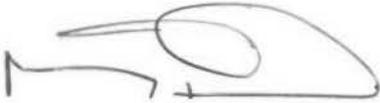


Information
from RCMP
regarding
maulant

2015-04-16

Dr. Denic,

Please find attached the following which we believe will assist you in your examination. If you have any questions or concerns, please do not hesitate to call me at your convenience.



Monty Henstridge

██████████

Attached:

1. Occurrence Summary
2. Supplementary Reports of first responders including Cst COX who was the first to arrive on scene and obtained the initial account of what had happened from Cst SMYTH.
3. Supplementary reports with synopsis of all witnesses interviewed to date.
4. **Supplementary Report containing Statement Synopsis of Joe SMYTH's statement provided to Cpl HENSTRIDGE on April 6, 2015.**
5. **Diagram of the Living Room prepared by Cst SMYTH on April 6th, 2015 showing the estimated relative locations of where he fired from within the residence.**
6. **DVD Containing the Video recorded statement of Cst SMYTH.**
7. **DVD containing Ident Scene Photos.** (THESE WILL BE DELIVERED BY CPL. LEE PRIOR TO AUTOPSY)

Occurrence summary

RCMP-GRC/B Division

Printed: 2015/04/06 15:21 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Date/Time: between.... 2015/04/05 14:28 and

Clearance status: Not cleared (continuing)

- Involved person(s):
- 1) [Deceased; Subject of complaint] DUNPHY, DONALD [DECEASED] 1956/08/23 (58) M (93 ROUTE, MITCHELLS BROOK, NL Canada (Div: B, Dist: AVALON EAST, Det: Holyrood, Zone: MOU) (Cellular phone) (709) 765-6476), FPS:437394E
 - 2) [Assisted organization] ROYAL NEWFOUNDLAND CONSTABULARY (1 FORT TOWNSHEND, ST. JOHN'S, NL Canada A1C 2G2 Postal box: BOX 7247 (ROYAL NEWFOUNDLAND CONSTABULARY HQ) (Division: B, Detachment: Royal Newfoundland Const-St Johns PD) (Voice) (709) 729-8701)
 - 3) [Witness] DUNPHY, RICHARD [REDACTED] M (MOUNT CARMEL, NL Canada Postal box: [REDACTED] (DUNPHY RESIDENCE) (Div: B, Dist: AVALON EAST, Det: Holyrood, Zone: MOU) (Voice) [REDACTED] DL:NF [REDACTED])
 - 4) [Witness] DINN, COLIN THOMAS [REDACTED] M (93 ROUTE, MITCHELL'S BROOK, NL Canada (Cellular phone) [REDACTED])
 - 5) [Complainant] SMYTH, JOSEPH [REDACTED] M ([REDACTED], NL (Division: B, Detachment: Royal Newfoundland Const-St Johns PD))
 - 6) [Witness] DUNPHY, DEBBIE [REDACTED] F [REDACTED], MITCHELL'S BROOK, NL Canada (Voice) [REDACTED])
 - 7) [Witness] DUNPHY, MEGHAN DONELL [REDACTED] F [REDACTED] SALMONIER LINE, SALMONIER LINE, NL Canada)
 - 8) [Neighbourhood check] NOLAN, ROCHELLE [REDACTED] F (MOUNT CARMEL, NL Canada Postal box: [REDACTED] (RESIDENCE OF ROCHELLE NOLAN) (Div: B, Dist: AVALON EAST, Det: Holyrood, Zone: MOU) (Voice) [REDACTED])
 - 9) [Neighbourhood check] [REDACTED] M [REDACTED] TORBAY ROAD, TORBAY, NL Canada (EASTERN AUTO GLASS) (Div: B, Det: Royal Newfoundland Const-St Johns PD))
 - 10) [Neighbourhood check] [REDACTED] M (MOUNT CARMEL, NL Canada Postal box: [REDACTED] [REDACTED] (Div: B, Dist: AVALON EAST, Det: Holyrood, Zone: MOU) (Voice) [REDACTED])

- Involved address(es):
- 1) [Dispatch address; Occurrence address] 93 ROUTE, MITCHELLS BROOK, NL Canada (RESIDENCE OF DONALD DUNPHY) (Division: B, District: AVALON EAST, Detachment: HOLYROOD)

Involved vehicle(s):

- Involved officer(s):
- 1) B DIV HOLYROOD DET (Primary unit)
 - 2) #000064687 O'KEEFE, T. (Dispatched officer; Lead investigator)
 - 3) #000100443 DOWNEY, K. (Dispatched officer)
 - 4) #000[REDACTED]61 [REDACTED] (Dispatched officer)
 - 5) #000129874 COX, A. (Dispatched officer)
 - 6) #000122896 RYAN, R. (Dispatched officer)
 - 7) B DIV AVALON EAST DIST GIS (Assisting unit)
 - 8) B DIV MAJOR CRIME-EAST (Assisting unit)

- 9) #000101976 BURKE, S. (Assisting officer; Lead investigator)
- 10) #000044877 SAUNDERS, C. (Dispatched officer)
- 11) #000044592 SEWARD, S. (Assisting officer; Supervising officer)
- 12) #000156279 WILLIAMS, D. (Dispatched officer)
- 13) #000132482 FOOTE, D. (Dispatched officer)
- 14) #000168091 CRUMMEY, G. (Dispatched officer)

Flag(s):

Summary: Sgt Joe Smyth with the RNC advises he attended the residence of Donald Dunphy in Mitchell's Brook. During the interaction Mr Dunphy produced a firearm. Sgt Smyth discharged his firearm fatally wounding Mr. Dunphy. Members to scene. FIS and MCU called. SUI.

Remarks:

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:20 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000044592 SEWARD, S.
Entered by: #000044592 SEWARD, S.

Report time: 2015/04/05 15:01
Entered time: 2015/04/06 14:56

Remarks:

General Notes

Report:

1501 hrs. I was RTO when i recieved a phone call from S/SGT Tiller advising that there had been ashooting in Mitchell's Brook. He advised a RNC member fatally shot a person. Asked if I was able to come in. Advised I would be there within the hour.

Returned to my residence and got my work clothes on and was 10-17 to Holyrood Office.

1700 hrs. Briefing with S/SGT Tiller , Sgt Osmond, Cst Galway, Cpl Henstridge, Cpl Burke and Cst Nippard.

Sgt Osmond took notes.

Advised of the RNC member involved in shooting was Sgt Joe Smyth.

Deceased was Mr. Donald Dunphy.

Only task to date was assigned to me and Cst Galway was to attend the autopsy in the morning for 0900 at HSC.

2040 hours attended scene at Mitchell's Brook with Cst Galway to render any possible assistance with exhibits and check on resources.

Members present were Cpl. O'Keefe, Cst Cox, S/SGT Conohan, Cpl. Foote and Cst Crummey.

There was also two ident members Sgt Saunders and Cpl. Lee.

2121 hours called Gibbons funeral home to be on standby once the body was released.

0055 hrs Writer entered the home with Cst Galway. He seized exhibits.

0145 hours placed body in bodybag and departed scene.

0225 hours attended Holyrood office to secure exhibits.

0230 hrs 10-17 HSC

0315 10-7 at morgue. Secured body. Cst Galway prepared toe tag.

0330 hrs. Finished shift for the night. Advised by Cst Galway autopsy rescheduled for 1100 hrs.

S Seward Cpl.

Protected B

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:20 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000132482 FOOTE, D.

Report time: 2015/04/05 15:15

Entered by: #000132482 FOOTE, D.

Entered time: 2015/04/05 23:20

Report:

2015/04/05 2320

On Sunday, April 5, 2015 writer was contacted by telecoms requesting that I contact S/Sgt Tiller. S/Sgt Tiller asked for my assisting with a shooting file in Mount Carmel.

1552 - Writer 10-7 Holyrood detachment

1605 - Contacted by Cpl Henstridge MCU with ME Dr Denic's phone number.

1610 - Concerns over scene contamination as the house is full of cats. S/Sgt Tiller asks that I attend the interior of the residence and deal with the cats ensuring they stay away from the deceased and out of the room where the shooting took place. Writer to stay at the residence until cleared by FIS.

1651 - At the property of Donnie Dunphy

1657 - Inside the residence. Cpl O'Keefe explained where the deceased was located. First room on the left once you enter the residence. Deceased is sitting to the right of the entrance. I shoo three cats out of the living room without any of them getting near the deceased body. Deceased is sitting upright in his recliner with what appears to be a gunshot wound to the center of his forehead and another gunshot wound to his left temple. There was a small amount of blood on the side of the deceased's face and some blood pooling in his left ear. Deceased was wearing a black/blue long sleeved collared shirt, black plaid pajama pants and dark socks. No shell casings visible. Writer did not go inside the entire room, instead stayed at the entrance to ensure the cats remained outside. There was a shot gun on the floor in front of the deceased's left foot with the barrel touching the floor and the handle leaning on a plastic storage tub. The deceased hands were by the sides of his legs and were in a position as if they were still holding something.

The residence was extremely dirty and unkept and smelled of fecis, urine and marijuana. There was garbage on the floor everywhere and cat food spread all throughout the house.

1911 - MCU members, Cpl Henstridge and Cpl Burke enter the porch. Quick look in the room. S/Sgt Conohan also eneter the house as there is a grow operation on site.

1917 - All members leave the residence.

2107 - Sgt Saunders and Cpl Lee attend the residence. Writer released from the residence.

2156 - 10-8 from scene and 10-17 to Holyrood detachment.

2231 - At Holyrood detachment.

2245 - Update S/Sgt Tiller.

Protected B

2315 - PROS updated. CH

D Foote Cpl 51545

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:19 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000129874 COX, A.
Entered by: #000129874 COX, A.

Report time: 2015/04/05 16:36
Entered time: 2015/04/05 16:36

Report:

2015-04-05 hours

On the above noted date and time the Holyrood RCMP received a call from Sgt. Joe SMYTH of the RNC in St. John's reporting that he had fired multiple shots at a suspect in a residence in Mount Carmel, NL. He was requesting immediate assistance at the scene.

Please note that prior to Sgt. SMYTH attending this residence he called the Holyrood Detachment and spoke to Cst. COX. He informed Cst. COX that he was going to the residence of Donald DUNPHY (DOB: 1956-07-26) of #270 Main Road, Mitchell's Brook, NL. He asked Cst. COX if the RCMP had any files on their system relating to DUNPHY as he had to speak to him about threats that he made against the Premier. Cst. COX checked PROS and noted that there were 3 files associated to DUNPHY none of which were in relation to violence. Cst. COX informed SSgt. SMYTH of this and then asked Sgt. SMYTH if he wanted Cst. COX to attend the residence with him. Sgt. SMYTH stated that he didn't think that he needed Cst. COX to attend and stated that he thought that the marked police car and police uniform might set DUNPHY off. Cst. COX told Sgt. SMYTH to call if he needed anything.

Immediate patrol made to the scene by Cst. COX, Cpl. O'KEEFE, Cst. DOWNEY, Cst. [REDACTED] and Cst. WILLIAMS. While en route to the scene members determined through OCC that Sgt. SMYTH was not injured and that DUNPHY was deceased as a result of gunshots sustained to his person from Sgt. SMYTH's service pistol. IDENT was contacted en route and requested at the scene as this was an officer involved shooting in the RCMP's jurisdiction.

At 1455 hours Cst. COX arrived on scene and was the first member to arrive. Cst. COX immediately noted that Sgt. SMYTH was standing in the driveway of the residence next to the black Yukon that he had previously told Cst. COX that he was driving. Cst. COX noted that Sgt. SMYTH was dressed in plain clothes. When Cst. COX approached Sgt. SMYTH he pulled the right bottom of his leather jacket to the side and showed Cst. COX his RNC badge that was attached to his belt. Cst. COX spoke to Sgt. SMYTH and asked him if he was injured and he stated that he was not injured however, DUNPHY was deceased inside the residence. Cst. COX approached the front window of the residence and looked through the living room picture window. Cst. COX did observe a male sitting in a recliner style chair on the left hand side of the living room window inside the living room. The male who was identified to Cst. COX as DUNPHY by Sgt. SMYTH had one visible wound to the right front part of his forehead that Cst. COX could see from the window. Cst. COX could also see the barrel of what appeared to be a rifle pointing down and back toward DUNPHY's left leg as he sat in the chair. All that was visible was the end of the barrel of the rifle and it appeared to be dark in colour.

Cst. COX returned to speak to Sgt. SMYTH and asked him what happened. He informed Cst. COX that he was standing in the living room speaking to DUNPHY and DUNPHY was becoming increasingly agitated while speaking to him. He said that DUNPHY reached down along side of his chair and picked up a firearm and started to point it at Sgt. SMYTH. He said that he kept saying to DUNPHY, "NO NO NO". Sgt. SMYTH proceeded to move and while doing so discharged his service pistol at DUNPHY as he moved because DUNPHY was following Cst. SMYTH with his firearm. Sgt. SMYTH later was speaking to someone on his cell phone while in the driveway of DUNPHY's residence and Cst. COX noted that Sgt. SMYTH told the person on the phone that he fired 3-4 shots.

Protected B

Cst. COX took Sgt. SMYTH to his police vehicle and had him wait inside the vehicle until Cpl. O'KEEFE arrived. Sgt. SMYTH informed Cst. COX that the residence wasn't completely cleared after the shooting.

At 1501 hours Cst. DOWNEY arrived on scene.

At 1502 hours Cpl. O'KEEFE arrived on scene and met with Cst. COX and Cst. SMYTH.

At 1507 hours Cst. COX and Cpl. O'KEEFE made entry into the residence via that front door for the purpose of clearing the residence of further persons. Upon entry into the residence Cst. COX noted that the the living room where DUNPHY was located was on the right hand side of the front hallway. Cst. COX made his way to the left and cleared each room of the residence starting with the washroom and continuing back to the front hallway again. While clearing the residence Cst. COX noted that there was a closed door on the left hand side of the hallway at the end of the hallway. Cst. COX opened the door and noted that there was an active marihuana grow inside that room and the lights were still on for the grow. Cst. COX then proceeded into the kitchen area in the rear of the residence and found a second marihuana grow in the little room off the rear right of the kitchen. No other persons were located inside the residence. Once Cst. COX and Cpl. O'KEEFE finished clearing the residence Cst. COX again noted DUNPHY sitting in the chair to the right hand side of the living room door. He was sitting with his back flat against the chair back and head resting on the chair back as well. Cst. COX observed what appeared to be a bullet entry point on DUNPHY's left temple area that had a small trickle of blood coming from it and running down the left side of his face. There was also a quantity of blood visible from inside DUNPHY's left ear also running down the left side of his face slightly. Cst. COX noted that to the left of DUNPHY's chair there was a blue coloured Rubbermaid tub on the floor and the rifle was half resting on the side of it and the barrel was pointing down toward the floor to the left of DUNPHY's chair. The rifle was constructed of a brown and what appeared to be wooden stock with a brown barrel. Cst. COX took note that the rifle was a bolt action rifle and it appeared that the bolt on the rifle was open as it rested on the Rubbermaid tub and floor. No members moved or touched the rifle and the rifle was left in the exact position that it was found and undisturbed.

At 1510 hours DUNPHY was checked by paramedics while he sat in the chair in the living room where he was when Cst. COX arrived on scene. Paramedics were Nancy LINEHAN and Kevin BISHOP. No vital signs were noted for DUNPHY. Please note that Cst. COX observed Paramedic LINEHAN as she checked DUNPHY for vital signs and while doing so at no time did any part of her person come into contact with the rifle only with DUNPHY.

At 1513 hours Cst. COX, Cpl. O'KEEFE and both paramedics exited the residence. No one left inside the residence other than DUNPHY.

Cst. COX and Cst. DOWNEY secured the property and scene with yellow police line.

Once the scene was secure with the police line no persons entered the scene.

Cst. COX spoke to S/Sgt. TILLER and updated him on the situation.

At 1649 hours Cpl. FOOTE arrived on scene.

At 1651 hours Cpl. FOOTE and Cpl. O'KEEFE crossed the scene tape and proceeded up the driveway. Cpl. FOOTE proceeded further into the scene out of sight.

At 1707 hours Cpl. O'KEEFE exited the scene.

At 1907 hours Cpl. Steve BURKE and Cpl. Monty HENSTRIDGE into the scene and S/Sgt. CONOHAN. Cpl. O'KEEFE cross scene tape as well.

At 1909 hours Cpl. O'KEEFE back out of scene across scene tape.

At 1919 hours Cpl. BURKE and Cpl. HENSTRIDGE out of the scene and past the scene tape.

At 1921 hours S/Sgt. CONOHAN outside the scene tape.

At 2037 hours IDENT arrived on scene. Cpl. SEWARD and Cst. GALWAY also on scene.

At 2051 hours Cst. GALWAY entered the scene crossing the scene tape.

At 2053 hours Cst. GALWAY back outside scene again.

At 2053 hours Sgt. SAUNDERS and Cpl. LEE entered scene crossing scene tape.

At 2054 hours Cpl. LEE exited scene then went right back in seconds later.

At 2057 hours Sgt. SAUNDERS and Cpl. LEE exited the scene.

At 2105 hours Sgt. SAUNDERS and Cpl. LEE entered the scene.

At 2107 hours Cpl. FOOTE exited the scene.

At 2136 hours Sgt. SAUNDERS out of the scene past the scene tape. Spoke to Sgt. SAUNDERS and he asked to have the RNC Yukon remain inside the scene until they are able to process it in the daylight tomorrow.

At 2142 hours Sgt. SAUNDERS re entered the scene.

At 2214 hours Cpl. LEE exited the scene.

At 2222 hours Cpl. LEE re entered the scene.

At 2229 hours Sgt. SAUNDERS exited scene.

At 2229 hours Cst. [REDACTED] on scene to relieve Cst. COX.

At 2230 hours Cst. COX turned this scene log over to Cst. [REDACTED]

At 2230 Cst. COX departed scene.

TL - FIR. ac 56125

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:05 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000089634 HENSTRIDGE, M.
Entered by: #000089634 HENSTRIDGE, M.

Report time: 2015/04/06 09:02
Entered time: 2015/04/06 09:02

Remarks:

General Notes

Report:

2015-04-05

1450 hrs. I received a call at home from Sgt OSMOND advising that there had been a shooting near Mt Carmel. RNC members involved. Injuries were unknown at that time.

1452 hrs. I called Cpl BURKE to advise.

1545 hrs. I attended HQ and was advised by Sgt OSMOND that a briefing would be held in Holyrood but that the victim was deceased.

1550 hrs. I contacted Dr. AVIS residence but was advised that he was away until later that night. Dr DENIC may be on call.

1600 hrs. I spoke to Dr. DENIC and gave him the few details that I had at that time. He asked to be contacted later once we had more information.

1606 hrs. I spoke to Cpl FOOTE to arrange from someone to attend the hospital, seize and secure the body (It was my understanding at this time that the body had been transported to hospital.)

1700 hrs. I arrived in Holyrood and attended a briefing with Cpl SEWARD, Cst GALWAY, Cst NIPPARD, Cpl BURKE, S/Sgt TILLER and Sgt OSMOND. I learned that the member was Cst Joe SMYTH and that the deceased's name was Don DUNPHY. According to the few details we had at that time, the deceased was shot twice in the head by Cst SMYTH when he pointed a rifle at Cst SMYTH.

1730 (Approx Time) I spoke briefly with Cst SMYTH who had several RNC members with him for support including Warren SULLIVAN of the RNC Association. SMYTH was shaken but cooperative. He stated he very much wanted to provide a statement immediately but would prefer to wait until tomorrow once he settled. SULLIVAN noted that he advised SMYTH of this given the research which showed recall was stronger and more accurate the following day. I agreed and advised that this would not be a problem. I provided my business card and asked Cst SMYTH to contact me as soon as he was up to it in the morning.

1750 hrs. I again spoke to Cst SMYTH and obtained his bio information: Joseph Edward SMYTH [REDACTED] [REDACTED]. SMYTH noted that prior to entering the property he noted a camera outside. He was unsure if there was a camera in the dwelling or not. He also noted that he had spoken to the deceaseds brother and sister in law who lived next door just prior to going to the deceaseds residence. He said DUNPHY's brothers name was Dick and his sister in laws name was Debbie. SMYTH said he had never had contact with this individual before. He also stated that all of his notes relating to the call were still inside the residence. I also advised Cst SMYTH that we would require his clothing as part of the investigation. He said that would be not problem and arrangements were made by his supporters to have clothing brought to him.

Protected B

1907 hrs. Cpl BURKE and I attended to the residence of Donald DUNPHY in Mitchell's Brook. Upon entry, I noted a living room area to my immediate right after a short hall-way (4 ft). Cpl FOOTE was guarding the entryway to prevent cats from entering the immediate scene. I first noted a bolt action rifle to the right of the entryway and towards the center of the room (Appeared to be a .22 calibre). The rifle was leaning against a blue tupperware container. The deceased was sitting in a arm chair which was positioned against the wall (The same wall that separated the living room and the entryway). The firearm was approximately 2 feet in front of the deceased. I noted a round circular hole on the left side of the subject's head near the temple (Consistent with a bullet hole). As I took an additional step inside the room, I noted an open wound in the front of the subjects head just above the nose. This was an open wound and appeared to be 3-6 cms in diameter. I saw what I believed to be brain matter inside of the wound. The subject's hands were positioned as if he were holding a rifle. The living room and entire house was in disarray with numerous cats walking in and out of the residence. The television in the living room didn't appear to be connected to cable. "Audio" was flashing on the blank screen. There were several propane tanks (small "camp size") strewn around the room. One of these tanks was connected to a heating device and was situated approximately 2 feet to the left of the deceased. I also noted a long plastic bottle on the table in front of the deceased and an ice cream tub (2 litre). S/Sgt CONOHAN checked otehr rooms in the house in his capacity as a Clan Lab expert. My purpose for entering the dwelling was to assess the room and proximics in preparation for an interview with Cst SMYTH. Upon exiting the residence at 1920 I noted a black jeep (NL LP# [REDACTED]) in the driveway. Behind the jeep was a black Yukon NL LP #CVG 309) which had been running. I asked Cpl O'KEEFE to shut the vehicle off, lock it and seize the keys as there were documents inside which needed to be secure. O'KEEFE also confirmed that he had secured SMYTHs firearm, pepper spray and mag.

2015-05-06

0059 hrs. I received a call from Sgt SAUNDERS advising that he has located 4 40 cal spent cartridges and what appears to be one round in the wall. He noted he would be consulting with firearms to ensure he's covered everything off. After hanging up with SAUNDERS, I contacted Cpl BURKE to advise him of the initial findings.

M. HENSTRIDGE

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:05 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000165725 NIPPARD, M.

Report time: 2015/04/06 10:16

Entered by: #000165725 NIPPARD, M.

Entered time: 2015/04/06 10:15

Remarks:

Neighbourhood Inquiries

Report:

APRIL 5th, 2015 SUNDAY

RNC Shooting - Donald Dunphy

Mitchell's Brook, NL

1853 Hrs - I arrived on scene at Mitchell's Brook, NL, out the residence of Donald Dunphy. I continued past this residence and knocked at the door of the neighbouring home, civic number [REDACTED]. Rochelle Nolan answered and invited me in to speak with her concerning this matter. I spoke with Nolan at length in the presence of her 15 year old son and 80 year old mother. She had an extensive knowledge of Donald Dunphy's background as she had lived in the community for 20 years and next door to him for 12 years.

1923 Hrs - I began an audio recorded statement of Rochelle Nolan. The following was noted:

- Rochelle Nolan. [REDACTED]
- Dunphy is her neighbour and has been a widower for approximately 26 years. His wife died of diabetes after slipping into a diabetic coma.
- Dunphy has one child. Megan Dunphy. Approximately 28 years old. Was only 2-3 years old when her mother died.
- Megan lives on Salmonier Line with her common-law spouse, Billy (LNU). They have no children.
- Megan wasn't at her fathers house everyday but Nolan described her as "Daddy's girl".
- Dunphy's mother and father are both deceased and they used to live 2 houses to the west of where Donald's house is now.
- Donald Dunphy got hurt working with "the highways" Story is that he got squat between two trucks and hurt his back.
- Dunphy has been collecting workers compensation ever since the accident.
- Nolan describes him as a loner who keeps to himself.
- Nolan did not have any issues with him until her son [REDACTED] went to save one of Dunphy's cats from falling into the water. Dunphy "went off his head at her son who was 9 years old at the time"
- Nolan had words with Dunphy regarding this matter and she got the impression at that time that he was "burnt" and "paranoid". She warned her kids to stay away from him, and felt he had a propensity for violence.
- Dunphy has many cats and that they roam everywhere. She had contacted the SPCA regarding this as well. Strong odour of cat urine in the area during the summer time.
- Dunphy grows marihuana in his residence and apparently has a license to grow same for medicinal purposes.
- She has heard that he is selling the marihuana as well.
- Donald Dunphy has 2 brothers that Nolan is aware of. Dick Dunphy, who lives next door to Donald and one that lives on 9 mile/Collinet Road but she does not know his name.

Protected B

- Nolan stated that her friend Trina [REDACTED] had texted Megan about the police being at her fathers residence. [REDACTED] use to work with Megan. Megan in turn apparently got a ride to the scene with an RCMP officer.
 - Nolan heard that Megan didn't know her father had a gun.
 - Other persons in the community have told Nolan that he does in fact have a gun.
-
- Nolan then told me about a black SUV that was parked on the road in front on her home.
 - The vehicle was a new, black SUV, male occupant.
 - Her son said it was a "Undercover cop".
 - The vehicle was parked there for 5-7 minutes. Around 1:20 - 1:30 p.m.
 - She thought it was just someone on their cell phone but didn't see the person on a phone.
 - The vehicle was parked facing Donald Dunphy's residence.
 - The male driver did not get out of the vehicle while there.
 - Nolan did not hear any gunshots. She had family over for Easter dinner and there were grandchildren running around, the T.V was on, It was windy outside and given all this they never heard anything alarming.
 - Nolan's son [REDACTED] called her at 2:47 p.m. telling her about several police cars heading down the bay with lights on.
 - Time between the black SUV being in front of her residence and police cars arriving at the scene was approximately 1 1/2 hours.
 - Nolan heard on VOXM that a "shooter was still at large and to lock your doors."
 - Nolan's son [REDACTED] told me that a couple of days ago he was walking up the road and noticed a new sign attached to Donald Dunphy's residence. It read "Warning, do not enter."
 - Nolan heard through hearsay that Donald Dunphy was sending threatening letters to the Government.
 - Donald Dunphy had a working vehicle that he used on a regular basis.
 - Donald Dunphy was a frequent user of "open line" a radio show that allowed callers to discuss current issues specifically surrounding provincial government. He had issues with Workers Compensation and the amount of compensation that he received in order to live.

2002 Hrs - Statement was concluded. Nolan thanked for her time.

2023 Hrs - I attended the residence that neighbours Rochelle Nolan's. Kevin [REDACTED] answered the door and invited me in to speak with him concerning this matter. I sat with him and his wife Michelle [REDACTED] and obtained further information much of which resembled what Nolan had told me.

The following was noted during the conversation:

- Donald Dunphy was a loner.
- He had 3 brothers, Dick Kevin and Bart Dunphy. None of which seem to have anything to do with him.
- Dunphy does smoke weed and has a license for same for medicinal purposes.
- [REDACTED] re-iterated that Donald Dunphy had crushed between a forklift and a truck up on the trans Canada Highway and his pelvis was crushed. He was on workers compensation ever since then.
- They offered that Donald had issues with the government but didn't know what exactly.
- The [REDACTED] were away living in Ontario for 18 years and only moved back here in 2011 and therefore do not know much of his current history.
- Tom Hearn was a name mentioned as someone who visited Donald from time to time.
- They were home but did not hear any gunshots or alarming noises.
- They did not know what had happened until Rochelle Nolan called and told them.
- Donald Dunphy's wife's name was Lousie [REDACTED] and Michelle [REDACTED] was a friend of hers before she died.

2045 hrs - End of noted information. Thanked for their time and provided information to contact me if needed.

2050 Hrs - I attended the residence of Tom Hearn. Residence was 5 houses to the west of Donald Dunphy's and on the same side of the road. Tom Hearn answered the door and invited me in to speak with him concerning this matter. I sat with him and obtained further information much of which resembled what Rochelle Nolan had told me.

The following was noted during the conversation:

- Tom Hearn: [REDACTED] Mitchell's Brook, NL.
- Hearn knew Donald Dunphy and spoke to him probably every 2-3 weeks.
- The conversations would be general regarding the weather, cutting wood and most recently concerning an Argo that Donald had purchased.
- Donald Dunphy never mentioned anything about any ongoing investigation into himself.
- Hearn guessed that Dunphy had 45 cats on his property and that he did look after them very well.
- Donald Dunphy had 1 daughter, Megan. She moved out of her fathers home 5-6 years ago.
- Hearn stated that Dunphy's wife actually died from a heart attack while mowing the lawn.
- Hearn advised he had 18 members of his family over to his house today for Easter dinner and that no one there heard any gun shots.
- Hearn did not know if Dunphy had a gun or not and that Dunphy never mentioned owning one to him.
- Hearn knew about Donald's accident and his ensuing issues with workers compensation. He was always a caller to the ``open line`` radio show.
- Hearn knew that Dunphy smoked weed and seen the plants in his residence. He knew that Dunphy had a license to do same for medicinal purposes.
- Donald Dunphy did not seem like a violent person.
- Colin Dinn was someone who use to visit Donald Dunphy as well. (Lives next door to Hearn)
- Donald Dunphy was in the hospital last year and had an operation. He was in the hospital for a bit and did not cut any firewood this year.
- The first Hearn heard of what happened is when he seen the story online with VOXM.

End of information. Thanked for their time and provided information to contact me if needed.

2120 Hrs - I attended the residence of Scott [REDACTED] Residence was next door to Dick Dunphy's residence. 2 houses to the west of Donald Dunphy's and on the same side of the road. Scott [REDACTED] answered the door and invited me in to speak with him concerning this matter. I spoke with him and obtained further information however he was drinking alcohol with a friend and I therefore put off obtaining further details until a later date if they were required.

The following was noted during the conversation:

- Scott [REDACTED] [REDACTED]
- Lives in St. John's, NL however this residence is his summer home.
- He purchased this home from Donald Dunphy. It use to belong to Dunphy's parents.
- [REDACTED] was not home when this incident took place earlier today. He did not arrive there until 6 p.m.
- [REDACTED] knows Donald Dunphy and last spoke to him a couple of weeks ago.
- [REDACTED] re-iterated the common story of Dunphy having been injured in an accident years ago and having been collecting workers compensation ever since.
- [REDACTED] knew Dunphy was having issues with the Government and apparently had threatened the premier on social media via "Twitter", an online social media network.
- He described Dunphy as smart and well spoken.
- Dunphy was not a violent person and he does not know what happened. Make the statement "unless Don snapped".
- Donald Dunphy did smoke weed legally.
- [REDACTED] advised he would be around tomorrow for a statement if needed and otherwise if needed at a later date then he lived in St. John's and provided his cell number.

2145 Hrs - End of information. Thanked for his time and departed the residence.

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:04 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000089634 HENSTRIDGE, M.

Report time: 2015/04/06 10:25

Entered by: #000089634 HENSTRIDGE, M.

Entered time: 2015/04/06 10:25

Remarks:

FOLDER 009 - Statement of Richard DUNPHY

Report:

2015-03-05

1943 hrs. Cpl BURKE and I attended the residence of Richard Joseph DUNPHY [REDACTED] Box [REDACTED] Mt Carmel, Ph (709) [REDACTED] 843. Richard aka "Dick" lives in the house immediately west of the deceased. Mr DUNPHY provided the following information in an audio recorded statement:

- Donald DUNPHY is his younger brother.
- Donald has not had much contact with his brothers since the death of their father some 12 years ago.
- Sometime around 1 o'clock today, he came into the house and there was a police officer in the house talking to his wife. The officer was saying that he wanted to talk to his brother over some threatening letters to the government. The officer asked if there was any guns in the house and he told him he didn't think so because he didn't hunt or anything.. After the officer left, he remembered that when his father died, He (Dick) took possession of two shot guns and the third gun which was a .22 rifle bolt action with a wooden stalk (Possibly a light coloured brown). The .22 was left in his brother's house although he is unsure if the gun is still there now. He had not seen the .22 in twelve years.
- He said his brother had a fallen out and he "was a brother ya couldn't deal with". The falling out had to do with some land across the road and there was a dispute between them over ownership of this land.
- His brother is currently on worker's comp. He previously worked with dept of highways but hasn't had a job for several years. He also worked in Bull Arm. He see's a doctor (Originally he saw Dr. Paul WELLS in Holyrood but had a falling out with him and was now being seen by Dr. McGARRY (Sp)) these visits are in an effort to get Workers Comp.
- His brother would be on "Open Line" talking about his family. He once said on open line that the RNC stopped him for dope in St. John's and they were fine fellows because they let him go.
- He doesn't believe his brother had any issues with the police.
- He has no idea what might have happened. He hadn't had any contact with his brother for several years. He doesn't think he spoke to his brother in 10 years.
- He doesn't believe his brother was ever treated for mental illness. He was injured in an industrial accident about 20 years ago. His wife died about 25 years ago.
- His brother is not close to any of his family. His family couldn't trust him because they didn't know what he might have "over there". When asked to explain, he said that his brother was difficult to deal with, he would froth at the mouth. He's threatened his wife.
- He is unsure of the relationship between Donald's daughter and her father. They don't maintain contact with Donald's daughter either.
- He feels his brother always felt somebody owed him something.
- He said one of his buddy's is Collin DINN. Someone told him that Don called Collin DINN around 2:00 p.m.
- When asked if he was surprised when this happened, he said that he wasn't surprised because they were "nervous" there with him living next door.
- He has another brother Bart DUNPHY in Seal Cove ph: [REDACTED] 404 who might be able to provide more background.

20:02 hrs. Statement concluded.

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2015-04-06 @ 11:10 hrs. I completed this report and submitted it along with a CD containing the audio statement to Cpl BURKE for his review.

This task concluded here.

Cpl M. HENSTRIDGE

2015-04-06 13:16

Task reviewed and concluded

CH

(S.D. BURKE) CPL.

Primary Investigator

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:03 by 000101976

Occurrence: 2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28

Author: #000089634 HENSTRIDGE, M.

Report time: 2015/04/06 11:16

Entered by: #000089634 HENSTRIDGE, M.

Entered time: 2015/04/06 11:16

Remarks:

Folder 017 - Statement of Debbie DUNPHY

Report:

2015-04-05

20:02 hrs., I obtained an audio recorded statement from Debbie DUNPHY [REDACTED] (Cpl BURKE was also in attendance during the interview). Mrs. DUNPHY provided the following information:

- She said that after dinner, a Sergeant knocked on her door, he identified himself to her and asked her where her next door neighbour was. She told him that he might be at his daughter's. She asked the officer what was wrong and he told her that he was investigating letters of threat against the government. She told him where Donald's daughter lived and that he might be there for dinner.
- They talked a bit about Don and that they didn't get along and there was no communication over the past years because of things that had happened.
- On one occasion, she had a peace bond against Don because he had come on her property and put "something" on her trees (Which she could smell). He also threatened her on one occasion that he would "beat the head off" her if he ever said anything like that again (This was in relation to an incident where she suggested to Don's daughter that he should get mental help). Don also erected a stick on her property with a rubber glove perched on top with the middle finger sticking up. On another occasion, she believes he may have been near her window at night. Because of this, she never felt very secure with Don living next door.
- A part of the issue arose out of a controversy over the land which is in front of their house. Don would put his car wrecks on the land which was an eyesore. This was a sore point for her.
- She recalls a long time ago, when they were on good terms, Don had her type up a letter on the computer (She couldn't recall to whom it was directed). Within the letter, there was threatening language but she deleted it and told him it was not appropriate.
- She said she never felt safe there and would close her curtains and lock her door if she was there alone.
- She told the officer that she didn't know if he had a gun or not.
- She knew that he was eventually going to "lose it" because he has such a short fuse. She felt there might be a confrontation but didn't think there would be violence.
- She believes that the officer was at her place sometime around 2 p.m.
- She didn't hear anything because she had her dryer on and it was squeaking. She later heard about what happened from her daughter.
- She indicated that she felt bad for the officer, because she assumes that he shot Don and even if it was in self-defence, she would feel bad if that happened to her.
- She noted that she doesn't feel sadness for him but for Meghan.
- She said his only friend was Collin DINN and she is unaware of anyone else going there.

This report along with the CD containing the audio recording of this statement submitted to Cpl S BURKE for his review.

This task recommended for conclusion here.

Protected B

Monty HENSTRIDGE

2015-04-06 13:21

Task reviewed and concluded

CH

(S.D. BURKE) Cpl

Primary Investigator

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:17 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000042906 TILLER, R.

Report time: 2015/04/05 21:32

Entered by: #000042906 TILLER, R.

Entered time: 2015/04/05 21:32

Report:

2015-04-05

2:43 PM - At home received a call from Cpl. Trevor O'Keefe who is on shift, advised that an RNC member following up on a threat on the Premier was involved in a shooting in the Mount Carmel area appears that one male is deceased. Writer advised Cpl. O'Keefe to attend scene ASAP - contain the scene - seize the members firearm and other use of force equipment.

Immediately advised DPO Jamie Zettler by phone. Discussion in regards to getting MCU / FIS involved - scene containment.

Contacted Telecoms asked for MCU member on call, was put onto Sgt. Jaques Morneau as OCC advised that is only on call member. Morneau advised to contact Sgt. Kent Osmond.

Contacted Sgt. Kent Osmond by phone, briefed on the matter, he advised that he will get a team together and attend to assist.

3:01 Called Cpl. Shawn Seward, briefed on matter, requested he attend office to assist.

3:13 enroute to Detachment called both GIS members on cell, no answer. Contacted OCC, requested they contact both members, message to call me on cell. Received a call from both within minutes, briefed and requested they attend to assist.

Cpl. O'Keefe called and advised that he was at scene - he had contacted FIS and they would be attending. He advised that the RNC member appears to be physically OK, firearm seized.

3:38 PM Spoke with the DPO again by phone updated him.

3:47 PM spoke to O'Keefe again, he advised that he had spoken with the daughter of the victim, Meghan Dunphy and gave her brief details. There did not appear to be any significant concerns. Noted Megan's contact # as [REDACTED] 682. He advised that the member involved is Sgt. Joe Smyth and the deceased is Donald Dumphy - approx 60 years of age. Advised that we would like to get Smyth back to the office here at Holyrood Detachment. He also advised that the residence contained a significant number of cats inside the house, body present. Also noted a grow operation of weed.

3:59 PM. Updated Sgt. Kent Osmond MCU.. He was enroute with his team.

4:00 PM. Contacted Sgt. Chris Saunders FIS - confirmed attendance, discussed cat issue. Suggested we will have to contain the scene and protect from cats.

Matter discussed with Cpl. Dion Foote, he agreed to attend scene - inside house with body to ensure security.

4:15 PM.. Acting Insp. Adams and S/Sgt. Reg Tilley of RNC Street Patrol unit attended Holyrood Det. advised they are present only for support for Sgt. Smyth - would like to see him - offer their support - not to interfere with

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the investigation. Also provided contact info for SPCA in St. John's.. Noted number of [REDACTED] 301..

4:45 PM.. Sgt. Smyth attended Holyrood Detachment, immediately brought him to an office upstairs, let him speak with the two RNC support staff. Sgt. Kent Osmond was advised of same.

5:02 PM. was advised by RNC that Christine from SPCA can be contacted by cell at [REDACTED] 397.. Same passed onto Cpl. O'Keefe for follow up..

5:15 PM. met with MCU Team at Det.. as well as Foote, Galway, Seward and briefly discussed this matter. Notes taken by Sgt. Kent Osmond of MCU - tasks assigned - Autopsy, exhibit control, scene control, ME1, interviews, neighborhood inquiries etc..

6:51 PM. received a call from Health Canada for S/Sgt. Steve Conohan in inquired with them regarding any Marijuana Licenses issued to the deceased. Was advised that a Licence was issued for deceased in August 3, 2013 for both possession and production of marijuana and is still valid as of today's date. Note the permit has maximum quantities of 20 plants, possession of 120 grams with a maximum storage of 900 grams.

7:10 PM advance message forwarded but as directed by CROPS only sent to CROPS Officer, S/Sgt. Chris Fitzgerald, DPO East, OPS Support Officer and Sgt. Kent Osmond.

7:50 PM. S/Sgt. Steve Conohan advised of the Marijuana Licence Information.

Continued shift in completion of notes, getting resources in line with scene containment.

Midnight - shift completion.

2015-04-06

0740 AM.. spoke with Sgt. Greg Hicks - noted that he was doing radio interview at 0805 hours..

0800 AM. spoke with Cpl. Trevor O'Keefe whom is on site at scene - update all is well.

0810 AM.. spoke with Cpl. Seward, note that Autopsy was delayed till 11 AM this morning.

0830 AM. updated Supt. Zettler.

SUI

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 15:01 by 000101976

Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000089634 HENSTRIDGE, M.

Report time: 2015/04/06 11:49

Entered by: #000089634 HENSTRIDGE, M.

Entered time: 2015/04/06 11:49

Remarks:

Folder 016 - Statement of Meghan DUNPHY

Report:

2015-04-05

2136 hrs. Cpl BURKE and I attended █████ Salmonier Line and met with Meghan Donell DUNPHY who is the daughter of Donald DUNPHY. Meghan provided the following information in an audio recorded statement:

- She went for lunch with her father today at the Woodstock Restaurant. He stopped in her place at 1:03 on his way back to his home.
- His mood was very good today and only complained about a bad leg.
- She sees her father frequently and speaks to him 3-5 times a day. They are very close.
- When asked if he had any mental issues, she stated that her dad has had a rough life. When he was 28 years old he got crushed by a backhoe, they also lost a child and when she was three her mother died. It was rough raising a girl with little money. There's been a falling out with his family over land. She said she would not say he had mental issues but he spent a lot of time alone and blamed workers comp for his financial situation.
- When he was frustrated he expressed his opinions. She described him as being confrontational and 'flighty'. She said they're close but they have certainly fought.
- She said that over the past few days and weeks, has been some of the best time he's been. She said he was looking forward to turning 60.
- She was last at his house this past Thursday or Friday to pick him up. She is unaware of him having any firearms in the house. She can't say if she ever saw a firearm there or not because he is a hoarder and collects everything that's old. She did recall seeing an old stick there which he said he had to protect against anyone that might try to come in and rob him.
- She said that her dad complains about workers comp a lot.
- He is on Twitter a lot to talk to politicians to help him with his Workers Comp issues. She is unsure of exactly what the issue was.
- She described him as a rambler who would get something on his mind and he would talk on and on about it.
- She noted that the "cop" told her that he was shot in the living room and that there was a rifle in the living room.
- She felt it was strange that an investigator would attend her dad's residence alone and on Easter Sunday.
- She said the only way that her father would threaten him is if he didn't know he was a cop. She was adamant that if the RNC officer says that he identified himself than he's lying because his father wouldn't want to risk himself with a cop.
- She said he was not suicidal and not depressed. He didn't take any other drugs other than some pain killers and weed. He doesn't drink.
- She doesn't believe the camera on the house was functioning. It was there to dissuade people who might try to rob him.
- She believes that the RNC went into the house and didn't identify himself as a police officer.
- She found out about what had happened when a friend of her called and told her about all the police cars around her fathers' place. She went down there and received another call from her friend and said that she'd heard that there were shots fired.
- She wanted to know if she'd be able to talk to the officer. I explained that this was not something that we'd

Protected B

be prepared to entertain at this time.

22:00 hrs. Statement concluded. This report along with a CD containing the audio recording turned into Cpl BURKE for his review. This task recommended for conclusion at this time.

Monty HENSTRIDGE

Supplementary Occurrence Report

RCMP-GRC , B Division

Printed: 2015/04/06 20:26 by 000089634

Occurrence: 2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28

Author: #000089634 HENSTRIDGE, M.

Report time: 2015/04/06 13:50

Entered by: #000089634 HENSTRIDGE, M.

Entered time: 2015/04/06 13:50

Remarks:

Folder 025 - Statement of Joseph SMYTH

Report:

2015-04-05

1750 hrs. I spoke briefly with Cst SMYTH in a vacant office at Holyrood Detachment. There were several other RNC officers there with him for support including Warren SULLIVAN (RNC Police Association). I explained that I would like to get a statement from him. He stated that he will certainly provide an account and was eager to do so but under the advise of his representative, he would like to wait until tomorrow to provide his statement. I had no issue with this and am aware of research which indicates that a persons' memory is most clear hours after a critical incident. There was no indication from SMYTH that he was avoiding me and in fact appeared to be very cooperative.

2015-04-06

1225 hrs. I received a call from Cst SMYTH who noted that he was currently at the RNC HQ and would be taking part in a critical incident debriefing at 1400 hrs. He was also going to be speaking to legal counsel [REDACTED] prior to attending for the interview but believed he'd be available at 1600 hrs. I advised him that this would be fine.

1520 hrs. I received a call from Cst SMYTH who advised he was enroute to provide his statement.

1530 hrs. I was advised by the Commissionaires that Cst SMYTH was at the entrance. I initiated the recording and introduced the interview on both my audio and video recorder.

1533 hrs. Cst SMYTH enters the interview room and provides his account of the events of April 5th, 2015. Cst SMYTH provided the following information:

- On Friday afternoon he received an email from a communications assistant (Donna IVEY). The subject "Tweet of concern". Their office has been advised to turn over any information they receive which is a concern. He looked at the tweet something like "two prick dead MHA's" he felt the threats were ambiguous but given his previous online history and his grievances toward Workers Comp and government, he determined to investigate further by way of an "intelligence file" to determine a Threat Assessment.
- On Saturday he was able to identify the individual as Don DUNPHY. He had no previous dealings with this individual and reviewed some of his existing tweets (There were in excess of 27,000). While there was aggressive language the only one that was concerning was the one he had been advised of the day before. He checked MRD and ICAN (ICAN had nothing and there were numerous Don DUNPHY's throughout the province) and was able to ultimately locate his address through Tom MOHONEY at Workers Comp. MAHONEY also indicated they had concern with the individual as well. On Sunday he determined to attend and assess Mr DUNPHY.
- Mid-Morning Sunday, he completed a full indices check through CPIC CFRO and there was nothing of concern. He then contacted Adrian COX at 11:22 hrs. and advise him he would be attending. He also asked COX to run a Pros check as well. There was little that concerned him. There was an uttering threats from several years ago involving a family member in which the charges were withdrawn. There

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were no lengthy firearms complaints or other indicators of firearms or violence. COX offered to attend with him but he felt given his low risk assessment that a uniformed member would likely hinder his ability to build rapport with DUNPHY and was not required.

- He eventually found the house at 1322 hrs. and noted that the house was derelict and noted a sign on the house (Which was not uncommon in the types of people he deals with). The sign said something about the house being in a state of poverty because of workers comp and something about no political figures welcomed. He noted numerous cats and he felt empathy towards him because of the conditions he lived in. He knocked on the window but there was no sign of anyone being there.
- He then went to the house next door to gather intel to determine what DUNPHY had been up to and whether they have had ongoing issues with him. The female identified herself as the sister-in-law and described a lengthy history she'd had with him over property disputes. She described him of being a recluse, being antagonistic, having a grudge against the world, no friends, no family. She said he didn't see his daughter often but that she suspected that would be where he was at this time. She told him where the daughter lived. She mentioned that he had been charged with threatening her but that it turned into a Peace Bond and he never really abided by it. He asked her if he was fearful of him hurting her and she replied "No he just makes me uneasy. I don't like being outside when he's outside." He specifically asked both the female and the brother about firearms and other weapons and they responded that no he didn't have any firearms and that he wasn't a hunter. His plan was then to travel to Salmonier and try to locate him there. He believes he may have been at that residence for about 20-25 minutes.
- As he backed out of the neighbours he decided to make another attempt at his residence and noted that there was a vehicle parked in the driveway. He entered the driveway and again assessed the house from the outside. He walked towards the door and knocked on the window. (He noted there appeared to be a stump and a step of some kind leading to the front door so he wasn't sure if that was in fact the entryway that was typically used.) He noted that there was a lot of cats and garbage inside but he couldn't see the subject. When DUNPHY came to the door, he identified himself by name and that he was a police officer with the RNC and showed him his badge and ID (SMYTH was still standing on the grass at that time). SMYTH asked if he minded if he came in to speak to him. He said "Ya, no problem" and was cordial. DUNPHY asked why the RNC was out there given this was RCMP territory. He told him he was there to discuss some comments he'd made. SMYTH then engaged him in some rapport building and talked a bit about an injury he had sustained when he was struck by a dump truck.
- DUNPHY entered the living room and sat in the chair in which he was found. DUNPHY was adamant that he sit down and kept asking him to sit down. SMYTH noted that he refused to sit not because of any tactical decision but simply because the house was so dirty he simply didn't want to sit. He felt bad to offend him but it was really dirty. DUNPHY asked him where he was from and the conversation was cordial and DUNPHY was fine. SMYTH was reviewing his file and engaging him in conversation. Then DUNPHY's tone turned and he said "So what are you here for". He responded "Some things that were said on twitter" and read out the tweet in question. Dunphy said he could say whatever he liked on the Internet. laughed it off and said something to the effect of "Fuckin MHA's" "Dead MHA's died before and MHA's will die again". SMYTH asked to explain what he meant by this. DUNPHY became more agitated asking "Who sent you here, Who sent you here anyway". He told him no one had sent him there and he simply wanted to talk about the comments. Again DUNPHY went into "MHA's die, MAYNARD died". DUNPHY then said "Who sent you here anyway" "Your just an arm of the government, a fuckin puppet". SMYTH told him that he was not there to arrest him or anything and that he should calm down. DUNPHY was 'squirming around' in his chair. He becomes more agitated when SMYTH is looking around the house because of the condition of the house in terms of the filth. DUNPHY was upset and kept asking "What are you looking for, what are you looking for?" Despite his agitation, SMYTH still doesn't feel particularly alarmed as he felt if DUNPHY tried anything he'd easily be able to deal with him physically. SMYTH notes a bat or a piece of wood to the left of DUNPHY's chair and he asked him about it. DUNPHY said it was for protection. SMYTH said "OK as long as it stays where it is". He noted at this point, DUNPHY's mouth began to froth and this concerned about him somewhat because he recognized it as a threat cue but he still was not concerned because of DUNPHY's size. DUNPHY kept ranting and laughing about things indiscernible and saying "Arm of the government" and "What are you looking at?" (SMYTH acknowledged he was looking around primarily because DUNPHY's behaviour made him question whether there might be someone else in the house). At one point, SMYTH noted some garbage on the floor and when he kicked it, he saw bugs running around. He noted to Don that there was a lot of bugs down there. DUNPHY replied "Ya that's because of the state you put me in, the governments put me in. They don't care for injured workers". SMYTH said "I've got real concerns here" referencing the state of the house. SMYTH believes that DUNPHY may have taken this as he had a problem with him when in fact he meant that he had concerns for him living in squalor. DUNPHY then returned to "Dead MHA's, your an arm of the government, you a fuckin puppet"
- He was leaning against a mantle opposite DUNPHY in the room. He began to write in his notes as a way

of calming DUNPHY and show that he wasn't looking around the house. It was an attempt to de-escalate. In his peripheral vision, he saw the barrel of a rifle which came from the right side of Dunphy's chair (He couldn't see exactly where it came from but knew it was coming from the right). He noted a small barrel and a bolt. He said from this point everything was so fast and instinctive (He estimates less than a second from the time he spotted the rifle to the last shot he fired). He noted that everything happened so quickly and didn't resemble any training he received in Protective Policing simply because of the timing. After he saw the rifle, he dropped the paper, held his hand up and drew his pistol. He recalled moving toward the door and the rifle following him. He yelled "no no no, no no no" and fired two shots toward center mass. DUNPHY was still moving and the weapon was still in his hands. As he continued to move toward the door and the rifle continued to be pointed at him he fired again toward his head (He was unsure if it connected) and then he fired the last shot and saw it impact the side of his head as he was going through the entry way. During the shooting, SMYTH never raised the firearm to his eye level. He was low himself as he moved and shot from the waist area. As he was shooting DUNPHY was not standing but moving in the chair with the gun following him. DUNPHY didn't say anything that he remembers. He estimates that from the time he entered the house to the time he fired his final shot was about 15 minutes but he couldn't be sure.

- Because he still thought the threat was still there, he edged his way back into the room (Cut the pie) and was concerned that he might still have the gun aimed at him. As he looked again, he realized that the gun was now on the floor and DUNPHY's head was up. He looked deceased immediately. He checked for breathing and noted none. He's not sure if he checked for a pulse. He wasn't sure if DUNPHY's gun went off or not. He was very amped up and then went into protective mode. He considered whether he should perform a tactical reload as he felt that he had fired 4 times which left him with 8 rounds. His concern now was that the family heard the shots and would be coming over and possibly pose an additional threat toward him. He attempted to find cover in the entryway. He's looking to see if there was anyone else in the house.
- He then calls RCMP telecoms and relays that there were shots fired and he needed paramedics and officers. He then called his RNC comms center as well and told them to notify the Duty NCO. He stayed in the entryway for what felt like an eternity. He paces between DUNPHY and the door and is now confident that DUNPHY was dead. He tries to do a house clearing by yelling out verbal commands but admits it wasn't a very good house clearing. He went into the kitchen and noted a grow op and he took down a piece of plywood in the kitchen which was obstructing a window. He doesn't believe he touched the firearm (He notes that he now feels that he probably should have made the firearm safe but didn't think of that at the time)
- He believes he may have been in the house approximately 15 minutes after the shot was fired before he eventually went out to his vehicle and turned on the emergency lights so that members would more easily locate him. He believes that DUNPHY's brother and sister in law may have driven by at this time but he is not certain. He recalls his mouth became bone dry so he got a bottle of water from his vehicle. He believes it was approximately 30 minutes from the time he called to the time COX arrived.
- He recalls Telecoms calling at one point to inquire if an air ambulance was required. He responded that he didn't believe there was any chance of him being alive.
- When Adrian COX arrived, he gave him an account of what happened, that there was a firearm on the ground. He told them that he didn't do a thorough proper clearing.
- He recalls turning over his firearm and pepper Spray to a member named "Trevor". and returned to Holyrood Detachment with another member after getting checked over by the paramedics.
- He was questioned about DUNPHY's head position during and after the shooting but he couldn't be sure. He said his head was more or less upright after the shooting.
- He advised that he is a good shot and typically scores either a perfect score or within a couple of points of a perfect score. He last re-cert for firearms was this past fall. At the time of the incident, SMYTH had his firearm, pepper spray and handcuffs. He was not wearing his vest. He asked what the RNC was up to down there.
- He doesn't have any way of knowing if DUNPHY could have been tipped off prior to his arrival but he reacted as would be expected if someone showed up at anyone's door.

1640 hrs. SMYTH agreed to provide a diagram of his relative position and that of DUNPHY in the living room. The drawing also shows approximately where he believes each round was fired from. Prior to concluding the interview, SMYTH asked if DUNPHY's firearm was loaded (After consulting with Sgt OSMOND and Cpl BURKE) I advised him that there was a round in the chamber. This was provided as it was felt that it did not compromise the investigation but would possibly give SMYTH some relief knowing that

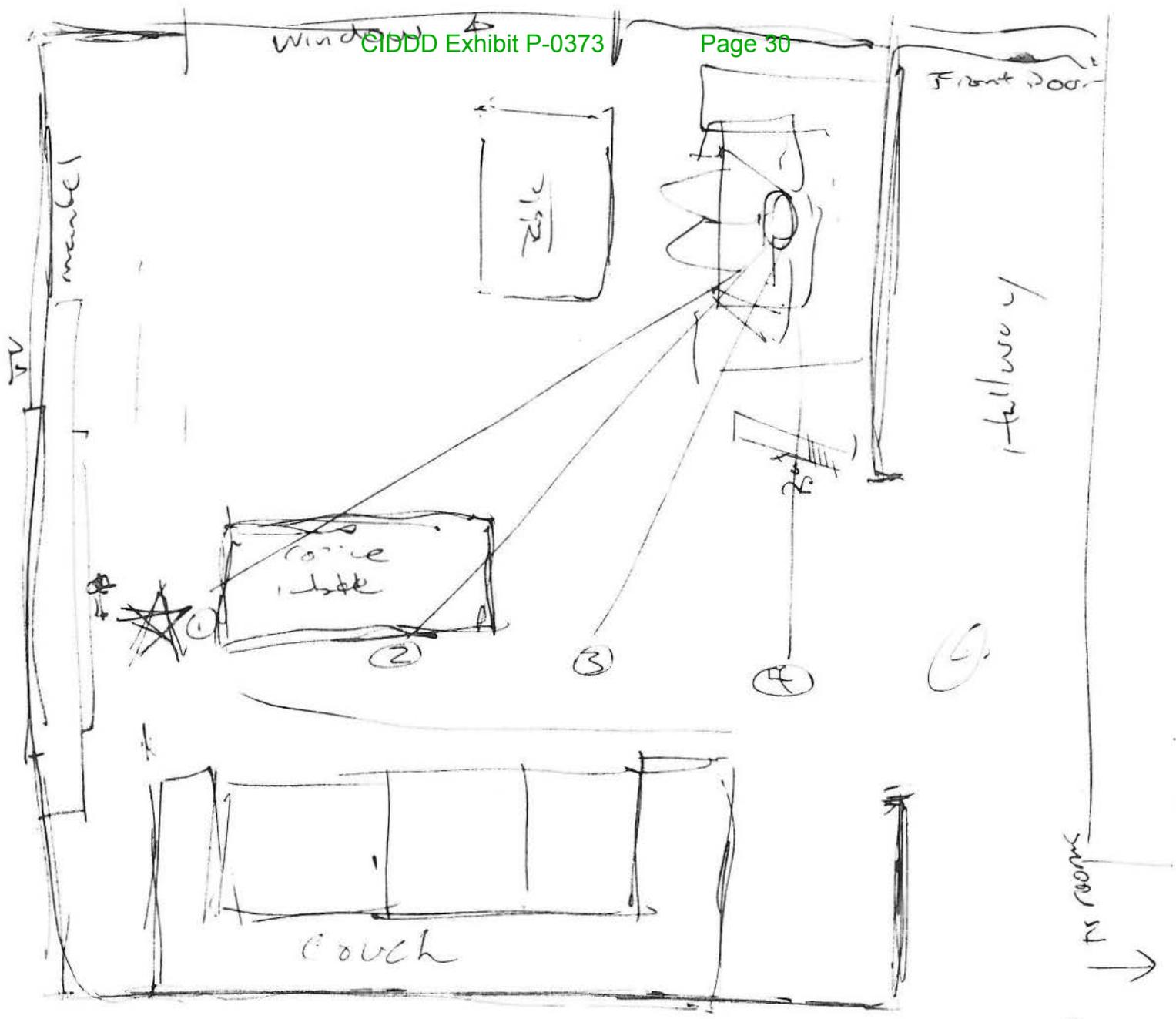
1706 hrs. Statement concluded.

This report, my handwritten notes, 3 DVD containing the video recorded statement and the diagram prepared by Cst SMYTH turned over to Cpl BURKE for his review.

This task recommended for conclusion here.

A handwritten signature in black ink, appearing to read "Monty Henstridge", is written above a solid horizontal line.

Monty HENSTRIDGE



★ my position @ time of threat perceived

1-4 report of shots fired

