

**COMMISSION OF INQUIRY INTO THE CIRCUMSTANCES  
SURROUNDING THE DEATH OF PHOENIX SINCLAIR**

**The Honourable Edward (Ted) N. Hughes, OC, QC, LL.D. (Hon),  
Commissioner**

**VOLUME 2**

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**TRANSCRIPT OF PROCEEDINGS** before the Commission,  
held at the Winnipeg Convention Centre, 375 York  
Avenue, Winnipeg, Manitoba, on the 29th day of  
June, 2011

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1 the same and they can do so either or both in, through oral  
2 or written presentations. If a need arises, intervenors  
3 may also be called upon by the commission at other times  
4 for their assistance.

5 Before I move to a consideration of the  
6 applications before me, I wish to make special reference of  
7 the role of commission counsel, whom, as I made clear, as  
8 is made clear in our rules of procedure and practice, has  
9 standing throughout the inquiry. With her rests the  
10 primary responsibility for representing the public  
11 interest. It will be her responsibility to ensure that all  
12 matters that bear on the public interest are brought to my  
13 attention and to investigate and to lead evidence in a  
14 thorough but completely impartial and balanced manner such  
15 that public confidence in the process in integrity and  
16 impartiality of the inquiry itself will be maintained  
17 throughout.

18 On announcing the appointment of Ms. Walsh and  
19 members of her legal team, Ms. Low and Ms. McCandless on  
20 April the 15th, I went into greater detail about the  
21 importance of the position of commission counsel and the  
22 duties and responsibilities resting with her. The  
23 proceedings of that day can be found on the commission  
24 website.

25 Until the beginning of this week, I had 16  
26 applications for consideration. A seventeenth was received  
27 on Monday. Based on the factors that I have enumerated and  
28 taken into account in deciding the presence or otherwise of  
29 a direct and substantial interest in the subject matter of  
30 this inquiry, I have concluded that nine of the applicants  
31 do have the required direct and substantial interest. Some  
32 of those remaining will be afforded intervenor status and I  
33 will address those applications in a few minutes.

34 With respect to the nine, I will speak to the