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TILLER, Rod	P	

Supplementary Occurrence Report

RCMP-GRC , B Division

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Occurrence: **2015376186 Pointing a firearm 87(2) CC (FIP) @2015/04/05 14:28**

Author: #000042906 TILLER, R.

Report time: 2015/04/05 21:32

Entered by: #000042906 TILLER, R.

Entered time: 2015/04/05 21:32

Remarks:

Folder 037 - Notes of S/Sgt Tiller

Report:

2015-04-05

2:43 PM - At home received a call from Cpl. Trevor O'Keefe who is on shift, advised that an RNC member following up on a threat on the Premier was involved in a shooting in the Mount Carmel area appears that one male is deceased. Writer advised Cpl. O'Keefe to attend scene ASAP - contain the scene - seize the members firearm and other use of force equipment.

Immediately advised DPO Jamie Zettler by phone. Discussion in regards to getting MCU / FIS involved - scene containment.

Contacted Telecoms asked for MCU member on call, was put onto Sgt. Jaques Morneau as OCC advised that is only on call member. Morneau advised to contact Sgt. Kent Osmond.

Contacted Sgt. Kent Osmond by phone, briefed on the matter, he advised that he will get a team together and attend to assist.

3:01 Called Cpl. Shawn Seward, briefed on matter, requested he attend office to assist.

3:13 enroute to Detachment called both GIS members on cell, no answer. Contacted OCC, requested they contact both members, message to call me on cell. Received a call from both within minutes, briefed and requested they attend to assist.

Cpl. O'Keefe called and advised that he was at scene - he had contacted FIS and they would be attending. He advised that the RNC member appears to be physically OK, firearm seized.

3:38 PM Spoke with the DPO again by phone updated him.

3:47 PM spoke to O'Keefe again, he advised that he had spoken with the daughter of the victim, Meghan Dunphy and gave her brief details. There did not appear to be any significant concerns. Noted Megan's contact # as [REDACTED] 682. He advised that the member involved is Sgt. Joe Smyth and the deceased is Donald Dumphy - approx 60 years of age. Advised that we would like to get Smyth back to the office here at Holyrood Detachment. He also advised that the residence contained a significant number of cats inside the house, body present. Also noted a grow operation of weed.

3:59 PM. Updated Sgt. Kent Osmond MCU.. He was enroute with his team.

4:00 PM. Contacted Sgt. Chris Saunders FIS - confirmed attendance, discussed cat issue. Suggested we will have to contain the scene and protect from cats.

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Matter discussed with Cpl. Dion Foote, he agreed to attend scene - inside house with body to ensure security.

4:15 PM.. Acting Insp. Adams and S/Sgt. Reg Tilley of RNC Street Patrol unit attended Holyrood Det. advised they are present only for support for Sgt. Smyth - would like to see him - offer their support - not to interfere with the investigation. Also provided contact info for SPCA in St. John's.. Noted number of [REDACTED] 301..

4:45 PM.. Sgt. Smyth attended Holyrood Detachment, immediately brought him to an office upstairs, let him speak with the two RNC support staff. Sgt. Kent Osmond was advised of same.

5:02 PM. was advised by RNC that Christine from SPCA can be contacted by cell at [REDACTED] 397.. Same passed onto Cpl. O'Keefe for follow up..

5:15 PM. met with MCU Team at Det.. as well as Foote, Galway, Seward and briefly discussed this matter. Notes taken by Sgt. Kent Osmond of MCU - tasks assigned - Autopsy, exhibit control, scene control, ME1, interviews, neighborhood inquiries etc..

6:51 PM. received a call from Health Canada for S/Sgt. Steve Conohan inquired with them regarding any Marihuana Licenses issued to the deceased. Was advised that a Licence was issued for deceased in August 3, 2013 for both possession and production of marihuana and is still valid as of today's date. Note the permit has maximum quantities of 20 plants, possession of 120 grams with a maximum storage of 900 grams.

7:10 PM advance message forwarded but as directed by CROPS only sent to CROPS Officer, S/Sgt. Chris Fitzgerald, DPO East, OPS Support Officer and Sgt. Kent Osmond.

7:50 PM. S/Sgt. Steve Conohan advised of the Marihuana Licence Information.

Continued shift in completion of notes, getting resources in line with scene containment.

Midnight - shift completion.

SUI

2015-04-06

0740 AM.. spoke with Sgt. Greg Hicks - noted that he was doing radio interview at 0805 hours..

0800 AM. spoke with Cpl. Trevor O'Keefe whom is on site at scene - update all is well.

0810 AM.. spoke with Cpl. Seward, note that Autopsy was delayed till 11 AM this morning.

0830 AM. updated Supt. Zettler.

1:30 PM. Teleconference with DPO, CROPS, Major Crime et al - updates with respect to investigation. Follow up with Press Release and ensuring that Megan Dunphy is aware of the Press Release via Cst. John Galway.

5:00 PM a number of calls made to Mayor of Mount Carmel, finally made contact by phone. Separate task set up for same. See that task for full details.

SUI

2015-04-07

AM.. Received a call from Cpl. Seward who was at the Autopsy, advised that the medical examiner wanted to obtain all medications at the scene. Requested dayshift member to attend, Cst. Cox.. Given the circumstances, accompanied Cst. Cox with this task.

1004 AM. At scene, present when Cst. Cox obtained 2 exhibit bags of medication bottles etc.. Much was in an ice cream container near the chair where victim was shot - other on top of the fridge and other was in and about both areas.

1035 AM. Left scene

1130 AM. Entered the main locker to remove keys for the police vehicle parked at that scene. Same was requested by the lead investigator and note that the main exhibit custodian was not available.

1158 AM. Keys provided to Cpl. Doug Noel - RCMP member part of the Premiers Detail.

1200 AM.. Teleconference with CROPS / DPO / MCU etc.. update on file.

SUI

2015-04-08

9:00 AM. Was advised that a re-enactment will take place at the scene.

9:45 AM. Accompanied Cst. John Galway to residence of Megan Dunphy. Intent was to request the keys to residence and consent for investigators to attend. Conversation went on for estimate 20 minutes. Cst. Galway took the lead in conversation, note that she is very interested in getting the whole story at some point - of great concern to her. She did acknowledge that her father does have a temper, and in her words can go from calm demeanor to high level when there is something he does not like. When he decides your out of the residence, you will know it is time to leave. She noted that he escorted her out of the residence by the arm a number of times. She continues to be confused about the circumstances. She also noted that she will be getting a lawyer to assist her with this matter. She apologized for same and advised that it is nothing to do with us - suggesting the members present. She advised that she does not know where to start with such a matter. She was aware that she can withdraw consent for us to be in the house at any time.

10:46 AM. Email from Supt. Zettler advising that Retired Justice David Rich has been appointed as an Independent Observer to this file - to advise Megan of same. Same passed onto Cst. Galway to advise Megan Dunphy of same.

11:10 AM. Present when Cst. Galway contacted Megan Dunphy by phone and advised her of same. Email to Supt Zettler confirming that Megan Dunphy has been advised of same.

5:00 PM. At approximately this noted time, Supt. Zettler contacted me by phone - requested that I follow up with determining what support resources are available within Holyrood Det. area that Megan Dunphy may avail of. Advised that will follow up in the AM..

6:00 PM. Received a call call from Sgt. Kent Osmond - MCU advising that he will be meeting with the Lawyer this evening and requested my attendance - 8:15 PM at HQ.. Intent was to discuss the case with lawyer Breen and Megan Dunphy.. Note that Cst. Galway was the main contact with Dunphy but he was not available this evening.

7:45 PM. attended HQ - met with MCU members. During this meet determined that the Lead Investigator was also tasked with the identification of resources available for support.

8:15 Met with Sgt. Osmond, Lawyer Breen, Megan Dunphy and her common law spouse. The meet was video taped - significant amount of disclosure made. Details as per tape interview.

SUI

2015-04-09

1130 AM. Spoke with Kristy at SPCA. SPCA still willing to help and waiting direction. She was provided Megan Dunphy's cell number as consented to by Megan. Also she requested that Press Release be completed - advised her that I will pass onto lead investigator. She will be talking with and working with Megan with respect to the cat removal process.

1:09 PM. Above noted passed onto Cpl. Steve Burke for assignment of task.

1:51 PM. Spoke with Karen Mckay in relation to Critical Incident Stress Debrief - see task associated with same for details.

3:36 PM. Sent an email to Megan Dunphy advising her of SPCA wanting to do a Press Release. The email is as follows:

"megan - this is Rod Tiller - I know you are very busy today but I wanted to let you know that the SPCA likely will be doing a press release about working with your fathers cats. I am not sure what they will say but I just wanted to let you know. Any questions - you can let me know. Very sorry to bother you today but wanted to let you know. Get in touch with me if you have any concerns. Tks"

11:36 PM Received a return text from Megan Dunphy as follows:

"Thanks for the heads up! Do you know if they were there today. I heard there was a van there. I also had some missed calls so I figured it may be from spca. I'll get in touch with you tomorrow afternoon. Thanks again."

3:53 PM. Received an email from Cpl. Steve Burke as follows:

"S/Sgt. TILLER

Can you forward the contact information for victim services to Meghan?

thanks,

Steve"

Note that the attachment to the email notes Anita [REDACTED] as the contact.

5:45 PM Email from Sgt. Kent Osmond MCU as follows:

"Rod,

Insp CAHILL and Supt Jason SHEPPARD (RNC) wish to visit scene first thing tomorrow morning....perhaps pre- 8 AM

Can you contact Ms DUNPHY for permission and to get the keys please?

I will leave it up to you to liaise with Pat for pick-up of the keys etc

Thanks

Kent

Kent Osmond (Sgt)
NCO i/c Major Crime Unit
St John's, NL
Office: [REDACTED]
Cell: [REDACTED]
Fax: [REDACTED]
E-mail: Kent.Osmond@[REDACTED]

Writer at home when received this email and shortly after contacted Insp. Cahill by phone, advised him that Megan is busy today with the Wake and Vigil this evening and I did not feel it was appropriate to contact her this evening. Insp. Cahill advised that tomorrow is suffice.

SUI

2015-04-10

7:58 AM. Text forwarded to Megan Dunphy as follows:

"Good morning - I know you have a busy day again but was wondering if I could get the house keys early this morning if that would not be a problem? Appreciate it. Tks"

8:00 AM.. Megan immediately returned call by phone - advised not a problem as long as done prior to 8:30 AM as she was departing for funeral.

8:30 AM Attended Megan's residence and spoke with her and her common law spouse. She asked who wanted to go to the residence and I advised her it was the senior officer that is responsible for Major Crimes Unit as well as a senior officer with the RNC.. Noted that both wanted to see the location so they could have better understanding of the investigation - she had no concerns with same. Also briefly discussed the fact her working with SPCA - she had no concerns and appreciated the help. There were two cats that she wanted to keep and will discuss with the SPCA.. She had inquired previously about a heater that was in the residence - wondered if it had been seized by police - advised her it was not - it was in the living room of the house. Megan also requested that the Police Tape be kept in place as she wanted to keep people out for now - wanted to get the funeral out of the way and to get a chance to get into the residence.

8:35 AM Spoke with Insp. Cahill advised that I have the keys and will meet him at scene - will do in the afternoon.

11:15 AM Spoke with Anita [REDACTED] by phone - she is the Provincial Manager of the Victim Services Program with Provincil Dept. of Justice. (Phone [REDACTED] 885).. She was aware of this situation and had spoken with CROPS et al about this matter. Noted that a referral had been sent to Hbr. Grace Office for Megan Dunphy. Anita noted that her referral was declined at this time based on the fact that no crime has been committed as can be noted at this time. Anita suggested that we can provide her name to Megan and to be clear that Anita can direct her with respect to some resources that may be available within this region. She wanted it to be clear that this does not fall under Vistim Services Support but merely a resource person that is aware of some local support groups. Anita may be able to direct Megan to one of those areas if desired.

This task passed onto Cst. Galway for discussion with Megan as he is the primary contact with her.

1:00 PM Spoke with Insp. Cahill regarding Video Re-enactment - noted that the previos re-enactment failed as vidoe was lost - will be doing another re-enactment at 2:30 PM.. Writer advised Cahill that the funeral was at 1030 AM this morning and would be inappropriate for me to advise Megan of this fact at this time - out of respect.

2:15 PM. At scene - met FIS Kelly Lee et al as they arrived. Unlocked door to residence.

4:25 PM. Call from Cpl. Steve Burke advising of a letter from Smyth leaked to media - not aware of the contents but wished this passed onto Megan.

4:30 PM. Attended Megan Dunphy's residence as happening to be returning from scene. Spoke with her and her common law spouse on the step of their residence. Advised that a re-enactment was done today as a result of original video lost - she was pleased that another re-enactment did take place as it was something that she wanted to view at some point. Also advised her of potential media today on news - not sure of content as the letter was not addressed to us nor came from us. Note that Megan was in good spirits today after the funeral - very pleased with the turnout at the church and the vigil last evening - felt her father was supported by the

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community. This made her feel much better.

SUI

2015-04-17 948AM

Email received from Sgt. Kent Osmond requesting that Cst. Galway and myself no longer maintain contact with Megan Dunphy - direct any inquiries to their office.

SUI

2015-04-24 10:34 AM

Contact made with SPCA regarding cats - see associated task for details.