

C508695 59320-02

May 19, 2015

s.22

Dear<sup>s.22</sup>

A previous response dated March 20, 2015, from Stephanie Macpherson, Provincial Director, Adult Custody Division, Corrections Branch, addressed the issue of the cleaning of court house cells. I have been advised by the Court Services Branch of this ministry, who are responsible for this matter, that the cleaning policy has been reinforced with the appropriate staff. Regular checks are conducted by the supervising staff to ensure that the policy is being adhered to.

I will not be commenting on the matter of the meals served to those in custody at courthouses across British Columbia. I understand that Mr. Kevin Jardine, former Assistant Deputy Minister of Court Services, has addressed this issue and a final response was sent to you on June 6, 2014.

You raise a concern about an incident involving a sheriff van escorting females who were in custody. The Court Services Branch has advised that in order to look into this matter, the individuals who were involved in the incident are required to forward their concerns in writing to:

Inspector Mark Beaulieu Central Escorts Sheriff Services Court Services Branch 2601 Lougheed Highway Coguitlam BC V3C 4J2

Their letter should include the date, time, details of transfer and injuries involved.

. . . /2

Protect Communities, Reduce Reoffending

Page 2

If an incident occurs during a female escort to the North Fraser Pretrial Centre involving injuries that are not critical, it is not normal practice for the individuals to receive medical attention at the North Fraser Pretrial Centre, as it is an all-male holding facility and females are not permitted inside. In the incident you write about, medical attention would have been provided at the Alouette Correctional Centre for Women, if required. If injuries are life threatening, individuals are taken to the hospital for medical treatment.

You also raise concerns regarding the cleanliness of the sheriff escort vehicles. Court Services Branch advise that sheriff escort vehicles are considered cells and must meet the same sanitary standards as courthouse cells. Prisoner compartments contaminated with blood or other bodily fluids must be disinfected with the appropriate cleaning solutions prior to reuse.

Upon request of the inmate, the Corrections Branch provides additional inmate clothing to inmates who are making court appearances outside of the lower mainland. In response to your observation that inmates are unaware of their entitlement to make this request, or the process to follow, Alouette Correctional Centre for Women will incorporate this information into their inmate orientation content. This will ensure that every inmate receives this information on admission to the correctional centre.

The matter of securing bail funds from the Richmond courthouse was addressed in the previous response to you from Stephanie Macpherson. Court Services Branch has advised all sheriff superintendents of your concerns. With respect to permitting phone calls to secure bail, on the request of Court Services Branch I will share a copy of your letter with Superintendent Roger Phillips, who is responsible for Richmond, to reinforce this policy.

Sincerely,

**Brent Merchant** 

Assistant Deputy Minister

pc: Joanne Hanson, A/Assistant Deputy Minister Superintendent Roger Phillips Inspector Mark Beaulieu

Stephanie Macpherson, Provincial Director

From:

Phillips, Roger G AG:EX

Sent:

Wednesday, January 2, 2019 9:34 AM

pdf

To:

Porcher, Elizabeth AG:EX

Cc:

Corrado, Paul AG:EX; Phillips, Roger G AG:EX

Subject:

FW: New Litigation: s.22

v. HMQ

Attachments:

s.22

Good morning Elizabeth, as below \$.22 was transported via SPOC to Chwk where he would normally have been transferred to Kamloops Sheriff for transport to KRCC. At some point after pick up by SPOC from SPSC, Kamloops notified Chwk Sheriffs that \$.22 was releasable. Kamloops facilitated the clearance through SPSC and Chwk assisted with the release as outlined by inspector Schmidt below.

Inspector Schmidt and Sgt Ranallo may be able to assist counsel with any further questions as to the release, but Kamloops may have more detail on the court file and reasons for the release.

Thank you

Roger

From: Bruce, Bradley AG:EX

Sent: Friday, December 14, 2018 5:05 PM

To: Schmidt, Kevin AG:EX; Phillips, Roger G AG:EX

Cc: Sweeney, Doug L AG:EX Subject: RE: New Litigation: s.22

v. HMQ

Here is the relevant paperwork from SPOC's end.

## **BRAD BRUCE** A/INSPECTOR BRITISH COLUMBIA SHERIFF SERVICES SHERIFF PROVINCIAL OPERATIONS CENTRE office, 604-927-2692

cell 604-360-1664

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From: Schmidt, Kevin AG:EX

Sent: Friday, December 14, 2018 4:28 PM

To: Phillips, Roger G AG:EX; Bruce, Bradley AG:EX

Cc: Sweeney, Doug L AG:EX
Subject: RE: New Litigation: \$.22

v. HMQ

Roger,

 On Dec 28, 2016, SPOC picked up s.22 from SPSC and transported him to Chilliwack for transfer to Kamloops.

Upon arrival in Chilliwack, Kamloops notified Chilliwack that s.22 warrant was vacated and was releasable.

- Kamloops sheriffs completed a release form.
- When Kamloops received clearance from SPSC, they faxed the form to Chilliwack.
- Sgt. Ranallo completed the release and s.22 was given his effects (Listed as 1 blue bag on the 003 from SPOC).
- s.22 was then released @ 1345 hrs.
- Normal process is to provide assistance with transportation upon release.
- Sgt. Ranallo may have further information as to his dealings with s.22

Thank you,

**Kevin Schmidt**| Inspector British Columbia Sheriff Service Chilliwack Law Courts Office: 604-795-8355 | Cell: 604-316-9802

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From: Phillips, Roger G AG:EX

**Sent:** Friday, December 14, 2018 3:19 PM **To:** Schmidt, Kevin AG:EX; Bruce, Bradley AG:EX

Cc: Sweeney, Doug L AG:EX

Subject: Fwd: New Litigation: \$.22

v. HMQ

Gents do we know anything about this matter?

Roger

Sent from my iPhone

Begin forwarded message:

From: "Porcher, Elizabeth AG:EX" < Elizabeth.Porcher@gov.bc.ca>

Date: December 14, 2018 at 3:07:10 PM PST

To: "Villella, Angela AG:EX" < Angela. Villella@gov.bc.ca>, "Phillips, Roger G AG:EX"

<Roger.Phillips@gov.bc.ca>

Subject: FW: New Litigation: \$.22

v. HMQ

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SHS 814 06/12

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Page 6 of 19 MAG-2021-15539



# Vehicle Trip Inspection and Safety Form

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• Lights (headlights etc.)	4	• Bolt-cutters
Lights (scene, compartment etc.)		Fire extinguisher securely mounted & certified
Mirrors (rear vision)	( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )	Flashlights (2)
• Windshield Wipers		Wheel chock (Z-Class)
• Fuel Level	3/4	• Magnetometer
Brnkes & Emergency Brake		
• Horn		
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· Prisoner compartment doors and steps (function)	/	Audio system - functionality
· Prisoner compartment cooling/heating functioning		
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Cab and cages (general condition)		Post Trip Inspection
Code 3 Emergency Equipment		
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SHS805 03/2016

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From:

Ranallo, Ezio AG:EX

Sent:

Wednesday, January 2, 2019 10:17 AM

To:

Phillips, Roger G AG:EX; Schmidt, Kevin AG:EX

Cc:

Corrado, Paul AG:EX; Ranallo, Ezio AG:EX

Subject:

RE: Legal matter

## Good Morning,

I don't have any recollection of this particular matter nor any notes. However, I can advise what my practice is. I would offer the person a phone call for a ride. Usually the person is just in a hurry to get release and disappear. During that time in 2016 I believe the only buses to the city were via Greyhound. Chilliwack Sheriffs had an account with Greyhound and we would use Insp Schmidt credit card(office) to print the bus ticket online. Depending on the times and bus routes it wasn't always feasible. I can assure you every effort would have been made available such as other resources like salvation army type and inquiries with the RCMP what resources they used etc.

Thanks,

Ezio

From: Phillips, Roger G AG:EX

**Sent:** Wednesday, January 2, 2019 9:44 AM **To:** Schmidt, Kevin AG:EX; Ranallo, Ezio AG:EX

**Cc:** Corrado, Paul AG:EX **Subject:** Legal matter

Gents please ensure any notes and records relating to this release are set aside should counsel need any further info. As you will see from my response I gave a brief overview of Chwk's role in the matter. Further info may be required or counsel may wish to discuss with us. Let me know if counsel does make contact.

**Thanks** 

Roger

From:

Schmidt, Kevin AG:EX

Sent:

Tuesday, January 8, 2019 10:39 AM

To: Subject: Phillips, Roger G AG:EX

Attachments:

RE: s.22 v HMTQ Chilliwack Release Documents.pdf; Chilliwack Gaol Log Page 1.pdf; Chilliwack Gaol Log

Page 2.pdf

Roger,

Here is everything we have:

- Release form sent to us by Kamloops Sheriffs
- 003
- SCMS Face sheet
- 2 pages from our gaol logs no mention of his release.

Thank you,

**Kevin Schmidt**| Inspector British Columbia Sheriff Service Chilliwack Law Courts Office: 604-795-8355 | Cell: 604-316-9802

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From: Phillips, Roger G AG:EX

Sent: Tuesday, January 8, 2019 8:22 AM

**To:** Schmidt, Kevin AG:EX **Subject:** s.22 v HMTQ

Kevin, over the next few days can you gather up any documentation relating to \$.22 log, 003, clearance from Kamloops/SPSC.

attending Chwk. Copy of jail

Thanks

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2016/Dec/28 1:40:52 PM 2016/Dec/28 10:21:11 AM

Kamioops Sheriffs 250-828-482

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Page 12 of 19

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# CHILLIWACK LAW COURTS - PRISONER LOG

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# CHILLIWACK LAW COURTS - PRISONER LOG

DATE: 12 2 2016

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From:

Ranallo, Ezio AG:EX

Sent:

Wednesday, January 9, 2019 11:43 AM

To:

Phillips, Roger G AG:EX Schmidt, Kevin AG:EX

Cc:

Subject:

Info-s.22

Supt. Phillips,

I have gathered some info as follows.

Dec 23, 2016

SURSHR REL ADCU SPSC

Dec 23, 2016

SURSHR ADM LCKP SURSHR

Dec 23, 2016

SURSHR

Court-KAML 102367-3 AW PSP over \$5000 ROCH

**SURSHR** 

Court-KAML 102367-3 AW PSP over \$5000 ROCH

**SURSHR** 

Court-KAML 102367-3 AW Posses break in instrument ROCH

Prior to this date he was in POCO on Nov 17, 2016 on a remand Kamloops different file number and COR

From reviewing the whole package, there appears to be a gap on SCMS from Dec 23,2016 to Dec 28, 2016. After Dec 23,2016 his last entry was on 2017-04-10 back PCOSHR.

SURSHR= Surrey Sheriffs
ADCU= Adult Custody Unit
LCKP= Lockup
ROCH= Remand on charges
AW=Arrest Warrant
COR= Closed on release
ADM= Admitted
PCOSHR= Poco Sheriffs

## FW: Human rights and charter of rights violated by sheriff.

From: Smith, Jackie G AG:EX <Jackie.G.Smith@gov.bc.ca>
To: Smith, Jackie G AG:EX <Jackie.G.Smith@gov.bc.ca>

Sent: December 8, 2021 5:12:53 PM PST

From:s.22

Sent: Monday, November 15, 2021 4:42 PM

To: AG CSB Feedback AG:EX < CSBFeedback@gov.bc.ca >

**Subject:** Human rights and charter of rights violated by sheriff.

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

On October 26 2021 at approximately 1 pm I went to the vancouver provincial courthouse to follow up on my courtcase and to gather content as an independent journalist.

Upon entry, sheriff# 2001 encroached on me at the front entrance by giving me directives to stop recording even though I was at the front door lobby, which contradicted the sign posted on the wall mentioning: no recording in courtrooms.

I was then told to stop recording or leave.

I mentioned I have business to conduct.

Sheriff s.22 then placed me under arrest for obstruction and attempted to forcefully place a mask over my face without my consent nor asking to wear one nor asking why I did not have a mask upon entry.

I have a medical mask exemption.

I was then taken to a jail cell downstairs and held in there for about 2.5-3 hours until the VPD arrived and released me with a promise to appear notice and conditions.

My Canadian charter of rights and freedoms were violated.

I was coerced by sheriff s.22

My property (cell phone) was seized, and the video footage of the incident is missing.

False report and charges was maliciously issued.

My property (backpack and wallet) was searched without my consent.

My medical mask exemption note was pulled out of my wallet and viewed without my consent.

Sheriff s.22 practiced medicine on me without a licence by forcefully placing a mask over my face.

Thank you for your time and attention towards this matter.

s.22

Phone s.22

#### Hi Peter

Given you are acting for Roger. Please see the follow-up request from the Tyee below – they would like to know who they can contact to request a copy of the BCSS release protocols or the training manual.

## Erin approved.

- For security reasons, the Ministry is unable to provide a copy of the B.C. Sheriffs' release protocols or training manual.
- The Ministry can advise that prisoners released from court holding cells must have clothing that
  is appropriate for the prevailing weather conditions. All released prisoners must have
  appropriate footwear. It is the responsibility of the local sheriff office to arrange for any and all
  necessary clothing where the released prisoner does not have these items.
- Reasons that sheriffs may not transport personal items between holding facilities includes: high
  volume of individuals transferred; to limited space in sheriff vehicles and cells to store personal
  effects; the increased movement of personal effects between agencies increases the risk of
  effects being misplaced/lost.

You OK with this response? Please approve. Thanks.

Alvin

### Reporter

Amanda Follett Hosgood, Reporter The Tyee afolletthosgood@thetyee.ca 250-877-3758

Deadline Friday, December 10, 2021 12:00 PM

## Request

The reporter would like to know who they can contact to request a copy of the B.C. Sheriffs' release protocols or training manual?

## Recommendation

### Background

This is a follow-up to a media request from December 3, 2021.

## **REQUEST:**

The reporter would like us to clarify which individuals we are referring to in our previous response. They would also like to know if there are release protocols, and if yes, they would like us to provide them.

## RESPONSE:

Provided Background

We are referring specifically to individuals in sheriff's custody on November 22, 2021, but this practice applies to all individuals who are released from sheriff's custody.

Please contact the registry directly for more information about cases and those involved.

Release protocols are provided to Sheriffs during training and through their manual. We are unable to share a copy of this document.