

1.
R. v. Dunlop

WEDNESDAY, AUGUST 15, 2007

MR. SAGER: It's Sager, Your Honour, S-A-G-E-R,
first initial 'S'. I'm here on the Dunlop
matter.

5 MADAM CLERK: Lines 13 to 15, Your Honour.

THE COURT: Thank you. Is this a pre-trial on
the merits, or is it a pre-trial for resolution?

10 MR. SAGER: A primary resolution I would
think, Your Honour. There has been a pre-trial
with Ms. Barnier, Beth Barnier of the Crown's
office. Now, the reason she's not here today is
- dealing with this, is she is familiar with Mr.
Dunlop. In fact, she worked with Mr. Dunlop when
- at the Children's Aid Society in Barrie, so she
15 knows him and of his - and his reputation in
working with young people. Our - after our
discussions, this primarily came all down (sic)
to sentencing. I'm looking for - due to some
very mitigating circumstances that I'll go into
20 as we proceed along here, I'm of the opinion
that a period of incarceration is not warranted
in this particular case, and - but I'll go into
that as we proceed.

25 THE COURT: Yes.

...OFF RECORD FOR JUDICIAL PRE-TRIAL

RECESS

UPON RESUMING:

30 MR. ENRIGHT: Thank you, Your Honour. Mr. Sager
and I can re-address you then...

THE COURT: Sure.

MR. ENRIGHT: ...on the Dunlop case, with a return date.

THE COURT: All right.

MR. SAGER: We're trying to coordinate our calendars where you're here, Your Honour, and...

THE COURT: Oh, all right.

MR. SAGER: ...all I - unfortunately in - August 29th I understand you're back here, but I'm up at my boat, and then in September I'm in Ottawa. When are you back in this court in September, Your Honour?

THE COURT: I don't know that I am, and I don't think that I am.

MR. ENRIGHT: I don't think it would have to be this court,...

THE COURT: It doesn't have to be this court.

MR. ENRIGHT: ...the idea is to get it back in front of you, Your Honour,...

THE COURT: That's fine.

MR. ENRIGHT: ...for a potential resolution.

THE COURT: If you have a convenient date in September and it works with my diary that's fine. Do you have a date in mind? The first week of September is not a good week, I just mention that because of the commitments I have here on a number of matters now. I know that would be a difficult week. After that though, I'm involved in a matter that's scheduled for a number of days all through September, so it would be a very simple matter, I think, of putting it

into one of those dates.

MR. SAGER: What about the 19th?

THE COURT: Of September?

MR. SAGER: Yes.

THE COURT: That's fine, that's a Wednesday.

MR. ENRIGHT: That's fine with me.

THE COURT: What's best, morning or afternoon?

MR. SAGER: Morning, I think.

THE COURT: Thank you. I'm in courtroom 203 on the 19th of September. Shall I mark this as continuation of JPT? Is that the best way to mark it?

MR. SAGER: I think so.

THE COURT: Is Mr. Dunlop present?

MR. SAGER: No, there is a designation on file. He's up in North Bay, is where he resides, Your Honour.

MR. ENRIGHT: Okay.

THE COURT: All right. Well, Mr. Dunlop then, appearing - we're on the record just briefly? Yes. Mr. Dunlop appearing as counsel and as agent - pardon me, Mr. Sager appearing as counsel and agent for Mr. Dunlop, I apologize, these matters have been the subject of a pre-trial which will continue with possible resolution to September the 19th, 2007, at 9:30 a.m. in courtroom 203. All right?

MR. ENRIGHT: Thank you.

MR. SAGER: Thank you, Your Honour.

THE COURT: Thank you.

FORM 2
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J. Dunlop, in the Ontario Court of Justice, held at Newmarket,
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August 21, 2008
DATE

Diane Massey
DIANE MASSEY

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