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Canada's National Law Enforcement Magazine

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Contents

BLUE LINE

February 2012 Volume 24 Number 2

Features

- 8 Mobile Data on a Budget**
Three companies come together to increase police in-car capability and reduce costs
- 10 Compact Communications**
Frontline information in the palm of your hand
- 12 Communications Interoperability Key to the Future**
- 16 Using Judo to Connect with Youth**
- 20 A History of Policing for the Love of it**
- 26 Setting a New Agenda**
Calgary Police complaints process ensures public confidence
- 33 Supply & Service Guide**
- 46 Staying on the Cutting Edge**



Departments

- 62 Advertisers Index
- 24 Book News - *Stubby the Cat*
- 28 Book News - *An intriguing, seldom seen world*
- 22 Deep Blue
- A physically safe workplace is not enough
- 54 Dispatches
- 49 Letters
- 60, 61 Market Place
- 29 Odditorials
- 7 Publisher's Commentary
- Leadership is an attitude of encouragement

Case Law

- 55 Specific officer not needed in drug warrant
- 56 Documentation includes electronic material
- 58 Court rules on Internet privacy interest



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Leadership is an attitude of encouragement

Policing in a large metropolis can very quickly turn into a career scamper to either promotion or specialization.

I realized this after five years of general patrol duties and decided to try my hand at traffic work in the big city. My transfer was accomplished in a blindingly short time -- which could reflect either how bad one branch wanted to get rid of me or how much the new branch wanted me. Never did figure out which one was true.

My introduction to traffic revealed there was a pecking order of duties. Junior officers started on motorcycle patrol then moved into radar speed enforcement. The next step was accident investigation, then breathalyzer and finally on to traffic investigation, usually hit and run or the auto theft squad.

Since I wasn't a junior officer I was assigned to radar enforcement. Initially troubled to hear that officers could stay there for their entire career, and many did, I later found that many were attracted to the squad because of the shifts -- we called it "da woo." An acronym for "Days, Afternoons and Weekends Off."

Getting to know my colleagues I discovered they were all interested in handling other calls but had been lulled into simply issuing 20 to 30 tickets and then taking it easy for the rest of the day. Supervisors were happy with this workload and never had any higher expectations of them. But was this real job satisfaction?

One day, after writing my expected threshold of tickets, I heard a call at a nearby bank for an NSF cheque. I told the dispatcher it sounded like a busy day and that I would take the call. She sounded startled, surprised and grateful. Another nearby radar car heard this and showed up at the bank before me. The officer, older than me and on radar work for many years, said he wanted to see how the call should be handled. I explained it was routine for divisional officers and offered to assist if he wanted to take care of it.

What happened next was a joy to behold. The officer enjoyed the chat with the bank manager. I made a few suggestions about how to write up the occurrence report and you could see how delighted he was to do something different. My intent was simply to give him an opportunity to change up his routine and take some of the drudgery out of a job he had done for more than a decade.

Upon reflection I can assume this dis-

played good leadership on my behalf but it wasn't my intent. I had by that point realized that I would not make a good supervisor or disciplinarian so my goal was simply to make work a little more fun by mixing things up. It just so happened that it gave others a lead to do the same. Hence leading by example was what I accomplished without actually making it my goal.

People who show good police leadership skills are quite often moved up the ladder into management. Although they are probably the best people to consider for the top jobs it should be done with a little discernment. The move must be in the best interests of the individual at that time. The balancing act is ensuring these leaders continue to enjoy the work they are doing and, when ready for management, are adequately groomed for the role. It is well known that many a good leader has regretted moving into management.

One way good leadership in your organization is appropriately recognized is to nominate them for the Police Leadership Award. *Blue Line Magazine* has proudly sponsored this prestigious award since its inception in 1999 because it comes closest to the fundamentals of police work we wish to encourage. Good leadership is not just showing a good example to your agency but, more importantly, to your peers. Those guys and gals you work with every day.

Each police officer needs strong leadership skills and it is Blue Line's hope that the best examples of it are given as much recognition as possible. These are individuals who show others, by their actions, a way to improve their every-day work life. The end result is they look forward to coming to work each day.

If you know a person who displays good leadership to their colleagues visit www.blueline.ca, click on the Leadership section, fill out the application and send it to your nearest senior officer or chief. If you know of a good candidate but feel you're not the one to nominate them, simply e-mail the nomination to us at Leadership@blueline.ca and we will run it past your agency's people.



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Mobile data on a budget

Three companies come together to increase police in-car capability and reduce costs

by Tom Rataj

The introduction of mobile data terminals back in the mid-1980s was a huge step forward in allowing police officers access to information in the field. They no longer needed to interrupt an already busy dispatcher with “just” a plate or identity check and could now access large amounts of information at any time.

This new access also greatly increased the number of checks officers could do because of its self-serve nature. It allowed trolling for stolen autos, suspended drivers and ne'er-do-wells regardless of how busy the voice-radio system was or how strongly the officers' intuitive senses tingled.

Car-to-car messaging also allowed officers to communicate privately amongst themselves without being overheard by the dispatcher, the road-sergeant or citizens (and criminals) eavesdropping on voice radio transmissions. This offered a number of tactical and operational advantages but also got a few officers in hot-water for sending inappropriate messages.

Remember, this all came in the days before cell phones were affordable or readily available to everyone.

Thankfully the dumb mobile data terminals

soon gave way to real computers such as the Panasonic Toughbook laptops (panasonic.ca), which arrived in the early 1990s. They introduced actual processing power in the field and added the ability to access in-house records management systems (RMS) and prepare and submit reports electronically.

Global Positioning System (GPS) mapping and automatic vehicle location (AVL) technology add-ons followed in the 2000s, further leveraging the mobile data equipment and the increasing operational efficiencies that it offered.

Expenses

Supporting mobile data and related technologies unfortunately introduced complex and expensive infrastructure, both in the car and back at HQ.

Prior to the arrival of now widespread high-speed cell data technology, implementing mobile data required constructing expensive private wireless data networks, which often had coverage issues that caused dead-spots.

Implementing and operating mobile data services and equipment in police vehicles typically involves substantial capital and operating costs. Rugged computers designed to survive three or more years in our harsh climate and the rough and tumble environment of a police vehicle are expensive.

Protecting hardware against theft or damage, while still keeping it ergonomically placed and out of air-bag deployment zones, also add to the costs.

Despite the numerous advantages of mobile data for front-line policing, the costs associated

with buying and operating the systems often make them too expensive for many smaller police agencies, who may also lack the in-house experts required to implement and operate them.

Mobile Innovations

Fortunately, Niagara Falls, Ontario based Mobile Innovations (www.mobinnoco.com) will soon offer a substantially cheaper solution. Its existing BlackBerry smartphone based policing products has been used for several years in Canada, the UK and Australia by some 17,000 users, giving it extensive experience in the field. In the Canadian implementation officers have access to CPIC and the Niche RMS products.

The company's “Mobile Police Assist” product line is being enhanced with the addition of BlackBerry PlayBook tablet as the in-vehicle display for data from the BlackBerry smartphone. Custom applications also allow it to operate the vehicle's emergency lighting and other systems. The Chatham-Kent Police Service (www.ckpolice.com) in Southwestern Ontario currently has deployed two field-test versions of the prototype.

The off-the-shelf components make this system affordable. While not rugged to military specifications, the tablet and phone are both relatively cheap and can be readily replaced at local retailers. The entire upfront hardware costs (including mounting and connecting components) is under \$2,000, well within the budget of even a small agency with only a few cars. Compare this to upwards of \$10,000 for a rugged laptop or mobile computer system and it's a real bargain.

Two Dodge Charger prototype demo-

Left: CEO, Gary Bauer, of Mobile Innovations stands beside the D&R Electronics Innovations car which demonstrates the use of BlackBerry's Playbook.

vehicles were demonstrated and well received at last year's OACP and CACP annual conferences and on-tour across Canada.

The prototype systems consist of a 16GB Blackberry Playbook tablet and smartphone for the cellular data connection, a pre-production Bluetooth keyboard, an E-Seek M250 2D card reader for reading driver's licences, a Brother PocketJet printer for e-ticket printing and a smart-hub mini-server to connect all the components together and make it all work.

D&R Electronics (www.dandrelectronics.com) of Bolton, Ontario worked with Mobile Innovations to design and build a customised mounting system designed specifically for the prototype units. D&R also has many years of experience in designing and building custom mounting systems.

The mount is designed so that the Playbook can be removed from the vehicle and taken into scenes to allow investigations and report writing. The bracket holds it securely to the dashboard but still allows adjusting it up to 35 degrees horizontally and 40 degrees vertically so officers can easily orient it to a comfortable position toward themselves (and away from the guy in bracelets in the back seat).

The keyboard mount has two articulation points, allowing the keyboard to be positioned more conveniently for either driver or passenger, and includes a LED light to illuminate it (it is not backlit).

The parts

The Playbook is a 178mm (7") tablet computer launched by Research in Motion in April 2011. With a crisp and bright HD 1024x600 LCD display in a 16:9 aspect ratio (think big-screen TV proportions), it makes a great little in-car display that doesn't block vehicle heating/cooling controls or stereos as larger displays do.

Operating on RIM's exclusive secure QNX operating system and powered by a 1GHz dual-core (two processors on one chip) processor, it has 1GB of system memory and 16, 32 or 64GB of user memory depending on the model. Even at the regular retail list price of \$499 for the entry-level 16GB version, the Playbook is substantially cheaper than replacing only the screen portion on a rugged laptop or mobile computer.

Although the Playbook can operate for six or more hours on battery alone, this setup has it connected to a charger while in the dashboard mount so the battery is always topped up. It is enclosed in an Otterbox (www.otterbox.com) case to protect it from bumps and bruises.

The prototype version is connected through a USB smart-hub, essentially a mini computer server that hosts all the connected equipment. The smart-hub runs Angstrom, a version of Linux designed for embedded systems, and the custom programs that make everything work together are written in the open-source Python programming language. In place of a hard drive



1989



2012

the system works off a MicroSD card.

The prototype is pre-configured with three screen brightness settings: dim, office and sunlight, allowing the level to be customised for ambient lighting conditions. An optional negative image night-mode setting is being investigated to further improve low light usability.

The RIM designed pre-production Bluetooth keyboard allows fast entry of large amount of text. The final production version of this keyboard was expected to be released last month.

One of the major advantages of using mobile data systems is the ability to electronically capture driver's licence data to conduct checks and prepare tickets. The E-Seek (www.e-seek.com) M250 2D card reader can read data on both the magnetic stripe and linear 2D bar codes found on most drivers' licences, health cards and other government issued ID cards.

Electronic tickets are prepared from the data captured from the driver's licence (eliminating transposition errors) and printed with an optional Brother (www.brother.ca) PocketJet thermal mobile printer. It prints tickets on a roll of paper that has a 500 - 8Ω X 11" sheet equivalent page capacity.

While the Playbook is the core of the system, all data transmission is through a BlackBerry smartphone over public cellular data networks - both an advantage and a disadvantage. The two devices are wirelessly connected over a Bluetooth connection which is secured against eavesdropping by BlackBerry's state-of-the-art security protocols and encryption, allowing either or both to be removed from the car and used at a scene.

With public mobile cell data, agencies

simply need to purchase blocks and negotiate priority access agreements so that they always have a reserved portion of bandwidth, regardless of how busy the networks become. The provider is entirely responsible for the system, relieving the police service from this burden.

Some police agencies might be uncomfortable with this arrangement because they are not entirely in control of a critical part of their infrastructure. Generally, users have unlimited bulk voice and data plans for their BlackBerry smartphones, so data costs are not prohibitively expensive. An added advantage is that users also automatically have voice communications.

Think of the cell data side in terms of car-leasing; the costs are fixed and every few years you get a new car (or in this case a data system) without the worries of replacing it outright once it gets old.

Since GPS is a native feature on BlackBerry smartphones it can also be used to assist officers in finding their way. Because the Playbook is much larger than even the largest standalone GPS or built-in vehicle navigation unit it provides much better mapping functionality.

Future additions to this system include in-car camera hardware and software and voice dictation software.

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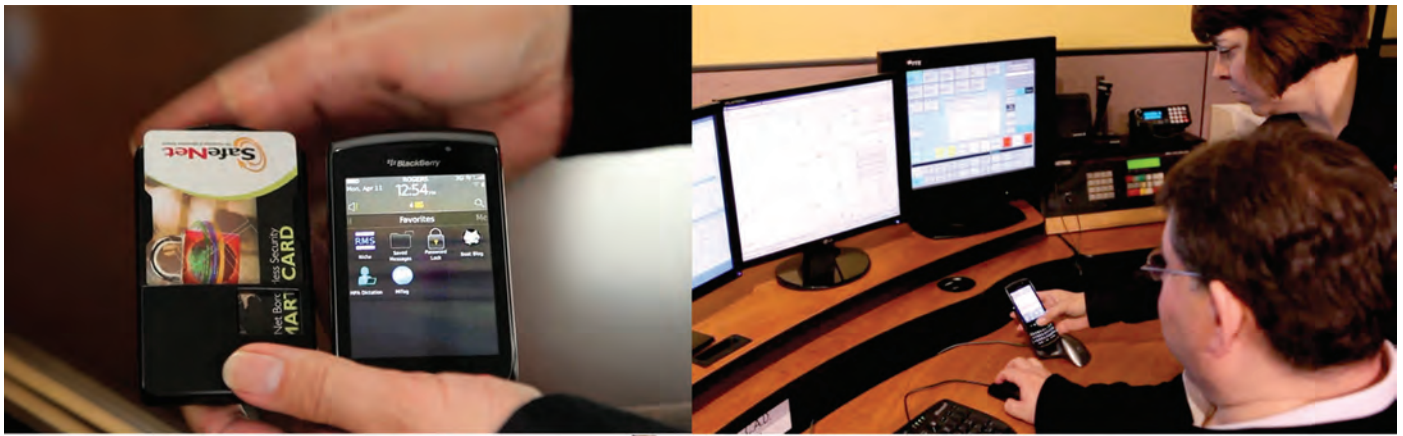
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COMPACT COMMUNICATIONS

Frontline information in the palm of your hand

The Chatham-Kent Police Service (CKPS) serves a mixed rural and urban population of approximately 110,000 residents in a 2,400 sq km area. One of the largest municipalities in southwestern Ontario, Chatham-Kent is made up of several small communities that, before amalgamating, had their own police services.

Today's police force, with 240 employees in 20 specialized units, embraces new technology that allows officers to spend more time in the field and less time in front of a desktop computer.

The challenge

Policing municipalities spread across rural townships and agricultural land is challenge enough. "In our main district, the officers are so busy it's often difficult for them to find time to come into the station," said Anita Scott, CKPS project technical lead. "We wanted to put the station in their hands but to do so while on a budget was even more challenging."

Like many police services, CKPS believed a mobile wireless solution could be a cost-effective method of putting information in officer hands while helping to simplify management and maintenance. The ability to look up data on-the-spot would help officers do their jobs more

efficiently, not only in police vehicles, but also on the streets and in their communities. Any implemented solution would have to meet the stringent security protocols required to access CPIC data.

The solution

CKPS worked with the Ontario Police Technology Information Co-operative (OPTIC) and Justice Technology Services (JTS), to do a thorough threat and risk assessment of their idea for a mobile solution.

The BlackBerry solution was chosen as the most suitable platform for the deployment and BlackBerry smartphones were rolled out to the service's 170 members. BlackBerry passed the stringent security protocols of police forces in Ontario thanks to its smart card reader and SafeNet smart card technology. The reader is designed to allow mobile personnel to meet operational requirements for multifactor authentication with Bluetooth-enabled BlackBerry smartphones, Microsoft Windows computers and PKI applications, without negatively impacting the user experience. In other words, a user must prove his or her identity with two or three different methods before accessing information

— contributing to a much higher level of security.

Additionally, officers were given a way to access back-end data from their BlackBerry smartphones. Working with partner Mobile Innovations a gateway was built into the back-end Niche-RMS 4.3 records management system and CPIC criminal information databases. Officers were also given the ability to send and receive e-mail.

To further enhance effectiveness in the field, Mobile Innovations also worked with the police service to roll out MPABeatBlog (allows for up-to-the-minute information on missing persons, wanted criminals and officer safety), MPATracker (enables tracking each officer's location throughout the municipality) and MPADictation (allows officers to dictate statements and reports directly to its data entry section).

Benefits

"In terms of business continuity, the BlackBerry smartphone is a device that replicates virtually everything an officer needs to do their job on the road and helps increase officer safety at a relatively low cost," said CKPS Insp. Tim Mifflin.

Officers can have highly secure access to

CPIC information in the field, allowing them to get police data when they need it instead of having to wait until they are back in the station. The platform and devices not only provide a strong security framework for this functionality but allow officers to spend more time on the streets and in the community – which may contribute to helping investigations move forward more quickly. The solution also simplifies management, since one administrator can maintain more than 1,000 BlackBerry smartphones.

The force gains some clear advantages from the deployed applications. For example, MPATracker is designed to track an officer approximately every 15 seconds anywhere in the municipality. “If one of our officers is missing, we have the ability to set up a track right away and we can determine where he/she is located,” said Scott.

Mobile access to Niche RMS photographs allows photographs to be viewed. This can be useful in a scenario where an officer is searching for a missing child or lost person. A photograph and description can be sent to all officers.

This is only the beginning. The solution will allow the CKPS to enhance the service it provides the public through technologies such as computer-aided dispatch and the ability to replicate records management on a smartphone.

“It’s revolutionized the way we do our business,” said Mifflin, “and it’s only going to get better.”

For further details about this project you may contact Michael Pearce at Chatham-Kent Police at michaelp@chatham-kent.ca. RIM may be contacted by email to William Monteith at WMonteith@rim.com.

Near-field communication and much more

by Peter Hansen, P.Eng

Research In Motion used the Consumer Electronics Show (CES), arguably the tech world’s highest-profile venue, to finally unveil the long-awaited software update for its PlayBook tablet.

At this Las Vegas event last month RIM previewed the major version 2.0 update to the PlayBook OS which was originally expected in October but then delayed until February. While they have still not committed to an actual date, they confirmed their intent to deliver in February.

The update brings several major items, and many smaller changes. The most significant feature is the long-promised “native” Personal Information Manager (PIM) which includes on-board email, calendar, and contacts applications that no longer require the use of a BlackBerry phone.

These apps include innovative “social integration” features that go beyond what the competition has offered so far, providing unified views of a user’s messages from multiple email accounts, Twitter, LinkedIn, and other social networks.

RIM also announced a new BlackBerry Video storefront which will allow streaming of movies the same day they are released on DVD.

A “Print To Go” capability provides a printer

driver, for a user’s regular computer, which allows them to “print” to the PlayBook in a way which generates a PDF file that is automatically transferred to the PlayBook through the network.

The App World store is being updated to include private “shelf-space” for an organization to securely and easily deliver its own apps to its users’ PlayBooks. This may be an advantage to agencies with customized apps for internal use.


Additional usability improvements including a revamped “home screen” user interface, a “contextual” predictive typing feature with spell-checking, auto-text and auto-correct capabilities, and major additions to several of the already bundled apps.

Also revealed at the CES show RIM debuted the BlackBerry 7.1 OS, which includes the ability to share information between two near-field communication (NFC)-enabled BlackBerry devices by touching them together.

The initial reception by the media has mostly been cautiously optimistic.


Peter Hansen is the owner of Engenuity Corporation and an application developer working with RIM technology devices. He may be reached by email to peter@engcorp.com

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Communications interoperability key to the future

by Lance Valcour

A record 300 delegates attended the fifth annual Canadian Public Safety Interoperability Workshop (CPSIW). The first ever awards of excellence were presented and there was a major announcement on the future of the Canadian Interoperability Technology Interest Group (CITIG).

Created in 2007 by the Canadian Association of Chiefs of Police (CACP), Canadian Association of Fire Chiefs (CAFC) and Emergency Medical Services Chiefs of Canada (EMSCC), CITIG's purpose is to improve Canadian public safety communications interoperability. It has been supported from its founding by the Canadian Police Research Centre (CPRC), a 31 year old federal science and technology based research organization.

CITIG initially focused primarily on education, awareness and supporting various research related projects. The 850+ volunteer members from across Canada, the US and the world are primarily from first responder agencies but also include all levels of government, non-governmental organizations, associations, academia and industry. All share a common interest in enhancing Canada's communications interoperability to improve the safety and security of first responders and all Canadians.

CITIG provides:

- a pro-active mechanism for exchanging unbiased information and knowledge on public safety communications interoperability (i.e., the five aspects — governance, standard operating procedures, technology, training & exercise and usage — as per SAFECOM model, a key framework widely



CITIG Transition Board thanking Deputy Chief Charles Dowd, NYPD, for his Keynote Speech on 700 MHz at CITIG 5. Shown Left to Right: Supt. Bill Moore, Halifax Regional Police, Deputy Chief Charles Dowd, New York Police Department, Division Chief Michael Sullivan, Ottawa Fire Service & Supt. Pascal Rodier, British Columbia Ambulance Service

adopted in Canada);

- a mechanism to co-ordinate development and implementation of communications interoperability best practices (i.e. SAFECOM, the Canadian Interoperability Communications Continuum, national and regional workshops, etc.);
- a means to improve responder ability in emergency management and day-to-day operations; and
- a way to interface and address communication interoperability gaps.

Workshops

One of CITIG's first success stories

came in 2008 when it hosted the first in a series of voice interoperability workshops (CITIG #1) in Ottawa. High on the agenda were issues such as P25, land mobile radio and governance of interoperability projects and programs.

Even though organizers had less than two months to plan and execute the event it sold out, attracting almost 150 delegates. More than the traditional "conference" style events (they talk, you listen), delegates found themselves actually putting in long hours in structured sessions designed to help shape both the future of public safety interoperability in Canada and the future of the group.

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There were a number of “outputs” (as opposed to “outcomes”). By far the most important was the resounding call for Public Safety Canada (PSC) to work with associations, provinces, territories and a wide range of interoperability partners to develop a national public safety communications plan.

The second output was to extend future workshops from two to 2.5 days, allowing for more presentations and break-out sessions.

A Canadian strategy

The Communications Interoperability Strategy for Canada (CISC) was the key focus at the second CITIG workshop, held in Toronto. The almost 200 delegates (another sell out) all had multiple opportunities in 75 minute break-out sessions to review and offer “criticisms with upgrades” designed to make the plan stronger, more meaningful and, ultimately, better for Canada. What was especially telling was the fact that ALL delegates could participate – not just government officials or first responders.

The federal, provincial and territorial ministers responsible for emergency management formally adopted the CISC in January 2011. Day to day governance of the strategy falls to the Senior Officials Responsible for Emergency Management (SOREM), which includes officials from every province and territory and PSC. In a dramatic break from tradition, the Tri-Service Associations (EMSSC, CAFC and

CACP) and CITIG all have seats on the SOREM Interoperability Working Group. This model has proven so successful that other working groups are seeking to replicate it.

CISC key action plans include issues such as creating greater awareness of interoperability related issues (primarily via CITIG and articles such as this), standards for data sharing and 700 MHz broadband for mission critical public safety data).

Feedback from the first two workshops clearly indicated that while voice interoperability is and will continue to be a priority, data interoperability is becoming an ever increasing form of critical incident management. Issues such as data standards, situational awareness, Blue Force Tracking, geographical information systems (GIS) and 700 MHz broadband needed to be brought to the forefront.

Social media

CITIG #5 featured a workshop on social media for emergency management – a “hands on” tutorial. The first 50 delegates to register for this special event were treated to a fun and interactive three hour session.

Recognition emerged from the workshop that responders and partners were galvanized and well-positioned to address 700 MHz broadband spectrum challenge. There was also wide-spread agreement that land mobile radio voice interoperability remains a significant area of concern – more must be

done to raise awareness about the issue and help mobilize leadership to operationalize impending technological advances. Participants also identified the need to strengthen links between responder community and national research efforts.

The future

The three chiefs associations announced that they would transition the day-to-day operations of CITIG to the associations effective Jan. 1, 2012. The CPRC will also gradually take a less active role and reposition its interoperability work primarily into the technology, test and evaluation domain.

Despite the changes in governance, CITIG will remain the unified voice of the responder community. The founding organizations and all members are committed to the group and will continue working together to improve public safety interoperability.

A special purpose committee is working to develop a business case with various options for organizational models for the association boards to consider. The key to designing a model is to first understand CITIG’s future functions, roles and responsibilities.

With this in mind, members from across Canada met last September to discuss the transition. It was agreed that CITIG continues to be critical to the way forward for improved public safety interoperability. It will remain a national forum for education,



awareness, policy and S&T support that leads to continuous improvements in public safety interoperability within Canada and abroad.

The proposed vision and mission was outlined as follows:

- Vision: CITIG (through its membership) is recognized as a unified and authoritative voice for public safety interoperability in Canada and internationally.
- Mission: To improve public safety interoperability through collaborative efforts and leadership.
- Activities will be driven by established priorities and available resourcing and funding. Core activities include, but will

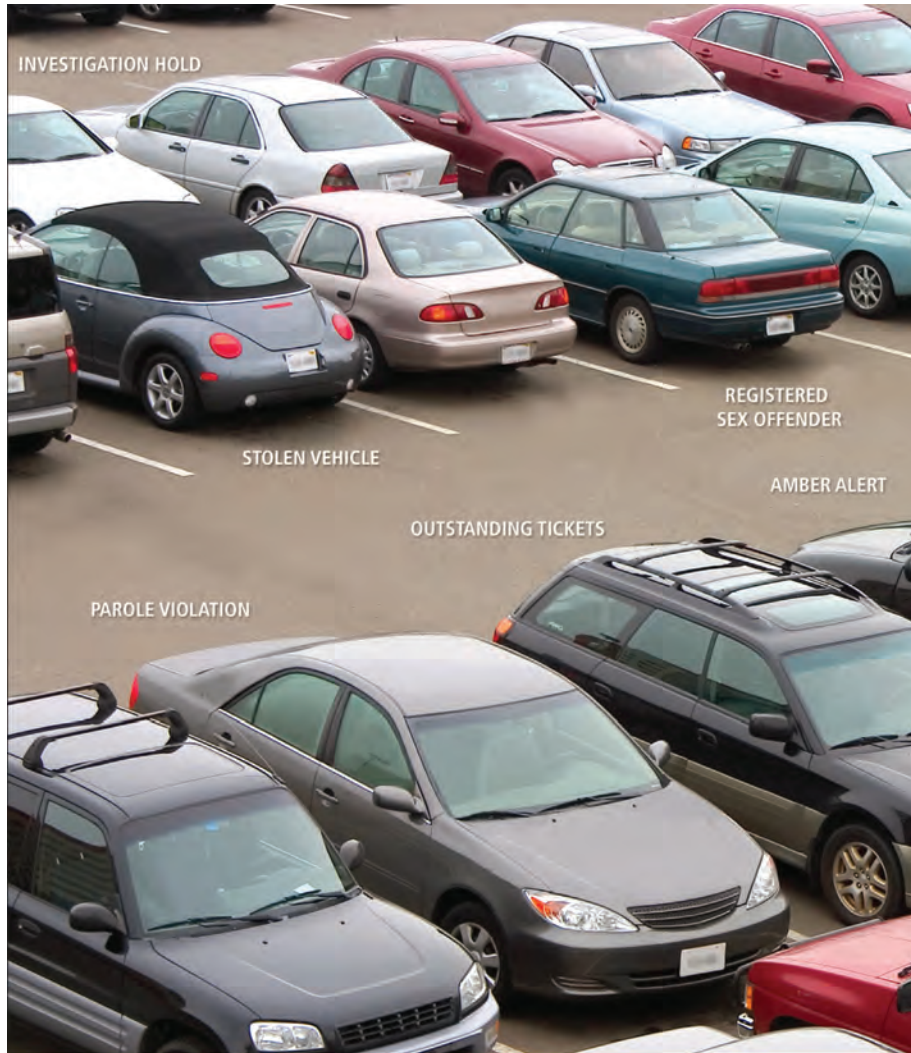
not be limited to, being the unified voice of responders on interoperability issues.

- Representing responders (in addition to association representatives) on the SOREM FPT Interoperability Working Group in both an advisory and leadership role (two formal in person meetings are planned annually).
- Supporting implementation of the CISC and the associated action plans by mobilizing CITIG membership and expertise to support shared priorities.
- Providing a communications interoperability information portal as a source of policy, procedural, project, funding and related information.

- Hosting an annual national CITIG forum and a minimum of three regional forums per year.
- Working with industry to act as a link to first responder agencies and enabling effective two way communications to identify responder needs and help industry research and development map to these requirements.
- Encouraging international industry representatives to be involved in the Canadian market and supporting efforts by all levels of government and industry associations to foster enhanced trade, create Canadian employment and improve the economy.
- Supporting, encouraging, participating and shaping future science & technology related research and development related activities both nationally and internationally.
- Vendor outreach and engaging academia, industry and private sector partners and influencing/supporting research directions, including match making for research based projects.
- General education, awareness and outreach in supporting the associations in addressing identified priorities.

While CITIG's future is still a work in progress, it is critical to public safety interoperability in Canada and with our US partners along the border. 2012 will be a watershed year for both CITIG and issues such as 700 MHz. What is clear is that we are well placed to leverage our more than 850 members and all partners in ensure this future leads to a stronger, safer and more prosperous Canada.

Inspector (Ret.) Lance Valcour O.O.M. is executive director of CITIG. For further information about this organization you may email Interoperability@ps-sp.gc.ca.



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Arctic communication infrastructure assessment report now available

The Arctic Communication Infrastructure Assessment (ACIA) report is now available at www.aciareport.ca. The Report identifies the issues and challenges facing governments and service providers in ensuring the Canadian Arctic is properly connected for the benefit of Arctic citizens and all Canadians. Of note, there's a section on "Interoperability problems" in the chapter on "Emergency Response Challenges."

Firearms being revoked on the eve of destruction



Armi Jager AP80



Walther G22

The Canadian Press

With the firearms registry on death's door, the RCMP are using what little time remains to reclassify and seize certain scary looking guns from Canadian firearms owners.

Among the guns being seized is a small-calibre varmint rifle called the Armi Jager AP80. Like many non-restricted rifles, it is semiautomatic and fires the .22-calibre bullet, the smallest used in any long gun.

The AP80 has been singled out because it looks too much like the infamous AK-47 assault rifle, although it shares no parts or technical similarities with that infamous battle rifle.

On Dec. 20, the RCMP Canadian Firearms Program – the office charged with administering gun control regulations in Canada – served hundreds of registered firearms owners with a “notice of revocation.”

“This notice is to inform you that the firearm registration certificates indicated below have been revoked,” says the letter, obtained by Postmedia News. “You have 30 days to deliver your firearms to a peace officer, firearms officer ... or to otherwise lawfully dispose of them.”

The letter says the AP80 was “incorrectly registered” in the past, and is being banned because it is now considered a member of the AK-47 family.

The RCMP also issued a notice of revocation for the Walther G22 rifle on Dec. 30. This gun, also a .22-calibre semi-automatic, was prohibited because it has a removable “bullpup” style shoulder stock.

Michael Patton, a spokesperson for Public Security Minister Vic Toews, said these recent changes do not foreshadow a broader reclassification effort.

“As classification of firearms is a manual process, from time to time there are errors that need to be corrected,” he wrote in an email.

“However, let me be clear: there is no plan to broadly reclassify firearms.”

Ottawa firearms lawyer Solomon Friedman says the consequences could be severe for owners who don't comply with the confiscation notice.

“If you don't surrender this without compensation, the RCMP can come to your home, seize it and charge you with posses-

sion of a prohibited firearm,” he said.

Friedman says some owners of the AP80 are considering challenging the seizure order in court.

Under current law, bureaucrats at the Canadian Firearms Program can reclassify any firearm through orders-in-council. Such reclassifications are done without parliamentary input or oversight.

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SALES / INSTALLATION / SERVICE



Using judo to connect with youth

by *Elvin Klassen*

Vancouver Police Department (VPD) officers are training Downtown East Side youth in judo – and also instilling respect, self-confidence and honour – through the Odd Squad Productions Society (OSP).

Founded in 1997 by seven determined VPD officers, it is an independent registered B.C. non-profit society and charitable organization that has developed a unique approach to community policing, crime prevention and public education.

Twenty-five grade 10 to 12 at-risk students from the local high school were on the judo mats on a December evening when I visited. It was an amazing sight to see officers perform martial arts routines with these young men. Where else are high risk youth encouraged to throw police officers?

Matt, a grade 10 student, has been in the program for just over a year. “I was a bad kid who ran with the group and carried weapons,” he said when asked how the program has changed him. “I used drugs regularly. Now I feel I am a better person. Joe is now my father figure. My attitude to police is now of respect and co-operation. When I grow up I want to be a counsellor and help people.”

“There has been a huge improvement in my attitude,” said Jacob, who has been in the program for about a year. “I have calmed down and am looking forward to the upcoming judo tournament.”

Sgt. Toby Hinton, an OSP member, talked to the group before the session. “This workout is not about who is the toughest or who is the best,” he explained. “Judo emphasizes two things that are very important for everyone: take care of your partner and provide mutual benefit and respect for each other. For today’s practice, just work as hard as you can.

If you can’t do something, don’t do it. If you need a break, take one. Jump back in when you are ready. If you are bigger and stronger than your partner, look after him and help him out. This will be tough and it will push your physical limits. Finish strong and enjoy your workout. Judo is a tough sport, but so is life. If you stick with it, judo will help you mentally and physically.”

Joe Calendino, a former Hells Angels leader from the Vancouver area, is now one of the motivators and father figures for the students. After various encounters with the law he decided to come clean and commit his life to helping youth. His experiences help him connect very effectively with the students.

Calendino and his seven year old son went through routines with the students. Later, in an emotional announcement, he told them his father had died a few days ago. A card was circulated during a delicious lunch, provided by Odd Squad, and the students expressed their appreciation, love and sympathy to him. An amazing sight in an inner city school environment.

The vice-principal of the school, who

spent the entire evening in the gym, spoke very highly of the opportunity the program gives students to connect in a meaningful way with police. Most of the participants come from difficult home backgrounds, he explained. “To see the level of engagement in these kids is overwhelming. The teens participating hold their heads high in the hallway and make a point of greeting me. This evening will save me three or four days of work in sorting out behavioural problems in the school.”

VPD Supt. Rob Rothwell also watched the event. “As a former biker and drug addict, Joe brings amazing credibility to the program,” he said. “The kids know who he is and what he did in his former life. They now see him working in partnership with the police for a common good. From this the kids realize that good things can happen if they try – and they do try. The effort I watched them expend in performing the drills and assisting their partners was inspiring. Where else could they possibly learn this?”

The dozen police officers who attended volunteer their time with OSP, which has a vision to design programs that honour and motivate youth, encourage them to set positive goals, lay their own path and stay on track by keeping drug free for a long and healthy life.

Odd Squad ascribes to the notion that ‘an ounce of prevention is worth a pound of cure’ and that drug prevention programs are a more



cost-effective and healthier investment for youth than treatment. Through valuable and thought-provoking visual media tools, OSP brings its mission to life. It generates funds through donations and grants from the private and business sectors and operates independently. Its 2011 fundraiser gala event raised more than \$400,00.

In addition to helping at-risk youth, the officers and coaches are also involved in running judo workouts for youth at Simon Fraser University. The students come for the physical exercise and to develop their martial arts skills. The officers' interpersonal skills and attitudes become very evident as they go through the rigorous routines.

Through the connection with active VPD members some students aspire to become police officers. When they do apply, OSP members can assist by giving references and recommending those that show great potential. Many current VPD officers decided to join the force after rubbing shoulders with their judo leaders.

"We train a lot of young students interested in policing in police judo and we are often asked to be references for these students when they later decide to apply for policing," said Hinton. "The ones who get the best references from us – and the ones we know will do well in the job of policing – understand the value of looking after each other and the need to work and grow strong together.

"The individual who is wrapped up in their own self-importance, being the superstar and the one who looks at winning as everything won't do well in policing. The ones who show up regularly, consistently work hard, try their best and make a sincere effort to look after the partners with whom they work out are the ones for whom we go to bat.

"The students I have the most time for are often the least naturally talented. They may not have a background in sports or athletics, but those who come out and try their best and maintain a good attitude are often rewarded. Attitude is everything."

"I watched the final session for 2011 and was again completely amazed at the level of engagement and the holistic nature of the program," said Rothwell. "The kids work with a partner throughout the judo practice, performing strenuous drills and exercises. The kids learn to encourage and support each other through a process in which support for



each other is measured and not physical ability – that's an important distinction. Without this judo program, these kids would be on the street, committing crime and offending in other non-socially productive ways."

Contact Brian Shipper at info@oddsquad.com for more information on Odd Squad Productions.

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The Faces of the Legion

Odd Squad is "On Track"

by Elvin Klassen

Odd Squad members are aware that high school is a life-stage that offers tremendous opportunities and challenges.

Today's youth are continually tempted with life-altering choices that have the potential to lead them down the miserable path of drug use, criminality and other high-risk behaviours. On Track is another program run by Odd Squad Productions to connect with youth. Students from grades 10 and 11 are nominated by their school and peers to participate. Each year more than 40 students are trained and they become messengers to peers in their schools.

On Track exposes participants to the grim realities of drug abuse through interactive training sessions with serving VPD police officers. They hear real-life stories from street-entrenched drug addicts. Former Hell's Angels leader Joe Calendino become a very valuable part of this program. Students come away equipped with a lifelong lesson enabling them to mentor their peers on an "I've seen it first-hand" basis."

The program celebrates youth making healthy lifestyle choices, by empowering them with the information and experience necessary to further positive leadership roles within their community. This peer-to-peer educational program is designed to honour and motivate youth, encouraging them to set goals and stay



"on track" by staying drug free.

Odd Squad's presentations to a variety of groups are tailored to the specific needs of each audience and their respective community and run 60 to 90 minutes. Still photos, video and personal narratives are used to enhance the presentations delivered by police officers, all members of the Odd Squad team.

Since the program's inception Odd Squad members have received hundreds of positive testimonials on the effectiveness of their work in connecting with youth.

Elvin Klassen is *Blue Line Magazine's* west coast correspondent. He may be contacted by email to elvin@blueline.ca.



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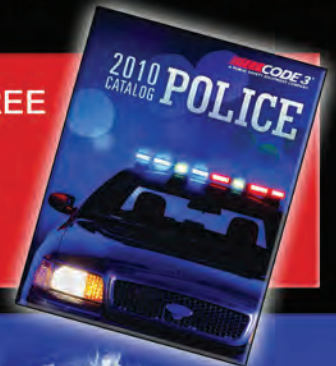
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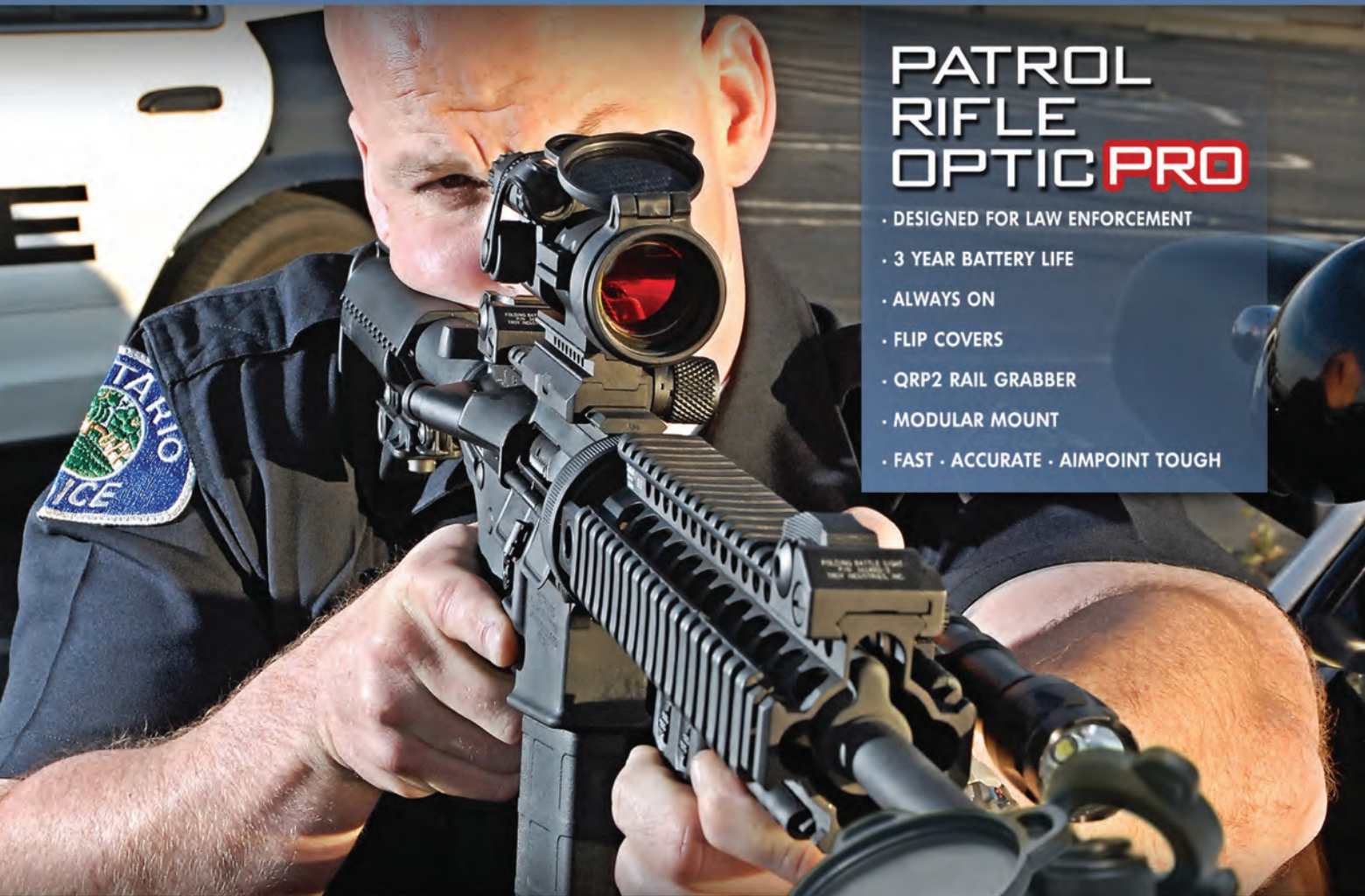
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A history of policing for the love of it



by Steve Hartwick

2011 marked the 50th anniversary of the London Police Auxiliary. To appreciate what it is, we must first look back to where it began.

The League of Frontiersmen was a paramilitary organization formed in Ontario to assist communities around the province. In 1941 the 50 men of 'D' Squadron became the London Police Reserve. Over the years the membership ranged from a high of 200 to a low of 40. Duties included patrolling parks, controlling crowds and assisting during floods.

The reserve disbanded in 1961 over issues with eligibility for workers compensation. This was resolved later that year and the current London Police Auxiliary began under Chief Early Knight in 1961, limited (then) to 100 men.

In 1982 the city refused to equip the auxiliary with body armour and members were removed from patrol duties. As a direct result, most resigned. A later compromise saw auxiliaries return to accompanying officers but only during daylight hours.

Under chief Julian Fantino, who began his policing career as an auxiliary officer, members made a large comeback. The compliment was set at up to 50 members. Today there are five auxiliary sergeants and 45 auxiliary constables. They form part of the community service unit and are administered by a constable.

Duties of today's auxiliary members



London Auxiliary Police being inspected by the Ontario Attorney General, Honourable Chris Bentley.

includes running independent crime prevention programs like Speed Watch – placing a radar trailer at the side of the road to advise drivers of their speed – and ATRIP, where members remind citizens in busy parking lots to lock their vehicles and not leave valuables inside, or at least put them out of sight. Other duties include acting as role players for the training office, assisting in searches, conducting community displays and, of course, accompanying sworn officers on both foot and mobile patrol.

Our auxiliaries come from all walks of life

and include teachers, mechanics, bus drivers, people in retail, small business owners and city employees. They donate a minimum of 15 hours per month – a total of just under 10,000 hours in 2010. While some come to the auxiliary to try on policing, most join to help us out in any way they can.

Members marked the 50th anniversary with a well rehearsed parade – some logged up to 37 hours of drill instruction and practice. Inspector Chris Newton, commander of the community policing branch, commanded the parade, and Aux. Co-ordinator Cst. Steve Hartwick was the sergeant major.

Ontario Attorney General Chris Bentley was the reviewing officer. Other dignitaries included London mayor Joe Fontana and London police chief Bradley S. Duncan.

The parade was conducted in a military format, with auxiliary members formed in two guards and the Colour of the London Police Service on parade. Family and friends of current and former members and auxiliary members of area police services attended.

This event was a fitting tribute to the outstanding service of these special volunteers of the London Police Service.

PC Steve Hartwick is the London Police Service Auxiliary Coordinator.

The advertisement features a black and white photograph of several soldiers in full combat gear, including helmets and rifles, in a tactical formation. The text 'SEALS ACTION GEAR' is prominently displayed at the top in a large, bold, sans-serif font. Below it, in a smaller font, is 'TACTICAL GEAR, CLOTHING AND EQUIPMENT'. At the bottom, the address '4542 MANILLA ROAD SE, CALGARY, ALBERTA, 403-723-0222' and the website 'www.sealsactiongear.com' are listed.



5th Row: Jon McKinlay, Vern Eldridge, Mike Dukic, Jeff Cook, Pedro Ribiero, John Caie, Erik Patterson; 4th Row – Ed Pimentel, Lyle Trethewey, Chris Ellison, Wade McKone, Peter Mueller, Matt Zubick, Jade Ewart; 3rd Row: John Oliva, Tony Jang, Richard McWatt, Cindy Milne-Wren, Nicolle, Whitelaw, Colleen Kelly, Charity Duckworth, James Brown; 2nd Row: Mark Sitzes, Jeannie Weber, Rhea Campbell, Lisa Andersen, Julie Rivette, Alisha Carruthers, Susan Llewellyn, Karen Dredge; 1st Row: Paul Lahosky, Brian Loucks, Clint Bannerman, Rob Ross, Sherry Jacklin, PC Steve Hartwick (Co-ordinator), Inspector Chris Newton (Branch Commander), Mary Dundas, Corinne Sparks, Rob Whelan, Peter Van Belois; Seated: Deputy Chief Brent Shea (Operations), Chief Bradley S. Duncan M.O.M., Deputy Chief Ian Peer (Administration); Absent: Jeff Albert, Rod Beasley, Marcia Beaton, Benjamin Hughes, Devin Locher, Megan Pellizzari

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A physically safe workplace is not enough

A police service is a complex place and plays many roles. On the surface, it is an organization that keeps the community safe and works with other organizations to identify problems.

A police service also plays a variety of other roles in the local and extended community. It is a source of data to the researcher, a place of learning to the trainee and a cost centre – or tax base – to government. To those nearby it is a neighbour and to the people who work there, it is an employer.

As a source of employment, policing has a lot of rewards – and of course, some drawbacks. Some of the pluses and minuses, but not all, are unique. Much as we all like to think that our own situation is unique, the fact is, we are not all that special. As far as workplaces go, a police service is... a workplace much like many other. That means the employer, whether a local, provincial or federal government, is an employer and has to follow the rules, including laws stipulating things like how many hours a person can work, the qualifications they need, who they're accountable to and how we can complain about them.

Other laws talk about how the employer must act toward employees. For example, your employer is not permitted to drive you crazy (I believe the literature refers to this as "maintaining a psychologically safe workplace").

I was at an interesting presentation recently. A guy named Martin Shain from the University of Toronto talked about an emerging new framework for the protection of mental health in the workplace. He pointed out that there are a number of converging trends in law that all increasingly point to the liability of employers who do not provide a psychologically safe workplace. We are all quite used to having protections in place to keep employees physically safe and healthy – but to date, it has been hard to pin down exactly what "psychologically safe" might mean and whether an employer is responsible for such a thing.

Shain suggests that a psychologically safe workplace does not permit significant psychological injury to an employee's mental health through negligent, reckless or intentional ways – and reasonable efforts must be made to protect the mental health of employees. The essence of this is that the psychologically safe workplace promulgates a culture in which mentally injurious conduct is not tolerated and there is strong support for respectfulness and fairness. Essentially, if it is reasonably



foreseeable that workplace factors will harm an employee's mental health and make it difficult for them to function normally, then the employer may be in trouble if they don't take action to remedy the situation.

Uh oh.

Some of the stuff that will lead to trouble is fairly obvious – bullying, harassment and discrimination, for example. In most places, legislation addresses these sorts of things. It might be human rights codes, occupational health and safety stuff, workers' comp-type laws, employment standards, labour laws and contracts – whatever – but sometimes the problem situations are more subtle.

Shain suggests that things like:

- Expecting too much of workers with no attention paid to the possible consequences;
- Withholding discretion and control of work when there is really no good reason to do so;
- Not giving people credit for what they do;
- Being biased about who gets to do what or is rewarded;
- Failure to provide needed information; and
- Ignoring abusive situations and letting them fester may lead to mental injury.

This is not a comprehensive list but it will give you an idea. In other words, managers need to be communicative, supportive, participatory and cooperative. Sounds like things we learned in kindergarten but alas, some of us have long since forgotten about them. This does not mean (as some cynics would like to suggest) that managers are not able to manage. They need to be decisive and directive when the occasion calls for it but frankly, you don't have any right to turn into Attila the Workplace Hun just because you outrank someone else.

I must confess that I have always found it particularly curious that organizations whose

job it is to care for others (hospitals, schools and long term care facilities, for example) are sometimes the worst at looking after their own employees. It is almost like they have somehow forfeited their own rights in favour of those they look after. Like you are supposed to be working only for altruistic reasons. Like somehow that makes a negative workplace OK.

There are significant challenges involved in such settings. Obviously you can't leave work undone because the staff are tired. Not everyone can have – and act upon – their personal opinion about the best way of doing things. There are standards. Sometimes you have to work harder than you'd like and sometimes you have to do things you'd rather not do.

To some extent a psychologically healthy workplace is as much about process as outcome. How is the extra work assigned? Do you have any say in how standard processes are determined? If you are willing to go the extra mile for your employer when need be, are they willing to cut you a little slack when you need it?

As your mother used to say, try to play nice.

I suspect we are going to be hearing a lot more about mental health and psychological safety in the workplace in the next few years. I hear there is a new national standard coming down the pike that may provide some guidelines for employers in this regard. I know the Mental Health Commission of Canada is hot on the topic.

If you want to stay ahead of the curve, you might want to check out: www.guardingmindsatwork.ca or https://kec-mentalhealthcommission.ca/tracking_the_perfect_legal_storm. Dorothy Cotton is *Blue Line's* psychology editor. She may be contacted by email to cotton@blueline.ca.

IDENTIFYING TERRORISTS

by Steven Roche

After the events of 9/11 many people throughout the world – even law enforcement and security forces who hadn't been involved with national security or counterterrorism – were asking, "Who are these people?"

To help answer that question, we first need to define terrorism. Ask 50 different terrorism specialists to define the term and you will probably get 50 different answers – but they would (hopefully) have similar components. I will use the definition that I am most comfortable with; *Terrorism is the use of force or violence (or threats of violence) by a group or individual to effect a result and it is based on ideological goals or reasoning.*

For me, the most important component of the definition is 'violence for an ideological goal.' Individuals or groups often use violence, or at least threaten to use it, to get a desired result but in law enforcement it is usually seen in the criminal context of extortion or intimidation. These acts are generally carried out for financial gain or as personal vendettas, which places them firmly in the criminal realm. Criminal organizations often work on a cost/benefit basis, much like a business model, seeking to profit from their actions. Terrorist groups do not base their attacks on profit margins but rather on the ability to advance their ideological goals.

The Canadian definition of terrorism can be found in *Section 83.01* of the Criminal Code. It provides all the necessary elements of various offences and also defines the facts in issue necessary to establish a prima facie case in court. However, the average investigator not tasked with national security should leave the laying of terrorism charges to the agencies specifically tasked with those duties. However, a good front line officer or investigator should be aware of who the terrorists are so if they come across individuals or circumstances that might indicate a terrorist nexus, they can report the incidents immediately to the appropriate agencies and prompt a more in-depth investigation.

There are currently 44 listed terrorist entities in Canada, according to the Public Safety Canada web site. This list does not contain all terrorist groups and has been established according to specific criteria relating to enforcement strategies. It is important to remember that any individual or group who promotes violence for ideological purposes should be investigated as a potential terrorist.

I categorize terrorists or groups as either international or domestic. This differentiation is based on two factors; where they receive their inspiration and where they get their logistical support.

A terrorist group operating within Canadian borders would be considered international if they receive their inspiration and support from out of country, even if it is through the Internet or videos. These two categories could be further divided into issue-specific groups. Race or ethnicity are not a factor in determining whether a person is a terrorist.

People who believe that being a member of a certain religious or ethnic group increases the



likelihood of involvement in terrorism are naïve and uneducated in their understanding. However, it is true that many terrorist groups have evolved as a result of regional conflicts so in those cases race or geographic origin may indicate an association to a specific group, but only if they are involved in that type of activity to begin with.

Clothing is also not usually an indicator but often relates to tribal or cultural affiliations. Unlike outlaw motorcycle gangs, who proudly sport group colours or 1% patches to boast of their membership, terrorists usually function in a covert manner. A belief in differing ideologies is in itself not an indicator of terrorism; it is only when the individual or group are prepared to use or advocate violence or threats of violence to achieve their objectives that they become of concern to law enforcement. All of this gives us cause to remember that we live in a multicultural democratic society which welcomes differing

beliefs provided that we all adhere to a non-violent approach and a tolerance for others.

Although terrorist groups carry out their actions without consideration for profit, they do require money to carry out their activities. Quite often that funding is obtained by committing offences such as fraud, theft and selling illicit drugs. When investigating any offences or criminal activities, investigators should always be on the alert for statements and/or literature or similar items which would indicate involvement in a terrorist organization. If you believe this to be the case, carefully note your observations, document them and forward them to the appropriate agency (RCMP, CSIS or an integrated unit) through whatever predetermined procedures your agency uses.

Although I have not mentioned specific groups, I have always believed it's helpful but not imperative to be able to identify or label a group associated with an incident or activity to determine whether it is of a terrorist nature.

Always remember to investigate any incident, individual or activity as you always would, following procedure and best practices. Remember, It is not the individual or group that you should be most concerned with but rather what they are doing and why they are doing it!

Steven J. Roche will be instructing a course, *Terrorism: Understand, Investigate & Interdict* with Blue Line Training on April 24 and 25, 2012. www.blueline.ca

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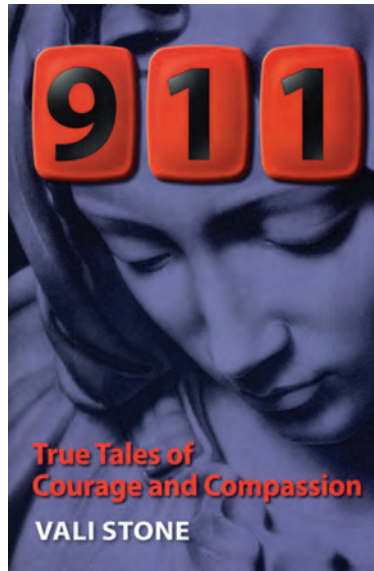
Stubby the Cat

Excerpted from "9-1-1: True tales of courage and compassion"
 by Vali Stone from an interview
 with Mike Jennings

It was on a Sunday day shift while I was working in the heart of Toronto's infamous Regent Park, 51 Division, that three youngsters crashed through the station doors, scrambling to get to the front desk to tattle on one of their friends who had cut the tail off a street kitten. I walked toward them to see what they were talking about when a handful of fluff landed on the front counter, and just as quickly as they came, they disappeared, leaving the tiny mound of black and white fur splayed on the countertop.

I called for a police car to return to the station and take the cat to the Humane Society. Poor thing, I thought, as I wrapped him up with some gauze. Glad he's not mine.

The following day, I received a call from the Humane Society to confirm the kitten had been treated and survived. They asked if we could please come and pick up our cat. The station secretaries and operators wanted to see him, to make sure he was okay (or so they said). I didn't know what to do. I wasn't aware of any official policy about bringing animals into the station, so I sent another squad car over to get the damn cat.



The cat was heavily drugged, and the station "mothers" cooed and fussed over him; so much so, that I was convinced that we should keep the inherited animal - until I saw the vet bill for several hundred dollars.

Nope, I told them. Who is going to pay this bill? Suddenly money flew from pockets and purses, some seized from the station pop fund, until there was enough cash to adopt our newest mascot. A cardboard box was fashioned into a bed, where a soft blue scarf had been placed for his comfort, and positioned at the front door of the station. The day shift personnel had the responsibility of buying him food and treats, feeding him, and cleaning the litter box. The cat with no tail was, in a fit of dark police humour, named Stubby.

The front counter of our division is 99 percent chaos at the best of times and totally crazy the rest of the time. Every officer from each shift, once finished with parade, would go directly across the front desk to get to their assigned squad cars. With five shifts, there was an excess of 150 officers passing by. Cops being cops, each one would bend down and give the cat a shake or a little pat on the head . . . nice kitt~ good boy. But cats being cats, Stubby did not want his sleep interrupted so he developed a "bad" attitude. He learned to lurk in the dark corner of his box, squatting on his haunches releasing his weapons from their sheath, ready to strike. As the police officers drew near, he squalled, a ratcheting sound of rage would escape from the hollows of his throat and he would assault each one with a quick swipe. With warm blood dripping from their hands, officers scrambled for something to cover the scratches before they entered their cars. Their curses could be heard throughout the station.

This went on twenty-four hours a day, seven days a week, for years.

Stubby took total control of his police station, wandering the mean streets of Toronto at night, looking for a good fight where he could polish his combat skills. Then he would return, strutting past the prisoners, his tail in the air, licking his lips.

Fifty-one Division is the male central lockup for downtown Toronto, and one Friday night, a few days before Christmas, the place was overflowing with prisoners, most of them sleeping off the excess alcohol they'd consumed before they were released on bail. Stubby wasn't going to get a reaction from them tonight.

The station was insanely crazy. The night shift guys had put up the traditional tacky Christmas tree in the front lobby of the station. Minimal lights and sad decorations were perched askew, and the trunk leaned precariously to one side from the years of bagging and storing. It was the perfect place for Stubby to hide.

That night, a three-hundred-pound drunk woman staggered into the station yelling obscenities at the top of her voice. "I'm heeer to get bail and then kill my asshole husband," she slurred. We tried to calm her down and suggested we call her a cab to take her home, but she was so intoxicated she didn't understand anything we were saying to her.

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Then she did it. She spotted Stubby sleeping quietly behind the Christmas tree. Typical of a drunk, she smiled much slower and held the smile longer; closing her eyes, she see-sawed toward the tree and clumsily dragged Stubby out from underneath, lifting him up into the air with a swoosh until they met eye to eye. "Nice kitty," she drawled.

Stubby let out a vicious left hook, raking his nails against the right side of the woman's nose. Bleeding and in pain, she threw Stubby into the air and staggered toward the little Christmas tree, falling on top of it and flattening it to the ground. Plastic branches curled up from the sides of her body, balls adorned her head, flashing lights lay across her arms, and tinsel festooned her head like a rock star hairdo. We could barely contain

our laughter, but ran over to help her to her feet.

Before we could pull her up to get her into a cab, Stubby took one last, long, vicious swipe right down her calf.

We put the pathetic little tree back up on its stand, and there it continues to sit, year after year, reminding us that even though the famous Stubby has since died, he brought some normalcy, life, and laughter to 51 Division, where all the real grit happens in Toronto.

Mike Jennings is a retired member of the Toronto Police Service. This story is published in Vali Stone's new book *9-1-1 True Tales of Courage and Compassion*. The book is available from General Store Publishing House. You may contact Vali Stone at valistone281@gmail.com.

DISPATCHES

After 41 years, Halton Regional Police Chief Gary



Crowell is retiring. He will step down as of June 2, 2012. Crowell began his policing career with the Royal Canadian Mounted Police. He was hired as Deputy Chief in February 1999 and was promoted to Chief of Police in June of 2006. Crowell says he's proud that Halton has been able to maintain its recognition as the safest Regional Municipality in Canada, quoting a MacLean's Magazine listing. Crowell has been involved in several community groups and committees including the Halton Poverty Roundtable and has sat on the Joseph Brant Hospital Board of Governors. Crowell is also the recipient of the Police Exemplary Service Medal, the Order of Merit, the Gold Medal for Excellence by the Human Rights and Race Relations Centre, and the Ontario Women in Law Enforcement's first President's Award.

♦♦♦

Assistant Commissioner **Craig Callens** was named



head of RCMP's E-Division in December. The British Columbia-based position is the largest in the country and includes about 6,000 officers. Callens said at a news conference that while Mounties need to focus on stopping crime, there also needs to be an improvement in members' behaviour. He said part of his job will be to "ensure that we are taking decisive action to deal with those that don't meet our expectations and the expectations of British Columbians. Callens joined the RCMP in 1985, the third generation of Mounties in his family. He has spent his career in British Columbia working on major investigations including homicides.

♦♦♦

CORRECTION - In the January issue of *Blue Line*



Magazine, on page 37, the picture of Chief **Delaney Chisholm** of the New Glasgow Police Service was mistakenly used with a story about

Amby Heighton the former chief of the Stellarton Police Service. *Blue Line Magazine* regrets the error and apologizes for any confusion or inconvenience this may have caused.

♦♦♦

Niagara Regional Police Chief **Wendy Southall** has



announced her retirement from the Niagara Regional Police effective March 31. Southall was the first female chief and the longest serving person in that role. She joined the service in 1982 after serving with the Toronto Police Service for eight years. She rose to become the service's Chief Administrative

Officer before becoming the first woman to lead the service when she was appointed Chief-Designate in November 2004. She became Chief of Police on Jan. 1 2005. Southall faced a personal tragedy on Oct. 26 when her husband of 39 years died after a long battle with diabetes and cancer. She has been credited for leading the service through a time of transition, including complete facilities and technological renovation focused on the long-term delivery of policing services for the region of Niagara.

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SETTING A NEW AGENDA

Calgary Police complaints process ensures public confidence



by *Lucas Habib*

Shirley Heafey moved to Alberta four years ago for personal reasons. Following two challenging and contentious terms as chair of the Commission for Public Complaints Against the RCMP, she was looking for less stress – but soon found herself working to improve police-public relations once again as public complaints director

for the Calgary Police Commission (CPC).

To her surprise, the CPC turned out to be far different from her previous experiences, both in the attitude of the force and in some of the inner workings of the operation.

Like the RCMP's commission, Calgary's does not itself probe complaints. Rather, the Calgary Police Service (CPS) investigates them and then Heafey audits

the investigation to ensure it was conducted properly.

“What’s different, though, is that I have access to the full complaints database from my desk,” says Heafey. “That makes the process really easy and simple.”

In many cases, complaints are dealt with through an informal process without using mediation, but only if the complainant is willing. Heafey is invited to be a part of this if she wishes. Following the resolution, Heafey says she often personally calls to find out if the complainant was satisfied with the procedure and the outcome.

However, there’s another route a complaint can take and according to Heafey, this is where CPS really shows its strength. If a complaint goes through a full investigation, it proceeds to an executive panel review – “an exceptional process that only happens in Calgary... (It is) “the only police service in the country that is that transparent and accountable.”

John Dooks, president of the Calgary Police Association, echoes that view. “We

have a unique relationship compared to some of our counterparts,” he says. “Shirley facilitates that and keeps the relationship going.”

Heafey and Dooks are present during an executive panel review, along with three police superintendents, the member’s supervisor and experts in use of force and other disciplines.

“Everyone comes to the review knowing everything about the file,” states Heafey, “and what’s interesting is that I’m invited to be present at this; they don’t have to invite me, but they want to be as transparent as possible.”

Dooks is there to provide the member’s perspective and Heafey gives the public’s perspective. Once the panel makes a decision on the outcome and any discipline for the member, chief Rick Hanson can reject or alter the decision but rarely does.

Heafey claims that the front-line members are very satisfied with the review process. Dooks agrees: “The review properly identifies frivolous and vexatious complaints, as well as ones where discipline is warranted.” It also reduces time and money wasted on bad complaints, he says, and agrees with Heafey that the overall process attitude is remedial, not punitive.

There are many very good, capable officers with good intentions who perhaps are not aware how they might come across to the public, notes Heafey. Every officer isn’t always at his or her professional best, she says, adding that in many cases, members are given the opportunity to correct their mistakes or attitude, possibly through additional training.

Another fringe benefit of the review process is that it’s very comprehensive; it even examines officer violations that weren’t part of the original complaint. “Nearly all files have ‘collateral issues,’” says Heafey. “The complainant doesn’t always know about these – for example, failing to properly Charter and caution – and they should also be dealt with.” She says that this is different from the way other police commissions operate.

While Heafey can’t discuss specific cases due to privacy concerns, she points out that she also receives a monthly report of all the compliments the CPS receives. Last summer, the service got an avalanche of praise from one particular incident. In July, a five-year old Calgary boy fell into Sylvan Lake, a popular resort near Red Deer, Alberta. He was still alive when found and was transported to hospital.

An acting Calgary police inspector made the controversial decision to use the CPS’ HAWCS helicopter to fly the father from Calgary to the hospital in Red Deer, at an operational cost of \$750 per hour. The father arrived in time to see his boy and to say goodbye before he died. While initial media and public reaction was negative, it quickly turned into an avalanche of compli-

ments. Heafey herself wrote a letter to the members involved to thank them for their compassion.

Overall, Heafey believes the CPS is setting a new agenda for police-public relations in Canada and that other forces can learn a lot from its approach. Dooks agrees, saying Calgary’s complaint process helps to identify and resolve common issues between the CPS and CPC to ensure public confidence is maintained – critical for any police force.

Heafey is happy where she’s landed. She came to Calgary to be closer to her grandchildren and had some trepidation following the move west from Ottawa.

“Calgary was one of the few major Canadian cities I’d never been to,” she recalls. “I only knew the stereotypes about it!”

It wasn’t long before she found herself falling in love with the Stampede City.

“My family actually left to return to Ottawa three years ago!” she explains, “but I’ve stayed – it’s just a dream to be working in this city, with this chief and in this environment; actually, it’s not work!”

For further information you may contact Ms. Heafey by email to EWright@calgarypolice.commission.ca. Lucas Habib is a freelance writer in Alberta.

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An intriguing, seldom seen world

Author: *H. Clark Adams QC*

From The People's Court to Judge Judy, real-life legal drama floods the silver screen daily. It's easy for viewers to chime in with their opinion on verdicts, but would you say the same if you were the one being sworn in?

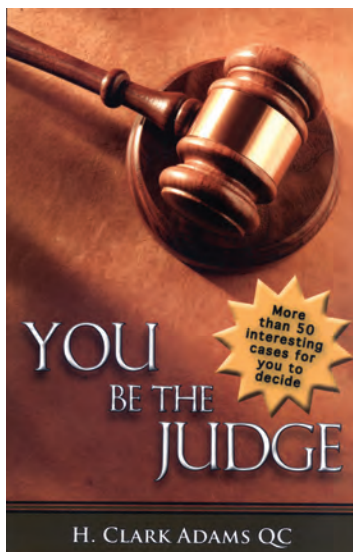
In *You Be the Judge*, H. Clark Adams welcomes you to the arena of small claims court, where feuding lovers, despondent homeowners, and scorned shopkeepers bring forth their grievances for a ruling that could end their troubles and maybe even offer monetary compensation.

Offering light-hearted, fictionalized samples of the cases presented in small claims court, readers are challenged to pit their best instincts and powers of judgment against Adams, a retired deputy judge. Flip through a collection of cases that span from riveting to ridiculous, form your opinion, and see how your decision matches up against the pro. Don't agree? Be warned: no appeal to Adams' decision has ever been successful!

Below is an excerpt from the chapter:

Timothy Sheerwood vs. Grant's Parking Opening Statement

The plaintiff, Timothy Sheerwood, is suing the defendant, John Grant, for \$10,000 for the loss of his car parked at Grant's parking lot, including the cost of a rental vehicle.



THE EVIDENCE

Grant's Parking runs a parking lot on Lakeshore Road in Port Credit. The lot is near a commuter train station and many commuters to Toronto park in Grant's lot. There is a sign on the side of the shed that John Grant uses as an office, indicating what the hourly and daily

rates are for parking. Sheerwood left his car with the keys in it for Grant to park for the day on October 14, 2008. The vehicle was a 1998 Plymouth van. It was left at about 7:30a.m.

The plaintiff testified that he had been in the habit of leaving his car at the lot almost daily for about one year. The lot was able to accommodate about 80 cars.

When Sheerwood returned around 5:30 p.m., he went to the office to get his keys and was advised by John Grant that the keys were in the car and that the car was in the back row near the back of the lot.

The plaintiff went in the direction pointed out by Grant, but couldn't find his vehicle. He returned to the office and Grant went with him to find the van.

It didn't take more than five minutes for both parties to realize that the van was gone. Grant returned to the office with Sheerwood close behind and Grant phoned the police to report the van stolen.

In about 15 minutes two police cars appeared on the lot and the officers took down the details from both the plaintiff and defendant. Sheerwood went home in a taxi.

For the next three weeks Sheerwood rented a car and began a search for a replacement vehicle. He finally settled on another similar Plymouth van for which he paid \$9,250.

When the plaintiff approached Grant for reimbursement, Grant refused, saying that the vehicle was left at the owner's risk. A letter from Sheerwood's lawyer demanding payment was ignored and at that point Sheerwood began this action.

The question to be decided: whether Grant is responsible for the loss of the vehicle and, if so, can Sheerwood succeed in obtaining judgment for \$10,000 he claims?

You be the judge.

The facts in this case are not in dispute. The car was left with Grant and was apparently stolen from his lot.

A person who takes the care and control of a vehicle for the purpose of repairing it or storing it or, as in this case providing a parking spot, is called a bailee and a bailee is responsible for the vehicle unless he very specifically indicates on the sign on his office and on the parking ticket that he assumes no responsibility for loss or damage.

Grant did not have such an endorsement on his rate sign, nor did his tickets indicate such. Grant's Parking is therefore responsible for the loss and Timothy Sheerwood shall have judgment for the sum claimed, namely \$10,000, which includes the cost of his replacement vehicle and the rental charges. He will also have court costs.

H. Clark Adams QC practised law for 35 years and was a judge in small claims court for 15 years before retiring in 2008. In 1997 he received a Bicentennial Award of Merit from the Law Society of Upper Canada. He lives in Orangeville, Ontario. *You be the Judge* is available from Dundurn Press, www.dundurn.com.



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Create an opportunity to make a difference

ROULEAU, Sask – An authentic-looking Dog River Police Department cruiser is brewing up real-life trouble for the fictional town.

Town council in Rouleau, Sask., where the now-ended TV series "Corner Gas" used to shoot, called the cops after management of The Stoop coffee shop bought the prop and parked it out front.

Council says they were worried that somebody might think the cruiser, situated in front of a building sign reading "municipal office police," is the real thing.

And they say that's a safety concern. Stoop staff say that's ridiculous.

They say tourists love to pose for pictures in front of the car, which has licence plates reading "DRPD."

"I was just astonished when the RCMP came to tell us that our own town council had made a complaint about it," said Stoop owner Kerri Kirby.

Assistant manager Sylvain Senecal can't figure out why town councillors didn't approach them about it directly rather than calling in the RCMP.

"It's not like we're really far away from them," said Senecal. "They're just across the street."

The RCMP told Stoop staff they don't have a problem with the cruiser as long as its emergency lights are covered by an "out of service" sign.

As an added measure, they have put a sign in the window reading, "This is not a real police car."

(CTV Regina)

PRINCE GEORGE, B.C. – A would-be car thief in Prince George, B.C., has learned a powerful lesson from a powerless car.

He now knows that the Corvette he tried to steal on Sunday afternoon becomes nothing more than a four-wheeled holding cell when the battery dies.

RCMP Sgt. Jason Keays says the 21-year-old jumped into the idling Corvette just as the owner was putting away a charger used to revive the sports car's dead battery.

The owner watched in disbelief as the thief rolled up the power windows, locked the power doors – and promptly stalled the vehicle while trying to back out of the driveway.

"Unfortunately for the (suspect), he was not good with a standard transmission," RCMP Cpl. Craig Douglass said.

The shocked owner wasn't able to take any action because the man in his car was brandishing bear spray, Douglass said.

With not enough juice in the battery to restart the car, the suspect was trapped inside the Corvette after failing to break the window with the victim's anti-theft steering wheel lock and an axe in his backpack.

As police arrived, the suspect was attempting to exit the vehicle after allegedly smashing the driver side window with his screw driver – apparently for no good reason.

"As it turns out, all the suspect would have had to do was manually slide the door lock to the side and the door would have opened," Douglass said.

(Prince George Citizen)

KELOWNA, B.C. – Mounties in Kelowna, B.C., say they're not sure if an Okanagan woman tied one on or, literally, tied one on – but either way, they admit they're investigating a story that's full of hot air.

Const. Steve Holmes says in a news release the 32-year-old Kelowna woman called to report she had lost a Christmas tree.

According to the police file, the woman tied a

helium balloon to the 1.5-metre tree, hoping to impress some friends taking part in a scavenger hunt, but had no idea hope would float.

It did, carrying the seven-kilogram tree airborne into the night sky.

Holmes says the Kelowna airport was advised, as a precaution, because the woman believed the flying fir was heading north, over Dilworth Mountain Park and toward the runway.

(CKOO)

BARRIE, Ont. – Police in Barrie, Ont., say they got a strange call from a local restaurant.

A man had entered a restaurant and demanded that staff call police because he was wanted on an outstanding warrant.

The only warrant that officers were able to locate for the man was enforceable only in Nova Scotia.

However, investigators say the 19-year-old man got his wish and was placed under arrest.

Officers discovered that he had just left another nearby restaurant without paying for his \$45 bill.

He was charged with food fraud and officers say they learned he was also in violation of two separate probation orders.

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The Rock's TOP MOUNTIE RETIRES

by Danette Dooley

The commanding officer of the RCMP in Newfoundland and Labrador ended a 33-year career with the federal police force on Jan. 6 to take a job in his home province of Nova Scotia.

Asst/Comm. Bill Smith accepted the position of executive director of correctional services with Nova Scotia's justice department.

During an interview at RCMP headquarters in St. John's over the holidays, Smith talked about the highlights of his policing career and answered questions about the challenges the force faces.

With a reduced workforce on the eve of New Year's Eve, the building was much quieter than on a normal work day. Dressed in casual pants and a sweater, Smith also appeared relaxed. In one week's time, he'd be packing up this office and moving on.

Originally from Sydney, Smith began his policing career in Grand Falls-Windsor. New recruits are given three choices for their first posting. Smith's first choice was Newfoundland.

He served 15 years in the province, policing both on the island and in Happy Valley-Goose Bay and Nain, Labrador.

His three-year posting to Labrador was a memorable one and a great learning experience, he said. While Nain has always had its challenges, both Smith and wife Betty, also a Nova Scotia native, became involved in various community activities.

"My wife found some old Brownie uniforms in the attic of the old nursing station. She sewed them and got them ready and she and some other ladies started a Brownie group."

Smith has also policed in Nova Scotia, Ontario, Alberta and New Brunswick and worked at the RCMP's Regina training Depot. His role as personal security officer to Gov. Gen. Romeo LeBlanc in the late 1990s is one of the highlights of his career.

LeBlanc was personable and down-to-earth, he said, not unlike rural Newfoundlanders.

"He was more like an old fisherman or farmer than a governor general – very unpretentious; very friendly. He was great to travel with, not demanding at all."

Smith travelled extensively with LeBlanc, including a trip to Morocco for King Hassan's funeral in 1999.



"Bill Clinton was there and Yasser Arafat and Prince Charles. You don't take it all in at the time but, after it's over, you realize who you were standing with."

Smith also served as personal security officer for Nelson Mandela, South Africa's first black president and Nobel Peace Prize winner, during a 1999 visit to Canada.

He was also in charge of security for Zhu Rongji when the Chinese premier visited Canada in 1999 and was security liaison officer for Colin Powell when the US secretary of state participated in the 2001 Summit of the Americas in Québec City.

These opportunities are an indication of what a career with the RCMP can offer, he said.

When asked about the number of RCMP officers that have come forward recently in other provinces alleging they have been sexually harassed on the job, Smith said even one harassment complaint is serious.

However, when the number of complaints is weighed against the size of the organization, he added, it shows that harassment within the force is not as rampant as suggested in the media.

Smith's relaxed demeanor never changes throughout the interview. When asked about the force's relationship with Newfoundland and Labrador's department of justice he said government has always been supportive.

"We've got a good relationship but I

don't mind telling you I'm always trying to get more resources, both human and financial, and that's a struggle from time to time. We are doing okay but we could use more."

The provincial and federal governments are currently negotiating a new contract for the RCMP. An agreement has been reached in principal, Smith said, and should be signed before April 1.

Smith, who is bilingual, has garnered numerous awards during his policing career. He is a member of the Order of Merit of the Police Forces and received the National Defence Medal from the Government of France in 2011.

In a release extending congratulations to Smith on his retirement from the RCMP, Newfoundland and Labrador Justice Minister Felix Collins said many areas of the province have benefitted from his expertise and dedication to the job.

Smith's love of this province is evident, Collins said.

Smith begins his new Halifax-based job on Feb. 13. His wife, son Christopher and daughter Angela will remain in Newfoundland for the time being to continue their post-secondary education, he said.

At age 52, Smith said it isn't his intention to retire for good anytime soon.

"Obviously, I can't work forever but I've no intention of slowing down. I don't golf well enough to do that full-time and there's no money in it unless you're a pro," he jests.

When he took the job of the top RCMP cop on the Rock in July 2009, Smith intended to stay in the position for about four years and then retire from the force – with a 35-year policing career.

The fact that he's leaving two years shy of that mark hasn't anything to do with his feelings towards the RCMP or this province. Both have been good to him, he said, but when he heard about the justice-related position in Nova Scotia, he decided to apply and is now looking forward to the new challenge of a second career.

"We'd planned on retiring to Nova Scotia anyway so we are going there now a couple of years earlier than we'd planned."

Danette Dooley is Blue Line's East Coast correspondent. She can be reached at dooley@blueline.ca

Hijabs to be allowed for corrections staff

MONTREAL - Québec will allow its correctional officers to wear hijabs - the traditional Muslim headscarf that does not cover the face.

The government will also provide the item of clothing to those who want it. The decision stems from a settlement reached between the Public Security Department and the provincial human rights commission following a discrimination complaint filed by a Montreal Muslim in 2007.

The commission found that regulations governing uniforms worn by correctional officers, who guard jails and courthouses, are discriminatory.

The Opposition Parti Québécois want to know if allowing the hijab will open the door to wearing a niqab or a burka, which leaves only a slit for the eyes.

The Bouchard-Taylor commission on reasonable accommodation of cultural communities had recommended that police and corrections officers not wear any religious symbols to preserve neutrality.

Marie-Eve Labranche, a spokeswoman



Lt.-Commander Wafa Dabbagh was the first member of the military to wear a hijab.

for Justice Minister Kathleen Weil, denies there's any contradiction with a law passed in 2010 saying people giving services must do so with their face visible.

Labranche says the government can't stop people from wearing religious symbols because it would violate the provincial and federal charters of rights.



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The Police Leadership Award recognizes and encourages a standard of excellence that exemplifies "Leadership as an Activity not a Position," and pride in service to the public. Its goal is to increase effectiveness, influence, and quality of police situational leadership from both an organizational and community perspective.

This award is open to active Canadian police officers below the rank of senior officer who have demonstrated exemplary leadership and commitment to service through deeds resulting in a measurable benefit to their peers, service and community.

The 2011 award recipient will be recognized in the May 2012 issue of *Blue Line Magazine* and will receive the award at a presentation held in conjunction with Blue Line Trade Show and Training, April 24, 2012.



Details and application forms at www.blueline.ca/leadership

Applications for 2011 must be received by February 13, 2012 and emailed to leadership@blueline.ca

SUPPLY & SERVICE GUIDE 2012



- Access Control
- Addiction Treatment
- Alcohol Detection Devices
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- Asset Management System
- Asset Tracking
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 - Pens & Promotional Items
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 - Weapons – Non-lethal
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 - Night Vision Equipment
 - Surveillance
- Body Armour
- Bomb Disposal
 - Hazardous Material Handling
 - Hazmat Equipment
- Boots, Shoes & Footwear
 - Footwear
 - General Police Supply
- Breathing Apparatus
- Bullet Traps
- Cameras
 - Security – Perimeter Control
 - Video – Mobile & Surveillance
- Cases, Duty Bags, Storage
 - General Police Supply
- CCTV, Film
 - Surveillance
- Cigars & Accessories
- Citation Issuance
- Cleaning – Sanitization
- Clothing & Outerwear
 - General Police Supply
 - Uniforms & Accessories
- Collision Reporting Centres
- Commercial Vehicle Enforcement
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 - Computer – Dispatching
- Communications – Consultant
- Communications – Handheld
- Communications – Mobile
- Computer – Accessories
- Computer – Dispatching
 - Communications-Base Stations
- Computer – Forensics
- Computer – Hardware
- Computer – Laptops
- Computer – Records Mgmt
- Computer – Software
- Computer – Training
- Conflict Resolution
- Cooling Vests
- Counterfeit & Detections/Fraud
- Courtmounting, Minis & Ribbon Bars
- Crime Scene Reconstruction
- Critical Incident Stress Mgmt
- Data Collection
- Data Mining, Data Recovery
- Defibrillators
- Digital Imaging
 - Cameras
- Disaster Planning & Recovery
- Display Trailers
- Distance Education
- DNA Testing Services
- Dog Training & Supplies
- Door Security
- Emblems & Decals
 - Awards, Badges & Pins
 - Vehicles – Accessories
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- E-Ticketing
- Evidence Notebooks
 - Memo Books
- Evidence/Exhibit Storage
- Exercise Equipment & Clothing
- Eye, Ear & Skin Protection
 - Gloves
 - Hazardous Material Handling
 - Range Supplies
- Facilitators
- Firearms – Simulation Training
 - Video – Training
 - Weapons – Non-lethal
- Firearms – Training
- Firearms – Training Equipment
- Firearms – Training Facility
- Forensic Aids & Investigations
 - Investigative Support Services
- Forensic Services & Equipment
- Form Holders
- General Police Supply
- GPS & Mapping
 - Vehicle Tracking Equipment
- Gloves
 - Hazardous Material Handling
 - General Police Supply
- Hats & Head Protection
- Hazardous Material Handling
 - Bomb Disposal
 - Eye, Ear & Skin Protection
 - General Police Supply
 - Gloves
 - Safety & Rescue Equipment
- Hazmat Equipment
- Helicopters & Equipment
- Holsters & Accessories
 - Weapons – Accessories
- ID Holders
- Inert Explosive Devices
- Investigative Support Services
 - Forensic Aids & Investigations
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 - Awards, Badges, Pins
 - Promotional Items
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 - Evidence Notebooks
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 - Forensic Services & Equipment
- Night Vision Equipment
 - Cameras
- Nutrition
- Office Equipment & Supply
- Paging
- Parking Permit System
- Peace Operations
- Pens
 - Awards, Badges, Pins
 - Promotional Items
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- Photo Imaging
- Photography
 - Cameras
 - Forensic Services & Equipment
 - Video – Mobile & Surveillance
 - Surveillance
- Promotional Items
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- Range Supplies
 - Ammunition
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- Restraining Devices
- Riflescopes
- Safety & Rescue Equipment
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- Schools & Institutions
 - Defensive Tactics Training
- Security – Consulting & Systems
- Security – Identification
- Security – Penal Institutions
- Security – Perimeter
 - Photography
 - Surveillance
 - Video – Mobile & Surveillance
- Security – Products
- Simulation Training – Marine
- Security – Training
- Sirens & Emergency Lighting
 - General Police Supply
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 - Emblems
 - General Police Supply
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- Vacations
- Vacuum Sewer Technology
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 - Fleet Graphics
 - Sirens & Emergency Lighting
- Vehicles – Lightbars
- Vehicles – Off Road
 - Helicopters
 - Motorcycles & Supplies
- Vehicles – Restoration
- Vehicles – Specialty
- Vehicles – Tracking Equipment
 - GPS & Mapping
- Vessels – Accessories
- Vessels – Simulation Training
- Video – Mobile & Surveillance
 - Security – Perimeter
 - Surveillance
 - Video – Training
- Voice Logging Systems
- Weapons – Accessories
 - Holsters & Accessories
- Weapons – Maintenance
- Weapons – Non-lethal
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Polar Pin
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The Patchman
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Batons

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Vortex Connect

Computer - Accessories

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Voice Logging Systems
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Weapons - Security
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Study targets cops and fitness

Can physical activity keep the brains and bodies of police officers in top-notch form?

To get the answer, two researchers from Harvard Medical School are working with members of the Fitness and Lifestyle section of the RCMP "F" Division to study how physical activity affects brain function — cognitively and emotionally.

The Mounties have developed a 12-week program to help officers adopt a more healthy lifestyle. Since the program was introduced in 2010, about 100 officers have participated.

All RCMP officers must take the Physical Ability Requirement Evaluation (PARE) test multiple times in their career. The goal is to complete the test in under four minutes. The healthy lifestyle program targets those officers who have a time that is over the suggested goal.

Dr. Lindsay Shaw, who has a PhD in sports psychology and specializes in recording the activity of the brain and the body to optimize performance and recovery, believes there is a link between exercise and mental sharpness.

To prove that theory, she is collaborating with April Pask who has a degree in kinesiology and is a certified exercise physiologist. Hired by the RCMP, Pask goes to each participant's detachment once a week for three months. She motivates them to exercise and educates them about healthy lifestyles, diet, sleep and nutrition. The program has resulted in a decrease in PARE times. Pask said a common challenge for officers is finding a



work-life balance.

"Time is always a barrier, but everybody has half an hour to do something... It doesn't have to be a boot camp workout, it has to be a lifestyle," she said.

Starting in January, the officers will undergo cognitive and mood assessments, Shaw said.

"We will be looking at things such as attention, concentration, positive emotions and negative emotions," she said.

The officers will also wear watches with accelerometers to track their activity levels, how much time they spend sleeping and the quality of their rest.

"This will be so important with shift work," Shaw said. "Officers have to work throughout the night to keep society safe, but when they get home

in the morning, it's pretty hard to sleep when it's light out and there are other distractions at home. We'll be measuring how well they're sleeping."

RCMP officers must be ready to perform at any time so recovery is essential for their physical and mental health, she said.

"We suspect we will pick up a couple of people who truly have some trouble going to sleep," Shaw said. "Increasing the amount of exercise they do in a day should help them get to sleep just by virtue of being more physically tired. We'll also provide some strategies on how they can improve their sleep if they do wake up at night."

Often, the job of an RCMP officer, particularly those serving in rural areas, can be quite sedentary as they drive long distances.

"We have to make sure that when they don't have to be driving or filling out paperwork, that they get up and elevate their heart rate," Shaw said. "We're trying to figure the best ways of getting officers moving so their brains are ready to perform and also for their physical health."

(Regina Leader-Post)

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CHANGING LIVES
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Staying on the cutting edge



by Craig Coleman

It happened in an instant. The vehicle crashed into the side of my patrol car so hard that it partially collapsed the driver compartment. The force strained the seat belt buckle enough that it would not unlock. While bystanders tried to pull open the collapsed door, I began cutting the seat belt free with my duty knife. It didn't work well.

I had to cut and cut before the belt finally frayed and gave way. My knife was a \$20, tiger-stripe camouflage-pattern that I thought looked real cool in the display. Never again! The time it took me to cut the nylon belt could have cost a life in another scenario.

I searched for a duty knife that will serve me properly and do the job when I need it the most. My search continues to this day and as my collection of quality knives grows, so does my depth of knowledge. I learned from experience what works for me and what are just gimmicks.

The community you serve have invested a lot of time and money in your equipment and training. Your service pistol, for example, is probably the most expensive piece of kit you have, combined with the ammunition and your training and competency in its use. Why cheapen all of this with a low quality knife?

Centre: Tool Logic's 3-in-1 Survival Knife. The folding knife features a 3-in.-long razor-sharp blade, an LED flashlight and an emergency signal whistle, all neatly combined into one small, lightweight body. The pocket-size SL1 weighs a scant 2.7 oz. Also shown clockwise from top left: SOG Power Assist, Spyderco C36 folding, TAC Force Speedster, Beretta Airlight II, Heckler Koch 154CM, CRKT M16, SigTac Skeleton Folder, Smith & Wesson SWFRS, Kershaw 1470 Storm, Coleman CMN1026, Gerber 154CM, Gerber Paraframe.

A knife may seem simple at first glance but it is actually a complex tool that can serve many uses and will ultimately be used far more often than your pistol. Like the pistol, it should be handled like it is an extension of yourself. Most knives cut and do the minimum that is required of them – but is your knife reliable and worth carrying? Would you depend upon it to save your life, or that of someone else? Regardless of how many gadgets and gizmos are attached to your body, the duty knife must be able to cut, quickly and efficiently... every time.

As a police officer, I admit to having spent a considerable amount of money on many different knives based on factors other than their ability to cut swiftly and reliably. We have all been tempted by the \$20 knife on display near the cash register of your local tactical or sporting goods shop. They are there for a reason: they look cool – but will they work when you need them?

This isn't a call to spend a fortune on a knife that you won't use for fear of damaging it. It's a call to those who serve the public to take another look at the knife you carry, or to help you decide what to carry if you do not currently pack a duty knife.

The first thing to decide is what you want your duty knife to do.

Knives can cut, sever, shred, rip and separate many materials, objects, or obstacles you may encounter – a seat belt or child safety seat strap at a collision where seconds count, a rope a child is choking on or netting that a swimmer has become entangled in. Clothing may need to be cut from a victim for immediate first aid treatment. You may become involved in a life and death situation and need to free yourself to survive.

Quality costs but that extra money buys you performance. Some of the most important factors to look at when choosing a duty knife are:

- **Steel quality:** Choose quality blade steel because it will not fracture or crack but still allows some flex. A good steel choice will allow sharpening and profiling while resisting rust and patina.
- **Blade shape:** There are many shapes on the market, some very simple by design and others complex. Choose something that will allow you to fulfill a variety of roles but also properly care for your knife. I recommend a spear point/drop point-style blade, or if possible, a “Tanto” style. They are the most common, the easiest to sharpen and multifunctional in cutting, thrusting, shaving and slicing. A Tanto blade also has better penetrating qualities, an additional asset in some scenarios.



Two knives always better than one

If your service policy and procedures allow it, carry two knives, either both in your pocket or one in a pocket and the other in your duty belt. They can fulfill many roles together and each can also be role specific.

Cost

This is another personal decision. The cost of a quality duty knife will likely come out of your own pocket so you need to balance the price against its possible service life and potential uses in critical situations. A minimum \$50 - \$75 will get you some excellent entry-level duty knives from very well known and reputable companies, a good warranty and possibly a sharpening service. These are worth their weight in gold for busy police officers.

Cool gadgets

Keep your choice simple. You do not need a lot of folding blades, flip out seat belt cutters or other add-ons. This adds to the cost and the

additions are somewhat useless. If you want to cut a seatbelt, use the knife.

Other add-ons can be hard to open and use in immediate situations and require fine motor skills that may hinder deployment. One useful accessory is a carbide tip in the butt end of the handle. You can use this to break glass on vehicles and buildings, allowing immediate access.

Treat with respect

Treat your duty knife with as much respect as you would any other piece of kit. Get a feel for it. Train with it. Learn how to properly deploy it in varying scenarios. Learn how to properly sharpen your knife. Many companies offer sharpening systems, from simple honing stones and oil to ceramic rods. What is simple to use and do it yourself.

Clean and oil your knife when you clean your service weapon and equipment, since oil, brushes and rags will be handy. Learn the workings so you can identify its strong points and shortcomings. Look after your knife and it will serve you for many years to come.

Even that \$20 point-of-sale knife is worth carrying to poke, prod and jam into doors, windows and other nooks, which could damage your primary duty knife. After all, everything has its use.

Cst. Craig Coleman is a 15-year veteran police officer, currently serving with Toronto police 31 Division Traffic Response Unit. His search for the perfect patrol knife has made him an expert on police duty knives. His knife thread on the *Blue Line Forum* is the longest thread in forum history.

Plain edge or serrated

This is somewhat of a personal preference. A plain edge knife will always cut if it is kept sharp and any chips or dents are repaired with re-profiling but for on-duty carry, I recommend a combo edge blade – a plain front and serrated back. This allows the knife to serve a multi-functional role. The serrations will tear through tougher material, allowing the plain edge portion to continue and slice.

Some blades are fully serrated. This limits their use somewhat but doesn't take the knife out of use. Serrations last longer and do not need to be sharpened as much, but a fully serrated knife will shred and tear material without surgical precision, unlike a plain edged blade. If carrying a fully serrated knife, I encourage also packing a second knife, either a plain edge or combo-edge, to cover all possible roles.

Handle materials

You will find a lot of steel or alloy handles on the market. Some are low quality and may be detrimental to grip. I prefer polymers such as glass-reinforced nylon (FRN) because they clean easy, resist dirt and maintain grip qualities even when wet. Handles made from a product called G-10 use extremely durable layers of Fiberglas soaked in resin and then highly compressed and baked. Impervious to moisture or liquid and physically stable under varying climates, they are among your best handle choice for the dollar – comfortable to use wet or dry and easy to clean with soap and water.

Lock mechanisms

Folding knife mechanisms include back, compression, liner and frame locks. Pick what you are comfortable with, particularly when closing with one hand. Make sure the mechanism is from a quality manufacturer so you will have no issues with the blade having solid and rigid lock up under extreme use.

Pocket or belt carry

This is personal preference. A number of knife companies offer pocket clips that allow duty knives to be clipped to the inside of your pant pockets, allowing for easy access and deployment, but sheath carry on a duty belt is also a very viable choice. Depending on what knife you choose, that may be the only option you have available. A quality top covering sheath is not only professional looking but also keeps the knife safe and secure.

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Inquiry suggests a national database on excited delirium

An inquiry into the death of a Calgary man during an encounter with police recommends there be a national database on excited delirium.

An inquiry report released in December concludes Gordon Bowe died in November 2008 of excited delirium brought on by cocaine in his body.

Bowe was being restrained by four city police officers who had been called to investigate a possible break and enter.

The report described Bowe as jumping and diving off walls when police found him. He fought against officers for several minutes during the arrest then, according to police, was “very still and did not look like he was doing well.”

The 30-year-old had also been Tasered, although the stun gun did not appear to work. Provincial court Judge Heather Lamoureux recommends the national Association of Chiefs of Police create a database to record and share details about deaths due to excited delirium.

Also known as autonomic hyperarousal, the condition is characterized by increased strength, paranoia and suddenly violent behaviour. It is further marked by profuse sweating and an elevated heart rate.

“For the same rationale as a provincial system is required, similar reporting on a national scale would provide an enormous amount of data upon which the Canadian police chiefs could conduct research,” wrote Lamoureux.

The judge said there should be consistent and enforced reporting on police use of force in such cases. She also said police agencies need to annually train officers about excited delirium.

Lamoureux noted that Calgary police are already training officers about the condition, but it’s not being done throughout the province.

Calgary police chief Rick Hanson said his force is also compiling its own data on excited delirium cases and passing it on to researchers.

As a regional vice-president with the national chiefs’ organization, he said he plans to table the judge’s report and suggest all forces follow suit.



“It makes too much sense to standardize our use-of-force reports across the country, if it means that we’re going to be compiling useable data for medical research,” Hanson said.

“Often times police agencies gather data, but it’s not in a way that’s consistent. So as a result, because it’s not comparable, it’s not useable.”

He said officers deal with excited delirium cases on a daily basis.

Dr. Christine Hall, an expert on excited delirium from Victoria, is attempting to document all excited delirium cases across the country that involve police restraint.

Hall testified last year at the inquiry that there is insufficient data to determine whether all cases of excited delirium lead to death. But she said the risk of death increases with physiologic stress, such as a physical encounter with officers.

She suggested police need to better recognize the symptoms of the condition and try to reduce the stress of people they are placing under arrest.

“It was Dr. Hall’s observation that more time must be taken to teach police that

individuals who ‘give up’ suddenly during a physical interaction with police may in fact be in need of urgent emergency care,” said the judge’s report.

Two years ago, a judge examining the death of a man Tasered by Halifax-area jail guards ruled out the cause of death as excited delirium. The judge in that case, Anne Derrick, ruled Howard Hyde died because jail guards applied restraint techniques that interfered with his breathing. Hyde was a longtime paranoid schizophrenic.

Derrick noted there is considerable controversy within the medical community as to whether excited delirium is a legitimate condition.

The issue came under scrutiny during the public inquiry into the death of Polish immigrant Robert Dziekanski, who died in 2007 after he was Tasered by a Mountie at Vancouver International Airport.

A subsequent independent report commissioned by the RCMP also criticized the use of the term excited delirium. It said the condition is sometimes used as an excuse to justify firing stun guns.

In 2009, the RCMP restricted the use of stun guns to cases involving threats to officers or public safety, because officers had been instructed to use the weapons to subdue suspects thought to be in a state of excited delirium.

That term no longer appears in RCMP operational manuals, because the force believes officers can’t be expected to diagnose it.

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Yesterday I received my hardcover copy of *Blue Line Magazine*. I very much enjoyed reading the article entitled *Decoding policing, Head, heart and hand*, by Robert Lunney.

I sincerely hope that every police leader in Canada, at all levels, seizes the opportunity to read and understand this valuable piece.

I believe it will increase or perhaps ensure they understand how it all fits together.

Mike Boyd
Toronto, ON

I just finished reading the article "How people disappear" in the January 2012 issue. I found it to be very interesting.

Since my career as a forensic artist deals with missing persons sometimes I wonder if someone really wants to disappear. How would they do that and is it that easy? The "psychological preparation" did remind me of a cold case I have been working on for almost a decade.

You just never know if this missing person wanted to disappear or was she taken? I have spent many sleepless nights wondering where she is and what really happened to her. At least now I have a better understanding of HOW people could disappear if they really wanted to.

I wonder if she will ever make a phone call to her family? Not only does she have children but since her disappearance, she now has grandchildren. Time will tell.

Now I can look at both sides. What a great "eye opening" article.

Diana Trepkov,
Ontario

After reading *Blue Line* for a few years now and being amazed at the heroic deeds done everyday by our police forces, I wanted to send you this story.

Three years ago, on Friday Nov. 21, 2008, two London police officers were sitting in their cruiser getting ready for the day.

The 'getting ready' was because one of the officers had just come back from maternity leave.

The morning was quiet and she was getting back into the routine of everyday patrol

when the radio announced a code one call. She was ready as they raced to the address given. On the way her excitement level increased since she always liked code one calls. They arrived in minutes, raced up the long stairs and entered the apartment.

Rushing into the small bathroom of the apartment she saw a person on the floor with another person bent over him giving mouth to mouth.

She pushed the person aside and started to give mouth to mouth. After many "please don't die", "breath!" and tears she was finally relieved by the fire department. It was to no avail, they couldn't save him.

That whole experience is heroic by itself but here is what makes this above and beyond.

That person who passed away was my only brother, and the officer was my oldest daughter. It was her closest uncle.

PS The next day at the OPP dispatch center, a colleague told this story to an OPP dispatcher, who quickly realized she had dispatched the call. The strange part was the dispatcher was also my daughters neighbour.

Reinhard Schwarz
London, ON

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Going home to lead the Brockville Police

by Tony Palermo

More than a few eyebrows were raised in May when Ottawa Police Insp. John Gardiner was selected to replace Brockville's retiring police chief, Adrian Geraghty. What made this big-city cop so special that the Brockville Police Services Board felt it necessary to hire an outsider, people asked. After all, Gardiner's hiring marked only the second time in the service's 179-year history that an outsider was chosen to lead the force.

Acknowledging that he feels both qualified for the position and brings a lot to the table, Gardiner says the board obviously felt the same way. "I had my eye on this job for quite awhile," he adds. "This was an opportunity for me that the Ottawa Police Service couldn't provide. I had looked at other opportunities in the past but this is the one I was driven to get."

With a long-standing family connection to Brockville, Gardiner had a strong desire to return home to his roots. He spent his early years growing up there before moving to Kemptville and fondly remembers weekly Sunday dinners at his grandmother's house on Pearl Street.

"Let me make something clear," says Gardiner. "I want the members to know how proud I am to lead this service. Coming here was like coming home to me, and I feel extremely fortunate to be here. I want to do well for the City of Brockville and the Brockville Police Service."

Certainly Gardiner's 33 years of policing experience is impressive. Beginning his law enforcement career in 1978 with the Gloucester Police Service, he progressed to posts with steadily increasing responsibility and has extensive experience in patrol, criminal investigation, major crimes, incident command, crisis negotiation, emergency preparedness, operational support, financial management and both community and media relations. He is also an experienced police educator and public speaker.

Though he had wanted to return to Brockville for quite some time, Gardiner didn't enter the competition with rose-coloured glasses. He spent three weeks of holidays in Brockville talking to the community before throwing his hat into the ring. "I spoke with the Crown, the public and various community organizations like the YMCA and the United Way," he says. "I wanted to make sure that the job would be a fit both ways."

Gardiner says that the service's 42 sworn members and 24 civilians are a capable, professional group, and what really impresses him is how in tune the service is with the community. "What they're really good at is the hard policing business – catching bad guys," he says. "When something happens, they have a surprisingly good handle on who they should be looking at."



Five former Brockville police chiefs were on hand for the swearing-in ceremony of new Chief John Gardiner last fall. From left are Ray McFadden, Gerry Curtis, John Gardiner, Adrian Geraghty, Barry King and Doug Labron. Gardiner is just the 13th chief since the city police force was formed in 1832.

- Nick Gardiner - The Recorder and Times

Moving forward

Barely six months into the job when interviewed, Gardiner says he didn't want to walk in swinging the hammer but being fresh in the door gives him a fresh perspective. He has already implemented two administrative changes: a standing policy review committee, headed by an inspector, to continually review and update the service's policies so members always have an accurate, up-to-date resource; and a mandate for the deputy chief to make sure every position in the organization has a corresponding job description so everyone, including supervisors performing appraisals, understand what the expectations are.

In so far as community initiatives, Gardiner has launched a monthly radio spot called "Ask the Chief" with a local radio station. He sees it as an excellent opportunity for people to ask him questions and provide information to the community. He also sits as a board member of the local United Way and as a member of the St. Lawrence College Police Foundations program advisory committee.

Operationally, he has plans to launch a Selective Traffic Enforcement Program (STEP) where residents can go online and vote on their biggest traffic concerns. Gardiner envisions it as a way to instill some friendly competition between the platoons while addressing the public's concerns.

He's also working towards putting defibrillators in all front-line police vehicles and is considering introducing motorcycles.

Gardiner is also reviewing the force's security, saying that while he won't release specifics, he saw some gaps that need to be addressed. One change he has already made is how people can come in to speak with the chief.

"Adrian (former Chief Geraghty) was well-liked and respected in the community," says

Gardiner, "and people are used to just coming in here to see the chief, but not everyone comes in here with a bouquet of flowers." Gardiner recalls a recent case where a resident facing a charge came in to complain about it.

"I was thinking to myself at the time 'It's inappropriate for me to be talking to this guy,'" he says. "So, by tightening access up, it's not that I want to make myself less accessible, but I want to make sure I'm talking to the right people at the right time."

While admitting that there were some rough patches when he first started, Gardiner says things are coming together. "When I first got here," he says, "I brought all of my senior team together and we talked about expectations. I wanted them to know what I expected from them but I also wanted to hear what they expected from me."

To give him a better perspective of what Brockville's front-line officers face, he rode with one platoon and has plans to go out with the others. He has made an effort to talk to every member of the service and values their input.

Gardiner's new office is decorated with several pictures and memorabilia marking his years as a police officer. He beams when showing pieces that were given to him as gifts by his family.

"The last thing I want is for anyone to think that I'm just a big city police guy that's coming in here to make change just for the sake of doing so," he says. "Again, I feel so fortunate to be here and I want the members to know just how proud I am to lead this organization."

Tony Palermo is Blue Line Magazine's correspondent for the Eastern Ontario & Western Québec region. A freelance writer and former federal corrections officer, he welcomes all e-mails and stories of interest at tony@blueline.ca.

Thanks for the memories – Adrian

It was only supposed to be a quick visit for retired chief Adrian Geraghty when he came from Ireland to see an aunt in Brockville in 1966 “but, I’ll tell you, I just loved it so much, I stayed.”

Fulfilling his childhood dream of becoming a cop, Geraghty joined the Brockville Police Service in 1974 and spent his entire 37-year policing career there before retiring May 31, 2011. An active (and much-loved) face in the community, he is quick to pass off any of his accomplishments, instead preferring to recognize the people who worked with him throughout his career.

“Let me tell you something,” says Geraghty. “I’ve always said that it’s the people who work under you who make the top look good. I wouldn’t have gotten where I was without them. Regardless of their role with the Brockville Police Service, we all worked together as a team. There is no ‘I’ in team.”

Geraghty looks down, pausing briefly before adding, “We have a really great service and I’m going to miss them.”

A jovial and warm man (with a personality that, by his own admission, has caused him to jokingly say things that sometimes came back to bite him “in the ass”), Geraghty says he always maintained an open door policy, whether with his employees or the community. “You have to be approachable,” he says. “You have to listen to the people. Communication is number one.”



When asked for his best piece of advice to his successor, John Gardiner, Geraghty doesn’t miss a beat. “You’re taking over a great police service with excellent employees. Keep visible in the community and I would suggest that the open door policy continue. It’s very important and it’s what the people of Brockville have come to expect.”



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DISPATCHES

Jean-Guy Dagenais, a 34 year member of the Surete du Quebec, was among seven people appointed to the Senate by Prime Minister Steven Harper in January. He will replace former Liberal senator **Raymond Lavigne** who resigned in March after being convicted of fraud. During his policing career Dagenais served as president of the Quebec Provincial Police Association before retiring. Last spring he then ran for, but failed, in his attempt to take a seat in the riding of Saint-Hyacinthe-Bagot. The sixty one year old said he is extremely pleased to be appointed and is comfortable with the role he is being asked to play, defending the Conservatives' crime agenda.



Vern White, Ottawa's chief of police, has accepted an appointment to the Senate effective February 20th. White has a long history with policing in Canada starting with a 20-year career with the RCMP and attaining the rank of Assistant Commissioner. He then became Chief of the Durham Regional Police before taking up the top job with the Ottawa Police Service five years ago. He is proficient in both official languages. White holds a Masters Degree from Royal Roads University in British Columbia in Conflict Analysis and Management. "I'm always looking for ways in which we can support victims of crime and particularly make criminals more accountable," said White in a January press interview. "I hope that I can make a real difference in the Senate."



Retired Lieutenant-General **Angus Watt** of Ottawa has been appointed head of the Canadian Air Transport Security Authority (CATSA). The 10-year-old Crown corporation was created after the 9/11 terrorist attacks. It performs security screening of airline passengers and their belongings at major Canadian airports. Watt joins CATSA with 37 years experience in the Royal Canadian Air Force. Watt served as deputy commander of NATO's International Security Assistance Force in Afghanistan and has been a NATO arms control negotiator. Watt is CATSA's third leader since 2008. Previous leaders were **Jacques Duchesneau** and the **Kevin McGarr**, an ex-Montreal police officer, who Watt will be replacing. CATSA employs 500 people, screens 52 million passengers and 62 million checked bags a year.



Windsor Police Chief **Gary Smith** announced his immediate retirement December 23rd, 2011. Deputy Chief **Al Frederick** will take over as acting chief until a permanent replacement is found. Smith is a 37 year member of the Windsor Police Service and has filled the position of Chief for the past four years. He was hired as a police cadet on June 1, 1974, and promoted to constable on Jan. 1, 1976. He was promoted again in 1988, to the rank of sergeant. Smith became an Inspector in 1998, and Superintendent in 2001. He was promoted to deputy chief on June 1, 2003. Among Smith's notable career accomplishments are his appointment as Incident Commander for the collapse of the scaffolding at the Ambassador Bridge. He co-authored reports on the impact of casino gambling on policing and public safety and was involved in the first internal review under the Special Investigations Unit for an in-custody death.



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Specific officer not needed in drug warrant



A drug warrant need not identify a specific peace officer in order to be lawful, New Brunswick's highest court has held.

In *R. v. Pitre*, 2011 NBCA 106, police obtained a search warrant under s. 11(1) of the Controlled Drugs and Substances Act (CDSA) from a provincial court judge. It authorized unnamed peace officers to search the accused's residence for cocaine, marijuana and marijuana growing

equipment. Police found a sophisticated marijuana grow operation in the basement and other evidence. While the warrant was being executed, the accused arrived and was arrested for producing marijuana and possession for the purpose of trafficking.

At his trial in New Brunswick Provincial Court Pitre challenged the legality of the search. He contended the warrant was facially invalid because it failed to comply with s. 11 of the CDSA since it did not identify by name the officer or officers authorized to execute the search. Furthermore, he argued the warrant was sub-facially invalid because the Information To Obtain (ITO), after editing and deletions of objectionable parts, did not disclose reasonable grounds for the affiant's subjective belief that the things to be searched for were in the place to be searched.

The trial judge rejected the submissions, upheld the validity of the warrant and convicted Pitre of producing marijuana and possession for the purpose of trafficking. He was sentenced to concurrent jail terms of 14 months and subjected to a firearms prohibition and DNA sample order.

Pitre appealed to the New Brunswick Court of Appeal, arguing the trial judge erred. In his view, a CDSA search warrant must identify, by name, the peace officer or peace officers authorized to carry out the search. Further, he again submitted that the ITO, after redaction, did not provide the necessary reasonable grounds. The court disagreed.

Chief Justice Drapeau, writing the court's opinion, broadly described the requirements for obtaining a search warrant under s. 11(1) of the CDSA as follows:

(This) provision requires a demonstration by information on oath that there are reasonable grounds to believe there is in the place

to be searched: (1) a controlled substance in respect of which the CDSA has been contravened; or (2) a thing that will afford evidence of any such contravention. Section 11(1) goes on to state that, in those circumstances, the warrant may issue "authorizing a peace officer, at any time, to search the place for any such controlled substance (...) or thing and to seize it."

A specific officer

As for whether a specific officer must be named in the warrant, the court concluded that a s. 11 CDSA search warrant need not identify by name the peace officer or officers authorized to carry out the search. Drapeau stated:

Section 11 does not prescribe the use of a particular form for a search warrant. In my view, a duly signed search warrant purporting to issue pursuant to s. 11 of the CDSA will generally pass facial muster if it: (1) is directed at named or unnamed peace officers from the issuing judge's jurisdiction; (2) identifies "an offence with sufficient precision to apprise

anyone concerned of the nature of the offence"; (3) describes the things "to be seized with enough specificity to permit the officers executing the warrant to identify them and link them to the offence"; and (4) pinpoints the place to be searched "with sufficient accuracy to enable the reader to know (for) what premises it authorizes the search" (reference omitted, para. 15).

Reasonable grounds

Pitre, in challenging the existence of reasonable grounds, isolated each strand of information in the redacted ITO and submitted that none provides a compelling basis for the reasonable grounds required by s. 11(1). The court found this approach to be inappropriate.

"The law requires the reviewing court to consider all of those strands contextually," said Drapeau, "and to determine whether, having regard to the totality of the circumstances revealed by the ITO, the issuing judge could conclude to the existence of the requisite reasonable grounds."

Pitre's appeal was dismissed.

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Documentation includes electronic material

The BC Court of Appeal has ruled that a warrant authorizing police to search for documentation to prove control over a premises also extends to computers or cell phones.

In *R. v. Vu*, 2011 BCCA 536, BC Hydro reported to police that a residential service check determined a meter was recording only 4,886 watts of the actual 30,600 watts of power being consumed at a residence. Police sought and obtained a search warrant under s. 487 of the Criminal Code to investigate theft of electricity. It authorized them to search not only for equipment used to divert electricity but also for “(d)ocumentation identifying ownership and/or occupancy” of the residence.

Officers executing the warrant found a large (1,000+ plant) commercial marijuana grow-operation in the basement and an electrical bypass in the garage. A desktop computer connected to a security video camera recorded comings and goings to the residence from the front of the house and along the driveway. A laptop on a desk in the living room was also running.

Police checked the recordings stored in the desktop and also examined the laptop to determine if it contained any documents or photographs that might help discover who controlled the premises. MSN Messenger (online chat) and Facebook were active on the laptop. Using its search tools, police located a resumé (and took a photo of it), an email address and a telephone number. A cell phone in the living room was also examined. Its number was determined and a photograph, believed to be Vu, was found on it. Both computers and the cell phone were seized and removed from the residence.

A series of still photographs from the surveillance video depicted the comings and goings during the five days before the warrant was executed. Using the serial number from a modem, police were able to determine the registered subscriber from the Internet Service Provider. Based on their investigation police believed Vu controlled the residence, obtained a warrant and subsequently arrested him when his name was checked through a police database on an unrelated matter. He was charged with production of marijuana, possession for the purpose of trafficking and theft of electricity.

At trial in BC Supreme Court the admissibility of the security photographs, resumé and cell phone photographs and the information obtained through MSN Messenger and Facebook became an issue. The judge held that the Information To Obtain (ITO) did not support reasonable grounds to believe that documentation showing ownership and/or occupancy of the residence would be found inside the premises. The officer did not say he believed this to be so, nor were there any facts to support such a belief.

Nor did the judge accept that the justice of

the peace could have inferred that documents evincing ownership or occupation would be found in the residence. The trial judge also ruled that police were not authorized to search the computers and cell phone, which she found to be unreasonable.

“It is no longer conceivable that a search warrant for a residence could implicitly authorize the search of a computer (or a cellular telephone containing a memory capacity akin to a computer) that may be found in the premises, even where the warrant specifically grants an authority to search for documentary evidence of occupation or ownership,” she said.

In her opinion, a warrant must expressly authorize a search for documents in electronic form. Although the judge admitted the images from the security-system computer, the evidence obtained from the second computer and the cell phone were excluded. She wasn’t satisfied beyond a reasonable doubt that Vu had knowledge and control over the grow operation. All charges were dismissed.

The ruling was challenged before the BC Court of Appeal. The Crown argued that there was a basis on which the authorizing justice could have included documentary evidence in the list of things to be searched for on the warrant and that it authorized police to search computers and cell phones for documents showing ownership or occupancy.

Documentation

The warrant did authorize police to search for documentation that could assist in determining who was in control of the premises. Even though the affiant police officer did not expressly state his belief that “(d)ocumentation identifying ownership and/or occupancy” would be found, the absence of an express statement by the informant as to that belief wasn’t fatal if the grounds set out in an ITO satisfy a justice of the peace as to the existence of a particular reasonable belief.

“The reasonable-grounds standard is well known,” said Justice Frankel. “Determining whether that standard has been met involves ‘a practical, non-technical and common-sense assessment of the totality of the circumstances.’ Further and of significance here, it has long been accepted that a justice of the peace is entitled to draw reasonable inferences from the grounds set out in an ITO.” He continued:

(It was open to the justice of the peace to draw the inference that there would likely be documentation inside the residence that would assist the police in determining who was in control of the 84th Avenue premises. I do not accept (the accused’s) submission that such an inference would amount to a “quantum leap of logic.”

What the ITO disclosed is that the place to be searched was a residence (i.e., a place in which it is usual for persons to live either permanently or temporarily) and that municipal records indicated that the property

was registered to a person of that address. In addition, another person had subscribed for electrical service to that property approximately one month before. Lastly, there was information that a substantial portion of the electricity being used inside the residence was being stolen, which strongly suggested that someone was carrying on activity there.

The totality of the circumstances was such that it was open to the justice of the peace to reasonably infer that it was likely that documents that would assist the police in determining who was in control of the 84th Avenue premises would be found there. A residence, even one used for criminal activity, is a place in which such documentation can be expected to be found. Although... persons involved in theft of electricity at a residence have an incentive not to leave any identifying documents in the premises, experience shows they often act otherwise (references omitted, paras. 41-43).

Moreover, police were not required, as Vu suggested, to take other investigative steps before seeking the warrant, such as conducting surveillance to determine if there were any persons regularly coming and going from the residence or to see if mail was being delivered.

“A warrant is to be judged on the basis of the grounds that are set out in an ITO,” said Frankel, “not on the basis of what steps the police could have taken to acquire additional grounds.”

Finally, the phrase “(d)ocumentation identifying ownership and/or occupancy” was impermissibly vague.

“Although that phrase does encompass a broad range of material it does not, having regard to the context, run afoul of the rule that requires some degree of specificity in the description of the things for which those executing a warrant are entitled to search,” said Frankel.

Describing the things to be searched for with some specificity serves to control the manner in which a warrant is executed. It places spatial limits on where those executing the warrant may search, as they are only entitled to search where the things listed on the warrant might reasonably be expected to be found. American courts sometimes refer to this as the elephant in the matchbox doctrine, i.e., a warrant to search for an elephant does not authorize the police to look inside a matchbox. Such descriptions also serve to limit what the police can seize under the authority of the warrant. In addition to guiding the police, they serve the important function of allowing those affected by the execution of a warrant to ascertain whether the police have kept within its limits.

In an investigation such as was being conducted in the case at bar it is neither practicable nor possible to require either the police or the justice of the peace to describe with exactitude the “documentation” that

could assist in determining who is in control of a residence. Such a list would be endless... (paras. 47, 51).

Noting other trial decisions, the court found the list of documents proving occupancy could include medication receipts, envelopes, utility bills, state of title certificates, mortgage statements, home insurance documents, tax returns, cheque books, credit or debit cards, expired driver's licences, bank statements, Christmas cards, passports or a book inscribed "This book is the property of" followed by a name. In this case, the description of the "documentation" to be searched for was as specific as it needed to be.

Electronically-stored information

The authority to search for "documentation" extends to electronically-stored information and, therefore, the warrant authorized the examination of the computers and the cell phone. The word "document" is to be interpreted having regard to existing technology.

"Today we live in an age in which computers, smartphones and other devices capable of storing information in electronic form are ubiquitous," said Frankel. "We also live in an age when it is generally understood that those devices are capable of storing documents."

I am, accordingly, of the view that the warrant on its face authorized the examination of electronic devices found within the... residence for electronically-stored information that could assist the police in determining who was in control of that premises. An electronically-stored version of, for example, a resumé or photograph, is as much a document as a paper (i.e., hard copy) version of the same item (para. 58).

Further, there is no requirement that a computer or similar device be expressly stated on the face of a warrant. Rather, a search warrant can implicitly authorize the search.

(The accused) submits that "courts have long recognized that computers may contain extensive private information relating to an individual, containing documents, videos and photographs of a highly personal nature." While this is so, it does not follow that a warrant must specifically authorize the examination of devices that may contain an electronically-stored version of a thing listed on the face of a warrant. A warrant authorizing a search of a specific location for specific things confers on those executing that

warrant the authority to conduct a reasonable examination of anything at that location within which the specified things might be found.

Just as it cannot be said that a warrant to search for documentary evidence relating to a fraudulent scheme would not apply to a four-drawer filing cabinet, the existence of which the police learn of after entering a residence, neither can it be said that such a warrant would not apply to a computer, the existence of which the police learn of after entering a residence. Both are likely repositories of the things for which authorization to search has been given.

(The accused's) argument that a warrant must specifically authorize the search of a computer rests principally on the fact that computers generally contain large and varied amounts of personal, confidential and sometimes sensitive information, such as correspondence, photographs, financial records and medical information. However, I do not accept that the law governing search warrants needs special rules to deal with computers and similar devices.

It is important to keep in mind that the principles of search and seizure already place limits on how a warrant can be executed. As mentioned above, those executing a warrant are entitled to search only those areas in which the things listed on the warrant might reasonably be expected to be found. With respect to electronic devices, this means that a device must reasonably be expected to contain at least one of the things listed on the warrant before it can be examined at all.

Further, the scope of the examination of a device will be limited to searching for those things listed on the warrant. Put otherwise, the fact that the police have authority to search a device for one thing does not mean they have authority to search it for other things. Nor... does it mean that the police will have the authority to "scour the entire contents of (a) hard drive"...

When the police, in the course of executing a warrant, locate a device that can reasonably be expected to contain an electronically-stored version of a thing they have been authorized to search for, they can examine that device for the purpose of determining whether it contains that thing (i.e., information), but only to the extent necessary to make that determination (paras. 63-65, 68).

Reasonable searches
The court concluded all of the computer

and cell phone searches were reasonable. Despite the testimony of several officers that their standard practice was to examine non-password protected computers and cell phones for evidence of ownership or occupancy when executing a search warrant, what matters is what they did in this case.

"Even assuming that computers and cellular telephones were improperly searched on other occasions, that has no bearing on the lawfulness of what was done in the case at bar," said Frankel.

The laptop was searched for files containing photographs and documents that could show who was using it and assist in determining who controlled the premises. This was authorized by the warrant. The MSN Messenger and Facebook pages also fell within the type of "documentation" covered by the warrant, even if the officer had to open the pages by clicking on their respective icons.

"Both programs were running; whether an icon had to be clicked to make an active page visible is of no significance," said Frankel. However, he would not decide whether the officer "could have looked for further information accessible through the active pages, e.g., by accessing portions of the Facebook page that were not already loaded on the computer."

The cell phone was examined to determine its number and to see what photographs it contained. These items fell within the types of "documentation" covered by the warrant. There is no suggestion the telephone was examined for any other purpose or other types of electronically-stored information.

Although the trial judge admitted the photographs of persons coming from and going to the residence found on the security-system computer photographs under s. 24(2), examining it would have been reasonable, "as the video recordings were examined solely for the purpose of determining whether they could provide information as to who was in control of the premises."

The warrant authorized police to search for documentation that could assist in determining who was in control of the premises, including documentation contained in the computers and cell phone and the evidence obtained from the examination of those devices should have been admitted.

The Crown's appeal was allowed, Vu's acquittals were set aside and a new trial was ordered.



Court rules on Internet privacy interest

Saskatchewan's highest court has ruled in two child pornography cases involving Internet Protocol (IP) address information provided to police by the Internet Service Provider (ISP). The court was divided on whether there was a reasonable expectation of privacy in IP account information.

Trapp

In *R. v. Trapp*, 2011 SKCA 143, an undercover police investigator monitoring peer-to-peer file-sharing on the Internet searched for child pornography images or videos. Browsing a computer's shared folders she discovered they contained child pornography files, generated a history for the corresponding IP address and determined that the Internet ISP was SaskTel, a Crown corporation.

The investigator faxed a letter to SaskTel Security requesting any information relating to the IP address under s. 29.2 of the Freedom of Information and Protection of Privacy Act (FIPPA). SaskTel faxed Trapp's name and account information, including his address, services he subscribed to, telephone number, e-mail address, login name, cell phone number and television programming details. Police used this to obtain his date of birth, driver's licence number, registered vehicles and a physical description through Saskatchewan's driver licensing and vehicle

registration database (SGI).

Officers obtained a warrant to search Trapp's residence and seized a computer from a bedroom. A forensic computer analyst examined it and confirmed there was child pornography in a shared folder. Trapp was charged with several child pornography offences.

At trial in Saskatchewan Provincial Court Trapp asked that the evidence obtained under the search warrant be excluded, submitting his s. 8 Charter rights, among others, were breached when police obtained his information. The judge concluded Trapp's reasonable expectation of informational privacy under s. 8 wasn't infringed because police acted in accordance with s. 29(2) (g) of FIPPA during their investigation.

Trapp was convicted of accessing, possessing and making child pornography available, sentenced to 13 months incarceration plus three years probation and given a three-year s. 161 order, a DNA order and a 20-year sex offender registry order.

Trapp appealed to the Saskatchewan Court of Appeal arguing that police required a warrant to obtain his account information (name, address and telephone number), which revealed intimate details of his lifestyle and personal choices, from SaskTel relative to the IP address it had assigned

to his computer. In his view, he had a reasonable expectation of privacy while surfing the Internet and police violated s. 8 by obtaining his account information without a warrant.

The Crown, on the other hand, submitted Trapp had no reasonable expectation of privacy in his account information in these circumstances, suggesting that the subscriber data wasn't acquired biographical information and Trapp had no subjective or objective expectation of privacy.

Search

In assessing whether a s. 8 breach occurred, courts first need to determine whether police conduct amounts to a "search." The onus of establishing that a search occurred lies with an accused (the person invoking the protection). A search occurs if police conduct intrudes upon the person's reasonable expectation of privacy. This will require a subjective expectation of privacy that is objectively reasonable on the totality of the circumstances.


Privacy interests include personal privacy (concerning one's body and bodily integrity), territorial privacy (the places one occupies, such as home or workplace) and informational privacy (information about self). In cases featuring allegedly confidential and private information about a person in the hands of a third party, the totality of the circumstances includes: nature of the privacy interest asserted by the person; the precise nature of the subject matter of the alleged search; the relationship between the third party and the person; the legal framework governing disclosure of the information; the intrusiveness of the alleged search; and such other factors as may bear upon the strength or weakness of the expectation of privacy at issue. If there is no reasonable expectation of privacy there is no search.

In this case, the two member majority concluded that the police conduct constituted a search. Trapp enjoyed a reasonable expectation of privacy in the information police sought and obtained from SaskTel regarding the IP address it assigned to him. He had a subjective expectation of privacy in that information, which was objectively reasonable having regard for the totality of the circumstances. It was used to further the investigation and to obtain a warrant to search his home, seize his computer and search it for evidence.

Reasonable search

If it is established that police conduct amounts to a search, the second step is to ask whether the search was reasonable. A warrantless search is presumptively unreasonable and the Crown bears the burden of establishing reasonableness. A search will be reasonable if it is authorized by law, the law is reasonable and the search is carried out in reasonable manner.

In this case, the majority found the search was authorized by law – s. 487.014 of the Criminal Code. This provision permits a police officer, without a "production order," to request a person voluntarily provide information about another,




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provided they are not prohibited by law from disclosing it. Police had reasonable and probable grounds to believe an offence was committed and that SaskTel had information affording evidence of it.

Police had every reason to believe SaskTel wasn't prohibited by law from disclosing this information and the company voluntarily released it when asked to do so. Since Trapp never challenged the constitutionality of the section, the law itself was assumed to be reasonable. Further, the search was conducted in a reasonable manner.

Justice Ottenbreit offered a different opinion. Although assuming there was a subjective expectation of privacy in the accused's name, address and phone number respecting his IP address, the totality of the circumstances weighed against an objective expectation. In his view, there was no reasonable expectation of privacy and, therefore, no search had occurred. Since there was no search there was no s. 8 Charter breach.

Trapp's appeal was dismissed and his convictions upheld.

Spencer

In *R. v. Spencer, 2011 SKCA 144*, a police officer, using file-sharing software, discovered files containing child pornography in a shared folder and identified the computer IP Address. He determined it was assigned to Shaw Communications and requested under the Personal Information Protection and Electronic Documents Act (PIPEDA) the disclosure of customer identifying information relevant to it. Shaw provided the name, address, telephone number, account number and current billing particulars relevant to the address, which turned out to be the accused's sister.

Using the information, police prepared and obtained a warrant to search the residence, where Spencer also resided. Officers discovered a significant quantity of child pornography – 441 distinct images and 112 videos – in a shared folder on Spencer's computer.

At his trial in Saskatchewan Provincial Court Spencer argued that the letter police sent to Shaw requesting the IP address information amounted to an unreasonable search and seizure, violating s. 8 of the Charter, and the evidence should have been excluded. The judge found that Spencer had no reasonable expectation of privacy in the circumstances. He was convicted of possessing child pornography and making it available and appealed his conviction to the Saskatchewan Court of Appeal.

Say one

Justice Caldwell concluded that Spencer's expectation of privacy in the IP information disclosed to police wasn't reasonable, when viewed in the totality of the circumstances, from the perspective of a reasonable and informed person concerned about protecting privacy. In his view, the contractual terms of the agreement his sister had with Shaw, along with the statutory terms of PIPEDA, negated an expectation of privacy. Caldwell stated:

It is clear from the terms of the service agreement that (the accused's) sister had given her express, informed consent to Shaw to disclose the disclosed information to the police in the circumstances of this case. This fact moves the scales considerably more in favour of a finding that (the accused) did not hold an objectively reasonable expectation of privacy

in the disclosed information.

However, even if (the accused's) sister had not consented to the disclosure of her personal information, in these circumstances the disclosure would have been permitted under s. 7(3)(c.1)(ii) of PIPEDA. Section 7(3) of PIPEDA supplements the basic rule prohibiting disclosure in the absence of informed consent by setting forth certain disclosure activities which are permitted without the knowledge or consent of the individual in question (paras. 38-39).

Further:

In summary, neither its contractual relationship with (the accused's) sister, as set out in the services agreement, nor PIPEDA prohibited Shaw from disclosing the disclosed information in the circumstances of this case; rather, each clearly provided Shaw with the discretion to disclose information to the police in these exact circumstances and Shaw had (the accused's) sister's express, informed consent to do so. The sum of these factors militates very strongly against a finding that (the accused's) privacy expectation was reasonable (para. 42).

Even if Spencer did hold an objectively reasonable expectation of privacy in the information, Caldwell would have found the search reasonable. It was reasonably conducted and authorized by a reasonable law. There was no s. 8 violation.

Say two

Justice Ottenbreit would have also dismissed Spencer's appeal. He too opined there was no privacy interest in the information police obtained:

In my view, the disclosed information in this case merely establishes the identity of the contractual user of the IP address, who in this case wasn't

the accused. The potential that the disclosed information might in this case eventually reveal much about the individual and the individual's activity is, in my view, neither here nor there.

In my respectful view, the fact that the disclosed information is of such a quality that it is capable of being used to assist in obtaining a search warrant which will lead to revealing to the police more intimate details about a person once the warrant is granted and executed, does not take it beyond what it is at this stage – simply name, address and telephone number.

Theoretically, all the assertions in an information to obtain a search warrant have the potential of revealing to the police more intimate details of a person once the search warrant is granted and executed. In this respect the disclosed information has, in my view, no different special quality than any other piece of information that the police may receive prior to the warrant which furthers their investigation (para. 110).

Say three

Justice Cameron doubted Caldwell's assessment that the contractual or statutory terms negated an expectation of privacy but nonetheless would also have dismissed Spencer's appeal. Even if Spencer enjoyed a reasonable expectation of privacy in the information the police sought and obtained from Shaw, the search was reasonably conducted under the authority of s. 487.014(1) of the Criminal Code.

Spencer's conviction appeal was dismissed.

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Capitalizing on children's natural trust

by Tom Wetzel

The relationship that police officers have with children is very special and is built on a natural trust, as many kids recognize officers are there to protect them from bad people. It is not surprising then to hear little children say they want to be police officers when they grow up.

Officers have taken on the role of educator to help keep kids safe. It can involve participating in programs to teach young children everything from how to cross the street to how to avoid drugs as they get older.

These teaching opportunities can be informal, such as when officers stop young drivers and warn them about the potential risks of their bad driving behaviour. Because our business is safety, we have a certain grassroots credibility that kids and parents respect.

The dangers that children face using the Internet is a serious problem that imposes potential risks for today's young people. Capitalizing on the grassroots respect children have for police it is important for officers to warn them about these risks.

As kids are using computers at very young ages, they may encounter dangerous people and situations where they are unsure how to act. Knowing how to avoid trouble, what to do if they come in contact with it and who they can trust to tell about it is important.

A special program that helps officers teach these lessons is *e-Copp*, an educational

children's online protection program. Put together by cops and moms, it is an Internet and "stranger danger" safety program that uses an interactive DVD, an instructor workbook for teachers and student workbooks that reinforce the lessons.

The lead character of the program is a young girl named Lil Copper whose father is a police officer.

She dresses in his over sized uniform and with her amusing little dog Double Click, helps teach her young friends how to navigate themselves out of problems they encounter online. Her friends also role play their parents professions – firefighter, scientist and carpenter.

The program is an excellent community policing tool for Canadian police officers to teach primary grade age children how to stay safe while on the computer. Officers can teach the program at camps or schools.

e-Copp is user friendly for both officers and children and encourages parental review and participation. It not only teaches Internet safety but also addresses some "stranger dangers" tactics for children who encounter dangerous people.

It is a special opportunity for officers to strengthen the bond they have with little children and help make a difference in keeping them and their families safe.

Visit www.e-copp.com to learn more about *e-Copp*.

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911 Gear	57
911 Supply	48
Accident Support Services Int'l	18
Aimpoint	19
American Military University	47
Badge and Wallet	60
Bell Helicopter	6
Blue Line Leadership Award	32
Blue Line Trade Show	54, 61
C.R.A.F.M.	26
CAPS Inc	17
Carswell, a Thomson Reuters Business	23
CashTech Currency Products	60
Chrysler Canada	64
Commissionaires	49
Cornerstone-Mediation	60
CPKN	11
Current Corporation	37
CVDS	27
D&R Electronics	15
Dalhousie University	58
DAVTECH Analytical Services	31
Delta Marine Security	60
Dentistry in Oak Ridges	62
Divetech Ltd	61
DuPont Canada Inc	4
Ergocentric Seating	61
Enjoy the Music	61
Fisher Space Pen	60
Ford Canada	2,3
Henry's Photo-Video-Digital	11
Humber Institute of Technology	28
iIRG	53
Infrared Technologies Canada	21
Integral Tactical	61
International Police Association	57
Investigation Counsel Network	31
Investors Group	61
John E. Reid & Associates	55
Maple Publications	60
MD Charlton Co Ltd	12
NCIC Inmate Phone Service	60
Panasonic Canada	35
PES Canada	18
Photography by Kat	61
PIPS Technology	14
Pride In Service	60
Priority Dispatch	54
Professional Development TSCM Group	45
Provis Inc	15
R Nicholls Distributors	53
Royal Canadian Legion	17
SEALS Action Gear	20
Seneca College	37
Sonic Science	60
Stokes International	61
Surefire	63
The Patchman	61
Toronto Police Gift Shop	60
Trackers Edge	61
Triform	59
Underwater Kinetics Canada	21
University of Guelph	45
Vancouver Island University	24
Vancouver Tactical Supplies	60
Vault Distribution	35
Whelen Engineering	25
Wolverine Supplies	9
Wolverine World Wide (Bates)	29
York Regional Police	13

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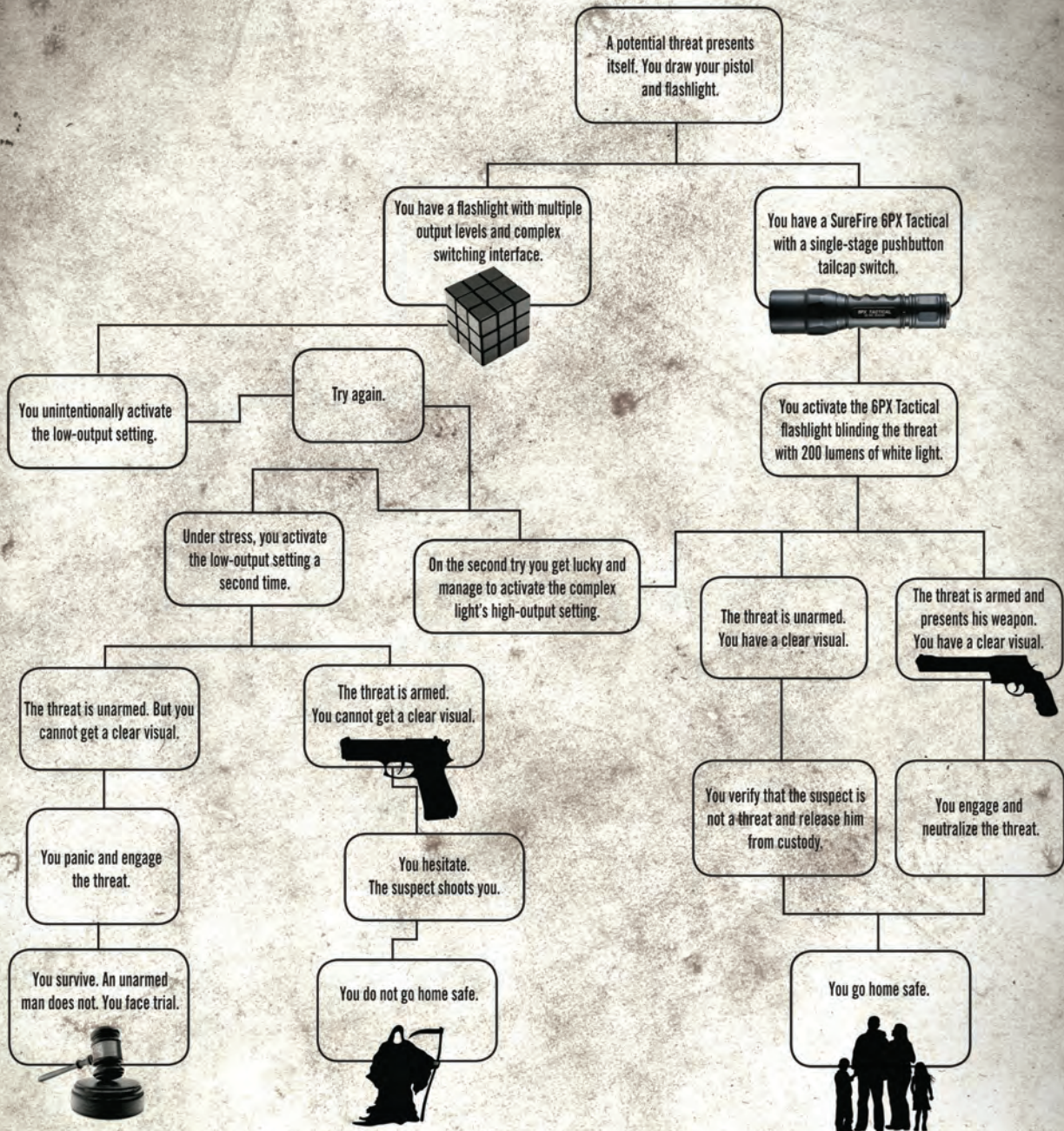
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