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Number ID	Category	Reason
130	T	
Cst. Peter GOSSE	P	
Joe SMYTH	P	

Digital Recording
File:

STATEMENT OF: Joe Smyth

INTERVIEWED BY: Cst. Peter Gosse
November 9, 2016 commencing at 11:56 hrs

1

2 **Gosse:** Okay, today's date – it's the, ah, ninth of November, 2016. The current
3 time is 11:56 a.m. My name is Constable Peter Gosse. I'm with the
4 RCMP Major Crime Unit here in St. John's, Newfoundland. I'm currently
5 sitting outside of the RCMP headquarters, ah, with, ah, Joe Smyth. Ah,
6 we're in an unmarked, ah, Royal Newfoundland Constabulary car. Good
7 day Joe, ah...

8 **Smyth:** Good day. Joe Smyth, ah, Royal Newfoundland Constabulary, currently
9 assigned Traffic Services Section.

10 **Gosse:** Perfect. Okay, Joe, what I've asked you to come down and, ah, talk to me
11 about this morning is yesterday, ah, sometime yesterday afternoon, the
12 RCMP here in, ah, Major Crime Unit received a anonymous letter. Um,
13 the, ah, the author of the, ah, letter is unknown and, of course, as part of
14 our – our duties is we're trying to a, determine who wrote the letter and
15 we're also trying to, ah, verify its contents whether refute it as truth or as it
16 being accurate or not so without, ah, I don't have the letter here with me
17 but the, ah, the letter basically states, ah, Joe that, ah, whoever wrote this
18 letter, um, makes it clear that he was at the scene the day Mr. Dunphy
19 was, ah, was shot in Mitchell's Brook and basically I – I'm – I'm simply
20 trying to, ah, get it from you firsthand, Joe, um, if you have any recollection
21 whatsoever that day of anybody else being at the scene.

22 **Smyth:** No, there was absolutely nobody else at that scene. While I wish that was
23 not the case, there was not.

24 **Gosse:** Okay. Um...

1 **Smyth:** While I gave the house a cursory, ah, clearing, there was nothing to
2 suggest there was anybody else in the house.

3 **Gosse:** Okay. So the letter, um, it states that, ah, this person or whoever it is,
4 male or female, like I said it's anonymous, ah, mas – basically (ringtone
5 sounds) makes – makes reference to, um, the fact that he was there or
6 she was there, and there are some references in the letter to the
7 possibility that you may have seen this person. Any of that ring a bell to
8 you Mr. Smyth?

9 **Smyth:** No.

10 **Gosse:** No.

11 **Smyth:** I didn't see anybody. They alleging they were in the house?

12 **Gosse:** No, they're alleging they were on the property.

13 **Smyth:** No, I didn't anybody on the property. Ah, I didn't see anybody within the
14 proximity of the property until after the shooting, and I only ever saw
15 people drive down the road.

16 **Gosse:** Okay.

17 **Smyth:** There were some cars that had – were driving slowly. Ah, you know, I
18 suspected at that time and – and I still don't really know if it's true, at the
19 time I thought they had probably heard the gunshots and were, you know,
20 curious at the very least as to what was going on and I had, I believe at
21 that point, activated the, ah, emergency lights on – on my vehicle, so that
22 would have probably drawn some attention, but those people never even
23 got out of their vehicle, and that was after the incident. At no point in time
24 did I see anybody else on the property or in his home other than Mr.
25 Dunphy.

26 **Gosse:** Okay. Do you ever recall seeing, ah, anybody in the water regards to
27 being in a boat. Did you see any activity, ah, in – in the harbour I guess,

1 ah, in front of Mr. Dunphy's or anywhere surrounding Mitchell's – Mitchell's
2 Brook area that morning that you can recall?

3 **Smyth:** Ah, I don't recall anything, any activity in the water. (Ringtone sounds).
4 Ah, I probably, um, wouldn't have necessarily taken note of that if there
5 was as in a boat.

6 **Gosse:** Um-hum.

7 **Smyth:** If there was a person in the water I certainly would have...

8 **Gosse:** Sure.

9 **Smyth:** ...ah, would have called the Coast Guard but because it was April and it
10 was cold.

11 **Gosse:** It was cold.

12 **Smyth:** It was very windy, ah, I – I got kind of a recollection of whitecaps here
13 because it – at, ah, one point in time I pulled over on the side of the road
14 even when I was trying to find the, ah, the residence and, ah, I – I recall
15 the water being pretty rough.

16 **Gosse:** Okay.

17 **Smyth:** I – so I probably would have even remembered a boat there but...

18 **Gosse:** And why I'm asking you that Joe is because again in the – in this letter, ah,
19 there was some reference that this person, ah, would attend Mr. Dunphy's
20 and he attended by boat, and that's why, ah, I'm just, you know, asking
21 you the question simply to see if there's anything that, ah, jogs your
22 memory to, ah, Mr., ah, Dunphy's that morning regarding anybody in a
23 boat or anybody for that matter on the – on the Dunphy property.

24 **Smyth:** Nothing.

25 **Gosse:** Nothing. Okay.

- 1 **Smyth:** Not...
- 2 **Gosse:** There's nothing else you can add or you think of or...
- 3 **Smyth:** Absolutely not.
- 4 **Gosse:** Okay.
- 5 **Smyth:** I – I wo – as you can probably appreciate, I have questions. I don't know
6 if you can answer them or not.
- 7 **Gosse:** In relation to...
- 8 **Smyth:** To that – to that (unintel).
- 9 **Gosse:** Sure, I mean, you can ask me.
- 10 **Smyth:** Yeah.
- 11 **Gosse:** I don't know if I can answer them or not for you, but I'll...
- 12 **Smyth:** Ah, that – well, it's just bizarre but, ah, I can't – maybe they're not even
13 questions as much as they are comments. I ca – I can't even imagine why
14 somebody would want to send an anonymous letter to state that if that
15 was –if...
- 16 **Gosse:** And that's (unintel)...
- 17 **Smyth:** If they honestly believe – if they believe that 'cause I can only tell you that
18 whoever is writing it is either a, lying or they – they actually believe what
19 they're saying and it's a manufactured memory. Um, I just can't imagine e
20 – in either scenario why you would – well, I guess if you're lying maybe
21 you – you want to be anonymous, but I just – why would you write that and
22 be anonymous? I don't...
- 23 **Gosse:** Sure.
- 24 **Smyth:** I can't (unintel).

1 **Gosse:** And that's where we are with this Mr. Smyth. I mean, we're – we're – we
2 basically have this letter, it's anonymous, and we're basically looking into
3 every avenue, ah, possible in relation to either verifying what's in the letter
4 or refuting what's in it. We're just – we're – we're picking it apart and –
5 and we're talking to everybody that we can possibly talk to – to, you know,
6 try to get to the – the truth of the letter and to find out who the author is.
7 Do you understand?

8 **Smyth:** Is it handwritten?

9 **Gosse:** It is handwritten.

10 **Smyth:** Have you, you know, I guess through the investigation have you identified
11 anybody that historically (ringtone sounds) did attend his house by boat?

12 **Gosse:** We're looking into every avenue. Okay?

13 **Smyth:** Hmm.

14 **Gosse:** So that's, you know, that's basically what I wanted to ask you this
15 morning. Ah, it would be unfair not to ask you if you remembered seeing
16 anybody there.

17 **Smyth:** Yeah.

18 **Gosse:** And if anything regarding to a boat would, ah, would jog your memory so
19 I...

20 **Smyth:** Do they make...

21 **Gosse:** ...don't have any...

22 **Smyth:** Do they make any allegations in the letter of any other observations that
23 would – that would – ya – you – I mean, 'cause I think in light of the fact
24 that the reports haven't been released, I would think that if they made
25 allegations, at least specific ones, that I would hope you'd be able to

1 probably refute based on, at the very least, the forensic evidence. I
2 realize my statement is only my statement but, ah, ah...

3 **Gosse:** Yeah, every avenue is being looked to, I can reassure you that Mr. Smyth
4 and, ah, I mean, to—today's interview with you is just to simply to give you
5 the opportunity to – to, ah, so I could ask you those questions and, I
6 mean, you've answered them to – to your best of your knowledge and...

7 **Smyth:** Right.

8 **Gosse:** ...that's the only questions I have for you right now regarding this so.

9 **Smyth:** And you can't disclose to me what...

10 **Gosse:** What's in the letter.

11 **Smyth:** ...any more details.

12 **Gosse:** No, I can't at this...

13 **Smyth:** Okay.

14 **Gosse:** ...time, no. All right?

15 **Smyth:** Okay.

16 **Gosse:** All right, so I'm going to end the interview with Mr. Smyth right now. Ah,
17 current time is, ah, 12:04 p.m. Thanks for your time.

18 **Smyth:** Thank you.

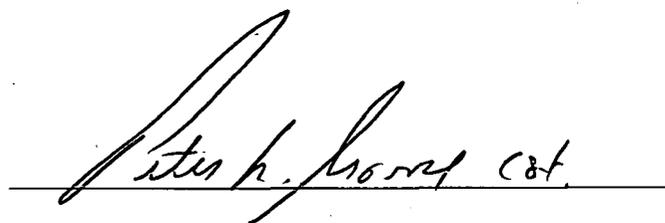
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A handwritten signature in black ink, reading "Peter H. Gosse Cst.", is written over a horizontal line. The signature is cursive and somewhat stylized.

Cst. Peter Gosse

1

2 *Transcribed by: Donna Evans*

3 *2016-11-15 (Transcribed statement provided to investigator)*

4 *Proofread by:* "I, Cst. Peter GOSSE have proofed this statement on Thursday November
5 17th 2016 and confirm same to be a true version of the digital audio
6 recording of Joe SMYTH obtained by me on November 9th 2016.

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