

**230****Seaward, Sharon M.**

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**From:** Tracy Hardy <Tracy.Hardy[REDACTED]>  
**Sent:** Sunday, April 05, 2015 9:31 PM  
**To:** Lake-Kavanagh, Jackie; Noble, Paul  
**Cc:** Andrew Boland  
**Subject:** Re: Mt Carmel investigation

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**Categories:** Blue Category

Hi this was forwarded as a courtesy to both you and Paul and not to be distributed further given the sensitivity of this ongoing investigation.

I appreciate your understanding. Thank you.

Tracy

<<On Blackberry>>

Tracy Hardy A/Commr

Commanding Officer

B Division NL

709 [REDACTED] 624

>>> "Lake-Kavanagh, Jackie" <jackiekavanagh[REDACTED]> 05/04/2015 7:46:23 PM >>>

Heather is wondering if this can be shared? Mins, Comms, Clerk (and therefore PO). Completely your call. Thanks Tracy.

Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message

**From:** Tracy Hardy

**Sent:** Sunday, April 5, 2015 8:36 PM

**To:** Noble, Paul

**Cc:** Lake-Kavanagh, Jackie; Andrew Boland

**Subject:** Mt Carmel investigation

Paul. Forwarded in confidence as per discussion. Msg current to 1850 hrs this date:

The following Briefing Note has been approved for distribution by A/Comm. Tracy Hardy, Commanding Officer of "B" Division.

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Royal Newfoundland Constabulary Officer Involved Shooting Incident in RCMP Jurisdiction

**Issue:**

· To provide information regarding a shooting incident within the RCMP jurisdiction by an on duty Royal Newfoundland Constabulary (RNC) Officer resulting in a civilian death in the Mitchell's Brook area of Mount Carmel, NL.

**Background:**

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- 2015-04-05 at approximately 1430hrs RNC Officer Sgt. Joe Smyth, NCO i/c Premier's Protective Detail, was following up on an investigation in relation to alleged threats made on social media towards Provincial Government officials by a Mr. Donald Dunphy (B:56-08-23).
- 2015-04-04 Mr. Dunphy had posted concerning Twitter messages and referenced two dead Members of the House of Assembly.
- As per protocol, Sgt. Smyth had advised the Holyrood RCMP that he would be conducting inquiries within their jurisdiction. While assistance was offered from the Holyrood RCMP Detachment members, Sgt. Smyth indicated he did not require or see the need for assistance or backup.
- Sgt. Smyth attended the residence of Mr. Dunphy located along Route 93 in Mitchell's Brook, approximately 80 km from St. John's, NL.
- Early indication is that Mr. Dunphy was in possession of a long gun, a confrontation ensued between Mr. Dunphy and Sgt. Smyth which resulted in Sgt. Smyth fatally wounding Mr. Dunphy.
- RCMP Holyrood Detachment Members responded and secured the scene.
- A marihuana grow operation was located in the property.

**Current Status:**

- The RCMP currently has a uniformed presence on site securing the scene.
- Major Crime Team East has been deployed and will be leading the investigation into the circumstances surrounding this fatal shooting incident with the support of FIS as well as Holyrood Detachment and GIS members.
- The Deputy Chief of the RNC has been consulted by the OIC "B" Division Criminal Operations.

**Strategic Considerations:**

- "B" Division Criminal Operations is monitoring this event.
- Any consideration for an Independent External Investigation or Review related to this police officer involved shooting will be at the discretion of the Chief of the Royal Newfoundland Constabulary or his delegate.

**Strategic Communications:**

- A "B" Division Media Relations Officer has been appointed, briefed, and will be fielding all media inquiries.

**In consultation with:**

- The OIC Criminal Operations, OIC major Crime and the District Policing Officer East.

\*\*\*\*\*END BN\*\*\*\*\*

Thank you

<<On Blackberry>>

Tracy Hardy A/Commr

Commanding Officer

B Division NL

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