

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**

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Entered by: #000089634 HENSTRIDGE, M.

Report time: 2015/04/06 09:02
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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 (), Mount Pearl. Cell # 610. 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 deceased's brother and sister in law who lived next door just prior to going to the deceased's residence. He said DUNPHY's brother's name was Dick and his sister in law's 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 no 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 () 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