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N. CARTER – INCIDENT NARRATIVE

FEBRUARY 27, 2005

2005 02 27 -- 09 47 37 (Norm Carter)

Field Name	Notes
Old Value(s)	<p>2005/02/25 0738 hrs. Writer received a call from dispatch requesting writers attendance at an MVC located at hwy 59 and the Perimeter. Dispatch further advised that it was reported that one of the vehicles was split in half.</p> <p>0800 hrs. Writer arrived at the station where he was requested to wait for Cst Woychuk to attend.</p> <p>0812 hrs Cst Woychuk attended to the station and advised that he had male subject in the rear of R.M.2 who was involved in the accident that has resulted in one fatality of a female. Information received from Cst Woychuk was that this subject had been drinking and was believed to be impaired and that he had refused medical attention.</p> <p>0814 hrs. Writer and Cst Woychuk attended to R.M. 2 where writer identified himself to a male later identified as Derek Grant HARVEYMORDENZENK.</p> <p>0815 hrs. Writer and Cst Woychuk escorted the male to interview room # 1. Writer detected a strong smell of liquor on the accused breath. The male was noted to be unsteady on his feet. The male was observed to walk 20 feet on sidewalk 10 feet on carpet and 30 feet on tile floor. The male was identified by way of a valid Manitoba Drivers licence HARVEDG261C1 and a Winnipeg Police picture identification card in the name of Derek G. HARVEY-ZENK .</p> <p>0818 hrs. Writer placed the subject under arrest for Impaired Driving cause death/bodily harm or some similar charge in relation to the incident. The male advised writer he understood.</p> <p>0819 hrs. Writer advised the male of his right under the Charter. Again the subject advised writer he understood and wanted to exercise his rights to contact legal counsel.</p> <p>0820 hrs. Writer read the standard police caution to the subject and again he advised that he understood.</p> <p>0821 hrs. Writer read the accused the blood demand. He advised the subject understood and agreed to provide breath samples. The subject was subsequently searched and lodged in interview room # 1. The subject requested a phone book, pen and paper and advised that he wanted to call Richard WOLSON. Writer called WOLSON's law office and was advised that WOLSON was not available but that the on call lawyer would be paged. Writer was then put on hold. At this time writer noted the following observations of the subject: Strong odor of liquor, flushed face, unsteady on feet, glassy/bloodshot eyes. The subject had dried blood on his hand and nose. The subject was wearing blue jeans, a blue Ralph Lauren T-shirt, . Writer noted the subject to be approximately 6'1" and 225 lbs.</p> <p>0834 hrs. The subject asked writer " I'm sorry, did you give the demand?" Writer answered in the affirmative. Cst Woychuk completed the prisoner log and the subject signed same for his belongings.</p> <p>0838 hrs. Lawyer Paul COOPER came on the line and writer briefed him before passing the phone to the subject to consult in private.</p> <p>0855 hrs. Writer noted the subject was finished his call. Witer entered the interview room and removed the telephone and pen from the subject. At this time the subject asked writer what time he had made the call to his lawyer and writer provided him with that time.</p> <p>0906 hrs. Writer had requested Cst Woychuk escort the subject to the breath room, but subject was heard to say to Woychuk that that he did not want to provide breath samples.</p>

1052 hrs. Heather Reay of Richard WOLSON's law office called to ascertain if the subject was still in custody. Writer also received a call from Jim POOLE of the Professional Standard Unit of the WPS.

1110 hrs. Writer and Cst Krawchuk escorted the subject to the washroom

1114 hrs. The accused was escorted back to the interview room where writer asked he wanted to call his wife or call the Association. The subject advised writer that he wanted to do so. The subject was asked if he wanted to speak to writer about the incident, but the subject declined.

1117 hrs. Writer then exited the interview room. writer received subsequent telephone calls from Jim POOLE of professional Standards and Loren SCHENKEL of the WPS Police Association.

1128 hrs. Writer received a call from WOLSON's law office advising that lawyer Katherine BUETI is enroute to the station

1148 hrs. Katherine BUETI arrived at the station. Shortly after her arrival, S/Cst Olfert advised writer that the subject was banging his hands and head on the wall of the interview room. Writer attended to the interview room to find the subject very upset and crying.

1151 hrs. Katherine BUETI was escorted to the interview room to consult with the subject in private. Writer also subsequently received a call from the Trauma Unit of WPS (Paul ISAAC) who advised that he would be attending to the station to see the subject.

1229 hrs. Paul ISAAC arrived and was escorted to the interview room with Katherine BUETI.

1303 hrs. Writer escorted the subject and his lawyer to writers office where he was served a PTA/ Drivers Licence suspension Notice/ vehicle impound notice/ vehicle forfeiture notice and Notice to Seek Greater Punishment. The accused advised that he understood all documents and signed the prisoner log for his belongings. The accused also consented to being fingerprinted/photographed at this time.

1337 hrs. The subject left the station in the company of his lawyer.

1420 hrs. Inspector Corrine SCOTT called for an update and was provided same.

1500 hrs. M.E. Leslie LEE called and advised that the PM is scheduled for Monday morning at the HSC. She also requested that Cst. Pedersen call her with details on NOK.

Sgt. N. Carter