

May 26, 2015

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Commanding Officer Tracy Hardy
Assistant Commissioner
RCMP Newfoundland and Labrador
"B" Division
P.O. Box 9700
East White Hills Road
St. John's, NL A1A 3T5

Dear Commanding Officer Hardy:

RE: RCMP investigation into the death of Donald Dunphy

I write to you on behalf of my client, Ms. Meghan Dunphy. Meghan Dunphy is the sole daughter of Mr. Donald Dunphy who was shot and killed in his home in Mount Carmel by a member of the Royal Newfoundland Constabulary on Sunday, April 5, 2015.

I acknowledge receipt of your correspondence dated April 29, 2015. I do not agree that utilizing the major case management model in and of itself prevents tunnel vision. While I appreciate the role of Justice Riche in providing oversight of transparency, it does not resolve our concern with the objectivity and thoroughness of the investigation. I believe that we have given you sufficient and detailed reasoning to demonstrate serious problems with the ongoing investigation, in particular the handling of the scene, and to justify the bringing in of an outside force. Ms. Dunphy continues in her request to bring in an outside force for the criminal investigation.

On today's date Corporal Burke contacted Ms. Dunphy to inform her that sometime after August 15, 2015 an out of province expert in 3-dimensional crime scene photography/analysis will be providing his/her opinion in this case. Corporal Burke had advised Ms. Dunphy of this information soon after we made our initial request for an outside force to be brought in. However, at that time he requested her permission to allow this expert to enter into her father's residence, the scene of the shooting, for this purpose.

Today, Corporal Burke told Ms. Dunphy that the expert does not need to enter her father's home as he/she can simply work on measurements previously taken by the investigative team.

Could you please confirm that the expert is not requesting to enter the Dunphy home. Further, could you please provide Ms. Dunphy with the basis for the expert working on measurements alone. I presume the expert has already stated that he or she prefers not to enter the home? Also, that he or she is able to state whether there results any potential impact on the thoroughness or accuracy of this future expert opinion? Ms. Dunphy was certainly willing to allow the expert into her father's home to perform this work and thought it would be necessary for the expert to examine the residence.

Ms. Dunphy's top priority remains a just conclusion to this matter.

Yours truly,



ERIN BREEN
PARTNER