

October 31, 2003



AIR INDIA NEWSLETTER

Court Updates

Secure Family Website

For security reasons, we will be using the family secure website as our sole electronic means of communicating Court summaries. Consequently, as of November 17, 2003 we will no longer be sending court summaries by email. If you have access to the Internet, please view the summaries on the secure family website. The website address is: www.ahakista182families.ca. Access to the website requires a user i.d. and a password, issued from our office. If you do not have a password and would like access to the website please inform Norma Parr at norma.parr@gems4.gov.bc.ca as soon as possible so we can arrange for your password to be sent to you. Please be assured that the website is updated on a regular basis, weekly and whenever there is special information or announcements. If you do not have access to the internet and you have not already been receiving the newsletter via regular mail, please contact our office and we will add you to our mailing list.

Important Notice Regarding Trial Proceedings and Family Travel

At this time, the Crown anticipates they might finish calling evidence in the trial by March 2004. Once the Crown is finished calling evidence, the defence can present whatever evidence it chooses. To ensure everyone who is eligible for funding and would like to attend the court during the trial can do so, we request that all family members who still intend to travel to Vancouver to view a portion of the trial contact our office no later than December 1, 2003 and indicate if you would like to travel in the month of December, January or February 2004. After we receive notification from family members our office will allocate travel for one week within the month requested. We still have a large number of family members who are interested in travelling therefore it is important we receive your request at your earliest convenience. We encourage family members to book travel with our office within the months prior to the end of February to ensure there will be proceedings to view. If you have any questions please feel free to contact our office.

****The following review of the evidence presented in Court is intended as a very general overview of the testimony and is not in any way to be construed as a verbatim account of what occurred in the courtroom.****

This Week's Proceedings

Thursday, October 23, 2003 Continued

Name of Witness: Mr. Narinder Singh Gill
Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown

At the onset of Mr. Gill's testimony, counsel for both Mr. Malik and Mr. Bagri voiced objections to the use of a Punjabi interpreter by the witness. Counsel for Mr. Malik and Mr. Bagri agreed that since Mr. Gill had given a lengthy statement to RCMP entirely in English he would be in the capacity to give his testimony in these proceedings in English. Mr. Justice Josephson consented to holding a voir dire in the matter to determine the ability of the witness to speak and understand English.

Summary of Testimony at "Voir Dire":

"Voir Dire" A "hearing within a hearing", where evidence is presented, Crown and defence make submissions, and the Judge decides on the admissibility of the evidence at the trial.

Mr. Gill testified he came to Canada in 1976 having completed up to grade ten schooling in India. Mr. Gill explained English was taught as a "course" in India, but not as a language. At home, Mr. Gill testified, he speaks Punjabi with his family and friends. Mr. Gill stated he would be more comfortable with an interpreter as he would be able to speak freely without fear of misusing English words. Mr. Gill felt that accuracy is important in serious matters such as the trial and he would not be as accurate if he had to speak English.

Counsel for Mr. Malik and Mr. Bagri agreed that although they do not support the use of a Punjabi interpreter for this witness in terms of his grasp of the English language, Mr. Gill's speech quality and degree of clarity would warrant an interpreter for these proceedings. As a result, the Voir Dire was abandoned.

Summary of Testimony:

Mr. Gill testified he is 53 years old and was born in the Punjab before coming to Canada in 1974. From 1974 to 1976 Mr. Gill resided in New Westminster, from 1976 to 1989 in Calgary and from 1989 to present in Vancouver. While in Canada, Mr. Gill testified he has worked on farms, as a janitor and at an aluminium factory. Mr. Gill explained that in January, 1985 he was involved in a serious motor vehicle accident which rendered him unable to work for several years after.

Mr. Gill testified he is a baptised Sikh. Mr. Gill recalled meeting Mr. Balwant Singh Bhandar in 1979 while living in Calgary and stated Mr. Bhandar was the president of the Gurdwara in Calgary at the same time Mr. Gill was treasurer. Mr. Gill described his relationship with Mr. Bhandar to be very good. Mr. Gill testified he met Mr. Talwinder Singh Parmar in 1982 at a demonstration in Vancouver against the Government of India. Also in 1982, Mr. Gill recalled seeing Mr. Parmar in Calgary and again in 1984 shortly after the raid on the Golden Temple in India and Mr. Parmar's release from a German prison. Mr. Gill recalled seeing Mr. Parmar in January and June of 1985 and is not certain he saw Mr. Parmar after those times. Mr. Gill testified he knows Mr. Ajaib Singh Bagri, having met him at a temple in Kamloops in 1985. Mr. Gill further testified he knows Mr. Ripudaman Singh Malik having seen him first at the Ross Street temple, but did not speak with him until 1985 in Seattle. After that meeting, Mr. Gill recalled he came to know Mr. Malik well. Mr. Gill testified he

attended two or three Babbar Khalsa meetings with Mr. Parmar in Calgary but could not recall whether Mr. Malik or Mr. Bagri were in attendance. Mr. Gill testified the abbreviation ISYF stands for "International Sikh Youth Federation", for which Mr. Gill was treasurer in 1984/1985 in Calgary and NSO stands for "National Sikh Organization" with which Mr. Gill had no involvement.

Mr. Gill recalled that after the raid on the Golden Temple in Amritsar there were talks of both peaceful and violent protests at the Gurdwara. Discussions of violent protests occurred prior to June, 1985 and took place in the gallery of the temple after the program. Mr. Gill recalled he originally denied his attendance at this meeting to RCMP for fear of being called a "traitor" by fellow Sikhs; Mr. Gill later admitted his attendance. At the meeting it boycotting Air India and Hindus was discussed and "*Help the brothers who were hurt and arm the brothers to fight a war*". One unknown male told the group to "*Destroy planes with air launchers*". Mr. Gill recalled Mr. Parmar and Mr. Bhandar were at the meeting, but could not recall if Mr. Malik or Mr. Bagri were in attendance. Mr. Gill testified at one point Mr. Parmar stated, "*Leave it to us, we have a plan*". Mr. Gill testified Mr. Parmar asked the Gurdwara treasury for money to fund the Sikh cause and aid the "brothers" who were hurt back home to fight a war. Mr. Gill recalled telling Mr. Parmar he would not give temple money but would assist in raising funds for the cause.

Mr. Gill testified that in 1985 Mr. Balwant Singh Bhandar drove him, along with Mr. Bhandar's family, in a brown cargo van from Calgary to Seattle towards the end of June and July where the two stayed for approximately ten days. While in Seattle, Mr. Gill spent approximately six or seven days at the Gurdwara along with Mr. Bhandar, Mr. Malik, Mr. Bagri, Mr. and Mrs. Reyat, and Mr. Surjit Singh Gill, among others. Mr. Gill does not recall Mr. Parmar being in attendance. Mr. Gill testified that the above people had a meeting at the Gurdwara after the service while Mr. Gill cleaned up

Mr. Gill testified he moved to Vancouver in June, 1989 where he worked for a plumbing business in Surrey. In 1989, Mr. Gill recalled that he began volunteering to clean and paint at the Khalsa School. In 1991, the school began to expand and Mr. Gill testified he assisted in the construction. Mr. Gill testified he became treasurer of the school in 1992 and held the position until 1997.

Court was adjourned until Friday, October 24, 2003 for continuation.

Friday, October 24, 2003

Continuation of the examination-in-chief of Mr. Narinder Singh Gill by Mr. Bellows, Q.C., counsel for the Crown.

Summary of Testimony:

Mr. Gill testified a witness who has yet to testify began working as a child-care worker at the Khalsa School in 1992. At that time Mrs. Satnam Kaur Reyat and her children were living upstairs at the school, but Mr. Gill could not recall since when. Mr. Gill testified in 1992 he was the treasurer of the Satnam Education Society and held that title until 1997. As treasurer, Mr. Gill testified his responsibilities included payroll, bookkeeping, collecting money and paying bills; Mr. Gill knew of the sources of revenue and the expenses of the society. Mr. Gill testified in 1992 Mrs. Reyat was not paying rent for living above the school, nor was she paying tuition for her three children to attend the school. Mr. Gill recalled it was Mr. Ripudaman Singh Malik's decision not to charge Mrs. Reyat. Mr. Gill further testified Mr. Malik was giving Mrs. Reyat \$1100 per month from Satnam Trust and Mr. Gill recalled seeing that the cheques were often made out in the name of Mrs. Malik's children,

Charanjit Kaur, Pritpal Kaur and Pritam Kaur. Mr. Gill recalled the cheques were paid from 1992 to 1995 but then the payments were transferred to cash supposedly because of a welfare investigation into the financial activities of Mrs. Reyat. Mr. Gill further testified that the money offered to Mrs. Reyat each month by Mr. Malik came from the donations made to the Gurdwarda located at the school. Mr. Gill stated he did not think that should have happened, but he was aware because he was also the treasurer of the school's Gurdwarda. Mr. Gill explained that Mrs. Reyat was not listed as an employee of the school and therefore was not officially on the payroll and was never issued a T4 for taxation purposes.

Mr. Gill testified that Mr. Malik told Mr. Gill he was supporting Mrs. Reyat because "*Her husband had worked for the Panth*" and Mr. Malik told Mr. Gill that if he ever did something like that he would support his family. Mr. Gill recalled telling Mr. Malik that he did not need anyone's help but God's. Mr. Gill recalled Mrs. Reyat and her children moved out of the school at one point, into a house but was not sure when this occurred or whether Mrs. Reyat used her own money to purchase the house.

Mr. Gill testified Mr. Malik and Mr. Parmar had a very good relationship and recalled that Mr. Parmar once loaned Mr. Malik an unknown amount of money in the early 1980's to avoid Mr. Malik having to claim bankruptcy. Mr. Gill testified Mr. Parmar had two sons: Jaswinder Singh Parmar who worked for the Khalsa Credit Union and is married to Ajaib Singh Bagri's daughter, Raj, and Narinder Singh Parmar who once worked at the Khalsa School.

Mr. Gill recalled meeting a witness who testified earlier in the proceedings and whose identity remains subject to a ban on publication. Mr. Gill stated in 1998 the witness revealed he was experiencing financial problems and Mr. Gill arranged for the witness to see a lawyer along with a witness who has yet to testify. Mr. Gill further testified in 1998 the witness told him he once had a conversation with Mr. Malik where he was asked by Mr. Malik to take a suitcase and Mr. Malik would pay the witness money and look after his children. Mr. Gill testified he did not tell anyone of his conversation with the witness at that time.

Mr. Gill testified the relationship between Mr. Malik and a witness, who has yet to testify and whose identity remains subject to a ban on publication, was close. The witness worked at the school and Mr. Malik would often come and visit the witness in the evenings and the two would often travel together to organized camps during breaks from school. Mr. Gill recalled that the witness respected Mr. Malik a lot and in return, Mr. Malik trusted the witness. Mr. Gill recalled that the witness brought an article to his attention that dealt with the Air India crash and featured a picture of a family of one of the victims of the disaster. About one month after that event, Mr. Malik told Mr. Gill that the trustees of the school wanted to fire the witness, claiming the witness was an agent of CSIS. Mr. Gill recalled telling Mr. Malik not to fire her because she could put him in trouble.

Mr. Gill testified his first contact with RCMP was in 1997 after RCMP sought to speak with him. Mr. Gill recalled RCMP wanted to talk about the Air India disaster, but Mr. Gill did not speak of it. Instead, Mr. Gill explained he told Mr. Malik the RCMP were asking him questions and Mr. Malik replied, "*Do not speak to police. I can give you a lawyer; tell police to talk to the lawyer and that you do not want to talk*". Mr. Gill testified that he has not told any other police force information about Mr. Malik or Air India and he has never asked for, nor received any money for information.

Cross-examination by: Mr. Michael Tammen, counsel for Mr. Bagri.

Summary of Testimony:

Mr. Gill confirmed in 1985 he was involved in a motor vehicle accident which resulted in the experience of a lot of pain for which he was taking Tylenol 3's. Mr. Gill testified that he has been able to remember most events since 1985 but that it was a long time ago, and some events did not seem important at the time. Mr. Gill stated he did not think his memory was reduced as a result of his accident and he could not testify as to the effects of Tylenol 3 on his memory as he is not a doctor. Mr. Gill recalled he was present in Calgary on June 14, 1985 for the birth of a friend's baby. This date was confirmed by the birth record produced by Mr. Tammen. Mr. Gill confirmed that in 2003 he told Mr. Bellows, Q.C., he left for the Seattle trip approximately ten days after the birth of the child, but it could have been less than ten days after. Mr. Gill was shown a document taken from Mr. Gill's medical file which indicates he saw a doctor in Calgary on June 24, 1985 where he received a prescription for pain relievers. It was suggested to Mr. Gill that he may have left for Seattle after visiting the doctor on June 24, 1985, but Mr. Gill could not recall the date he left.

Mr. Gill was referred to an interview with RCMP on October 6, 1998 where he states he was taking Tylenol 3's for approximately two years after his accident. Mr. Gill confirmed he only took Tylenol 3's when he was experiencing pain. Mr. Gill recalled experiencing pain towards the end of the trip to Seattle; therefore he took Tylenol 3's. Mr. Gill testified he did not take Tylenol 3's while at the Gurdwara, only on the trip home which he stated takes approximately fourteen to fifteen hours. Mr. Gill maintained he does not know the effect of Tylenol 3's on his memory.

Mr. Gill testified that the ceremony held at the Gurdwara in Seattle began on Friday morning and ended Sunday at noon at which time there was a ceremonial meal. The purpose of the ceremony was the re-opening of the temple. Mr. Gill stated at the time of the trip to Seattle he was affiliated with the ISYF (International Sikh Youth Federation), and he was aware of Babbar Khalsa members from Kamloops who arrived in Seattle on the Sunday but he only recognized Mr. Bagri.

Mr. Tammen temporarily completed cross-examination of Mr. Gill until such time as he could review Crown notes from an interview with Mr. Gill to determine if there is an inconsistency between the interview and Mr. Gill's testimony in these proceedings. Court was adjourned until Monday, October 27, 2003 for continuation.

Monday, October 27, 2003

Cross-examination by: Mr. David Crossin, Q.C., counsel for Mr. Malik

Summary of Testimony:

Mr. Narinder Gill testified that Mr. Malik was a "one man show" when it came to running his businesses, including the school. Mr. Gill confirmed that his duties at the school were financial and maintenance but explained he was not involved with the finances of Satnam Trust. Mr. Gill stated that Mr. Hardial Singh Johal assumed the position of trustee of both the school and Satnam Trust.

Mr. Gill testified he received a letter from his lawyer in 1986 asking him to review a report submitted by the physiotherapy clinic he had been receiving treatments from to see if there were any mistakes in the reporting of the treatments. Mr. Gill recalled he reviewed the report as asked and noticed several clerical mistakes. One mistake in particular listed Mr. Gill as receiving a treatment on June 19, 1985 which was a Sunday. Mr. Gill

explained that the clinic was not open on Sundays so that could not have been accurate, in addition Mr. Gill maintained he was not in Calgary on June 19, 1985. Mr. Gill testified he kept track of his physiotherapy visits in 1985 and 1986 via the use of a personal diary in, which he provided to his lawyer for clarification. He maintained that he had compared the dates on the physiotherapy report with the clinical treatment dates he had recorded within his diary, and confirmed there were inconsistencies with the billing dates for treatments he did not receive. Mr. Gill forwarded the mistakes to his lawyer to make the necessary corrections.

Mr. Gill testified he gave Mr. Malik \$335,000 for the purpose of constructing the hotel at Harrison Hot Springs at the time that Mr. Gill left the school in 1997.

Continuation of cross-examination by: Mr. Michael Tammen, counsel for Mr. Bagri.

Summary of Testimony:

Mr. Gill confirmed he was interviewed on July 9, 2003 by Mr. Bellows, Q.C., counsel for the Crown, along with Ms. Mereigh and Ms. Dufresne who were taking notes. During the interview, Mr. Gill recalled, he was asked about the birth of the child on June 19, 1985 and maintained in the interview and his testimony that he thought the trip to Seattle was ten or fifteen days after the birth.

Redirect by: Mr. Joseph Bellows, Q.C., counsel for the Crown.

Summary of Testimony:

Mr. Gill testified that of the \$335,000 he loaned to Mr. Malik for the construction of the hotel in 1997 all has been repaid with the exception of \$2,000.

Mr. Gill was excused and the next witness was called by the Crown.

Name of Witness: Corporal Douglas Best, RCMP Air India Task Force

Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown

Summary of Testimony:

Cpl. Best was called by the Crown for the purpose of identifying exhibits that will be put to witnesses in upcoming proceedings. Cpl. Best testified he has been a member of the RCMP Air India Task Force since 1996. Cpl. Best recalled having first contact with a witness who has yet to testify and whose identity remains protected by a ban on publication, on October 30, 1997. Cpl. Best testified he obtained documents from the Langley College where the witness took courses, files from the Human Rights Commission where the witness filed a complaint against Mr. Malik, as well as a speeding ticket issued to Balwant Singh Bhandar in February 1991. Cpl. Best seized from the witness a journal she kept that had references to Mr. Malik and the crash of Air India Flight 182. Cpl. Best testified that he seized portions of the journal on three occasions; November 7, 1997, November 10, 1997 and June 11, 1999. Cpl. Best explained that he did not persist to seize the witness's full journal as he did not want to jeopardize his developing rapport with the witness by seeming to be demanding.

Cross-examination by: Mr. William Smart, Q.C., counsel for Mr. Malik.

Summary of Testimony:

Cpl. Best testified that on November 1, 1997 the witness had received two phone calls from Mr. Malik. In the first call, Mr. Malik had a "harassing" tone and the witness hung up stating she did not want to be talked to like that and in the second call, Mr. Malik told the witness not to come to work at the Khalsa School on Monday as she was no longer required. Cpl. Best recalled the witness advised him she was going to work as scheduled and that Mr. Malik had no right to relieve her like that to which Cpl. Best agreed was a suitable course of action but to be careful. Cpl. Best testified that the next day the witness agreed to wear a transmitter for the purpose of ensuring her safety when she returned to the school on Monday. The witness was given a "panic" signal; she was to claim "*I have a headache*" if she felt she needed police assistance. Shortly after the witness arrived at the school on Monday she used the panic signal and Cpl. Best and other members of the RCMP entered the school. The witness claimed she was being harassed by two of the trustees of the school including Balwant Singh Bhandar. Mr. Bhandar was arrested while the other trustee, Analjit Uppal, remained at the school and the witness was escorted to her vehicle. Cpl. Best testified that a few days later the witness was interviewed by the Commercial Crime Unit of the RCMP regarding Mr. Malik's financial history. Cpl. Best testified that he learned after the incident that the witness had filed a grievance against Mr. Malik with the Human Rights Commission.

Cpl. Best maintained the purpose of RCMP presence at the Khalsa School that day was not to "shake up" Mr. Malik and he did not consider how it would affect Mr. Malik. Cpl. Best further maintained that he could not comment on the notes taken at a RCMP briefing meeting that detailed the events because he did not take the notes personally and the notes were only a summary of a constant dialogue that occurred at the meeting. Cpl. Best confirmed he did not review the journal in its entirety as he believed the witness to be truthful when telling him all relevant sections had been forwarded.

Court was adjourned until Wednesday, October 29, 2003 for continuation.

Wednesday, October 29, 2003

Name of Witness: Mr. Randy Smith, Retired RCMP

Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown.

Summary of Testimony:

Mr. Smith testified in February 1991 he was employed by the RCMP at the Surrey detachment. On February 11, 1991 he was on duty, in full uniform and driving a marked vehicle when he pulled a vehicle over for a speeding violation on 178th Street in Surrey. Mr. Smith testified when he issued the ticket he confirmed the identity of the driver to be Balwant Singh Bhandar but could not recall the make of the vehicle as it was not indicated on the ticket. Mr. Bhandar's signature was on the ticket.

Cross-examination by: Mr. William Smart, Q.C., counsel for Mr. Malik

Summary of Testimony:

Mr. Smith testified he does not have any notes regarding the issuing of the ticket other than the general notes of the day. Mr. Smith explained that he does not recall the actual events of the day but has given his testimony based on the information of the ticket and standard ticketing procedures.

Mr. Smith was excused and Cpl. Doug Best was recalled for continuation of cross-examination by Mr. Smart, Q.C.

Summary of Testimony:

Cpl. Best was referred to portions of the journal seized by a witness that apparently had changes made to them after being copied initially. Cpl. Best testified he did not discuss the changes with the witness but did recall that when the witness was interviewed by the Crown she used the journal as reference and was noted writing in it. When Mr. Bellows, Q.C., noticed her writing he requested Cpl. Best seize the journal. Cpl. Best maintained he did not know when or what portions were added and does not recall why some loose papers appear in a pouch at the back of the journal; those papers had been there since seizure.

Cpl. Best testified that the witness was aware of a discrepancy between references to a newspaper article in the Punjabi Awaaz dated March 28, 1997 in a journal entry dated February 28, 1997 and told Cpl. Best, "*This passage occurred way before the article*".

Cross-examination by: Mr. Michael Code, counsel for Mr. Bagri

Summary of Testimony:

Cpl. Best confirmed he was in attendance at several interviews with the witness and Crown counsel before and after charges were laid against Mr. Malik and Mr. Bagri and that Crown had kept notes of the interview while Cpl. Best recorded only information that he felt was relevant to the ongoing investigation.

Redirect by: Mr. Joseph Bellows, Q.C., counsel for the Crown.

Summary of Testimony:

Cpl. Best maintained the conduct of the interviews between the witness and Crown counsel was semi-formal and that Crown took sufficient notes so Cpl. Best did not have to. The purpose of Cpl. Best attending the interviews was to ensure the safety of the witness; he was never instructed by the Crown to not take notes. Cpl. Best further confirmed the purpose of placing a transmitter on the witness when she returned to work at the Khalsa School after being warned not to by Mr. Malik was strictly for the witness's safety, not for gathering information.

Cpl. Best was excused to be recalled to give formal evidence at a later date. The next Crown witness was called.

Name of Witness: Ms. Mary Duffy

Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown.

Summary of Testimony:

Ms. Duffy testified she is the current Manager of the Resident Tenancy Branch of the BC Government. Before it was abolished in March of 2003 she was the Manager of the Human Rights Commission. Ms. Duffy confirmed her current position includes the storage and management of Human Rights Commission documents. Ms. Duffy recalled Cpl. Best met with her on March 27, 2003 to review Xerox copies of documents regarding a claim filed by an upcoming witness. Ms. Duffy confirmed the documents tendered as exhibits were the

documents she reviewed at that meeting. The witness was excused without cross-examination by Mr. Malik or Mr. Bagri.

Name of Witness: Ms. Cindy Cheryl Bachman
Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown.
Summary of Testimony:

Ms. Bachman testified she was a Civil Human Rights officer for the BC Human Rights Commission. Ms. Bachman confirmed that documents tendered as exhibits represent a claim filed by an upcoming witness under Section 8 of the Human Rights Act under the category "Religious Complaint". The witness was excused without cross-examination by Mr. Malik or Mr. Bagri.

Name of Witness: Ms. Stephanie Bogart
Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown.
Summary of Testimony:

Ms. Bogart testified in 1997 she worked for the BC Human Rights Commission in Vancouver. Ms. Bogart recalled she was new to the position on October 20, 1997 when she spoke to an upcoming witness over the phone regarding a complaint the witness was filing with the Commission's inquiry line. Ms. Bogart confirmed that an exhibit tendered is the written statement submitted by the complainant on December 21, 1997. The witness was excused without cross-examination by Mr. Malik or Mr. Bagri.

Name of Witness: Ms. Karen Spears
Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown.
Summary of Testimony:

Ms. Spears testified she was a Human Rights officer from June 1995 to October 2002. Ms. Spears confirmed she recognized many documents tendered as exhibits that refer to the witness's claim that were faxed to her in 1997. The witness was excused without cross-examination by Mr. Malik or Mr. Bagri.

Name of Witness: Ms. Helen Diana Cruchley
Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown.
Summary of Testimony:

Ms. Cruchley testified she has been the president of Langley College for four or five years. Ms. Cruchley explained only one program at the college is open to the public; the Early Childhood Education program. Ms. Cruchley recalled Cpl. Best spoke with her in 2001 regarding a transcript of a former student and was able to confirm the transcript tendered as an exhibit was the same transcript. The transcript details the witness took five courses and a practicum between 1995 and 1998 and all courses were completed successfully. The witness would have been issued a certificate for Early Childhood Education upon completion. The witness was excused without cross-examination by Mr. Malik or Mr. Bagri.

Court was adjourned until Friday, October 31, 2003 for continuation.

Friday, October 31, 2003

Name of Witness: Ms. Susan Harney
Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown.

Summary of Testimony:

Ms. Harney testified she has been a professor of Early Childhood Education for fifteen years and in 1995 she taught the witness a course in Administration. Ms. Harney testified that students in the class had the option of keeping a journal during the course that constituted twenty-five percent towards their final grade. Although there were other options available she is quite certain the witness chose to keep a journal. Ms. Harney explained that for the program's practicum component it is a requirement that the students keep a journal of their experiences. Ms. Harney verified that the witness's transcript shows she has completed both levels of the program and received her certification.

Cross-examination by: Mr. David Crossin, Q.C., counsel for Mr. Malik.

Summary of Testimony:

Ms. Harney confirmed that although the witness's transcript does not indicate whether she chose to keep a journal for the Administration course it is Ms. Harney's recollection that she did. Ms. Harney was excused without cross-examination by Mr. Bagri.

Name of Witness: Ms. Ann-Marie Holmes
Called in Chief by: Mr. Joseph Bellows, Q.C., counsel for the Crown.

Summary of Testimony:

Ms. Holmes testified she is an instructor for the Early Childhood Education program at Langley College and in 1996 she taught ECE 305 "Role of a Caregiver" to the witness. Ms. Holmes testified that as a course requirement, students had to keep a journal. Ms. Holmes was shown a portion of the witness's journal that was tendered as an exhibit and recognized the portion as referring to the ECE 305 course. The witness was excused without cross-examination by Mr. Malik or Mr. Bagri.

The testimony of the Crown's next witness, a former employee of the Khalsa School will be detailed in the next issue of the newsletter.

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