

JUN/17/2015/WED 11:21 AM

FAX No.

P. 001

SIMMONDS+PARTNERSDEFENCE

Robert E. Simmonds, QC (Ret.) + Rosellen Sullivan + Erin K. Breen + Michael N.R. King + Jeremy D. de Jong

TO: Premier Paul Davis **DATE:** Wednesday, June 17, 2015
COMPANY: Government of Newfoundland and Labrador **FAX #** 729-5875
FROM: Erin Breen **RE:** Meghan Dunphy

We are transmitting 2 page(s), including this cover page.

ORIGINAL: Held on File Follow by Mail Follow by Courier

MESSAGE

Dear Premier Davis:

Please see the attached correspondence.

Thank you,


ERIN BREEN

SIMMONDS+PARTNERSDEFENCE

Robert E. Simmonds, QC (Ret.) + Rosellen Sullivan + Erin K. Breen + Michael N.R. King + Jeremy D. de Jong

June 17, 2015

Premier Paul Davis
Government of Newfoundland and Labrador
Confederation Building, East Block
St. John's, NL
Via Facsimile: [REDACTED] 875

Dear Premier Davis:

I write to you on behalf of my client Ms. Meghan Dunphy. As you are likely aware, Ms. Dunphy is the daughter of Mr. Donald Dunphy who was shot and killed in his home in Mitchell's Brook on April 5, 2015 by a member of the Royal Newfoundland Constabulary.

Ms. Dunphy has repeatedly requested that an outside force be brought in to investigate her father's sudden death as well as to take over the criminal investigation. Her requests have been made both to Minister King as well as Assistant Commissioner Tracey Hardy of the Royal Canadian Mounted Police. Her requests have been denied. Ms. Dunphy made these requests after discovering serious problems with the investigation. I have reviewed her concerns thoroughly and in my opinion they are completely valid. I am well familiar with the evidence and findings of the Lamer Inquiry and I do not make this statement lightly.

Ms. Dunphy has no faith in the ongoing investigation. When her full story is made known as to what has occurred to date during the course of this investigation I believe that the public of Newfoundland and Labrador will share her concerns.

I am requesting to meet with you regarding this matter as I believe that all parties involved desire and deserve a thorough and objective investigation so that the results will be trustworthy. I feel that the only way that may occur is for the RCMP to step away from the investigation and for an out of province force to take over. The presence of an independent observer is insufficient and cannot remedy basic investigative problems.

Yours truly,



ERIN BREEN
PARTNER

E-mail Message

From: Evans, Catherine [EX:/O=PSNL/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=CATHERINEEVANS]
To: Premier, [SMTP:premier@[REDACTED], Stewart, Rhonda [SMTP:rhondas@[REDACTED], Connors, Madonna [SMTP:madonnaconnors@gov.nl.ca]
Cc:
Sent: 8/11/2015 at 11:45 AM
Received: 8/11/2015 at 11:45 AM
Subject: Emailing: Ms. Erin Breen.pdf

Attachments: Ms. Erin Breen.pdf

Your message is ready to be sent with the following file or link attachments:

Ms. Erin Breen.pdf

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Government of Newfoundland and Labrador
Office of the Premier

August 10, 2015

Ms. Erin Breen
Simmonds + Partners Defence
Suite 300
233 Duckworth Street
St. John's, NL A1C 1G8

Dear Ms. Breen:

Re: RCMP Investigation into the Death of Donald Dunphy

I acknowledge receipt of your letter dated June 17, 2015 in which you expressed concern with the RCMP investigation into the death of Donald Dunphy and offered the opinion that the RCMP should step away from the investigation and that an out of province force take over.

I can assure you that the Provincial Government takes the administration of justice in Newfoundland and Labrador very seriously and acknowledge the importance of public confidence in all aspects of the justice system, including policing. That said, it is not appropriate for me to become directly involved in or interfere with an ongoing police investigation. It is well established that the police must be given the authority to operate free from the control of the executive branch of government in conducting a criminal investigation.

I have every confidence in the RCMP's ability to conduct a thorough and objective investigation into this matter and would encourage you to maintain an open dialogue with them and retired Justice Riche to ensure that your client's concerns are brought to their attention.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Davis".

PAUL DAVIS
Premier

c. Minister of Justice and Public Safety
Assistant Commissioner Tracy Hardy