

Handwritten Notes

Sgt. Kent Osmond

April 8, 2015 – April 10, 2015

2015/04/08

Wednesday

0900

on Shift.

LAST night, PUR'd CBC NEWS & noted a Trish DOOD who was rep for NE injured workers. She seemed to have a lot of info / insight on Dunphy's background & struggles with worker's comp.

Sent Burke e-mail to interview her.

Had also been considering a re-enactment. Spoke to Burke about same & asked to explore immediately while we still had access to the scene. Wanted to give SMYTH time to decompress but needed to see if he would agree.

Spent A.M. dealing with re-enactment plane and the planned assignment of an Independent Observer. If possible, wanted I.O. to be present for the re-enactment but didn't want to push back if SMYTH wanted to stay as planned. Didn't want him to back out.

12:00

at Residence of Judge David RICHE (Ret) to escort to scene for re-enactment. General conversation on the way out, his past career etc. Neither he or I knew how the process would

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/s/

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work exactly as neither had done this prior. I explained contract / terms of reference were being drawn up by management currently.

1305

10-23 at Scene.

Went inside w/ RICHE & CPI Foote. Showed RICHE the room in which the shooting occurred. Gave him a very basic description of SMYTH'S version.

RICHE asked

- 1) Did it all occur in this light space?
- 2) Did Dunphy have to leave room to get gun?
- 3) Did SMYTH sit down.

Riche stated he couldn't believe it occurred in such a small space. Couldn't believe people could live in such squalor.

I explained 'the rules' of a re-enactment in that FIS recesses, nobody speaks except SMYTH and Buile. Stay out of camera view if possible. I did not stay in residence due to limited space.

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In the driveway, spoke briefly with an RAC member who had driven SMYTH to re-enactment. He advised SMYTH asked him to come out with him and wondered if he could observe the re-enactment. I OK'd it as long as he observed only, stayed out of camera shots & said nothing.

1550

Approx.

Arrived back @ office & reviewed e-mails. One was a letter forwarded from ERIC Breen, lawyer for Meghan Dunphy. She raised some concerns / questions and wanted to meet ASAP.

I responded to Breen & arranged meeting for 2015 hrs.

One of her concerns was a 'hostile' interview by Cpl Henstridge just hours after the shooting. Meghan Dunphy felt questions were designed to get ammunition against her father.

I reviewed the audio of Henstridge's statement I felt it was professional.

2020

I met with Meghan Dunphy, ERIC BREEN,

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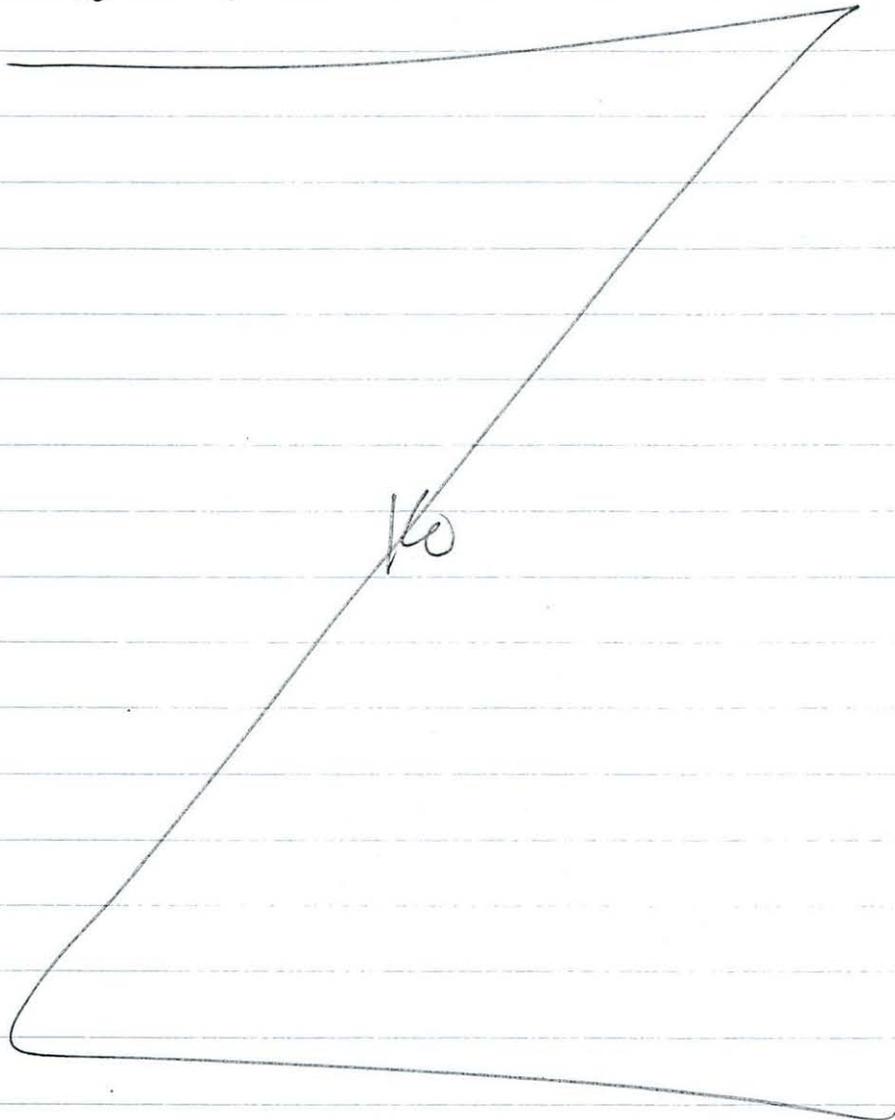
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Bill Cochran (partner of Dunphy) and Rod Tiller. New material that Dunphy wanted to offer was received, and I tried my best to answer all questions she had, including concerns raised in the letter.

Interview captured on audio/video.

2200

off shift



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Thursday

0900

on Shift.

0920

meeting w / Chief Supt Boland, Insp. Cahill, S/Sgt Fitzgerald, Sgt Al Warner.

- discussed terms of reference for Mr RICHE
- discussed meeting w/ family last night
- discussed vic Assistance consult for Ms. Dunphy.

5  
1830

meet w / Jason Sheppard (RUC) with C/Supt Boland & Insp Cahill. Overview of investigation provided to him.

1645

upon returning to mcau office, cpl Burke advised me that the video of the re-enactment had been lost by cpl ZEE (FIS). She apparently experienced computer problems during download? I immediately attended PAT Cahill's office & advised.

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Before going to CAHILL, we discussed remedies and I stated everyone is to make exceptional notes, we will explore options for recovery with other possible experts. We agreed we will not ask Smyth to do it again. It was traumatic

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for him to re-live it once. Detrimental to ask him to do it again due to our mistake, mental health consequences ATSA.

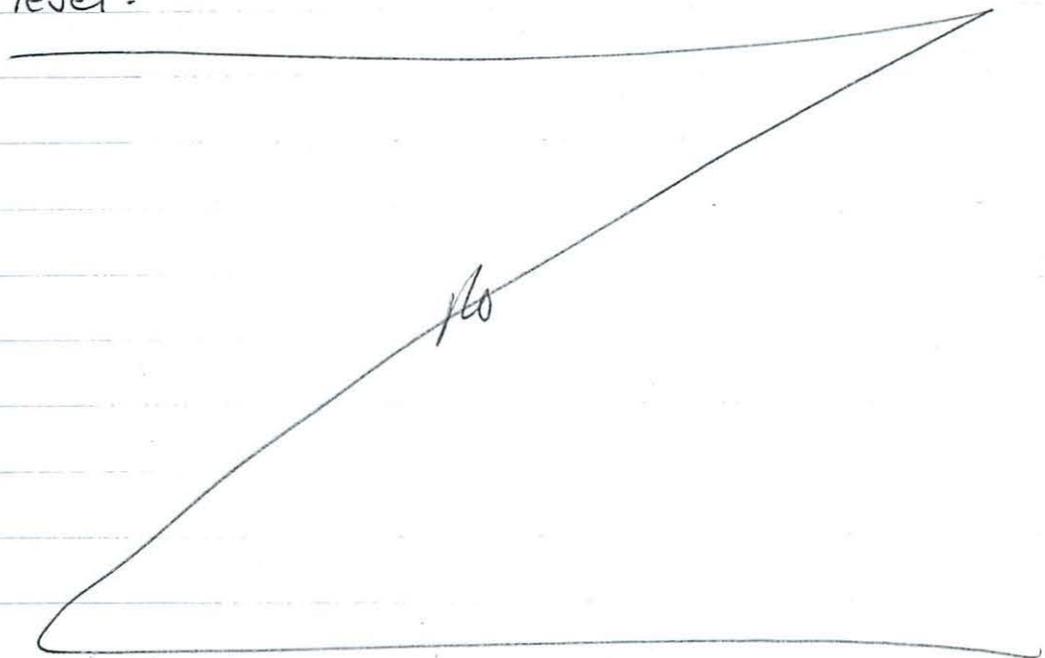
1705

Sent e-mails to advise on actions to be taken RE: re-enactment video

Spoke to Sgt Chris SANDERS (FIS) about situation.

Also discussed w/members that I didn't think it would do any good to advise Smyth of this occurrence. Perhaps we can still recover the video? Also, if not, we can tell him later should the matter go to inquiry etc. All it would do now is bother him on another level.

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Friday

0900

on Shift

Upon arrival on shift, had discussions with mca (Steve, manly, foote) about conducting a second re-enactment. There were several areas of concern / consideration

- mental strain on SMYTH, asking him to re-live it again. Contributing to PTSD etc.

- the probative value of the re-enactment.

How crucial is it? Had numerous members present, as well as an independent observer.

Everyone knew of the loss of video & had been directed to take extensive notes.

- the second re-enactment may differ somewhat as time had elapsed & he had no doubt been replaying some in his head over that time.

- Going back to residence meant bothering Meghan Dunphy on the day of her Dad's funeral

- not doing the re-enactment would open police to allegations of intentional destruction. Some

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might state the original re-enactment didn't support SMYTH'S version / scene and we "lost" it as a result.

11:30

Approximate time.

I met with c/Supt Boland and Isp Cahill in Cahill's office. I was <sup>to</sup> advised by <sup>to</sup> Cahill earlier of the issues noted above. He said he would raise same w/ Boland. In this meeting, Boland stated the re-enactment would be completed. He stated we made a mistake and must act to correct that mistake. In terms of SMYTH'S mental health, Boland understood same but felt SMYTH would see it was in his best interests to do it again. Boland felt the ramifications of not re-doing the video were unacceptable. Cahill stated he would arrange for the attendance of David RICHIE.

I advised Burke of the decision and requested he get SMYTH'S attendance arranged. Burke said he had already been speaking w/ SMYTH who advised he had scheduling issues this afternoon & is leaving for vacation tomorrow morning. I asked

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Burke to contact him and see if he could make arrangements. Burke stated Smyth had offered to delay his vacation for a day to have this done. I then spoke with Cahill and we both agreed that his costs, should delay be required, will be compensated by RCMP.

1215

Approx time.

Advised by Burke that Smyth can do 2<sup>nd</sup> re-enactment. mca will be video-taping as well, to ensure no loss.

1441

10-23 Scene. David RICHE drove out by himself. met him there. Insp Cahill and Supt Shappard were there, as they had visited the scene just prior.

1500

Spoke to Judge RICHE and told him to view re-enactment and compare to 1<sup>st</sup> as it continues. Be alive to changes, and note same if seen. I did not go into residence.

1557

Sent c/supt Boland / Insp Cahill an e-mail that re-enactment was complete.

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16:30

Approximate time.

I realized that a call should be made to Meghan Dunphy re: media

Earlier in the day, Cpl Burke sent me an e-mail from SmytIt outlining his feelings on police work, the shooting etc. I learned it had been leaked to the media and it was uncertain if it would be printed. At the re-enactment Supt Sheppard told me the CBC would be releasing same. I told Burke Dunphy should be advised. Rod Tiller to complete same.

17:10

I was in C/Supt Boland's office with Insp Cahill & ERIN Breen called me. Meghan Dunphy was upset at RCMP over media release. She thought RCMP had leaked the e-mail & had done media interview on same. I straightened that out.

Briefed Boland / Cahill.

18:15

gbb Supt

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