ROYAL Gendarmerie Canadian royale Mounted du

Mounted du Police Canada

150 Frederick Street 8th Floor Kitchener, Ontario N2H 6T1

Security Classification/Desi9nation Classification/designation

Unclassified

Your FileVotre référence

Our File Notre référence 1999-280

Mr. Edward Greenhalgh Suite 1603 75 York Street Kitchener, Ontario N2G 115

2001-07-19

Dear Mr. Greenhalgh:

This letter provides you with a final report of the investigation conducted following your complaint against two members of the Royal Canadian Mounted Police.

On May 20TH, 1999, you lodged a complaint with the RCMP Public Complaints Commission, in relation to an investigation that was conducted by Cst. R. Foster and supervised by Cpl. R. King, into allegations of fraud that you made against the University of Waterloo. According to your complaint, you feel "that the investigation was biased and inadequate because; (you) were never interviewed by either officer Foster or King, they failed to examine all of the material held by the University of Waterloo, and they selectively addressed matters acknowledged to be outside of their mandate."

A very thorough investigation was conducted into the circumstances surrounding your complaint by Sgt. Croal, with the interview of the officers involved, the review of the investigational file #97-441, an interview with yourself and numerous discussions between July 14th of 1999 and June 29th of 2001, as well as a consultation with an independent Commercial Crime investigator, Sgt. Paul Williams.

The review of file #97-441 and subsequent conversations with Cpl. King indicate that he did not assist in any aspect of the criminal investigation. In fact, his role was limited to assigning Cst. Foster to the investigation, co-signing his letter to you dated April 29, 1999, and reviewing the operational file on May 4TH,1999.

This investigation clearly revealed that Cst. Foster was attentive to his duties, in that he conducted an appropriate investigation in relation to your allegations of fraud, that he completed his investigation within 90 days of having it assigned, and that within seven days after having concluded the investigation, he met with you and provided you with the results of the investigation.

With respect to your statement that it was not proper for Cst. Foster to finalize his report and close the investigation without ever meeting and interviewing you. Questioned in this regard, Cst. Foster declares that considering the volume of material you constantly provided, along with material given to him by Sgt. Lutes, who had started the investigation and who interviewed you, including copies of the tapes/transcripts associated with your meeting, and as a result of his own investigation, he did not feel the need to speak further with you during the course of his investigation.

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Finally, with respect to your allegation of 'improper attitude', you advised Sgt. Croal that this allegation stems from the meeting that Cst. Foster had with you and your wife on April 30th, 1999. You explained feeling that you were treated like a criminal, and that Cst. Foster did not appear to want to be at the meeting. The investigator's review of Cst. Foster's notes on file, dated April 30th 1999 at 10:10 hrs, revealed that while trying to outline the results of his investigation, you (supported by your wife) continually interrupted Cst. Foster. You would have also become very upset and disagreed with what Cst. Foster had to say, you would have become verbally abusive and accused Cst. Foster of 'being coached by the University or other persons with power'. Cst. Foster reported that after approximately one hour of this type of discussion, it was obvious to him that neither you nor your wife, believed the outcome of the investigation, and as a result, Cst. Foster suggested to you that you drop the matter and 'get on with your life'.

The independent Commercial Crime investigator who reviewed Cst. Foster's investigation, along with Sgt. Croal's personal police experience, clearly show that the conclusions Cst. Foster reached were proper, logical and were supported by information he acquired during the course of his investigation, which he conducted within the traditional constraints of time, and effective use of resources.

In closing, having reviewed the investigation report into the circumstances surrounding your complaint, I have decided that the matter relating to the original allegation of fraud will remain concluded, as Sgt. Williams feels the matter was properly and appropriately investigated in the first instance, and nothing in the material provided since changes the outcome of Cst. Foster's investigation.

This concludes our file. If you are not satisfied with this disposition of your complaint, you have the right to refer it for review by writing to the Commission for Public Complaints Against the RCMP, at the following address:

Commission for Public Complaints Against the RCMP 7337, 137 Street
Suite 102
Surrey, B.C.
V3W 1A4
Tel.: 1-800-665-6878.

Yours truly,

S/Sgt. Don Miller, N.C.O. in charge Kitchener Detachment