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STATEMENT OF: Constable Jason WOYCHUK
Date: 2006-06-09
Time: 10:55 A.M.

Present: Corporal Todd DOYLE
RCMP Winnipeg- CROPS
Constable Jason WOYCHUK

Proofed by Kennett, 2006-06-14

DOYLE: Okay. Ah, today is June the 6th, pardon me June the 9th, 2006. The time is 10:55 hours. Ah, Corporal Todd DOYLE ah, here with ah, Constable Jason WOYCHUK, of the East Saint Paul Police Department. Ah, Jason as you know, um we're assisting in the continuing investigation of a fatal motor vehicle accident, which happened February 25th, 2005, at the junction of Highway 59 and the Perimeter. Um, we had spoken with you previously in regards to um, your actions at the scene, and ah, some of your observations ah, afterwards.

WOYCHUK: Okay.

DOYLE: Um, having an opportunity to have spoken with numerous witnesses um, who either attended the scene, or had direct involvement with various aspects of the accident, um there's some specific questions we'd like to explore with you.

WOYCHUK: Okay.

DOYLE: Um, specifically Jason it's in relation to um, first of all, we'll start with your note development.

WOYCHUK: Okay.

DOYLE: Um, prior to ah sitting down here, you've had an opportunity again, to review um, your written notes, that you made shortly after the accident.

WOYCHUK: Ahm.

DOYLE: And I ah, can you just describe again, how you um, developed those notes, um at that time given, you know, your um, experience and

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everything else. Um, how you developed those notes? If you could just go over that again.

WOYCHUK: Yeah basically at the...I didn't really make any notes at the scene. It was...they were made prior to, or after that, my next night shift when I came in. I went off, I guess a practice would have been for me at that point, would have been through our dispatch system, where we book down or we can...certain times that we wanted recorded, for your reporter notes later. They'd mark it down for you, the times and then they'd fax us a copy of a, what was called a Call Intake Sheet, and then I'd make my notes off using the times off that.

DOYLE: Okay, so if I could just ah, paraphrase that a bit, so you, you had a dispatch service ah, at that time?

WOYCHUK: That's right.

DOYLE: For your department?

WOYCHUK: Yes.

DOYLE: And um, you would tell the dispatcher certain times that you were um, 10-7 at the scene, or your leaving the scene, or something significant happened at that time?

WOYCHUK: That's correct.

DOYLE: And then you were...that service enabled you to get a print out of the times that you provided them?

WOYCHUK: That's correct. They record all the times, and whatever comment we made according to that time, and then at a later time I, I request they fax us that copy. It would have a, I guess, a chronological...account of what we did, and at what certain times we did what, or what happened...what occurred at certain times.

DOYLE: Okay um, and again let's just make it clear that, that was a process with a previous dispatching service?

WOYCHUK: That is correct. We no longer have that.

DOYLE: You no longer have that, okay. Um, was it practice to um, have the material that this dispatch service sent you, form part of your investigational package?

WOYCHUK: Ah, no it wasn't.

DOYLE: No, so what would you do with these dispatches in times that were provided to you?

WOYCHUK: I guess, technically just throw them away, or...

DOYLE: Okay, um...

WOYCHUK: They were never, I never involved them in any of my files, or...

DOYLE: Okay, um were, was it at such a service that you could ah, ah, say that a particular time ah, X, Y, and Z happened. Like could you dictate something to them and they would, they would...?

WOYCHUK: I guess not certain things, I guess. Depending on the member, or the situation you're involved in, whether be more so booking down at a scene, or um say, just for an example say for an alarm, you're going to an alarm and you, you come across a vehicle that's leaving that area, you call the plate out and they'd record it, or um, if your calling for a tow truck at times when tow trucks arrive, ambulances arrive, East St. Paul First Responders arrive, or other significant events that you don't have time to write down in your notebook at that time.

DOYLE: Gotcha. Okay. I also, so getting into your note development could you describe um, the notes that ah, that you've had a chance to review. Um, and the circumstances in there development, after that particular accident.

WOYCHUK: How I wrote them, or how I did them?

DOYLE: Yeah, how, how it all played out.

WOYCHUK: I, I attended to the scene, and dealt with the scene. In what my, my involvement with the scene, and then I made my notes, notes at a later time, going off the Call Intake Sheet.

DOYLE: Okay, and um, you in your previous statement, you described to us um, the evening that you came in to make your notes. Could you explore, could just go over that evening?

WOYCHUK: I came into make my notes, I guess, and Chief BAKEMA was there at the time um, like I said I was doing my report on my notes. I don't recall specifics of which I did first, but...are you looking for like, I

guess, just...I need a different question there...just to come.

DOYLE: Okay um, when you attended that evening to make your notes, could you describe the interaction you had with Chief BAKEMA and, and ah, and the ah, any issues you had with your note development at that time?

WOYCHUK: Okay well, I was making my notes...I, I don't recall any certain conversations or any specific sentences or wordings that came out, but we were, I guess, discussing everything that occurred, as I was making my notes. Um, and I guess, there was suggestions made not to, not to include one part of my notes which would have been speaking to Ted ROSSER, the paramedic, who had ah, indicated to me that there might be alcohol involved. After he dealt with the accused, and there was also a suggestion made to put in there that I was transporting him from the scene to our office, to Sargent CARTER, for the purposes of completing a T.A.R..

DOYLE: Was there also, did Chief BAKEMA also suggest to you that ah, you include or not include anything else?

WOYCHUK: Nothing that I recall no.

DOYLE: Okay. Did he suggest that you include or not include um, comments that he had made in relation to the accused?

WOYCHUK: I don't recall if he ever....I know there was a comment that he, that he made to me that, when he first brought the accused to my vehicle, he said that he could be impaired, but I don't necessarily recall if he suggests that I don't put that in there. Possibly I'm not, I'm not a hundred percent sure on that, like or if it was just something I didn't put in there.

DOYLE: Okay um, and as you described earlier, ah your practice for your note development at that time was to use your Call In Sheet?

WOYCHUK: I guess it would be for different, for different situations. When you're in a situation where there's a lot going on I think during the scene, I not only was, had the accused in my vehicle at the time, but I was also, I guess one of my main focuses would have been directing traffic too. I was trying to prevent any further accidents.

DOYLE: Okay.

WOYCHUK: And I was in and out of the vehicle at the time, and basically had a lot on my mind, and I guess I wasn't...lack of experience maybe too.

DOYLE: Okay. Um so, directly do you recall developing your notes the evening after the accident, and using the dispatch Call In Sheet, as you described it?

WOYCHUK: Yes, I recall using that.

DOYLE: You do?

WOYCHUK: Yes.

DOYLE: Okay. So, from that um, as, as we went over your notes ah, before we started the interview ah, there, there's particular times that you note on, note in your notes. Um, would those have been the times you got from the Call In Sheet?

WOYCHUK: I believe they would have been, yeah.

DOYLE: Okay, so those are your times, and to the best of your recollection?

WOYCHUK: I don't, I guess, I guess, I don't really recall either. Like I recall using the call dispatch notes, the Call dis-, Intake Sheet that's normally what we use, or what I would use anyway to make notes after, if I didn't make them at the scene, but I don't recall for certain ah, if I discussed any times with anybody else either, so I mean...

DOYLE: Okay, but you specifically remember using the Call, Call Sheet for your note development, in this instance?

WOYCHUK: Yes.

DOYLE: Okay, um, (Pause) specifically in reviewing your previous statement there is a, a an inconsistency in when you arrive at the scene. Could you describe um, what transpired when you first arrived at the scene?

WOYCHUK: What transpired, um I don't recall. I recall arriving at the scene. I recall the route I took to get to the scene. I recall pulling up to the scene. I don't recall if I booked down as soon as I got to the scene, and then I guess what I'm not a hundred percent sure of is whether I put the traffic cones out first, and then Chief BAKEMA brought the accused to me, to my vehicle, or if he brought it...I know in my previous statement I, I first of all indicated that he brought it, he brought the accused right when I pulled up, but I guess I don't really

recall, after thinking about it, whether it was after I put the traffic cones out, or if it was directly when I pulled up.

DOYLE: Okay, um just to help you with that, or, or just to explore that a little bit um, because we've had the opportunity now to speak with, with a lot of people who were at the scene at the time, and had different accounts of where people may have been. Um what, when you pulled up um, where was your car located?

WOYCHUK: It was located (Clears throat) north bound on 59, north bound lane, in the median lane, almost into the, I guess it would be, to the west bound 101 turning lane.

DOYLE: Okay so, in the middle of the intersection? Would that be accurate?

WOYCHUK: Um, that would be fairly accurate. It would be in the, more in the median, almost turning lane. I remember I was kind of parked on a little bit of an angle.

DOYLE: Okay.

WOYCHUK: Cause I remember looking out the side mirror, and I could see all the north bound traffic coming up.

DOYLE: It's still coming from behind you?

WOYCHUK: Yeah.

DOYLE: Oh, okay from the city?

WOYCHUK: Yeah.

DOYLE: Okay um, and your purpose of placing your car there would have been what?

WOYCHUK: Ah, one of the purposes was try to prevent vehicles from turning west onto 101, and going over the accident scene.

DOYLE: Ahm.

WOYCHUK: And another purpose was I was trying to pull to the side to, I guess, for safety for north bound vehicles.

DOYLE: Okay. Um...

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WOYCHUK: And another reason I guess, would because the route I came, I came ah, I'm just trying to think right, I think I came down, south bound on 59 and then I pulled a u-turn and came out. I am not a hundred percent sure on how I came through there. I know I, when I first went down I turned west onto 101 cause the accident got called in at Henderson, 101 and then I pulled a u-turn at the, there's an emergency u-turn area there just by the tracks, and I came down I don't recall if I went down 59 and back up, or if I came through there somewhere.

DOYLE: Okay, so the two options you would have had to get to the scene would have been to take the over ramp, over 59 north bound take the slip off, or you could have gone to what I call Lagimodiere...

WOYCHUK: Yeah, it's Lagimodiere.

DOYLE: ...and then made an ill-...

WOYCHUK: I think I...

DOYLE: ...It's block and you can't make a left hand turn there, but...

WOYCHUK: Yeah, you can right after, but there's a set of lights just under, just ah south of the overpass bridge, and I believe that's where I would have pulled the u-turn and came back up.

DOYLE: So, you would have turned left on the 59, and went north bound from those set of lights?

WOYCHUK: Right.

DOYLE: And ah, and is that, is that illegal, or.....?

WOYCHUK: Is that illegal, yeah. It's not....

DOYLE: It's not a legal thing to do, but given the circumstances...

WOYCHUK: Yeah, it's not, you're not suppose to turn left there.

DOYLE: Right, because that traffic is meant to, for east bound 101 traffic. Is

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that correct?

WOYCHUK: Pardon me?

DOYLE: The, the, that's...

WOYCHUK: Yeah, that's

DOYLE: ...a continuation.

WOYCHUK: Yeah, you go straight through for, yeah that's the Perimeter Highway basically.

DOYLE: Continuation of the Perimeter Highway.

WOYCHUK: Yeah, yeah.

DOYLE: Okay. Um, do you recall when you approached the scene, thinking about it now, um where Constable GRAHAM and Chief BAKEMA'S vehicle would have been?

WOYCHUK: I'm trying to think here. I don't recall exactly where those are. I recall where Constable PEDERSEN parked after, which was later at the scene. (Long Pause) I don't really recall exactly. I think it, they came down, I was the first car to leave the office, and I, like I say, the call came in at Henderson and 101, so I went the Perimeter, and I turned west bound onto the Perimeter, and as I was turning, I can't remember if I called on the radio, or if Constable GRAHAM called on the radio and said it was actually at 59 and 101. And then that's when I pulled a u-turn, but they would have been behind me so they would have went straight down Lagimodiere or 59, so I believe they would have been somewhere in the south bound lanes.

DOYLE: Okay. So, if, if they were responding from the office, from the office and had gone in the right direction....

WOYCHUK: They would have been in the south bound lane, unless they turned off there. I, I can't remember if they were north of the accident scene or if they went through.....

DOYLE: But they would have approached the accident scene from the north.

WOYCHUK: Yeah.

DOYLE: The natural course from your office, cause it, it's my understanding that you guys were...

WOYCHUK: No, they would have been traveling south.

DOYLE: They would have been traveling south on 59?

WOYCHUK: Yeah.

DOYLE: Okay, and you don't recall where physically they were when you ah, when you came up on the scene?

WOYCHUK: Where the two of them were?

DOYLE: Where the two of them were?

WOYCHUK: No, I don't recall.

DOYLE: Okay. Um, when you arrived at the scene were there any other emergency vehicles other than Police there?

WOYCHUK: Nothing that I recall.

DOYLE: Okay.

WOYCHUK: I'm not a hundred percent sure, or not though. To be honest with you.

DOYLE: No, that's fine. Now, do you recall Constable PEDERSEN arriving?

WOYCHUK: I recall, I recall that she was there, and I don't recall what time she arrived.

DOYLE: Okay.

WOYCHUK: Or to be honest with you, I don't recall if I re-recall her being there when I was there, or if I recall her being there when I went home. Cause I was on overtime. So, I don't even, I'm not even a hundred percent sure if I recall her being there before I had left to the office with the accused...

DOYLE: Right.

WOYCHUK: ...or if I just recall her being there when I was driving home in my

personal vehicle. Which would have been at 11 o'clock.

DOYLE: Okay. No, that's no problem. Um, getting back to your notes. Um, you've indicated in your notes that at ah, ah, 7:22 you arrived at the scene, and at 7:42 was when Chief BAKEMA brought the accused to you.

WOYCHUK: Ahm.

DOYLE: Now um, are those your again, you just, you commented about ah, some suggestions about note development from...

WOYCHUK: Right.

DOYLE: ...Chief BAKEMA. Are those times, the times you would have gotten off the Call Sheet?

WOYCHUK: Not the time he would have brought him to me, no. I don't, I honestly, I don't know where he got that time from. Where he brought him to me, at my vehicle.

DOYLE: Okay.

WOYCHUK: That would not be on the Call Sheet.

DOYLE: Okay.

WOYCHUK: What would be on the Call Sheet is when I, the call came in, when I booked into a unit, and when I booked on at the scene.

DOYLE: Okay.

WOYCHUK: And I guess I see where the discrepancy is there, but I honestly, I don't, I honestly don't recall, and I don't recall if it was just through maybe discussion with people at the office, or cause ah, Harry was there when I was making my notes I don't recall if he told me what time he brought him, or I don't recall if...

DOYLE: Okay, when you, when you, your recollection of your note development, do you um, did you use anymore notes for reference?

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When you were writing?

WOYCHUK: Um, I don't recall. I know I, I never copied anybody's notes, I guess. I don't know if, I don't recall exactly if I was, if I had looked at people's notes. Like, I think I did see Harry's notes, there. But I don't recall. I know I didn't copy notes. I was never into copying notes. I don't know maybe if I were to get a time off that, or I don't.....

DOYLE: No, okay....

WOYCHUK:cause that time wouldn't have been on a Call Intake Sheet, of when he brought him. That wouldn't be something I would voice over the radio.

DOYLE: Fair enough. Fair enough.

WOYCHUK: More so for stuff coming on the radio would be, like I mentioned before, would be like for different scenes like times two trucks arrive, ambulance, East St. Paul Fire, licence plates of vehicles, or just stuff that I don't have time to write down, that I want recorded.

DOYLE: Ahm.

WOYCHUK: Cause it might be something, or might not.

DOYLE: Right.

WOYCHUK: So.....

DOYLE: Now, through our discussions and ah, and obviously your ah, your ah, um, recollections of that, that day which is a year and a half ago now.

WOYCHUK: Yeah.

DOYLE: Um, best describe to me um, when you arrived at the scene what you did?

WOYCHUK: Okay, when I got to the scene, I guess, the first thing I did, I parked my vehicle and then I mentioned I don't, I honestly don't remember if I had first of all put out the traffic cones, for traffic. Like for the north bound vehicles, or if Chief BAKEMA brought the accused to my

vehicle, so...

DOYLE: So, taking consideration, taking into consideration of the notes you've made, and your, your recollection of the events. What would you say would have happened first?

WOYCHUK: Well, judging by my notes I guess, I would have put out the traffic cones first.

DOYLE: Okay.

WOYCHUK: And then, Chief BAKEMA would have brought the accused to the vehicle. (Pause) That's not exactly what I, like I don't recall that exactly in that order, but that's judging by my notes and the times that are on there, that would have been the order it would have went in.

DOYLE: And you're confident in the, in the notes that you made, that they're accurate?

WOYCHUK: Well, I'm confident that my notes are accurate, yeah I'm not, like I said for that one time that when Chief BAKEMA brought him to me, I don't know where I got that time from. Whether it was through discussion with someone at the office, or I don't recall exactly where that one specific time came from.

DOYLE: Okay.

WOYCHUK: The time I booked down would have been from the Call Intake Sheet. The time the call came would have been.....

DOYLE: Okay.

WOYCHUK: ...logged.

DOYLE: Right. So um, using your notes as a, as a, as a reference. Um, you arrived at the scene at 7:22, and Chief BAKEMA brings the accused Harvey ZENK to you by the time noted on your notes, at, at 7:42. During that twenty minutes, did you observe Constable GRAHAM, Chief BAKEMA in conversations ah, interactions with, with the accused at all?

WOYCHUK: No, I don't recall. No, I don't recall seeing that at all.

DOYLE: Okay. (Pause) Were you directed at anytime to put a particular, um time in your notes? By anyone?

WOYCHUK: Not that I recall, but by the, I don't know where that one time came from, where he brought him to me.

DOYLE: Okay.

WOYCHUK: I can't explain that one, I don't.....

DOYLE: But can you say if you were directed by someone or not?

WOYCHUK: I can say yeah, no I don't. I wasn't directed.

DOYLE: You were not directed?

WOYCHUK: I was not directed for that time in.

DOYLE: Okay.

WOYCHUK: And I guess that time could have, it could have been just a time I had time I'd remembered myself too.

DOYLE: Okay. Did you place the accused Harvey ZENK in the back of your police car? Or did Chief BAKEMA?

WOYCHUK: Chief BAKEMA.

DOYLE: And at which, which side? The drivers back....?

WOYCHUK: I believe it was the drivers.

DOYLE: Okay.

WOYCHUK: Um, I believe it was the driver's side, but he was, when he was in my vehicle he was sitting on the passenger side, so I don't know if he moved over, but I believe he went through on the driver's side.

DOYLE: Okay, and your car remained in the same position?

WOYCHUK: That's correct.

DOYLE: Through that period?

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WOYCHUK: I believe I, I did move it at one point just over a couple of feet, because there was vehicles coming and I could see that they're...a few vehicles locked up there brakes, and I was concerned that I was gonna get rear ended. So, I do believe that I did move it at one point over a little bit.

DOYLE: But the general location...

WOYCHUK: The general location...

DOYLE: ...and position...

WOYCHUK: Yeah.

DOYLE: And direction your vehicle was pointed was consistent from the time you arrived....

WOYCHUK: Yes.

DOYLE: ...to the time you left?

WOYCHUK: Yeah. It would just been a matter of moving it over a couple of feet. Maybe pulling up and backing in at a little different of an angle, or...

DOYLE: Okay. Do you recall from where or which direction Chief BAKEMA would have brought the accused Harvey ZENK to your vehicle?

WOYCHUK: I believe he brought him, he was walking north with him. So he brought him from the south.

DOYLE: Okay.

WOYCHUK: I was basically on the north end of the accident. I believe all the, most of the vehicles, or all the vehicles were either parallel to me or south of me.

DOYLE: Okay, so um, have you, because of the direction BAKEMA came with ZENK um, what, do you have any feelings or have you drawn any conclusions of where he was coming from?

WOYCHUK: Um, I guess he ah, my only conclusion, which I don't...just my, what I think. He probably was coming from where his, ZENKS vehicle was parked.

DOYLE: Okay.

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WOYCHUK: Which was further down the road in the ditch.

(Long Pause)

DOYLE: And when Chief BAKEMA brought Harvey ZENK to you, what did he tell you in relation to the accused?

WOYCHUK: Um, he mentioned to me that he was gonna put him in my vehicle, and after he was in there he mentioned that there could be alcohol involved, or he could be impaired. And I believe he mentioned to me too that he was W.P.S. member.

DOYLE: Okay, was there any discussion as to the next step in, in this scene management, or investigation?

WOYCHUK: If there, there would have been discussion on what he wants me to do, and the direction was don't do anything.

DOYLE: And that was his direction?

WOYCHUK: That was his direction. Not to do anything. Keep him in the vehicle.

DOYLE: Okay.

WOYCHUK: And that Sargent CARTER would be called to the scene.

DOYLE: Okay, do you recall any conversations between yourself and ah, maybe Constable GRAHAM or Chief BAKEMA in relation to, um medical attention for Harvey ZENK?

WOYCHUK: I believe that maybe there was, just out of recollection, I believe that maybe after, cause he did refuse medical treatment. When we first put him in there, it might have been to keep him, that medical, there might have been a comment made that medic-, the ambulance is on the way and they'll, they will see him. And then after the ambulance arrived, he refused medical treatment. He signed his waiver form, and there might have been ah, Harry might have come over and asked me what happened, and might have told him that he refused medical treatment. I don't recall for sure.

DOYLE: Oh, okay.

WOYCHUK: But I believe he would have been, he probably would have come over

and asked what happened or....

DOYLE: Okay, do you recall how the ambulance attendants knew to attend to your vehicle?

WOYCHUK: (Pause) Ah, not for certain. I don't recall if I waved them over, or if someone pointed them in the direction of my vehicle.

DOYLE: Okay.

(Long Pause)

DOYLE: Was there any talk after, I mean, the scenes cleared um, you know, ah Sargent CARTER'S dealt with the accused ah, ah, even into the evening that you developed your notes ah, was there any talk um, or did you hear any discussions about um, if the accused had been seen by anyone else, or was located in ah, perhaps another vehicle, or attended to by someone else?

WOYCHUK: Um, nothing about being in another vehicle, no. There was ah, the only, I guess, the only thing I really knew was that when the accident occurred before we arrived that the accused walked up to the vehicle looked and then when back to his vehicle. I know,.....

DOYLE: And you've learned that how?

WOYCHUK: I heard, probably through discussion and probably in through the report. I believe it's in the report somewhere, too.

DOYLE: Okay.

WOYCHUK: But I do recall hearing that too, I don't recall who it came from, but just regular discussion you know, and...

DOYLE: Okay.

WOYCHUK: But I don't recall anything, of being another vehicle, no.

DOYLE: Okay, and again I want to ask that the, the time, the times you've written in your notes. Are they your times, and are they accurate?

WOYCHUK: Well, I'd say except for that one time, which I'm told you that I don't recall how I got that time, whether it was through a discussion or

through just my own recollection. The other times are accurate. And they would have been through the Call Intake Sheet that was brought in, or supplied to us.

DOYLE: Do you recall um, when the East St. Paul Fire Crew arrived?

WOYCHUK: Um, I don't recall a time, I guess, off hand.

DOYLE: Not time, but do you recall them arriving?

WOYCHUK: (Pause) I re-, I think I recall them being there, and I'm not try-, like I understand that, you know, I'm not, that's a lot of I don't recall, but it was over a year ago, almost a year and a half ago, so...I believe I recall them being there. I don't recall having a conversation with any of them, myself.

DOYLE: Do you have, do you recall observing um, the crew working on ah, on the deceased vehicle?

WOYCHUK: Yeah, I recall them extracting.

DOYLE: Okay.

WOYCHUK: Yeah.

DOYLE: When they were extracting, do you know if Chief BAKEMA had already brought Harvey ZENK to you?

WOYCHUK: I believe he did, yeah. I believe he was in the vehicle. (Pause) I'm not certain now or not.

DOYLE: Okay, are there any other um, um, from your memory, are there any other um, significant events, conversations um, things you observe at that scene? Anything else significant um, that you recall happening?

WOYCHUK: Not really, nothing I don't think I've discussed with you, like... I guess like....

DOYLE: And it doesn't have to be specific about yourself...

WOYCHUK: Yeah.

DOYLE: ...or conversations you had, but something you may have observed ah, particular people, um...?

WOYCHUK: No to be honest with you, you know what, I think that I was kind of in my own little area there. Like I wasn't, like I guess it was something I've never seen before, so I don't know if I was.....just kind of, I don't know how to describe it, but just, it was knew to me, so I don't. I wasn't really paying attention to everybody else around. I was kind of paying attention, a lot of my time was spent on watching traffic coming from north bound on Lagimodiere or 59. Um, like I was in and out of the vehicle quite a few times, I recall, maybe five to ten times. I was in and out. I was watching vehicles lock their brakes up and...

DOYLE: Okay um, do you recall when you got to the scene if um, any ambulance crews were there?

WOYCHUK: I'd like hmm, it's hard, no I don't recall. I'm not sure if they were or not. They could have been, and they might not have been.

DOYLE: Um, do you recall if, and I'm just drawing on some of my experiences with, with accident scenes and, and ah, scene management. Do you recall at any time, if um, um, the policeman that were there um, gathered to develop any sort of plan of action?

WOYCHUK: Not, nothing involving me, really.

DOYLE: Okay. Did you note that any other um, um, policeman were to, I guess the only other policeman there would have been...

WOYCHUK: There was a, actually now, there was a Winnipeg cop that came there. I don't know who it was. I believe it was his, possibly his wife that was in one of the vehicles.

DOYLE: Okay.

WOYCHUK: The green vehicle. I can't remember the name. I should know it.

DOYLE: You spoke with him?

WOYCHUK: I believe, no I didn't. I believe, he either spoke to Ken or Harry. I recall that, I don't recall at what point in time it was. I think that word just got back through Winnipeg that his wife was involved then, I think she phoned him actually.

DOYLE: Okay, and you know this because?

WOYCHUK: Just through conversation, I believe. But I don't, I don't recall who it was. I think it was a Sargent, like...

DOYLE: Okay, um...

WOYCHUK: I think that was there relationship. I think that was his wife that was driving the green vehicle. That would have been first in line at the intersection, at the red light.

DOYLE: Okay, fair enough. Um, and when he, do, did you see him physically?

WOYCHUK: Yeah, I recall seeing him there, yeah.

DOYLE: Was he in uniform?

WOYCHUK: I think he was in uniform, but I think he pulled up in a personal vehicle.

DOYLE: Okay, ah...

WOYCHUK: Or an unmarked maybe. I'm not a hundred percent sure on that either, sorry.

DOYLE: No, no that's fine. Um, and in the goings on, during that time um, where did you observe him from?

WOYCHUK: I think he was somewhere in behind me.

DOYLE: Okay.

WOYCHUK: He had pulled up somewhere in the north bound traffic.

DOYLE: Okay, and um, what were you doing at the time when he came on the scene?

WOYCHUK: I think I was sitting in my vehicle, or I was maybe out with traffic.

DOYLE: Okay, do you recall if ah, um, the accused was in your vehicle yet?

WOYCHUK: Yeah, I believe he was. I think he came, I think it was a little bit later when he came up, I think. I think it was his wife, and I think I had heard that she had phoned him, and mentioned it. Said that she was in an accident. He came out to check on her while helping, or whatever it was.

DOYLE: Okay.

WOYCHUK: And I don't recall if he talked, spoke to Ken, Harry or to his wife, or if his wife was even at the scene. (Pause) If I heard the name I'd recognize it, but I don't know.

DOYLE: Would you, would you recall if the um, um, attempts by East St. Paul were still going on to get the lady out of the car at the same time as that gentleman?

WOYCHUK: I don't recall, at that point.

DOYLE: Okay. (Pause) Did you at all speak with a off-duty Winnipeg fireman, at the scene?

WOYCHUK: I don't recall.

(Pause)

DOYLE: So, from, from, from our discussion and obviously the statement you pr-, provided before and your recollections of the events um, again is this, is, are the times associated with your notes um, accurate enough in the way that you, you recall the events happening at that time?

WOYCHUK: Yes.

DOYLE: Okay. And any discrepancy, what can you contribute any discrepancy um, or inconsistency between um, your notes and the statement, and the statements you've provided. What, what would you account for that?

WOYCHUK: Um, probably just poor note taking to start with. I should have been taking notes at the scene. Inexperience. Maybe being tired. I did work a night shift. Maybe that contributed to it. Um, or it could just be if I had a conversation I don't know where, like I don't know where I got that one time from. It wouldn't come from a Call Intake Sheet, so...but I don't recall any direction on, to put that time down, or..

DOYLE: Okay, is there anything else you, you'd like to add Jason.

WOYCHUK: No.

DOYLE: Okay. Ah, the time now is 11:29 and we'll ah, we'll end the interview with ah, Constable Jason WOYCHUK. Thank you Jason.

WOYCHUK: Right.

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Concluded

Todd DOYLE, Constable
RCMP Winnipeg- CROPS

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