

# ANNUAL REPORT



## **The Provincial Court of Manitoba**

**2012-2013**



***The Provincial Court  
of Manitoba***

*Our mission:*

*It is essential that a court, in keeping with the principles of justice, provide accessible, independent, impartial justice to the public without favour to anyone.*

*The Provincial Court of Manitoba is dedicated to the provision of service to the public through the effective management of available resources and to the provision of justice to our citizens with integrity, ethical conduct, and within the Rule of Law.*

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## ***Composition of the Court***

### ***Judiciary***

The 2012/13 year began with the court at its full judicial complement, however, there would be a few changes and the year ending with four new faces on the bench. On July 6, 2012 two judges of the Winnipeg Centre retired: The Honourable Judge Marva J. Smith, having served thirteen years on the court, and The Honourable Judge Fred Sandhu after nine years of judicial service. Shortly thereafter, on July 23, 2012, The Honourable Timothy Killeen was appointed, replacing Judge Sandhu. Then on August 14, 2012, The Honourable Cynthia Devine was appointed, replacing Judge Smith.

Later in the fiscal year, The Honourable Margaret Wiebe was appointed to the court in Winnipeg on December 12, 2012, given the pending retirement of The Honourable Judge Judith Elliott which was to, and did, take place on January 1, 2013. Judge Elliott retired following thirteen years of judicial service with the court. Then on February 27, 2013, The Honourable Donovan Dvorak was appointed to the court in Brandon. Judge Dvorak replaced The Honourable Krystyna Tarwid who retired on January 22, 2013, having provided judicial service to the community of Brandon for almost 20 years.

Judge Smith, Judge Sandhu, and Judge Elliott have each made significant contributions to the administration of justice in Manitoba during their tenure with the Provincial Court. Subsequent to their retirements, Judge Smith, Judge Sandhu and Judge Elliott were designated as the first Senior Judges of the court, pursuant to the amendments made in this regard to *The Provincial Court Act* in 2011, and it is certainly anticipated that, with their combined years of experience, their service as Senior Judges will be invaluable to the court going forward.

Best wishes and congratulations are extended to Judge Tarwid on her retirement as well as the utmost gratitude for her many years of dedicated service as a judge of the Provincial Court, serving the residents of the Westman region of the province.

### ***Judicial Justices of the Peace***

The 2012/13 fiscal year brought a few changes to the judicial justice of the peace complement. As reported in the 2011/12 Annual Report, Judicial Justice of the Peace Lori Sinclair passed away on March 27, 2012. At the start of the 2012/13 fiscal year, on April 25, 2012, Judicial Justice of the Peace Eileen O'Donnell was appointed to fill the vacancy of JJP Sinclair.

One month later, Judicial Justice of the Peace Donna Kentziger retired on May 27, 2012 and the vacancy created by her retirement was not filled until October 31, 2012 with the appointment of Judicial Justice of the Peace Janis Raeburn. The utmost gratitude and appreciation is extended to Judicial Justice of the Peace Kentziger for her many years of dedication and commitment to providing judicial services in Manitoba.

## ***Contingent Liability***

Under *The Provincial Court Act*, the Annual Report of the court is to include the contingent liability of the government for public funds that results from unused vacation leave or retirement allowances of the judges. This requirement provides for representation of the financial liability of the Government of Manitoba for the retirement allowances of those judges entitled to same and who were eligible to retire on March 31<sup>st</sup> while also calculating the financial liability of those judges who had unused vacation leave as of March 31<sup>st</sup> based on the premise of them having resigned from judicial office as of March 31<sup>st</sup>. On this basis the calculation results in a total contingent liability for the Government of Manitoba of \$1,627,431.37 (\$815,756.27 for eligible retirement allowances and \$811,675.10 for unused vacation leave) for the period ending March 31, 2013.

## ***The Work of the Court***

The Provincial Court of Manitoba is established by *The Provincial Court Act*. It is a court of record and has primarily a criminal jurisdiction, as well as limited concurrent jurisdiction with the Court of Queen's Bench in family law matters that originate outside the City of Winnipeg. More than ninety-five percent of all criminal cases in Manitoba are completed in the Provincial Court.

Upon an adult or young person being charged with an offence, the Provincial Court hears judicial interim release (bail) applications, presides over administrative courts and disposition courts, determines at preliminary inquiries whether there is sufficient evidence to order an accused to stand trial in the Court of Queen's Bench, and hears various types of trials.

In addition to the *Criminal Code of Canada*, the Provincial Court hears criminal cases under a variety of federal statutes such as the *Youth Criminal Justice Act* and the *Controlled Drugs and Substances Act*, and also hears all provincial statute cases, such as those under *The Highway Traffic Act* and *The Liquor Control Act*. The court also presides over inquests under *The Fatality Inquiries Act* and reviews alleged police misconduct under *The Law Enforcement Review Act*.

In Winnipeg on a weekly basis, one judge is assigned to be a duty judge and another judge is assigned to be the back-up duty judge. These judges deal with matters that do not require an appearance in court but require a judge's decision, such as search warrant applications. In regional

court centres, these types of applications are handled by the respective resident judges as they arise and in addition to their regular court assignments. Over the course of the year, judges and judicial justices of the peace in Manitoba reviewed, considered and decided 2,697 ex parte or without notice applications requiring judicial authorizations under the *Criminal Code*. Also in Winnipeg, on a daily basis, judges are assigned and attend to hear in-custody youth criminal matters at the Manitoba Youth Centre.

In addition to the regularly scheduled trial and disposition courts, judges in Winnipeg and the regions hear bail applications, sentencing hearings, breaches of conditional sentence orders, and give decisions outside of normal court hours, usually at 9:00 a.m. and 1:00 p.m.

### ***Circuit Court***

The Provincial Court holds regular court sittings in over fifty communities throughout Manitoba. The communities to which the court party travels from a court centre such as Winnipeg, Brandon, Thompson, The Pas, Dauphin, or Portage la Prairie, are called "circuits." This important facet of the Provincial Court's work can mean that community facilities such as legion halls and school gyms become the courtroom for the day. Judges, Crown Attorneys, defence counsel, court clerks, victim services workers and Aboriginal court workers may travel by car, plane, helicopter, and/or boat, over winter roads and by air and water, in order to get to the circuit court location. For a listing of all Provincial Court sitting locations, please see Appendix C.

As a result of the distances and the number of matters involved, sittings in both regional court offices and circuit court communities are measured in days as opposed to half-days as in Winnipeg. The circuit courts sit less frequently and matters appearing in court – youth, adult, and family matters - may be heard together in one combined sitting as opposed to the separate courts found in court centres and at larger circuit courts.

A continuing goal of the Provincial Court is to expand our circuit sittings to First Nations communities in Manitoba, and we continue to work with First Nations to achieve this important goal.

### ***Criminal Proceedings Before the Court***

The number of proceedings that come before the Provincial Court in a given year is currently measured in terms of number of charges or proceedings as opposed to number of accused persons before the court. One accused can be charged with more than one criminal offence or have before the court more than one proceeding, therefore, one can conclude that the number of accused persons, either adult or youth, before the court will be less than the number of proceedings before the court. The number of proceedings before the court for fiscal year 2012/13 is set out in the following table. Please note that the number of charges cited under *The Highway Traffic Act* (HTA) does not include those charges that proceeded before the Summary Conviction Court in 2012/13 but only HTA charges that proceeded in conjunction with other criminal charges before the Provincial Court.



<b>2012/2013</b>			
	Outstanding from Previous Year	New	Disposed of During the Year
Total Adult Charges (including businesses)	72,077	85,687	87,390
<i>Criminal Code</i> Offences	63,543	73,558	74,999
<i>Controlled Drugs and Substances Act</i> Offences	3,472	3,059	3,460
Other Federal Statute Offences	742	764	612
<i>Highway Traffic Act</i> offences	2,010	2,591	2,645
Other Provincial Statute Offences	1,079	1,084	1,117
Other matters e.g. applications, reviews, process hearings	1,231	4,631	4,557
Total Youth Charges	9,083	17,676	17,910

### ***Family Proceedings***

Pursuant to *The Provincial Court Act*, there is a Family Division of the Provincial Court and while the bulk of family matters in Manitoba proceed before the Family Division of the Manitoba Court of Queen's Bench, in some regional court centres and at circuit court locations, the judges of the Provincial Court will hear and determine family proceedings such as child protection applications under *The Child and Family Services Act* and family maintenance matters under *The Family Maintenance Act*. This work of the court can be significant and in 2012/13 there were a total of 499 new child protection and family case files opened before the Provincial Court in Manitoba.

## ***Time to Disposition of Charges***

The time to disposition measures the average time from the date of the first court appearance to the date of disposition of the charge which in the Provincial Court includes not only a charge disposed of by way of trial and guilty plea, but also when an accused is ordered to stand trial in the Court of Queen's Bench following a preliminary inquiry into the charge. The following information is provided in regard to the time to disposition of charges in Winnipeg and the regional court offices, as well as all Provincial Court circuits during the 2012/13 fiscal year.

### **Winnipeg Centre**

<b>Time to Disposition</b>					
	Within 4 months	Between 4 and 8 months	Between 8 and 12 months	Between 12 and 18 months	After 18 months
Non-domestic violence charges	44%	24%	12%	10%	9%
Domestic violence charges	40%	30%	16%	9%	5%

### **Winnipeg Circuit Courts**

<b>Time to Disposition</b>					
	Within 4 months	Between 4 and 8 months	Between 8 and 12 months	Between 12 and 18 months	After 18 months
Non-domestic violence charges	39%	24%	12%	12%	12%
Domestic violence charges	32%	35%	17%	11%	4%

## Regional Court Centres

Time to Disposition					
	Within 4 months	Between 4 and 8 months	Between 8 and 12 months	Between 12 and 18 months	After 18 months
Non-domestic violence charges	66%	16%	8%	5%	4%
Domestic violence charges	56%	21%	11%	8%	4%

## Regional Circuit Courts

Time to Disposition					
	Within 4 months	Between 4 and 8 months	Between 8 and 12 months	Between 12 and 18 months	After 18 months
Non-domestic violence charges	46%	22%	13%	11%	8%
Domestic violence charges	38%	25%	13%	14%	10%

Overall, it is important to keep in mind the following factors that determine the earliest available court date for a given matter at a given time:

- The resolution of previously scheduled cases close to their scheduled trial or preliminary inquiry start date making hearing dates available that may or may not be used for another case; generally, when cases are resolved less than one month before the scheduled start date, the hearing dates are not able to be used for other trials or preliminary inquiries;
- Crown and defence counsel schedule availability;
- Adjournments on the day of trial, for example, due to issues of outstanding disclosure;
- Occasions where an accused was released from custody but then re-arrested for allegedly breaching bail conditions; one result is a delay in the disposition of his or her substantive charge(s) before the court;
- Numerous multi-day cases that require a block of time, resulting in fewer cases being scheduled for trial during that time.

The court continues to work with stakeholders to explore better ways of managing and scheduling cases for trial and disposition so as to maximize the use of valuable court time and reduce court delay. The court also continues to emphasize to both Crown and defence counsel that

adjournments or remands of cases should only occur when there is good reason to do so – that the goal of the criminal justice system is to move cases toward disposition in a timely way so as to permit both accused and victims to be able to move forward with their lives.

## ***Court Utilization***

### *Judicial Sittings*

In 2012/13, there were 5,757 judicial sittings in the Winnipeg Centre; 145 judicial sittings in the Winnipeg Circuit Courts; 1,880 judicial court sittings in the Regional Court Centres and 647 judicial sittings in the Regional Circuit Courts. A judge of the Provincial Court hears applications for judicial interim release (bail); presides over criminal disposition and trial courts, preliminary inquiries, inquests and some family court matters.

### *Judicial Justice of the Peace Sittings*

Judicial justices of the peace are resident in Winnipeg, Thompson, The Pas, Brandon, Dauphin, Portage la Prairie, and Selkirk. There are two judicial justices of the peace located in the Thompson Centre who travel to circuit locations in seven First Nations communities. Each year there are many weathered out courts that add an additional burden on providing timely justice to the citizens of these communities. Similar to the overall case load of the court in Thompson, the volume of matters that appear before the judicial justices of the peace in Thompson continues to be significant and is increasing at circuit court locations. It should also be noted that the amount of tasks a judicial justice of the peace performs on a daily basis now, in comparison to the program's inception in 2006 is increasing at a fairly rapid pace. There is therefore a need to properly assess the adequacy of the judicial justice of the peace resources, particularly in Thompson and Northern Manitoba when considering strategies toward improving justice system services.

The judicial justices of the peace in the province also preside over contested *Summary Convictions Act* matters, with the bulk of matters being offences under *The Highway Traffic Act*. The judicial justices of the peace preside in Summary Convictions Court in their resident communities, as well as in nine circuit locations across the province. In addition to hearing the summary conviction trial matters, judicial justices of the peace also determine the appropriate disposition or sentence for summary convictions as a result of a guilty plea by the accused. The bulk of these matters appear

before judicial justices of the peace at the 373 Broadway court facility in Winnipeg, but a fair number also go before the judicial justices of the peace based in regional court locations. These hearings are done both in person and via telephone.

All levels of justices of the peace in Manitoba - judicial justices, staff justices and community justices are provided with and participate in ongoing education and training throughout the year. This is critical to ensuring that they have both the legal and administrative information they need to carry out their respective duties and responsibilities within Manitoba's criminal justice system.

In 2012/13, judicial justices of the peace conducted 467 court hearings in the regions and regional circuits of the Provincial Court and heard 1,370 applications for orders of protection under *The Domestic Violence and Stalking Act*.

In 2012/13, the judicial justices of the peace conducted 906 hearings in Summary Convictions Court on matters governed by *The Summary Convictions Act* that include provincial statutes, (i.e. *The Highway Traffic Act*) and by-laws. The 906 hearings include both trials and disposition hearings where a person has pleaded guilty to an offence.

#### *Pre-Trial Coordinator Sitzings*

As part of Provincial Court front-end processes in Winnipeg, Pre-Trial Coordinators (PTCs) preside in court to ensure that specific administrative matters are addressed within appropriate timelines and in custody accused are not transported for court appearances except for meaningful events. There were a total of 1,194 PTC sittings in Winnipeg and at Garden Hill, where a PTC presides over the monthly docket. A similar program in Portage la Prairie, the Portage Resolution Docket, which was first implemented in April 2010, experienced 48 docket sittings presided over by Staff Justices of the Peace in 2012/13.

## ***Inquests***

Under *The Fatality Inquiries Act*, where the Chief Medical Examiner determines that an inquest ought to be held, it is presided over by a judge of the Provincial Court. At the end of inquest hearings, the inquest judge provides a written report to the Minister of Justice and the Chief Medical Examiner. The report is to include any recommendations by the inquest judge concerning the laws of the province, programs, policies or practices of government or relevant public agencies or institutions which, in the opinion of the inquest judge, would reduce the likelihood of deaths in similar circumstances to those which resulted in the death that is the subject of the inquest.

The inquest judge is not to express an opinion or make a determination about who is or could be blamed in a way that could reasonably identify a person at fault.

Inquest Reports are to be completed within six months following the end of inquest hearings, unless the Chief Judge has approved an extension (up to 3 months or in exceptional circumstances, a length of time beyond 3 months).

As of March 31, 2013, there were three inquest hearings ongoing and fifteen inquests that had been called by the Chief Medical Examiner, however, inquest hearing dates had yet to be scheduled or had been scheduled to commence after April 1, 2013. No Inquest Reports were awaiting completion as of March 31, 2013.

In 2012/13 there were three Inquest Reports issued by the Provincial Court:

<b><i>Name of Deceased</i></b>	<b><i>Date of Report Release</i></b>	<b><i>Time to Complete Report</i></b>
Nathan Michael Boryskavich	August 22, 2012	5 months
Wilfred Lesley Asham	October 17, 2012	6 months
Cheyenne James and Connie Baptiste	July 6, 2012	2 months

## ***Law Enforcement Review Act***

*The Law Enforcement Review Act* sets out the process to be followed when there is a complaint about the conduct of members of policing agencies in Manitoba. There are two processes under the *Act* where the Provincial Court is required to be involved: one is called a “review” and the other is called a “hearing”. If the Commissioner of the Law Enforcement Review Agency decides not to take further action with respect to a complaint, the complainant may apply to the Commissioner to have the decision reviewed by a judge of the Provincial Court. In 2012/13 there were fourteen reviews conducted by Provincial Court judges.

Hearings may be held where the Commissioner recommends a penalty for a disciplinary default and the complainant disagrees with the recommended penalty; and where the Commissioner refers the complaint to a judge for a decision on whether the complaint should result in disciplinary action. In 2012/13 there were four hearings held by the Provincial Court.

## ***Overview***

- The Honourable Ken Champagne, Chief Judge

### *Saturday Bail Court*

The Saturday Bail Court (SBC) initiative of the Provincial Court in Winnipeg that began in the latter part of the 2011/12 fiscal year as a six month pilot project continued to July 2012. The SBC was undertaken in an effort to reduce the number of accused appearing in custody on bail court dockets at the beginning of the week and to provide enhanced access to justice outside of traditional working hours of the court by offering a bail court sitting on a Saturday, with a judge presiding. The premise was that with a judge presiding, the SBC would result in greater uptake in bail applications and in turn, reduce the strain on the court and justice system in the earlier part of the regular work week. However, near the end of the pilot project it became evident that the objectives of this initiative were not being met and the SBC was discontinued and the weekend bail program with a judicial justice of the peace was reinstated.

Over the course of this six month project, a judge presided on 26 Saturdays. The statistics collected indicated that although 726 accused appeared, there were only 12 contested bail applications and 10 dispositions. The remaining matters consisted of consent bails and remands. Although ending this project was disappointing, it was valuable to learn of the challenges that needed to be overcome to have the full participation and engagement of all justice system stakeholders in such an initiative and to make its continuation worthwhile. I take this opportunity to thank all those within the justice system, and in particular, the staff and judges of the Provincial Court, who participated in and were supportive of this initiative in an effort to increase access to justice.

### *Circuit Court Amalgamations*

In January 2013, there were a number of circuit court amalgamations that took place as part of ongoing efforts between the Provincial Court and Manitoba Justice to ensuring the provision of court services in an efficient and effective manner. We know that times change and the population of communities in Manitoba is subject to change dependent on a number of factors, such as economic booms. It is therefore important for there to be periodic reviews of how and



where we deliver our court services when it comes to the court's circuit points in Manitoba. The seven circuit court amalgamations that were approved were done after thorough consideration and analysis and I am confident that this move will enhance the effectiveness of Provincial Court services in those areas of the province. I take this opportunity to thank all of the justice system stakeholders, from courts administration to police agencies, for their diligent work in the implementation plan that was required to ensure a smooth transition to the new circuit court complement in Manitoba.

### *Strategic Planning*

A major initiative of the Provincial Court in the 2012/13 fiscal year was the holding of a two-day strategic planning session. This was the first time that the court had undertaken such a process and significant lead work was required to ensuring that the strategic planning session would be truly beneficial to assisting the court in its planning for the future. I wish to express my utmost gratitude to all members of the Provincial Court bench for their commitment and participation, and in particular, the leadership of the Vision Planning Committee to making the strategic planning process a success. I also wish to thank Mr. George Thomson, for his outstanding work as our facilitator. Without the experience and expertise of George Thomson, we simply could not have undertaken such a daunting and vitally important exercise toward ensuring that the work of the Provincial Court continues to be relevant and responsive in addressing the ongoing access to justice issues in Manitoba.

The Vision Planning Committee developed a plan for involving all members of the court in the strategic planning process, which included the gathering of relevant documents that spoke to past court reforms and initiatives and most importantly, created a list of potential issues to be considered. Committees of judges were formed for each of these issues. Each committee worked to provide a better understanding of their issue, which again, included gathering relevant information and consulting with others and then prepared a presentation and recommendations for all members of the court to consider at the strategic planning session. In addition, Facilitator, George Thomson, spoke with judges from the Manitoba Court of Queen's Bench and the Manitoba Court of Appeal and met with senior representatives from Manitoba Justice to ascertain their perspectives on justice system issues in relation to the role and work of the Provincial Court that would assist in the strategic planning session.

In December 2012, the members of the court met for two full days to consider each of the issues and to determine if there was a consensus on what should be done to address the concerns raised by the committee and the other judges. For each issue there was substantial agreement on what needed to be done next and the committee members (and others who may join them) were asked to continue their work and report back on their progress in the spring of 2013.

The five priority topics that comprised the strategic planning session and the consensus recommendations for each are as follows:

1. Judicial Independence and Court-Government relationships

It was agreed that the court should continue to work with those developing and implementing the government's innovations agenda, recognizing that this could be a unique opportunity to achieve shared objectives in a number of areas, including child protection proceedings, the Aboriginal Court Workers' Program, dealing with the very large remand population, transportation matters, scheduling and diversion.

2. Regional Judges' Issues

(a) Establishing Justice Roundtables in the Regional Centres: this would bring together the various stakeholders in the regional justice system to improve communications between them and to identify and resolve issues that affect the administration of justice in that area.

(b) Supporting Efforts to Reform and Support the Aboriginal Court Workers' Program: this would complement efforts underway within the program and Manitoba Justice to support the program and make it a more effective resource for Aboriginal Persons and the court.

(c) Strengthening Community Justice Committees and the Role of Community Justice Workers

3. The Court's Public Face and Media Related Issues

(a) Seeking out methods of increasing the court's involvement with journalism and public relations students at Red River College and the University of Manitoba, including opportunities for dialogue and debate on issues of interest to both the court and the students.

(b) Identifying additional opportunities to meet with the media and to provide creative opportunities for them to learn more about the system and to have access to expert information and briefings on emerging issues, new legislation etc. This might include an

annual session for media representatives and the judiciary and opportunities to observe more closely the work of the court.

- (c) Adopting measures to educate the press and public before important cases and issues are dealt with by the court.
- (d) Considering whether to re-establish a Media Committee.
- (e) Exploring how the court might make better use of social media, including an improved website, video streaming, and twitter, taking into account the experience of courts in other jurisdictions

#### 4. Judicial Specialization and Specialty Courts

- (a) Specialty Courts: it was agreed that the recent move to integrate cases involving allegations of domestic violence into the regular courts was an appropriate one, reflecting the greater expertise of the judiciary as a whole in these cases. The existing Mental Health and Drug Treatment Courts were strongly supported along with the suggestion that thought be given to how to expand expertise in mental health issues at the regional level. It was also agreed to give further consideration to whether other specialty courts should be adopted, taking into account the experience of other jurisdictions: a FASD Court; a Gladue Court; and measures to integrate concurrent criminal and family law proceedings in cases involving alleged violence within the family.
- (b) Judicial Specialization: there are both benefits and challenges of enabling judicial specialization for a period of time in a particular area, to build expertise, promote consistency and improve the work of the court in that area. Possible areas identified included case management, youth criminal law matters, Manitoba Youth Centre cases, child protection and impaired driving cases. Further consideration and work on this idea is needed.

#### 5. Enforcing the Bail Reform Act

- (a) Implementing measures to improve the bail process in Winnipeg.
- (b) Considering ways to avoid the overuse of bail conditions where they are not needed or not appropriate in light of the alleged offence. This will include looking at the form now being used to check off the conditions that apply in the individual case.
- (c) Reviewing the approach taken to breaches and the importance of a proportional response.
- (d) Looking at the use of sureties.

- (e) Considering the value and feasibility of a bail verification program, possibly as a pilot program.
- (f) Looking at measures to shorten the time to final resolution for those in custody on remand.

I look forward to learning of the progress that is made during the 2013/14 fiscal year in furtherance of the recommendations that have resulted from the court's strategic planning exercise.

## **Appendix A**

Judges of The Provincial Court at March 31, 2013

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<b>Judge</b>	<b>Date of Appointment</b>	<b>Court Centre</b>
The Honourable Chief Judge Kenneth Champagne	<ul style="list-style-type: none"> <li>- Appointed Chief Judge of the Provincial Court from July 10, 2009 to July 9, 2016</li> <li>- Appointed a Judge of the Provincial Court on April 13, 2005</li> </ul>	Winnipeg
The Honourable Associate Chief Judge Murray Thompson	<ul style="list-style-type: none"> <li>- Appointed Associate Chief Judge of the Provincial Court from August 2, 2006 to August 1, 2013</li> <li>- Appointed a Judge of the Provincial Court on March 26, 2003</li> </ul>	Thompson
The Honourable Associate Chief Judge Janice leMaistre	<ul style="list-style-type: none"> <li>- Appointed Associate Chief Judge of the Provincial Court from September 9, 2009 to September 9, 2016</li> <li>- Appointed a Judge of the Provincial Court on November 22, 2006</li> </ul>	Winnipeg
The Honourable Associate Chief Judge Michel L.J. Chartier	<ul style="list-style-type: none"> <li>- Appointed Associate Chief Judge of the Provincial Court from September 18, 2009 to September 17, 2016</li> <li>- Appointed a Judge of the Provincial Court on September 17, 2007</li> </ul>	Winnipeg
The Honourable Judge Theodore J. Lismer	<ul style="list-style-type: none"> <li>- Appointed a Judge of the Provincial Court on January 17, 1977</li> </ul>	Winnipeg
The Honourable Judge Marvin F. Garfinkel	<ul style="list-style-type: none"> <li>- Appointed a Judge of the Provincial Court on December 5, 1979</li> </ul>	Winnipeg
The Honourable Judge Brian M. Corrin	<ul style="list-style-type: none"> <li>- Appointed a Judge of the Provincial Court on March 4, 1988</li> </ul>	Winnipeg
The Honourable Judge John P. Guy	<ul style="list-style-type: none"> <li>- Appointed a Judge of the Provincial Court on May 15, 1989</li> </ul>	Winnipeg
The Honourable Judge Brian G. Colli	<ul style="list-style-type: none"> <li>- Appointed a Judge of the Provincial Court on September 21, 1994</li> </ul>	Thompson
The Honourable Judge Heather R. Pullan	<ul style="list-style-type: none"> <li>- Appointed a Judge of the Provincial Court on December 21, 1994</li> </ul>	Winnipeg
The Honourable Judge Brent D. Stewart	<ul style="list-style-type: none"> <li>- Appointed a Judge of the Provincial Court on April 15, 1998</li> </ul>	Winnipeg

## **Appendix A**

Judges of The Provincial Court at March 31, 2013

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<b>Judge</b>	<b>Date of Appointment</b>	<b>Court Centre</b>
The Honourable Judge Raymond E. Wyant	- Appointed Chief Judge of the Provincial Court from July 10, 2002 to July 9, 2009 - Appointed a Judge of the Provincial Court on May 20, 1998	Winnipeg
The Honourable Judge Sidney B. Lerner	- Appointed a Judge of the Provincial Court on August 4, 1999	Winnipeg
The Honourable Judge Lynn A. Stannard	- Appointed a Judge of the Provincial Court on August 4, 1999	Winnipeg
The Honourable Judge Marva J. Smith (Senior Judge)	- Designated a Senior Judge of the Provincial Court on August 14, 2012 - Appointed a Judge of the Provincial Court on October 27, 1999	Winnipeg
The Honourable Judge Judith A. Elliott (Senior Judge)	- Designated a Senior Judge of the Provincial Court on December 21, 2012 - Appointed a Judge of the Provincial Court on July 26, 2000	Winnipeg
The Honourable Judge Mary Kate Harvie	- Appointed Associate Chief Judge of the Provincial Court from September 18, 2002 to September 17, 2009 - Appointed a Judge of the Provincial Court on July 26, 2000	Winnipeg
The Honourable Judge Kathlyn Mary A. Curtis	- Appointed a Judge of the Provincial Court on February 28, 2001	Winnipeg
The Honourable Judge John Combs	- Appointed a Judge of the Provincial Court on March 26, 2003	Brandon
The Honourable Judge Fred H. Sandhu (Senior Judge)	- Designated a Senior Judge of the Provincial Court on August 14, 2012 - Appointed a Judge of the Provincial Court on April 30, 2003	Winnipeg
The Honourable Judge Timothy Preston	- Appointed a Judge of the Provincial Court on April 30, 2003	Winnipeg
The Honourable Judge Kelly Moar	- Appointed a Judge of the Provincial Court on April 13, 2005	Winnipeg
The Honourable Judge Christine Harapiak	- Appointed a Judge of the Provincial Court on April 13, 2005	Dauphin

## **Appendix A**

Judges of The Provincial Court at March 31, 2013

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<b>Judge</b>	<b>Date of Appointment</b>	<b>Court Centre</b>
The Honourable Judge Robin A. Finlayson	- Appointed a Judge of the Provincial Court on January 31, 2006	Winnipeg
The Honourable Judge Catherine Carlson	- Appointed a Judge of the Provincial Court on November 22, 2006	Winnipeg
The Honourable Judge Robert (Rocky) Pollack	- Appointed a Judge of the Provincial Court on December 14, 2006	Winnipeg
The Honourable Judge Doreen Redhead	- Appointed a Judge of the Provincial Court on April 4, 2007	Thompson
The Honourable Judge Patti-Anne L. Umpherville	- Appointed a Judge of the Provincial Court on September 17, 2007	Winnipeg
The Honourable Judge Carena Roller	- Appointed a Judge of the Provincial Court on September 17, 2007	Winnipeg
The Honourable Judge Lee Ann Marie Martin	- Appointed a Judge of the Provincial Court on September 17, 2007	Winnipeg
The Honourable Judge Jean McBride	- Appointed a Judge of the Provincial Court on June 18, 2008	Portage la Prairie
The Honourable Judge Tracey M. Lord	- Appointed a Judge of the Provincial Court on November 19, 2008	Winnipeg
The Honourable Judge Wanda M. Garreck	- Appointed a Judge of the Provincial Court on November 19, 2008	Winnipeg
The Honourable Judge Herbert Lawrence Allen	- Appointed a Judge of the Provincial Court on January 29, 2009	The Pas
The Honourable Judge Shawna Hewitt-Michta	- Appointed a Judge of the Provincial Court on January 29, 2009	Brandon
The Honourable Judge Sandra L. Chapman	- Appointed a Judge of the Provincial Court on August 4, 2009	Winnipeg
The Honourable Judge Robert M. Heinrichs	- Appointed a Judge of the Provincial Court on September 1, 2009	Winnipeg
The Honourable Judge Malcolm W. McDonald	- Appointed a Judge of the Provincial Court on February 3, 2010	The Pas
The Honourable Judge Dale C. Schille	- Appointed a Judge of the Provincial Court on May 19, 2010	Winnipeg
The Honourable Judge Donald R. Slough	- Appointed a Judge of the Provincial Court on July 28, 2010	Dauphin
The Honourable Judge Cynthia A. Devine	- Appointed a Judge of the Provincial Court on July 23, 2012	Winnipeg

## **Appendix A**

Judges of The Provincial Court at March 31, 2013

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The Honourable Judge Timothy J. P. Killeen	- Appointed a Judge of the Provincial Court on July 23, 2012	Winnipeg
The Honourable Judge Margaret I. Wiebe	- Appointed a Judge of the Provincial Court on December 12, 2012	Winnipeg
The Honourable Judge Donovan J. Dvorak	- Appointed a Judge of the Provincial Court on February 27, 2013	Brandon



## **Appendix B**

Judicial Justices of the Peace of The Provincial Court at March 31, 2013

Page 1 of 2

<b>Judicial Justice of the Peace</b>	<b>Date of Appointment</b>	<b>Court Centre</b>
Judy Beer	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Winnipeg
Dennis Chambers	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Selkirk
Judeta Cohn	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Winnipeg
Benji Harvey	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Winnipeg
Helen Karr	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Winnipeg
Donna Kentziger	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Winnipeg
Zelda Kitchekeesik	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Thompson
Weldon Klassen	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Winnipeg
Brian Martin	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Brandon
Angela Kintop	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Winnipeg
Diane Normore	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	The Pas
Myriam Rosset	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Winnipeg

## **Appendix B**

Judicial Justices of the Peace of The Provincial Court at March 31, 2013

Page 2 of 2

<b>Judicial Justice of the Peace</b>	<b>Date of Appointment</b>	<b>Court Centre</b>
Bev Spence	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Thompson
Leslee Verhelst	- Appointed a Judicial Justice of the Peace of the Provincial Court on May 17, 2006	Brandon
Christopher DeLong	- Appointed a Judicial Justice of the Peace of the Provincial Court on November 19, 2008	Portage la Prairie
Valerie Adams	- Appointed a Judicial Justice of the Peace of the Provincial Court on February 20, 2009	Dauphin
Boyd Lischenski	- Appointed a Judicial Justice of the Peace of the Provincial Court on February 10, 2010	Winnipeg
Lori Nelson	- Appointed a Judicial Justice of the Peace of the Provincial Court on February 10, 2010	Winnipeg
Beverley Scharikow	- Appointed a Judicial Justice of the Peace of the Provincial Court on December 8, 2010	Winnipeg
Guillaume Dragon	- Appointed a Judicial Justice of the Peace of the Provincial Court on November 2, 2011	Winnipeg
Eileen O'Donnell	- Appointed a Judicial Justice of the Peace of the Provincial Court on April 25, 2012	Winnipeg
Janis J. Raeburn	- Appointed a Judicial Justice of the Peace of the Provincial Court on October 31, 2012	Winnipeg

## ***Appendix C***

### Provincial Court - Court Locations

Page 1 of 6

ALTONA (*Winnipeg Circuit*)  
Rhineland Pioneer Centre  
221 – 10<sup>th</sup> Avenue Northwest

ARBORG (*Winnipeg Circuit*)  
Community Hall

ASHERN (*Winnipeg Circuit*)  
Centennial Hall

BEAUSEJOUR (*Selkirk Circuit*)  
Court House  
20 – 1<sup>st</sup> Street South

BERENS RIVER (*Selkirk Circuit*)  
Roman Catholic Mission Hall

BLOODVEIN (*Selkirk Circuit*)  
Band Office

BOISSEVAIN (*Brandon Circuit*)  
Town Office  
420 South Railway Street

BRANDON  
Provincial Court  
100 - 1104 Princess Avenue

BROCHET (*Thompson Circuit*)  
Community Hall

CAMPERVILLE (*Dauphin Circuit*)  
Community Hall  
16 Main Street

CHURCHILL (*Thompson Circuit*)  
Royal Canadian Legion  
23 Hudson Square

## ***Appendix C***

Provincial Court - Court Locations

Page 2 of 6

CRANBERRY PORTAGE (*Flin Flon Circuit*)

Royal Canadian Legion

CROSS LAKE (*Thompson Circuit*)

Community Hall

DAUPHIN

Provincial Court

114 River Avenue West

EASTERVILLE (*The Pas Circuit*)

Community Hall

EMERSON (*Selkirk Circuit*)

Town Hall

104 Church Street

FISHER BRANCH (*Winnipeg Circuit*)

Community Centre Hall

FLIN FLON

Provincial Court

104 – 143 Main Street

GARDEN HILL (*Selkirk Circuit*)

CFS Boardroom

GILLAM (*Thompson Circuit*)

Recreational Centre

235 Mattonabee Avenue

GIMLI (*Selkirk Circuit*)

Municipal Building

GOD'S LAKE NARROWS (*Thompson Circuit*)

Community Hall

GOD'S RIVER (*Thompson Circuit*)

Amos Okemow School Gymnasium

## ***Appendix C***

Provincial Court - Court Locations

Page 3 of 6

GRAND RAPIDS (*The Pas Circuit*)  
St. Alexander Roman Catholic Mission

LAC BROCHET (*Thompson Circuit*)  
Thomas Dettanikkeaze Memorial Area

LEAF RAPIDS (*Thompson Circuit*)  
Town Council Chamber

LITTLE GRAND RAPIDS (*Selkirk Circuit*)  
School Gym

LUNDAR (*Winnipeg Circuit*)  
Legion Hall  
50 – 3<sup>rd</sup> Avenue

LYNN LAKE (*Thompson Circuit*)  
Royal Canadian Legion  
467 Sherriff Avenue

MINNEDOSA  
Provincial Court  
70 – 3<sup>rd</sup> Avenue South West

MOOSE LAKE (*The Pas Circuit*)  
Community Hall  
23 Martin Road

MORDEN  
Provincial Court  
301 Wardrop Street

NELSON HOUSE (*Thompson Circuit*)  
Nisichawayasihk Cree Nation Family Community Wellness Centre

NORWAY HOUSE (*Thompson Circuit*)  
Kinosao Sipi Multiplex

## **Appendix C**

Provincial Court - Court Locations

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OXFORD HOUSE (*Thompson Circuit*)

Band Hall

PAUINGASSI (*Selkirk Circuit*)

Band Hall

PEGUIS (*Winnipeg Circuit*)

Peguis First Nation Community Hall

POPLAR RIVER (*Selkirk Circuit*)

Band Hall

PORTAGE LA PRAIRIE

Provincial Court

25 Tupper Street North

POWERVIEW-PINE FALLS (*Selkirk Circuit*)

Legion Hall

7 Tamarack Street, Pine Falls

PUKATAWAGAN (*The Pas Circuit*)

Mathias Colomb Cree Nation Youth Centre

ROBLIN (*Dauphin Circuit*)

Provincial Building

117 – 2<sup>nd</sup> Avenue North

ROSSBURN (*Minnedosa Circuit*)

Community Hall

Main Street

RUSSELL (*Minnedosa Circuit*)

The Russell & District Community Centre

106 Shell River Avenue South

ST. BONIFACE (*Winnipeg Circuit*)

Provincial Court

227 Provencher Boulevard

## ***Appendix C***

Provincial Court - Court Locations

Page 5 of 6

ST. MARTIN (held in Gypsumville) (*Selkirk Circuit*)  
Community Centre

ST. PIERRE-JOLYS (*Steinbach Circuit*)  
Red River Region Bilingual Service Centre  
427 Sabourin Street

ST. THERESA POINT (*Selkirk Circuit*)  
Public Safety Building/Complex Building

SANDY BAY (*Portage la Prairie Circuit*)  
Sandy Bay Community Complex  
239 Main Road  
Sandy Bay First Nation

SELKIRK  
Provincial Court  
101 – 235 Eaton Avenue

SHAMATTAWA (*Thompson Circuit*)  
Band Hall

SIOUX VALLEY DAKOTA NATION (*Brandon Circuit*)  
Resource Centre

SNOW LAKE (*Flin Flon Circuit*)  
BPO Elks Lodge Hall  
7 Wekusko Drive

SOUTH INDIAN LAKE (*Thompson Circuit*)  
2<sup>nd</sup> Floor – Memorial Arena

SPLIT LAKE (*Thompson Circuit*)  
Band Hall

STEINBACH  
Provincial Court  
Unit A - 284 Reimer Avenue

## ***Appendix C***

Provincial Court - Court Locations

Page 6 of 6

STONEWALL (*Winnipeg Circuit*)

Odd Fellows Hall

SWAN RIVER

Provincial Court

201 – 4<sup>th</sup> Avenue South

THE PAS

Provincial Court

300 – 3<sup>rd</sup> Street East

THOMPSON

Provincial Court

59 Elizabeth Road

VIRDEN

Provincial Court

232 Wellington Street West

WAYWAYSEECAPPO (*Minnedosa Circuit*)

Waywayseecappo Inn

WINNIPEG

Provincial Court

Law Courts Building

100C Main Floor, 408 York Avenue

WINNIPEG

Manitoba Youth Centre

170 Doncaster Street

Winnipeg, Manitoba

WINNIPEG

Summary Convictions Court

Main Floor - 373 Broadway

Winnipeg, Manitoba