

# HILL ABRA DEWAR

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APPENDIX "A"

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July 2, 2003

Manitoba Justice  
510 - 403 Broadway  
WINNIPEG, MB  
R3C 3L6

**ATTENTION: Brian Kaplan,  
Director of Regional Prosecutions**

**Re: Inquest – Donald Lorne Miles  
Our File: 02314**

As you know, I have been retained by your department to represent the Crown at the above-captioned inquest. It is scheduled to be heard February 9<sup>th</sup> to 13<sup>th</sup>, 2004, before His Honour Provincial Court Judge W. Swail. Mr. Miles died as a result of being shot by members of the Winnipeg Police Service on November 5<sup>th</sup>, 2001. A standing hearing was held before Judge Swail on June 26<sup>th</sup>, 2003.

Mr. Miles is survived by two sisters, Rhoda and Sarah Redhead. They requested and were granted standing by Judge Swail in order that they could participate in the inquest.

Sarah and Rhoda Redhead are anxious to be represented by a lawyer, but are financially incapable of retaining one. Judge Swail therefore recommended that Manitoba Justice pay the costs of a lawyer to act on behalf of the sisters. Judge Swail realizes that he does not have the authority to order payment of legal fees for the sisters, but he is aware that former Provincial Court Judge Murray Sinclair (now Mr. Justice Sinclair of Court of Queen's Bench) made a similar recommendation when he presided at the Paediatric Surgery Inquest.

Judge Swail asked me to contact your department with his request. I am not aware, at this time, whether Sarah and/or Rhoda Redhead have spoken to any lawyer about representing them or have any preference in that regard. They live in Shamattawa, Manitoba, but I would expect that they would be satisfied with having a Winnipeg lawyer represent them in order that Manitoba Justice would not therefore have to incur the costs of a lawyer coming to Winnipeg for the inquest.

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Would you please advise as to whether Manitoba Justice is prepared to consider paying the costs of counsel. If you require further information such as identifying a lawyer who may be prepared to act and the fees that such a lawyer would want to be paid, I would be pleased to discuss such matters further with Rhoda and Sarah Redhead.

Should you have any questions concerning this matter, or wish to discuss it further, please do not hesitate to contact me.

Yours truly,

HILL ABRA DEWAR

Per:

  
Douglas N. Abra

DNA/kgr

cc. Judge Swail