THE PROVINCIAL COURT OF MANITOBA

The Law Enforcement Review Act

IN THE MATTER OF:

1

2

3

4

5

6

8

10

11

12

13

14

Complaint No.: 2009/236 BETWEEN:) Mr. D. Johnston for the LERA Commissioner) Complainant Mr. B. Bartel) for the Respondents - and -) Judgment delivered Respondents.) February 22, 2017 Huberdeau, P.J. (Orally) This is a situation where Mr. was sent a letter on January 27th, 2017. That letter was sent by Judge Garreck. At that time Judge Garreck indicated that matter appeared on January 26th, 2017 at 2:00 Mr. in courtroom 401 at which time Mr. p.m. did not attend to speak to his matter, nor did a lawyer on his behalf contact Mr. McKenna prior to that date as

Given the information that I've heard here and

was further advised in that letter

Reviewed – Release authorized by Huberdeau, P.J.

that if he did not attend court on the next scheduled court

date, that being February 22nd, 2017, that his matter may

directed by Judge Rolston on November 23rd, 2016.

Mr.

be dismissed.

```
given the fact that Mr. was paged and did not respond, it's 34 minutes after two o'clock, I am going to grant the relief requested, I'm going to be dismissing Mr. application.
```