

Statement of: Sean Kevin Black

Voluntary statement of Sean Kevin Black. I allow James Dubé Spraggs Adjusters and Wawanesa Mutual Insurance to collect, use or disclose personal information that I possess with regard to the possibility of a claim arising from an accident on or about February 25, 2005.

I am Sean Kevin Black. I reside at [REDACTED] I live at this residence with my wife [REDACTED] We moved into the residence in [REDACTED] My date of birth is [REDACTED]

I am a police officer with the Winnipeg Police Service. I have been on the Force for 14 years. I presently work out of the District 3 office.

I was working the evening shift on Thursday, February 24, 2005. I finished the shift at approximately 11:30 p.m. On that evening it was the consensus of shift members to go to Branigans on Leila to socialize. I arrived at Branigans at approximately 11:45 p.m. and sat with other shift members. There were 15 to 20 of us at Branigans, all of whom were officers from various shifts. Some people were there when I arrived and some came in after me. None of us were uniformed.

I happened to be sitting at a table with about 8 co-workers. Another officer, Derrick Zenk, was part of the large group but he was sitting at another table which was higher than the one that I was at and as a result I had no idea what Derrick might have been eating or drinking. I did not have any contact with him at the restaurant but we were on the same shift that night.

Signed: _____



Date: 05 03 11

At about 2 a.m. I extended a general invitation to anyone in the group to come back to my residence to continue socializing. It took the waitress a while to run through all of the separate bills so it was about 2:30 a.m. before we left. My bill was around \$33.00 which included 25 wings and about 4 drinks - all beer. I believe that they were either Keith's or MGD.

About 10 people decided to come back to my residence. I believe that there were about 4 or 5 vehicles following me as they did not know where to go. Some others arrived ahead of me because they knew the location of my home. I stopped at 7 Eleven on route to my house from Branigans. It is about a 15 minute drive from Branigans to my residence and we all arrived at my house between approximately 2:45 a.m. and 3 a.m.

One of the Officers was intoxicated at Branigans and I know that he left his vehicle behind at the restaurant. That was Dave Harding. Dave was one of the group that came back to my house along with Supervisors Jim Anderson and Chris Humnisk, Ken Azaransky, Norbert Bauer, Jay Nolet, Derrick Zenk, Tracy Fudge, Kelly McClure and a young officer by the name of T.J. Before we left I had no opportunity to observe Derrick's behaviour at Branigans. I did not even know if he was driving.

When we arrived back at my house, no one brought any alcohol. Again, the idea was to continue socializing and talk about work. I had beer and alcohol at the house. When we came inside, I took the liquor out of the cabinet and put it on the counter top. My wife was out of town on a career development program and my kids were being looked after by a baby sister. This was the first time I had a group of this sort back to my residence.

Signed: _____



Date: _____

05 03 11

I did not serve anyone any alcohol. Everyone served themselves from what I put on the counter. I looked after putting out some food, such as Taco chips and salsa. The liquor was on the kitchen counter and elevated bar area.

We continued socializing for some time. No one was consuming liquor at a heavy rate. The only one that appeared to be intoxicated was the same guy who left his car at the restaurant and who was driven to my place - Dave Harding. It is hard to say how much liquor might have been consumed but I would estimate that it may have been perhaps two bottles of rye and part of a Baileys. I did not see any beer bottles around.

People started leaving at different times. It was always made clear to anyone that if they needed to stay over, they were welcome. I was making this offer not because anyone appeared intoxicated but because it was late and there was a fatigue factor and some lived quite a distance away. The female officers, Tracy Fudge and Kelly McClure, also offered to volunteer as designated drivers if need be. However, as I have said, the only one that appeared intoxicated was Dave Harding. I told Dave he could stay the night but the two female officers and a Sargent took him home.

Gradually, as more and more people left, it came down to five of us remaining in the kitchen area. The five included myself, Jay Nolet, Derrick Zenk, Norbert Bauer and Ken Azaransky. At about 6 a.m. people started to phone home to let their significant others know where they were and what was happening. Ken Azaransky decided he was going to stay the night. It was about 6 a.m. that I put the liquor away and started to clean up. It then came down to three of us left - myself, Derrick Zenk and Ken Azaransky.

Signed: _____



Date: _____

05 03 11

As we continued to talk about one thing or another, it came up that Derrick was capable of doing home renovations and in particular flooring. I had not finished my basement so we went downstairs to look around and discuss what could be done renovation-wise. We looked around the basement for awhile. Afterwards I suggested that Derrick might want to stay the night because it was late and again only because of the fatigue factor. While I do not know what he might have had to drink that night, he was not exhibiting any unusual behaviour and did not appear intoxicated at all. I have been familiar with Derrick for some time but in December 2004, we came onto the same shift and I became a lot more familiar with him. Based upon this and my knowledge of his behaviour I felt comfortable that he was not impaired. I suggested that he stay and mentioned that Ken was staying. I then went to the bathroom.

When I returned, I did not see Derrick. Ken was hitting the sack on the couch in the livingroom and he said that Derrick had turned away from him but he did not know where Derrick went. I later learned from Ken that he had also suggested that Derrick might want to stay. In any event, I went to look for Derrick and could not find him. I did not know if he drove his vehicle to my residence but because of the lateness of the night and because there was only three of us left, I assumed that he was driving. At no time during my dealings with Derrick at the residence either throughout the socializing or when we were discussing the renovations did he appear intoxicated at all. He seemed to be fine. The only one at the house that appeared intoxicated was Dave Harding - who as I said was taken home earlier.

Signed: _____



Date: 05-03-11

After I realized that Derrick had left, I went to bed. I did not learn about an accident that Derrick was involved in after he left my residence until later in the afternoon when I attended a cake and coffee function for the transfer of someone.

Since I transferred to my present shift, this was only the second occasion that a group of officers had socialized at Branigans. It was the first time that we went to a private residence afterward.

The preceding is correct to the best of my knowledge.

Signed: Sean Black Date: 05 03 11

D. Chopin