

**THE CORNWALL
PUBLIC INQUIRY**



**L'ENQUÊTE PUBLIQUE
SUR CORNWALL**

Public Hearing

Audience publique

Commissioner

The Honourable Justice /
L'honorable juge
G. Normand Glaude

Commissaire

VOLUME 159

Held at :

Hearings Room
709 Cotton Mill Street
Cornwall, Ontario
K6H 7K7

Tenue à:

Salle des audiences
709, rue de la Fabrique
Cornwall, Ontario
K6H 7K7

Wednesday, November 14 2007

Mercredi, le 14 novembre 2007

Appearances/Comparutions

Mr. Peter Engelmann	Lead Commission Counsel
Ms. Julie Gauthier	Registrar
Ms. Maya Hamou	Commission Counsel
Mr. Peter Manderville	Cornwall Police Service Board
Mr. Neil Kozloff	Ontario Provincial Police
Ms. Suzanne Costom	
M ^e Claude Rouleau	Ontario Ministry of Community and Correctional Services and Adult Community Corrections
Mr. Darrell Kloeze	Attorney General for Ontario
Mr. Peter Chisholm	The Children's Aid Society of the United Counties
Mr. Terry Mazerolle	
Mr. Allan Manson	Citizens for Community Renewal
Mr. Dallas Lee	Victims Group
Mr. David Bennett	The Men's Project
Mr. David Sherriff-Scott	Diocese of Alexandria-Cornwall and Bishop Eugene LaRocque
Mr. Michael Neville	The Estate of Ken Seguin and Scott Seguin and Father Charles MacDonald
M ^e Danielle Robitaille	Mr. Jacques Leduc
Mr. William Carroll	Ontario Provincial Police Association
Mr. Frank T. Horn	Mr. Carson Chisholm
Mr. Ian Paul	

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1 --- Upon commencing at 9:33 a.m./

2 L'audience débute à 9h33

3 **THE REGISTRAR:** Order; all rise. À l'ordre;
4 veuillez vous lever.

5 This hearing of the Cornwall Public Inquiry
6 is now in session. The Honourable Mr. Justice Normand
7 Glaude, Commissioner, presiding.

8 Please be seated. Veuillez vous asseoir.

9 **THE COMMISSIONER:** Thank you.

10 Good morning all. Good, morning Mr. Guzzo.
11 Mr. Engelmann.

12 **GARRY GUZZO:** Resumed/Sous le même serment

13 --- EXAMINATION IN-CHIEF BY/INTERROGATOIRE EN CHEF PAR MR.
14 ENGELMANN (Continued/suite):

15 **MR. ENGELMANN:** Good morning, Mr.
16 Commissioner. Good morning, Mr. Guzzo.

17 **MR. GUZZO:** Good morning, sir.

18 **MR. ENGELMANN:** Sir, when we left off
19 yesterday, you had asked Mr. Guzzo to do his best to find
20 original notes that we have a photocopy of in our -- when
21 we left off yesterday, you had asked Mr. Guzzo to make his
22 best efforts to find for us his original notes of Exhibit
23 848 -- 848B I believe is the handwritten version.

24 **THE COMMISSIONER:** Yes.

25 **MR. ENGELMANN:** Mr. Guzzo, can you let us

1 know whether or not you were able to find your original
2 notes?

3 MR. GUZZO: I do have them.

4 MR. ENGELMANN: And I'm just looking over at
5 you; is it the yellow notepaper you have in front of you?

6 MR. GUZZO: It is.

7 MR. ENGELMANN: All right. And can you tell
8 me if -- I'll just be one moment.

9 (SHORT PAUSE/COURTE PAUSE)

10 MR. ENGELMANN: Can you tell me if your
11 original has these blacked out redactions on it, sir?

12 MR. GUZZO: Yes, they do.

13 MR. ENGELMANN: Can you tell me if you are
14 able, either as a result of just looking through the
15 redactions you've made or otherwise, are you able to tell
16 us all of the names that you redacted?

17 MR. GUZZO: I have a list -- I have a list
18 of the names. I think they're all there. I think that
19 each and every one is there.

20 MR. ENGELMANN: All right. So let me just
21 understand.

22 Is this a list that you just made by looking
23 at this and trying to decipher the names underneath the
24 redactions or is this a list you made at another time?

25 MR. GUZZO: This is a list I made when I

1 made the redactions.

2 **MR. ENGELMANN:** So at the time you did the
3 redactions, you made a separate list?

4 **MR. GUZZO:** Correct.

5 **MR. ENGELMANN:** All right. And you have
6 that with you?

7 **MR. GUZZO:** I do.

8 **MR. ENGELMANN:** All right.

9 Mr. Commissioner, perhaps what we could do
10 is -- I don't have copies of these notes or the list and
11 obviously, therefore, neither do counsel here. I'm
12 wondering if we could go in camera to have Mr. Guzzo read
13 those remaining names for us and perhaps while we're doing
14 that, I could try and have copies made for everybody.

15 **THE COMMISSIONER:** All right. Is that
16 satisfactory to you, Mr. Guzzo?

17 Very well, so how long do you think -- well,
18 we'll be at least 15 minutes to go into in camera, to
19 switch into it, then we're going to be another 15 minutes -
20 - so it will be at least an hour by the time we come back
21 to live diffusion, I guess?

22 **MR. ENGELMANN:** I'm not sure that it will
23 take that long but there will be some -- yes, there will be
24 15 minutes before we're ready to go because there will be
25 some photocopying -- maybe even 20 minutes.

1 **THE COMMISSIONER:** M'hm.

2 **MR. ENGELMANN:** But I don't know if it will
3 take that long, actually, the in camera portion. Then
4 there are issues about confidentiality measures ---

5 **THE COMMISSIONER:** M'hm.

6 **MR. ENGELMANN:** --- that I would assume we
7 can address publicly.

8 **THE COMMISSIONER:** Okay. In any event,
9 those who are viewing through the webcast will have to
10 stand by and the members of the public who have not signed
11 undertakings as parties will have to be asked -- excused
12 for that part of it.

13 All right. So we'll take 15 to get in
14 camera and we'll see where we go.

15 Thank you.

16 **THE REGISTRAR:** Order; all rise. À l'ordre;
17 veuillez vous lever.

18 This hearing will resume at 9:55 a.m.

19 --- Upon recessing at 9:38 a.m. to resume in camera/

20 L'audience est suspendue à 9h38 pour reprendre à huis-
21 clos

22 --- Upon resuming in public at 2:07 p.m./

23 L'audience est reprise en public à 14h07

24 **THE REGISTRAR:** This hearing is now resumed.
25 Please be seated. Veuillez vous asseoir.

1 **THE COMMISSIONER:** Thank you. Good
2 afternoon, all.

3 Mr. Engelmann.

4 **MR. ENGELMANN:** Good afternoon, Mr.
5 Commissioner.

6 Good afternoon, Mr. Guzzo.

7 **MR. GUZZO:** Good afternoon, sir.

8 **MR. ENGELMANN:** We're back on the webcast.

9 I just wanted to explain very briefly to
10 members of the public. What happened this morning, we went
11 in camera or perhaps in more common nomenclature, we went
12 outside of the cameras, with the cameras off, and went
13 through a list of names from Mr. Guzzo's notes, names that
14 he provided to us. And then counsel had discussions about
15 whether or not confidentiality measures were appropriate
16 for some of these individuals.

17 And in the main, counsel were unanimous with
18 respect to whether or not confidentiality measures were
19 necessary.

20 There was one particular name that came up
21 right at the end where there was some debate and, Mr.
22 Commissioner, I understand you're going to issue a ruling
23 on that.

24 But as a consequence of those discussions
25 and the in camera portion this morning, there are a number

1 of individuals, primarily of alleged victims, who have been
2 given what we call monikers and publication ban.

3 And the reason for the moniker -- and those
4 have been "C" with a number, is, of course, so that when
5 that person's name is mentioned here, because of the live
6 webcast and the television, that the name doesn't come out
7 publicly.

8 So that's what happened this morning.

9 Mr. Commissioner, I know you have reserved a
10 decision with respect to one individual.

11 **THE COMMISSIONER:** Well actually two, but I
12 will ---

13 **MR. ENGELMANN:** Oops.

14 **THE COMMISSIONER:** That's fine. Thank you.

15 Mr. Guzzo, we started off yesterday with you
16 voicing a concern about confidentiality and I've indicated,
17 what we did is went in camera so that we could discuss
18 freely who those names were. And it certainly was not in
19 an effort to breach any of your confidentiality; it was to
20 see whether or not there was a public interest and whether
21 or there was some relevance to whether or not those names
22 should be published.

23 In the end, sir, I can tell you that all of
24 the names will be covered with monikers and there will be
25 publication ban on their names.

1 There are two that will be on an interim
2 basis, but that's simply to permit the media, if they wish,
3 to come back and provide me with further submissions, and
4 also with respect to whether or not it will come to light
5 that the name becomes irrelevant or in the sense that it's
6 already in the public domain or whatever.

7 In any event, I'm mindful that we always
8 have to balance interests in this matter and while many of
9 the people that are on the list and that have monikers are
10 alleged victims. There is a name of a person who may have
11 divulged or made some comments as a whistleblower kind of
12 comment. I don't want to attach too much to that title
13 but, in any event, I thought that on the basis of erring on
14 the side of caution that, at this point, this person should
15 be afforded that confidentiality.

16 There's also an alleged perpetrator. And
17 that has been argued and I find that in the circumstances
18 and with respect to this specific allegation that again I
19 should err on the side of caution, and if it comes around
20 that it should be made public, I certainly will make things
21 public, because in the end, as part of a public inquiry, we
22 try to have matters dealt with in a public forum as much as
23 possible.

24 Having said that, sir, I want to assure you
25 that we will be finishing this afternoon around 4:30 or

1 5:00.

2 I understand you have a flight later on in
3 Ottawa.

4 **MR. GUZZO:** I'm leaving, yes.

5 **THE COMMISSIONER:** Yes.

6 And so I certainly don't want to hamper
7 that.

8 I understand that you will be coming back,
9 though, next week on Tuesday.

10 **MR. ENGELMANN:** On Tuesday.

11 **MR. GUZZO:** Yes, that's correct.

12 **THE COMMISSIONER:** Thank you.

13 **MR. GUZZO:** And one -- Mr. Commissioner, can
14 I make just one point, for the record anyhow?

15 **THE COMMISSIONER:** M'hm.

16 **MR. GUZZO:** With regard to the -- to the
17 individual you referred to -- C-41? I would like it noted
18 that Commission counsel did make and bring to light an
19 issue with regard to legislation -- provincial legislation
20 protecting provincial employees.

21 **THE COMMISSIONER:** M'hm.

22 **MR. GUZZO:** And that was made, you know, and
23 I would just like to have that on the record, on the public
24 record.

25 **THE COMMISSIONER:** That's fine.

1 MR. GUZZO: Thank you and I appreciate it.

2 MR. ENGELMANN: The legislation I referred
3 to, Mr. Guzzo, I don't know of any predecessor legislation
4 in Ontario for that; it was 2006 protection for provincial
5 public servants as whistleblowers.

6 There is similar-type protection federally
7 that we discussed the *Accountability Act*; that's the
8 legislation I was referring to, sir.

9 MR. GUZZO: Right.

10 Well, I didn't quite get that.

11 I was referring to a 1995 piece of
12 legislation of the Rae government which was a protection
13 act but I have to be straightforward and tell you that
14 while it received three readings and Royal Assent, it was
15 never promulgated. It was never promulgated.

16 THE COMMISSIONER: All right, well ---

17 MR. GUZZO: Thank you.

18 THE COMMISSIONER: Can we get on to the
19 matter at hand, I guess.

20 MR. ENGELMANN: All right. So, Mr.
21 Commissioner, then, C-41 and C-43 are interim?

22 THE COMMISSIONER: Yes.

23 MR. ENGELMANN: And the remainder are there?

24 THE COMMISSIONER: Are there.

25 MR. ENGELMANN: All right.

1 So, Mr. Guzzo, I want to ask you a few more
2 questions about your notes and then I'm going to leave that
3 subject matter ---

4 **THE COMMISSIONER:** For another day?

5 **MR. ENGELMANN:** Yes. I've advised you, sir,
6 that given your own uncertainty about some of these names;
7 and given the difficulty in confirming whether or not the
8 names are as you say they are; given the redactions to your
9 original notes; the Commission is going to have someone
10 independent look at that and hopefully they're going to be
11 able to tell us if, in fact, the name is as you recall and,
12 in fact, perhaps to give us first names as well, if that's
13 possible.

14 All right sir. I want to ask you a couple
15 of questions about the notes though.

16 We've gone through this before but 847A and
17 B which I'll call the "shorter form notes" of the
18 chronology, if I might. You believe those notes were
19 prepared later than the notes at 848?

20 **MR. GUZZO:** I do.

21 **MR. ENGELMANN:** All right. And I just want
22 to understand when you think you might have prepared those
23 notes?

24 **MR. GUZZO:** I believe in the spring or
25 summer of '06.

1 **MR. ENGELMANN:** All right. And the previous
2 notes -- and you have the original in front of you, which
3 is C-848C. And there are two sets in there and in our
4 unofficial transcription we've divided up a first set of
5 notes, second set of notes from 848. The first set
6 starting with notes from December of '95; the second set
7 starting with notes from 1997 and going from there.

8 Is it your evidence that these notes were
9 prepared at or around 2003, 2004?

10 **MR. GUZZO:** Well no. The first ones were
11 prepared in contemplation of the first Private Members
12 Bill.

13 **MR. ENGELMANN:** I'm sorry. I think you had
14 said that in or around the fall of 2000?

15 **MR. GUZZO:** Yes, in fact, they're dated, I
16 believe.

17 **MR. ENGELMANN:** Okay.

18 **MR. GUZZO:** October '00, I think that says.

19 **MR. ENGELMANN:** Oh, they're dated on our
20 unofficial transcription. They're not dated on your actual
21 note; are they?

22 **MR. GUZZO:** I think they are. The first
23 entry is "PMB October 11th or 12th, '00".

24 **MR. ENGELMANN:** I'm sorry. You're right.
25 You're right. Okay.

1 MR. GUZZO: And those are prepared ---

2 MR. ENGELMANN: Do you know what PMB stands
3 for, sir?

4 MR. GUZZO: Private Members Business.

5 MR. ENGELMANN: Okay. All right. So, for
6 example, what do we see then? You say "speakers" and then
7 there are some names after that.

8 MR. GUZZO: I'm getting set to go in. The
9 bill is going to be called soon, and I have to arrange the
10 speakers. I have to have people from the two opposition
11 parties, who are prepared to support it, and a couple of
12 colleagues.

13 The people named there -- I'm going to speak
14 to it myself and then give the final rebuttal -- and the
15 people who are there are the individuals that I'm
16 contemplating having speak to -- having address the bill.

17 MR. ENGELMANN: And who are they, sir?

18 MR. GUZZO: Well myself, GJG; Beaubien is a
19 member -- a Conservative member from down around Petrolia.

20 MR. ENGELMANN: Okay.

21 MR. GUZZO: The next one with the question
22 mark is Jim Flaherty who is, at this time, the Attorney
23 General.

24 MR. ENGELMANN: All right.

25 MR. GUZZO: John Cleary, the member for

1 Cornwall; Peter Kormos, the NDP House Leader; and David
2 Christopherson who was the NDP member from Hamilton who
3 served as Solicitor General in the Rae government and has a
4 direct interest in it.

5 **MR. ENGELMANN:** All right. And Mr. Cleary,
6 he was the MP for Cornwall or the MP for SD&G at that time?

7 **MR. GUZZO:** Cornwall at that time I believe.

8 **MR. ENGELMANN:** He was a member of which
9 party?

10 **MR. GUZZO:** The Liberal Party.

11 **MR. ENGELMANN:** All right. And what are you
12 saying underneath their names? What's the reference?

13 **MR. GUZZO:** Well, I'm saying, "Call the
14 Members of the Justice Committee and the House Leaders".

15 **MR. ENGELMANN:** All right.

16 **MR. GUZZO:** I mean I'm doing a little
17 lobbying, I guess.

18 **MR. ENGELMANN:** All right.

19 So the first set of notes here prepared
20 before you were to speak or at about the time you were to
21 speak about the Private Members Bill.

22 **MR. GUZZO:** Right.

23 **MR. ENGELMANN:** The second set of notes that
24 also forms part of 848, either B or C, is prepared somewhat
25 later.

1 **MR. GUZZO:** It is. It's not prepared at
2 that time.

3 **MR. ENGELMANN:** No and, in fact, it has
4 dates going until February of 2003, if I'm correct, if you
5 look at the last page?

6 **MR. GUZZO:** That's correct.

7 **MR. ENGELMANN:** Okay. So when is your best
8 recollection as to when the second set of notes that are
9 contained in either 848C or B were prepared?

10 **MR. GUZZO:** I remember working on the file.
11 I decided not to shred this file, and I remember working on
12 this file definitely in February -- January, February of
13 '04 when I'm rehabbing on a -- from a hip operation, and I
14 would think that's when I do these notes.

15 **MR. ENGELMANN:** And again then your best
16 recollection as to when you would have blacked out some of
17 these names?

18 **MR. GUZZO:** I would -- you know I'm -- I
19 would -- I can't remember going back to the file per se. I
20 have a -- I think maybe the best guess I would make was I
21 do it at that time, you know, when I'm sitting around doing
22 nothing, working a bit on files. I'm a year, almost a year
23 out of the legislature, and I'm still cleaning up a few of
24 the files, and I would think that that's the best time, but
25 it may not have happened at that time. I can't be sure.

1 **MR. ENGELMANN:** All right. Mr. Guzzo, you
2 would agree with me that at some point in time on your
3 original notes you added some handwritten names.

4 **MR. GUZZO:** I did, yes.

5 **MR. ENGELMANN:** And those handwritten names
6 were not on 848B; correct?

7 **MR. GUZZO:** They were not.

8 **MR. ENGELMANN:** And 848B was disclosed to
9 the Commission last Friday.

10 **MR. GUZZO:** That's right.

11 **MR. ENGELMANN:** So how is that possible that
12 we have 848B without handwritten names on it, and your
13 originals have handwritten names?

14 **MR. GUZZO:** The -- well, I'll tell you where
15 the originals are; where I found them yesterday -- are in a
16 file that I have started and was doing a book on the
17 Cornwall situation. And I have photocopied these with the
18 blackouts and I'm -- as far as maintaining this file, I
19 guess at first glance, I'm thinking I should still shred
20 it. Nothing's going to happen.

21 The original notes are left with the book
22 file. I'm working from photocopies. When I came into your
23 office in '06, I'm working from photocopies. When I sit
24 down and prepare that other set that I did along about the
25 time of our interviews in '06 ---

1 MR. ENGELMANN: 847A?

2 MR. GUZZO: 847A, I'm working from the
3 photocopies.

4 MR. ENGELMANN: Mr. Dunlop -- Mr. Dunlop, ha
5 -- Mr. Guzzo, when you were this fall served with a
6 summons?

7 MR. GUZZO: Right.

8 MR. ENGELMANN: A summons to produce all
9 your documents that were relevant to this inquiry?

10 MR. GUZZO: Correct.

11 MR. ENGELMANN: You were also served as a
12 summons to come as a witness?

13 MR. GUZZO: That's right.

14 MR. ENGELMANN: And you have now signed a
15 certificate of production that you believe that you have
16 turned over all relevant documents that you've had or have
17 in your possession?

18 MR. GUZZO: That's correct.

19 THE COMMISSIONER: Or control?

20 MR. GUZZO: Or control.

21 MR. ENGELMANN: And would you have looked at
22 your book file and other files to ensure that you gave us
23 all relevant documents?

24 MR. GUZZO: Well, I didn't, no. I thought,
25 you know, and quite frankly, if you recall, I made it clear

1 to you very early on that I wasn't going to voluntarily
2 give up the documents that -- and I, only subsequently on
3 the Friday before, faxed you the ones that are the
4 photocopies and that I felt strongly about making at least
5 a token gesture to be -- argue against doing it, and I
6 wanted to, you know, be ordered to do it before I would do
7 it.

8 **MR. ENGELMANN:** All right. So let me just
9 understand this, sir. I realize that you were taking
10 exception to revealing some information with names and, in
11 particular, you had concerns about revealing the names of
12 some of the alleged victims that had come to see you;
13 correct?

14 **MR. GUZZO:** And "whistleblower".

15 **MR. ENGELMANN:** Yes, and some
16 whistleblowers.

17 **MR. GUZZO:** Yeah.

18 **MR. ENGELMANN:** And you were taking the
19 position that you had some form of privilege.

20 **MR. GUZZO:** I ---

21 **MR. ENGELMANN:** And you did ---

22 **MR. GUZZO:** I put that forward to you, yes.

23 **MR. ENGELMANN:** Yes, and you did so here as
24 well?

25 **MR. GUZZO:** Yes I did.

1 **MR. ENGELMANN:** All right. And that - that
2 is presumably why you didn't provide me with notes -
3 provide us with notes earlier?

4 **MR. GUZZO:** That's correct.

5 **MR. ENGELMANN:** What about other documents?
6 We did get ---

7 **MR. GUZZO:** You have - you have the entire
8 file.

9 **MR. ENGELMANN:** All right. That's what I'm
10 asking. We got about 1,800 documents. We got a couple of
11 binders and we got these notes afterwards. Are you
12 satisfied, sir, from your review of your records that you
13 have given us all of the documents that you have in your
14 possession and control ---

15 **MR. GUZZO:** I ---

16 **MR. ENGELMANN:** --- that are relevant to
17 what we are doing?

18 **MR. GUZZO:** I believe that is the case. I
19 firmly believe that is the case.

20 **THE COMMISSIONER:** Have you gone through all
21 of the documents that you have in your possession to make
22 sure that there is nothing in there that should be
23 produced?

24 **MR. GUZZO:** Well, I've gone through every
25 file that could possibly relate to this file. But I

1 haven't gone through every file that I have retained from
2 my years in the Legislature. But the only - the only file
3 that could possibly relate would be the book file on the
4 file on the Boston situation, the Los Angeles situation,
5 the Phoenix situation and the New Orleans situation. That
6 I have been using as background for them.

7 **THE COMMISSIONER:** Have you looked in those
8 ---

9 **MR. GUZZO:** Yes, yes I have.

10 **THE COMMISSIONER:** Okay.

11 **MR. GUZZO:** I have.

12 **MR. ENGELMANN:** I'll just be a moment sir.

13 All right. Mr. Guzzo, let's go back then to
14 late 1995. You're a recently elected member of the
15 Provincial Parliament and you become aware of allegations
16 of sexual abuse against young people, I believe you told us
17 in or around December of 1995.

18 **MR. GUZZO:** Certainly late '95, yeah.

19 **MR. ENGELMANN:** I'm sorry.

20 **MR. GUZZO:** Definitely late '95.

21 **MR. ENGELMANN:** Right then. And you told us
22 that you received a phone call from a senior lawyer in
23 Cornwall.

24 **MR. GUZZO:** Yes, that's right.

25 **MR. ENGELMANN:** And this fellow's name was

1 Duncan McDonald.

2 MR. GUZZO: Correct.

3 MR. ENGELMANN: And he's now deceased?

4 MR. GUZZO: Yes, he is.

5 MR. ENGELMANN: And how well did you know
6 him?

7 MR. GUZZO: I did not know him well but I
8 knew him for 10 or 12 years, I guess. From my ---

9 MR. ENGELMANN: How did you know him?

10 MR. GUZZO: Personal people who -- who --
11 mutual friends.

12 MR. ENGELMANN: All right. Would you
13 describe him as a friend of a friend?

14 MR. GUZZO: Yeah, I think so, but you know
15 the few times I had met Duncan, I enjoyed his company.

16 MR. ENGELMANN: How would you describe him?

17 MR. GUZZO: Well, he was -- a very -- great
18 reputation, strong, conscientious individual.

19 MR. ENGELMANN: And who was your mutual
20 friend?

21 MR. GUZZO: Peter McDerby and ---

22 MR. ENGELMANN: And how did you know him?

23 MR. GUZZO: I guess through Laurencrest
24 really. The group home.

25 MR. ENGELMANN: Okay. Was he also a lawyer

1 here in Cornwall?

2 MR. GUZZO: He was.

3 MR. ENGELMANN: Is he also deceased?

4 MR. GUZZO: Yes, he is.

5 THE COMMISSIONER: What kind of fellow was
6 he?

7 MR. GUZZO: He was a classy guy; a very good
8 lawyer, very honourable, classy individual. He was very
9 ill for a -- quite a period of time before he passed away.

10 MR. ENGELMANN: The phone call you received
11 from Mr. McDonald, Duncan McDonald; was it something that
12 you were expecting?

13 MR. GUZZO: No. Definitely not, you know
14 but ---

15 MR. ENGELMANN: Tell us about the phone
16 call?

17 MR. GUZZO: Well, he -- I remember him
18 saying you know, we've been in office four or five months,
19 there was lots of commotion, and lots of things happening
20 and the congratulatory calls have ceased and the complaints
21 have started. And I get this call, you know
22 congratulations; I'm pleased for you; hope things go well;
23 and he brings up a subject of -- that was troubling him.

24 MR. ENGELMANN: Right. Did he tell you how
25 he knew about this or why it was troubling him?

1 **MR. GUZZO:** He mentioned I think the -- and
2 it was the first time I had heard really -- that it had
3 registered with me of the financial settlement and that was
4 troubling him.

5 **MR. ENGELMANN:** The financial settlement ---

6 **MR. GUZZO:** on the ---

7 **MR. ENGELMANN:** --- from 1993?

8 **MR. GUZZO:** From back then and which is
9 still -- which is resonating with him because of some
10 things he's hearing -- things that are causing him some
11 concern.

12 **MR. ENGELMANN:** Did he tell you why he had
13 knowledge of that settlement?

14 **MR. GUZZO:** I don't think he did. I don't -
15 --

16 **MR. ENGELMANN:** Did he tell you if he knew
17 some of the individuals involved in that settlement? Or
18 who were involved in that settlement?

19 **MR. GUZZO:** Well, when he described the
20 settlement to me, I knew that. I knew he would know Shawn
21 Adams, I knew he would know Malcolm ---

22 **MR. ENGELMANN:** Did he actually tell you
23 that he knew some of the individuals involved?

24 **MR. GUZZO:** I can't recall that. I can't
25 recall that he told me that directly, but you know I would

1 certainly have surmised that.

2 **THE COMMISSIONER:** Can we get at what
3 exactly - what did he tell you?

4 **MR. GUZZO:** He said he was -- he was
5 concerned, he had some -- having some problems with some
6 things that he's hearing and knows are going on around here
7 and then he relates it back to the settlement and he asked
8 me if I would be willing to meet with a couple of people.

9 **THE COMMISSIONER:** Okay. But what did he
10 tell you? What were the "meat on the bones" to the
11 conversation?

12 **MR. GUZZO:** Well, "There's a problem here
13 and your government should look at it."

14 **THE COMMISSIONER:** All right, but he talked
15 to you about sex abuse; did he talk to you about cover up?
16 What did he talk to you about?

17 **MR. GUZZO:** I think -- I don't think he
18 mentioned cover up. I think he mentioned sex abuse and he
19 was concerned about the Church.

20 **THE COMMISSIONER:** And what about the
21 Church?

22 **MR. GUZZO:** Well, that the Church was
23 involved; that we as Catholics should be concerned and I as
24 a Conservative should be concerned.

25 **THE COMMISSIONER:** M'hm. About what?

1 **MR. GUZZO:** About the Church's involvement.

2 **THE COMMISSIONER:** And what did he tell you
3 about the Church's involvement?

4 **MR. GUZZO:** I don't know that he went into
5 any detail or specifically, it's -- I mean I remember
6 getting the call, it's a busy time of year, it's a, you
7 know, but ---

8 **THE COMMISSIONER:** Okay.

9 **MR. ENGELMANN:** But he's telling you you
10 should be concerned. He's telling you he's a Catholic too.
11 What's he telling you about the Church's involvement, if
12 any, in this settlement?

13 **MR. GUZZO:** Well, at that point in time I'm
14 not certain what exactly he relates to me. I'm not -- he's
15 telling me that there was, you know, that the Church made a
16 settlement; that there was a lot of confusion over what --
17 who knew what, Malcolm is in trouble over it, you know.

18 **MR. ENGELMANN:** So he mentions Malcolm's
19 name?

20 **MR. GUZZO:** I think so. I think so.

21 **MR. ENGELMANN:** Does he mention Jacques
22 Leduc's name or Sean Adams name?

23 **MR. GUZZO:** No, I don't think so. I don't
24 recall.

25 **MR. ENGELMANN:** Does he explain to you why -

1 - what -- why he mentions being a Catholic and why that's a
2 concern, to him and to you? Why it should be?

3 **MR. GUZZO:** I can't recall but it seems to
4 me that it was self-evident.

5 **MR. ENGELMANN:** What was self-evident?

6 **MR. GUZZO:** That as Catholics we -- if
7 there's something wrong here, we should be concerned.

8 **THE COMMISSIONER:** What kind of trouble did
9 he say Malcolm was in?

10 **MR. GUZZO:** He said -- he said Malcolm had
11 acted in some way and you know he was going to end up
12 taking the hit, that there were a lot of lawyers involved
13 in this thing. It doesn't look good and Malcolm's going to
14 be the one that has to pay the price for it.

15 **THE COMMISSIONER:** M'hm. Did he mention
16 anything about Malcolm being an abuser?

17 **MR. GUZZO:** No.

18 **THE COMMISSIONER:** Okay.

19 **MR. ENGELMANN:** Did he talk to you about the
20 settlement being illegal, or words to that effect?

21 **MR. GUZZO:** Well, he -- you know, I think
22 when I hung up the phone I knew that the payment had been
23 made based on withdrawal of the charge; something to that
24 effect. And -- but I don't know whether he told me it was
25 illegal or whether I formed an opinion that it may be.

1 **MR. ENGELMANN:** Mr. Guzzo, there had been
2 some media coverage of the settlement from early 1994. Were
3 you already aware of some of the details about the
4 settlement from then?

5 **MR. GUZZO:** I don't believe so. I think if
6 I had seen it, it hadn't -- I hadn't remembered it.

7 **MR. ENGELMANN:** Now, what if anything did he
8 tell you? So he talks about a concern, talks about the
9 settlement, expresses concern -- and you said about the
10 church's involvement or words to that effect.

11 Now, when he's expressing that concern, is
12 it the involvement in the settlement? Is it in the
13 involvement in sexual abuse? Or can you remember what the
14 concern is about the Church's involvement?

15 **MR. GUZZO:** Specifically, I cannot.

16 **THE COMMISSIONER:** Was the name Father
17 Charlie MacDonald mentioned?

18 **MR. GUZZO:** I don't think I heard that name
19 at that time.

20 **THE COMMISSIONER:** Okay.

21 **MR. ENGELMANN:** Did he tell you at that time
22 about victims and numbers of victims of sexual abuse in
23 Cornwall?

24 **MR. GUZZO:** If he did, I can't recall; I
25 can't recall anything major. He -- only that he's -- you

1 know, it's out of character for him to be this concerned.
2 I mean, obviously it's -- you know, but other than the
3 exact, you know, the numbers or what the situation was, he
4 ends up asking me to see a couple of people.

5 **MR. ENGELMANN:** Mr. Guzzo, does he or does
6 he not talk to you about the fact that he's concerned about
7 sexual abuse of young people in Cornwall?

8 **MR. GUZZO:** Yeah. He's concerned about --
9 and he -- but from the point of view of the Catholic
10 Church, he has some concerns. He has some concerns and he
11 -- he's driving it home to me that, you know, we as
12 Catholic lawyers, we should be all concerned and now you're
13 in a position, you're in the government, you should be
14 looking at the situation here from a governance and legal
15 point-of-view.

16 **MR. ENGELMANN:** And does he tell you that
17 he's going to send you or refer to you alleged victims of
18 child sexual abuse?

19 **MR. GUZZO:** Yes, he does.

20 **MR. ENGELMANN:** Mr. Guzzo, do you in fact
21 shortly thereafter see an individual or individuals who
22 tell you that they were alleged victims?

23 **MR. GUZZO:** Within the week.

24 **MR. ENGELMANN:** And how was that arranged?

25 **MR. GUZZO:** Somebody called my constituency

1 office and made an appointment and I'm doing appointments
2 that time and these two people come to see me.

3 **THE COMMISSIONER:** And for purposes of the
4 record could you identify, with the monikers, who those two
5 people were?

6 **MR. GUZZO:** C-24 and C-25.

7 **THE COMMISSIONER:** Okay.

8 **MR. ENGELMANN:** And without getting into any
9 of the details of the abuse that they talked to you about,
10 did they tell you whether this happened to them when they
11 were young persons?

12 **MR. GUZZO:** Yes, they -- it wasn't recent.
13 These people are in their 30's or approaching their 30's
14 and they're talking about a number of years earlier.

15 **MR. ENGELMANN:** Did they give you a sense of
16 their age when this happened to them?

17 **MR. GUZZO:** Early teens. I have them
18 classified as early teens.

19 **MR. ENGELMANN:** And did they tell you about
20 who their alleged abuser was or what title or profession
21 this person had?

22 **MR. GUZZO:** They're both -- they're both
23 talking about the Church, but I have -- I have a blind spot
24 on one of them; the other one was rambling a bit and a
25 little incoherent.

1 **MR. ENGELMANN:** Okay. In C-848C, I believe
2 in the quote you say, "Poor image". Is that correct?

3 **MR. GUZZO:** Right.

4 **MR. ENGELMANN:** What did you mean by that?

5 **MR. GUZZO:** I mean this is not a person that
6 I'm going to be able to rely on very much and I'm ---

7 **MR. ENGELMANN:** And you're referring to one
8 of those individuals?

9 **MR. GUZZO:** Right.

10 **MR. ENGELMANN:** And what do you say
11 underneath that?

12 **MR. GUZZO:** I said, "Cannot understand".

13 **MR. ENGELMANN:** And next to that?

14 **MR. GUZZO:** I say, "Father Charlie".

15 **MR. ENGELMANN:** So they both came to you
16 about sexual abuse as young persons? They said it was
17 related to the Church? One of them gave you a poor image?

18 **MR. GUZZO:** Yeah. The -- C-24 -- C-24 left
19 me with a -- you know, a feeling I'm not going to be able
20 to -- I can't rely on -- you know. The other one, I'm -- I
21 don't think he does much talking and I haven't got a clear
22 feel for him.

23 **MR. ENGELMANN:** All right. And is one of
24 them alleging that it was Father Charlie -- is that why you
25 have that name there or is it for another reason?

1 **MR. GUZZO:** He's rambling on and he's
2 mentioning a few times a Father Charlie, but quite frankly,
3 I'm a little -- you know, I'm not paying a great deal of
4 attention if you want me to be honest. I think he's -- I
5 think he's under the influence of something.

6 **(SHORT PAUSE/COURTE PAUSE)**

7 **MR. ENGELMANN:** Did these two individuals
8 tell you whether or not they'd been altar boys?

9 **MR. GUZZO:** I can't recall that. I can't
10 recall that.

11 **MR. ENGELMANN:** Okay. So they asked to come
12 and see you? How long did you meet with them?

13 **MR. GUZZO:** I don't think it would have been
14 more than half-an-hour.

15 **MR. ENGELMANN:** Was there anyone with you
16 when you saw them?

17 **MR. GUZZO:** There may have been. There may
18 have been. In many cases, in the constituency office I had
19 somebody with me, but I don't recall.

20 **MR. ENGELMANN:** If you had someone with you,
21 who would that have been?

22 **MR. GUZZO:** Probably a fellow by the name of
23 Grant -- William Grant.

24 **MR. ENGELMANN:** Okay. Did you take any
25 statements, affidavits, and/or any documents from these two

1 alleged victims?

2 **MR. GUZZO:** No, I didn't and I didn't open a
3 file. My recollection, I did not open a file.

4 **MR. ENGELMANN:** What, if any, advice did you
5 give them?

6 **MR. GUZZO:** I don't know if it started at
7 that time, but my *modus operandi* would be to tell them that
8 they should go to the police and possibly consult a civil
9 lawyer. But I don't think I would have given a second
10 piece of advice to these people.

11 **MR. ENGELMANN:** Is that something you
12 started to give to people on a regular basis?

13 **MR. GUZZO:** I did that on a regular basis.

14 **MR. ENGELMANN:** What about the first piece
15 of advice, reporting to the police?

16 **MR. GUZZO:** I did, and I'm reasonably
17 certain I would have told them that they should go to the
18 police.

19 **MR. ENGELMANN:** Did you talk to them at all
20 about what could happen if they did that or what was likely
21 to happen if they did that?

22 **MR. GUZZO:** I don't think so. I may have
23 with other people but not this person.

24 **MR. ENGELMANN:** There were two people;
25 right?

1 MR. GUZZO: There were two people.

2 MR. ENGELMANN: You saw them together?

3 MR. GUZZO: I saw them together but I ---

4 MR. ENGELMANN: They knew each other?

5 MR. GUZZO: Yes. Yes. They came together.

6 MR. ENGELMANN: And they spoke to you openly
7 and in front of the other?

8 MR. GUZZO: Openly in front of the other.

9 MR. ENGELMANN: Did they get into the
10 details or do you recall?

11 MR. GUZZO: Well, I think he was getting to
12 the details but, as I say, he was rambling and I don't
13 think he was -- I don't think he was completely sober.

14 MR. ENGELMANN: And you're referring to C-
15 24?

16 MR. GUZZO: Right.

17 MR. ENGELMANN: And C-25 was quieter?

18 MR. GUZZO: He was quieter but as I
19 recollect not communicative, you know.

20 MR. ENGELMANN: So what, if any, follow-up
21 were you going to have with these two individuals?

22 MR. GUZZO: None. At that point, none.

23 MR. ENGELMANN: What did you plan to do with
24 the information you'd been given?

25 MR. GUZZO: I don't think I'd given it any

1 thought to tell you the truth.

2 MR. ENGELMANN: Did you think at that time
3 about going to the police or possibly going to the
4 Children's Aid Society or going to any other agency about
5 this?

6 MR. GUZZO: No, it had not crossed my mind.

7 MR. ENGELMANN: Had they told you whether or
8 not they had been to the police already?

9 MR. GUZZO: I do not recall. I do not
10 recall with them.

11 MR. ENGELMANN: But if you had indicated
12 that they might want to report to the police, would it not
13 be fair to say that they probably hadn't done that already?

14 MR. GUZZO: I think that's probably fair.

15 MR. ENGELMANN: So that's in December of
16 1995 approximately?

17 MR. GUZZO: Correct.

18 THE COMMISSIONER: So tell me, you've
19 received a phone call from a respected lawyer telling you
20 about his concerns; you've see these two young persons --
21 well young adults or whatever. What was your impression at
22 that point?

23 MR. GUZZO: My impression at that point was
24 the two fellows had a little too much Christmas cheer ---

25 THE COMMISSIONER: M'hm.

1 MR. GUZZO: --- when they came to see me.

2 THE COMMISSIONER: Okay.

3 MR. GUZZO: I mean ---

4 THE COMMISSIONER: Okay. That's good.

5 MR. ENGELMANN: So, Mr. Guzzo, the next
6 entry in your notes either -- in 848C is June of 1996. I
7 want to ask you the winter of '95-'96; did you go down to
8 Florida?

9 THE COMMISSIONER: Hold on.

10 MR. SHERRIFF-SCOTT: May I make a comment?

11 THE COMMISSIONER: Sure.

12 MR. SHERRIFF-SCOTT: Thank you.

13 I'm just concerned about the manner in which
14 this examination is being conducted. From my point of
15 view, I suggest that counsel, if they're going to examine
16 in this fashion, ought to lay a foundation for your
17 jurisdiction for these individuals.

18 By that I mean whether or not questions
19 should be asked of the witness as to whether or not a) he
20 reported this to any public institution in connection with
21 the names that follow and/or b) that he has any knowledge
22 it was so reported. And it may well not be as the witness
23 testified just now, it appears likely the first two were
24 not so reported and so no institutional response is
25 engaged.

1 My questions pertain to the jurisdiction of
2 the Inquiry, which is to measure institutional response to
3 allegations to institutions. And I'm not hearing anything
4 on the first two and it may be that there are similarities
5 in the other.

6 And I would suggest that, and I put it the
7 frame of an objection, if these inquiries are going to be
8 made of the witness, inquiries should first be made to lay
9 the foundation for the jurisdiction of the Inquiry.

10 **THE COMMISSIONER:** I thought it was more of
11 the story line of what this gentleman had because we're
12 listening to his testimony as to what occurred and what his
13 actions were and what his thoughts are with respect to
14 institutional response from his perspective.

15 **MR. SHERRIFF-SCOTT:** Well, I ---

16 **THE COMMISSIONER:** So how can I know that if
17 I don't hear what he lived through to get to where he was?

18 **MR. SHERRIFF-SCOTT:** Well, I -- what he
19 lived through matters not to me. My concern is, are
20 individuals here making allegations to public institutions?
21 Is he aware of that? Is he reporting the allegations,
22 passing them on to public institutions, thus engaging an
23 institutional response?

24 To this point, I haven't heard that from the
25 witness and I'm wondering whether or not there'll be

1 similarities in the last two witnesses to the witnesses --
2 to the people that follow he's identified. He's being
3 asked about interviewing victims and my concern is if these
4 victims didn't make allegations to public institutions,
5 then what are we doing?

6 **THE COMMISSIONER:** All right. Thank you.

7 **MR. SHERRIFF-SCOTT:** Thank you.

8 **THE COMMISSIONER:** Mr. Manson?

9 **MR. MANSON:** Mr. Commissioner, two quick
10 points. Number one, at this point in history, Mr. Guzzo's
11 a member of the government which likely qualifies as an
12 institution.

13 But, as well, if Mr. Sherriff-Scott is
14 referring to the institutions who are parties here, whether
15 or not they were advised of lack of institutional response
16 or failure to make an institutional response and the
17 reasons why people don't come forward to other public
18 institutions, seems to me as part of your mandate.

19 **THE COMMISSIONER:** Yes.

20 **MR. MANSON:** And I don't see any difficulty
21 with Mr. Engelmann's questions.

22 **THE COMMISSIONER:** M'hm. Anybody else wish
23 to respond at this point? No. Thank you.

24 Mr. Engelmann, what did you wish to add?

25 **MR. ENGELMANN:** Do you need a response?

1 **THE COMMISSIONER:** Just ---

2 **MR. ENGELMANN:** Obviously, at some point,
3 and in fact I asked Mr. Guzzo about whether or not he knew
4 whether or not they'd reported and I asked him whether or
5 not he took any action to report.

6 As will become obvious in the story line,
7 and as you know, all counsel get a summary of anticipated
8 evidence at some point after hearing from a number of these
9 individuals.

10 Mr. Guzzo, who's a member of a government
11 institution, the government institution, then calls upon
12 his government to do something about it and talks about
13 what other institutions are doing or not doing.

14 So I don't think it could be any more
15 relevant, quite frankly.

16 **THE COMMISSIONER:** I agree. Let's go.

17 So what's your next step then? What happens
18 next? You met these folks in late December?

19 **MR. GUZZO:** If I recollect, I pick up the
20 phone, and I call Peter McDerby. You know, and I'm coming
21 down for something between Christmas and New Year's and, if
22 I recollect, I see McDerby, I think it is, at that time.
23 And I talk to him and it was through McDerby that I had a
24 contact from another individual ---

25 **THE COMMISSIONER:** M'hm.

1 MR. GUZZO: --- I have no note on it, but I
2 have a recollection.

3 MR. ENGELMANN: When is this, Mr. Guzzo?
4 Approximately when?

5 MR. GUZZO: Well ---

6 MR. ENGELMANN: Between Christmas and New
7 Year's you said.

8 MR. GUZZO: I think between Christmas and
9 New Year's, I'm here for some kind of a social function or
10 something, and I see McDerby, and I tell him about the
11 phone call and the visit. And he relates to me and I don't
12 see the person's name on the moniker list, so I can say it?

13 THE COMMISSIONER: No. It was an alleged
14 victim?

15 MR. GUZZO: And he's testified here.

16 THE COMMISSIONER: Openly? Wait, maybe you
17 should just write down the name. Mr. Engelmann can look at
18 it and then that way we can get on with it.

19 MR. ENGELMANN: It's an individual who has
20 testified here openly.

21 THE COMMISSIONER: Okay so ---

22 MR. ENGELMANN: Go ahead Mr. Guzzo.

23 MR. GUZZO: McDerby says to me, "Yeah, I'm,
24 you know, I'm concerned. You know I guess we should all be
25 concerned. There's an interesting chap you should talk to.

1 His name is John MacDonald", and I have a chat with John
2 MacDonald.

3 **MR. ENGELMANN:** Mr. Guzzo, do you seek him
4 out or does he seek you out or how does that happen after
5 you speak to Mr. McDerby?

6 **MR. GUZZO:** Well, when Mr. McDerby tells me
7 I should talk to him, I said, "Well, if you think so,
8 arrange it", you know.

9 **MR. ENGELMANN:** Is that while you're in
10 Cornwall, sir, or does he see you in Ottawa or do you
11 remember?

12 **MR. GUZZO:** No. I see John MacDonald in
13 Cornwall. I don't know whether it's on that visit or
14 subsequently, you know, but I see him in Cornwall. I see
15 him at a restaurant.

16 **MR. ENGELMANN:** So you explained to McDerby
17 about your call from Duncan MacDonald, and did you tell him
18 that you have had a visit from a couple of alleged victims
19 or do you even go there?

20 **MR. GUZZO:** I probably did. I probably did,
21 yeah.

22 **MR. ENGELMANN:** And he suggests you see a
23 third alleged victim?

24 **MR. GUZZO:** He suggested MacDonald. He
25 seems to know him.

1 **MR. ENGELMANN:** You're not sure when you met
2 with him but he -- would he have indicated to you that he
3 was an alleged victim of sexual abuse as a young person?

4 **MR. GUZZO:** Yes, he did.

5 **MR. ENGELMANN:** And would he have told you
6 who the alleged perpetrator was?

7 **MR. GUZZO:** I assume ---

8 **MR. ENGELMANN:** Or in what setting?

9 **MR. GUZZO:** I assume he did, but I have no
10 notes from the meeting. I have no notes from the meeting -
11 - I -- but I remember the encounter.

12 **MR. ENGELMANN:** All right.

13 Now that winter, did you have a habit of
14 going to Florida?

15 **MR. GUZZO:** I did.

16 **MR. ENGELMANN:** And did you go to Florida in
17 early 1996?

18 **MR. GUZZO:** I did.

19 **MR. ENGELMANN:** And did something happen
20 when you were in Florida in early 1996 that had any
21 relation to the City of Cornwall and/or sexual abuse?

22 **MR. GUZZO:** Yes, I was introduced to an
23 individual. He introduced himself or was introduced to me
24 as a retired Miami or Fort Lauderdale police officer -- I
25 think Fort Lauderdale police officer and he asked me about

1 Cornwall. He said, "How far is your riding from Cornwall?"
2 I told him and he relayed some information to me with
3 regard to some disturbing information.

4 **MR. ENGELMANN:** What kind of disturbing
5 information?

6 **MR. GUZZO:** Well, he tells me he's aware of
7 some situations at a motel or two motels actually in a
8 paedophile neighbourhood and some people from your area are
9 coming down here -- have come down here and are known
10 abusers and what have you.

11 **MR. ENGELMANN:** I'm sorry?

12 **MR. GUZZO:** Are known abusers -- child
13 abusers.

14 **MR. ENGELMANN:** And how would he know this?
15 Did he explain to you?

16 **MR. GUZZO:** Well, he's perturbed. I
17 remember one comment, he said, "You know twice a year we
18 used to do a sweep on the girls on a corner but at no time
19 did we ever have an opportunity to, you know, zero in on
20 the male prostitutes and the male abusers." And he -- we
21 had a lengthy chat.

22 He told me some interesting situations about
23 some powerful people from Ohio and related some stories to
24 me about people who frequented this place, and he said,
25 "There's a tribe from Cornwall that comes down here".

1 **MR. ENGELMANN:** All right. So he was a
2 retired police officer by that point?

3 **MR. GUZZO:** He was.

4 **MR. ENGELMANN:** When he used the term
5 "tribe" or others, was he referring to native Canadians?

6 **MR. GUZZO:** No. No, he's -- that's a, you
7 know, a group -- groupings or you know ---

8 **MR. ENGELMANN:** A group of people?

9 **MR. GUZZO:** My word is "tribe". He would
10 have said groupings or ---

11 **MR. ENGELMANN:** And how did you meet him
12 sir?

13 **MR. GUZZO:** I was at a golf course and
14 somebody in our foursome knew him, and he was introduced to
15 me and as a -- by a retired judge and, you know, he
16 introduced me as a retired judge and as a new member of the
17 government.

18 **MR. ENGELMANN:** And did you do anything at
19 that time about that information or ---

20 **MR. GUZZO:** I listened intently. I listened
21 intently and came back to Ottawa, back to Toronto.

22 **THE COMMISSIONER:** So when you went down
23 there, you didn't have any inkling that you would meet and
24 talk about a motel in Florida?

25 **MR. GUZZO:** No, none.

1 **THE COMMISSIONER:** It was ---

2 **MR. GUZZO:** Spontaneous.

3 **THE COMMISSIONER:** Spontaneous.

4 **MR. ENGELMANN:** Did you have a home there,
5 Mr. Guzzo, or a place that you went to regularly?

6 **MR. GUZZO:** I had a home there -- a condo
7 there.

8 **MR. ENGELMANN:** In Fort Lauderdale itself?

9 **MR. GUZZO:** In Plantation, but on the
10 boarder of Sunrise and Fort Lauderdale.

11 **MR. ENGELMANN:** So it's a neighbouring
12 community?

13 **MR. GUZZO:** Yes, they're neighbouring
14 communities.

15 **MR. ENGELMANN:** And how would this fellow
16 have known that you were from anywhere near Cornwall?

17 **MR. GUZZO:** He didn't. He asked me when he
18 was introduced to me as a new member of the government, one
19 of his first questions was "how close is your riding to
20 Cornwall?"

21 **MR. ENGELMANN:** All right. Did he provide
22 you with any names of individuals from Cornwall?

23 **MR. GUZZO:** No. No, not at all. He, you
24 know, it was a -- there are now five people sitting around
25 after a round of golf. You know, he's joined our foursome

1 more or less, and he and I and the judge were having a few
2 drinks and chatting and this subject has come up.

3 **THE COMMISSIONER:** Is this a Canadian judge
4 or an American judge?

5 **MR. GUZZO:** A retired fellow from New
6 Hampshire.

7 **THE COMMISSIONER:** Oh.

8 **MR. ENGELMANN:** Now, Mr. Guzzo, what's the
9 next thing you can remember after this that might be of any
10 significance to us dealing with Cornwall or sexual abuse of
11 young persons? We're in the winter of '95, '96.

12 **THE COMMISSIONER:** You come home from
13 Florida. Do you do anything with this information?

14 **MR. GUZZO:** No. I must admit I thought
15 about it a bit, but I'm not really ---

16 **THE COMMISSIONER:** M'hm.

17 **MR. GUZZO:** --- zeroing in. I mean there
18 are a lot of things happening in the riding, in Queen's
19 Park. People are blockading our entrance to the
20 Legislature. People were changing the doors on the
21 constituency office to break -- there are a lot of things
22 happening, in the riding, in Queen's Park; people are
23 blockading our entrance to the Legislature, the -- people
24 are -- we're changing the doors on the Constituency office
25 to break -- shatter glass because people are coming in and

1 occupying our Constituency office for three nights at a
2 time.

3 MR. ENGELMANN: This is in early '96?

4 MR. GUZZO: Yeah, during '96 and the storm
5 had broken out already.

6 MR. ENGELMANN: All right, this is in your
7 first year of -- your first term of office?

8 MR. GUZZO: Correct.

9 MR. ENGELMANN: So do see or hear from any
10 more alleged victims of sexual abuse either that spring or
11 that summer?

12 MR. GUZZO: Yes, I recollect only because of
13 the note, the situation I described as "June '96". I have
14 a record of three people coming to see me and ---

15 MR. ENGELMANN: And these three people
16 you've identified for us as C-26, C-27 and C-28?

17 MR. GUZZO: Yes, that's right.

18 MR. ENGELMANN: And what, if anything, do
19 you remember about meeting these three individuals?

20 MR. GUZZO: Well, I was quite impressed -- I
21 was quite impressed with two of them. They were ---

22 MR. ENGELMANN: Do you remember now which
23 two?

24 MR. GUZZO: Well, the two whose names I seem
25 to recollect ---

1 MR. ENGELMANN: The ones you recollect the
2 family name on?

3 MR. GUZZO: Yes.

4 MR. ENGELMANN: Those would be C-26 and C-
5 27?

6 MR. GUZZO: Right.

7 MR. ENGELMANN: What does your note say,
8 sir?

9 MR. GUZZO: Well, I make them -- I list two
10 names and then I have:

11 "Good evidence - believable. Details
12 very complete. No doubt in all three."

13 MR. ENGELMANN: And the two names you list
14 are Father Charles MacDonald with a couple of question
15 marks after it; do I see that correctly?

16 MR. GUZZO: Right.

17 MR. ENGELMANN: And M. Lalonde?

18 MR. GUZZO: Correct.

19 MR. ENGELMANN: So your first meeting you're
20 recording that someone had a poor image; and this meeting
21 you're saying:

22 "Good evidence - believable. Details
23 very complete. No doubting all three."

24 Do you know why you're writing a note like
25 that?

1 MR. GUZZO: Well, it's in direct contrast to
2 the first situation I've had.

3 MR. ENGELMANN: Right.

4 MR. GUZZO: I think.

5 MR. ENGELMANN: Now this note, itself, is
6 being written about four years after ---

7 MR. GUZZO: That's correct.

8 MR. ENGELMANN: --- you saw these
9 individuals. Did you have a note that you were writing
10 from there or was that from your memory or do you remember?

11 MR. GUZZO: I'm ---

12 MR. ENGELMANN: Or a Day-Timer?

13 MR. GUZZO: My Day-Timer is my bible. My
14 Day-Timer is my bible and much of what I have and was able
15 to put together for the submissions on the Bill came from
16 running through my Day-Timer.

17 THE COMMISSIONER: Do you remember how that
18 appointment came about? Was it here in Cornwall or was it
19 in your Constituency office?

20 MR. GUZZO: It was definitely in Ottawa and
21 I don't recall the -- how it was set up.

22 THE COMMISSIONER: And during this period of
23 time, did you get any more phone calls from Mr. MacDonald -
24 - Duncan?

25 MR. GUZZO: I don't think I did. But I

1 think I -- I think -- I don't know that I ever spoke on the
2 phone to Duncan again. But I did see him ---

3 **THE COMMISSIONER:** M'hm.

4 **MR. GUZZO:** --- in Cornwall and maybe once
5 in Ottawa.

6 **MR. ENGELMANN:** So you don't think these
7 three were referred to you by Duncan MacDonald?

8 **MR. GUZZO:** I don't have any reason to think
9 they were.

10 **MR. ENGELMANN:** Do you know if they were
11 referred to you by Peter McDerby?

12 **MR. GUZZO:** I don't think -- I have no
13 reason to think they were.

14 **MR. ENGELMANN:** Then how is it that they had
15 your name and came to see you or wanted to see you?

16 **MR. GUZZO:** I'm sure I probably asked them,
17 you know, how they got to me or why they came to me and I'm
18 sure somebody had suggested that, you know. But I don't
19 recall; I may know. But I don't recall.

20 **MR. ENGELMANN:** So it might have been one of
21 the first individuals who saw you?

22 **MR. GUZZO:** It could have been; it could
23 have been one of the lawyers, you know.

24 **MR. ENGELMANN:** Okay, you're just not sure?

25 **MR. GUZZO:** I'm not -- I have no

1 recollection.

2 **MR. ENGELMANN:** So do you recall what type
3 of advice you would have given these three individuals?

4 **MR. GUZZO:** I definitely told them they
5 should go to the authorities. Again, we're talking a
6 number of years, and I would believe I told them.

7 I have come to the conclusion from doing a
8 little bit of research on New Orleans and Phoenix, I think
9 around that time, that the best way to handle the Church's
10 situation from the point of view of the individuals are the
11 civil suits; force the civil suits and force the -- the
12 production of documentation.

13 And I -- very early on I've got that in my
14 mind and I'm sure I'm telling everybody, probably at that
15 time, that this is the way -- the only way it's going to --
16 something's going to happen.

17 **MR. ENGELMANN:** You're saying that because
18 of your knowledge of situations in the States where the
19 Catholic Church was sued in a couple of cities?

20 **MR. GUZZO:** Yes, yes.

21 I think we're always looking at a time span,
22 a gap in time; very difficult to prove, very difficult to
23 prove beyond a reasonable doubt but get it into the civil
24 courts and get the documentation before you and ---

25 **THE COMMISSIONER:** Okay, what I am trying to

1 do is get a picture of how you get involved and what are
2 the things that are going on.

3 So was there a reason why you were finding
4 out about what was going on in the United States?

5 **MR. GUZZO:** Well, I think I had -- my
6 appetite had been whetted ---

7 **THE COMMISSIONER:** M'hm.

8 **MR. GUZZO:** --- as a result of a Chicago
9 case in the late '80s or early '90s ---

10 **THE COMMISSIONER:** M'hm.

11 **MR. GUZZO:** --- that involved in the
12 periphery some people I knew there.

13 **THE COMMISSIONER:** M'hm. Okay.

14 Mr. Engelmann, can we take a break, shortly?

15 **MR. ENGELMANN:** Sure. We can do that now,
16 if you would like sir.

17 **THE COMMISSIONER:** Yes, it is getting a
18 little late.

19 Right, let's take a short break.

20 **THE REGISTRAR:** Order; all rise. À l'ordre,
21 veuillez vous lever.

22 --- Upon recessing at 3:14 p.m./

23 L'audience est suspendue à 15h14

24 --- Upon resuming at 3:32 p.m./

25 L'audience est reprise à 15h32

1 **THE REGISTRAR:** Order; all rise. À l'ordre,
2 veuillez vous lever.

3 This hearing is now resumed. Please be
4 seated. Veuillez vous asseoir.

5 **MR. ENGELMANN:** I will just be a moment,
6 sir.

7 **(SHORT PAUSE/COURTE PAUSE)**

8 I forgot one of my duties earlier today.
9 Mr. Manderville is assisted today by an articling student
10 from his office, Sonya Popovich who's here with him.

11 **THE COMMISSIONER:** Welcome.

12 **MR. ENGELMANN:** Always supposed to introduce
13 new faces and sometimes I fall down on that one.

14 Mr. Guzzo, I think when we left off, we had
15 talked about your encounter with alleged victims in or
16 around June of 1996.

17 **MR. GUZZO:** Right.

18 **MR. ENGELMANN:** And I'd asked you about the
19 advice that you might have imparted to them and I believe
20 you had mentioned civil actions as an option?

21 **MR. GUZZO:** Correct.

22 **MR. ENGELMANN:** Do you recall if you spoke
23 to them about -- do you recall if they would have indicated
24 to you whether they had been to the police?

25 **MR. GUZZO:** My -- do I recall whether C-27

1 who I think ---

2 **MR. ENGELMANN:** No, we're going to just
3 refer to those numbers, Mr. Guzzo, okay?

4 **MR. GUZZO:** I'm sorry. I'm sorry.
5 C-27.

6 **MR. ENGELMANN:** I'm sorry?

7 **MR. GUZZO:** C-27 ---

8 **MR. ENGELMANN:** Yes.

9 **MR. GUZZO:** --- says, you know, I have a
10 strong feeling that he has been to the police and he is
11 with regard to the school teacher.

12 **MR. ENGELMANN:** Okay.

13 **MR. GUZZO:** I don't have a recollection with
14 regard to C-26.

15 **MR. ENGELMANN:** If people told you they
16 hadn't been to the police, are you able to tell us whether
17 you had standard advice for people?

18 **MR. GUZZO:** Very early on, I had standard
19 advice, and I left the direction with staff when the people
20 would sometimes drop in unannounced if -- you know, they'd
21 wander in off the street or they'd be in town and they'd
22 drop around and I -- or, people would drop in for the first
23 time, unannounced and the staff were instructed that, you
24 know, this was a police matter. They should be referred to
25 the police.

1 **MR. ENGELMANN:** Okay.

2 **MR. GUZZO:** Now, when I did that, did I --
3 had I done it in June of '96, I can't recall but when the
4 floodgates opened, they were certainly told that.

5 **MR. ENGELMANN:** Well in -- by June 1996,
6 Father MacDonald would have been charged with -- I believe
7 by that point there were three individuals who had -- had
8 laid charges against him. I can't tell you about the other
9 fellow, Marcel Lalonde. Whether they had started already;
10 I believe it was a bit later.

11 So you can't recall whether or not the other
12 two had indicated to you they'd been to police authorities.

13 **MR. GUZZO:** I can't recall.

14 **MR. ENGELMANN:** And do you recall, sir, if
15 aside from giving them advice to do that and your advice
16 that they start a civil action, did you, at that time, make
17 any effort to report this to either police or Children's
18 Aid?

19 **MR. GUZZO:** No, I'm not -- I'm -- you know,
20 I'm not even -- I'm not thinking in terms of my
21 responsibility to report it to the police. And with regard
22 to the Children's Aid aspect, it is a question of time, you
23 know. It isn't what they're telling me is not something
24 that happened recently.

25 **MR. ENGELMANN:** Were these all adults, when

1 they saw you, these individuals?

2 MR. GUZZO: Yes. Yes.

3 MR. ENGELMANN: Do you recall their
4 approximate ages?

5 MR. GUZZO: I think C-26 was ---

6 THE COMMISSIONER: No, let's stay ---

7 MR. ENGELMANN: Stay with the list, sir.

8 MR. GUZZO: Stay with the sheet; stay with
9 the sheet.

10 Twenty-six (26) is probably I would think,
11 over 30. The other two under 30, but how much, I don't
12 know.

13 MR. ENGELMANN: All right.

14 You didn't ask people for identification?

15 MR. GUZZO: I did not.

16 MR. ENGELMANN: You didn't ask them for
17 their birthdates.

18 MR. GUZZO: I did not.

19 MR. ENGELMANN: Did you -- with the other
20 previous alleged victims, you didn't take a statement, an
21 affidavit or any form of document. Did you do that with
22 these?

23 MR. GUZZO: No, I didn't

24 MR. ENGELMANN: Did you ever do that sir, to
25 your knowledge.

1 **MR. GUZZO:** The only thing that I accepted
2 was when the Dunlops came to see me ---

3 **MR. ENGELMANN:** Okay, well I'll get to that.

4 **MR. GUZZO:** Okay.

5 **MR. ENGELMANN:** You did take something from
6 them?

7 **MR. GUZZO:** I did take from them, but other
8 than that, I think a couple of people dropped files off. I
9 think people either dropped files off or faxed files or
10 documents and because, at one point, I seem to recall
11 having, you know, telling staff to get rid of those. Get
12 them -- send them back, you know.

13 I may -- I think I would have read them,
14 took the trouble to read them but send them back. I don't
15 want, you know ---

16 **MR. ENGELMANN:** Why did you not want to have
17 their documents?

18 **MR. GUZZO:** Well, when that happened, I
19 mean, I was well into this. I mean, anytime -- the two
20 times I'm thinking of, I've -- I'm well into it and I've
21 probably made up my mind that I'm going to take it on; I'm
22 going to do something about it vis-à-vis the government,
23 and I want to be careful that I do not have material that I
24 release, and I get blamed for the advancement of
25 information that shouldn't be advanced.

1 **MR. ENGELMANN:** Well, you don't take
2 information or statements or affidavits or anything from
3 this -- these first five alleged victims. And is there a
4 reason for that?

5 **MR. GUZZO:** Yeah, I'm -- you know, once
6 again I'm not -- I'm not going to become an advocate for
7 anybody or any group, here. I'm trying to look at it from
8 a point of view of the government. Have we got a problem
9 here and do I have an obligation to do anything vis-à-vis
10 the Government of Ontario, of which I'm part?

11 **MR. ENGELMANN:** Are you at all concerned
12 about possibly interfering with a police investigation?

13 **MR. GUZZO:** It certainly hasn't occurred to
14 me. It hasn't occurred to me that I'm going to be asked to
15 do or voluntarily do anything that's going to involved or
16 interfere in a police investigation. I have seven years
17 experience on municipal politics where that is driven home
18 to you from day one. Six years on Border Control, six
19 years in the Council of the Regional Municipality. I'm
20 very, very -- I think, I'm very careful with that.

21 **MR. ENGELMANN:** All right.

22 Sir, in -- later in 1996, do you have any
23 further encounters with alleged victims of sexual abuse?

24 **MR. GUZZO:** I had a call from C-26 I think -
25 - it was a phone call at the Constituency office, wanting

1 to come and meet with me and bring some people. And I tell
2 him that I'm going to be in Cornwall on a day and probably
3 going to stay over because it's for a social function, a
4 dinner. And ---

5 **MR. ENGELMANN:** Is this the dinner that
6 you've referred to earlier? A dinner for this -- for
7 Laurencrest?

8 **MR. GUZZO:** Yes, this group home Laurencrest
9 where Mr. McDerby and I think, Duncan, and other people I
10 know here are on the Board or involved in it. I come down
11 every year for the dinner.

12 **MR. ENGELMANN:** All right.

13 And did you come down that fall, 1996, for
14 that supper -- or dinner?

15 **MR. GUZZO:** I'm sure I did, and I'm
16 reasonably certain that it's that date that I have a
17 meeting with C-27 and four other people.

18 **MR. ENGELMANN:** Now, in your note, can you
19 tell us what it says, sir?

20 **MR. GUZZO:** I say:

21 "Attend at Cornwall Laurencrest Dinner
22 [question mark] Parkway Motel. Five
23 victims number one from June, and four
24 new [I have] business leaders to being
25 assisted by one and two."

1 **MR. ENGELMANN:** What do you mean by being
2 assisted? Do you remember?

3 **MR. GUZZO:** Well, number three and four are
4 somewhat younger; maybe early 20s. The first two are, I
5 would think, 35 to 40 years of age.

6 **MR. ENGELMANN:** All right. And these are
7 all people that C-27 introduces you to?

8 **MR. GUZZO:** Right.

9 **MR. ENGELMANN:** And do you see -- do you
10 remember if you'd seen them before the Laurencrest dinner
11 or after?

12 **MR. GUZZO:** Yes, very definitely before.

13 **MR. ENGELMANN:** Before or after?

14 **MR. GUZZO:** Before the dinner.

15 **MR. ENGELMANN:** Before the dinner?

16 **MR. GUZZO:** Yes, early -- latter part of the
17 afternoon I think.

18 **MR. ENGELMANN:** Why do you remember that?

19 **MR. GUZZO:** Because when I get to the
20 dinner, C-27 and one of the first two are at the dinner and
21 they've -- it appears to me that, I don't know -- these
22 other two are there and it looks to me -- my impression is
23 they're being taken to the dinner by the businessman.

24 **MR. ENGELMANN:** All right. And do you have
25 one businessman or two?

1 MR. GUZZO: Well, my recollection ---

2 MR. ENGELMANN: Or three?

3 MR. GUZZO: --- my recollection is that C-29
4 is there with these two younger people and C- -- I can't
5 tell you that they were at the same -- C-26 was at the same
6 table but ---

7 MR. ENGELMANN: C-26 or C-27, sir?

8 MR. GUZZO: C-26. I can't say that he's --
9 I think I remember C-26 being at the dinner also but I
10 don't -- can't say that he's at the same table as C-29 and
11 the two younger people. But the three younger people and
12 C-29 are seated at the same table.

13 I am of the opinion that, you know, it's not
14 an inexpensive dinner, it's a hundred-and-a-half or
15 something like that back in that time, and I'm thinking
16 that this guy is picking up the tab for them.

17 MR. ENGELMANN: All right.

18 MR. GUZZO: Whether -- I mean, that's my
19 reaction. And I don't know about ---

20 MR. ENGELMANN: So this was a meal at the
21 Parkway here in ---

22 MR. GUZZO: Yeah.

23 MR. ENGELMANN: --- Cornwall?

24 MR. GUZZO: That one was at the Parkway.

25 MR. ENGELMANN: And you said you met with

1 the -- did you meet with all five of them beforehand or
2 just the four new ones?

3 MR. GUZZO: It's crowded in the room.

4 MR. ENGELMANN: Okay. Is it a room at the
5 hotel?

6 MR. GUZZO: Yes. My room. I mean, I
7 haven't got a -- I don't know what to expect. I haven't
8 got a -- you know, we can't talk in the lobby, you know. I
9 don't want to -- so we're up in my room -- down the hall in
10 my room.

11 MR. ENGELMANN: All right. And so they're
12 all there for the supper?

13 MR. GUZZO: Well, I'm not going to say that
14 C-30 -- I don't recall C-30 being there for the supper
15 quite frankly but ---

16 MR. ENGELMANN: All right.

17 MR. GUZZO: --- I kind of assumed he was but
18 I don't know.

19 MR. ENGELMANN: All right. So who's in the
20 room? C-29; C-30; C-27?

21 MR. GUZZO: And two other individuals.

22 MR. ENGELMANN: And they identify themselves
23 to you at that time?

24 MR. GUZZO: They do.

25 MR. ENGELMANN: And you don't write their

1 names in your notes?

2 MR. GUZZO: No, I haven't got ---

3 MR. ENGELMANN: Do you remember who they
4 were? I'm not asking you to name them publicly. I'm just
5 asking if you remember who they were.

6 MR. GUZZO: I have no know -- I can't --
7 their names are not -- you know.

8 MR. ENGELMANN: All right. And when you did
9 these notes in October of 2000, you didn't write their
10 names down; presumably you didn't remember them then?

11 MR. GUZZO: I wouldn't have remembered them.
12 I would think I must have had a note some place to remember
13 the two names of the two older.

14 MR. ENGELMANN: All right. And did they all
15 tell you that they were alleged victims of sexual abuse?

16 MR. GUZZO: Certainly C-29 did and the two
17 younger ones related sexual abuse, at least in the form of
18 unwanted advances.

19 MR. ENGELMANN: What about C-30? You've got
20 him listed as one of these business leaders.

21 MR. GUZZO: Well, and you know, I mean, I'm
22 dealing here with two people who are, you know, extremely
23 well dressed. They look like they're going to spend a few
24 bucks on this charitable organization.

25 And, you know, this is something new to me

1 when I see, you know, a person like this say, "This is what
2 happened to me". This is why I'm concerned and you know
3 I'm concerned for people like these two people and -- but
4 my recollection is C-29 does most of the talking. C-30 ---

5 **MR. ENGELMANN:** Mr. Guzzo, just describe for
6 us how this takes place. Are you just listening or are you
7 asking questions? What's happening?

8 **MR. GUZZO:** I listen and I prod them a bit
9 with questions. I want to, you know ---

10 **THE COMMISSIONER:** So did C-30 speak to you
11 as him being abused?

12 **MR. GUZZO:** Yes.

13 **THE COMMISSIONER:** Oh.

14 **MR. ENGELMANN:** I'll just be a moment.

15 **THE COMMISSIONER:** M'hm.

16 **MR. ENGELMANN:** Mr. Guzzo, in 847A, which is
17 the short-form notes that you made later, you have the
18 quote, "Very believable". I don't see that in your earlier
19 notes. Is that fair they're not there those two words?

20 **MR. GUZZO:** It's definitely true that it's
21 not there.

22 **MR. ENGELMANN:** What do you remember about
23 these four new individuals; characteristics, what have you?

24 **MR. GUZZO:** Two of them are well dressed,
25 you know, expensive enough clothing. I don't say lavish,

1 but expensive enough clothing. They're relating to me some
2 concerns they have. I think they tell me they're
3 supporters of Laurencrest and they're concerned about their
4 community. They've been hearing rumours of problems. They
5 had had problems, I think, if I recollect. C-29 had been
6 at the Classical College -- or is that the term correct?

7 **THE COMMISSIONER:** Yeah, yeah.

8 **MR. ENGELMANN:** There was a Classical
9 College here.

10 **MR. GUZZO:** Yeah, I think ---

11 **MR. ENGELMANN:** It closed in the late '60s.

12 **MR. GUZZO:** And I think he had been there;
13 had some, you know ---

14 **MR. ENGELMANN:** Did he say that his abuse
15 was there?

16 **MR. GUZZO:** Yes, I think that he left me
17 with that impression and I think -- well, I think he told
18 me. I think that's what's he is telling me, yeah.

19 **MR. ENGELMANN:** And the others?

20 **MR. GUZZO:** I'm zeroing on C-29. I don't
21 remember what C-30 contributed to the conversation, but the
22 two young people had had some unsavoury experiences. And
23 they are -- you know, he's telling me that this has been
24 going on for some time and people are starting to become
25 very upset here in the city.

1 And the Ontario Government has a major role
2 to play here and -- in doing something about it because
3 nothing else is going to happen.

4 **MR. ENGELMANN:** What's the context? Where
5 are they saying they're being abused or by whom?

6 **MR. GUZZO:** Well, these two youngsters are
7 talking about church, and I think one of them was an altar
8 boy, but I didn't make a note of any individual
9 perpetrator, but he's telling me that they are abused.
10 They have been abused. They have been ---

11 **MR. ENGELMANN:** This is when they were
12 younger?

13 **MR. GUZZO:** Yeah. Well, yeah, and that they
14 have had a bit of a soiled upbringing because of it and
15 what have you, and he remembers his situation and that
16 there's a lot of concern in town. I think even though it's
17 C-26 who refers him or, you know, comes with him, I have a
18 funny feeling that because it's connected to the Classical
19 College, that other people who are -- have maybe referred
20 them or told them that I'm looking at it.

21 **MR. ENGELMANN:** Mr. Guzzo, is it C-26 or C-
22 27? These are both individuals you saw in June. Which one
23 of them is it that comes with the new alleged victims?

24 **MR. GUZZO:** The older one, C-26.

25 **MR. ENGELMANN:** All right.

1 And do any of these new alleged victims,
2 four, talk to you about anything that happened to them
3 while they were on probation?

4 **MR. GUZZO:** Yes.

5 **MR. ENGELMANN:** Do you know how many of
6 them?

7 **MR. GUZZO:** At least one of the young ones -
8 - at least one of the young ones talks about problems while
9 on probation.

10 **MR. ENGELMANN:** Do they mention one or more
11 probation officers?

12 **MR. GUZZO:** Yes, the discussion gets around
13 to two probation officers in particular.

14 **MR. ENGELMANN:** Two probation officers?

15 **MR. GUZZO:** Yes.

16 **MR. ENGELMANN:** As being alleged victims, as
17 being alleged perpetrators?

18 **MR. GUZZO:** As being alleged perpetrators.

19 **MR. ENGELMANN:** Were those names given to
20 you then?

21 **MR. GUZZO:** Yes, they were.

22 **MR. ENGELMANN:** Do you remember who they
23 were?

24 **MR. GUZZO:** Yes, very well.

25 **MR. ENGELMANN:** Who were they?

1 MR. GUZZO: Barque and Seguin.

2 MR. ENGELMANN: Had you heard those names
3 before?

4 MR. GUZZO: Yes, I had.

5 MR. ENGELMANN: In one of the first
6 encounters that you had had either in June or in the
7 December before or how would you have heard them?

8 MR. GUZZO: I had -- their names had come up
9 a couple of times, not necessarily as saying that they were
10 perpetrators of the person I'm talking to, but they're
11 talking about the problems with the Probation Department
12 and why the Ontario government has a problem.

13 MR. ENGELMANN: So these individuals, at
14 this time, they're all adults? Some are older than the
15 others obviously?

16 MR. GUZZO: Adults being over the age of 18?

17 MR. ENGELMANN: Right.

18 MR. GUZZO: Yes, I think so.

19 MR. ENGELMANN: And did you confirm with
20 them whether or not they had been to the police?

21 MR. GUZZO: I asked the question. The older
22 chap said "You know, I wish I had gone, you know. I wish I
23 had gone." I don't know about 30, but his reaction was --
24 but one of the two and possibly both of them had gone to
25 the police.

1 **MR. ENGELMANN:** The two younger ones?

2 **MR. GUZZO:** The two younger ones.

3 **MR. ENGELMANN:** Okay.

4 **MR. GUZZO:** I can't -- I have it that 29 is
5 saying "I wish I had -- I should have gone when it happened
6 to me," you know. The ---

7 **MR. ENGELMANN:** Were you aware if the police
8 were investigating the allegations that had been given to
9 them by the younger two?

10 **MR. GUZZO:** I didn't believe so because I
11 thought there was a gap in time here. I don't think it --
12 I'm not relating that it had happened recently. They're
13 probably in their early twenties now.

14 **MR. ENGELMANN:** Well, maybe my question
15 wasn't clear. When they talked to you about having gone to
16 the authorities, did they give you the impression that
17 their complaints were being dealt with at that time by a
18 police service?

19 **MR. GUZZO:** No, I think the impression I got
20 was when it happened, or shortly thereafter, they had gone.

21 **MR. ENGELMANN:** All right.

22 Now, again, do you recall, for those that
23 had not gone, whether you would have asked them to go in
24 this instance?

25 **MR. GUZZO:** There's a -- in the discussion

1 when 29 says "I wish I had gone", you know, we're agreeing
2 that they should go.

3 **MR. ENGELMANN:** Okay.

4 **MR. GUZZO:** That everybody should go. There
5 should at least be a record of the complaint being made.

6 **MR. ENGELMANN:** All right.

7 Did you have any discussion with them about
8 a possible civil suit or action?

9 **MR. GUZZO:** I don't recall it specifically,
10 but I would venture to guess I did because, you know -- but
11 I don't recall.

12 **MR. ENGELMANN:** And the reason you say you
13 venture you did is because that's what you usually did or
14 is that what you always did?

15 **MR. GUZZO:** That was what I was in the mode
16 of doing at the time.

17 **MR. ENGELMANN:** And did you take any effort
18 to report this to anyone else, whether that's a police
19 force or the Children's Aid Society or any other
20 institution?

21 **MR. GUZZO:** No, I did not.

22 **MR. ENGELMANN:** And, sir, by this time
23 you've seen a couple of alleged victims in December of '95.
24 You saw three more in June of '96. You've seen Mr. John
25 MacDonald at some point and you now have four new alleged

1 victims.

2 So you've seen about 10 individuals that
3 have suggested to you that they were sexually abused as
4 young persons. Is that fair?

5 **MR. GUZZO:** Correct.

6 **MR. ENGELMANN:** What are you thinking about
7 this at this point in time? And some of these people are
8 complaining to you about institutions, whether that's the
9 Diocese or Catholic Church, Probations or Corrections or
10 government. What's going through your mind in late 1996?

11 **MR. GUZZO:** Well, I'm thinking that we have
12 a problem. The government has a problem. I don't know how
13 bad it is or how deep it is, but I know we have a problem.

14 I would tell you that I believe after the
15 dinner that night I spent some time with, I think, McDerby,
16 Peter McDerby, I think, and a couple of other people and we
17 got into an in-depth discussion about what this was, and
18 when I digested that after breakfast the next morning with
19 a couple of people -- and I don't remember whether Peter
20 was there, but there were some other people from
21 Laurencrest at the breakfast the next morning -- I got a
22 fixation that something is amiss here. Something has to be
23 done.

24 **MR. ENGELMANN:** Now, did you talk to Duncan
25 MacDonald that evening when you were in?

1 **MR. GUZZO:** You know, I'm sure he was there
2 at that dinner and -- but I don't -- I cannot tell you that
3 I remember a conversation with him, but I do -- I think I
4 must have because I do remember a conversation with Duncan
5 and McDerby again.

6 **MR. ENGELMANN:** All right.
7 And you had one or two follow-up discussions
8 with him after that first phone call. Is that correct?

9 **MR. GUZZO:** Well, yeah, including this one
10 on ---

11 **MR. ENGELMANN:** All right.

12 **MR. GUZZO:** Sometime around the -- I think
13 sometime around the Laurencrest dinner.

14 **THE COMMISSIONER:** So what was said?

15 **MR. GUZZO:** Well, we agreed that -- we were
16 in agreement that there was a problem and that there was a
17 problem from my perspective with regard to how these things
18 have -- are evolving and how they've been handled by the
19 police and they -- we centre around our concern for the
20 Church, though first and foremost is the religious
21 discussion.

22 **THE COMMISSIONER:** Would Malcolm MacDonald
23 have been part of that after-supper meeting or the
24 breakfast meeting?

25 **MR. GUZZO:** No. No, I -- I mean, I don't

1 think I ever met with Malcolm MacDonald.

2 **THE COMMISSIONER:** On these matters?

3 **MR. GUZZO:** Well, you know, on these
4 matters, yeah. I mean, law association function or
5 something or a political something, I might be there and he
6 was there and I may have, you know -- but as far as sitting
7 down and having breakfast with him or -- I don't recall
8 ever meeting or ever, you know, meeting with Malcolm.

9 **THE COMMISSIONER:** But he was actively -- he
10 was politically active, was he not, in the Conservative
11 Party?

12 **MR. GUZZO:** He was.

13 **MR. ENGELMANN:** Mr. Guzzo, you talked about
14 a couple of things just a minute ago. You said when you
15 got together, you said you talked about some concerns about
16 the police, but the major focus was the Church.

17 I want to ask you just a couple of questions
18 about that. Why were there concerns about the police?

19 **MR. GUZZO:** Well, I'm -- I think maybe by
20 that time I have started to raise it with Cabinet Ministers
21 in Toronto.

22 **MR. ENGELMANN:** This is the fall of '96?

23 **MR. GUZZO:** Yeah, I probably have mentioned
24 it to the AG and the Solicitor General -- ask them about
25 the situation. But I -- there are -- here, you know, when

1 you mentioned going to the police, well, they have a built-
2 in reaction that others have gone there and haven't had any
3 success so some of them had, I think, said that I went and
4 I -- you know, nothing happened and ---

5 **MR. ENGELMANN:** Do you remember which ones
6 might have said that if you look at your moniker list?
7 Because you've talked to us about people who have had
8 difficulties -- or talked about concerns about the Church
9 and mentioned some with Probations and Corrections and you
10 didn't identify that before -- concerns about the police so
11 I'm -- and do you know if they were talking about a
12 specific police force?

13 **MR. GUZZO:** Well, at this time, there is
14 talk that a number of complaints had come forward and three
15 police forces had investigated and nothing was seen to be
16 amiss and nothing was accomplished, and that is repeated
17 over and over again, that when you talk to somebody about
18 it they say, well, yeah, they hear a lot of things but, you
19 know, they've had three police investigations. Cornwall
20 investigated itself and then the Ottawa Police Force
21 investigated it and then -- and, you know, nothing happened
22 so there can't be anything on it, there can't be anything
23 wrong.

24 **MR. ENGELMANN:** All right. So you're
25 hearing these discussions when you're meeting with the

1 alleged victims or when you're meeting with McDerby and
2 Duncan MacDonald or both?

3 **MR. GUZZO:** And when I'm raising it with
4 Cabinet Ministers in Toronto and, you know, I'm saying that
5 do we have a problem down there, I mean are you satisfied
6 as a government? Is this going to come back and bite us?
7 Are we sure that what we're doing -- and everything has
8 been done properly because all of a sudden there are people
9 ---

10 **MR. ENGELMANN:** All right. So some of your
11 colleagues -- Cabinet colleagues and caucus colleagues are
12 telling you it's been investigated; it's been dealt with?

13 **MR. GUZZO:** Correct.

14 **MR. ENGELMANN:** Why -- why did you say that
15 you and Duncan MacDonald and Peter McDerby were focussing
16 on the Church when you got together?

17 **MR. GUZZO:** Well, I don't think that was
18 because of Garry Guzzo but I think, you know, I think
19 they're zeroing in on the Church. They have a very strong
20 concern about the Church -- the Church's involvement.

21 **MR. ENGELMANN:** Are they both practicing
22 lawyers -- practicing Catholics at the time?

23 **MR. GUZZO:** I believe they both are, yes.

24 **MR. GUZZO:** Well, you said that Duncan
25 MacDonald was.

1 MR. GUZZO: I believe he was, yes. I know -
2 - I mean, certainly ---

3 MR. ENGELMANN: But that came up in your
4 phone call with him in ---

5 MR. GUZZO: Yeah, he -- you know, I think he
6 raised it as, you know, as Catholics. I mean, you used the
7 word "practicing". I mean, some days it's tough to know
8 who's practicing and who ---

9 MR. ENGELMANN: Fair enough.

10 MR. GUZZO: --- isn't, you know ---

11 MR. ENGELMANN: Fair enough.

12 MR. GUZZO: --- but I, you know, I have him
13 pegged as a devout Catholic, you know, at least when I
14 first met him ---

15 MR. ENGELMANN: Yeah.

16 MR. GUZZO: --- and also McDerby.

17 MR. ENGELMANN: Okay. So you've indicated
18 to us that in or around the fall of 1996, you start to ask
19 questions of political colleagues?

20 MR. GUZZO: I think it was around that time,
21 yes.

22 MR. ENGELMANN: And do you recall if
23 discussions or questions would have been asked of Cabinet
24 Ministers at about that time, and if so, who?

25 MR. GUZZO: Well, I would go to Charles

1 Harnick, the AG, and Bob Runciman, the Solicitor General.

2 MR. ENGELMANN: And were either of them well
3 known to you?

4 MR. GUZZO: I didn't know Harnick when I got
5 to Toronto, but Runciman and I have known each other for 25
6 years in 1995 or 20 years anyway by 1995.

7 MR. ENGELMANN: How would you consider your
8 relationship then?

9 MR. GUZZO: I considered Bob a friend.

10 MR. ENGELMANN: And what kind of a response
11 are you getting? What are you telling them and what kind
12 of a response are you getting?

13 MR. GUZZO: Well, I mean, I'm not making an
14 appointment to go and see them, but I'm sitting maybe
15 beside them in caucus or having a coffee or a -- the Whip's
16 office is right across from the main legislative hall and
17 there's a ---

18 MR. ENGELMANN: Who's the Whip?

19 MR. GUZZO: The Whip at that time, I think,
20 was Turnbull -- David Turnbull. And there's a bar in
21 there. We're in there drinking cream soda. Everybody else
22 may be drinking something else but we're in there drinking
23 cream soda and, you know, that's where you do the business
24 and that's where you do the talking and ---

25 MR. ENGELMANN: That's where you get things

1 done.

2 MR. GUZZO: That's where you get things done
3 and ---

4 MR. ENGELMANN: Okay.

5 MR. GUZZO: --- I'm, you know, I'm onto them
6 and they're saying to me, well look, I mean neither one of
7 them think that there's any problem. They don't know
8 anything. They don't know anything. They -- I think ---

9 MR. ENGELMANN: How much are you telling
10 them?

11 MR. GUZZO: Well, I -- I -- you know, I'm
12 saying that they got a couple of lawyers who are concerned
13 and, you know, I've had some people come to my office
14 saying that, you know, that they've been molested or
15 they've been abused or propositioned at worst and nothing's
16 -- something's out of sort here. I mean, like, they say
17 they went to the police. Some of their friends went to the
18 police five years ago, six years ago. Nothing was done.
19 Nobody took them seriously, you know -- well, you know, and
20 I get the response, "Well I don't think anything is going
21 on down there now. We had an investigation; it's over.
22 There's nothing wrong."

23 MR. ENGELMANN: This is referring to
24 investigations that have taken place by, as you said, I
25 think you said the Cornwall Police Service, Ottawa Police

1 Service and the OPP investigation in 1994?

2 MR. GUZZO: Yeah, primarily the OPP; the one
3 for which we're responsible.

4 MR. ENGELMANN: Okay. All right.

5 So that winter, you spent some time in Fort
6 Lauderdale again?

7 MR. GUZZO: I do. I go down in January for
8 two weeks, come back, and go down in March for a couple of
9 weeks. That's the norm.

10 MR. ENGELMANN: By the way, Mr. Guzzo, any
11 individuals from Cornwall that you meet or see in Fort
12 Lauderdale, when you were down there in '96, '97, that
13 timeframe?

14 MR. GUZZO: Yes; there was a family that had
15 a -- excuse me -- a condo in our -- not in our condo
16 association, but in a cluster of condo associations; can't
17 think of their name. But you know I spot the Ontario plate
18 with the Cornwall sticker, one of the car dealers from
19 Cornwall; see them; strike up a conversation with them.

20 There are a couple of people from Cornwall
21 who play at the golf course I play at, and on one occasion,
22 I saw I think only one, maybe two -- chief -- former Chief
23 Shaver.

24 MR. ENGELMANN: Did you know him, sir?
25 Claude Shaver?

1 **MR. GUZZO:** I had met Claude Shaver when he
2 was Chief.

3 **MR. ENGELMANN:** Were you on the bench then,
4 sir?

5 **MR. GUZZO:** I think I was.

6 I remember one time coming down to a funeral
7 here, and being introduced to him, and I think I had seen
8 him a couple of times, in there.

9 **MR. ENGELMANN:** All right.

10 So he's someone you would have seen in Fort
11 Lauderdale?

12 **MR. GUZZO:** I -- you know, I have -- I see
13 him at a function in Fort Lauderdale. He's across the
14 room; I nod to him; he nods back; gives me a wave, you
15 know.

16 **MR. ENGELMANN:** Do you know if he had a
17 place down there, as well?

18 **MR. GUZZO:** Certain I have -- no, I can't
19 say I knew it. No.

20 **MR. ENGELMANN:** All right.

21 Well, what happens on this visit to Fort
22 Lauderdale in either January or March? Is there any
23 follow-up with the retired judge or retired police officer
24 that you'd met earlier?

25 **MR. GUZZO:** Well, I -- in January I have a

1 note that I spoke with the police officer and I got his
2 number. I'm -- you know, I'd maybe like to have another
3 talk with you and some time.

4 So I have his number and when I get down in
5 March, it's on the -- it's on my bedside table. And I give
6 him a call and we get together.

7 **MR. ENGELMANN:** All right. And what happens
8 -- why are you interested in him again?

9 **MR. GUZZO:** Well, something has come to my
10 attention; I guess the -- I'm not happy with the reaction
11 I'm getting from the two cabinet ministers in question and
12 I'm asking them, you know, "Well, look it, make some
13 investigations. Find out if there's something going on
14 here." And they -- there's no response. You know, and
15 they're not getting back to me and they're not --
16 particularly Bob has not given me any answers.

17 So, when I see -- I bump into the fellow in
18 January and then I call him in March, I think we play a
19 round of golf together, and ---

20 **MR. ENGELMANN:** Do you remember what his
21 name is, sir?

22 **MR. GUZZO:** His first name is Dixon.

23 **MR. ENGELMANN:** His first name is Dixon?

24 **MR. GUZZO:** His first name is Dixon and his
25 last name is Fitzgerald or Fitzpatrick, I think. Is --

1 this is how he's introduced to me. He has a nickname but I
2 think his first name was Dixon.

3 **MR. ENGELMANN:** Do you know if he's still
4 alive, sir?

5 **MR. GUZZO:** I heard he had passed away.
6 He moved out some time, was ill, went to
7 Arizona I think to live with his daughter and I heard --
8 had heard he passed away.

9 **MR. ENGELMANN:** And he had been a police
10 officer?

11 **MR. GUZZO:** That's what I'm told, yeah.

12 **MR. ENGELMANN:** And his -- did he have
13 family that were police officers as well?

14 **MR. GUZZO:** Yes; I think his son or son-in-
15 law was on the Miami force.

16 **MR. ENGELMANN:** So when you got together
17 with him in March, you had more information about issues
18 arising in Cornwall than you did the year before.

19 **MR. GUZZO:** Yes.

20 **MR. ENGELMANN:** What did you do with him?

21 **MR. GUZZO:** I asked him about the -- you
22 know I'm -- the issue you raised with me. Like, "What do
23 you know? What are you doing?" And then he tells me what
24 he knows or what he thinks he knows, and ---

25 **MR. ENGELMANN:** All right. Can you relate

1 that to us?

2 **MR. GUZZO:** Yeah, he says, "Well you know,
3 we -- there's a -- the strip, you know, the strip?" I
4 said, "I know it well because when I first went down to
5 that area with my family, we would take a motel unit not
6 far from Birch Avenue but on the beach. And I had
7 knowledge, second-hand knowledge of the reputation the
8 street had.

9 I went to drive a babysitter home one night,
10 and I was going to go up there to cut over to her
11 condominium and she just about got out of the car. She
12 says, "I don't want to go up there. I don't want"
13 "Okay well, we'll go around and like a shortcut." And "You
14 don't want to go there. You have no idea how bad that
15 street is." So I got this ---

16 **MR. ENGELMANN:** Bad for what?

17 **MR. GUZZO:** Well, she tells me that, you
18 know, they're -- it's a haven for prostitutes. She doesn't
19 tell me male prostitutes but she tells me prostitutes and
20 she's an older lady, she's a -- you know, and I -- so I'm
21 aware of the street.

22 And we go down and we look at the Marlin
23 Hotel and the Salt Air Motel and he relates the stories to
24 me that the people come from all over. "This is a hotbed.
25 There's another motel up at the other end of the street and

1 the worst of society comes here" and, you know. He says --
2 -

3 **MR. ENGELMANN:** Does he tell you something
4 about the age of these male prostitutes?

5 **MR. GUZZO:** Well, he's telling me that
6 people are bringing youngsters as young as 11 and 12 years
7 of age down here and passing them around and he's got some
8 great stories about the place. Some great stories about
9 high-ranking politicians, Democrats and Republicans, from
10 the Midwest, who come here and are heroes in Washington and
11 nobody knows and he says you got this problem in Cornwall.

12 **MR. ENGELMANN:** Does he seem bitter about
13 this? Nothing's being done about it. Is that the
14 impression you get?

15 **MR. GUZZO:** In retrospect I think he was a
16 little over the top. I remember the comment that "We could
17 never do anything about it." This was off limits. "Every
18 six months, we'd make a sweep on the corners with the
19 girls, but you never went in here." That was sacrosanct.

20 **MR. ENGELMANN:** Did you actually see boys on
21 the strip there, sir? Or is this just what you were told?

22 **MR. GUZZO:** I may have but this was daytime.
23 I mean, it wasn't -- there was no activity, I mean, there
24 was -- yeah.

25 **MR. ENGELMANN:** So when you went with him it

1 was during the day.

2 MR. GUZZO: Yeah; we had gone there after a
3 morning round of golf and then we -- he had arranged for a
4 meeting for me. We went and had lunch, a place in Wilton
5 Manors and then we went to a home in Wilton Manors.

6 MR. ENGELMANN: And whose home did you go to
7 with him?

8 MR. GUZZO: A man had been a night
9 clerk/desk clerk at the Salt Air. He was "an accountant"
10 and he was still ---

11 MR. ENGELMANN: Sorry, he was what?

12 THE COMMISSIONER: An accountant.

13 MR. GUZZO: An accountant.

14 MR. ENGELMANN: An accountant? Okay.

15 MR. GUZZO: And he was still doing books for
16 I think it was the retired owner. He was no longer working
17 at the motel but he's still doing books and accounting for
18 the motel; or at least for the owner, the retired owner.

19 THE COMMISSIONER: And so what did he tell
20 you?

21 MR. GUZZO: I beg your pardon?

22 THE COMMISSIONER: What did he have to say?

23 MR. GUZZO: We go in and Dixon has arranged
24 the meeting. And he -- Dixon lays it out, you know, the
25 guys from up around Cornwall, he's a member of the

1 government. He would be interested in some of your
2 material.

3 And he knows I'm coming and he has some
4 registration slips from the Salt Air that he thinks that
5 I'm going to be interested in.

6 **MR. ENGELMANN:** M'hm. Does he actually show
7 them to you sir?

8 **MR. GUZZO:** Yes, he did.

9 **MR. ENGELMANN:** Okay. And were some of the
10 names on the slips familiar to you?

11 **MR. GUZZO:** They were.

12 **MR. ENGELMANN:** All right.

13 And could you just check and see if any of
14 the names are on that moniker list, sir, before you tell us
15 whose name you might have seen.

16 **MR. GUZZO:** C-8 was on there. I don't see
17 any others on the monitor -- on the list here.

18 **MR. ENGELMANN:** So who else's names did you
19 see on registration slips from the motel?

20 **MR. GUZZO:** I saw Malcolm McDonald and Ron
21 Leroux.

22 **MR. ENGELMANN:** So he would have shown you
23 some slips with those three names?

24 **MR. GUZZO:** Yes.

25 **MR. ENGELMANN:** Did he show you any other

1 names?

2 MR. GUZZO: He did.

3 MR. ENGELMANN: Do you remember some of
4 those other names, that you would have seen?

5 MR. GUZZO: I had a note in my file from a -
6 - and the name was --

7 MR. ENGELMANN: Which note are you looking
8 at, sir? The original note?

9 MR. GUZZO: I'm looking at the original
10 note. And do you want me to say the name?

11 THE COMMISSIONER: Maybe write it down again
12 and show it to Mr. Engelmann.

13 (SHORT PAUSE/COURTE PAUSE)

14 MR. ENGELMANN: It's not a name I'm familiar
15 with, sir. I get the sense that there might be -- could be
16 an alleged victim, an alleged perpetrator. I don't know.
17 Be someone who --

18 Was this a name that was familiar to you,
19 sir?

20 MR. GUZZO: No, it was not.

21 MR. ENGELMANN: And it's the name that you
22 have written in the document?

23 MR. GUZZO: Yes.

24 MR. ENGELMANN: The fourth name?

25 MR. GUZZO: Right.

1 MR. ENGELMANN: Sorry, sir, 848C.
2 THE COMMISSIONER: I left it in my office.
3 MR. ENGELMANN: Well, 848B ---
4 THE COMMISSIONER: Yes.
5 MR. ENGELMANN: --- which should have a
6 publication ban on one of the names there, C-8.
7 THE COMMISSIONER: M'hm.
8 MR. ENGELMANN: The fourth name.
9 THE COMMISSIONER: Eight-forty-eight (848)?
10 MR. ENGELMANN: Eight-forty-eight (848)B.
11 THE COMMISSIONER: Well, I have "A" but it
12 doesn't matter.
13 MR. ENGELMANN: Sure. What the --
14 handwritten version.
15 THE COMMISSIONER: No. I brought it back as
16 well.
17 MR. ENGELMANN: Okay. Can you check ---
18 THE COMMISSIONER: Scratch up the name for -
19 - oh, I got it here, this person. So I've got 848B.
20 MR. ENGELMANN: Perhaps ---
21 THE COMMISSIONER: Just pass me up the
22 document.
23 MR. ENGELMANN: Sure. Madam Clerk, could
24 you just give the Commissioner the original.
25 THE COMMISSIONER: What name did you write

1 on the piece of paper there? I just want -- just show --
2 over here?

3 **MR. ENGELMANN:** The name that you just wrote
4 down on a piece of paper, Mr. Guzzo.

5 **THE COMMISSIONER:** I'll give that back to
6 you.

7 No. Madam Clerk, could you give that back?
8 I don't know. I can't help you.

9 So you will, it's time to go in any event,
10 very shortly, so you'll pass that name to counsel?

11 **MR. ENGELMANN:** Sure.

12 **THE COMMISSIONER:** And that way --

13 **MR. ENGELMANN:** I'll do that before they
14 leave today.

15 **THE COMMISSIONER:** And then we can talk
16 about confidentiality issues when we come back on Tuesday.

17 Sir, we are going to close up for the day.
18 Have a good trip, we expect you back here on next Tuesday
19 at 9:30.

20 **MR. GUZZO:** Thank you. Goodbye.

21 **THE COMMISSIONER:** Thank you. Oh, I'm
22 warning you not to speak to the media; you should not be
23 discussing your testimony with anyone until you back. If
24 anyone tries to do that, you should report that to me as
25 well.

1 **MR. GUZZO:** I appreciate it. Thank you.

2 **THE COMMISSIONER:** Thank you.

3 **THE REGISTRAR:** Court all rise. À l'ordre;
4 veuillez vous lever.

5 This hearing is adjourned until tomorrow
6 morning at 9:30 a.m.

7 --- Upon adjourning at 4:29 p.m.

8 --- L'audience est ajournée à 16h29

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C E R T I F I C A T I O N

I, Sean Prouse a certified court reporter in the Province of Ontario, hereby certify the foregoing pages to be an accurate transcription of my notes/records to the best of my skill and ability, and I so swear.

Je, Sean Prouse, un sténographe officiel dans la province de l'Ontario, certifie que les pages ci-hautes sont une transcription conforme de mes notes/enregistrements au meilleur de mes capacités, et je le jure.



Sean Prouse, CVR-CM