminal Code.
5. **AND FURHER THAT THE SAID Deirdre Ann MOORE** on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did break and enter a place, namely a dwelling-house, situated at 1244 Lampman Crescent, with intent to commit

an indictable offence therein, contrary to Section 348, subsection (1), clause (a) of the Criminal Code.

6. **AND FURTHER THAT THE SAID Deirdre Ann MOORE** on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did wilfully damage a wall at 1244 Lampman Crescent, the property of Jonathan KISKA, the value of which did not exceed five thousand dollars, and thereby commit mischief, contrary to Section 430, subsection (4) of the Criminal Code.
7. **AND FURTHER THAT THE SAID Deirdre Ann MOORE** on or about the 19th day of July at the City of Ottawa in the East/De L'Est Region did, without lawful authority and knowing that another person, namely Jonathan KISKA, was harassed or recklessly as to whether that person was harassed, engage in repeatedly communicating with, either directly or indirectly, that person, and cause the said Jonathan KISKA to reasonably fear for the safety of the said others known persons, namely his son Sean KISKA and daughter Cate KISKA, contrary to Section 264, subsection (3) of the Criminal Code.

Dated this 16th day of August, in the year 2019
Fait le jour de en l'an de grâce 2019



Malcolm Savage
Assistant Crown Attorney
Agent for the Attorney General of Ontario
Procureur adjoint de la Couronne
Mandataire du Procureur général

Courtroom # / Salle d'audience 30	Date / Date Aug 21, 2019	Accused present in custody	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne Savage	Defence / Défense Self	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> PT held. Matter adj'd to Oct. 21/19 for PTM re p. 742 PTM NCR assess't & what witnesses will be subpoenaed. B/R set for Sept. 9/19 1/2 day. Trial dates set for 15 days alone Dec 2/19	
Registrar / Greffier M. Stewart	Reporter / Sténographe M. Massey	Duration of sitting: min/hrs Justice / Juge	
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements	
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> TRF = Nov. 1/19 TRC = Nov. 27/19.	
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge	
Courtroom # / Salle d'audience 24	Date / Date SEP 09 2019	Accused present (UN)	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne H. Savage	Defence / Défense Self.	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> B/R not produced, matter adjourned date to be set at accused's request - Accused is to be produced	
Registrar / Greffier D. Gemmill	Reporter / Sténographe N. Bondy	Duration of sitting: min/hrs Justice / Juge	
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements	
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> on September 11/2019 in Family Court - (CFSA) -	
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge	
Courtroom # / Salle d'audience 35	Date / Date OCT 21 2019	Accused present in custody	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne M. Savage	Defence / Défense J. Hale friend of court	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> Application by Crown for amicus - accused ultimately consents - court would have granted application even if there was no consent - name stated on record.	
Registrar / Greffier J. Huber	Reporter / Sténographe J. Cumy	Duration of sitting: min/hrs Justice / Juge	
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements	
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> → accused wants a Bail Review which is set for October 28, 2019 at 2:00 p.m. - amicus (John Hale) will assist	
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge	

→ see back page of Notice of Application for endorsement - LaLiberte

Courtroom # / Salle d'audience 35	Date / Date NOV 8, 2019	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne SAVAGE	Defence / Défense SELF (MOORE) HALE (FOC)	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> MOTION BROUGHT BY CROWN TO VARY JUSTICE HACKLANDS RELEASE DOCUMENTS. APPLICATION HEARD BY JUSTICE PHILLIPS CROWN'S APPLICATION IS ALLOWED RECOG WILL HAVE AN ADDITIONAL CONDITION. Duration of sitting: min/hrs THE HON JUSTICE PHILLIPS Justice / Juge
Registrar / Greffier RECHAL	Reporter / Sténographe IELAPI	
Courtroom # / Salle d'audience 31	Date / Date NOV 27/19.	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne M. Savage	Defence / Défense J. Wright C. Addelman	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> Designation filed. Set for 5 days. 8 trial when self-rep. NOT required. Addelman. Nov 28th scheduled for tomorrow. 1st court to adjourn. Dec 5 dates Duration of sitting: min/hrs Justice / Juge
Registrar / Greffier T. Johnson	Reporter / Sténographe C. Simar	
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> Vocaled TBST tomorrow at 10:30 before Aitken J. Duration of sitting: min/hrs Justice / Juge
Registrar / Greffier	Reporter / Sténographe	
Courtroom # / Salle d'audience 30	Date / Date Nov. 28, 2019	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne M. Savage	Defence / Défense J. Addelman	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> F-u JPT held. A further JPT will be held on Jan 9/20 @ 10:15 before Aitken J. Duration of sitting: min/hrs Justice / Juge
Registrar / Greffier J. Auber	Reporter / Sténographe P. Ielapi	
Courtroom # / Salle d'audience 30	Date / Date JAN 9 - 2020	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne M. SAVAGE	Defence / Défense J. ADDELMAN	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> NCR assessment is ordered - A not in custody. F-u JPT scheduled for Apr. 3/20 @ 9:30. before Aitken J. Duration of sitting: min/hrs Justice / Juge
Registrar / Greffier R. THOMAS	Reporter / Sténographe S. AIDID	
Courtroom # / Salle d'audience 3	Date / Date JAN 29 2020	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne VL Stewart	Defence / Défense S. Robinson	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> 524(6) applic. pending Bail hearing Jan. 31 #6 9:30am. Duration of sitting: min/hrs A. Seymour Justice / Juge
Registrar / Greffier K. S. Hend C. Beers	Reporter / Sténographe P. Shannon	

Courtroom # / Salle d'audience 6	Date / Date JAN 31 2020	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne M. Savage	Defence / Défense Sheivari Shivan	Adjournment requested by: Crown <input type="checkbox"/> Defence <input checked="" type="checkbox"/> April 3, 2020 9:30 # TBD STIP
Registrar / Greffier N. HASSEB	Reporter / Sténographe Y. Williams	Duration of sitting: min/hrs Justice / Juge JP. J. LAZON
Courtroom # / Salle d'audience 30	Date / Date Feb 26/2020	Adjournments & Endorsements Ajournements et endossements Acc: Present
Crown / Couronne M. Savage	Defence / Défense CA self-rep. Sheivari	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> There has been a complete breakdown in the sel/cl. relationship between Joseph Addelman and the A. Mr. Addelman is removed as sel. of record. The A has cooperated to
Registrar / Greffier I. Santarier	Reporter / Sténographe A. Brisson	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> date in having the NCR assessment completed and it is anticipated the NCR report will be ready upon the return of this matter for a F-U JPT on April 3/20. The A indicated that she has applied for
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> L.A but has not yet heard back as to whether her application has been accepted. The A is unsure whether she wants to be represented by counsel. She may want to represent herself. Were she to represent herself,
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> an amicus will be appointed. Michael Davies is prepared to act as amicus and Mr. McMahon was in court today to advise of his availability. At the A's request,
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> trial dates were set but on the understanding that they may have to be changed depending on whether A retains counsel and
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge

Courtroom # / Salle d'audience 20	Date / Date Feb 26/20	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> <i>depending on whether amicus and a s.486.3 lawyer needs to be appointed. The A's application to vary bail conditions is adjourned until such time as up-to-date information</i>
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> <i>concerning the A's mental health can be submitted to the court. The balance of the A's application is dismissed as it is seeking orders from the court that are beyond</i>
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> <i>the jurisdiction of what the court in these proceedings may order. The A was urged to retain legal counsel to represent her interests as it is clear from</i>
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> <i>the nature of the application she brought before the court that she does not understand the focused nature of a criminal proceeding and what can and cannot be accomplished in a</i>
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> <i>Criminal proceeding. The nature of the A's Amended Notice of Application raises concerns about her mental health and her ability to represent her own interests in</i>
Registrar / Greffier	Reporter / Sténographe	Duration of sitting: min/hrs Justice / Juge
Courtroom # / Salle d'audience	Date / Date	Adjournments & Endorsements Ajournements et endossements
Crown / Couronne	Defence / Défense	Adjournment requested by: Crown <input type="checkbox"/> Defence <input type="checkbox"/> <i>these proceedings. Matter put over to Apr 3/20 @ 9:30.</i>
Registrar / Greffier	Reporter / Sténographe	<i>Patken J.</i> Duration of sitting: min/hrs Justice / Juge

Courtroom # / Salle D'audience	Date / Date MAR 16 2020	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	adj to 3 June 20 AK as per order of Chief Justice Morawetz, attached.
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge
Courtroom # / Salle D'audience 34	Date / Date JUL 7 - 2020	NIP Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne Karimjee	Defence / Defense —	Sept. 4 / 20 9:30am AC BW w-disc. TR for Justice Macay
Registrar / Greffier Rods Sennu	Reporter / Stenographe Shannon	
		Justice / Juge
Courtroom # / Salle D'audience 30	Date / Date SEP 04 2020	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne Karimjee	Defence / Defense self	a/a (video) J. Addelman removed from record. 11 Sept 2020 - 330pm. K. Sittler for Parfett, J.
Registrar / Greffier K. Sittler	Reporter / Stenographe A. Vine	
		Justice / Juge
Courtroom # / Salle D'audience 30	Date / Date SEP 11 2020	Ms. Moore - Adjournments & Endorsements bytelent. Ajournements et Endossements via Zoom
Crown / Couronne M. Savage	Defence / Defense self	Ms. Moore asks to re-select to judge + jury; Crown does <u>not</u> consent. Adj. to Sept. 22, 2020 @ 10:00 a.m. 2hrs for bail variation application. Amicus hearing set for Sept. 25, 2020 at 10:00 a.m. for 1-day. Kallus per + issue of psych-report. SOMJI, J.
Registrar / Greffier K. Sallows	Reporter / Stenographe A. Andrade	
		Justice / Juge
Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	Ms. Moore would like to make a PTM application to remove Mr. Savage. Trial dates will be considered <u>after</u> these hearings. Ms. Moore made a request for documents related to her
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge
Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	arrest. Crown advises disclosure on this is complete. Release conditions read to Ms. Moore to help with bail variation application on Sept. 22, 2020. (from Jan. 3), 2020, Release Order)
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge

Advices that she is
currently in St. Catharines.

Discussion of 2 warrants for Ms. Moore that
are active + recommended she seek legal advice.

Contd. From Sept. 11, 2020 previous page

Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	Ms. Moore has indicated she had filed a complaint with the Niagara Regional Police and wanted the court to know about it.
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge
Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense SEP 15 2020	Filed in FRANK. No further endorsements to be added to hardcopy as of Sept. 15, 2020.
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge
Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge
Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge
Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge
Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge
Courtroom # / Salle D'audience	Date / Date	Adjournments & Endorsements Ajournements et Endossements
Crown / Couronne	Defence / Defense	
Registrar / Greffier	Reporter / Stenographe	
		Justice / Juge

**ONTARIO
SUPERIOR COURT OF JUSTICE**

**HER MAJESTY THE QUEEN
SA MAJESTÉ LA REINE**

**against
contre**

**Deirdre Ann MOORE
DOB: Sept 28/1965**

Information No.: 19-RD18130/ Occurrence No.: 19-193182

N° de la dénonciation: / N° de l'événement:

Date of Arrest/Charge: July 26/2019

Date of Committal: August 15/2019

Jordan Date: Dec 26/2021

**INDICTMENT
ACTE D'ACCUSATION**

**Vikki BAIR
Crown Attorney
Procureure de la Couronne**

SUPERIOR COURT OF JUSTICE

CANADA
PROVINCE OF ONTARIO
EAST REGION
OTTAWA

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Court file No. 19-18130

HER MAJESTY THE QUEEN

-VS-

DEIDRE ANN MOORE

INDICTMENT

ENDORSEMENT PAGE

START DATE: 22/09/2020

Endorsements:

HH Justice London-Weinstein

22/09/2020

Courtroom #31

Crown: M. Savage

Defence: No acc.

Registrar: A.M. Vanikiotis, V. Williams

Reporter: J. Pantuso

Matter brought forward to Bail Review to join OCJ BR file. Accused arrested in Niagara Region Sept 20/20 and was unable to join Zoom meeting today. Matter adj to Amicus Hrg. Sept 25/20 10am

A.M. Vanikiotis for Justice London-Weinstein

NEXT COURT DATE: 25/09/2020

JP S. Doyle

24/09/2020

Courtroom #3 (OCJ)

Crown: M. Savage

Defence: self
Registrar: K. Sitland
Reporter: B. Kelly-Sipas

524(8) Application made - in custody pending hearing. 25 Sept 2020 - 10am - SCJ - in person
NEXT COURT DATE: 25/09/2020

HH Justice R. Laliberté
25/09/2020

Courtroom #32. Crown: M. Savage. Defence: SELF. Registrar: T. Carlson. Reporter: J. Pantuso

672.11 report disclosed to Ms. Moore from M. Savage. Meghan McMahon appointed as Amicus. Adj to Oct 2/20
assignment court (9:30am)
NEXT COURT DATE: 02/10/2020

PARFETT, J.
2 OCT 2020

Crown: M. Karimjee; Accused: Present via Zoom (In Custody) self represented; Ms. Konarowski present for Ms.
McMahon; Registrar: K. Sitland; Reporter: T. Phillips/T. Barnes
Adjourned to November 13, 2020 Assignment court
NEXT COURT DATE: 13 NOV 2020

JUDGEMENT 1:

DATE: DAY/MONTH/YEAR
NAME OF THE ACCUSED: TEXT BOX
DOB: DAY/MONTH/YEAR
CR: TEXT BOX
DEF: TEXT BOX
Ct (1): TEXT BOX

JUSTICE

DISPOSITION 1:

DATE: DAY/MONTH/YEAR
NAME OF THE ACCUSED: TEXT BOX
DOB: DAY/MONTH/YEAR
CR: TEXT BOX
DEF: TEXT BOX
Ct (1): TEXT BOX

JUSTICE

**SUPERIOR COURT OF JUSTICE
(EAST REGION)**

BETWEEN:

HER MAJESTY THE QUEEN

Respondent

-and-

DEIRDRE MOORE

Applicant

AFFIDAVIT OF DEIRDRE MOORE

My name is Deirdre Moore. I am the Applicant in this proceeding.

I verily believe to be true that:

1. I am charged in the Superior Court of Justice with: Unlawfully in a dwelling s. 349(1); Mischief under 430(4); Disobey lawful order s.127(1); Criminal harassment s.264(3); Break and enter into a dwelling s.348(1)(a); Mischief under s.430(4); Criminal harassment s.264(3), contrary to the *Criminal Code* of Canada ("*Criminal Code*").
2. On August 15, 2019 I had a Judicial Pre-Trial in the Ontario Court of Justice where I represented myself because I did not have a lawyer. The Crown Attorney was Mr. Ramsay and the Judge was Her Honour Justice Bourgeois.

3. During the hearing, I was informed that the Crown had decided to add a charge of Break and enter into a dwelling which converted all of my charges into ones which were indictable.

4. This event should have enabled my request for a preliminary inquiry; however, at the time, I had no knowledge of any such process.

5. Furthermore, I was told the opposite by the Judge: that I was not allowed a preliminary hearing.

6. Having been advised by the court that no such preliminary inquiry was permitted, I was in no position to argue: in no way did I waive my rights nor intend to waive my rights to a preliminary hearing.

7. On that date, Her Honour also attempted to explain to me my choices with respect to where my case would be heard in a manner which was confusing, misleading and prevented the comprehension of my legal options.

8. I wish that I had not been misguided in my legal rights by the Judge: this has led me to further distrust the carriage of justice in Ottawa's courthouse and I hope that this does not occur to anyone in the future.

AFFIRMED BEFORE ME, at the city of
Ottawa, In the Province of Ontario
On November 26, 2020

Adam Newman

Commissioner for taking oaths etc.

Deirdre Moore

Deirdre Moore

Info No. 0411-998-19-5201-00
0411-998-19-5202-00
0411-998-19-RD18130

5

ONTARIO COURT OF JUSTICE

10

HER MAJESTY THE QUEEN

v.

DEIRDRE ANN MOORE

15

P R O C E E D I N G S A T
J U D I C I A L P R E - T R I A L

BEFORE THE HONOURABLE JUSTICE J. BOURGEOIS
on August 15, 2019, at OTTAWA, Ontario

20

25 APPEARANCES:

J. Ramsay

Counsel for the Crown

D. Moore

In Person

30

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E X H I B I T S

	<u>EXHIBIT NUMBER</u>	<u>ENTERED ON PAGE</u>
15	N/A	

Legend

[sic] - Indicates preceding word has been reproduced verbatim
and is not a transcription error.

(ph) - Indicates preceding word has been spelled phonetically.

30	Transcript Ordered:	November 18, 2020
	Transcript Completed:	November 26, 2020
	Ordering Party Notified:	November 26, 2020

1.
Proceedings
R. v. Moore

THURSDAY, AUGUST 15, 2019

...PREVIOUS UNRELATED MATTERS NOT TRANSCRIBED.

5

THE COURT: Good afternoon.

DEIRDRE MOORE: Good afternoon, Your Honour.

THE COURT: Are you Ms. Moore?

DEIRDRE MOORE: I am.

THE COURT: Good afternoon.

10

DEIRDRE MOORE: Can I get your name, Your Honour?

THE COURT: Bourgeois. Julie Bourgeois.

DEIRDRE MOORE: Bourgeois. *Merci*.

THE COURT: And I understand you are representing yourself today?

15

DEIRDRE MOORE: Yes, I am, Your Honour. May I get the name of the Crown Attorney prosecutor?

MR. RAMSAY: John Ramsay.

DEIRDRE MOORE: Thank you.

20

CLERK REGISTRAR: I have a relay before the Court. A brand-new information, Your Honour.

THE COURT: Okay.

CLERK REGISTRAR: You're joining the two, right? You joined the two?

MR. RAMSAY: Are they now joined?

25

CLERK REGISTRAR: Yep. And the add-ons.

THE COURT: It says that - I'm looking at our docket lines 18 through 21? Is that....

30

CLERK REGISTRAR: And then I was just given one over the lunch hour: 19-RD18130. It's a first appearance on that.

THE COURT: Okay. And is it in relation to the same....

CLERK REGISTRAR: So, now there are seven - so, they joined the two informations...

THE COURT: Okay.

CLERK REGISTRAR: ...and then added a few charges.

THE COURT: Counts. Okay.

CLERK REGISTRAR: Yep.

THE COURT: Okay. And Ms. Moore, then, perhaps what we can do is - can I see that? Were you - were you made aware - this is a brand-new information but were you informed - were you made aware of this information or not yet?

DEIRDRE MOORE: Your Honour, this is my sixth court appearance since...

THE COURT: Okay.

DEIRDRE MOORE: ...my arrest on July the 26th.

THE COURT: Okay.

DEIRDRE MOORE: I was arrested for three things...

THE COURT: Yes.

DEIRDRE MOORE: ...disobeying a court order...

THE COURT: Mischief to property...

DEIRDRE MOORE: ...mischief to property...

THE COURT: ...I see, yes.

DEIRDRE MOORE: ...and...

THE COURT: Unlawful....

DEIRDRE MOORE: ...unlawful entry.

THE COURT: Okay.

DEIRDRE MOORE: I've provided a lot of information to the Crown prosecutor...

THE COURT: Okay.

DEIRDRE MOORE: ...over the last few weeks,

5 alerting them to the facts as the reasons why the
order they're accusing me of disobeying was not
lawful. I'm prepared to - well, they've actually
received the facts. I have evidence of such
yesterday. I sent a 54-page fax alerting them to
the fact that I did four lawful reasons disobey
an unlawful order and I also alerted them to the
fact that the home that they're accusing me of
breaking into is actually my residence as well as
10 my estranged ex-husband's. They - they weren't,
I guess, aware of that when they arrested me and
chose to deny me bail at the bail hearing. So,
those - it'll be interesting to see how the Crown
chooses to proceed.

15 After my arrest, I was informed that my estranged
ex-husband, who I firmly believe is a psychopath,
then produced information and they decided to
charge me with criminal harassment.

20 THE COURT: Okay.

DEIRDRE MOORE: So, at the most recent
appearance, I asked Justice of the Peace Wright,
after he asked me if I received - if I was
satisfied with the full disclosure that I've
25 received...

THE COURT: Okay, yes?

DEIRDRE MOORE: ...from the Crown. I said, well,
that's a very good question, Your Honour, because
as of today, actually, I'm not fully aware of
what the Crown's decided to charge me with.
30

THE COURT: Okay.

DEIRDRE MOORE: The disclosure - the criminal

harassment disclosure piece alluded to many things, including 264(3) which is a penalty. I can't be guilty of assigning a penalty, and when I asked or when the judge asked the Crown, are you prepared to tell Ms. Moore why - what she's being charged with today, they reported, not at this time.

THE COURT: Okay.

DEIRDRE MOORE: Now, at that time, I was informed today was very important with respect to being able to allocate efficient resources to the trial with respect to how many witnesses, et cetera, you intend to call. I also informed the Crown by fax of all the witnesses I intend to - and it's six so far.

THE COURT: Okay.

DEIRDRE MOORE: They have only produced one witness, the neighbour of the alleged victim, the man I've been trying to divorce for four years. So, no, I'm not aware of any other charges.

THE COURT: Okay.

DEIRDRE MOORE: It doesn't surprise me that they might attempt something along the - like, maybe they might go for defamatory libel or some other - I've been flipping through the *Criminal Code*...

THE COURT: Okay.

DEIRDRE MOORE: ...and I have identified not...

THE COURT: What I can do....

DEIRDRE MOORE: ...some that they may add to it....

THE COURT: I can - so, I have the - the information here now.

DEIRDRE MOORE: Thank you, Your Honour.

THE COURT: What I - what I can do - well, and, of course, you can - you'll have a copy of this...

5

DEIRDRE MOORE: The problem with that is...

THE COURT: ...also.

DEIRDRE MOORE: ...at the detention centre they - they don't - they let me keep my written notes...

THE COURT: Right.

10

DEIRDRE MOORE: ...but not necessarily the ones that are produced, so it's difficult to prepare and I would like to address this issue later.

THE COURT: Okay. Okay. What I'll do for now though, what I meant in the sense of it'll be part of the disclosure package that you were referring to earlier, but - but just so that you know now, I can just briefly go through them...

15

DEIRDRE MOORE: Sure.

THE COURT: ...so you know.

20

DEIRDRE MOORE: If I could just - that would be wonderful...

THE COURT: Okay.

DEIRDRE MOORE: ...'cause I'll write down the...

THE COURT: Okay, no problem.

25

DEIRDRE MOORE: ...specific sections.

THE COURT: So, I'll give you the - actually, I'll give you the information number as well just so that you know which one I'm referring to. So, this is 19-RD18130.

30

DEIRDRE MOORE: Yes.

THE COURT: Okay. So, the first count is the one you already referred to. So, the 26th of July

2019, the entering a dwelling house - unlawfully entering a dwelling house. That is at 1244 Lampman Crescent.

DEIRDRE MOORE: That's my house.

THE COURT: Okay. So, that's the one.

DEIRDRE MOORE: And what's the - what's the specific number and the specific...

THE COURT: The section?

DEIRDRE MOORE: ...section, yes?

THE COURT: Okay. Yep. So, this is contrary to s. 349(1).

DEIRDRE MOORE: Okay, thank you.

THE COURT: Okay? Count 2, again, same date, so that's the 26th of July also, and that is wilfully damaging a basement window. So, that's the mischief...

DEIRDRE MOORE: Right. That's to my house.

THE COURT: ...at the same....

DEIRDRE MOORE: Okay.

THE COURT: That's right. So, it says here the Lampman Crescent but property of and it says Jonathan Kiska?

DEIRDRE MOORE: Yeah, that's - that's....

THE COURT: Did I pronounce....

DEIRDRE MOORE: Yeah, see we....

THE COURT: That's your estranged husband you were....

DEIRDRE MOORE: We both own it.

THE COURT: Okay.

DEIRDRE MOORE: I left - I was advised by the Children's Aid Society at the end of 2016 to leave for my own safety, so I did. My ex-

husband's not above - I want to make sure this is on the record. I swear that....

THE COURT: It is.

DEIRDRE MOORE: Yeah, he's....

THE COURT: I'm sorry, I should've....

DEIRDRE MOORE: Yeah, he's not above stabbing himself, phoning 9-1-1, and saying my wife was just here and tried to kill me.

THE COURT: Okay.

DEIRDRE MOORE: So, it's for those reasons that I've been trying to stay away from the house, but because I haven't been able to talk to my kids for six months because he refused - he stole the phones I gave them and - oh, it's a long story.

THE COURT: Okay. Okay.

DEIRDRE MOORE: I finally had enough. Enough. I'm going to go back to my own house. He doesn't have sole possession. This is....

THE COURT: Okay. No, I....

DEIRDRE MOORE: This is a construct. I - I kicked 'em in and I said, guys, I love you, I'm sorry, your dad's a bad man. So, the Crown's going to accuse me of breaking into my own house. That's fine.

THE COURT: This one is - so, this is the mischief and the section number just for - so it's 430...

DEIRDRE MOORE: Yep.

THE COURT: ...subsection 4.

DEIRDRE MOORE: Section 4. Okay. Thank you.

THE COURT: Okay? Then the third count, 26th of July. This one is in relation to the disobey the

lawful order but you were telling me about that, so that's fine. So, this is by Justice MacLeod on April 8, 2019. So, this is by failing to - shall not - excuse me - shall not attend within 500 metres of the residence of the father, so John Kiska.

DEIRDRE MOORE: Yes, Your Honour? That's not the order. That's one section of it. I have a copy of...

THE COURT: Okay.

DEIRDRE MOORE: ...the actual court order which says that Jonathan Kiska, my estranged ex-husband and I, are supposed to communicate and cooperate and do what's in the best interests...

THE COURT: Okay.

DEIRDRE MOORE: ...of the kids. What the CAS did at that hearing before that is they slid in a restraining order against the rules of the - against section 137 of the *Child Youth Family Services Act* which requires notice in person of such a heavy order.

THE COURT: Okay.

DEIRDRE MOORE: They slipped it in to this other court order and the Crown's disclosure materials, which were provided to by the Ottawa Police Services and had a copy of the full order, they basically cut the restraining part out, the illegal restraining part out, and they put it in the disclosure file. So, what you're referring to, Your Honour, I'm sorry, is only a small piece. And this is...

THE COURT: Okay.

DEIRDRE MOORE: ...a great example of the - of malicious obfuscation that's been provided to the Crown and the Crown continues to perpetuate in court.

5 THE COURT: Okay. So, just before I forget the section, just 'cause I know...

DEIRDRE MOORE: Sure.

THE COURT: ...you were noting that up, 127 - s. 127(1).

10 DEIRDRE MOORE: Okay. Thank you, Your Honour.

THE COURT: Okay. So, I think these you knew already. Actually, you know what? The next one I think you know already, but count 4, this is the one between - so it's the harassment charge you were referring to. So, between the 27th day of June and 26th of July, without - so this one is without lawful authority and knowing that another person, namely, Jonathan Kiska has - was harassed or recklessly as to whether he was harassed engaged in a conduct set out in s. 264(2)...

DEIRDRE MOORE: Two-sixty-four-two....

THE COURT: ...of the *Criminal Code*. So, s. 264(2)...

25 DEIRDRE MOORE: Which letter?

THE COURT: ...of the *Criminal* - it doesn't specify a letter here.

DEIRDRE MOORE: Because there's (a) to (d)...

THE COURT: So....

30 DEIRDRE MOORE: ...and it's very important with respect to my defence in exactly how many witnesses I'm going to call, which one they

choose to prosecute me on, or attempt to. And you've had almost three weeks to figure this out, Mr. Prosecutor.

THE COURT: Try not to make this personal. I'm not sure....

DEIRDRE MOORE: I'm sorry.

THE COURT: I'm not sure...

DEIRDRE MOORE: It....

THE COURT: ...this particular...

DEIRDRE MOORE: It is personal.

THE COURT: ...Crown...

DEIRDRE MOORE: I've been detained....

THE COURT: ...was here.

DEIRDRE MOORE: I've been - this is my eighth Crown prosecutor to date, Your Honour...

THE COURT: Okay.

DEIRDRE MOORE: ...for this year...

THE COURT: Okay.

DEIRDRE MOORE: ...detaining me...

THE COURT: No, I....

DEIRDRE MOORE: ...from Family Court matters when I'm not guilty of anything.

THE COURT: Fair enough. No, I understand what you're saying.

DEIRDRE MOORE: It's hard not....

THE COURT: I just want to make sure we're all trying to...

DEIRDRE MOORE: I know. I'm....

THE COURT: ...work this through but - so the - so just because of the wording of the section, like - and I'm looking at "engage in conduct set out"....

DEIRDRE MOORE: From my notes....

THE COURT: Mr. Crown, do you know....

MR. RAMSAY: What count number are we at? Three?
Four?

THE COURT: So, that is count number 4.

MR. RAMSAY: Thank you.

DEIRDRE MOORE: If I read the criminal harassment
264(2), "The conduct mentioned in subsection (1)
consists of (a) repeatedly...."

THE COURT: No, just - I'm just - so the Crown
might have a better idea. Just he needs to look
at - at his file or notes. I don't have...

DEIRDRE MOORE: I have it written down here.

THE COURT: ...the synopsis in relation...

DEIRDRE MOORE: I'm happy....

THE COURT: ...to the additional charges.

DEIRDRE MOORE: It's really so (1) is "repeatedly
following...

THE COURT: Okay, just....

DEIRDRE MOORE: ...from place to place...."

THE COURT: I just want - no, I - I have it here.
It's just - I just want to see if perhaps Mr.
Crown can help us with that today.

DEIRDRE MOORE: Okay. I - I apologize.

THE COURT: That's okay.

DEIRDRE MOORE: Just try to be helpful.

THE COURT: That's okay.

DEIRDRE MOORE: I'm just trying to help my other
- other people detained who are using duty
counsel and legal aid while detained in Ottawa
Detention Centre for months without understanding
what provocation means and that it can be used as

a defence.

THE COURT: Perhaps what - what I can do - sorry, I didn't want to put you on the spot, Mr. Crown.

MR. RAMSAY: No, that's....

THE COURT: So, what I'll do, I'll continue with the other counts, just to give you a chance. So, we'll return to this one...

DEIRDRE MOORE: Thank you, Your Honour.

THE COURT: ...in a moment just so that - to give him a chance to look at that. So, count number 5, 26th of July. So, this one is did break and enter a place, namely a dwelling, so, the 1244 Lampman Crescent...

DEIRDRE MOORE: Oh, so B&E back into my - okay, they put that...

THE COURT: ...with intent...

DEIRDRE MOORE: ...one back on? I was - I was arrested for that. So, July 26th....

THE COURT: With intent to commit indictable offence therein, contrary to - so this one is s. 348...

DEIRDRE MOORE: Three-forty-eight.

THE COURT: ...subsection (1)(a).

DEIRDRE MOORE: Clause (a).

THE COURT: Yes.

DEIRDRE MOORE: So, B&E with an attempt - for an indictment when their own disclosure says all I did was break and enter, say I love you to my kids, and write I love you on the wall, and chose not to take back the items that my husband has stolen from me that I found in the house. And I was attempting to commit...

THE COURT: Okay, so two more....

DEIRDRE MOORE: ...an indictable....

THE COURT: Two more counts.

DEIRDRE MOORE: Oh, okay. That's okay.

5 Indictable offence. Sorry, before we continue...

THE COURT: Yes.

DEIRDRE MOORE: ...I know that they did not want
to actually nail down (a) to (d) on the criminal
harassment but I have a question and it's
10 important 'cause I believe that the
disclosure....

THE COURT: Let - let's try to finish the - the
counts...

DEIRDRE MOORE: Oh.

15 THE COURT: ...just so that you have them all.
But we'll come back to that. I just want to make
sure you have - there's - there are two other
counts. So, just...

DEIRDRE MOORE: Okay. I apologize...

20 THE COURT: ...to let you have them as well.

DEIRDRE MOORE: ...Your Honour.

THE COURT: So, then - okay. Again, July 26th,
that's count number 6.

DEIRDRE MOORE: Okay.

25 THE COURT: Wilfully damage a wall at 1244
Lampman Crescent, property of Jonathan Kiska, of
a value not exceeding \$5,000, thereby committing
mischief. This one is s. 430(4).

DEIRDRE MOORE: Four-thirty-four. Yeah, all I
30 would need is a little bit of dish soap and you
could erase what I wrote.

THE COURT: Okay.

DEIRDRE MOORE: It was in washable marker. So, that's one, two, three, four - so six charges...

THE COURT: Yes.

DEIRDRE MOORE: ...the Crown has come up with.

THE COURT: So, the seventh one, and it's the last one.

DEIRDRE MOORE: Sure.

THE COURT: So, this one on or about the 19th day of July, 2019, without lawful authority and knowing that another person, namely, Jonathan Kiska has - was - sorry - was harassed or recklessly as to whether that person was harassed, engage in repeatedly communicating with, either directly or indirectly, that person and caused said Jonathan Kiska to reasonably fear for the safety of the said - of the said other known persons, namely, his son Sean Kiska...

DEIRDRE MOORE: That's....

THE COURT: ...and his daughter Cate Kiska. Okay. So, contrary to s. 264(3) of the *Criminal Code*. So, this one would've....

DEIRDRE MOORE: But that's not the right section Your Honour. They've given you the wrong section number.

THE COURT: Well, it's....

MR. RAMSAY: If it assists, Your Honour....

THE COURT: It's the penalty section...

MR. RAMSAY: Right.

THE COURT: ...right? But it appears that from the description it would be - so this is the...

DEIRDRE MOORE: Well, that....

THE COURT: ...repeated communication.

DEIRDRE MOORE: So, that would be (b).

THE COURT: That's right.

DEIRDRE MOORE: And...

THE COURT: Okay?

DEIRDRE MOORE: ...sorry, the - so is it (b) and (d) that they're looking for on that one or just (b)?

THE COURT: This one seems to be just (b). Am I right, Mr. Crown?

MR. RAMSAY: So, frankly, Your Honour, the - the numbering in the information is perhaps the least important aspect of it next to the date.

THE COURT: Right. I understand.

MR. RAMSAY: It - it sets out the particulars that the Crown would have to prove, in other words, whether it be repeatedly communicating, watching and besetting...

THE COURT: Right.

MR. RAMSAY: ...engaging in threatening conduct. That, I think, is what Ms. Moore should focus on, rather than what the number is.

DEIRDRE MOORE: I'm not focussing on the number, Mr. Ramsay. I'm focussing on the specific section of the *Criminal Code* that you choose to accuse me of so that I can prepare a defence and number - name the...

THE COURT: Okay, so....

DEIRDRE MOORE: ...witnesses that are - are befitting to the accusation. So, if you're suggesting I'm...

THE COURT: So, we know that this one is...

DEIRDRE MOORE: ...watching the house, that's

2(c).

THE COURT: ...264(2)(b).

DEIRDRE MOORE: Two (b)?

THE COURT: Right? And - well, just by the description, right?

DEIRDRE MOORE: Well, I mean, they need to....

THE COURT: So, that....

DEIRDRE MOORE: They need to specify. The wording's...

THE COURT: Right.

DEIRDRE MOORE: ...important. So, for example, when you're accusing me of - like, for example, this whole 264 criminal harassment. "No person shall, without lawful authority...." Well, I'm the kids' mother. I have a fiduciary duty to protect my children. So, I actually do have lawful authority, "and knowing that another person is harassed...." Well, I don't know he's harassed. If I'm - if he's...

THE COURT: That....

DEIRDRE MOORE: ...receiving....

THE COURT: That's why we have trials. So, don't....

DEIRDRE MOORE: Well, I know, but see, so....

THE COURT: Don't worry about that just yet.

DEIRDRE MOORE: But - but my point is the wording is very important. Me focussing on the date is irrelevant.

THE COURT: Okay.

DEIRDRE MOORE: A number is irrelevant. I'd like to know the specific section...

THE COURT: So, count number 7...

DEIRDRE MOORE: ...of the *Criminal Code*.

THE COURT: ...as we've indicated, is (2)(b) and count number - I think it was 4 - yes. Count number 4, Mr. Crown, was that (d) - (2)(d)?

MR. RAMSAY: Can I just have a moment?

THE COURT: Engaging in threatening conduct? Or - or maybe not. This one has a timeframe.

MR. RAMSAY: It's unspecified in terms of which - it seems to - it seems to refer though, based on the dates in the synopsis, it seems to refer to allegations that she watched and besetted the home.

THE COURT: Okay.

MR. RAMSAY: And so that would, if I'm not mistaken, be (c).

THE COURT: That would be - yes, that would be (c), in fact. Okay.

DEIRDRE MOORE: So, is it (c) and (d), (c) or (d)?

THE COURT: So....

MR. RAMSAY: So that Your Honour's aware, at this point, we're not applying to amend the information to specify it.

THE COURT: No, and that's fine.

MR. RAMSAY: But if - if it assists in terms of Ms. Moore organizing her defence, the allegation that that count seems to refer to is her attendance at the residence on a number of occasion [sic] which would be covered by (c). It could also be considered threatening conduct under (d).

THE COURT: Okay.

5 MR. RAMSAY: But, again, as it stands right now, the information is as laid. We're not applying to amend it and, of course, there are motions that the accused can bring in order to have the Crown particularize the information and if the accused feels as though the Crown has failed to prove something based on not - not proving any of the elements of the offence...

DEIRDRE MOORE: And they can't.

10 MR. RAMSAY: ...including a section number, then she can bring a directed verdict if....

THE COURT: Right. Right.

15 DEIRDRE MOORE: I'm just trying to bring - the taxpayer's - this is our sixth appearance for a bunch now more trumped up charges. I'm a mother who's been deprived from seeing her children for six months, who went to her own home and, with lawful reason, violated an unlawful order to tell her children her love - that, you know, really, how many thousands and thousands of dollars do you expect to waste attempting to commit me of a crime where I have absolutely no criminal intent. If you refuse to specify which section of 264(3) that you're going to attempt to charge me with, 20 because you actually have no evidence, that's one thing, and please just go ahead and say that and be honest.

25 THE COURT: Okay.

MR. RAMSAY: So, the Crown's prepared...

30 THE COURT: So....

MR. RAMSAY: ...to set trial dates, Your Honour.

THE COURT: Okay.

MR. RAMSAY: And....

THE COURT: Let's try to tackle this part first,
just so that we try to accomplish something a
little bit more productive here. So, we have
identified count 7, so that gives you a better...

DEIRDRE MOORE: Now, are they going to...

THE COURT: ...understanding....

DEIRDRE MOORE: ...stop there or do you think
they're going to add some more as we go along.

THE COURT: I don't know. So, let's try to
focus...

DEIRDRE MOORE: They have....

THE COURT: ...on what we have here.

DEIRDRE MOORE: Do they have the opportunity to
continue to add to it?

THE COURT: And count number 4, Mr. Crown, if you
could leave a note to a Crown if - you're
absolutely right and with the legal approach you
have presented, I have no - nothing to add on
that, except that it would be perhaps more
efficient in this particular case if we knew a
little bit more specifically, even if the wording
could be, like, could tell us a little bit more,
perhaps, just so that we can focus and I see here
there's a need to focus. There are seven counts,
too. So, just so that it's a little bit more
clear which one this one refers to, a little bit
more specifically. Of course, it can be a number
of things and that's why I don't need the entire
case summarized in the count, that's not what I
mean, but if something a little bit more specific
could be indicated in advance of the trial, just

so that, for the benefit of Ms. Moore, she could have a better sense of what is meant in this count. It would be helpful, I think.

5 DEIRDRE MOORE: Thank you, Your Honour. And the other thing that Justice Wright asked last week. Since I've already been detained for now 67 days year to date 2019 for crimes I've been not guilty of, this is, as I said, my eighth Crown forcing detention and forcing me to miss Family Court
10 hearings, the judge asked if the Crown had any idea what they were seeking in terms of sentencing and they were incapable of providing a response. Not - you know, notwithstanding all of the provocation...

15 THE COURT: Okay.

DEIRDRE MOORE: ...and aggravating or mitigating factors that would exist in sentencing and the fact that there's actually no physical or real harm done to anyone, except a \$400 window, does
20 the - does the Crown prosecutor have, today, an estimate of what...

THE COURT: Okay.

DEIRDRE MOORE: ...actually they're seeking in the form of punishment at all?

25 MR. RAMSAY: So, the...

THE COURT: Okay.

MR. RAMSAY: ...specific number, no. The issue, though, of course, the residential break and enter is quite aggravating.

30 DEIRDRE MOORE: But it's my house.

MR. RAMSAY: And so I appreciate my - Ms. Moore's position that it's her house. I also, you know,

5 appreciate the *Criminal Code's* provisions about
joint ownership and criminal - or, sorry, a
defence not being available for either damaging
or breaking and entering into a jointly-owned
property if there are other restrictions.

THE COURT: Right.

10 MR. RAMSAY: So, with that in mind, Your Honour,
there's no specific position that's been taken at
this point. I did ask, when I learned of this
file this afternoon, that the team lead look at
it. That was also asked a week ago...

THE COURT: Okay.

MR. RAMSAY: ...and I don't know why we don't
have an answer...

15 THE COURT: Okay.

MR. RAMSAY: ...for that yet. However, I can say
this, Your Honour: If Ms. Moore's looking for a
specific position, I can certainly take the time
in the next 30 minutes or so once we're done
20 court...

THE COURT: Okay.

MR. RAMSAY: ...and look at it for that and come
back to speak to it...

THE COURT: Okay.

25 MR. RAMSAY: ...but I can't do it on the fly...

THE COURT: Okay.

MR. RAMSAY: ...I'd need to....

30 THE COURT: Okay. No, fair enough. And I think
that would be - actually, I'll take you up on
that offer. Just because...

DEIRDRE MOORE: And if....

THE COURT: ...I think it makes sense.

5 DEIRDRE MOORE: Oh, if he's going to do that,
would you also please just refer to s. 430(7)
which specifies that no one is guilty of mischief
if their only purpose of attending the property
the purpose of communication? For example,
telling my children that I love them...

THE COURT: Okay.

10 DEIRDRE MOORE: ...or gaining information, like,
taking pictures of the house which is for sale on
Kijiji, which I have every right to list...

THE COURT: Okay, you see...

DEIRDRE MOORE: ...as per the Family...

THE COURT: ...this already too much...

DEIRDRE MOORE: ...Law rules.

15 THE COURT: ...too much information. He can't...

DEIRDRE MOORE: Well, it's just....

THE COURT: ...do all that in 30 minutes.

20 DEIRDRE MOORE: But he needs to know subsection
(7) of s. 430 if he's accusing me of - of
mischief.

THE COURT: Okay, the - so, let's - let's come
back to - I was going to say what we can achieve,
if anything, today.

DEIRDRE MOORE: Sure. Thank you, Your Honour.

25 THE COURT: At - so, at least we have the new
information out so that you know that. So, that
part I'm glad is done. But as far as - so, I -
the entering a dwelling house is a straight
indictable matter but is - and everything is on
30 the same information, so I take it the Crown's
election will be by indictment on all counts, I
would imagine?

MR. RAMSAY: Yes. Yes.

THE COURT: Okay. So, that's....

DEIRDRE MOORE: Oh, so they're not - no - no summary convictions. They're going for...

THE COURT: Well....

DEIRDRE MOORE: ...indictments?

THE COURT: Well, the entering a dwelling house is a straight indictable matter, so there's no election for the Crown on that, and because they - the - the - I'm sorry - the counts are on the same information, that's how we usually deal with....

DEIRDRE MOORE: Oh.

THE COURT: The one information - so, all counts on the one information are - would be by indictment so that there's one procedure for - for all.

DEIRDRE MOORE: So, there's a bit of a problem with that information as well, Your Honour. I'm afraid you're being provided with a lot of false information. So, for example, in the Court's disclosure, there was - well, first of all, there was the occurrence number where I actually, you know, kicked in the window to tell my kids I loved them, and then after the fact when they chose to add the criminal harassment charge, they created a new occurrence number, 19-193182. They backdated it to July 19th when I dropped my kids off gifts. I think it was teddy bears that day to let them know that I hadn't abandoned them, which is what my ex-husband's telling them. Now, interestingly, when they came up with new

charges, they found someone named Joanne Borthwick who shares my date of birth, and perhaps even my driver's licence number, I'm not sure, who opened a file, occurrence number 19-186131.

THE COURT: The occurrence numbers....

DEIRDRE MOORE: They opened the file....

THE COURT: ...those are police numbers...

DEIRDRE MOORE: I know, but this gets to the information number, see? So, it's all tied together.

THE COURT: Well, yes, it's all tied together because it's when the - my limited understanding is when the police investigate a matter they will - they need an occurrence number so that...

DEIRDRE MOORE: Right. This....

THE COURT: ...we can know...

DEIRDRE MOORE: And this is the point.

THE COURT: ...which one they're - they're referring to.

DEIRDRE MOORE: So, this informant, I'm not sure who it was, never heard of this person, Joanne Borthwick, who has my - is born September 28th, 1965, coincidentally, my birthday, she opened - or, sorry, the police opened a file with her information on July 27th, and this occurrence number....

THE COURT: I have no idea what you're talking about.

DEIRDRE MOORE: Well, it's - no, no. This is important.

THE COURT: No, no. Hold on.

DEIRDRE MOORE: On July 26th...

THE COURT: But I can't follow.

DEIRDRE MOORE: ...there's an interview that refers to that occurrence number. How can something be opened on the 27th and then so-called Detective Daniel Gervais interview ex-husband the day before the file - this backdated file - was opened.

MR. RAMSAY: So, Ms. Borthwick, if I understand correctly, works with the Ottawa Police...

THE COURT: Okay.

MR. RAMSAY: ...in case management.

THE COURT: Okay.

MR. RAMSAY: A court liaison.

THE COURT: Okay.

MR. RAMSAY: And so she has informations laid on a routine basis. Her date of birth is not the same as the accused and there's nothing...

THE COURT: Okay.

MR. RAMSAY: ...nefarious...

THE COURT: So, it's....

DEIRDRE MOORE: That's what it - that's what it says in your disclosure.

THE COURT: No, I....

DEIRDRE MOORE: It's listed. I can show it to you. Your Honour, would you like to see? It's listed.

THE COURT: No, but, in any event, it's quite irrelevant to our purposes today.

DEIRDRE MOORE: Well, it just shows the backdating...

THE COURT: What....

DEIRDRE MOORE: ...of police files.

THE COURT: No, no. So, what....

DEIRDRE MOORE: Now, the judge is really....

THE COURT: No, it's not backdating. So....

DEIRDRE MOORE: Well, it kind of is.

THE COURT: Well, if she's off that day, she comes in the next day, then it...

DEIRDRE MOORE: No, they backdated...

THE COURT: ...it appears like it's backdated.

DEIRDRE MOORE: ...it by a week.

THE COURT: Okay, but my point is she's an employee at the police station.

DEIRDRE MOORE: Yeah, so...

THE COURT: So, she's an admin....

DEIRDRE MOORE: ...what, she's an informant?

Yes. Anyways. It's just...

THE COURT: So, informant means...

DEIRDRE MOORE: ...lots of problems with it.

THE COURT: ...she swears to an information. So, that - so....

DEIRDRE MOORE: And, again, a disclosure, it's not even sworn, which is also an offence under the *Criminal Code*.

THE COURT: Okay. So, I think - I think you're misperceiving or misunderstanding or I'm not sure, and I don't...

DEIRDRE MOORE: It's okay.

THE COURT: ...I don't mean this....

DEIRDRE MOORE: I get that a lot.

THE COURT: I don't mean this to be....

DEIRDRE MOORE: I'm not misunderstanding.

THE COURT: I don't mean this to be

disrespectful.

DEIRDRE MOORE: I don't need to take up too much time.

THE COURT: All I'm trying to say is, for example, like on this one, the informant is - well, I can't read the - the signature, but it is sworn.

DEIRDRE MOORE: Oh, the copies I received - maybe they've managed to have everything signed up by the time they give it to you. What I was served...

THE COURT: Well...

DEIRDRE MOORE: ...a couple weeks ago.

THE COURT: ...it has to be signed up, right?

So....

DEIRDRE MOORE: Not when they gave it to me.

THE COURT: No, exactly. And - and that's what I'm trying to explain.

DEIRDRE MOORE: So, it says...

THE COURT: So, you get....

DEIRDRE MOORE: ..."date sworn" but it's not actually signed or sworn.

THE COURT: Exactly. But this....

DEIRDRE MOORE: It's in violation of the *Criminal Code*.

THE COURT: No, because this is the - what you have is a copy and this one is the original. So - but you can have a copy of the original, if you want.

DEIRDRE MOORE: I think maybe I would because I have no...

THE COURT: Okay.

DEIRDRE MOORE: ...idea now what the Crown has given me. They say they've given me full disclosure, but if it's different from what you have then...

THE COURT: Okay. So, just...

DEIRDRE MOORE: ...there's two versions flying around.

THE COURT: ...so you understand, it's - it's really irrelevant because the only reason they do that is to be more efficient so that it's - it's being produced with the package - the - the disclosure package - so that you have - otherwise, it'd be completely chaotic. They would have to prepare the package, not give it to you because they don't have a copy of the sworn - you know? So, it's just the - the administration of the disclosure would be a nightmare. So, they're just trying to be - and when I say "they", the - the employees that are in charge of the administration of - of - like, the paperwork, really. So, but - but it's all - it's here if you want a copy.

DEIRDRE MOORE: I'd love a copy, thank you, Your Honour.

THE COURT: It can be done, okay? So - so I don't want to....

DEIRDRE MOORE: No, that's no problem.

THE COURT: So, it's just to give you a little bit more of the background of how they - they - the paperwork is - is done, really, but I don't want you to focus on that too much because, in my perspective, that would be completely irrelevant.

DEIRDRE MOORE: Well, I'm just collecting violations of the *Criminal Code* as I go, through due process.

THE COURT: Okay. And that would not be one.

DEIRDRE MOORE: Well, I read it last night. But that's fine.

THE COURT: No, it's not because....

DEIRDRE MOORE: It's not - it's not important...

THE COURT: It's not because you read it...

DEIRDRE MOORE: ...to me at the moment.

THE COURT: ...that it's - that it's....

DEIRDRE MOORE: It's not important to me at the moment, Your Honour.

THE COURT: Okay. That's what I wanted to hear.

It's - it's not - it's not important at this time because, for example, this is now - I have, now, a sworn copy and I see that a justice of the peace signed it as well. You know, so....

DEIRDRE MOORE: I would - I would - I would love to have a copy of that...

THE COURT: Okay.

DEIRDRE MOORE: ...because it would show that the Crown prosecutor has chosen to continue to detain me and charge me despite being in possession of evidence of my innocence of the charges. So, please, if I could have a copy of that...

THE COURT: Okay.

DEIRDRE MOORE: ...I would be grateful.

THE COURT: I don't see the connection with what you're saying...

DEIRDRE MOORE: That's okay.

THE COURT: ...in the sworn information but...

DEIRDRE MOORE: Mistakes.

THE COURT: ...in event.

DEIRDRE MOORE: That's when dates are important...

5

THE COURT: Okay.

DEIRDRE MOORE: ...Mr. Ramsay.

THE COURT: But this is the new, most recent information.

DEIRDRE MOORE: Thank you, Your Honour.

10

THE COURT: Okay? Okay. So, before we go, so the - there's - there are a few options I have to explain to you. So, this is by indictment. This means you could ask for a preliminary inquiry. I don't know if you....

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MR. RAMSAY: Your Honour, I think that may have changed with the recent legislation.

THE COURT: Oh, you know what? That's right.

MR. RAMSAY: So, she would have the right, of course, to ask for a jury trial but there are no more preliminary inquiries...

20

THE COURT: Right...

MR. RAMSAY: ...for this....

THE COURT: ...because this is July - okay.

25

Okay. In fact, I don't - I could not see how this would have been of benefit to you because, first of all, you are in custody and this would take forever, and - but it's not available anymore. So, that's fine. However, you still

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have - so, let's - Mr. Crown, is there any other - so, I don't have the most recent synopsis to go along with the most recent information but are you in a position to give me an idea as to number

of witnesses, for example, or things of that nature? Or should we - I can stand it down to give you a chance to do that because we're asking now both a position and number of witnesses and trial date number days estimation but....

MR. RAMSAY: We're at about eight witnesses...

THE COURT: Okay.

MR. RAMSAY: ...just from what I can see off - off the disclosure...

THE COURT: Okay.

MR. RAMSAY: ...and possibly more. There's a number of police witnesses.

THE COURT: Okay.

MR. RAMSAY: I say eight, it looks like there's three civilian witnesses and maybe five to eight police witnesses, and that's just a rough guess for the police witnesses. In terms of a position, before I can craft a position, I know on a number of occasions Ms. Moore has spoken of being unwilling to follow court orders.

DEIRDRE MOORE: I beg your pardon?

MR. RAMSAY: On a number of prior occasions, from my notes, and I wasn't present, but I understand Ms. Moore has indicated that she would be unwilling to follow certain court orders and other....

DEIRDRE MOORE: Now, that's entirely false.

MR. RAMSAY: Okay, fair enough.

THE COURT: Okay.

MR. RAMSAY: Then I'll consider that a probation order is something that she may be willing to follow...

THE COURT: Okay.

MR. RAMSAY: ...in crafting an appropriate sentence when - when given the time to do so.

THE COURT: Okay. Okay.

5 DEIRDRE MOORE: Well, that's wonderful. The flexibility on the part of the Crown prosecutor. Perhaps, there would be also some willingness to - let me see if I can - sorry, I don't have a desk or binders. It's a bit of a challenge in
10 detention, which will be my point, on preparing a full defence, to which I believe I am entitled, as well as a fair trial. I come today with a number of options for consideration.

15 Respectfully, the prosecutor is in a position under 579(1) for a stay of proceedings that they can always recall me back, which would give me the opportunity to, perhaps, use a computer, access some civil law on CanLII.org, review the *Criminal Code of Canada*, the *Evidence Act*, the
20 *Solicitor's Act*, a number of....

THE COURT: Is there a reason why you are not hiring a lawyer? Like, is....

DEIRDRE MOORE: Oh, number of reasons, but I'll stop with - I'll start with the top two.

25 THE COURT: I don't - I don't need more than that, in any event.

DEIRDRE MOORE: Okay. Well...

THE COURT: I'm just wondering....

30 DEIRDRE MOORE: ...there are - it's actually quite important and I - it's actually important that those in criminal court understand. So, for example, the - the charge of violating a court

order.

THE COURT: No, I'm just asking you...

DEIRDRE MOORE: No, no....

THE COURT: ...did you....

5

DEIRDRE MOORE: But you asked me why I don't have a lawyer...

THE COURT: Yeah, is it...

DEIRDRE MOORE: ...so I would like....

10

THE COURT: ...because you don't want to or because you - you cannot afford one or? Like, along those lines that I was more asking.

Because...

DEIRDRE MOORE: The Crown prosecutor....

THE COURT: ...I'm just trying to...

15

DEIRDRE MOORE: Okay.

THE COURT: ...follow my judicial pre-trial case management sheet to make sure I don't forget anything. It's....

20

DEIRDRE MOORE: And I respect the time that you're providing me to articulate some of the challenges in - in this process, which is multifaceted.

THE COURT: So, you - so you know you are entitled to...

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DEIRDRE MOORE: Absolutely.

THE COURT: ...be represented by a counsel...

DEIRDRE MOORE: So....

THE COURT: ...but it's not an obligation. You understand that?

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DEIRDRE MOORE: Yes, Your Honour.

THE COURT: Okay. Okay.

DEIRDRE MOORE: So, for example, the charge of

without lawful reason disobeying a lawful order is the charge, okay? So, the order, of which I'm being accused of disobeying, was issued in Family Court pursuant to the *Child Youth Family Services Act*, as well as in a Family Court setting, which follows the *Courts of Justice Act*...

THE COURT: Okay, so...

DEIRDRE MOORE: ...which includes...

THE COURT: ...you'll have to make this shorter.

DEIRDRE MOORE: ...*Family Law Rules* - oh, I can't. It's the law. It involves multiple Acts...

THE COURT: Okay.

DEIRDRE MOORE: ...and pieces of legislation.

THE COURT: Okay. My question...

DEIRDRE MOORE: A criminal lawyer....

THE COURT: ...is in relation to a lawyer.

DEIRDRE MOORE: So, a criminal lawyer is not familiar with the *Family Law Rules*...

THE COURT: Okay.

DEIRDRE MOORE: ...the *Rules of Civil Procedure*...

THE COURT: Okay.

DEIRDRE MOORE: ...which includes...

THE COURT: And....

DEIRDRE MOORE: ...service and types of documents and how many days are required to bring a motion for a thing like a restraining order.

THE COURT: And did you try to look for a lawyer who - who does both...

DEIRDRE MOORE: I did...

THE COURT: ...family law and criminal?

DEIRDRE MOORE: ...and they were inadequate. And also...

THE COURT: Okay.

DEIRDRE MOORE: ...I've been abused by my ex-husband, this alleged victim who's claiming...

THE COURT: And the....

DEIRDRE MOORE: ...criminal harassment for six years.

THE COURT: Okay.

DEIRDRE MOORE: I can't transfer the knowledge that I have in my head of dates, times, specific names, specific incidences, specific phrases that were spoken at a specific time and day, that a lawyer will not be able to get up and answer a judge's or a cross-examination question or whatever on my behalf. So, the costs for me of having a lawyer has nothing to do with the price, it's the inability...

THE COURT: Okay.

DEIRDRE MOORE: ...to speak.

THE COURT: And Mr. Crown, is the disclosure package - so, can you....

DEIRDRE MOORE: Oh, sorry, Your Honour. Before we move on, he mentioned all these witnesses...

THE COURT: No, I just want...

DEIRDRE MOORE: ...I'm going to need to prepare cross-examination [indiscernible] specifically, and if he doesn't ask...

THE COURT: Okay, Madam?

DEIRDRE MOORE: Okay.

THE COURT: Please, I'm trying to do my job.

DEIRDRE MOORE: I need to know who - who he's

calling.

THE COURT: Well, let's - let's do this in order, okay? Please?

DEIRDRE MOORE: Okay, Your Honour.

5

THE COURT: As far as you are able to see, is the disclosure complete from what you can see?

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MR. RAMSAY: So, there's a package that was sent to the jail, if I'm not mistaken, that pre-dates - in other words, there's been some additional disclosure and I don't know if that's been sent or not.

DEIRDRE MOORE: So, is...

THE COURT: Okay.

15

DEIRDRE MOORE: ...this the disclosure here?

That - that it? That what you're referring to is the disclosure?

MR. RAMSAY: Ms. Moore is holding up some of the vetted pages of disclosure.

20

DEIRDRE MOORE: So, I'm not sure what I do with this.

MR. RAMSAY: And so I take it, other than the ones that are vetted, there are some that are not vetted.

THE COURT: Okay.

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DEIRDRE MOORE: About nine pages of police officer text, which I believe is not admissible under the *Evidence Act* because it...

THE COURT: Okay, so the initial...

30

DEIRDRE MOORE: ...was taken under investigation.

THE COURT: ...package was sent to the jail. From Ms. Moore's showing pages, it appears she received the initial package; however, you were

indicating, Mr. Crown, there's been...

MR. RAMSAY: So the....

THE COURT: ...additional materials.

MR. RAMSAY: That's what...

THE COURT: Okay.

MR. RAMSAY: ...it looks like in the file. So, there's been July 29th a disclosure package, or thereabouts, would've been sent, and since then I can see a few other additional disclosure packages and I don't see if that has been sent to the jail or not. So, there is additional disclosure. Whether it's been sent or not, I'm ignorant of, and if, in terms of - I'm sorry, Your Honour - in terms of the other concerns raised, I don't have an answer to - you know, Ms. Moore seems to be making legal submissions about a variety of remedies that may be available to her. Those, of course, could all be pursued at trial. Lastly, the other issue, if Ms. Moore is not retaining counsel, given that there's a criminal harassment allegation, the Crown would be seeking to have 486 counsel appointed...

THE COURT: Yes.

MR. RAMSAY: ...for the purposes of cross-examining the complainant and so that, again, is something that we'll - we will pursue and - and the specific witnesses when - in terms of Ms. Moore wanting to know which specific witnesses we'll be calling, again, that's another answer I do not have at this point, given that it's - this is not a file that I've been tasked with screening.

THE COURT: Okay.

MR. RAMSAY: And so as the Crown who appears in the self-represented JPT court, my proposal is that I can come up with some kind of plea position. I suppose, before I do though, you know, it would involve pleas to certain counts just off the synopsis, and that would include the break and enter...

THE COURT: Right.

MR. RAMSAY: ...and that would include criminal harassment.

THE COURT: Okay.

MR. RAMSAY: And if those are two counts that Ms. Moore is unwilling to plead to....

DEIRDRE MOORE: I'll plead. I plead not guilty.

MR. RAMSAY: Then, Your Honour, I'm not going to waste my time in doing that, and so why don't we set trial dates...

THE COURT: Okay.

MR. RAMSAY: ...at this point and Ms. Moore can - can articulate all of these defences and - and whatever else she's able to come up with...

THE COURT: Okay.

MR. RAMSAY: ...between now and then.

THE COURT: Fair enough. So, in relation to the additional disclosure packages, is that something that can - like, I don't know how - how do you know - how do you confirm whether it's been sent to the jail or not? Like....

MR. RAMSAY: I can only tell that a package was sent after it was requested on July 29th and that since then other disclosure packages have been...

THE COURT: Right.

MR. RAMSAY: ...prepared. So, I presume they have not been sent to the jail yet 'cause that's something we do...

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THE COURT: Okay.

MR. RAMSAY: ...as a specific request.

THE COURT: Okay.

MR. RAMSAY: So, I'll - I'll undertake to have those sent to the jail as the last ones...

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THE COURT: Okay.

MR. RAMSAY: ...were.

THE COURT: That would be helpful.

MR. RAMSAY: And....

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DEIRDRE MOORE: Would you be able to undertake to do that within the next 24 hours as opposed to the day before the trial?

MR. RAMSAY: No, I can't.

DEIRDRE MOORE: Oh.

MR. RAMSAY: And - but it....

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DEIRDRE MOORE: So, is there....

THE COURT: Well, there's...

DEIRDRE MOORE: Sorry, Your Honour.

MR. RAMSAY: Not the day before the....

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THE COURT: ...a big step between the next 24 hours...

MR. RAMSAY: Yes.

DEIRDRE MOORE: Well, if - no but is it....

THE COURT: ...and before trial date, so.

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DEIRDRE MOORE: Do they have disclosure or are they creating - are they...

THE COURT: Okay.

DEIRDRE MOORE: ...sitting at home with a Word...

THE COURT: So, the Crown...

DEIRDRE MOORE: ...with a computer and hitting print.

5

THE COURT: ...undertook to verify that those additional packages be sent and that....

DEIRDRE MOORE: Why are they not available by tomorrow? If they're not ready?

THE COURT: That's outside of his control. So, when....

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DEIRDRE MOORE: Well....

THE COURT: So, you're asking too much.

DEIRDRE MOORE: Where's - no I'm not. If I have committed a crime...

THE COURT: Okay.

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DEIRDRE MOORE: ...and according to the *Evidence Act*, which I have read briefly, the - it's not admissible if it's part of an investigation. So, I kicked in a window and I wrote "I love you" on a wall.

20

THE COURT: Okay.

DEIRDRE MOORE: You have a picture of it...

THE COURT: So, Mr. Ramsay, I....

DEIRDRE MOORE: ...as do I.

THE COURT: My note....

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DEIRDRE MOORE: What other evidence is there?

THE COURT: My note says the Crown undertakes to ensure those - those additional packages are sent to the jail.

MR. RAMSAY: Yes.

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THE COURT: Okay. Thank you.

DEIRDRE MOORE: When?

THE COURT: As - as soon as that can be done.

This particular Crown here in court cannot also be in the office sending the packages.

DEIRDRE MOORE: Well, I understand, Your Honour...

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THE COURT: It's - that's how....

DEIRDRE MOORE: ...but this is the sixth hearing.

THE COURT: Okay. Well, that's....

DEIRDRE MOORE: The sixth appearance of the Crown.

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THE COURT: We're trying to move forward here. So, please - please be patient with us 'cause this is my first, and it appears to be Mr. Ramsay's first as well. So...

DEIRDRE MOORE: I'm the only one prepared here.

15

THE COURT: ...we're really....

DEIRDRE MOORE: And I'm the accused?

THE COURT: Exactly. So...

DEIRDRE MOORE: And - and....

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THE COURT: ...in relation to the witnesses you indicated...

MR. RAMSAY: What I would....

THE COURT: ...possibly eight?

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MR. RAMSAY: Yes. So, what I would also do Your Honour, is once - once this is set for trial, we will send a list of the witnesses...

THE COURT: Okay, excellent.

MR. RAMSAY: ...that we will subpoena to the jail as well...

THE COURT: Okay.

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MR. RAMSAY: ...along with that disclosure, and then that way Ms. Moore will know who we intend on calling...

THE COURT: Okay.

MR. RAMSAY: ...and who she will have to arrange to have subpoenaed for her defence.

THE COURT: Okay. That's helpful, thank you. So - so, the Crown is undertaking to send a list of the witnesses they will issue subpoenas for so that you know who will be already here because the Crown is intending on calling them so that you can organize your - your materials or what you need, from your perspective...

DEIRDRE MOORE: Certainly.

THE COURT: ...based on that. Okay?

DEIRDRE MOORE: May I - may I make special requests for Officers Lana Cameron, cadre 2007, Daniel Gervais, 2245, Benoit, 1774, Kirady, 2036, Bokage (ph) 2407, Desjardins, 2421, all guilty of 21(1) party to offence, defamatory libel s. 298 and 299 of the *Criminal Code*, as well as s. 465(1)(b) conspiracy to persecute.

MR. RAMSAY: So, Your Honour, in terms of the witnesses that we will subpoena, we will subpoena...

THE COURT: Right.

MR. RAMSAY: ...what we believe is necessary...

THE COURT: Okay.

MR. RAMSAY: ...to prove the allegations. If Ms. Moore wishes to lay a private information against police officers...

DEIRDRE MOORE: Most certainly.

MR. RAMSAY: ...there are processes for that but it will not be at the criminal trial.

THE COURT: Right.

MR. RAMSAY: Obviously, that trial will simply be on the allegations Ms. Moore is facing. And - but I have listed those witnesses in terms of looking into whether they'll be required or not. Ms. Moore will get a list...

THE COURT: Okay.

MR. RAMSAY: ...of the people that we're subpoenaing and if she needs those witnesses there for the purpose of defending herself, she will be able to subpoena those witnesses.

THE COURT: Excellent. Okay.

DEIRDRE MOORE: Well, I'll prove perjury and hopefully...

THE COURT: Okay, so....

DEIRDRE MOORE: ...the alleged victim, Kiska, will be there as well, I suspect?

MR. RAMSAY: So, of course, the...

DEIRDRE MOORE: Spectacular.

MR. RAMSAY: ...civilian witness will be a required witness for the Crown...

THE COURT: Right. Okay.

MR. RAMSAY: ...and so, yes, Mr. Kiska....

DEIRDRE MOORE: I just want to make sure of that 'cause I know that otherwise you could admit...

THE COURT: So....

DEIRDRE MOORE: ...hearsay as evidence but....

THE COURT: How much time - so, with eight witnesses, I'm thinking this is certainly two to three days, in and of itself.

MR. RAMSAY: Plus defence. I would....

THE COURT: Right.

MR. RAMSAY: I would think four days...

THE COURT: Okay.

MR. RAMSAY: ...will be prudent, Your Honour.

THE COURT: So....

DEIRDRE MOORE: Four days. Wow. I just want to back up for a second. Section 540(9), judge may require a defendant to testify. This is important. I'd like John Kiska to make sure he's testifying so we can capture the perjury versus subsections 7 and 8 where...

THE COURT: You don't have to - to...

DEIRDRE MOORE: ...hearsay is permitted.

THE COURT: ...say all that. You don't have to say all that.

DEIRDRE MOORE: Well, I just want to be clear. I want to make sure he was...

THE COURT: Okay.

DEIRDRE MOORE: ...in - in this courtroom.

THE COURT: So, the Crown undertook to send a list of the witnesses they intend on calling so that you know in advance, okay? So, you'll have that.

DEIRDRE MOORE: I know but it says in the *Criminal Code*...

THE COURT: I - I don't....

DEIRDRE MOORE: ..."may require him to attend."

THE COURT: You - yeah.

DEIRDRE MOORE: Would you please....

THE COURT: I'm not requiring anyone at this point.

DEIRDRE MOORE: So, there's a way that he will be able to not attend and then...

THE COURT: No.

DEIRDRE MOORE: ...we would rely on hearsay?

THE COURT: That's not what we're saying. No.
No.

DEIRDRE MOORE: Well, who's going to...

THE COURT: No.

DEIRDRE MOORE: ...require that he attend?

THE COURT: If - if you were speaking less and
listening more...

DEIRDRE MOORE: Well, I'm trying...

THE COURT: ...the Crown....

DEIRDRE MOORE: ...to listen. It's not matching
what's in the *Criminal Code*.

THE COURT: That's because you're not listening
to what the Crown is saying.

DEIRDRE MOORE: He's saying...

THE COURT: The Crown....

DEIRDRE MOORE: ...he's going to send me a list
of names.

THE COURT: The Crown said...

DEIRDRE MOORE: Yes?

THE COURT: ...also three civilian witnesses and,
of course, the alleged victim, Mr. Kiska, will be
a witness that they will intend on calling. So,
all of that was said for nothing. So, just, you
know? This is where....

DEIRDRE MOORE: I'm sorry. When I don't...

THE COURT: Okay.

DEIRDRE MOORE: ...see things in writing, I get
very nervous...

THE COURT: Well, don't - don't...

DEIRDRE MOORE: ...about where punctuation is
placed.

5 THE COURT: ...be too nervous. Listen more. You won't have to be nervous. So, Mr. Crown, the - you'll have to appoint or - actually seek an order appointing counsel for the purpose of cross-examination. Can that be done at a report date, perhaps?

MR. RAMSAY: We can actually....

THE COURT: Or....

10 MR. RAMSAY: Ms. Argent is seated next to me. She is preparing that as we speak...

THE COURT: Perfect.

MR. RAMSAY: ...and so if....

THE COURT: We can do that from here?

15 MR. RAMSAY: We can do it right here, right now. And....

THE COURT: Extremely efficient. Thank you.

DEIRDRE MOORE: I'm sorry, could you repeat that? I was preparing my witness list. Sorry. Trying to do the math on how much time I will need.

20 What was that last few sentences?

THE COURT: Okay. So....

MR. RAMSAY: So, we're - we're....

THE COURT: There's - go ahead.

25 MR. RAMSAY: Oh, I'm sorry, Your Honour. I - I didn't...

THE COURT: Go ahead.

30 MR. RAMSAY: ...want to interrupt. We are having an order drafted to appoint counsel that will be funded by the state, by the Province of Ontario, cross-examine certain witnesses, specifically, the civilian witnesses in this matter.

DEIRDRE MOORE: No, no. I will be - I will be

cross-examining, thank you very much...

THE COURT: No.

DEIRDRE MOORE: ...as I did in Quebec...

THE COURT: No.

DEIRDRE MOORE: ...successfully.

MR. RAMSAY: So....

THE COURT: Section 264 does not allow that.

MR. RAMSAY: Yes.

DEIRDRE MOORE: I am not allowed...

THE COURT: So you need....

DEIRDRE MOORE: ...to cross witness the crooked
cops he's bringing in....

THE COURT: No, no.

MR. RAMSAY: Oh....

THE COURT: Not the cops. You see, again, again,
the importance of...

DEIRDRE MOORE: Oh, oh.

THE COURT: ...listening carefully...

DEIRDRE MOORE: Oh, I see.

THE COURT: ...to the details.

DEIRDRE MOORE: John Kiska. I can't cross-
examine...

THE COURT: You cannot.

DEIRDRE MOORE: ...John Kiska?

THE COURT: The *Criminal Code* does not allow...

DEIRDRE MOORE: So, the....

THE COURT: ...for that, so....

DEIRDRE MOORE: The Crown, who's accusing me of
all these charges when I'm trying to tell my kids
I love them, is going to point someone...

THE COURT: No.

DEIRDRE MOORE: ...to cross-examine...

THE COURT: Not the Crown.

DEIRDRE MOORE: ...their witnesses?

THE COURT: No. Again. Again.

DEIRDRE MOORE: Who?

THE COURT: The Crown is preparing an order....

DEIRDRE MOORE: Yes? They're preparing an order.

THE COURT: Yes, because do you have an order for me? I don't think so.

DEIRDRE MOORE: I have requests.

THE COURT: And....

DEIRDRE MOORE: If I can get to them, yes.

THE COURT: Well, the - I'm asking the Crown to prepare that so that we can all comply with the *Criminal Code*. I will sign that order appointing a counsel, someone, a lawyer, doesn't matter who, really, it needs to be....

DEIRDRE MOORE: Who is the lawyer representing?

THE COURT: It's the - the lawyer's not representing anyone in particular. The job of that lawyer, on such an order, is simply for the purpose of cross-examining a witness, in this case it looks like it would be Mr. Kiska, on your behalf. That's all.

DEIRDRE MOORE: Am I - so do I - do I feed this lawyer the appropriate questions to ask Mr. Kiska?

THE COURT: Of course. So, the lawyer will meet with you to prepare the cross-examination...

DEIRDRE MOORE: And if....

THE COURT: ...because it's to be done on your behalf.

DEIRDRE MOORE: And if the lawyer fails in

articulating the questions correctly, who suffers?

THE COURT: That's going to be...

DEIRDRE MOORE: That's left for...

5 THE COURT: ...for another judge, another....

DEIRDRE MOORE: ...an appeal?

THE COURT: Yes. Absolutely.

DEIRDRE MOORE: Wow. We're really cranking through the tax dollars on this one, Crown.

10 THE COURT: Well, you are already coming to the conclusion that the lawyer will be incompetent.

DEIRDRE MOORE: Well, this lawyer's...

THE COURT: And that....

15 DEIRDRE MOORE: ...accusing me of all sorts of crimes when there's...

THE COURT: Well....

DEIRDRE MOORE: ...no indication of criminal intent...

THE COURT: So, you think this is...

20 DEIRDRE MOORE: ...whatsoever.

THE COURT: ...useful? You think....

DEIRDRE MOORE: Well, no.

THE COURT: Again, as I - I'm...

DEIRDRE MOORE: I'm just....

25 THE COURT: ...trying not to...

DEIRDRE MOORE: I'm trying to understand...

THE COURT: Well, okay.

DEIRDRE MOORE: ...the motivations, Your Honour.

THE COURT: Well.

30 DEIRDRE MOORE: Motivations are beyond me.

THE COURT: There's no motivation that is always required, right? Okay. So, s. 486.3. So, the

5 order is in relation to the appointment of
counsel pursuant to that section and it's
presented today by way of oral submissions by the
Crown. It's Legal Aid Ontario that will be
managing the account. And the order is so that
the lawyer can cross-examine Jonathan Kiska, Alex
Ferland, and Gord Mladic (ph)...

DEIRDRE MOORE: Mladic (ph).

THE COURT: Mladic (ph). Sorry. Okay.

10 CLERK REGISTRAR: [Indiscernible].

THE COURT: Yes, thank you, Madam Clerk.

CLERK REGISTRAR: [Indiscernible]. I keep one,
right?

MR. RAMSAY: What's that?

15 CLERK REGISTRAR: I keep one and you keep two?

MR. RAMSAY: Yes, I keep....

CLERK REGISTRAR: Okay. Do we know how many days
we're looking for?

MR. RAMSAY: It'll be four days.

20 CLERK REGISTRAR: Okay. And is it trial by the
OCJ, Your Honour?

MR. RAMSAY: And so that's the accused's
election...

THE COURT: Okay, so yes.

25 MR. RAMSAY: ...whether it's in the Ontario Court
or the Superior Court and by judge alone or by
judge and jury.

THE COURT: Right. So, we - I was about to
forget that. Sorry about that. Okay. So....

30 MR. RAMSAY: For - for what it's worth, the four-
day estimate is for a judge-alone trial.

THE COURT: Right. In the OCJ - in this level of

court as well, right? Okay. So, we touched on that and I lost track and I was about to forget.

DEIRDRE MOORE: I apologize.

THE COURT: The - no, no, no. I'm glad we're back on it now. So, because this is proceeding by way of indictment, as we touched upon earlier, you....

DEIRDRE MOORE: Actually, I don't understand the full definition of the word indictment.

THE COURT: So, there are two....

DEIRDRE MOORE: I know some of them are eligible for summary conviction, so.

THE COURT: Right. But, as we indicated, the - I'm sorry, what's the first count again?

MR. RAMSAY: The residential break and enter that...

THE COURT: Right.

MR. RAMSAY: ...makes it a straight indictable.

THE COURT: So....

DEIRDRE MOORE: So, that makes everything an indictment?

THE COURT: Right, because it's all on the same....

DEIRDRE MOORE: Oh, that's why you put it on after the fact. Ah, it wasn't there last week and now we have break and entering so everything's an indictable offence with the maximum penalty versus the fine of \$2,000. Got it.

THE COURT: Okay. So, glad that's been cleared. So, you have now a choice of being - of having a trial at the Ontario Court of Justice, so here,

Ontario Court of Justice. I wouldn't be the trial judge, of course, because we're having a pre-trial discussion...

DEIRDRE MOORE: Okay.

THE COURT: ...so, it wouldn't be me but another judge of the Ontario Court of Justice, or a judge of the Superior Court of Justice or judge and jury, Superior Court of Justice.

DEIRDRE MOORE: Oh, I don't think there's really any need to bring a jury into this.

THE COURT: Okay.

DEIRDRE MOORE: It's far too technical. The intricacies of the variety of Acts involved...

THE COURT: Okay.

DEIRDRE MOORE: ...in my defence, clearly, they're not understood by criminal Crown prosecutor. I wouldn't expect a civilian to understand.

THE COURT: Okay. So - so, then it leaves you with judge alone...

DEIRDRE MOORE: Yes, Your Honour.

THE COURT: ...Superior Court or judge - Ontario Court of Justice. It's only judge alone.

DEIRDRE MOORE: Yes, Your Honour.

THE COURT: But - so you have the - the option of the two now. Do you prefer....

DEIRDRE MOORE: So, what are the two options again?

THE COURT: Judge alone Superior Court or judge alone but Ontario Court of Justice.

DEIRDRE MOORE: For the trial?

THE COURT: So, just to give you an idea, so

Superior Court is - actually, that's where the Family Court is heard...

DEIRDRE MOORE: Yes.

THE COURT: ...as well, for example. Just to give you some - I don't know how else to explain the distinction between - between the two at this point but....

DEIRDRE MOORE: Yep.

THE COURT: I'm not sure how else to explain that, actually.

MR. RAMSAY: The - if it helps, the Ontario Court of Justice almost - in this jurisdiction, exclusively hears criminal matters.

THE COURT: Criminal matters.

MR. RAMSAY: The Superior Court would hear criminal, family, civil, and - and other matters. And so it's - it's...

THE COURT: Right.

MR. RAMSAY: ...more of a [indiscernible].

DEIRDRE MOORE: Oh, well then the likelihood of having a judge who actually has some knowledge of the *Courts of Justice Act* and the *Child Youth Family Services Act*, the *Child Reform Act*, that would not, then, obviously be to my benefit at the Ontario level where it's strictly *Criminal Code* and have no knowledge of *Rules of Civil Procedure*.

THE COURT: Right.

DEIRDRE MOORE: Oh, then we'd obviously have to go with Superior.

THE COURT: Okay.

MR. RAMSAY: If that's the case, I believe the

next step would be to adjourn this into the Assignment Court.

THE COURT: Assignment Court.

MR. RAMSAY: And I think it's September 6th, Friday...

THE COURT: Okay.

MR. RAMSAY: ...is the next one. But, that said, we may be able to contact Superior Court Trial Coordination...

THE COURT: Oh, that's right...

MR. RAMSAY: ...and set...

THE COURT: ...maybe they have....

MR. RAMSAY: ...a JPT date from here.

THE COURT: At least a JPT.

MR. RAMSAY: So....

THE COURT: Okay. Okay. Let's try that. That's a good idea. If we can avoid a court appearance and go directly to a pre-trial in the Superior Court, at least it saves you one court appearance for the same - if we can set the date - in other words, if we can set the date directly from here, we'll do that.

DEIRDRE MOORE: That makes sense since this is the sixth appearance already.

THE COURT: Okay. Okay.

...CLERK REGISTRAR ON THE PHONE.

THE COURT: Mr. Crown, do you know if - I was going to say the s. 486.3 might not be valid in Superior Court but a judge in Superior Court would....

MR. RAMSAY: It would still be valid.

THE COURT: It would? Okay, perfect. Just so that at least if that part is done.

CLERK REGISTRAR: My first available is August 21st, 12:30.

THE COURT: August 21st at 12:30, is that?

DEIRDRE MOORE: Fantastic.

MR. RAMSAY: That's fine, Your Honour.

THE COURT: Good?

MR. RAMSAY: We'll take it.

THE COURT: Okay. Let's do that then. So, August 21st at 12:30.

CLERK REGISTRAR: Are we committing her to stand trial on all three files?

MR. RAMSAY: The - so, there should only be one information heading up there, the relayed information.

CLERK REGISTRAR: Okay.

THE COURT: Right.

MR. RAMSAY: The other two should be marked as withdrawn.

CLERK REGISTRAR: Okay.

THE COURT: Okay.

CLERK REGISTRAR: So - thank you.

...CLERK REGISTRARS CONFERRING.

THE COURT: Okay. So, the indictment will be prepared between now and then. And is the - I'm not sure - I would imagine the Superior Court also requires a - I forget how they call that.

MR. RAMSAY: Pre-trial conference report?

THE COURT: Yes.

MR. RAMSAY: So, the Crown, obviously, is going to have to prepare...

THE COURT: Prepare one.

5 MR. RAMSAY: ...between now and next week.

THE COURT: Okay.

MR. RAMSAY: There'll be - a copy of that will also be sent to the accused at the jail.

10 THE COURT: Okay, perfect. So, she has that in advance.

MR. RAMSAY: And I'll arrange to have this file assigned to a Crown, because obviously as a trial matter, now it will have to have one Crown going forward.

15 THE COURT: Yes.

MR. RAMSAY: And in terms....

20 THE COURT: And I think if it's just going to be easier to manage with one - Ms. Moore already indicated - I don't know if you said six or eight - I think you said eight - eight Crown, so I think if there's an assigned Crown from this point on, it'll be much more easier for everybody. More easily manageable too if - for, you know, additional disclosure requests, perhaps, or anything - anything else. Okay.

25 Okay. Well, this is where our - our road together ends, Ms. Moore.

DEIRDRE MOORE: Oh, I have a couple of - I have a couple of requests.

30 THE COURT: Oh.

DEIRDRE MOORE: It says under s. 37(1)(g) a judge may receive evidence from me. I'd like to

provide for you...

THE COURT: What I think....

DEIRDRE MOORE: ...a copy of what I provided with the Crown, which is....

5

THE COURT: But you will be appearing before the Superior Court judge now.

DEIRDRE MOORE: Yes?

THE COURT: And so perhaps that'd be best to be provide - so, August 21st.

10

DEIRDRE MOORE: I can provide them with a copy as well.

THE COURT: But there would be no point providing that to me because now I - I will - I would not have jurisdiction anymore because....

15

DEIRDRE MOORE: No. As of this moment you no longer - okay.

THE COURT: Yes.

20

DEIRDRE MOORE: So, does that mean you cannot produce an order that permits me to a right to full defence? We can't talk about bail review now because we've jammed through this decision to go to the Superior Court?

THE COURT: Oh, okay. I see what you're saying. So, we're not jammed into that, actually.

25

DEIRDRE MOORE: Well, it's....

THE COURT: Bail review is done - no, but bail review...

DEIRDRE MOORE: Yep?

30

THE COURT: ...is done in Superior Court, in any event. So, August the 21st...

DEIRDRE MOORE: So....

THE COURT: ...is a good time to talk about that

to whoever the judge...

DEIRDRE MOORE: Am I....

THE COURT: ...will have jurisdiction to discuss that.

DEIRDRE MOORE: Okay, but...

THE COURT: Not just to discuss but....

DEIRDRE MOORE: ...may I make an application?

THE COURT: Yes, for that Court.

DEIRDRE MOORE: Today?

THE COURT: You can do that today, I suppose.

DEIRDRE MOORE: Okay, great.

THE COURT: I'm not...

DEIRDRE MOORE: Well....

THE COURT: ...sure exactly how it's done because I'm - I'm not...

DEIRDRE MOORE: Here's....

THE COURT: ...a Superior Court judge.

DEIRDRE MOORE: Here's the challenge - so, here's the challenge. Clearly, if I'm - I have no criminal record. I have no past. I have no issue.

THE COURT: What I'm telling you is you are going to be in front of a Superior Court judge...

DEIRDRE MOORE: Okay.

THE COURT: ...on August 21st. They are the ones who do bail reviews.

DEIRDRE MOORE: Okay.

THE COURT: So, they will know. I've never done a bail review...

DEIRDRE MOORE: No, I know...

THE COURT: ...because....

DEIRDRE MOORE: ...but here's the thing: so, a

judge at any time can vacate a detention order.
The Crown could have chosen....

THE COURT: Not a judge. Not just a judge. A
Superior Court judge.

DEIRDRE MOORE: Okay, it didn't say that in the
Criminal Code. The Crown can go back and they
can have a stay of proceedings until the 21st, so
that I can be in a position to prepare a full
defence.

THE COURT: I've never, never, never seen that...

DEIRDRE MOORE: Well....

THE COURT: ...be done, however, but....

DEIRDRE MOORE: Given the - given the
documentation that I've provided for the Crown
for the past three weeks...

THE COURT: Yes.

DEIRDRE MOORE: ...full disclosure, given the
fact that they have access....

THE COURT: I can't order the Crown to...

DEIRDRE MOORE: No, I know...

THE COURT: ...to do that.

DEIRDRE MOORE: ...I'm just trying to basically
say they have an opportunity. They - they want
to be efficient, right? They have an
opportunity. I've been detained already 20 days.
They have an opportunity to say, well, let's
change the detention so that she can actually
access legislation, caselaw, prepare a defence...

THE COURT: Mr. Crown...

DEIRDRE MOORE: ...subpoena witnesses...

THE COURT: ...is that something...

DEIRDRE MOORE: ...and have a fair trial.

THE COURT: ...you are prepared to do?

MR. RAMSAY: That's not something I'm - at this point.

DEIRDRE MOORE: Not prepared to do?

THE COURT: Okay.

DEIRDRE MOORE: Why is that? Why is it you're not allowed to prepare me to not be detained to have a full defence, which is my right? Isn't that my right to a full defence?

THE COURT: It is and...

DEIRDRE MOORE: How - how...

THE COURT: ...we are following the process....

DEIRDRE MOORE: ...do I have a full defence if I'm detained?

THE COURT: Well, you're not the first and only one, unfortunately...

DEIRDRE MOORE: I know. I hear it's happening all the time.

THE COURT: ...but what I....

DEIRDRE MOORE: Must cost the Ontario taxpayer...

THE COURT: What I can tell you...

DEIRDRE MOORE: ...a fortune.

THE COURT: ...is that August 21st you will be able to discuss all that with a Superior Court judge.

DEIRDRE MOORE: Okay. So, for the record, the Crown is refusing after - and it must acknowledge it received a 54-page fax from me yesterday. I have the confirmation receipt right here.

THE COURT: Okay, so then that's...

DEIRDRE MOORE: And you're refusing...

THE COURT: ...the answer.

DEIRDRE MOORE: ...to stay of proceedings in light of all of the information you now possess, is that correct, Mr. Ramsay?

MR. RAMSAY: So, Your Honour, if Ms. Moore wishes to seek a...

DEIRDRE MOORE: Yes.

MR. RAMSAY: ...review of her detention after her bail hearing, there is the bail review process that's in place...

DEIRDRE MOORE: Yes.

MR. RAMSAY: ...and she can...

DEIRDRE MOORE: But I'm not...

MR. RAMSAY: ...file an application...

DEIRDRE MOORE: ...speaking about that.

MR. RAMSAY: ...for bail review. The Crown is not consenting to Ms. Moore's release.

THE COURT: Okay.

DEIRDRE MOORE: Oh, but you're not - you're not consenting to a stay and Your Honour I believe that if I were to give you evidence right now...

THE COURT: That's....

DEIRDRE MOORE: ...under 37(1)(g)....

THE COURT: I cannot.

DEIRDRE MOORE: You could use 37.3(1)...

THE COURT: Okay.

DEIRDRE MOORE: ...and you could order anything, including effect a stay of proceedings which was done and will be done else there's irreparable harm to me according to *R. v. Boutin* (ph), 1990, but no one is willing to have this mother help her two children who have been abused by a psychopath from six years. And no one wants a

copy of this evidence today. No? Not the Crown?
Not the judge?

THE COURT: You'll have an occasion, however, on
the....

DEIRDRE MOORE: Yeah. Meanwhile, my children
suffer daily. Daily. Find me on Facebook.
Deirdre Moore. Facebook group with all sorts of
legal proceedings posted for other victims of the
Children's Aid Society. S-A-Q-O-T-U-space-I-N-C-
period. Saqotu Inc.

THE COURT: Thank you, Ms. Moore.

DEIRDRE MOORE: You're welcome.

...SUBSEQUENT UNRELATED PROCEEDINGS NOT
TRANSCRIBED.

* * * * *

63.
Certification

FORM 2
CERTIFICATE OF TRANSCRIPT (SUBSECTION 5(2))

Evidence Act

5 I, Cassandra Colbert, certify that this document
is a true and accurate transcription of the recording of R. v.
Deirdre A. Moore in the Ontario Court of Justice held Thursday,
August 15, 2019, at 161 Elgin Street, Ottawa, Ontario taken from
10 Recording No. 0411_CR08_20190815_082819__6_BOURGEJUL.dcr,
courtroom 6, which has been certified in Form 1 by P. Shannon.

November 26, 2020

Electronic Copy

15 _____
(Date)

Cassandra D. Colbert

Information No. / N° de la dénonciation
19-DV5201
Return Date / Date à laquelle le document est rapporté
20

INFORMATION Against / DÉNONCIATION visant
MOORE, Deirdre Ann

Address / Adresse
NFA
OTTAWA, ON

CHARGE / ACCUSATION

HARASSMENT BY REPEATED COMMUNICATION WITH PERSON

Refer to front page for further counts. / Reportez-vous à la première page pour plus de chefs.

FOR ADMINISTRATIVE PURPOSES ONLY À DES FINS ADMINISTRATIVES SEULEMENT				
<input type="checkbox"/> Summons Somation	<input type="checkbox"/> Show Cause Audience de justification	<input type="checkbox"/> Warrant 1 st Mandat en 1 ^{re} instance		
<input type="checkbox"/> Replacement Information / Dénonciation de remplacement				
<input type="checkbox"/> Reportable M.V. Offence (H.T.A. 199) Infraction V.A. à déclarer (Code de la route 199)		C.V.O.R. No (Commercial Vehicles Only) Numéro C.I.U.V.U. (véhicules utilitaires seulement)		
Sex Sexe	Birth Date / Date de naissance Day / Jour Month / Mois Year / Année	Was defendant owner? La partie défenderesse était-elle propriétaire?		
F	28 09 1965	<input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non		
Driver's Licence Number / Numéro du permis de conduire M65091591655928				
Plate No. / Numéro de plaque		<input type="checkbox"/> Involves a Collision Infraction reliée à un accident		
Informant Dénonciateur JOANNE BORTHWICK				
Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le JUL 27th, 19		Date of Arrest Date de l'arrestation Jul. 26, 2019		
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police GERVAIS, DANIEL		No. / N° 2245		
Police Agency / Service de police OTTAWA POLICE SERVICE		Div. / Dist.		
Occurrence Number / N° d'incident 19-186131				
Courtroom / Salle d'audience 3				
At / À(Au) ONTARIO COURT (PROV. DIV) 51 ELGIN STREET OTTAWA ONTARIO				

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Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le		Date of Arrest Date de l'arrestation		
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police		No. / N°		
Police Agency / Service de police		Div. / Dist.		
Occurrence Number / N° d'incident				
Courtroom / Salle d'audience				
At / À(Au)				

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Refer to front page for further counts. / Reportez-vous à la première page pour plus de chefs.

FOR ADMINISTRATIVE PURPOSES ONLY À DES FINS ADMINISTRATIVES SEULEMENT				
<input type="checkbox"/> Summons Somation	<input type="checkbox"/> Show Cause Audience de justification	<input type="checkbox"/> Warrant 1 st Mandat en 1 ^{re} instance		
<input type="checkbox"/> Replacement Information / Dénonciation de remplacement				
<input type="checkbox"/> Reportable M.V. Offence (H.T.A. 199) Infraction V.A. à déclarer (Code de la route 199)		C.V.O.R. No (Commercial Vehicles Only) Numéro C.I.U.V.U. (véhicules utilitaires seulement)		
Sex Sexe	Birth Date / Date de naissance Day / Jour Month / Mois Year / Année	Was defendant owner? La partie défenderesse était-elle propriétaire?		
		<input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non		
Driver's Licence Number / Numéro du permis de conduire				
Plate No. / Numéro de plaque		<input type="checkbox"/> Involves a Collision Infraction reliée à un accident		
Informant Dénonciateur				
Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le		Date of Arrest Date de l'arrestation		
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police		No. / N°		
Police Agency / Service de police		Div. / Dist.		
Occurrence Number / N° d'incident				
Courtroom / Salle d'audience				
At / À(Au)				

Count / Chef Al Sentence date / Date de détermination de la peine AUG 15 2019 ☒ Withdrawn / Accusation retirée

☐ Pre-sentence custody days/months Time credited: days/months ☐ concurrent with
Détention présentencielle jours/mois *Crédit octroyé* jours/mois *concurrente avec*

☐ Term that would have been imposed before credit granted: days/months/years
Période d'emprisonnement imposée avant l'octroi de tout crédit jours/mois/ans

☐ Absolute discharge ☐ Conditional discharge ☐ Suspended sentence
Absolution inconditionnelle *Absolution conditionnelle* *Condamnation avec sursis*

☐ Imprisoned for days/months/years ☐ concurrent with ☐ consecutive to
Emprisonnement pour *jours/mois/ans* *concurrent avec* *consécutif à*

☐ Intermittent sentence for days ☐ concurrent with ☐ consecutive to
Peine discontinuée *jours* *concurrente avec* *consécutif à*

☐ Conditional sentence for days/months/years ☐ concurrent with ☐ consecutive to
Ordonnance de sursis *jours/mois/ans* *concurrente avec* *consécutif à*

☐ Probation months/years ☐ concurrent with ☐ consecutive to
Période de probation *mois/ans* *concurrente avec* *consécutif à*

☐ Community service s.732.1(3)(f) / Service communautaire, par.732.1(3)(f) hours / heures

☐ Fine of \$ VS \$ Time to pay
Amende de *\$ sur. comp.* *\$* *délai de paiement*

☐ Restitution ☐ s. 738 / s. 739 Amount: \$ Time to pay
Dédommagement *art. 738 / art. 739* *Montant* *\$* *Délai de paiement*

☐ Victim surcharge: \$ Time to pay:
Suramende compensatoire *\$* *Délai de paiement*

☐ Dismissed ☐ HTA cautioned ☐ Driving prohibition: Months / Years ☐ s.743.21(1) / par. 743.21(1)
Rejeté *Avertissement (Code de la route)* *Interdiction de conduite :* *mois/années*

☐ Acquitted ☐ Weapons prohibition: ☐ s. 109(2): years ☐ s. 109(3) (Life) ☐ s. 110: years ☐ s. 110 (life)
Acquitté *Interdiction d'armes* *par. 109 (2)* *ans* *par. 109 (3)(perpétuité)* *art. 110* *ans* *art. 110 (perpétuité)*

☐ Stayed ☐ DNA: ☐ 5.03 (Primary) ☐ 5.04 (Secondary) ☐ Denied (DND)
Sursis *ADN* *5.03 (primaire)* *5.04 (secondaire)* *Rejetée*

☐ In Absentia ☐ S.O.I.R.A. order: ☐ 10 years ☐ 20 years ☐ Life
In absentia *Ordonnance LERDS* *10 ans* *20 ans* *Perpétuité*

☐ Other ☐ s. 161 prohibition: months/years ☐ s. 490 forfeiture order: ☐ Granted ☐ Denied
Autre *Interdiction, art. 161* *mois/ans* *Ordonnance de confiscation, art. 490* *Accordée* *Rejetée*

Count / Chef Sentence date / Date de détermination de la peine ☐ Withdrawn / Accusation retirée

☐ Pre-sentence days/months Time credited: days/months ☐ concurrent with
Détention présentencielle jours/mois *Crédit octroyé* jours/mois *concurrente avec*

☐ Term that would have been imposed before credit granted: days/months/years
Période d'emprisonnement imposée avant l'octroi de tout crédit jours/mois/ans

☐ Absolute discharge ☐ Conditional discharge ☐ Suspended sentence
Absolution inconditionnelle *Absolution conditionnelle* *Condamnation avec sursis*

☐ Imprisoned for days/months/years ☐ concurrent with ☐ consecutive to
Emprisonnement pour *jours/mois/ans* *concurrent avec* *consécutif à*

☐ Intermittent sentence for days ☐ concurrent with ☐ consecutive to
Peine discontinuée *jours* *concurrente avec* *consécutif à*

☐ Conditional sentence for days/months/years ☐ concurrent with ☐ consecutive to
Ordonnance de sursis *jours/mois/ans* *concurrente avec* *consécutif à*

☐ Probation months/years ☐ concurrent with ☐ consecutive to
Période de probation *mois/ans* *concurrente avec* *consécutif à*

☐ Community service s.732.1(3)(f) / Service communautaire, par.732.1(3)(f) hours / heures

☐ Fine of \$ VS \$ Time to pay
Amende de *\$ sur. comp.* *\$* *délai de paiement*

☐ Restitution ☐ s. 738 / s. 739 Amount: \$ Time to pay
Dédommagement *art. 738 / art. 739* *Montant* *\$* *Délai de paiement*

☐ Victim surcharge: \$ Time to pay:
Suramende compensatoire *\$* *Délai de paiement*

☐ Dismissed ☐ HTA cautioned ☐ Driving prohibition: Months / Years ☐ s.743.21(1) / par. 743.21(1)
Rejeté *Avertissement (Code de la route)* *Interdiction de conduite :* *mois/années*

☐ Acquitted ☐ Weapons prohibition: ☐ s. 109(2): years ☐ s. 109(3) (Life) ☐ s. 110: years ☐ s. 110 (life)
Acquitté *Interdiction d'armes* *par. 109 (2)* *ans* *par. 109 (3)(perpétuité)* *art. 110* *ans* *art. 110 (perpétuité)*

☐ Stayed ☐ DNA: ☐ 5.03 (Primary) ☐ 5.04 (Secondary) ☐ Denied (DND)
Sursis *ADN* *5.03 (primaire)* *5.04 (secondaire)* *Rejetée*

☐ In Absentia ☐ S.O.I.R.A. order: ☐ 10 years ☐ 20 years ☐ Life
In absentia *Ordonnance LERDS* *10 ans* *20 ans* *Perpétuité*

☐ Other ☐ s. 161 prohibition: months/years ☐ s. 490 forfeiture order: ☐ Granted ☐ Denied
Autre *Interdiction, art. 161* *mois/ans* *Ordonnance de confiscation, art. 490* *Accordée* *Rejetée*

Justice of the Peace / Juge de paix

Judge / Juge

The Honourable Justice J. I. Bourgeois

Occ # 19-143182

**NON-COMMUNICATION ORDER
ORDONNANCE DE S'ABSTENIR DE COMMUNIQUER**

ONTARIO COURT OF JUSTICE
COUR DE JUSTICE DE L'ONTARIO

CANADA
PROVINCE OF ONTARIO
PROVINCE DE L'ONTARIO

East / Est

(Region / Région)

19-DV5202
Sections / Paragraphes 499(2), 515(4), 515(4.2),
515(12), 516(2), 522(2.1), 679(5.1) and / et 743.21
of the Criminal Code / du Code criminel

0411-495-19DV5202

Case/File No. / N° du cas/dossier

WHEREAS

ATTENDU QUE

MOORE, Deirdre Ann

(name of accused / nom du prévenu)

28-sept-1965

(date of birth / date de naissance)

hereinafter called the accused has been charged that
ci-après appelé(e) le prévenu a été inculpé de

264(3), 349(c), 430(c), 127(c) ccc

(set out briefly the offence in respect of which the accused is charged / indiquer brièvement l'infraction dont le prévenu est inculpé)

AND WHEREAS the accused has been

ET ATTENDU QUE le prévenu a été

☒ **DETAINED** pursuant to the Criminal Code
DÉTENU aux termes du Code criminel

IT IS ORDERED pursuant to subsection:

IL EST ORDONNÉ en application du paragraphe :

where the accused has been remanded to custody pending a bail hearing,

516 (2), le prévenu ayant été renvoyé à la détention en attendant une enquête sur le cautionnement,

☒ 515(12), where a justice has ordered the accused be detained in custody,
515 (12), un juge de paix ayant ordonné la détention du prévenu sous garde,

☐ 522(2.1), where a judge has ordered the accused be detained in custody,
522 (2.1), un juge ayant ordonné la détention du prévenu sous garde,

☐ **SENTENCED** pursuant to the Criminal Code
CONDAMNÉ aux termes du Code criminel

IT IS ORDERED pursuant to subsection:

IL EST ORDONNÉ en application du paragraphe :

☐ 743.21, where the accused has been sentenced to a term of imprisonment,
743.21, le prévenu ayant été condamné à une peine d'emprisonnement,

that the accused abstain from communicating directly or indirectly with any person named in this Order, namely:

que le prévenu s'abstienne de communiquer, directement ou indirectement, avec toute personne nommée dans la présente ordonnance, à savoir :

Jonathan Kiska, Shawn Kiska, Kote Kiska

(name(s) of person referred to above / nom de la ou des personnes auxquelles il est fait mention ci-dessus)

except in accordance with the following conditions:

si ce n'est en conformité avec les conditions suivantes :

Dated this 27 day of July, 20 19
Fait ce jour de

at City of Ottawa

à

in the Province of Ontario. / dans la province de l'Ontario.

P. Harris

Signature of Judge/Judge/Local Registrar/Clerk of the Court /
Signature du juge/juge de paix/registraire local/greffier du tribunal
JUSTICE OF THE PEACE P. HARRIS

DISTRIBUTION: / COPIE À(AU) :

☒ Accused
Prévenu

☒ Police

☒ VWAP
PAVT

19-DV5201

Information Number / N° de la dénonciation

☐ Accused notified court under s. 530(3)
Tribunal avisé par l'accusé en vertu du par. 530 (3)

☐ Designation Filed
Désignation déposée

☐ Interpreter Required
Interprète requis

Date	Accused Accusé	Adjournment Date Date d'ajournement	Adjournment Details Détails sur l'ajournement	Designation Désignation	Counsel As Agent Avocat mandataire	Fails to Appear Omet de comparaître	Bench Warrant Mandat d'arrêt	Discretion Discretion	Certificate of Default Certificat de défaut
JUL 27 2019	MOORE	July 29/19	130 #5 ST (11) ACP						
	(BAIL DENIED - DETAINED)								
	515(12) ORDERED								
JUL 29 2019	MOORE	July 31/19	930 #8 ST (1P) MHC	APN					
		To see DSC -							
JUL 31 2019	moore	Aug 6/19	10am #8 PT (1P) ACP						
AUG - 6 2019	Moore	Aug 7/19	930 #8 MHC	To see dr					
Aug 7-2019	✓	Aug 15/19	2pm #8 Self report.						
AUG 15 2019	✓								

Date Date	Clerk Greffier	Crown Couronne	For the Accused Pour l'accusé	Justice's initials Initiales du juge
JUL 27 2019	N. HASEGG	M. BOYCE	ala(11)	PH
JUL 29 2019	Reichert + Watson	✓	ala(11) NRC.	HLK
JUL 31 2019	moore	H. Shouldice	ala(1P) RDC	MW
AUG - 6 2019	Reehal Gamed	Savage	ala(1P)	HLF
Aug 7 2019	Reehal	Dunoshue	ala(1P)	JPW
AUG 15 2019	A. Chokor / B. Drouin	J. Ramsey	9/9 (P)	JTB

At Bail Review dated _____
À la révision de l'ordonnance
de détention datée du _____

☐ Original Order
Confirmed
Ordonnance
originale confirmée

☐ New Order
Made
Nouvelle
ordonnance
rendue

☐ Gladue Report
Requested
Rapport Gladue
demandé

(date / date)

19-DV5201

Information Number / N° de la dénonciation

☐ Deemed to be sworn/affirmed – To be completed where information is laid other than in person:

Réputée être déclarée sous serment/affirmée solennellement – À remplir lorsque la dénonciation est déposée autrement qu'en personne :

I, Je soussigné(e) (name of informant / nom du dénonciateur), state that all matters contained in this information are true to my knowledge and belief, pursuant to s. 508.1(2) of the Criminal Code.
déclare que tous les renseignements contenus dans la présente dénonciation sont, à ma connaissance, véridiques, en vertu du par. 508.1 (2) du Code criminel.

Dated at Fait à(au) in the Province of Ontario, this day of, 20
dans la province de l'Ontario, ce jour de

☒ To be completed where information is laid in person:
À remplir lorsque la dénonciation est déposée en personne:

Sworn/affirmed before me at the CITY
Déclarée sous serment/affirmée solennellement devant moi à/au

of / de OTTAWA

in the Province of Ontario / dans la province de l'Ontario

this 27th day of JULY, 20 19
ce jour de

Informant / Dénonciateur
Justice of the Peace / Juge de paix

☐ Appearance Notice
Citation à comparaître

☐ Promise to Appear
Promesse de comparaître

☐ Recognizance
Engagement

for pour le, 20
(day, month / jour, mois)

CHECK ONE OF THE FOLLOWING / COCHEZ LA CASE QUI CONVIENT

☐ Cancelled – Police to notify defendant
Annulé(e) – La police informera la partie défenderesse

☐ Cancelled – Summons
Annulé – Sommation

☐ Confirmed on Confirmé(e) le, 20
(day, month / jour, mois)

☐ Cancelled – Warrant issued
Annulé(e) – Mandat délivré

Justice of the Peace / Juge de paix (day, month / jour, mois), 20

Justice of the Peace / Juge de paix

Date Date	Crown Elects to Proceed La Couronne choisit de procéder par	<input type="checkbox"/> Summarily Procédure sommaire	<input type="checkbox"/> By Indictment Acte d'accusation	<input type="checkbox"/> Summary Conviction Offence(s) Infraction(s) punissable(s) sur déclaration de culpabilité par procédure sommaire	<input type="checkbox"/> Indictable Offence(s) Acte(s) criminel(s)			
Date Date	Accused Accusé	Elects Trial by Choix d'un procès devant		Preliminary Hearing Requested Enquête préliminaire demandée	Justice Initials Initiales du juge	Abs. Juris. Comp. absolue	Pleads Plaide	
		Superior Court Cour supérieure	Ontario Court Cour de l'Ontario				Guilty to Counts Coupable des chefs d'accusation	Not Guilty to Counts Non coupable des chefs d'accusation
		Judge Juge	Judge & Jury Juge et jury	Judge On Counts Juge pour les chefs d'accusation	Yes Oui	No Non		
Date Date	Accused Accusé	Committed (or) Ord. Std. Trial *On Counts Renvoyé à procès *pour les chefs d'accusation	Discharged on Counts Libéré des chefs d'accusation	Found / Reconnu				
				Guilty on Counts Coupable des chefs d'accusation	Not Guilty on Counts Non coupable des chefs d'accusation			

* ☐ With consent of accused and prosecutor, without taking or recording
Avec le consentement de l'accusé et du poursuivant, sans recueillir ou consigner

☐ (a) any evidence
a) des preuves (or) ☐ (b) further evidence
b) des preuves additionnelles

Judge / Juge

(Charges Continued / *Accusations, suite*)

Information / Dénonciation

Form 2, sections 506, 508.1 and 788 / Formule 2, articles 506, 508.1 et 788

19-DV5201

☒ DV (Domestic Violence / Violence conjugale)

☐ S (Impaired driving with substances / Conduite avec capacités affaiblies par des substances)

☐ V (Vessel / Bateau)

☐ Replacement Information / Dénonciation de remplacement

☐ Non-Disclosure Order Pursuant to s. 486.31
Ordonnance de non-divulgarion, art. 486.31

☐ Publication ban pursuant to
Interdiction de publication en vertu de

☐ Non-communication s. 515(12)/516(2)
Non-communication, par. 515 (12)/516 (2)

☐ Provisions of 530(3) complied with
Dispositions du par. 530 (3) observées

Arrest Date: Jul 26 2019
Date d'arrestation

15 month Flag:
Alerte à 15 mois

18 month Flag:
Alerte à 18 mois

Sworn/Affirmed Date /
Deemed Sworn/Affirmed Date: Jul 27th 2019
Déclarée sous serment/affirmée solennellement le / réputée
être déclarée sous serment/affirmée solennellement le

15 month Flag:
Alerte à 15 mois

18 month Flag:
Alerte à 18 mois

CANADA
PROVINCE OF ONTARIO
PROVINCE DE L'ONTARIO

Information of: JOANNE BORTHWICK
Dénonciation de :

EAST/DE L'EST
(Region / Région)

of OTTAWA POLICE SERVICE
de

POLICE OFFICER
(occupation / profession)

hereinafter called the informant. / ci-après appelé(e) le dénonciateur.

The informant says that he/she believes on reasonable grounds that
Le dénonciateur déclare qu'il a des motifs raisonnables de croire que

(1) MOORE, Deirdre Ann DOB: 28 Sep. 1965 DL: M65091591655928
NFA, OTTAWA, ON

COUNT 1

Deirdre Ann MOORE

on or about the 19th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did, without lawful authority and knowing that another person, namely Jonathan KISKA, was harassed or recklessly as to whether that person was harassed, engage in repeatedly communicating with, either directly or indirectly, that person, and cause the said Jonathan KISKA to reasonably fear for the safety of the said other known persons, namely his son Sean KISKA and his daughter Cate KISKA, contrary to Section 264, subsection (3) of the Criminal Code of Canada.

18-20

Information No. / N° de la dénonciation 19-DV5202
Return Date / Date à laquelle le document est rapporté 20

INFORMATION Against / DÉNONCIATION visant
MOORE, Deirdre Ann

Address / Adresse
NFA
OTTAWA, ON

CHARGE / ACCUSATION

UNLAWFULLY IN DWELLING-HOUSE
MISCHIEF/DAMAGE PROPERTY NOT EXCEEDING \$5000
DISOBEY LAWFUL ORDER OF COURT, ETC.

Refer to front page for further counts. / Reportez-vous à la première page pour plus de chefs.

FOR ADMINISTRATIVE PURPOSES ONLY À DES FINS ADMINISTRATIVES SEULEMENT				
<input type="checkbox"/> Summons Sommission	<input type="checkbox"/> Show Cause Audience de justification	<input type="checkbox"/> Warrant 1 st Mandat en 1 ^{re} instance		
<input type="checkbox"/> Replacement Information / Dénonciation de remplacement				
<input type="checkbox"/> Reportable M.V. Offence (H.T.A. 199) Infraction V.A. à déclarer (Code de la route 199)		C.V.O.R. No (Commercial Vehicles Only) Numéro C.I.U.V.U. (véhicules utilitaires seulement)		
Sex Sexe	Birth Date / Date de naissance Day / Jour Month / Mois Year / Année	Was defendant owner? La partie défenderesse était-elle propriétaire? <input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non		
F	28 09 1965			
Driver's Licence Number / Numéro du permis de conduire M65091591655928				
Plate No. / Numéro de plaque		<input type="checkbox"/> Involves a Collision Infraction reliée à un accident		
Informant Dénonciateur JOANNE BORTHWICK				
Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le		Date of Arrest Date de l'arrestation		
JUL 27th, 19				
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police BENOIT, JEAN M.		No. / N° 1774		
Police Agency / Service de police OTTAWA POLICE SERVICE		Div. / Dist.		
Occurrence Number / N° d'incident 19-193182				
Courtroom / Salle d'audience 3				
At / À(Au) ONTARIO COURT (PROV. DIV) 161 ELGIN STREET OTTAWA ONTARIO				

Information No. / N° de la dénonciation
Return Date / Date à laquelle le document est rapporté 20

INFORMATION Against / DÉNONCIATION visant

Address / Adresse

CHARGE / ACCUSATION

Refer to front page for further counts. / Reportez-vous à la première page pour plus de chefs.

FOR ADMINISTRATIVE PURPOSES ONLY À DES FINS ADMINISTRATIVES SEULEMENT				
<input type="checkbox"/> Summons Sommission	<input type="checkbox"/> Show Cause Audience de justification	<input type="checkbox"/> Warrant 1 st Mandat en 1 ^{re} instance		
<input type="checkbox"/> Replacement Information / Dénonciation de remplacement				
<input type="checkbox"/> Reportable M.V. Offence (H.T.A. 199) Infraction V.A. à déclarer (Code de la route 199)		C.V.O.R. No (Commercial Vehicles Only) Numéro C.I.U.V.U. (véhicules utilitaires seulement)		
Sex Sexe	Birth Date / Date de naissance Day / Jour Month / Mois Year / Année	Was defendant owner? La partie défenderesse était-elle propriétaire? <input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non		
Driver's Licence Number / Numéro du permis de conduire				
Plate No. / Numéro de plaque		<input type="checkbox"/> Involves a Collision Infraction reliée à un accident		
Informant Dénonciateur				
Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le		Date of Arrest Date de l'arrestation		
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police		No. / N°		
Police Agency / Service de police		Div. / Dist.		
Occurrence Number / N° d'incident				
Courtroom / Salle d'audience				
At / À(Au)				

Information No. / N° de la dénonciation
Return Date / Date à laquelle le document est rapporté 20

INFORMATION Against / DÉNONCIATION visant

Address / Adresse

CHARGE / ACCUSATION

Refer to front page for further counts. / Reportez-vous à la première page pour plus de chefs.

FOR ADMINISTRATIVE PURPOSES ONLY À DES FINS ADMINISTRATIVES SEULEMENT				
<input type="checkbox"/> Summons Sommission	<input type="checkbox"/> Show Cause Audience de justification	<input type="checkbox"/> Warrant 1 st Mandat en 1 ^{re} instance		
<input type="checkbox"/> Replacement Information / Dénonciation de remplacement				
<input type="checkbox"/> Reportable M.V. Offence (H.T.A. 199) Infraction V.A. à déclarer (Code de la route 199)		C.V.O.R. No (Commercial Vehicles Only) Numéro C.I.U.V.U. (véhicules utilitaires seulement)		
Sex Sexe	Birth Date / Date de naissance Day / Jour Month / Mois Year / Année	Was defendant owner? La partie défenderesse était-elle propriétaire? <input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non		
Driver's Licence Number / Numéro du permis de conduire				
Plate No. / Numéro de plaque		<input type="checkbox"/> Involves a Collision Infraction reliée à un accident		
Informant Dénonciateur				
Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le		Date of Arrest Date de l'arrestation		
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police		No. / N°		
Police Agency / Service de police		Div. / Dist.		
Occurrence Number / N° d'incident				
Courtroom / Salle d'audience				
At / À(Au)				

Advised of section 530 rights ☐

DATE JUL 27 2019

☒ BAIL DENIED JP D. HARRIS

☐ BAIL ALLOWED

☐ CONSENT RELEASE

☐ CONSENT DETENTION

L.P. OFFICE

Regina v. / La Reine c.

Count / Chef All charges Sentence date / Date de détermination de la peine AUG 15 2019 ☒ Withdrawn / Accusation retirée

☐ Pre-sentence custody days/months Time credited: days/months ☐ concurrent with days/months/years
Détention pré-sentencielle jours/mois *Crédit octroyé* jours/mois *concurrente avec* jours/mois/ans

☐ Term that would have been imposed before credit granted: days/months/years
Période d'emprisonnement imposée avant l'octroi de tout crédit jours/mois/ans

☐ Absolute discharge ☐ Conditional discharge ☐ Suspended sentence
Absolution inconditionnelle *Absolution conditionnelle* *Condamnation avec sursis*

☐ Imprisoned for days/months/years ☐ concurrent with ☐ consecutive to
Emprisonnement pour jours/mois/ans *concurrent avec* *consécutif à*

☐ Intermittent sentence for days ☐ concurrent with ☐ consecutive to
Peine discontinue jours *concurrente avec* *consécutif à*

☐ Conditional sentence for days/months/years ☐ concurrent with ☐ consecutive to
Ordonnance de sursis jours/mois/ans *concurrente avec* *consécutif à*

☐ Probation months/years ☐ concurrent with ☐ consecutive to
Période de probation mois/ans *concurrente avec* *consécutif à*

☐ Community service s.732.1(3)(f) / Service communautaire, par. 732.1 (3)(f) hours / heures

☐ Fine of \$ VS \$ Time to pay Time to pay
Amende de \$ sur. comp. *\$* *délai de paiement*

☐ Restitution ☐ s. 738 / s. 739 Amount: \$ Time to pay
Dédommagement *art. 738 / art. 739* *Montant* *\$* *Délai de paiement*

☐ Victim surcharge: \$ Time to pay:
Suramende compensatoire *\$* *Délai de paiement*

☐ Dismissed ☐ HTA cautioned ☐ Driving prohibition: Months / Years ☐ s.743.21(1) / par. 743.21 (1)
Rejeté *Avertissement (Code de la route)* *Interdiction de conduite :* *mois/années*

☐ Acquitted ☐ Weapons prohibition: ☐ s. 109(2): years ☐ s. 109(3) (Life) ☐ s. 110: years ☐ s. 110 (life)
Acquitté *Interdiction d'armes* *par. 109 (2) ans* *par. 109 (3)(perpétuité)* *art. 110 ans art. 110 (perpétuité)*

☐ Stayed ☐ DNA: ☐ 5.03 (Primary) ☐ 5.04 (Secondary) ☐ Denied (DND)
Sursis *ADN* *5.03 (primaire)* *5.04 (secondaire)* *Rejetée*

☐ In Absentia ☐ S.O.I.R.A. order: ☐ 10 years ☐ 20 years ☐ Life
In absentia *Ordonnance LERDS* *10 ans* *20 ans* *Perpétuité*

☐ Other ☐ s. 161 prohibition: months/years ☐ s. 490 forfeiture order: Time to pay
Autre *Interdiction, art. 161* *mois/ans* *Ordonnance de confiscation, art. 490* *Granted* *Denied*
Accordée *Rejetée*

Count / Chef _____ Sentence date / Date de détermination de la peine _____ ☐ Withdrawn / Accusation retirée

☐ Pre-sentence days/months Time credited: days/months ☐ concurrent with days/months/years
Détention pré-sentencielle jours/mois *Crédit octroyé* jours/mois *concurrente avec* jours/mois/ans

☐ Term that would have been imposed before credit granted: days/months/years
Période d'emprisonnement imposée avant l'octroi de tout crédit jours/mois/ans

☐ Absolute discharge ☐ Conditional discharge ☐ Suspended sentence
Absolution inconditionnelle *Absolution conditionnelle* *Condamnation avec sursis*

☐ Imprisoned for days/months/years ☐ concurrent with ☐ consecutive to
Emprisonnement pour jours/mois/ans *concurrent avec* *consécutif à*

☐ Intermittent sentence for days ☐ concurrent with ☐ consecutive to
Peine discontinue jours *concurrente avec* *consécutif à*

☐ Conditional sentence for days/months/years ☐ concurrent with ☐ consecutive to
Ordonnance de sursis jours/mois/ans *concurrente avec* *consécutif à*

☐ Probation months/years ☐ concurrent with ☐ consecutive to
Période de probation mois/ans *concurrente avec* *consécutif à*

☐ Community service s.732.1(3)(f) / Service communautaire, par. 732.1 (3)(f) hours / heures

☐ Fine of \$ VS \$ Time to pay Time to pay
Amende de \$ sur. comp. *\$* *délai de paiement*

☐ Restitution ☐ s. 738 / s. 739 Amount: \$ Time to pay
Dédommagement *art. 738 / art. 739* *Montant* *\$* *Délai de paiement*

☐ Victim surcharge: \$ Time to pay:
Suramende compensatoire *\$* *Délai de paiement*

☐ Dismissed ☐ HTA cautioned ☐ Driving prohibition: Months / Years ☐ s.743.21(1) / par. 743.21 (1)
Rejeté *Avertissement (Code de la route)* *Interdiction de conduite :* *mois/années*

☐ Acquitted ☐ Weapons prohibition: ☐ s. 109(2): years ☐ s. 109(3) (Life) ☐ s. 110: years ☐ s. 110 (life)
Acquitté *Interdiction d'armes* *par. 109 (2) ans* *par. 109 (3)(perpétuité)* *art. 110 ans art. 110 (perpétuité)*

☐ Stayed ☐ DNA: ☐ 5.03 (Primary) ☐ 5.04 (Secondary) ☐ Denied (DND)
Sursis *ADN* *5.03 (primaire)* *5.04 (secondaire)* *Rejetée*

☐ In Absentia ☐ S.O.I.R.A. order: ☐ 10 years ☐ 20 years ☐ Life
In absentia *Ordonnance LERDS* *10 ans* *20 ans* *Perpétuité*

☐ Other ☐ s. 161 prohibition: months/years ☐ s. 490 forfeiture order: Time to pay
Autre *Interdiction, art. 161* *mois/ans* *Ordonnance de confiscation, art. 490* *Granted* *Denied*
Accordée *Rejetée*

Justice of the Peace / Juge de paix

Judge / Juge

The Hon. Justice J. L. Bourgeois

Occ # 19-193182

NON-COMMUNICATION ORDER
ORDONNANCE DE S'ABSTENIR DE COMMUNIQUER
ONTARIO COURT OF JUSTICE
COUR DE JUSTICE DE L'ONTARIO

CANADA
PROVINCE OF ONTARIO
PROVINCE DE L'ONTARIO

East / Est
(Region / Région)

Sections / Paragraphes 499(2), 515(4), 515(4.2),
515(12), 516(2), 522(2.1), 679(5.1) and / et 743.21
of the Criminal Code / du Code criminel

0411-998-19DV5201

Case/File No. / N° du cas/dossier

28-sept-1965

WHEREAS

ATTENDU QUE

MOORE Deirdre Ann

(name of accused / nom du prévenu)

(date of birth / date de naissance)

hereinafter called the accused has been charged that
ci-après appelé(e) le prévenu a été inculpé de

264(3), 349(c), 430(4), 127(c) ccc

(set out briefly the offence in respect of which the accused is charged / indiquer brièvement l'infraction dont le prévenu est inculpé)

AND WHEREAS the accused has been
ET ATTENDU QUE le prévenu a été

☒ **DETAINED** pursuant to the Criminal Code
DÉTENU aux termes du Code criminel

IT IS ORDERED pursuant to subsection:
IL EST ORDONNÉ en application du paragraphe :

where the accused has been remanded to custody pending a bail hearing,
516 (2), le prévenu ayant été renvoyé à la détention en attendant une enquête sur le cautionnement,

☒ 515(12), where a justice has ordered the accused be detained in custody,
515 (12), un juge de paix ayant ordonné la détention du prévenu sous garde,

☐ 522(2.1), where a judge has ordered the accused be detained in custody,
522 (2.1), un juge ayant ordonné la détention du prévenu sous garde,

☐ **SENTENCED** pursuant to the Criminal Code
CONDAMNÉ aux termes du Code criminel

IT IS ORDERED pursuant to subsection:
IL EST ORDONNÉ en application du paragraphe :

☐ 743.21, where the accused has been sentenced to a term of imprisonment,
743.21, le prévenu ayant été condamné à une peine d'emprisonnement,

that the accused abstain from communicating directly or indirectly with any person named in this Order, namely:
que le prévenu s'abstienne de communiquer, directement ou indirectement, avec toute personne nommée dans la présente ordonnance, à savoir :

Jonathan KISKA, Shawn Kiska, Kote Kiska

(name(s) of person referred to above / nom de la ou des personnes auxquelles il est fait mention ci-dessus)

except in accordance with the following conditions:
si ce n'est en conformité avec les conditions suivantes :

Dated this 27 day of July, 20 19
Fait ce jour de

at City of Ottawa
à

in the Province of Ontario. / dans la province de l'Ontario.

Signature of Judge/Justice/Local Registrar/Clerk of the Court /
Signature du juge/juge de paix/registraire local/greffier du tribunal
JUSTICE OF THE PEACE P. HARRIS

DISTRIBUTION: / COPIE À(AU) :

☒ Accused
Prévenu

☒ Police

☒ VVAP
PAVT

19-DV5202

Information Number / N° de la dénonciation

☐ Accused notified court under s. 530(3)

Tribunal avisé par l'accusé en vertu du par. 530 (3)

☐ Designation Filed

Désignation déposée

☐ Interpreter Required

Interprète requis

Date	Accused Accusé	Adjournment Date Date d'ajournement	Adjournment Details Détails sur l'ajournement	Designation Désignation	Counsel As Agent Avocat mandataire	Fails to Appear Omet de comparaître	Bench Warrant Mandat d'arrêt	Discretion Discretion	Certificate of Default Certificat de défaut
JUL 27 2019	MOORE	July 29/19	130 #5 St (41) ACP						
	(BAIL Denied - Detained)								
	515C12) ORDERED								
JUL 29 2019	MOORE	July 31/19	930 #8 St (10) MHC APN						
	To see Doc								
JUL 31 2019	✓	Aug 6/19	10am #8, p (1P) ACP						
AUG - 6 2019	Moore	aug 7/19	930 #8 mhc To see doc						
AUG 7 2019	MOORE	aug 15/19	2pm #8 Self report						
AUG 15 2019									
	486.4 ordered								

Date Date	Clerk Greffier	Crown Couronne	For the Accused Pour l'accusé	Justice's initials Initiales du juge
JUL 27 2019	N. HASEEB	M. ROYCE	a/a (G)	PH
JUL 29 2019	Recheet + Watson	✓	a/a (M) NRC	HK
JUL 31 2019	moore	N. Shoukree	a/a (1P) NRC	rw
AUG - 6 2019	Reehal Brand	Savage	a/a (1P)	HLE
AUG 7 2019	Reehal	Donoghue	a/a (1P)	JPW
AUG 15 2019	A. Chokor / B. Drouin	J. Ramsey	a/a (1P)	JIB

At Bail Review dated

À la révision de l'ordonnance
de détention datée du☐ Original Order
ConfirmedOrdonnance
originale confirmée☐ New Order
MadeNouvelle
ordonnance
rendue☐ Gladue Report
RequestedRapport Gladue
demandé

(date / date)

☐ Deemed to be sworn/affirmed – To be completed where information is laid other than in person:


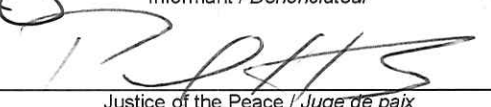
Réputée être déclarée sous serment/affirmée solennellement – À remplir lorsque la dénonciation est déposée autrement qu'en personne :

I, Je soussigné(e) (name of informant / nom du dénonciateur), state that all matters contained in this information are true to my knowledge and belief, pursuant to s. 508.1(2) of the Criminal Code.
déclare que tous les renseignements contenus dans la présente dénonciation sont, à ma connaissance, véridiques, en vertu du par. 508.1 (2) du Code criminel.

Dated at _____ in the Province of Ontario, this _____ day of _____, 20
Fait à (au) _____ dans la province de l'Ontario, ce _____ jour de _____, 20

☒ To be completed where information is laid in person:
À remplir lorsque la dénonciation est déposée en personne:

Sworn/affirmed before me at the CITY
Déclarée sous serment/affirmée solennellement devant moi à/au
 of / de OTTAWA
 in the Province of Ontario / dans la province de l'Ontario
 this 27th day of JULY, 20 19
 ce _____ jour de _____


 Informant / Dénonciateur

 Justice of the Peace / Juge de paix

☐ Appearance Notice ☐ Promise to Appear ☐ Recognizance
Citation à comparaître Promesse de comparaître Engagement for _____, 20 _____
 pour le _____ (day, month / jour, mois)

CHECK ONE OF THE FOLLOWING / COCHEZ LA CASE QUI CONVIENT

☐ Cancelled – Police to notify defendant
Annulé(e) – La police informera la partie défenderesse ☐ Cancelled – Summons
Annulé – Sommotion
☐ Cancelled – Warrant issued
Annulé(e) – Mandat délivré

☐ Confirmed on _____, 20 _____
Confirmé(e) le _____ (day, month / jour, mois)

_____, 20 _____
 Justice of the Peace / Juge de paix (day, month / jour, mois)

_____, 20 _____
 Justice of the Peace / Juge de paix

Date Date	Crown Elects to Proceed La Couronne choisit de procéder par	<input type="checkbox"/> Summarily Procédure sommaire	<input type="checkbox"/> By Indictment Acte d'accusation	<input type="checkbox"/> Summary Conviction Offence(s) Infraction(s) punissable(s) sur déclaration de culpabilité par procédure sommaire	<input type="checkbox"/> Indictable Offence(s) Acte(s) criminel(s)			
Date Date	Accused Accusé	Elects Trial by Choix d'un procès devant		Preliminary Hearing Requested Enquête préliminaire demandée	Justice Initials Initiales du juge	Abs. Juris. Comp. absolue	Pleads Plaide	
		Superior Court Cour supérieure	Ontario Court Cour de l'Ontario				Guilty to Counts Coupable des chefs d'accusation	Not Guilty to Counts Non coupable des chefs d'accusation
		Judge Juge	Judge & Jury Juge et jury	Judge On Counts Juge pour les chefs d'accusation	Yes Oui	No Non		

Date Date	Accused Accusé	Committed (or) Ord. Std. Trial *On Counts Renvoyé à procès *pour les chefs d'accusation	Discharged on Counts Libéré des chefs d'accusation	Found / Reconnu	
				Guilty on Counts Coupable des chefs d'accusation	Not Guilty on Counts Non coupable des chefs d'accusation

* ☐ With consent of accused and prosecutor, without taking or recording
Avec le consentement de l'accusé et du poursuivant, sans recueillir ou consigner ☐ (a) any evidence (or) ☐ (b) further evidence
a) des preuves (ou) b) des preuves additionnelles

 Judge / Juge

(Charges Continued / *Accusations, suite*)

COUNT 3 AND FURTHER THAT

Deirdre Ann MOORE

on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did, without lawful excuse, disobey a lawful order made by Superior Court of Justice of Ontario - Honourable Justice C. MACLEOD on 8th of April 2019 by failing to shall not attend within 500m of the residence of the father, John KISKA, for which no punishment or other mode of proceeding is expressly provided by law, contrary to Section 127, subsection (1) of the Criminal Code of Canada.

Information / Dénonciation

Form 2, sections 506, 508.1 and 788 / Formule 2, articles 506, 508.1 et 788

☒ DV (Domestic Violence / Violence conjugale)

☐ S (Impaired driving with substances / Conduite avec capacités affaiblies par des substances)

☐ V (Vessel / Bateau)

19-DV5202

Information Number / N° de la dénonciation

☐ Replacement Information / Dénonciation de remplacement

☐ Non-Disclosure Order Pursuant to s. 486.31
Ordonnance de non-divulgarion, art. 486.31

☐ Publication ban pursuant to
Interdiction de publication en vertu de

☐ Non-communication s. 515(12)/516(2)
Non-communication, par. 515 (12)/516 (2)

☐ Provisions of 530(3) complied with
Dispositions du par. 530 (3) observées

Arrest Date: _____

15 month Flag: _____

18 month Flag: _____

Date d'arrestation

Alerte à 15 mois

Alerte à 18 mois

Sworn/Affirmed Date /

Deemed Sworn/Affirmed Date: Jul 27th 2019

15 month Flag: _____

18 month Flag: _____

Déclarée sous serment/affirmée solennellement le / réputée
être déclarée sous serment/affirmée solennellement le

Alerte à 15 mois

Alerte à 18 mois

CANADA
PROVINCE OF ONTARIO
PROVINCE DE L'ONTARIO

Information of: JOANNE BORTHWICK

Dénonciation de :

EAST/DE L'EST
(Region / Région)

of OTTAWA POLICE SERVICE
de

(occupation / profession)

hereinafter called the informant. / ci-après appelé(e) le dénonciateur.

The informant says that he/she believes on reasonable grounds that
Le dénonciateur déclare qu'il a des motifs raisonnables de croire que

(1) **MOORE, Deirdre Ann** DOB: 28 Sep. 1965 DL: M65091591655928
NFA, OTTAWA, ON

COUNT 1

Deirdre Ann MOORE

on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region without lawful excuse entered a dwelling-house situated at 1244 Lampman Crescent, with intent to commit an indictable offence therein, contrary to Section 349, subsection (1) of the Criminal Code of Canada.

COUNT 2 AND FURTHER THAT

Deirdre Ann MOORE

on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did wilfully damage a basement window located at 1244 Lampman Crescent, the property of Jonathan KISKA, the value of which did not exceed five thousand dollars, and thereby commit mischief, contrary to Section 430, subsection (4) of the Criminal Code of Canada.

Continued...

Information No. / N° de la dénonciation 19-RD18130
Return Date / Date à laquelle le document est rapporté 20

INFORMATION Against / DÉNONCIATION visant
MOORE, Deirdre Ann

Address / Adresse

NFA
OTTAWA, ON

CHARGE / ACCUSATION

UNLAWFULLY IN DWELLING-HOUSE
MISCHIEF/DAMAGE PROPERTY NOT EXCEEDING \$5000
DISOBEY LAWFUL ORDER OF COURT, ETC.

Refer to front page for further counts. / Reportez-vous à la première page pour plus de chefs.

Information No. / N° de la dénonciation
Return Date / Date à laquelle le document est rapporté 20

INFORMATION Against / DÉNONCIATION visant

Address / Adresse

CHARGE / ACCUSATION

Refer to front page for further counts. / Reportez-vous à la première page pour plus de chefs.

Information No. / N° de la dénonciation
Return Date / Date à laquelle le document est rapporté 20

INFORMATION Against / DÉNONCIATION visant

Address / Adresse

CHARGE / ACCUSATION

Refer to front page for further counts. / Reportez-vous à la première page pour plus de chefs.

FOR ADMINISTRATIVE PURPOSES ONLY À DES FINS ADMINISTRATIVES SEULEMENT				
<input type="checkbox"/> Summons <input type="checkbox"/> Show Cause <input type="checkbox"/> Warrant 1 st Sommaison Audience de justification Mandat en 1 ^{re} instance				
<input checked="" type="checkbox"/> Replacement Information / Dénonciation de remplacement				
<input type="checkbox"/> Reportable M.V. Offence (H.T.A. 199) Infraction V.A. à déclarer (Code de la route 199)		C.V.O.R. No (Commercial Vehicles Only) Numéro C.I.U.V.U. (véhicules utilitaires seulement)		
Sex Sexe	Birth Date / Date de naissance Day / Jour Month / Mois Year / Année	Was defendant owner? La partie défenderesse était-elle propriétaire?		
F	28 09 1965	<input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non		
Driver's Licence Number / Numéro du permis de conduire M65091591655928				
Plate No. / Numéro de plaque		<input type="checkbox"/> Involves a Collision Infraction reliée à un accident		
Informant Dénonciateur C. SCHELLENBERG				
Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le AUG 15th, 19		Date of Arrest Date de l'arrestation Jul. 26, 2019		
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police BENOIT, JEAN M.		No. / N° 1774		
Police Agency / Service de police OTTAWA POLICE SERVICE		Div. / Dist.		
Occurrence Number / N° d'incident 19-193182				
Courtroom / Salle d'audience 8				
At / À(Au) ONTARIO COURT (PROV. DIV) 161 ELGIN STREET OTTAWA ONTARIO				

FOR ADMINISTRATIVE PURPOSES ONLY À DES FINS ADMINISTRATIVES SEULEMENT				
<input type="checkbox"/> Summons <input type="checkbox"/> Show Cause <input type="checkbox"/> Warrant 1 st Sommaison Audience de justification Mandat en 1 ^{re} instance				
<input type="checkbox"/> Replacement Information / Dénonciation de remplacement				
<input type="checkbox"/> Reportable M.V. Offence (H.T.A. 199) Infraction V.A. à déclarer (Code de la route 199)		C.V.O.R. No (Commercial Vehicles Only) Numéro C.I.U.V.U. (véhicules utilitaires seulement)		
Sex Sexe	Birth Date / Date de naissance Day / Jour Month / Mois Year / Année	Was defendant owner? La partie défenderesse était-elle propriétaire?		
		<input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non		
Driver's Licence Number / Numéro du permis de conduire				
Plate No. / Numéro de plaque		<input type="checkbox"/> Involves a Collision Infraction reliée à un accident		
Informant Dénonciateur				
Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le		Date of Arrest Date de l'arrestation		
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police		No. / N°		
Police Agency / Service de police		Div. / Dist.		
Occurrence Number / N° d'incident				
Courtroom / Salle d'audience				
At / À(Au)				

FOR ADMINISTRATIVE PURPOSES ONLY À DES FINS ADMINISTRATIVES SEULEMENT				
<input type="checkbox"/> Summons <input type="checkbox"/> Show Cause <input type="checkbox"/> Warrant 1 st Sommaison Audience de justification Mandat en 1 ^{re} instance				
<input type="checkbox"/> Replacement Information / Dénonciation de remplacement				
<input type="checkbox"/> Reportable M.V. Offence (H.T.A. 199) Infraction V.A. à déclarer (Code de la route 199)		C.V.O.R. No (Commercial Vehicles Only) Numéro C.I.U.V.U. (véhicules utilitaires seulement)		
Sex Sexe	Birth Date / Date de naissance Day / Jour Month / Mois Year / Année	Was defendant owner? La partie défenderesse était-elle propriétaire?		
		<input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non		
Driver's Licence Number / Numéro du permis de conduire				
Plate No. / Numéro de plaque		<input type="checkbox"/> Involves a Collision Infraction reliée à un accident		
Informant Dénonciateur				
Date Sworn/Affirmed Déclarée sous serment/affirmée solennellement le		Date of Arrest Date de l'arrestation		
<input type="checkbox"/> Deemed to be sworn/affirmed / Réputée être déclarée sous serment/affirmée solennellement le				
Officer / Agent de police		No. / N°		
Police Agency / Service de police		Div. / Dist.		
Occurrence Number / N° d'incident				
Courtroom / Salle d'audience				
At / À(Au)				

Count / Chef _____ Sentence date / Date de détermination de la peine _____ ☐ Withdrawn / Accusation retirée

☐ Pre-sentence custody _____ days/months Time credited: _____ days/months ☐ concurrent with _____
Détention présentencielle _____ *jours/mois* *Crédit octroyé* _____ *jours/mois* *concurrente avec* _____

☐ Term that would have been imposed before credit granted: _____ days/months/years
Période d'emprisonnement imposée avant l'octroi de tout crédit _____ *jours/mois/ans*

☐ Absolute discharge ☐ Conditional discharge ☐ Suspended sentence
Absolution inconditionnelle *Absolution conditionnelle* *Condamnation avec sursis*

☐ Imprisoned for _____ days/months/years ☐ concurrent with _____ ☐ consecutive to _____
Emprisonnement pour _____ *jours/mois/ans* *concurrent avec* _____ *consécutif à* _____

☐ Intermittent sentence for _____ days ☐ concurrent with _____ ☐ consecutive to _____
Peine discontinue _____ *jours* *concurrente avec* _____ *consécutif à* _____

☐ Conditional sentence for _____ days/months/years ☐ concurrent with _____ ☐ consecutive to _____
Ordonnance de sursis _____ *jours/mois/ans* *concurrente avec* _____ *consécutif à* _____

☐ Probation _____ months/years ☐ concurrent with _____ ☐ consecutive to _____
Période de probation _____ *mois/ans* *concurrente avec* _____ *consécutif à* _____

☐ Community service s.732.1(3)(f) / Service communautaire, par.732.1(3)(f) _____ hours / heures

☐ Fine of \$ _____ VS \$ _____ Time to pay _____
Amende de _____ *\$ sur. comp.* _____ *\$* *délai de paiement* _____

☐ Restitution ☐ s. 738 / s. 739 Amount: \$ _____ Time to pay _____
Dédommagement *art. 738 / art. 739* *Montant* _____ *\$* *Délai de paiement* _____

☐ Victim surcharge: \$ _____ Time to pay: _____
Suramende compensatoire _____ *\$* *Délai de paiement* _____

☐ Dismissed ☐ HTA cautioned ☐ Driving prohibition: _____ Months / Years ☐ s.743.21(1) / par. 743.21(1)
Rejeté *Avertissement (Code de la route)* *Interdiction de conduite :* _____ *mois/années* _____

☐ Acquitted ☐ Weapons prohibition: ☐ s. 109(2): _____ years ☐ s. 109(3) (Life) ☐ s. 110: _____ years ☐ s. 110 (life)
Acquitté *Interdiction d'armes* *par. 109 (2)* *ans* *par. 109 (3)(perpétuité)* *art. 110* *ans* *art. 110 (perpétuité)*

☐ Stayed ☐ DNA: ☐ 5.03 (Primary) ☐ 5.04 (Secondary) ☐ Denied (DND)
Sursis *ADN* *5.03 (primaire)* *5.04 (secondaire)* *Rejetée*

☐ In Absentia ☐ S.O.I.R.A. order: ☐ 10 years ☐ 20 years ☐ Life
In absentia *Ordonnance LERDS* *10 ans* *20 ans* *Perpétuité*

☐ Other ☐ s. 161 prohibition: _____ months/years ☐ s. 490 forfeiture order: _____ ☐ Granted ☐ Denied
Autre *Interdiction, art. 161* _____ *mois/ans* *Ordonnance de confiscation, art. 490* *Accordée* *Rejetée*

Count / Chef _____ Sentence date / Date de détermination de la peine _____ ☐ Withdrawn / Accusation retirée

☐ Pre-sentence _____ days/months Time credited: _____ days/months ☐ concurrent with _____
Détention présentencielle _____ *jours/mois* *Crédit octroyé* _____ *jours/mois* *concurrente avec* _____

☐ Term that would have been imposed before credit granted: _____ days/months/years
Période d'emprisonnement imposée avant l'octroi de tout crédit _____ *jours/mois/ans*

☐ Absolute discharge ☐ Conditional discharge ☐ Suspended sentence
Absolution inconditionnelle *Absolution conditionnelle* *Condamnation avec sursis*

☐ Imprisoned for _____ days/months/years ☐ concurrent with _____ ☐ consecutive to _____
Emprisonnement pour _____ *jours/mois/ans* *concurrent avec* _____ *consécutif à* _____

☐ Intermittent sentence for _____ days ☐ concurrent with _____ ☐ consecutive to _____
Peine discontinue _____ *jours* *concurrente avec* _____ *consécutif à* _____

☐ Conditional sentence for _____ days/months/years ☐ concurrent with _____ ☐ consecutive to _____
Ordonnance de sursis _____ *jours/mois/ans* *concurrente avec* _____ *consécutif à* _____

☐ Probation _____ months/years ☐ concurrent with _____ ☐ consecutive to _____
Période de probation _____ *mois/ans* *concurrente avec* _____ *consécutif à* _____

☐ Community service s.732.1(3)(f) / Service communautaire, par.732.1(3)(f) _____ hours / heures

☐ Fine of \$ _____ VS \$ _____ Time to pay _____
Amende de _____ *\$ sur. comp.* _____ *\$* *délai de paiement* _____

☐ Restitution ☐ s. 738 / s. 739 Amount: \$ _____ Time to pay _____
Dédommagement *art. 738 / art. 739* *Montant* _____ *\$* *Délai de paiement* _____

☐ Victim surcharge: \$ _____ Time to pay: _____
Suramende compensatoire _____ *\$* *Délai de paiement* _____

☐ Dismissed ☐ HTA cautioned ☐ Driving prohibition: _____ Months / Years ☐ s.743.21(1) / par. 743.21(1)
Rejeté *Avertissement (Code de la route)* *Interdiction de conduite :* _____ *mois/années* _____

☐ Acquitted ☐ Weapons prohibition: ☐ s. 109(2): _____ years ☐ s. 109(3) (Life) ☐ s. 110: _____ years ☐ s. 110 (life)
Acquitté *Interdiction d'armes* *par. 109 (2)* *ans* *par. 109 (3)(perpétuité)* *art. 110* *ans* *art. 110 (perpétuité)*

☐ Stayed ☐ DNA: ☐ 5.03 (Primary) ☐ 5.04 (Secondary) ☐ Denied (DND)
Sursis *ADN* *5.03 (primaire)* *5.04 (secondaire)* *Rejetée*

☐ In Absentia ☐ S.O.I.R.A. order: ☐ 10 years ☐ 20 years ☐ Life
In absentia *Ordonnance LERDS* *10 ans* *20 ans* *Perpétuité*

☐ Other ☐ s. 161 prohibition: _____ months/years ☐ s. 490 forfeiture order: _____ ☐ Granted ☐ Denied
Autre *Interdiction, art. 161* _____ *mois/ans* *Ordonnance de confiscation, art. 490* *Accordée* *Rejetée*

Justice of the Peace / Juge de paix

Judge / Juge

AND WHEREAS Legal Aid Ontario will be managing the account in this matter pursuant to the "Ministry of the Attorney General - Legal Aid Ontario Protocol for Management of Court-Ordered Publicly Funded Counsel" (the protocol) established between Legal Aid Ontario and the Ministry of the Attorney General.

THIS COURT ORDERS THAT:

1. Pursuant to s. 486.3(4) counsel shall be appointed to conduct the cross examination of: **Jonathan KISKA, Alex FERLAND, Gord MLADEK**
2. The Applicant shall provide funding for s.486.3 counsel in accordance with the terms of this order; s.486.3 counsel shall be paid at the legal aid rate;
3. Section 486.3 counsel agrees to abide by Legal Aid Ontario's policies and procedures, including budget-setting authorization for disbursements, monitoring and review of accounts, billing practices, and payment rules;
4. Section 486.3 counsel shall promptly provide Legal Aid Ontario with a copy of this order;
5. Legal Aid Ontario shall manage funding of s.486.3 counsel in accordance with this order and Legal Aid Ontario's policies and procedures, including authorization for disbursements, monitoring and review of accounts, billing practices, and payment rules;
6. The Applicant and Legal Aid Ontario shall promptly return to court to address necessary variations or in the event of non-compliance with this Order;
7. This Order shall be binding on the current s.486.3 counsel and on any future s.486.3 counsel appointed by the Court pursuant to this Order.



**THE HONOURABLE JUSTICE
J. BOURGEIOS**

**ONTARIO COURT OF JUSTICE
(East Region)**

IN THE MATTER OF AN ORDER PURSUANT TO S.486.3 OF THE CRIMINAL
CODE

THE HONOURABLE
JUSTICE J. BOURGEIOS

)
)
)
)

Friday, the 15th day of
August, 2019

B E T W E E N

HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO

Applicant

- and -

MOORE, Dierdre Ann

Accused

SECTION 486.3 ORDER

THIS APPOINTMENT made by the Court for an Order appointing counsel pursuant to s. 486.3(4) of the *Criminal Code of Canada* was heard on the 15th day of August, 2019, at the Ottawa Court House, 161 Elgin Street, Ottawa, Ontario.

ON HEARING the oral submissions of Crown Counsel and upon hearing from the Accused;

IN THE PRESENCE OF Crown Counsel and the Accused:

19-RD18130

Information Number / N° de la dénonciation

☐ Accused notified court under s. 530(3)
 Tribunal avisé par l'accusé en vertu du par. 530 (3)

☐ Designation Filed
 Désignation déposée

☐ Interpreter Required
 Interprète requis

Date	Accused Accusé	Adjournment Date Date d'ajournement	Adjournment Details Détails sur l'ajournement	Designation Désignation	Counsel As Agent Avocat mandataire	Fails to Appear Omet de comparaître	Bench Warrant Mandat d'arrêt	Discretion Discretion	Certificate of Default Certificat de défaut
AUG 15 2019	MOORE	Aug. 21 st 2019	12 ³⁰ SCT (M) AGP.						
	486.4 ordered.								

Date Date	Clerk Greffier	Crown Couronne	For the Accused Pour l'accusé	Justice's initials Initiales du juge
AUG 15 2019	A. Chokor / B. Drouin	J. Ramsey	g/a/gip	JLB

 At Bail Review dated _____
 À la révision de l'ordonnance
 de détention datée du _____

☐ Original Order
 Confirmed
 Ordonnance
 originale confirmée

☐ New Order
 Made
 Nouvelle
 ordonnance
 rendue

☐ Gladue Report
 Requested
 Rapport Gladue
 demandé

(date / date)

19-RD18130

Information Number / N° de la dénonciation

☐ Deemed to be sworn/affirmed – To be completed where information is laid other than in person:

Réputée être déclarée sous serment/affirmée solennellement – À remplir lorsque la dénonciation est déposée autrement qu'en personne :

I, Je soussigné(e) (name of informant / nom du dénonciateur), state that all matters contained in this information are true to my knowledge and belief, pursuant to s. 508.1(2) of the Criminal Code. *déclare que tous les renseignements contenus dans la présente dénonciation sont, à ma connaissance, véridiques, en vertu du par. 508.1 (2) du Code criminel.*

Dated at _____ in the Province of Ontario, this _____ day of _____, 20
Fait à (au) _____ dans la province de l'Ontario, ce _____ jour de _____, 20

☒ To be completed where information is laid in person:
À remplir lorsque la dénonciation est déposée en personne:

Sworn/affirmed before me at the CITY
Déclarée sous serment/affirmée solennellement devant moi à/au

of / de OTTAWA

in the Province of Ontario / dans la province de l'Ontario

this 15th day of AUGUST, 20 19
ce _____ jour de _____

☐ Appearance Notice ☐ Promise to Appear ☐ Recognizance
Citation à comparaître Promesse de comparaître Engagement

for _____, 20 _____
pour le (day, month / jour, mois)

CHECK ONE OF THE FOLLOWING / COCHEZ LA CASE QUI CONVIENT

☐ Cancelled – Police to notify defendant ☐ Cancelled – Summons
Annulé(e) – La police informera la partie défenderesse Annulé – Sommotion
☐ Cancelled – Warrant issued
Annulé(e) – Mandat délivré

☐ Confirmed on _____, 20 _____
Confirmé(e) le (day, month / jour, mois)

Justice of the Peace / Juge de paix (day, month / jour, mois), 20

Justice of the Peace / Juge de paix

Date Date	Crown Elects to Proceed La Couronne choisit de procéder par	<input type="checkbox"/> Summarily Procédure sommaire	<input checked="" type="checkbox"/> By Indictment Acte d'accusation	<input type="checkbox"/> Summary Conviction Offence(s) Infraction(s) punissable(s) sur déclaration de culpabilité par procédure sommaire	<input checked="" type="checkbox"/> Indictable Offence(s) Acte(s) criminel(s)
AUG 15 2019					#5

Date Date	Accused Accusé	Elects Trial by Choix d'un procès devant				Preliminary Hearing Requested Enquête préliminaire demandée	Justice Initials Initiales du juge	Abs. Juris. Comp. absolue	Pleads Plaide	
		Superior Court Cour supérieure		Ontario Court Cour de l'Ontario					Guilty to Counts Coupable des chefs d'accusation	Not Guilty to Counts Non coupable des chefs d'accusation
		Judge Juge	Judge & Jury Juge et jury	Judge On Counts Juge pour les chefs d'accusation						
AUG 15 2019	election	✓								

Date Date	Accused Accusé	Committed (or) Ord. Std. Trial *On Counts Renvoyé à procès *pour les chefs d'accusation	Discharged on Counts Libéré des chefs d'accusation	Found / Reconnu	
				Guilty on Counts Coupable des chefs d'accusation	Not Guilty on Counts Non coupable des chefs d'accusation
AUG 15 2019		All charges			

* ☐ With consent of accused and prosecutor, without taking or recording
Avec le consentement de l'accusé et du poursuivant, sans recueillir ou consigner

☐ (a) any evidence (or) ☐ (b) further evidence
a) des preuves (ou) b) des preuves additionnelles

Judge / Juge

The Honourable Justice J.L. Bourgeois

(Charges Continued / *Accusations, suite*)

(Charges Continued / *Accusations, suite*)

COUNT 7 AND FURTHER THAT

Deirdre Ann MOORE

on or about the 19th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did, without lawful authority and knowing that another person, namely Jonathan KISKA, was harassed or recklessly as to whether that person was harassed, engage in repeatedly communicating with, either directly or indirectly, that person, and cause the said Jonathan KISKA to reasonably fear for the safety of the said other known persons, namely his son Sean KISKA and his daughter Cate KISKA, contrary to Section 264, subsection (3) of the Criminal Code of Canada.

3/3
LP

(Charges Continued / *Accusations, suite*)

COUNT 3 AND FURTHER THAT

Deirdre Ann MOORE

on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did, without lawful excuse, disobey a lawful order made by Superior Court of Justice of Ontario - Honourable Justice C. MACLEOD on 8th of April 2019 by failing to shall not attend within 500m of the residence of the father, John KISKA, for which no punishment or other mode of proceeding is expressly provided by law, contrary to Section 127, subsection (1) of the Criminal Code of Canada.

COUNT 4 AND FURTHER THAT

Deirdre Ann MOORE

between the 27th day of June in the year 2019 and the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did, without lawful authority and knowing that another person, namely Jonathan KISKA, was harassed or recklessly as to whether that person was harassed, engage in conduct set out in Section 264, subsection (2) of the Criminal Code and cause the said Jonathan KISKA to reasonably fear for the safety of someone known to that person, namely his son Sean KISKA and daughter Cate KISKA, contrary to Section 264, subsection (3) of the Criminal Code of Canada.

COUNT 5 AND FURTHER THAT

Deirdre Ann MOORE

on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did break and enter a place, namely a dwelling-house, situated at 1244 Lampman Crescent, with intent to commit an indictable offence therein, contrary to Section 348, subsection (1), clause (a) of the Criminal Code of Canada.

COUNT 6 AND FURTHER THAT

Deirdre Ann MOORE

on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did wilfully damage A WALL at 1244 LAMPMAN CRESCENT, the property of Jonathan KISKA, the value of which did not exceed five thousand dollars, and thereby commit mischief, contrary to Section 430, subsection (4) of the Criminal Code of Canada.

Continued...

Information / Dénonciation

Form 2, sections 506, 508.1 and 788 / Formule 2, articles 506, 508.1 et 788

19-RD18130

Information Number / N° de la dénonciation

☐ DV (Domestic Violence / Violence conjugale)

☐ S (Impaired driving with substances / Conduite avec capacités affaiblies par des substances)

☐ V (Vessel / Bateau)

☒ Replacement Information / Dénonciation de remplacement

☐ Non-Disclosure Order Pursuant to s. 486.31
Ordonnance de non-divulgarion, art. 486.31

☐ Publication ban pursuant to
Interdiction de publication en vertu de

☐ Non-communication s. 515(12)/516(2)
Non-communication, par. 515 (12)/516 (2)

☐ Provisions of 530(3) complied with
Dispositions du par. 530 (3) observées

Arrest Date: Jul 26 2019
Date d'arrestation

15 month Flag:
Alerte à 15 mois

18 month Flag:
Alerte à 18 mois

Sworn/Affirmed Date /
Deemed Sworn/Affirmed Date: Aug 15th 2019
Déclarée sous serment/affirmée solennellement le / réputée
être déclarée sous serment/affirmée solennellement le

15 month Flag:
Alerte à 15 mois

18 month Flag:
Alerte à 18 mois

CANADA
PROVINCE OF ONTARIO
PROVINCE DE L'ONTARIO

Information of: C. SCHELLENBERG
Dénonciation de :

EAST/DE L'EST
(Region / Région)

of OTTAWA POLICE SERVICE
de

POLICE OFFICER
(occupation / profession)

hereinafter called the informant. / ci-après appelé(e) le dénonciateur.

The informant says that he/she believes on reasonable grounds that
Le dénonciateur déclare qu'il a des motifs raisonnables de croire que

(1) MOORE, Deirdre Ann DOB: 28 Sep. 1965 DL: M65091591655928
NFA, OTTAWA, ON

COUNT 1

Deirdre Ann MOORE

on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region without lawful excuse entered a dwelling-house situated at 1244 Lampman Crescent, with intent to commit an indictable offence therein, contrary to Section 349, subsection (1) of the Criminal Code of Canada.

COUNT 2 AND FURTHER THAT

Deirdre Ann MOORE

on or about the 26th day of July in the year 2019 at the City of Ottawa in the East/De L'Est Region did wilfully damage a basement window located at 1244 Lampman Crescent, the property of Jonathan KISKA, the value of which did not exceed five thousand dollars, and thereby commit mischief, contrary to Section 430, subsection (4) of the Criminal Code of Canada.

Continued...

Ontario Court of Justice

COMMITTED TO STAND TRIAL

Accused: MOORE Deirdre
Last First M.I.

Charges: 349(1), 430(4)^{x2}, 127(1), 264(3)^{x2}, 348(1)(a)
Sec.

Date of Committal: 15 August 2019

The Hon. Justice: J.I. Bourgeois Crown: J. Ramsay

Defence Counsel: Self - rep Police: OPS

Adjourned to SCJ Date: Aug 21, 2019 Time: 12:30

Accused Election: Judge Alone ☒ Judge & Jury ☐

Preliminary Hearing: Held ☐ Waived ☐ N/A

Referred by Justice of the Peace Yes ☐ No ☒

Information Number(s): 19-RD18130

Number of Informations: 1

Type of Release: Recognizance ☐ Undertaking ☐ Appearance Notice ☐ In Custody ☒
Designation of Counsel ☐

Other documents to be listed 4864 order

Exhibit List Attached ☐ Does not exist ☒

Court Clerk: A. Chokor / B. Drouin Date: August 15, 2019

Reporter: P. Shannon

Superior Court of Justice

Trial Coordinator's Office

COPY



Phone Contacts – ext. 1585, 1301, 1016, 1114

Record of SCJ Pre-Trial Dates Offered

Date Offered	Time	Availability	
		Crown	Defence
Aug 21, 2019	12 ³⁰	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
		Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
		Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
		Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
		Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
		Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
		Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
		Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>

Final SCJ Pre Trial Date: Aug 21, 2019 Time: 12³⁰

OCJ Trial Coordinator/Clerk: A. Chokor / B. Drain Date: 15 August, 2019

Date Information was sworn: 15 August, 2019

ORIGINAL TO BE PLACED IN SCJ COURT FILE

Court File No. 19-RD18130

**SUPERIOR COURT OF JUSTICE
(EAST REGION)**

B E T W E E N:

HER MAJESTY THE QUEEN

Respondent

- and -

DEIRDRE MOORE

Applicant

**APPLICATION TO QUASH
COMMITTAL**

Application Record

**Adam Philip Newman
CEDRIC NAHUM LAW
410-225 Metcalfe St, Ottawa, ON K2P 1P9
Tel: (613) 233-0330
Fax: 613-231-7403
admin@cedricnahumlaw.com**

Counsel for the Applicant