

Appendix A

Master Chronology of Events



Events Prior to Trial

Date	Event	Docid No.
Oct-21-1968	Fisher Victim 1 (FV1) is sexually assaulted by Larry Fisher near 18th Street between Avenues G and H in Saskatoon.	042522
Nov-13-1968	Fisher Victim 2 (FV2) is sexually assaulted by Larry Fisher near 18th Street between Avenues E and F in Saskatoon.	039935
Nov-29-1968	Fisher Victim 3 (FV3) is sexually assaulted by Larry Fisher near Wiggins Avenue and Temperance Street in Saskatoon.	065330
Dec-14-1968	Saskatoon Police issue a warning in the Saskatoon StarPhoenix advising of the assaults and telling women not to talk to strangers or walk in dark areas of the city. The Saskatoon Police believe the three assaults were committed by the same assailant but they do not have any suspects. Larry Fisher had no prior record and was not known to the Saskatoon Police at the time. He was not a suspect in the initial investigation of the assaults.	214160
Jan-31-1969	David Milgaard, Ron Wilson and Nichol John travel from Regina to Saskatoon and arrive in the early morning at approximately 6:30 a.m. looking for the home of Albert Cadrain They become lost, get stuck twice, and eventually arrive at the home of Albert Cadrain at 334 Avenue O South at approximately 9:00 a.m. They leave later that day for Calgary and are joined on the trip by Albert Cadrain. Larry Fisher and his wife Linda Fisher live in the basement of the Cadrain home.	
Jan-31-1969	Gail Miller leaves her house at 130 Avenue O South shortly after 6:45 a.m. to catch a bus to work. She usually catches the bus at the corner of 20th Street and Avenue O. She is sexually assaulted and murdered. Her body is discovered in an alley about a block south of her residence around 8:30 a.m. The Saskatoon City Police are called and Detectives Parker and Reid arrive at the scene at approximately 8:40 or 8:50 a.m.	106119 009317
Jan-31-1969	Victim 12 (V12) is sexually assaulted by an unknown assailant on Avenue H between 20th and 21st Street in Saskatoon, approximately 7 blocks from where Gail Miller's body was found. She reports to Saskatoon Police that the assault occurred at 7:07 a.m.	006404
Jan-31-1969	A broken knife blade is found at approximately 10:20 a.m. by Lt. Penkala at the location where the body was found.	249855A
Jan-31-1969	At approximately 2:30 p.m. Det. Parker locates a red and black sweater and one boot buried in the snow, a short distance from the location where the body of Gail Miller was found.	006255

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Date	Event	Docid No.
Jan-31-1969	Dr. Emson performs an autopsy on the body of Gail Miller. The autopsy report indicates that the vagina contained non-motile spermatozoa. The specimens given to the Saskatoon City Police were scalp hair, pubic hair, blood obtained from the right-side hemothorax, and the clothing removed from the body. The vaginal fluid was not retained.	065372
Feb-03-1969	As part of a general canvass of people in the neighbourhood, Larry Fisher is questioned by Det. McCorriston while waiting for his bus. He is not questioned as a suspect but rather to determine whether he saw anything unusual on the morning of Gail Miller's murder. He tells police that on January 31, 1969, he caught the bus to work at 6:30 a.m. at Avenue O and 20th Street and saw nothing unusual. Police note that he works at Masonry Contractors, wears a yellow hard hat, and lives at 334 Avenue O South.	106212
Feb-03-1969	A purse and contents are found in a garbage can by Det. McCorriston in the east/west portion of the T alleyway.	106212
Feb-04-1969	Lt. Penkala finds two frozen lumps, yellowish in color, in the snow at the murder scene. They are delivered to the lab and are later determined to contain semen and hair.	249855A 006262 084974
Feb-04-1969	David Milgaard and his traveling companions return to Regina.	
Feb-04-1969	An article appears in the Saskatoon StarPhoenix entitled "No Leads in Stabbing" and in the Regina Leader Post entitled "Killer Possible Rapist".	159787 039068
Feb-05-1969	Lt. Penkala writes a letter to the Commissioner of the RCMP enclosing a general summary of the facts pertaining to the Gail Miller murder for possible crime index modus operandi suspect identification. The summary of facts prepared by Lt. Penkala states that the Saskatoon Police Department has two unsolved cases of rape dating back to October and November of 1968. In both cases, the victims were attacked from behind while walking in late evening, forced into a lane, and under threat with a knife made to undress and submit to intercourse. He also mentions that the attacker carried away some of the victim's clothing and allowed the victims to replace some of the clothing, usually the outer garment or coat.	052923
Feb-06-1969	Albert Cadrain is arrested by the Regina City Police for vagrancy.	042761
Feb-07-1969	Albert Cadrain is sentenced to seven days in jail for vagrancy. He serves his jail time in the Regina area.	042761
Feb-27-1969	Lt. Penkala prepares an investigation report outlining articles that should be sought, and may be of evidential value in connection with the Miller murder case. He includes in this list items reported missing in connection with the complaints of rape relating to FV1 and FV2. He comments on the similarity of the rape complaints to the Gail Miller murder.	105520

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Date	Event	Docid No.
February-1969	Saskatoon Police investigate and eliminate over 140 people as suspects in Gail Miller's murder. The Saskatoon Police investigate the possibility that Gail Miller's assailant is the same person who committed the earlier sexual assaults.	
Mar-02-1969	After returning to Saskatoon, Albert Cadrain voluntarily contacts Saskatoon Police to report suspicious behavior by David Milgaard on the morning of Gail Miller's murder. He tells police that he saw blood on David Milgaard's clothing on the morning of January 31, 1969, and that he thinks David Milgaard may have killed Gail Miller. David Milgaard was not a suspect nor was he known to Saskatoon Police prior to Albert Cadrain contacting Saskatoon Police.	001466 009233
Mar-02-1969	David Milgaard is apprehended in Winnipeg and retained in custody.	003360
Mar-02-1969	A knife handle is found by Richard Hounjet in his backyard at 227 Avenue N North. Police are contacted and Det. McCorriston retrieves the handle. It is later concluded that the knife handle matches the blade found at the murder scene.	106597 006247
Mar-03-1969	David Milgaard is interviewed in the morning by Det. Karst and S/Sgt. Edmondson. David Milgaard gives particulars of his activities on January 31, 1969. Det. Karst checks Milgaard's body for physical marks and searches his hotel room and personal belongings.	031058 006586 009233
Mar-03-1969	Ron Wilson is interviewed in Regina by Inspector Riddell of the RCMP. He denies knowledge of the Gail Miller murder and indicates he was not separated from David Milgaard on the morning of January 31, 1969 for any more than two minutes.	042086 006689
Mar-05-1969	Albert Cadrain provides a further statement to the Saskatoon Police.	006723
Mar-11-1969	Nichol John is interviewed in Regina by Inspector Riddell of the RCMP. She indicates that at no point during the morning of January 31, 1969 was she separated from David Milgaard or Ron Wilson for more than one or two minutes.	002124
Mar-12-1969	The RCMP laboratory report submitted by Sgt. Paynter on this date indicates that the following items in connection with the Gail Miller murder were examined for the presence of human seminal fluid: coat, panties, girdle with stockings attached, half slip, brassiere, dress, and two samples of liquid (received frozen). Human seminal fluid was found in one of the samples of liquid and on the panties, but not on any other items of clothing. Paynter concluded the human seminal fluid found in the sample of liquid was highly probably from a Group "A" secretor.	174222

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Date	Event	Docid No.
Mar-18-1969	Lt. Short and Det. Karst transport Albert Cadrain to Regina, locate Nichol John in Regina, and transport both youths to the Regina jail. It is reported (Lt. Short:- March 22, 1969) that Nichol John is placed with Albert Cadrain, and that following their meeting she indicates that she believes Albert Cadrain is telling the truth, that everything he says is exactly what happened on the trip, and that she was of the opinion that David Milgaard was a dangerous character.	106640
Mar-18-1969	Ron Wilson is interviewed at the Regina Correctional Centre by Lt. Short and Det. Karst. It is reported (Lt. Short:- March 22, 1969) that nothing further is learned at this time.	106640
Mar-18-1969	Exhibits collected in connection with the sexual assaults of FV1 and FV2 are submitted by Lt. Penkala to the RCMP lab for testing, for the purpose of comparing them to the physical evidence on the Gail Miller murder file.	324671
Mar-20-1969	Inspector Riddell of the RCMP prepares a report indicating that he met with the Chief of Police in Saskatoon on February 20, 1969, and it was agreed that the RCMP would supply two men to assist the Saskatoon Police on a full time basis with the investigation into the death of Gail Miller. The report notes two rapes and one attempted rape were committed in the same area where Gail Miller was murdered. Inspector Riddell reports that in view of the similar methods used in committing these offences, there is a good possibility that they were all committed by the same individual and this fact has not been overlooked during the investigation.	065399
Mar-20-1969	Sgt. Malanowich of the Saskatoon Police interviews and obtains a statement from Sharon Williams, a former girlfriend of David Milgaard.	178577
Apr-01-1969	Sgt. Paynter reports that analysis of the exhibits collected in connection with FV1 and FV2 revealed agglutinogens of Type A found on the semen and blood stained clothing of FV1. Sgt. Paynter indicates in his report that the result would become more significant if it were known whether FV1 was a Group "A" secretor.	324672
Apr-02-1969	FV2 is interviewed again by police and her blood group is determined to be "AB" Group.	009251
Apr-04-1969	Gail Miller's wallet is found in the 300 block of Avenue 0 South, a few houses north of the Cadrain residence.	006295 106653
Apr-05-1969	Det. Karst retrieves a stained toque from Helen Gerce in the 300 block of Avenue 0 South, next door to the Cadrain residence. It is reported that Ms. Gerce found the toque at the front of her property shortly following the murder of Gail Miller.	106680

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Date	Event	Docid No.
Apr-07-1969	Morality Officer Bev Cressman contacts FV1 in order to show her some photographs and obtain saliva and blood samples. At the police station, FV1 is shown a group of 19 photographs including one of David Milgaard. She identifies David Milgaard as a person she has seen before but cannot identify him as the one who may have raped her.	004102
Apr-11-1969	Sgt. Paynter reports that FV1 has blood Group "O". This finding suggests that the rapist of FV1 is a Group "A" secretor (as determined in the April 1, 1969 lab report of Sgt. Paynter).	025566
Apr-14-1969	Nichol John is interviewed in Regina by Det. Karst. She denies that David Milgaard was apart from the group long enough to commit the offence. She indicates that she does not recall seeing blood on the clothes of David Milgaard. She is reported to state that David Milgaard acted queer on the day in question, and seemed to be in a hurry.	106661
Apr-15-1969	Peggy Miller is interviewed by police and provides a statement in which it is reported that she recalls receiving letters from her sister, Gail Miller, mentioning that she had a boyfriend by the name of David Milgaard from Regina.	106659 046019
Apr-18-1969	David Milgaard is interviewed by Det. Barrett. He denies any involvement in the murder of Gail Miller. He provides a blood sample, and over the next few days he also provides a hair and saliva sample.	106661 153079 106660 006249 006248
Apr-30-1969	Blood and saliva samples are obtained from Ronald Wilson at the Provincial Correctional Centre in Regina. It is determined that he has blood Group "B".	025576 106666 042742
May-00-1969	David Milgaard is partying with Craig Melnyk, Ute Frank, Deborah Hall, George Lapchuk, Bob Harris and perhaps others in a Regina motel room, and is heavily under the influence of drugs. After a television news story about the Miller murder, he is teased about being a suspect and he responds by stabbing a pillow with his hand and uttering words to the effect that he stabbed and killed Gail Miller. The Saskatoon police do not become aware of this incident until the eve of David Milgaard's trial.	
May-00-1969	Exact date unknown. On or about this date a document commonly referred to as the "Mackie Summary" is prepared by Saskatoon Police.	043477

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Date	Event	Docid No.
May-07-1969	A further RCMP report is prepared outlining the efforts made by the RCMP to assist the Saskatoon Police in the investigation into the death of Gail Miller. The report is prepared by Cpl. Rasmussen. It states the RCMP believed the rapes which occurred in Saskatoon in the late fall of 1968 were connected to the offence, and were committed by the same person. The report indicates Milgaard was found to be a non-secretor and has been eliminated as a possible suspect. It also mentions that a blood sample was taken from Albert Cadrain, and that he is a member of "O" Group.	250597 009254 043477
May-16-1969	Inspector Riddell of the RCMP attends a meeting at the Saskatoon Police office for the purpose of reviewing the investigation and deciding what further course of action could be taken to bring the matter to a successful conclusion. Also present at this meeting were Supt. Wood, Lt. Penkala, Lt. Short and Sgt. Edmundson. Inspector Riddell's May 21, 1969 RCMP report indicates that after a great deal of discussion it was agreed that David Milgaard could be considered as a prime suspect, and that further effort should be made to eliminate or implicate him in the offence. He also reports that the Saskatoon Police plan to ask both Nichol John and Ron Wilson to submit to a lie detector test.	065349 065347
May-21-1969	Det. Karst reports (May 25, 1969) that he transports Ron Wilson back to Saskatoon. En route, it is reported that Wilson divulged that David Milgaard and Ron Wilson had discussed "B & E's", or rolling someone and snatching her purse as a source of money during the trip on January 31, 1969. It is reported that Ron Wilson also states that David Milgaard broke into an elevator near Aylesbury and stole a flashlight. Ron Wilson states that he could not recall a knife being in the car. Wilson is taken on a drive around the general area of the crime and is reported to recognize the Trav-a-leer Motel and the Avenue T location where they became stuck. He is also reported to have pointed out the area of 22nd Street West and Avenues M, N and P as an area similar to the location where the girl was asked for directions.	106669
May-21-1969	Ron Wilson is interviewed in Regina by Det. Karst and Det. Sgt. Mackie, as well as Cst. Walter and Cst. Dike (Regina City Police). It is reported by Det. Karst (May 25, 1969) that Ron Wilson admits that David Milgaard left the vehicle when they became stuck at approximately 6:45 a.m. Ron Wilson is reported to have said that David Milgaard returned to the vehicle slightly out of breath, and admits that he has since thought that this is when David Milgaard was probably involved in the murder.	106669
May-22-1969	Det. Karst, Lt. Short and M/Sgt. Oleksyn take Ron Wilson on a further drive around the area where Gail Miller's body was found, and to other parts of Saskatoon. Ron Wilson indicates that when they were stuck the initial time they were assisted by two individuals in a cream or yellow coloured Dodge or Chrysler.	106669

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Date	Event	Docid No.
May-22-1969	Supt. Wood, Lt. Penkala and Det. Sgt. Mackie interview Inspector Art Roberts of the Calgary Police Service so that he is prepared to interrogate Ron Wilson and Nichol John on May 23.	106676
May-22-1969	Nichol John is interviewed in Regina by Det. Sgt. Mackie and Cst. Walters. She is then driven to Saskatoon. While in Saskatoon she is transported to 20th Street W. She is reported to have remembered some locations in the vicinity of the crime scene. She is driven to the entrance of the alleyway behind the funeral home and she indicates that this was approximately where they were stuck. She is reported to have forgotten much of what she witnessed. She spends the nights of May 22nd and May 23rd in the police station.	106676 105593
May-23-1969	Ron Wilson is interviewed by Inspector Roberts (polygraph operator) of the Calgary Police Service and undergoes a polygraph examination. After the polygraph, Ron Wilson provides new and significant incriminating evidence against David Milgaard, including an alleged admission. He provides a statement to police implicating David Milgaard in the murder of Gail Miller.	006701 009264
May-23-1969	Nichol John is interviewed by Inspector Roberts of the Calgary Police Service. She does not undergo a polygraph examination. After being questioned by Inspector Roberts, Nichol John reports to him that she now remembers seeing the murder.	121840
May-24-1969	Ron Wilson makes additions to his May 23 statement and continues to implicate David Milgaard.	065360
May-24-1969	Nichol John provides a written statement to Det. Sgt. Mackie in which she claims she witnessed David Milgaard stab Gail Miller. A Saskatoon Police Receipt for Prisoner's Property form indicates that her handbag was returned to her at approximately 12:35 p.m. She is then returned to Regina, along with Ron Wilson, by Det. Mackie.	018589 105593 106676
May-25-1969	Det. Karst prepares an Investigation Report outlining the information that Ron Wilson provided to him prior to his interview with Inspector Roberts on May 23, 1969. He also sets out the new statements made by Ron Wilson after the interview with Inspector Roberts (ie. seeing blood on Milgaard's trousers, seeing a knife in the car, Milgaard's statement to the effect that "I fixed her" and Milgaard's alleged admission at the Calgary bus depot).	106669
May-30-1969	David Milgaard is arrested in Prince George, B.C. for the murder of Gail Miller.	

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Date	Event	Docid No.
Jun-02-1969	David Milgaard is fingerprinted and photographed by police in connection with the charge of non-capital murder. He is visited by his mother who states that she does not wish her son to be examined by any doctor or psychiatrist prior to her consultation with a lawyer. She also states her intention to contact Nichol John and Ron Wilson to find out their stories. She asks David for Shorty's last name and address so that she may interview him. She is advised by Det. Barrett to speak with the Chief of Police, her son's lawyer or the agent for the Attorney General prior to attempting to interview any police witnesses. At the request of the Crown, David Milgaard is examined by Dr. Ian McDonald, psychiatrist, from approximately 8:10 p.m. to 9:30 p.m. in an interview room at the police station.	106679 324692 006762 006763 006764 006765
Jun-7-8-1969	Tallis attends at the police station on at least two occasions before his first appearance in court, and takes instructions from David Milgaard.	065492
Jun-9-1969	Tallis attends court. <i>R. v. Milgaard</i> is adjourned to June 16, 1969.	065492
Jun-10-1969	Tallis advises Serge Kujawa that he has been appointed pursuant to the provisions of the Legal Aid plan to defend David Milgaard. He also advises that he would like to have a defence psychiatrist appointed.	065484
Jun-10-1969	Tallis writes to T.D.R. Caldwell advising that he has been instructed to defend David Milgaard. He requests copies of any witness statements and related reports, including psychiatric reports that Caldwell may have obtained with respect to David Milgaard.	007063
Jun-10-1969	Tallis authors a memorandum setting out some of his thoughts on David Milgaard's case.	153491
Jun-16-1969	Tallis attends court. <i>R. v. Milgaard</i> is adjourned to July 3, 1969.	065492
Jul-03-1969	Tallis attends court and sets a date for the preliminary hearing. The matter is adjourned to August 18, 1969.	065492
Jul-07-1969	Tallis writes to Kujawa regarding the possibility of having an independent psychiatrist retained by the defence.	065483
Aug-04-1969	Tallis attends the Prince Albert Correctional Centre. He discusses the case with David Milgaard and obtains instructions.	065492
Aug-15-1969	Caldwell forwards the following statements to Tallis: <ul style="list-style-type: none"> • Albert Cadrain – March 2, 1969; • Ron Wilson – March 3, May 23 and May 24, 1969; and • Nichol John – March 11 and May 24, 1969. Caldwell also sends Tallis a copy of the Autopsy Report prepared by Dr. Emson.	007042

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Date	Event	Docid No.
Aug-15-1969	Tallis makes arrangements with Caldwell to have David Milgaard transported to Saskatoon at least one day prior to the start of the preliminary hearing. Tallis meets with David Milgaard during this period of time.	065492
Aug-18-1969		

Trial and Appeal Proceedings

Date	Event	Docid No.
Aug-18-1969	David Milgaard's preliminary hearing commences. The following witness is examined: Thor Kleiv. The preliminary hearing is adjourned to August 21, 1969.	210356 209844 210088
Aug-20-1969	Caldwell forwards Tallis a copy of Albert Cadrain's March 5, 1969 statement and copies of the RCMP Crime Detection Laboratory Reports concerning the examination of the exhibits.	007038
Aug-20-1969	Tallis authors a memorandum outlining his physical examination of the crime scene and surrounding area.	224933
Aug-21-1969	Tallis corresponds with Caldwell and asks him to check to see whether there are any witnesses that Caldwell does not propose to call, but who may be able to give evidence of assistance to the defence. Tallis also requests that Caldwell look into whether the police turned over all of their material respecting evidence of assistance to the defence.	007037
Aug-21-1969	David Milgaard's preliminary hearing resumes. The following witnesses are examined: Adeline Nyczai, Mary Marcoux, Mathew Hnatiuk, Hattie Hnatiuk, Vickie Lynn Fontaine, Rae John Murdock, Terry Michayliuk, Robert James Rasmussen, Maria Indyk, George Diewold, and Walter Danchuk. The preliminary hearing is adjourned to August 22, 1969.	210356 209844 210088
Aug-22-1969	David Milgaard's preliminary hearing resumes. The following witnesses are examined: Walter Danchuk, Sandra Danchuk, William Alexander Campbell, Gary McQuahe, David Anderson, George Davis, George Reid and Joe Penkala. The preliminary hearing is adjourned to August 26, 1969.	210356 209844 210088
Aug-26-1969	David Milgaard's preliminary hearing resumes. Caldwell asks for and receives an adjournment until August 27, 1969. No witnesses are examined.	210356 209844 210088
Aug-27-1969	David Milgaard's preliminary hearing resumes. The following witness is examined: Ron Wilson. The preliminary hearing is adjourned to August 28, 1969.	210356 209844 210088

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Date	Event	Docid No.
Aug-28-1969	David Milgaard's preliminary hearing resumes. The following witnesses are examined: Ron Wilson, Lorne Grant, Albert Cadrain and Gerald McCorrison. The preliminary hearing is adjourned to September 4, 1969.	210356 209844 210088
Sep-04-1969	David Milgaard's preliminary hearing resumes. The following witnesses are examined: Nichol John, Dr. Lewis Brand, Victor Pyra, Giles Beauchamp, Richard Hounjet, John Oleksyn and Jack Parker. The preliminary hearing is adjourned to September 5, 1969.	210356 209844 210088
Sep-05-1969	David Milgaard's preliminary hearing resumes. The following witnesses are examined: Lloyd McDonald, Shane Kirby, Victor Molchanko and Bruce Paynter. The preliminary hearing is adjourned to September 10, 1969.	210356 209844 210088
Sep-08-1969	Tallis meets with Caldwell for approximately one hour to review the file and discuss witnesses. He authors a memorandum detailing his meeting with Caldwell and outlining points of law that must be briefed before trial.	048305
Sep-09-1969	<p>Caldwell replies to Tallis' letter of August 21, 1969 and discloses the existence of Les Spence, Dennis Elliott and the unknown man parked outside of 130 Avenue O South. He also mentions the names Orlee Lehne and Nicholas Canton and forwards Tallis the following witness statements:</p> <ul style="list-style-type: none"> • McRae Fraser – one undated and the other dated February 5, 1969; • Sandra Danchuk – March 5, 1969; • Walter Danchuk – March 5, 1969; and • David Milgaard – March 3 and April 18, 1969. <p>Caldwell also indicates that he added Inspector Roberts and Mrs. Shirley Wilson to the Crown's List of Witnesses pursuant to Tallis' request.</p>	168034
Sep-10-1969	David Milgaard's preliminary hearing resumes. The following witnesses are examined: Roy Fleming, Ray Mackie, Keith Scott Mackie, Peter Sawchuk, Helen Gerse, Eddie Karst, Stan Edmonson, Gerald McCorrison (recall), Thor Kleiv (recall), Joe Penkala (recall), Shirley Wilson and Dr. Harry Emson. The preliminary hearing is adjourned to September 11, 1969.	210356 210088 209844
Sep-10-1969	On or about this day, Inspector Roberts of the Calgary Police Department attends in Saskatoon and is interviewed by both Caldwell and Tallis concerning his part in questioning Ron Wilson and Nichol John.	168034 025305 006973A

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Date	Event	Docid No.
Sep-11-1969	David Milgaard's preliminary hearing resumes and arguments are heard. David Milgaard is committed to stand trial on the charge of non-capital murder of Gail Miller.	267794
		210356
		210088
		209844
		153470
Nov-12-1969	Tallis attends the Prince Albert Correctional Centre. He interviews David Milgaard and discusses the case with him.	065407
Dec-11-1969	Tallis attends again at the Prince Albert Correctional Centre. He interviews David Milgaard and discusses the case with him.	065407
Dec-19-1969	Tallis writes Frank Dickson, Chairman of the Legal Aid Committee and requests authorization to have junior counsel participate in the trial with him.	065426
Jan-06-1970	Roy Meldrum, the Deputy Attorney General for Saskatchewan, advises Tallis that Legal Aid will not supply him with a second counsel for David Milgaard's trial.	065422
Jan-09-1970	Caldwell provides Tallis with a copy of the indictment and the new sketch which he plans on tendering at the trial. He also advises Tallis that part of Marie Indyk's statement is missing, and that Mrs. Cadrain brought him a pair of trousers that were left at the Cadrain residence on January 31, 1969.	007076
Jan-14-1970	Caldwell telephones Tallis and discloses the existence of Maurice Cerato and Maurice Cerato's receipt of blood-stained pants from David Milgaard. He indicates that the pants have been sent to the RCMP lab for examination.	007074
Jan-15-1970	Caldwell corresponds with Tallis and provides more information regarding Maurice Cerato and discloses the RCMP Crime Detection Laboratory Report regarding the examination of Nichol John's parka.	007074
Jan-18-1970	While being transported to Saskatoon to testify at David Milgaard's trial, Ron Wilson tells Saskatoon Police about the Regina motel room incident. Ron Wilson was not present but was told by Craig Melnyk and George Lapchuk that David Milgaard had re-enacted and admitted killing Gail Miller. They later testify at David Milgaard's trial. Caldwell advises Tallis of David Milgaard's alleged motel room confession in Regina.	007070
Jan-19-1970	Saskatoon Police interview and obtain statements from Craig Melnyk, George Lapchuk, and Ute Frank regarding the motel room incident.	178215
		002129
		277583
Jan-19-1970	David Milgaard's trial commences in Saskatoon Court of Queen's Bench before Chief Justice Bence and a jury.	212178 020466

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Date	Event	Docid No.
Jan-19-1970	<p>Caldwell corresponds with Tallis and provides him with the following witness statements:</p> <ul style="list-style-type: none"> • Mary Alice Marcoux – February 1, 1969; • Mathew Hnatiuk – February 1, 1969; • Hattie Hnatiuk – January 31, 1969; • Rae John Murdoch – January 31, 1969; • Terry Michayliuk – January 31, 1969; • Robert James Rasmussen – June 12, 1969; • William Alexander Campbell – February 2, 1969; • Dave Anderson – June 12, 1969; • George Davis – June 12, 1969; • Giles Beauchamp – April 4, 1969; • George William Pratt – May 26, 1969; • Dennis Elliot – January 31 and February 6, 1969; and • Maria Indyk (part) – February 5, 1969. <p>The following witness is examined: Thor Kleiv. The trial is adjourned to January 20, 1970.</p>	039537
Jan-20-1970	David Milgaard's trial resumes. The following witnesses are examined: Thor Kleiv and Ron Wilson. The trial is adjourned to January 21, 1970.	065407
Jan-21-1970	Caldwell corresponds with Tallis regarding the alleged motel room confession and provides him with copies of witness statements relating to Craig Melnyk, George Lapchuk and Ute Frank. He also indicates that he intends to interview and possibly call evidence from Melnyk, Lapchuk and Frank. Caldwell also provides Tallis with the witness statement taken from Richard Hounjet dated March 2, 1969.	007070
Jan-21-1970	Tallis interviews Ute Frank on or about this date.	
Jan-21-1970	David Milgaard's trial resumes. The following witnesses are examined: Ron Wilson and Nichol John. Nichol John testifies but does not say that she witnessed David Milgaard stab Gail Miller, as she claimed in her statement to the police. The Court hears submissions on section 9(2) of the <i>Canada Evidence Act</i> . The trial is adjourned to January 22, 1970.	210858 211562
Jan-22-1970	Caldwell advises Tallis of the results of lab examinations conducted on the pants provided by Maurice Cerato.	009403 007074
Jan-22-1970	David Milgaard's trial resumes. Justice Bence gives his ruling on Caldwell's application under section 9(2) of the <i>Canada Evidence Act</i> . Caldwell is allowed to read Nichol John's statement to the jury as part of his examination of Nichol John. The following witnesses are examined: Nichol John, Albert Cadrain, Mary Marcoux, Rae John Murdoch, Terry Michayliuk. The trial is adjourned to January 23, 1970.	210858 211562

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Date	Event	Docid No.
Jan-23-1970	David Milgaard's trial resumes. The following witnesses are examined: Adeline Nyczai, Mathew Hnatiuk, Hattie Hnatiuk, Henry George Diewold, Walter Danchuk, Sandra Danchuk, William Alexander Campbell, Garry McQuahe and George Davis. The trial is adjourned to January 26, 1970.	210858 211562
Jan-24-1970	Caldwell advises Tallis that he intends to call evidence from Melnyk and Lapchuk.	007069
Jan-26-1970	David Milgaard's trial resumes. The following witnesses are examined: David Anderson, Jack Parker, George Reid, Joe Penkala, Lorne Grant, Vicki Lynn Steadman (nee Fontaine), Peter Sawchuk, Richard Hounjet, Gerald McCorriston, Giles Beauchamp, Victor Pyra, Roy Fleming and Keith Scott Mackie. The trial is adjourned to January 27, 1970.	210858 211562
Jan-27-1970	David Milgaard's trial resumes. The following witnesses are examined: Helen Gerse, Eddie Karst, Ray Mackie, John Oleksyn, Shane Kirby, Stan Edmonson, Gary McLeod, Lloyd McDonald and Bruce Paynter. The Court hears submissions respecting the admissibility of the alleged motel room confession. The trial is adjourned to January 28, 1970.	210858 211562
Jan-28-1970	David Milgaard's trial resumes. Justice Bence gives his ruling on the admissibility of the alleged motel room confession. The following witnesses are examined: Craig Melnyk, George Lapchuk, Robert Rasmussen, Victor Molchanko, Dr. Lewis Brand, Thor Kleiv (recall), Giles Beauchamp (recall) and Ray Mackie (recall). The trial is adjourned to January 29, 1970.	210858 211562
Jan-29-1970	David Milgaard's trial resumes. The following witnesses are examined: Dr. Harry Emson and Maria Indyk. The Crown closes its case and Tallis indicates that he will not be calling evidence. Both Caldwell and Tallis address the jury. The trial is adjourned to January 30, 1970.	210858 211562 141905 031255
Jan-30-1970	David Milgaard's trial resumes. A member or members of the jury ask that Maria Indyk's evidence be read back to the jury. Justice Bence gives his charge to the jury and the jury retires to the deliberation room at 12:35 p.m. The jury adjourn their deliberations at 12:45 a.m.	210858 211562 006175
Jan-31-1970	David Milgaard's trial resumes. The jury returns to the Court House at 10:00 a.m. and renders a guilty verdict at 12:15 p.m.	210858 211562 006175
Feb-10-1970	Tallis files a Notice of Appeal on behalf of David Milgaard.	006851
Feb-21-1970	Fisher Victim 4 (FV4) is sexually assaulted by Larry Fisher in the 200 block of Avenue V South in Saskatoon.	105212
Jul-01- 1970	Exact date unknown. Larry Fisher goes to work in Fort Garry, Manitoba.	
Aug-02-1970	Fisher Victim 5 (FV5) is sexually assaulted by Larry Fisher in Fort Garry, Manitoba.	071223 002043

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Date	Event	Docid No.
Sep-19-1970	Larry Fisher is arrested while sexually assaulting Fisher Victim 6 (FV6) in Fort Garry, Manitoba. He confesses to the crime and also confesses to sexually assaulting and robbing FV5. He is charged with the sexual assault of FV6 and is retained in custody.	002050 255034 093348
Sep-21-1970	Larry Fisher is charged with theft, possession of an offensive weapon, and the sexual assault of FV5.	002035
Sep-25-1970	A letter is sent by Fort Garry Police to the Saskatoon Police regarding Larry Fisher and any help that Saskatoon police might be able to provide. The letter indicates that Larry Fisher has been arrested and charged by the Fort Garry Police Department with two charges of rape, one of theft by violence and possession of an offensive weapon. The letter further indicates that Larry Fisher recently moved to the area from Saskatoon. The circumstances of the two Fort Garry rapes being investigated are detailed in the letter.	093342
Oct-20-1970	A letter is sent by Inspector Perry of the Fort Garry Police Department to Chief Kettles of the Saskatoon Police Department (Attn: Inspector Nordstrom) stating that (as requested by letter dated October 15, 1970), members of the Fort Garry Police Department interviewed Fisher, but he denied any knowledge of the offences committed in the Saskatoon area.	002019
Oct-21-1970	Larry Fisher provides a statement to Fort Garry Police confessing to two earlier sexual assaults in Saskatoon.	002032
Oct-22-1970	Det. Karst travels to Winnipeg and interviews Larry Fisher. Larry Fisher admits to the sexual assaults of victims FV4 and FV3 in Saskatoon. He does not admit to the sexual assaults of FV1 and FV2 in Saskatoon.	012639 012656
Nov-01-1970	Exact date unknown. M/O Cressman is directed by Inspector Nordstrom to make inquiries at 512 Avenue F South in Saskatoon and confirm whether Larry Fisher lived at that address in November of 1968. M/O Cressman is also directed to inquire into Larry Fisher's background, activities, and the sexual assaults of FV1 and FV2.	
Nov-06-1970	Tallis argues David Milgaard's appeal before the Saskatchewan Court of Appeal in Regina.	066593
Dec-30-1970	Larry Fisher is charged with the rape of victims FV1, FV2, and FV4 and with the indecent assault of FV3 in Saskatoon.	010733 260945 056385 047051
Jan-05-1971	David Milgaard's appeal is dismissed by the Saskatchewan Court of Appeal.	066505

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Date	Event	Docid No.
Feb-05-1971	An Investigation Report is left on FV4's police file which states "the situation concerning this occurrence and the alleged mental condition of the accused was explained to this girl and her parents. At the present time these people appear to be completely satisfied with the actions taken re this occurrence. This therefore is a concluding report."	
Feb-09-1971	Tallis corresponds with Mr. Heidgerken, Secretary of the Legal Aid Committee, indicating that David Milgaard wishes to launch an appeal to the Supreme Court of Canada, and requesting authorization to pursue an application for leave to appeal.	066582
Mar-17-1971	Deputy Chief Corey of the Saskatoon Police writes to the Deputy Attorney General in Regina (Attn: Kenneth MacKay, Crown Solicitor) regarding Larry Fisher. The letter indicates that on March 16, 1971 Deputy Chief Corey was contacted by Caldwell and asked to forward to MacKay a summary of the facts relating to offences of sexual assault allegedly committed by Larry Fisher. The letter details the charges and the circumstances of the offences relating to FV1, FV2, FV3 and FV4. The letter states that the police investigation revealed Larry Fisher lived within a block of the locations where the sexual assaults occurred, the description of the culprit is very similar, and the modus operandi in all four cases is the same.	261053
Mar-18-1971	Kenneth MacKay, Crown Solicitor, writes to Larry Fisher's legal counsel, Lawrence Greenberg, to advise that inquiries are presently being made in Saskatoon with regard to charges against Larry Fisher, but that charges against Larry Fisher in Manitoba will have to be dealt with prior to proceeding with the Saskatchewan charges.	039593 331515 033361
May-28-1971	Larry Fisher pleads guilty in Winnipeg and is convicted of the rape of FV5 and FV6. He is sentenced to a total of 13 years for the Manitoba offences.	326232
Jun-02-1971	Greenberg writes to MacKay to advise that the Manitoba charges have now been disposed of, and to ask that the charges in Saskatchewan against Larry Fisher be proceeded with as soon as possible. The letter also indicates that he has asked federal authorities to transfer Larry Fisher to the penitentiary in Saskatchewan at the earliest possible date. Greenberg also writes to Larry Fisher's mother to advise that he was sentenced to a total of 13 years in prison in connection with the Manitoba offences. Mrs. Fisher in turn forwards a copy of this letter to Larry Fisher's wife, Linda Fisher.	039581 045229

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Date	Event	Docid No.
Jun-07-1971	Manitoba Crown Attorney W. Morton writes to the Attorney General in Saskatchewan to advise of the outcome of the Manitoba charges against Larry Fisher. He states that the Crown attorney handling the prosecution of Larry Fisher in Saskatchewan might wish to know that at no time was Fisher's Saskatchewan involvement made known to the sentencing judge in Manitoba.	053206
Jun-25-1971	Kujawa, Director of Public Prosecutions, writes to the Honourable D.V. Heald, Q.C., Attorney General, to request that he sign a direct indictment regarding Larry Fisher, in order that his case may be processed as soon as Larry Fisher is transferred to the penitentiary in Prince Albert. Kujawa states in his letter that without Larry Fisher's confession in Manitoba, he has no evidence at all on which to charge Fisher but the offences were committed and reported to the police at the time.	010690
Nov-15-1971	The Supreme Court of Canada denies David Milgaard's application for leave to appeal the decision of the Saskatchewan Court of Appeal.	053142
Dec-08-1971	Kujawa writes to the acting Attorney General, the Honourable Allan Blakeney, Q.C., to request that he sign a direct indictment to proceed with the charges against Larry Fisher as planned on December 21, 1971.	301073 010680

Post-Conviction Events

Date	Event	Docid No.
Dec-21-1971	Larry Fisher is transferred from the Prince Albert Penitentiary and appears in Regina Court of Queen's Bench. He pleads guilty to three charges of rape and one charge of indecent assault (FV1, FV2, FV4 and FV3) relating to his 1968 and 1970 assaults on women in Saskatoon. He is sentenced to four years for the rapes, and six months for the indecent assault (to be served concurrent with his existing 13 year sentence).	039619 001763
Jun-05-1972	In a letter to Caldwell, Dr. McDonald states that having reviewed his file (which is based on one interview with David Milgaard plus reports from Yorkton Psychiatric Centre, the Munroe Wing, Regina and the Child Guidance Clinic of greater Winnipeg), he would conclude that David Milgaard was suffering from a severe behavior disorder which would best be called sociopathic personality. He further states he did not find any evidence of formal psychiatric disorder such as schizophrenia.	000753

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Date	Event	Docid No.
Jun-14-1972	Caldwell writes to the National Parole Board stating that he would be unalterably opposed to David Milgaard ever gaining his freedom again. He encloses with his letter a copy of the Court of Appeal judgment in Her Majesty the Queen v. David Edgar Milgaard, along with a copy of the booklet of photographs taken by the Saskatoon Police Department which he states graphically indicate the brutal murder of Ms. Miller by Milgaard. He asks that the National Parole Board accept his comments, the judgment and photographs and make them a part of their file so that they may come to the attention of any Parole Board members who may eventually sit on the question of releasing Milgaard.	067384
Mar-25-1973	David Milgaard, along with two other inmates, escapes from Dorchester Penitentiary. He is recaptured and returned to custody on March 26, 1973.	332798
Sep-27-1974	Caldwell writes to the National Parole Board advising that Dr. McDonald still has all the psychiatric history pertaining to Milgaard on his file, and urging them to obtain a release from Milgaard in order to get this material on their file.	006833 006832
Spring 1976	Tallis is appointed to the Supreme Court of the Northwest Territories.	
Aug-05-1977	Parole Service Officer Nancy Flintoft Meronek writes to both Dr. Ian McDonald and Caldwell. She advises Caldwell that David Milgaard has recently applied for a release on day parole, and asks for any information he can provide. The letter to Dr. McDonald encloses an authorization for release of information signed by David Milgaard, and requests that Dr. McDonald provide them with his past assessment of David Milgaard and any information he can provide.	006830 006831
Aug-15-1977	Caldwell replies to Flintoft Meronek, enclosing a copy of his June 14, 1972 letter. He also encloses a copy of the judgment of the Saskatchewan Court of Appeal and a booklet of photographs. He indicates that he believes David Milgaard to be an extremely dangerous and unpredictable person.	006822
Jan-26-1980	Larry Fisher is released from the penitentiary in Prince Albert on mandatory supervision.	
Mar-31-1980	Larry Fisher sexually assaults and attempts to murder Fisher Victim 7 (FV7) in North Battleford.	056116
Apr-3-1980	Larry Fisher is charged with the rape and attempted murder of FV7.	
Aug-22-1980	David Milgaard escapes while on a temporary absence from Stony Mountain Institution. His escape is reported in the news media. Heremains at large until November 8, 1980 when he is shot and recaptured by the RCMP.	159712

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Date	Event	Docid No.
Aug-28-1980	Linda Fisher (Larry's ex-wife) attends at the Saskatoon police station and provides a statement to Inspector Wagner indicating that she has had suspicions about Larry Fisher in relation to the Gail Miller murder. She describes events that occurred at her home on the morning of January 31, 1969 respecting an argument with Larry and an accusation surrounding a lost paring knife and the murder of the nurse that morning. She recounts Larry's reaction and the description of the knife. She states that Larry was never questioned about the crime, and that she has a feeling that David Milgaard is innocent.	004921
Dec-23-1980	The Milgaard family issues a news release and distributes a reward poster to residents of Saskatoon. The reward poster offers \$10,000 to any person able to provide information that will exonerate David Milgaard.	159706
Dec-24-1980	Joyce Milgaard retains Saskatoon lawyer Gary Young.	331970
Dec-31-1980	Gary Young contacts Tallis by telephone to discuss the matter.	331967
Jan-01-1981	Exact date unknown. Chris O'Brien interviews Deborah Hall.	178010
Jan-06-1981	Following a telephone conversation with Gary Young, Saskatoon Police Chief John Gibbon writes to Gary Young to advise that he will not provide access to the complete police file or provide permission for Gary Young to interview the police officers involved in the investigation of the murder charge against David Milgaard.	331961 219408
Jan-12-1981	Gary Young writes to the Chief of Police to advise that the reason he wishes to speak with one or more of the police officers involved in the Milgaard investigation is to hopefully obtain information that might ultimately lead to the exoneration of David Milgaard. He also requests the assistance of the Saskatoon City Police in locating Ron Wilson, Nichol John and Albert Cadrain.	331953
Jan-13-1981	Police Chief John Gibbon authors a memorandum to Supt. Penkala stating that unless required to do so by the Attorney General's department or court order, he will stick by his decision to prohibit access by David Milgaard and his family to the police file in this matter.	097430
Jan-14-1981	Joyce Milgaard instructs Gary Young to review and obtain the trial transcripts. By letter dated January 14, 1981, Gary Young forwards a copy of the transcripts to Joyce Milgaard.	331949

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Date	Event	Docid No.
Jan-15-1981	In a letter to friends Joyce Milgaard mentions that she has spent a great deal of time with Peter Carlyle-Gordge and his wife, who have agreed to work on the case and do some investigative legwork. In his testimony before the Commission, Peter Carlyle-Gordge indicated that he contacted Joyce Milgaard and met with her on several occasions in late 1980. He reviewed the preliminary hearing transcripts and then later the trial transcripts, along with materials provided by Joyce (including witness statements, correspondence between Joyce and David, and an orange scribbler in David's handwriting setting out his version of the events on January 31, 1969).	213139
Jan-22-1981	Gary Young, David Milgaard, Joyce Milgaard and Peter Carlyle-Gordge participate in a conference call to discuss David's case.	155260
Jan-23-1981	Chief of Police John Gibbon writes to Gary Young to advise that the Saskatoon Police contacted Albert Cadrain, Ron Wilson and Nichol John, and that all three of them were emphatic that they did not wish their whereabouts to be made known to Gary Young or to the Milgaard family. The Police Chief also advises that if the Milgaard family have reasons sufficient to cause a review of the case, the police are prepared to co-operate by making their file available to a representative of the Attorney General's department.	331932 106839 106840 106841
Jan-24-1981	Joyce Milgaard interviews George Lapchuk.	054420
Jan-24-1981	Joyce Milgaard interviews Bob Harris.	178180
Jan-25-1981	Joyce Milgaard approaches Nichol John at her home.	106843 000751 331930
Jan-26-1981	The lawyer for Nichol John, Larry Leslie, writes to the Saskatoon Police to advise that his client, Nichol John, was visited at her home by Joyce Milgaard on January 25, 1981. Leslie indicates that this matter is very traumatic for Nichol John and he raises the concern that her address was divulged to Mrs. Milgaard by the Saskatoon Police.	106843
Jan-26-1981	Joyce Milgaard again speaks with George Lapchuk.	054415
Jan-26-1981	Joyce Milgaard speaks with Ron Wilson by telephone.	331993 046588
Jan-26-1981	On or about this date Joyce Milgaard contacts Dennis Elliott by telephone.	048439
Jan-30-1981	After a telephone conversation, Gary Young writes to Local Registrar, Dennis Berezowsky, to confirm that the Milgaard exhibits are still being kept at the Court House, and also to request that they not be destroyed.	331931 331929

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Date	Event	Docid No.
Feb-01-1981	Peter Carlyle-Gordge (exact date unknown – but likely between January and March, 1981) speaks to Father Murphy by telephone. He learns that Father Murphy contacted Albert Cadrain and spoke to him about the Gail Miller murder, and that he encouraged him to apply for the reward. He also learns from Father Murphy that Albert Cadrain received the \$2,000 reward.	048529
Feb-02-1981	Gary Young telephones Caldwell to discuss this matter.	331926
Feb-03-1981	Peter Carlyle-Gordge interviews Howard Shannon, formerly a supervisor with MacLean Hunter, regarding his recollection and impressions of David Milgaard.	155237
Feb-05-1981	Peter Carlyle-Gordge interviews Maurice Cerato.	173877
Feb-05-1981	Peter Carlyle-Gordge interviews Adeline Nyczai (Hall). She saw Gail Miller on the morning of January 31, 1969, just before Gail Miller left for work.	337718
Feb-09-1981	Peter Carlyle-Gordge writes to Roger Renaud, formerly a supervisor with MacLean Hunter, regarding David Milgaard.	155237
Feb-11-1981	Chief Police John Gibbon writes to Nichol John's lawyer to assure him that the Saskatoon City Police did not divulge her address to the Milgaard family.	106845
Mar-11-1981	After correspondence and several inquiries, Gary Young obtains Tallis' file for his review.	331923 331911 331887
Mar-21-1981	Joyce Milgaard speaks with Estelle Cadrain by telephone.	048600 048688
Mar-21-1981	On or about this date Joyce Milgaard speaks with Sandra and Walter Danchuk by telephone.	048577
Apr-01-1981	Roger Renaud replies by letter (exact date unknown) to Peter Carlyle-Gordge regarding his thoughts about David Milgaard.	155237
Apr-15-1981	Joyce Milgaard speaks with Ron Wilson again by telephone.	331978
Apr-20-1981	Joyce Milgaard writes to Gary Young. She advises she is still attempting to locate Albert Cadrain. She encloses a recent letter sent to Nichol John, along with information regarding her latest call to Ron Wilson.	331977
Apr-28-1981	Tony Merchant is contacted by Howard Shannon. Shannon asks Merchant to meet with Joyce Milgaard and Peter Carlyle-Gordge. Shannon advises Merchant that he is prepared to pay into trust a maximum of \$3,000.00 in order for Merchant to assist David Milgaard.	332564
May-03-1981	Merchant telephones Tallis.	332575 at 332577

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Date	Event	Docid No.
May-09-1981	Merchant interviews Nichol John. Joyce Milgaard and Larry Leslie are also present. Nichol John informs Merchant that she was raped by David Milgaard in Regina prior to leaving on the trip. She also provides her recollection of the morning of January 31, 1969.	048643 173880
May-09-1981	Merchant, Joyce Milgaard and Peter Carlyle-Gordge discuss the interview with Nichol John and the possibility of hypnosis. They discuss contacting Albert Cadrain and also briefly discuss the work being done by Gary Young.	173964
May-13-1981	David Milgaard writes to Merchant, authorizing him to represent him and to discuss his case with Tallis.	156673
May-15-1981	Peter Carlyle-Gordge writes to Merchant to set out a few proposals. He proposes that tracers be put out for Albert Cadrain, Sharon Williams, Ute Frank and Mr. Rasmussen. He also sets out his views on Nichol John and suggests that they keep Gary Young vaguely informed until he provides information regarding Lorne Mahar, whom both he and Joyce consider to be a potential suspect in the murder of Gail Miller.	332565 216045 219531
May-26-1981	Merchant writes to Caldwell for information on who received the \$2,000.00 reward offered by the Saskatoon Police Commission in connection with the murder of Gail Miller.	216040
May-26-1981	Merchant writes to Nichol John's lawyer to inquire whether she is prepared to meet with a psychiatrist with a view to having her suppressed memories drawn forth. He states that the question for the Milgaards is whether Nichol John made the initial statement to the police because it was true, or because she was pressured into making a statement over the period of time that she was in custody.	216041
May-26-1981	Gary Young writes to Joyce Milgaard. He discusses the possibility of making an application to the Governor General, through the Minister of Justice, for a reference to the Supreme Court. He indicates that he has reviewed relevant case law, the transcripts from the trial, and some of the preliminary inquiry transcripts. He has also reviewed Tallis' file and had discussions with Joyce Milgaard and Peter Carlyle-Gordge. However, he advises he has not reviewed in detail the material regarding Joyce's interviews and her investigation. He seeks her further instructions.	331877
Jun-08-1981	Merchant corresponds with Tallis.	332571

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Date	Event	Docid No.
Jun-10-1981	Leslie, solicitor for Nichol John, writes to the Saskatoon Police to advise that Nichol John was recently interviewed by Mrs. Milgaard and Merchant. He advises that his client may undergo a hypnotic interview with a psychiatrist. He advises that Merchant seems to be alleging that the Saskatoon Police department coerced a statement out of Nichol John which may not have been the truth. He also states that if an injustice was done by his client it should be cleared up once and for all.	025339
Jun-10-1981	Leslie writes to Merchant regarding the proposed attendance by Nichol John with a psychiatrist.	216051
Jun-11-1981	Larry Fisher is convicted of the attempted murder and rape of FV7 and is sentenced to 10 years in prison.	
Jun-16-1981	Tallis speaks with Merchant.	216050
Jun-18-1981	Caldwell writes to Merchant to advise that the reward offered in connection with the murder of Gail Miller was offered by the Saskatoon Police Commission, and that they will need to decide whether to divulge the name of the recipient.	216052
Jun-25-1981	Joyce Milgaard advises Young that she will be seeking the assistance of Merchant. Mrs. Milgaard explains in her letter that she recently met up with Howard Shannon, David Milgaard's previous employer, who deposited \$3,000.00 with Merchant to assist with David's case.	331857
Jun-25-1981	Merchant writes to Tallis.	216050
Jul-13-1981	Merchant writes to the Saskatoon Police Commission requesting that they provide him with the name of the recipient of the reward given in connection with the arrest and conviction of David Milgaard.	106849
Jul-23-1981	Merchant writes to Dr. Messer, psychiatrist, regarding Nichol John.	216054
Aug-21-1981	Chief of Police John Gibbon writes to Mayor Wright, Chairman of the Board of Police Commissioners, to advise that Merchant has requested the name of the reward recipient, and also to recommend that the name not be disclosed.	106850
Sep-14-1981	Chief of Police John Gibbon writes to Merchant to advise that the Saskatoon Board of Police Commissioners are not inclined to release the name of the person who received the reward in connection with the arrest and conviction of David Milgaard.	106852
Oct-05-1981	Merchant writes to Tallis. He indicates he is interested to know the reasons why David Milgaard did not testify, and whether he admitted that he committed the crime.	216059
Oct-21-1981	David Milgaard writes to Merchant stating that he would like a written opinion from him addressing his situation in general, and advising of his view regarding a successful presentation of a final product to Ottawa.	156673 of 156675

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Date	Event	Docid No.
Nov-20-1981	Leslie writes to Merchant to advise he received a surprise telephone call from Nichol John, who advised she was prepared to undergo hypnosis with Dr. Messer.	216062 216063
Feb-08-1982	David Milgaard writes to Merchant to express his concern about whether Nichol John will undergo hypnosis. He suggests that Nichol never witnessed a murder and that her struggle through the trial with her testimony was a conscious effort on her part to tell the truth, and not to protect him.	217482
Feb-09-1982	Merchant writes to Leslie to advise that Nichol John did not show up for the appointment scheduled with Dr. Messer on December 9th and December 10th. He asks that he be advised when Nichol John might next be prepared to attend.	216067
Feb-22-1982	Leslie writes to Merchant to advise that he has attempted to contact Nichol John and hopes to hear from her shortly.	216068
Mar-01-1982	Joyce Milgaard writes to Merchant to request that the \$1,200.00 paid in trust to be used for expenses to bring Nichol John to Dr. Messer's office be returned to her, unless something is forthcoming by March 15, 1982.	219492 216069
May-18-1982	David Milgaard writes to Nichol John to find out why she did not meet with Dr. Messer, and to ask that she do so. He also asks that she call his mother.	219542
Jul-13-1982	Merchant writes to Tallis to again inquire whether David Milgaard at the time admitted the crime, and also to request copies of his initial file notes.	213623
Sep-29-1982	Merchant again writes to Tallis further to his July 13, 1982 letter.	219528
Sep-29-1982	Merchant writes to Leslie to inquire about arrangements for having Nichol John interviewed by Dr. Messer.	219529
Nov-29-1982	Tallis meets and discusses David Milgaard's case with Merchant.	213628 183639
Dec-01-1982	Joyce Milgaard writes to Merchant (exact date unknown) to request that he advise of his plan of action. She expresses frustration about a lack of progress and indicates that David Milgaard is hoping that by March they will be able to try for an official reopening. She asks that Merchant locate Albert Cadrain and contact Leslie with regard to setting up a conference call with Nichol John.	219484
Dec-10-1982	Merchant writes to David Milgaard to advise that he has now spoken with Tallis. He states he believes that unless they can persuade some witness to recant their story, then very little can be done.	183639
Dec-29-1982	Merchant writes to Empire Skip Tracing Ltd. to request that Albert Cadrain and Nichol John be located.	219530

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Date	Event	Docid No.
Jan-20-1983	Merchant writes to Joyce Milgaard to advise that he has obtained Albert Cadrain's address, and to suggest that either he, Joyce or Peter Carlyle-Gordge approach Albert Cadrain unannounced.	219511
Feb-16-1983	Merchant writes to Joyce Milgaard to advise that he has tracked down Nichol John.	219490
Feb-18-1983	Carlyle-Gordge interviews Albert Cadrain.	040654
Feb-19-1983	Carlyle-Gordge contacts Leonard Gorgchuk by telephone (approximate date).	325504
Feb-19-1983	Carlyle-Gordge contacts Caldwell by telephone (sometime between February 19 – 21) to discuss the David Milgaard trial.	325653
Feb-21-1983	Carlyle-Gordge speaks with Father Murphy again by telephone. He learns that Father Murphy contacted Albert Cadrain and discussed the reward with him after David Milgaard was arrested, and not prior to Albert Cadrain going to the police.	337710
Feb-21-1983	Carlyle-Gordge contacts Dennis Cadrain by telephone. They discuss David Milgaard and Albert Cadrain. Carlyle-Gordge asks Dennis Cadrain whether he knew a Larry Fisher. Carlyle-Gordge states that Albert Cadrain mentioned the name Larry Fisher.	325634
Feb-22-1983	Carlyle-Gordge writes to Caldwell following their telephone conversation to advise that he will be returning to Saskatoon during the weekend of March 11-13. He asks if it will be possible to spend a couple of hours Friday finishing off his note making from the case files, and then to meet with him on Saturday to do a proper interview.	332045
Mar-01-1983	Carlyle-Gordge mentions in his February 22, 1983 letter to Caldwell that he is going to interview Eddie Karst during the weekend of March 11-13. It appears that he attempts to contact Eddie Karst by telephone but is not successful.	332045 332997
Mar-01-1983	Carlyle-Gordge contacts Dr. Chorney, the pathologist who conducted the autopsy in the Lorne Mahar case, by telephone.	333009
Mar-01-1983	Carlyle-Gordge contacts Lorne Mahar by telephone.	333005
Mar-01-1983	Carlyle-Gordge conducts a telephone interview with Raymond Mackie. They discuss Mackie's recollection of David Milgaard and Nichol John. Carlyle-Gordge asks Mackie if he recalls Larry Fisher. Mackie answers that he does not recall him.	325616
Mar-01-1983	Carlyle-Gordge speaks with Estelle Cadrain by telephone. He asks her if she knows where Linda Fisher is living. Estelle Cadrain mentions that she learned that Linda's husband, Larry, was in jail in Prince Albert at one time. She also mentions that she heard that he was in North Battleford but does not know his present whereabouts.	333001

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Date	Event	Docid No.
Mar-06-1983	Carlyle-Gordge writes to Caldwell to advise that he will be arriving in Saskatoon on Friday, March 11, and that he will call to arrange a time to finish his file reading and to arrange an interview. He also mentions the Lorne Mahar case and inquires whether he might be able to review this file as well.	332044
Mar-11-1983	Carlyle-Gordge again interviews Caldwell (during the weekend of March 11-13).	050033 174037
Mar-11-1983	Exact date unknown. Carlyle-Gordge contacts Albert Cadrain again by telephone. He mentions that he has been doing research and one of the names he has come across is a Larry Fisher who was interviewed by police, and who gave the same address as Albert Cadrain's. Albert Cadrain describes Larry Fisher as a gangster type and a criminal who was caught years later for rape.	333013
Mar-23-1983	A letter is sent by Empire Tracing Ltd. to Merchant to inform him that attempts to locate Linda Fisher and Sharon Williams have been unsuccessful.	216089
Mar-26-1983	Carlyle-Gordge places an advertisement in the classified section of the Saskatoon StarPhoenix on March 26, 1983, and in the days following, for Linda Fisher. The advertisement asks anyone knowing the recent whereabouts of Linda Fisher to contact the StarPhoenix.	159890
Mar-27-1983	Linda Fisher replies to the advertisement placed in the Saskatoon StarPhoenix and provides her address. Her common-law husband, Bryan Wright, also responds to the advertisement. The responses are provided to Carlyle-Gordge.	213943
Jun-11-1983	Carlyle-Gordge writes to Merchant. He asks Merchant to locate Sharon Williams and Ute Frank, and advises that he and Joyce would like to proceed with hypnosis of Nichol John.	332572
Jul-12-1983	David Milgaard writes to Howard Shannon, enclosing a copy of a letter he has written to Ron Wilson. He requests that Shannon and Merchant make arrangements to deliver the letter to Ron Wilson personally. David Milgaard's letter to Ron Wilson states that he has always wondered what it was that made Nichol John and Ron Wilson go against him. He states that he wants Ron Wilson to go to a lawyer of his choice and put this thing right. He mentions that Ron Wilson will probably end up with the \$10,000.00 reward still up for grabs, and states that he never killed anyone.	213630 048235
Aug-15-1983	Merchant writes to David Milgaard to advise that the original letter to Ron Wilson came into his possession, and that he certainly did not forward it to Ron Wilson. He impresses upon David Milgaard that he must stop writing confrontational letters to people in authority, as this is only making it more difficult for Merchant to help.	183405

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Date	Event	Docid No.
Sep-27-1983	Merchant reports to Shannon and Joyce Milgaard on his meeting with David Milgaard at Kingston, and his efforts to get the parole process started again.	
Oct-11-1983	Merchant writes letters to Empire Tracing Ltd. to request that they cease search efforts regarding Ute Frank, Linda Fisher and Sharon Williams.	332598
Oct-12-1983	Merchant writes to Universal Process Servers to request that they locate Ute Frank, Sharon Williams and Linda Fisher.	213627
Oct-25-1983	After receiving a letter from David Milgaard's psychologist at Collins Bay Institution, Merchant reports to Shannon that David Milgaard suffered a breakdown, and that this will set back David's release by a considerable period of time.	219537 219539
Sep-02-1984	Merchant writes to David Milgaard to advise that while he is not prepared to act for him on the basis of being paid some time in the future, it might be possible for either Howard Shannon or Joyce Milgaard to pay if there were anything useful to be done. He expresses the view that trying to track down witnesses may not be useful, as a very significant turn-around in testimony would be necessary. He suggests that he would be prepared to represent David with regard to parole proceedings.	156673 at 156692
Aug-26-1985	Merchant writes to David Milgaard to advise that he was contacted by Eric Malling of the Fifth Estate regarding his case. He suggests to David that he should follow up on trying to encourage the Fifth Estate to publicize his case.	219493

Conviction Review Proceedings

Date	Event	Docid No.
Jan-16-1986	Joyce Milgaard writes to Hersh Wolch to confirm the terms of his retainer as legal counsel for David Milgaard.	213127
Jan-22-1986	David Milgaard writes to Wolch to discuss the terms of his retainer. He mentions that Carlyle-Gordge has worked on his behalf, and that The Fifth Estate will be airing his case on TV in February. He advises Wolch that he will require someone to legally seek his exoneration and compensation.	162436
Jan-28-1986	David Milgaard writes to John Crosbie (Justice Minister) and advises that he is beginning a hunger strike.	333272
Feb-26-1986	The Department of Justice opens a file in relation to David Milgaard's application for mercy pursuant to s. 617 of the <i>Criminal Code</i> . The lawyer in charge is S.R. Fainstein.	333264

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Date	Event	Docid No.
Mar-11-1986	Fainstein prepares a letter on behalf of Minister of Justice, John Crosbie, in reply to David Milgaard's letter of January 28, 1986. He advises David Milgaard of the possibility of making application to the Minister of Justice for relief. The letter is sent March 11, 1986 and is signed by Henry Brown, Executive Assistant.	333262 333268
Mar-26-1986	David Milgaard writes to The Fifth Estate, CBC, to ask why the show has not aired and whether it will air.	182348
Apr-14-1986	Wolch writes to Carlyle-Gordge to advise that he is attempting to help David Milgaard, and requesting some assistance in providing transcripts and determining which direction to work.	156666
Apr-21-1986	Gordon Stewart, producer for The Fifth Estate, writes to Wolch enclosing (at the request of Joyce Milgaard) transcripts of telephone conversations between Carlyle-Gordge and witnesses who gave evidence in the David Milgaard trial. The letter indicates that the trial transcript is being sent to Wolch separately by Sandra Bartlett, a researcher in Regina.	218627
Apr-28-1986	David Asper prepares a memorandum to Wolch regarding a recent visit he had with David Milgaard at Stony Mountain Institution.	213125
Apr-28-1986	Carlyle-Gordge writes a reply letter to Wolch advising that he has asked Gordon Stewart from The Fifth Estate to forward to him trial transcripts and other materials.	162433
May-28-1986	Fainstein replies to David Milgaard's letter dated April 2, 1986 sent to John Crosbie, the Minister of Justice. He suggests that any complaints about the National Parole Board be referred to the Office of the Solicitor General. He indicates that he looks forward to receiving Wolch's representations in connection with David Milgaard's application for mercy.	157000
Jun-05-1986	David Asper writes to Carlyle-Gordge to request information and an opportunity to speak with him.	162432
Jun-18-1986	Carlyle-Gordge replies to Asper's letter dated June 5, 1986 conveying address information for Cadrain, Wilson and John, his impressions, and the fact that Albert Cadrain received the \$2000 police reward. He also advises Asper that Merchant was retained at one point.	162430
Sept-05-1986	David Milgaard submits an application to Legal Aid Manitoba to make an application under s. 617 of the <i>Criminal Code</i> to the Minister of Justice.	164556
Nov-07-1986	Wolch writes to Legal Aid Manitoba and advises that he has reviewed the evidence in David Milgaard's case, obtained transcripts, and obtained assistance from a journalist who has been investigating the matter. He indicates that he has spoken to the Minister's assistant and was advised that they would be receptive to a fully documented brief which they could review.	164556

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Date	Event	Docid No.
Nov-12-1986	Asper writes to the Saskatchewan Court of Appeal to request copies of the factums that were filed in <i>R. v. Milgaard</i> .	156756
Nov-19-1986	The Saskatchewan Court of Appeal, by letter, advises Asper that at the time of David Milgaard's appeal the Court did not require the parties to file factums.	
Nov-23-1986	Deborah Hall, one of the individuals present during the motel room incident in May, 1969, swears an affidavit in which she states that Craig Melynk and George Lapchuk both lied at trial when they said David Milgaard re-enacted and admitted murdering Gail Miller.	026356
Nov-24-1986	Wolch writes to Legal Aid Manitoba and describes the basis of the application that will be made to the Minister of Justice.	164564
Nov-26-1986	David Milgaard swears an affidavit in support of his application to the Minister of Justice in which he denies re-enacting the murder in a motel room in May, 1969, and asserts his innocence.	301675
Dec-19-1986	Wolch writes a letter to the Saskatchewan Legal Aid Commission requesting funding.	164560
Feb-25-1987	David Asper receives a request from Joyce Milgaard to contact Dr. Ferris in Vancouver, to determine whether testing can be done on some of the exhibits, in order to discover whether any of the semen or blood found at the scene can be matched to David Milgaard.	182095
Apr-13-1987	Robin Taylor, Executive Producer of The Fifth Estate, writes to David Milgaard and advises that the CBC's failure to get hoped for information meant that it could not proceed with a documentary on his case. The CBC failed to get interviews with Ron Wilson and Albert Cadrain. Robin Taylor advises David Milgaard that he is unable to provide him with the information that The Fifth Estate accumulated in its investigation of his case.	224987
Jul-16-1987	Wolch writes to Dr. Ferris to seek his assistance with genetic testing, and his guidance on how to proceed in the matter.	155420
Aug-24-1987	Dr. Ferris replies to Wolch by letter enclosing his CV and inviting Wolch to call him to discuss the case further.	267809
Sept-15-1987	David and Joyce Milgaard write to Asper (who no longer appears to be at the law firm) and express frustration that nothing has happened on David's case. Joyce states that she visited Wolch and got him to phone Dr. Ferris and dictate letters regarding the Saskatoon exhibits.	162412
Sept-22-1987	Wolch writes letters to the Crown Prosecutor's Office and to the Court of Queen's Bench in Saskatoon, advising that they have retained the services of Dr. Ferris in Vancouver to conduct testing on the trial exhibits, and requesting that exhibits be forwarded to Dr. Ferris.	001639

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Date	Event	Docid No.
Oct-06-1987	Senior Crown Prosecutor, Fred Dehm, writes to Wolch to advise that a court motion will be required to obtain release of court exhibits, and to advise that they will provide any cooperation required.	001637
Nov-09-1987	Wolch forwards a notice of motion and draft affidavit regarding release of the exhibits, to Fred Dehm inquiring whether he will consent to the granting of the Order.	001609
Dec-04-1987	Fred Dehm advises Wolch that he will not oppose the application regarding release of the exhibits, but that he believes that it is only proper that the Court be allowed to make the decision regarding the propriety of and method of the release of exhibits, to preserve the integrity of the exhibits.	001608
Jan-11-1988	An Order is obtained from Justice Sirois of the Court of Queen's Bench releasing exhibits from the trial of David Milgaard to the custody of Dr. James Ferris for the purpose of DNA genetic type testing. The Order covers exhibits p. 6, 7, 8, 9, 10, 13, 14, 24, 25, 35 and 41.	255114
Jan-21-1988	The Deputy Local Registrar forwards a letter to Dr. James Ferris enclosing trial exhibits, pursuant to the Order of Justice Sirois.	057361
Sept-13-1988	Dr. Ferris prepares a written report for Wolch. Assuming that David Milgaard is a non-secretor, Dr. Ferris concludes that the serological evidence presented at trial excluded David Milgaard from being the perpetrator of the murder. Dr. Ferris also states in his report that he had an opportunity to examine Gail Miller's clothing and to attempt to retrieve DNA from the clothing (including the panties and party girdle) but all of his attempts to obtain sufficient DNA to carry out a genetic typing analysis were unsatisfactory.	002486
Oct-07-1988	Wolch writes to Dr. Ferris thanking him for his report dated September 13, 1988 and asking him to comment on one additional issue.	155426
Oct-28-1988	Dr. Ferris replies to Wolch's letter. Dr. Ferris advises Wolch that he is now aware from speaking with a colleague that there was no accurate means of determining secretor status in 1969/70 at the time of David Milgaard's conviction. He advises Wolch that the modern method of determining secretor or non-secretor status had not been adopted as a routine laboratory procedure at the time of Milgaard's conviction.	002486
Dec-28-1988	Wolch forwards a letter to the federal Minister of Justice enclosing the first s. 690 application on behalf of David Milgaard. This application is primarily based upon the affidavit of Deborah Hall and the two reports of Dr. Ferris.	000002

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Date	Event	Docid No.
Dec-28-1988	Asper writes a letter to Sandra Bartlett at CBC enclosing a copy of the s. 690 application to the Minister of Justice on behalf of David Milgaard. He advises Bartlett that his instructions are to impose a seven to 10 day time limit for the CBC to decide whether to proceed with David Milgaard's story on The Fifth Estate.	163061
Jan-16-1989	Asper prepares a memorandum to Wolch in which he advises that he has spoken to Sandra Bartlett from the CBC, and that she has confirmed the CBC will air the Milgaard story on March 28, 1989.	182099
Jan-20-1989	Eugene Williams, Criminal Prosecutions Section of the Department of Justice, prepares a memorandum to Fainstein regarding the application on behalf of David Milgaard, received from Wolch, and asks Fainstein to prepare a report.	333285
Feb-03-1989	Dr. Emson, pathologist, writes a letter to Dr. McDonald in response to material which Dr. McDonald had forwarded to him. Dr. Emson provides his comments on Dr. Ferris's report. It appears that this document is faxed to Eric Malling at the CBC on February 7, 1989.	325157 325155
Feb-10-1989	Wolch writes a letter to David Milgaard (in reply to David's letter of January 23) in which he discusses publicity of David Milgaard's application to the Minister of Justice, and advises David that priority must be placed on establishing his innocence.	213762
Feb-16-1989	The Minister of Justice (Doug Lewis) forwards a letter to Wolch requesting that additional documentary evidence be provided along with any information in relation to the statement in Wolch's letter that he is "in a position to factually demonstrate the errors" in the statement of Nichol John.	004868
Feb-23-1989	David Milgaard writes a letter to the Minister of Justice asking to be advised whether his case has passed an initial stage evaluation.	130118
Mar-08-1989	Robin Taylor, executive producer of The Fifth Estate writes to Asper to advise that the CBC will not be airing a story on David Milgaard, and to explain the reasons for the decision.	218743
Mar-30-1989	Asper writes to David Milgaard enclosing a waiver of solicitor-client privilege as requested by the Minister of Justice for signature.	213804
Mar-30-1989	Asper writes to Dr. Ferris to request the return of the documents and laboratory reports earlier forwarded to him.	155490
Apr-03-1989	A letter from the office of the Minister of Justice (Janet Binks) is forwarded to David Milgaard advising that the Minister has written to Wolch to request additional information, and suggesting that any further information to be submitted by David Milgaard or his family should be submitted with the assistance of his legal counsel.	213808

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Date	Event	Docid No.
Apr-11-1989	Dr. Ferris writes to Asper enclosing requested documentation, advising that he still has, in his possession, exhibits from the trial, and also advising that he was unsuccessful in obtaining any DNA suitable for typing.	155493
Apr-19-1989	Asper writes to Robin Taylor at The Fifth Estate indicating that David Milgaard is upset with the decision of the CBC. Asper advises Taylor that Milgaard is asking to know the name of the person consulted by the CBC who disputed Dr. Ferris's findings.	163064
Apr-29-1989	David Milgaard writes a letter to the Minister of Justice (Doug Lewis) enclosing a signed waiver of solicitor-client privilege, and informing him that he and his family will also be sending a submission of their own.	130118
May-03-1989	Asper writes to Dr. Ferris to advise on the status of the application, and to inform that while The Fifth Estate had decided not to proceed with the story, two other reporters are investigating the situation and have been provided with Dr. Ferris's name.	155495
May-08-1989	Wolch replies to the February 16, 1989 letter from the Minister of Justice enclosing requested documents, providing a submission regarding the statement of Nichol John, and advising that David Milgaard and his family are planning on making a separate presentation to the Minister of Justice.	032905
May-10-1989	Wolch writes to Justice Tallis to advise of the status of David Milgaard's application to the Minister of Justice, and to advise that David Milgaard has signed a waiver of solicitor-client privilege. Wolch indicates that he might telephone Justice Tallis in a week or so to discuss this matter.	153486
Jun-06-1989	Williams writes to Fred Dehm to ask that he provide him with certain of the exhibits from the Gail Miller murder trial.	001555
Jun-15-1989	The office of the Minister of Justice receives a letter (undated) from David Milgaard inquiring about the status of his application, and advising that he and his family will be making a video.	130118
Jun-16-1989	Caldwell forwards a letter to Williams enclosing copies of two letters he wrote to the National Parole Board concerning David Milgaard, on June 14, 1972 and August 15, 1977.	332496
Jun-29-1989	Fred Dehm, Saskatoon Prosecution Unit, forwards a letter to Williams enclosing a witness statement form of Ute Frank and exhibit P.4 (book of photographs).	001554
Jul-05-1989	Dr. Ferris returns to the Court of Queen's Bench for Saskatchewan, the exhibits from the David Milgaard trial which were released to him for the purposes of DNA analysis.	069226

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Date	Event	Docid No.
Jul-17-1989	Caldwell 's handwritten notes indicate that he had a discussion with Williams on this date regarding testing of the exhibits in the Milgaard case, along with the defence argument that the perpetrator could not be David Milgaard as he is a non-secretor.	332492
Aug-08-1989	Patricia Alain prepares a report for Williams after reviewing transcripts, the comments of Dr. Ferris, submissions by Wolch and Sgt. Paynter's lab reports. Patricia Alain questions David Milgaard's secretor status, and advises that methods of testing have changed over the last 20 years. She advises that should Williams wish to determine the actual secretor status of Milgaard, that a saliva sample should be submitted.	155497 002473
Aug-29-1989	Asper forwards a letter to the Minister of Justice enclosing David Milgaard's affidavit. He requests that he be provided with a copy of the statement of Ute Frank. He also advises that it has come to his attention that there may have been reports of an individual harassing nurses in the vicinity where Gail Miller was murdered in the days and weeks preceding the murder, and asks the Minister to make inquiries as to the information that the prosecutor might have had regarding such attacks.	010056
Sept-06-1989	Barry Gaudette (Chief Scientist-Molecular Genetics Central Forensic Laboratory RCMP) provides an opinion to Williams on the possibility of DNA analysis in the Milgaard case. He states that on the basis of information he was given concerning the age, history and previous examination results of the stains in this case, it appears unlikely that there would be sufficient sample for conventional DNA typing (i.e. RFLP analysis). He further indicates that a new DNA analysis technique, Polymerase Chain Reaction (PCR) is being actively researched, and that this new technology may be available in about two years time. The PCR technique has claimed success in analyzing small and deteriorated stains.	002480 002479
Sept-10-1989	David Milgaard writes a letter to the office of the Minister of Justice (Janet Binks) asking for information on his application, and asking that the Minister meet with his mother, himself and Asper. David Milgaard also advises that his family presentation is coming along slowly.	130118
Sept-26-1989	Caldwell 's handwritten notes indicate that he received a telephone call from Williams asking him to go through his file to see if he could locate any newspaper clippings regarding information about attacks on nurses, or other women, by a knife-wielding assailant at the time of the Gail Miller murder.	332490 333309
Oct-02-1989	Williams writes to Asper enclosing a copy of Ute Frank's statement.	157019

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Date	Event	Docid No.
Oct-02-1989	Wolch writes a letter to Williams advising that media interest in the case is expanding, requesting an idea of when a decision might be made, and asking for copies of any documentation that he has received from the original prosecution file.	157021
Oct-11-1989	Williams replies to Wolch's October 2, 1989 letter advising that he is unable to speculate on when a decision will be made (given that the Minister will exercise his discretion once the investigation and report is concluded, and also given recent correspondence from David Milgaard advising he intends to submit a presentation to the Minister).	157023
Oct-15-1989	Pamela Wallin reports on David Milgaard and his application before the Minister of Justice on the CTV National News. Dr. Ferris is quoted ("I would not have found him guilty") as is Asper.	333316
Oct-16-1989	Williams prepares a memorandum regarding the application submitted on behalf of David Milgaard. Williams comments that the forensic analysis submitted by the applicant contains grave omissions. Williams also comments that he has just located a witness at trial (Nichol John) who may have seen Milgaard begin his assault on the victim.	333314
Oct-18-1989	Wolch writes to Williams to advise that as a result of David Milgaard's story airing on the CTV National News on October 15, 1989, Asper received a telephone call from Fernley Cooney, a member of the jury at the Milgaard trial. Wolch states that they are taking steps to make further inquiries, and as more information becomes available they will advise in due course.	010054
Oct-18-1989	An article entitled "Unfit Juror Convicted Murderer" written by Dan Lett appears in the Winnipeg Free Press.	159886
Oct-18-1989	Asper writes to Justice Tallis enclosing a signed solicitor-client waiver form, requesting that he provide his files if he still has them.	153499
Oct-19-1989	Williams has a telephone discussion with Tallis regarding tentative arrangements for a future meeting in Regina, Saskatchewan.	157030
Oct-22-1989	Dan Lett writes an article in the Winnipeg Free Press in which he states that a police statement from a witness (Ute Frank) who directly refuted damning testimony given at the 1969 murder trial of David Milgaard has been released by the federal Justice Department, 20 years after Milgaard was convicted.	220222

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Date	Event	Docid No.
Oct-23-1989	Ellen Gunn, Q.C. prepares a memorandum with respect to an off-the-record discussion with Corbett. The memorandum indicates that: the federal Department of Justice is currently reviewing David Milgaard's application, the more publicity the matter gets the longer the review is likely to take, and that the test they follow is that the defence must show that the accused is probably innocent. The memorandum indicates that the federal Department of Justice intends to interview defence counsel, and potentially some other witnesses, and the Crown Prosecutor. Gunn asks to be notified whenever any decision is taken, and her memorandum states they will be copied with any letters which go to defence counsel.	027172
Oct-23-1989	Williams writes a follow up letter to his conversation with Justice Tallis on October 19, 1989, confirming that he would like to meet with Justice Tallis to discuss David Milgaard's application to the Minister of Justice (Wolch is copied with the letter).	157030 333322
Oct-23-1989	Williams prepares a memorandum to file, regarding discussions with Patricia Alain about steps required to obtain a non-contaminated saliva sample, and certain aspects of the forensic evidence led at the trial of David Milgaard (secretor issue).	002473
Oct-25-1989	After reviewing the prosecution file, Caldwell prepares a five-page letter to Williams enclosing various documentation and information to help him in his review of the matter.	016105
Oct-31-1989	Williams writes to Caldwell to thank him for his letter of October 25, 1989 and for his assistance.	332413
Oct-31-1989	Caldwell writes to Williams enclosing additional documentation from the prosecution file, along with an article written by Carlyle-Gordge.	112393
Nov-06-1989	Williams meets with Tallis.	337474
Nov-06-1989	Williams examines Deborah Hall under oath in Regina on her sworn affidavit and her recollections of the May, 1969 motel room incident. She contradicts her affidavit and confirms that David Milgaard did re-enact the murder and utter words to the effect that he had stabbed and killed Gail Miller but she thought he was joking.	001285
Nov-07-1989	Williams questions Nichol John about the events of January 31, 1969 and her May 24, 1969 statement to police. Her recollection of events is poor but she is able to draw a map of the crime scene. During the interview she reports having a flashback of a man stabbing a woman.	003230
Dec-06-1989	Justice Tallis writes to Asper to advise that he does not have any of his old files, but that he has asked a former colleague to see if the old file is in existence.	153494

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Date	Event	Docid No.
Dec-08-1989	Kelowna RCMP write to Williams enclosing a transcript of the Nichol John interview, and advising that Nichol John was asked whether she wanted a formal investigation to be conducted into her allegations that Milgaard raped her in 1969. John emphatically stated she did not wish to pursue the complaint.	333328
Dec-22-1989	David Milgaard forwards a letter to the Minister of Justice asking to know what is being done with his application, and again advising that he is preparing a family presentation.	333331
Jan-04-1990	Asper writes to Legal Aid Manitoba to again request financial support.	164584
Jan-10-1990	Wolch writes to Williams to advise that they have been unable to obtain support from Legal Aid in Manitoba or Saskatchewan. Wolch indicates that financial limitations have curtailed the preparation of other materials such as reports of experts and a video tape. He asks whether financial support from the Department might be provided and also asks that he be advised if there might be more that they could do to more forcefully present David Milgaard's position.	001140
Jan-16-1990	Williams replies to Wolch's January 10, 1990 letter stating that the fact gathering aspect of David Milgaard's s. 690 application to the Minister of Justice has been completed and advising that if there are additional relevant facts that they wish to bring to the Department's attention, that they do so within the next two weeks.	157037
Jan-23-1990	Asper writes to Williams and states that if the Department of Justice requires more information in order to favorably consider the application under s. 690, he would want the opportunity to submit same with funding provided by the Department of Justice.	001140
Feb-23-1990	Bruce MacFarlane, Q.C., writes to Justice Tallis to confirm the undertaking conveyed to him by Williams regarding the provision of responses by Justice Tallis to Department of Justice inquiries. The letter indicates that responses by Justice Tallis will be conveyed only to the Minister of Justice and her staff when the Department advises the Minister for the purpose of assessing David Milgaard's application for mercy. The information will not be provided to the applicant, his counsel, or made public in any manner.	157044 335388 (p. 3&4)
Feb-26-1990	Wolch receives an anonymous tip that Larry Fisher committed the murder of Gail Miller.	025656

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Date	Event	Docid No.
Feb-28-1990	Asper calls Williams to advise that Wolch received a telephone call from an anonymous informant claiming that Larry Fisher from North Battleford, Saskatchewan was responsible for the murder of Gail Miller, and that Fisher was currently an inmate in a federal institution. Asper forwards a letter to Williams on the same date setting out details of the information that was anonymously provided. Williams forwards a letter to Asper thanking him for the information, and ensuring him that the issues will be carefully investigated and considered.	016133 001140 009086 157049 333341 (p. 7&8) 333350
Feb-28-1990	Williams forwards a letter to Sgt. Pearson of the RCMP asking for his assistance in investigating Larry Fisher and Linda Fisher.	001810
Feb-28-1990	Williams contacts Caldwell and asks him to check the prosecution file for any references to Linda Fisher or Larry Fisher.	332399
Feb-28-1990	The criminal record of Larry Earl Fisher is faxed to the Federal Crown Attorney's office in Ottawa (showing convictions in Winnipeg, Regina and Prince Albert).	333339
Mar-01-1990	Williams contacts Saskatoon police by telephone and letter, and requests their assistance in determining what information they may have regarding Linda Fisher and Larry Fisher.	025659
Mar-02-1990	Caldwell reviews the prosecution file for references to Linda or Larry Fisher and makes a note of McCorriston's report concerning Larry Fisher.	332387
Mar-07-1990	Deputy Chief Montague asks Inspector Quinn to have Cst. Farion review the Gail Miller murder file in order to answer the questions posed by Williams. He notes that it will be necessary to locate the notebooks for former Inspector Parker in order to determine whether any follow up was done on the statement provided by Linda Fisher on August 28, 1980.	105293
Mar-09-1990	Paul Henderson and Joyce Milgaard interview Linda Fisher and Cliff Pambrun. There are subsequent interviews with Jake Ketler and Lorne Huff.	265185 185851
Mar-10-1990	Joyce Milgaard obtains a written statement from Linda Fisher.	101298
Mar-10-1990	Joyce Milgaard obtains a written statement from Clifford Pambrun.	049561
Mar-11-1990	Joyce Milgaard obtains an additional written statement from Linda Fisher.	062143
Mar-11-1990	Williams prepares a memorandum to file indicating that Sgt. Pearson informed him that Joyce Milgaard visited Larry Fisher's mother in North Battleford on March 11, 1990. Mrs. Fisher called the police and RCMP officers escorted Mrs. Milgaard from the property.	333358
Mar-14-1990	Sgt. Pearson interviews Linda Fisher and obtains a statement from her.	004916

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Date	Event	Docid No.
Mar-15-1990	Asper writes to Williams providing information he has regarding Larry Fisher's criminal record and conviction dates. The letter indicates that some of the offences occurring prior to the murder of Gail Miller occurred in both Regina and Winnipeg. The letter also makes mention of Dr. Emson discarding the sample of vaginal aspirate. A copy of the statement taken from Linda Fisher by Mrs. Milgaard is enclosed with the letter.	050467
Mar-20-1990	Sgt. Pearson obtains a statement from Bryan Wright.	004923
Mar-21-1990	Sgt. Pearson contacts S/Sgt. Kline of Regina City Police and asks for records of Larry Fisher's 1971 rape convictions. Sgt. Pearson interviews Cliff Pambrun and obtains a statement from him.	012076
Mar-21-1990	Williams meets with Justice Tallis to discuss his defense of David Milgaard. Williams later prepares memorandums dated March 27, 1990 and May 11, 1990 regarding this meeting.	335388 335386
Mar-22-1990	Deputy Chief Montague of the Saskatoon Police writes to Williams in response to the questions raised in Williams's letter of March 1, 1990.	001919
Mar-22-1990	Caldwell's handwritten notes indicate that he attended at the Provincial Prosecutor's Office with Williams to review the prosecution file. Williams took copies of McCorriston's report, a photocopy of the knife ("murder still under investigation"), the initial statements of Nichol John and Ron Wilson, Dennis Elliot's statement of February 6, 1969 and a statement of V12.	332387
Mar-23-1990	Sgt. Pearson meets with Williams in Saskatoon to discuss the s. 690 application and investigation. Williams and Sgt. Pearson meet with Saskatoon City Police members.	001918
Mar-24-1990	Sgt. Pearson and Williams obtain a sworn statement from Linda Fisher.	063204
Mar-24-1990	Sgt. Pearson obtains possession of, and examines the file from, North Battleford regarding the attempted murder of FV7.	056743
Mar-26-1990	G.R. McCorriston writes to Sgt. Pearson to advise that he has reviewed his notes and can find no further information of assistance in them regarding his interview with Larry Fisher on February 3, 1969.	001918
Mar-26-1990	Williams writes to Asper to acknowledge receipt of a video cassette provided by Joyce Milgaard (accompanying a recent letter to the Minister of Justice), and asking that if any further submissions are to be made on behalf of David Milgaard, that they be forwarded by April 12, 1990.	157062
Mar-26-1990	Asper writes to Paul Henderson enclosing an early draft of the application to the Minister of Justice that was prepared before Dr. Ferris' report was received.	158345 157552

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Date	Event	Docid No.
Mar-27-1990	Williams prepares a memorandum to file regarding his meeting with Justice Tallis on March 21, 1990. He summarizes Justice Tallis' responses to the list of eight questions forwarded to him with MacFarlane's February 23, 1990 letter. Also attached to this file memorandum is a copy of the Saskatchewan Court of Appeal decision in <i>R. v. Milgaard</i> . Portions of the decision have been underlined, indicating the points on which (according to Tallis' recollection) the account provided by David Milgaard differed from the factual findings of the Court.	335388
Apr-02-1990	Asper writes to Williams advising that they have no further submissions to make, and stating that since the filing of their original application in December of 1988 they have also acquired information which they believe establishes the identity of the true killer of Gail Miller.	010045
Apr-05-1990	Williams prepares a memorandum to MacFarlane regarding the status of David Milgaard's application. He advises that the RCMP investigation into Larry Fisher is nearing completion, and that counsel for David Milgaard has been invited to send any final submissions on or before April 12, 1990.	333373
Apr-06-1990	Sgt. Pearson attends at the Saskatoon Police Department and reviews the Gail Miller murder file. He notices that the only notation on file respecting Larry Fisher is a notation of Fisher being approached by the police on February 3, 1969 at the bus stop at Avenue O and 20th Street.	004906 056743
Apr-10-1990	Sgt. Pearson first meets and interviews Larry Fisher in Prince Albert, and requests that Larry Fisher provide a blood sample, take a polygraph examination and provide a statement.	063102 (pg 20)
Apr-10-1990	An article written by Dan Lett appears in the Winnipeg Free Press entitled "Ottawa accused of disregard for well-being of 21 year inmate".	159873
Apr-17-1990	Justice Tallis forwards a letter to Wolch advising that the only part of his file that has been located is a copy of the preliminary hearing, broken down into segments.	153506
May-01-1990	Asper writes to Dr. Peter Markestyn by letter dated May 1, 1990 requesting that he offer his opinion on the report prepared by Dr. Ferris.	155505
May-08-1990	Sgt. Pearson has a brief interview with Larry Fisher in Prince Albert.	056743
May-09-1990	David Milgaard writes a letter to Kim Campbell, Minister of Justice.	213579
May-10-1990	John Harvard, M.P. questions Kim Campbell about the status of David Milgaard's s. 690 application at a Justice committee meeting.	212997

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Date	Event	Docid No.
May-12-1990	An article written by Dan Lett entitled "Coroner Reviews Milgaard Case" appears in the Winnipeg Free Press. It quotes Dr. Ferris and Dr. Markesteyn. It also quotes John Harvard who says that the RCMP have been investigating a new suspect in the murder case, who is currently a prisoner in a Saskatchewan penitentiary.	159867 159869
May-14-1990	Joyce Milgaard confronts Justice Minister Kim Campbell in Winnipeg, and attempts to provide her with a copy of the report written by Dr. James Ferris.	220898
May-15-1990	An article by Dan Lett entitled "Saskatoon Police Ignoring Evidence That Supports Milgaard, Mother says" states that a Prince Albert inmate being questioned in connection with the Miller murder was also interviewed by police in February, 1969. As well, it mentions that Saskatoon Police were given a statement in 1980 from a person who identified the Prince Albert inmate as the Miller murderer.	039010
May-15-1990	Asper writes to Dr. Markesteyn to request that he provide his opinion on whether the evidence tendered at trial supported the Crown's theory of the case against David Milgaard.	155507
May-15-1990	Several articles regarding Joyce Milgaard's confrontation with Justice Minister Kim Campbell appear in newspapers: "Minister shuns Milgaard pleas", "Moms plea rejected" and "Milgaard's mother ignored by Federal Justice Minister".	159860 220898
May-15-1990	Williams forwards the transcript of the judge's charge to the jury, to Dr. Markesteyn.	333393 333406
May-26-1990	Paul Henderson of Centurion Ministries obtains a handwritten statement from Dennis Cadrain.	016475 301838 050412
May-26-1990	Asper writes to Dr. Colin Merry enclosing a complete copy of the trial transcript, and requesting a report.	155509
May-30-1990	Asper is contacted by Lorne Huff regarding Larry Fisher.	169912
Jun-01-1990	Sgt. Pearson takes possession of a bone-handled steak knife from Linda Fisher in North Battleford.	056743
Jun-01-1990	By letter dated June 1, 1990 Dr. Merry advises Asper that a possibility that the frozen yellowish substance found near Gail Miller's body was dog urine cannot be excluded, and, that from the manner in which the tests for secretor status was performed, it is not possible to be certain if David Milgaard is a secretor or non-secretor of blood Group "A" antigens.	106948

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Date	Event	Docid No.
Jun-04-1990	Ron Wilson provides a written statement to Paul Henderson recanting his trial testimony, stating that he was coerced by police and that he believes David Milgaard is innocent.	000248
Jun-04-1990	Dr. Markesteyn (Chief Medical Examiner, Department of Justice, Province of Manitoba) provides a report to Asper. Dr. Markesteyn states his agreement with Dr. Ferris, that the serological evidence presented at the trial failed to link David Milgaard with the semen retrieved from the vagina, snow bank, and crotch of panties. He also expresses his opinion that the serological evidence presented at trial may very well have been erroneous, but what effect this had on the jury is unknown. Dr. Markesteyn questions whether the yellowish substance found in the snow was human semen. If it was uncontaminated human semen, then the presence of the "A" antigen in the specimen, from a serological point of view (assuming Milgaard to be a non-secretor) could not be David Milgaard's.	155517 157075 002511
Jun-05-1990	Asper provides Williams with a copy of the report by Dr. Markesteyn. Williams forwards a copy of the report to Murray Brown.	157075 333434
Jun-06-1990	Williams contacts Joseph Penkala by telephone to request polygraph results and report of polygraphist, in connection with Ron Wilson and Nichol John.	105315
Jun-06-1990	An article written by Dan Lett appears in the Winnipeg Free Press entitled "Milgaard evidence shaky, examiner says". The article indicates that semen samples found at the scene of the crime were insufficiently analyzed, and could just as easily be dog urine as semen.	159853 229913
Jun-06-1990	Asper and Wolch prepare a letter to Williams enclosing copies of the handwritten statements of Ron Wilson and Dennis Cadrain. Wolch and Asper express the view that the statements provide dramatic proof of the wrongful conviction of David Milgaard, and request that the Milgaard case be opened forthwith.	157077
Jun-07-1990	An article written by Dan Lett appears in the Winnipeg Free Press entitled "Milgaard witness says police forced him to lie". The article quotes Ron Wilson who says he was manipulated by police.	039140
Jun-11-1990	Williams interviews Dr. Ferris in Vancouver to discuss the contents of his September 13, 1988 report. Williams notes that Dr. Ferris' report is based on the assumption that David Milgaard is a non-secretor. Williams notes that the non-secretor status attributed to David Milgaard in 1969 may in fact be wrong.	002483
Jun-11-1990	Williams interviews Dennis Cadrain at his home in Port Coquitlam.	002969
Jun-12-1990	Williams speaks with Dr. Markesteyn and Dr. Merry.	002507
Jun-14-1990	Williams interviews Eddie Karst.	002248

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Date	Event	Docid No.
Jun-15-1990	Williams interviews Albert Cadrain who says that although he was distressed by repeated police questioning he told the truth at David Milgaard's trial.	002969
Jun-21-1990	Sgt. Pearson obtains a statement from Celine Armstrong.	301116
Jun-21-1990	Larry Fisher's name is publicized in media reports as a possible second suspect in the Gail Miller murder.	216822 325006
Jun-24-1990	Paul Henderson of Centurion Ministries obtains a handwritten statement from Albert Cadrain in which he states that he was abused by police who put him through "mental hell and torture".	000229
Jun-25-1990	Sgt. Pearson locates Art Roberts for Williams.	056743
Jun-26-1990	Williams contacts Art Roberts by telephone at his residence in British Columbia.	002108
Jun-26-1990	An article appears in the Winnipeg Free Press entitled "Officer still convinced of Milgaard's guilt", quoting from Eddie Karst.	039224
Jun-27-1990	Williams writes to the Calgary City Police to request polygraph records and notes made by Art Roberts in 1969.	002109
Jun-28-1990	Williams speaks with Harold Pick, legal counsel for Larry Fisher, to arrange for an interview of Larry Fisher.	010016
Jul-03-1990	Asper prepares a memorandum in which he states that on the weekend of July 1, 1990 he spoke with Carl Karp at the CBC and obtained the names and some of the addresses of Larry Fisher's victims.	043139
Jul-04-1990	Sgt. Pearson is advised by Williams that Larry Fisher's offences took place in Saskatoon and not in Regina. Sgt. Pearson locates conviction records for Larry Fisher's four Saskatoon offences at Regina Queen's Bench Court House.	056743
Jul-05-1990	Williams prepares a memorandum to file regarding the substance of his interview with Eddie Karst on June 14, 1990. Karst denies any allegations that police manipulated Wilson or that he was given any kind of a deal.	333474
Jul-06-1990	Williams writes to Harold Pick, Q.C., legal counsel for Larry Fisher, to confirm the terms and conditions of the interview of Larry Fisher.	011841
Jul-09-1990	A polygraph examination is conducted on Larry Fisher at the Regional Psychiatric Centre in Saskatoon by Mike Robinson. Robinson advises Sgt. Pearson that the test was inconclusive, as there were physical and mental conditions existing which rendered the test to be of little value.	002369
Jul-12-1990	Williams and Sgt. Pearson interview Larry Fisher. Larry Fisher acknowledges using a paring knife in some of his sexual assaults but he denies any involvement in the murder of Gail Miller.	061960

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Date	Event	Docid No.
Jul-13-1990	Sgt. Pearson and Williams attend at the Saskatoon City Police Department and obtain a copy of a 1970 offence file involving Fisher.	056743
Jul-17-1990	Dan Lett writes a newspaper article in which it is suggested by David Asper that Tallis may never have known about Ron Wilson's first statement given to RCMP in Regina on March 3, 1969. The article is entitled "Witness statement withheld, lawyers say".	039139
Jul-18-1990	Sgt. Pearson obtains a statement from Ken Cadrain.	001477
Jul-20-1990	Williams interviews Ron Wilson and obtains a sworn statement.	124983
Aug-01-1990	Williams interviews Craig Melnyk.	155223
Aug-02-1990	Williams interviews George Lapchuk.	155213
Aug-09-1990	After making inquiries, Saskatchewan Justice concludes that allegations made by Asper, that Tallis was not provided with a copy of Ron Wilson's first statement given to police, are incorrect.	333486
Aug-14-1990	Asper writes a letter to Kim Campbell expressing concern that Caldwell, who conducted the prosecution against David Milgaard in 1969, is assisting the federal Department of Justice with its investigation into David Milgaard's application, pursuant to s. 690.	157100
Aug-15-1990	Wolch writes to Justice Tallis to inquire whether he had Ron Wilson's first statement, and whether he was aware of prior rapes in Saskatoon at the time of David Milgaard's trial in 1969.	153512
Aug-28-1990	Williams prepares a 20 page memorandum to MacFarlane summarizing the steps taken by the federal Department of Justice in investigating David Milgaard's application for mercy, and indicating that no further steps are required to be taken to determine whether there was a probable miscarriage of justice.	004374
Aug-30-1990	Williams speaks with Art Roberts to obtain additional details about the format used when performing polygraph tests on Ron Wilson and Nichol John in 1969.	151588
Sept-10-1990	Wolch writes to Williams in response to a request from Williams for a summary of David Milgaard's final position, with respect to his application under s. 690 of the <i>Criminal Code</i> .	004394
Sept-12-1990	Sgt. Pearson obtains a statement from Estelle Cadrain.	002619
Sept-21-1990	MacFarlane writes to Wolch to invite him to meet with him on October 1 to discuss David Milgaard's application. He advises that the departmental review of the case is now complete. Also at the meeting will be Corbett and Williams.	157117

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Date	Event	Docid No.
Sept-25-1990	The CBC's Fifth Estate program airs a story on David Milgaard and his first s. 690 application. Larry Fisher is named as a possible suspect in the Gail Miller murder, and is interviewed for the program.	059336
Oct-01-1990	Wolch, Asper, MacFarlane, Corbett and Williams meet in Ottawa to discuss David Milgaard's first s. 690 application. Documents including transcripts, reports and portions of the police and prosecutor's file are provided to David Milgaard's legal counsel.	157117 333511
Oct-04-1990	Williams advises MacFarlane that he has today been informed by Saskatoon police that three individuals applied for the reward money offered in relation to the Gail Miller murder, and that the reward was distributed to Albert Cadrain.	002289
Nov-14-1990	The Honourable William R. McIntyre, Q.C. is retained to provide advice to the federal Minister of Justice on David Milgaard's application for mercy. Justice McIntyre provides his advice to the federal Minister on February 7, 1991. Neither the advice he provides nor the information on which it is based are disclosed to David Milgaard's legal counsel.	
Dec-13-1990	Sgt. Pearson interviews coroner Harry Emson.	058291 (pg 51)
Dec-14-1990	Joyce Milgaard writes a letter to all Members of Parliament dated December 14, 1990, attaching a copy of the report prepared by Centurion Ministries, inviting them to read the report and join other Canadians in saying the Milgaard case should be opened up.	009456
Jan-17-1991	Larry Fisher is transferred from Prince Albert Penitentiary to Mountain Institution in British Columbia because of threats being directed towards him.	008400
Feb-27-1991	The federal Minister of Justice dismisses David Milgaard's application to review his conviction pursuant to s. 690 of the <i>Criminal Code</i> .	001529 004351
Mar-12-1991	David Milgaard holds a press conference from Stony Mountain Penitentiary to discuss the decision of the Minister. The David Milgaard support group issues a news release "officially declaring war on the Minister of Injustice". A letter is forwarded to the Minister of Justice, Kim Campbell, by the Milgaard family, in response to her denial of the application.	157818 213387 162442
Apr-24-1991	Paul Henderson and Joyce Milgaard interview FV6.	056485

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Date	Event	Docid No.
Apr-25-1991	Wolch writes a letter to Kim Campbell regarding her decision to deny David Milgaard's application pursuant to s. 690. Wolch comments that they have had no access to police files, which the Department of Justice apparently placed reliance upon. He challenges the Minister's rationale for the decision, and requests that the department provide him with access to the material that formed the basis of the decision along with the information that went to Justice McIntyre and his response.	212782
Apr-26-1991	Mike Brecht of Robinson Investigations Ltd. advises Asper that he has now been able to locate four victims of Larry Fisher.	156888
Apr-27-1991	Paul Henderson and Joyce Milgaard interview FV5.	000901
Apr-30-1991	Paul Henderson and Joyce Milgaard interview FV4.	000108
Apr-30-1991	Justice Minister Kim Campbell replies to Joyce Milgaard's letter of March 12, 1991 concerning the denial of David Milgaard's application pursuant to s. 690.	213827
May-01-1991	Paul Henderson and Joyce Milgaard interview FV1.	054511
May-01-1991	Paul Henderson and Joyce Milgaard interview FV2.	048152
May-03-1991	Paul Henderson and Joyce Milgaard interview FV7.	000901
May-05-1991	Paul Henderson and Joyce Milgaard interview Victim 8 (V8).	054514
May-05-1991	Paul Henderson and Joyce Milgaard interview FV3.	054505
May-14-1991	Asper forwards to Jim McCloskey at Centurion Ministries copies of the statements made by the various victims of Larry Fisher.	158358
Jul-08-1991	A newspaper article appears in the Toronto Sun entitled "Lifer's mom alleges cover-up." Joyce Milgaard is quoted as saying that there is a cover-up, and there were many questionable police activities.	159897
Aug-06-1991	Gail Miller's family provides a statement to Asper to be released to the public, indicating that in light of the new evidence that has been provided to them that they feel there is reasonable doubt as to the guilt of David Milgaard.	000084
Aug-08-1991	Paul Henderson interviews George Lapchuk.	054412

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Date	Event	Docid No.
Aug-08-1991	<p>Wolch forwards a letter to Ellen Gunn, of Saskatchewan Justice, stating that it was only recently brought to his attention that the Attorney General for Saskatchewan was not involved in David Milgaard's application to the Minister of Justice for Canada. He encloses background information relating to the application. He indicates that there is some urgency to providing the material as he expects media reports and publicity in the next few days. He also indicates that they were advised that police reports relating to Larry Fisher's victims were not available, and that it was only later that they realized that the victims were not interviewed or even approached (by federal Justice officials). He states that they now have reason to believe that there are police reports in existence, and that the victims are cooperative.</p>	010080
Aug-14-1991	<p>David Milgaard files a second s. 690 application, focusing on Larry Fisher. In his letter to Kim Campbell, Wolch states that the thrust of the first application was not Larry Fisher. He says that at the time the first application was made they were advised by her department that there were no police reports available on past offences of Larry Fisher. When they determined to proceed further in investigating Larry Fisher's possible guilt, they were surprised to learn there was material available (i.e. "including at least one police report concerning previous victims of Fisher").</p>	000184 000901
Aug-16-1991	<p>Asper and Joyce Milgaard appear on CBC NewsWorld (CBC Morning News) to discuss the results of the investigation of Larry Fisher. Asper says that late yesterday a new application was forwarded to the Minister of Justice. Jim McCloskey appears on CBC NewsWorld (Coast to Coast) and expresses his belief in David Milgaard's innocence. Numerous newspaper articles appear on this date as well. One entitled "Milgaard framed, group contends" in the StarPhoenix indicates that Jim McCloskey alleges the Saskatoon Police framed David Milgaard.</p>	004626 218798
Aug-16-1991	<p>Murray Brown, Director of Appeals, Saskatchewan Justice, writes to Public Prosecutions in Manitoba to request any documentation they have regarding Larry Fisher's previous convictions. Brown also writes to Crown Prosecutors in North Battleford and Regina to request any file material on Larry Fisher.</p>	010028
Aug-21-1991	<p>Dan Lett conducts an interview with Eddie Karst. Karst expresses his views that he is still convinced beyond a doubt that Milgaard is responsible for the murder of Gail Miller.</p>	039366
Aug-21-1991	<p>An article appears in several newspapers in Saskatchewan reporting that Wolch has questioned whether Crown witnesses at Milgaard's trial were paid.</p>	026000

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Date	Event	Docid No.
Aug-22-1991	After consultation with Williams, Sgt. Pearson asks Saskatoon City Police (Inspector Quinn) to provide details of sex offences in Saskatoon for the years 1968, 1969, and 1970. Sgt. Pearson also asks Inspector Quinn to again search for any possible file material on investigations relating to Larry Fisher's four Saskatoon victims.	056743
Aug-28-1991	Saskatoon City Police complete their review of details regarding sex offences in Saskatoon for the years 1968, 1969, and 1970.	012700
Aug-28-1991	Earl Levy, Q.C. sends a letter to Asper enclosing V12's statement.	054484
Aug-29-1991	Saskatchewan Justice prepares a news release stating that the public prosecutions division has possession of its original files in the David Milgaard and Larry Fisher cases.	327551
Aug-29-1991	An undated document (believed to be late August or early September) is prepared by Gunn of Saskatchewan Justice relating to the growing speculation in the media and in the public that justice was not done in the David Milgaard case. The document indicates that the Department of Justice has declined to provide Saskatchewan Justice with copies of their materials. The document concludes by suggesting that Saskatchewan Justice should privately ask federal Justice officials to publicize their review, formally request copies of everything so it can conduct its own review, or, absent agreement on either of the above, recommend that the matter go to the Court of Appeal for public airing.	004322
Aug-29-1991	An article appears in the Globe and Mail, and throughout newspapers across the country, stating that files that may have a crucial bearing on David Milgaard's case have disappeared from the Saskatoon Police Department's computerized record system, and that an internal investigation is underway. An anonymous Saskatchewan police source is quoted as saying that something went on, and somebody tampered with the system. The missing files involve the four sexual assaults that occurred in Saskatoon, and to which Larry Fisher subsequently plead guilty. The Globe and Mail also reports that it has learned there is apparently a fifth file missing involving an unsolved sexual assault (i.e. V12).	057451 220397 000287 324934 327582
Aug-30-1991	A letter is faxed to Kim Campbell by Wolch, in which it is stated that the article regarding missing files appearing in the Globe and Mail on August 29, 1991 is most disturbing and emphasizes the need for a reopening of the case. Also enclosed with the letter is the statement of V12.	333582

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Date	Event	Docid No.
Aug-30-1991	<p>Asper is quoted in several newspaper articles regarding the lost police files relating to Larry Fisher. One article reports that Asper said he has sources which lead him to believe that published reports are accurate. He is quoted as saying "I had heard rumors about it for days now". The article also reports that Asper has his own sources who say the files were in the computer system before Milgaard requested a retrial on August 16, 1991. The article also mentions that Asper said that he has heard that only Fisher's files are missing, and that there has been no large scale loss of older police files in Saskatoon. Other articles quote Asper as saying the following, "Shortly before filing the application August 16th, the reports were there. Within days, they disappeared. To say that it is coincidence may stretch credulity"; "There must be something very damning in those reports for someone to take such a risk and tamper with the computer system"; "the files did exist prior to August 16th".</p>	<p>039314 220383 004592</p>
Sept-03-1991	<p>Sgt. Pearson is advised by Inspector Quinn of Saskatoon Police that V12's report to police and FV1's file have been found.</p>	056743
Sept-06-1991	<p>Joyce Milgaard has a face-to-face meeting with Prime Minister Brian Mulroney in Winnipeg. She asks for a speedy review to be conducted. She advises the Prime Minister that David Milgaard is severely depressed, and asks that he be transferred. Joyce says that Saskatoon Police have admitted they didn't give full information to the Justice Minister, and the Prime Minister says that he checked in Ottawa and understands that the information is en route. The Prime Minister says that he can't speak for the Justice Minister but that he will be talking to her when he gets back to Ottawa. This meeting is widely publicized in numerous articles.</p>	229822
Sept-06-1991	<p>Saskatoon Police conduct an in-depth review of their records. A news release is issued stating that during 1990 a representative of the federal Department of Justice requested access to several Saskatoon police files. At that time only one file from 1970 was located. The news release states that the Saskatoon Police have recently renewed their search for the remaining files and have since located further material which has been provided to the federal Department of Justice. There is no reason to suspect any wrongdoing.</p>	<p>333596 105189</p>
Sept-11-1991	<p>Wolch forwards a letter to MacFarlane, setting out the reasons why he is of the view that the criminal conduct of Larry Fisher would be admissible in proceedings against David Milgaard, for the purpose of raising a reasonable doubt about Milgaard's guilt. Wolch also sets out a chronology of events relating to Fisher which he feels is "somewhat suspicious". He comments that perhaps if he had access to the police reports some of his questions could be answered.</p>	131986

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Date	Event	Docid No.
Sept-12-1991	Sgt. Pearson is advised by Williams that Fisher provided a blood sample to the penitentiary service, and that he has blood type "A" positive.	056743
Sept-12-1991	After consultation with Williams, Sgt. Pearson requests approval for an analysis of Larry Fisher's offences and the Gail Miller murder to be done by the RCMP Division Criminal Information Analytical Services.	011903
Sept-13-1991	Mayor Henry Dayday, Chairman of the Saskatoon Board of Police Commissioners, forwards a letter to W.G. Graham, Executive Director, Saskatchewan Police Commission, requesting the Saskatchewan Police Commission inquire into the allegations of tampering with files which appeared in a newspaper article in the Globe and Mail on August 29, 1991.	004368
Sept-17-1991	Joyce Milgaard, David Milgaard, Asper, Neil Boyd, and Paul Henderson all appear on the Shirley Show and discuss David Milgaard's case. Asper comments on the motel room re-enactment evidence. David Milgaard says that the event never took place. Paul Henderson calls the motel re-enactment a prosecution ploy to put the icing on the cake.	335020
Sept-20-1991	Sgt. Pearson learns from Williams that Larry Fisher's solicitor has advised that Larry Fisher will not take a second polygraph test and will not grant any more interviews to the police.	056743 333656
Sept-20-1991	Williams prepares a memorandum to file indicating that he spoke with Nichol John on September 20, 1991 and obtained her agreement to be interviewed under hypnosis in an attempt to determine if she can remember events that have been blocked out of her conscious memory.	333657
Sept-24-1991	The CBC's Fifth Estate program airs an interview with David Milgaard. The program revisits the Milgaard case one year after first airing a story on him.	230163
Sept-25-1991	Sgt. Pearson meets with Gary Treble and Bill Graham, Saskatchewan Police Commission, and obtains a copy of FV5's file.	056743
Sept-25-1991	Nichol John is interviewed by Dr. Lee Pulos in Vancouver. The interview is transcribed and videotaped.	003276
Sept-26-1991	Dr. Lee Pulos sends a reporting letter to Williams regarding his interview with Nichol John. He reports to Williams that Nichol John said that David Milgaard did stab the victim.	002779
Oct-01-1991	Neil Boyd and Kim Rossmo author a report entitled "Milgaard v. The Queen: Finding Justice-Problems, and Process" (dated only October 1991).	130837 218782

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Date	Event	Docid No.
Oct-02-1991	Douglas Rutherford prepares a memorandum to the Deputy Minister regarding consultations with retired Justice W.R. McIntyre, Q.C. on the substance of David Milgaard's second s. 690 application. The memorandum indicates that there was a meeting with Justice McIntyre, Q.C. to discuss the merits of Milgaard's second application and to consider what steps to take.	016098
Oct-04-1991	Murray Brown receives a reply to his letter to Manitoba Public Prosecutions requesting files for Larry Fisher. Bruce Miller, Director, Winnipeg Prosecutions, advises him that the files relating to Larry Fisher have been destroyed, but that members of the old Fort Gary police department might be able to assist him. He provides the name of Lorne Huff.	010024
Oct-07-1991	Neil Boyd conducts an interview with Ron Wilson in British Columbia.	154640
Oct-07-1991	Kim Campbell is questioned by the press about David Milgaard's second s. 690 application. She advises that she will make the final decision, and that it would be improper for her to meet with Mrs. Milgaard. She also comments that lobbying a minister and creating a public campaign should not have an influence on her decision.	333676
Oct-10-1991	The RCMP Similar Fact Analysis is forwarded to Williams by Sgt. Pearson.	009033
Oct-24-1991	Sgt. Pearson obtains a statement from V8.	012058 012065
Oct-24-1991	An article appears in the Saskatoon StarPhoenix entitled "Milgaard Guilty, Former Police Chief Penkala Maintains". The article indicates that Penkala says he still believes David Milgaard is guilty of Gail Miller's murder.	105155
Oct-24-1991	Wolch writes a letter to MacFarlane, enclosing a copy of the report prepared by Professor Neil Boyd and Kim Rossmo. He states that the report adds some additional information regarding Ron Wilson and Nichol John, certain concessions from Dr. Emson and an interesting psychological profile pertaining to Larry Fisher.	030493
Nov-06-1991	Williams writes to Professor Campbell Perry to request that he assess the September 25, 1991 hypnotic interview of Nichol John, conducted by Dr. Pulos, and determine whether Nichol John was under hypnosis.	333960
Nov-06-1991	Williams writes to Dr. Russell Fleming to request that he assess Nichol John to determine whether she is suffering from any emotional or psychiatric disorder that has prevented her from consciously recalling, the memory of the morning of January 31, 1969.	002192

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Date	Event	Docid No.
Nov-07-1991	MacFarlane writes to Wolch to confirm that he, along with Rutherford and Williams, will meet with Wolch on November 11, 1991 in Ottawa. He advises that two aspects of the case should be considered: firstly, the extent to which evidence relating to Larry Fisher may be considered by the Minister in disposing of the second application for mercy, and secondly, to what extent the Minister of Justice is entitled to take Nichol John's original statement into account.	157134 157130
Nov-08-1991	Williams writes to Nichol John to confirm her consent to a psychiatric interview and assessment. The letter indicates that Dr. Russell Fleming and Professor Campbell Perry have been retained for the purposes of the assessment.	002892
Nov-12-1991	Professor Campbell Perry provides his report to Williams. He expresses his opinion that Nichol John was not hypnotized by Dr. Pulos.	031179
Nov-14-1991	Sgt. Pearson meets with Bill Graham and Gary Treble, Saskatchewan Police Commission, and Bill Graham provides him with copies of two statements taken by Det. Karst from Larry Fisher after his arrest in Manitoba.	056743
Nov-15-1991	Sgt. Pearson meets with Bill Graham and Gary Treble, Saskatchewan Police Commission, and obtains some information regarding FV2's file.	056743
Nov-18-1991	Dr. Russell Fleming provides his report to Williams. His report indicates that he determined Nichol John was not suffering from any significant emotional or psychiatric disorder, but that her lack of recall may be attributed to powerful psychological defense mechanisms.	031224
Nov-18-1991	Bill Graham, Executive Director, Saskatchewan Police Commission, forwards his investigation report regarding the Saskatoon Police force's retention of files, relating to Larry Fisher, to the Saskatchewan Police Commission.	042831
Nov-19-1991	Professor Campbell Perry prepares a further report to Williams after meeting with Nichol John and replaying for her the video tape of Dr. Pulos' interview. He reiterates his opinion that Nichol John was not hypnotized by Dr. Pulos.	031234
Nov-19-1991	Sgt. Pearson obtains retired officer Jack Parker's notebooks from the storage room of the Saskatoon Police station, and forwards them to Williams.	334078
Nov-27-1991	Solicitors in the federal Department of Justice draft potential questions to be considered on the Reference Case.	004320
Nov-28-1991	The federal Minister of Justice refers David Milgaard's case to the Supreme Court of Canada for a hearing.	157840

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Date	Event	Docid No.
Nov-29-1991	The Saskatchewan Police Commission Report on the Investigation Into the Saskatoon City Police Force Retention of Files Relating to Larry Fisher, is completed and is forwarded to Mayor Henry Dayday, Chairman of the Saskatoon Board of Police Commissioners. The report concludes there is no evidence of tampering with police files and no merit to the allegation that someone in the Saskatoon Police department tried to conceal the existence of Larry Fisher and his convictions for sexually assaulting four Saskatoon women.	000263 330902 at 330908
Nov-29-1991	Sgt. Pearson receives instructions from Williams to interview Larry Fisher's victims.	056743
Nov-29-1991	The federal Minister of Justice holds a news conference on David Milgaard's s. 690 application. The federal Minister of Justice advises Wolch by letter of the decision to refer the matter to the Supreme Court.	334170 157840 at 157841
Dec-05-1991	A memorandum is provided to the provincial Minister of Justice by Murray Brown. It reports on Serge Kujawa's involvement in the prosecution of David Milgaard's case, providing information on any involvement that the Premier may have had with the matter, what role officials in the Justice Department played in the review of the matter, and the department's role in the prosecution of Larry Fisher.	042956
Dec-06-1991	Sgt. Pearson attends the residence of retired officer McCorriston, and obtains possession of 29 notebooks.	056743
Dec-09-1991	Sgt. Pearson interviews FV2.	008644
Dec-09-1991	A meeting takes place in Ottawa with federal Justice officials, David Milgaard's legal counsel and provincial Justice officials to discuss emerging issues and procedural matters regarding the upcoming reference before the Supreme Court of Canada. Following the meeting of legal counsel, a meeting is to take place with the Chief Justice of the Supreme Court.	334244
Dec-10-1991	By order of the Supreme Court of Canada dated December 10, 1991, legal counsel for the Reference Case are appointed.	029808
Dec-11-1991	Robert Frater begins to assemble documentation for the Reference Case and forwards draft indices to legal counsel involved for their review.	115417
Dec-12-1991	Williams writes to Professor Orne to request his services in conducting a hypnosis session with Nichol John.	334274
Dec-19-1991	Larry Fisher applies for, and is granted, standing to participate in the Reference Case.	115617
Dec-20-1991	Williams conducts an interview with Ute Frank.	326514
Jan-05-1992	The book "When Justice Fails" written by Carl Karp and Cecil Rosner is released on or about this date by publisher McClelland and Stewart.	

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Date	Event	Docid No.
Jan-06-1992	Paul Henderson interviews Launa Edwards and obtains a statement.	003636 031406
Jan-10-1992	A statement from Ben Dozenko is obtained by Sgt. MacKenzie of the RCMP.	008721
Jan-10-1992	A second hypnosis session with Nichol John is performed in Philadelphia by Professor Martin Orne.	031244
Jan-11-1992 – Jan-12-1992	Wolch meets with Justice Tallis.	158495
Jan-13-1992	Frater writes to counsel for David Milgaard and Larry Fisher to request that consent forms be signed relating to the provision of bodily samples.	157242 268668
Jan-14-1992	Sgt. Pearson interviews and obtains a statement from FV3.	008727
Jan-14-1992	Frater writes to legal counsel for David Milgaard again to request an executed consent form relating to the provision of blood and saliva samples. He also requests that it be confirmed with Dr. Ferris whether he is in possession of any material obtained from the trial exhibits as it may be required for new DNA testing. Frater writes again to legal counsel for Larry Fisher regarding consent for blood and saliva samples.	165664 268673
Jan-16-1992	The Reference Case begins as all parties appear in the Supreme Court of Canada. Chief Justice Lamer opens the proceedings with preliminary comments and also indicates that it is the wish of the Court that David Milgaard be the first witness.	208523 267414
Jan-17-1992	Sgt. Pearson attends at the Saskatoon Queen's Bench Courthouse. He photographs and obtains possession of the exhibits in <i>R. v. Milgaard</i> .	267287 056743
Jan-17-1992	Justice D.H. Wright of the Court of Queen's Bench orders as follows: "The Local Registrar is authorized to deliver the court file and exhibits to Sgt. Pearson for transmission to the Supreme Court of Canada. They are to be returned to the Local Registrar upon completion of the proceedings in the Supreme Court of Canada."	267287
Jan-21-1992	The Supreme Court of Canada begins to hear evidence on the Reference Case and the first witness to provide testimony is David Milgaard.	013092
Jan-22-1992	Sgt. Pearson interviews and obtains a statement from Sharon Williams.	008731
Jan-22-1992	Chief Justice Lamer orders that exhibits tendered at the trial of David Milgaard, and presently in the custody of the Supreme Court of Canada, be released for forensic testing. The Order covers exhibits 6, 7, 8, 9, 10, 13, 15, 35 and 41. The Order is signed by Chief Justice Lamer on January 30, 1992.	019280

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Date	Event	Docid No.
Jan-22-1992	Patricia Alain receives a Request for Analysis from Williams regarding David Milgaard's blood and saliva samples. Alain receives a further Request for Analysis from Williams which states, "The attached list of exhibits is to be examined by forensic specialists to determine the presence of biological material suitable for analysis by a DNA typing methodology."	334474
Jan-22-1992	David Milgaard and Ron Wilson testify in the Supreme Court of Canada.	231940
Jan-23-1992	Ron Wilson and Nichol John testify in the Supreme Court of Canada.	013632
Jan-29-1992	Williams is informed by Patricia Alain that David Milgaard is an "A" secretor.	334505 002094
Feb-03-1992	Ron Wilson testifies in the Supreme Court of Canada regarding his citation for contempt.	121235 031388
Feb-07-1992	The Attorney General of Canada files a written submission with the Supreme Court of Canada regarding the test to be employed on the Reference.	020321
Feb-11-1992	Counsel for Larry Fisher files a written submission on the test to be employed by the Supreme Court of Canada on the Reference.	009907
Feb-11-1992	Counsel for David Milgaard files a written submission with the Supreme Court of Canada regarding the test to be employed on the Reference.	020269
Feb-13-1992	Merchant writes to Wolch enclosing his file on David Milgaard.	216144
Feb-15-1992	The Attorney General for Saskatchewan files a written submission with the Supreme Court of Canada.	021278
Feb-17-1992	Patricia Alain prepares a Forensic Laboratory Report for Williams regarding her examination of exhibits from the trial of David Milgaard. The Forensic Laboratory Report outlines her conclusions and contains remarks on the different types of DNA testing available. Patricia Alain identifies a single semen stain (approximately 4 to 5 mm diameter) on the panties (exhibit 6).	002090
Feb-17-1992	Ron Wilson and Eddie Karst testify in the Supreme Court of Canada.	013979
Feb-18-1992	Eddie Karst, Russell Fleming and Deborah Hall testify in the Supreme Court of Canada (Volume VII).	209306
Feb-18-1992	Dr. Colin Merry provides a reply to Asper on the issue of secretor status. He reports that David Milgaard always was and always will be a blood Group "A" antigen secretor.	155546
Feb-18-1992	An article appears in the Saskatoon StarPhoenix entitled "Police created game plan for Milgaard: lawyers". The article deals with the Mackie summary. Asper is quoted as saying that the document appears to be an attempt to "connect the dots" between the murder and the theory.	228041

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Date	Event	Docid No.
Feb-19-1992	Art Roberts, Ute Frank and Launa Edwards testify in the Supreme Court of Canada (Volume VIII).	121840
Feb-20-1992	George Lapchuk and Craig Melnyk testify in the Supreme Court of Canada (Volume IX).	144158
Feb-28-1992	The Supreme Court of Canada issues a five page decision entitled "Statement of the Court with Respect to what will Constitute a Miscarriage of Justice in the Circumstances of this Case".	305225
Feb-28-1992	Murray Brown writes to Deputy Police Chief Montague enclosing the Mackie summary and asking to know who prepared it.	116999
Feb-28-1992	Robert Harris provides an affidavit to the Supreme Court regarding his recollection of the motel room re-enactment in May of 1969.	019554
Feb-29-1992	Wolch speaks with Justice Tallis.	117084
Feb-29-1992	Joyce Milgaard swears an affidavit for use in the Supreme Court of Canada.	010127
Mar-03-1992	Sylvia Poitras, sister of Larry Fisher, swears an affidavit for use in the Supreme Court of Canada.	009691
Mar-04-1992	Tallis testifies in the Supreme Court of Canada.	232815
Mar-04-1992	Tallis, Bobbie Stadnyk, Ben Dozenko and Jack Hewitt testify in the Supreme Court of Canada (Volume X).	232815
Mar-06-1992	Dr. Colin Merry provides a report to Asper.	155549
Mar-09-1992	Fainstein advises the Supreme Court of Canada that the exhibits have been examined but not subjected to DNA analysis. He indicates that the only things they have to work with are a small semen stain on the victim's panties and a tiny bit of residue in a vial which at one time was analyzed to contain human semen. The conventional genetic testing technique, RFLP, is not available because of the small quantity of material. Newer tests have been developed but are not yet ready for court purposes and may not be so for another year. He asks the Court's permission to maintain the exhibits securely until such time as these test have been developed for use in court. He asks that he be allowed to maintain the material but that it not deter the Court from rendering its opinion. He advises that the existing court order is broad enough to cover the circumstances (i.e. should testing be conducted at some time in the future).	317717 (pgs 1-11)
Mar-09-1992	Brett Morgan and John Patterson testify in the Supreme Court of Canada (Volume XI).	233787A
Mar-10-1992	V12, VFV7 and Linda Fisher testify in the Supreme Court of Canada (Volume XII).	232430

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Date	Event	Docid No.
Mar-11-1992	Sgt. Pearson obtains a statement from Caldwell.	008818 067169
Mar-11-1992	Patricia Alain receives bodily samples (blood, hair, saliva, semen, and urine) all marked Larry Fisher.	332475
Mar-11-1992	Larry Fisher testifies in the Supreme Court of Canada (Volume XIII).	232244
Mar-12-1992	Larry Fisher and Albert Cadrain testify in the Supreme Court of Canada (Volume XIV).	144634
Mar-21-1992	Mike Breckenridge writes a letter to Wolch stating that he worked in the Department of the Attorney General in Saskatchewan at the time of the Fisher and Milgaard cases, that he recalls delivering both cases to Serge Kujawa at the same time, and also that there were many closed door meetings between Roy Romanow, Ken Lysyk and Serge Kujawa regarding the two cases. He suggests that there was a cover-up.	047152
Mar-23-1992	Fainstein writes to all counsel in the Reference Case to advise that as they now have known samples of genetic materials from both David Milgaard and Larry Fisher, one of the PCR based DNA testing techniques (which an eminent laboratory in the United States is willing to apply) may be of assistance. He further advises that a report should be received by April 6.	008996
Mar-23-1992	Sgt. Pearson travels to Ottawa and takes possession of Milgaard exhibits from Patricia Alain. Sgt. Pearson and Fainstein transport the exhibits to Roche Biomedical Laboratory in North Carolina and are present for DNA testing conducted by Dr. Marcia Eisenberg.	062862 056743 (pgs 160 to 165)
Mar-28-1992	Sgt. Pearson returns the exhibits to Patricia Alain at Ottawa International Airport.	056743
Apr-01-1992	Sgt. Pearson reports to Williams that he has obtained a statement from Dennis Elliott, who is willing to provide a blood sample if ever required. Elliott stated that he had no sexual contact with Gail Miller.	067108
Apr-06-1992	Dr. Marcia Eisenberg of Roche Biomedical Laboratories provides a report to Fainstein. The report indicates that with respect to both exhibit 13 (plastic vial) and exhibit 6 (panties), no DQ alpha type was obtained, the sample was shown to be partially inhibitory to the PCR reaction, and upon further testing the samples were found not to obtain quantifiable amounts of DNA.	174222 245562
Apr-06-1992	Fainstein reports to the Supreme Court of Canada that DQ alpha testing was pursued but that due to the age and condition of the material from the crime scene no results were achieved with the test.	233007A (pgs 1-7)
Apr-06-1992	The Supreme Court of Canada Reference Case concludes with final arguments (Volume 15).	233007A

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Date	Event	Docid No.
Apr-14-1992	The decision of the Supreme Court of Canada is released. Although finding that David Milgaard failed to establish his innocence, the Supreme Court of Canada concludes that there has been enough new information placed before them which is reasonably capable of belief and which taken together with the evidence adduced at trial could reasonably be expected to have affected the verdict. The Supreme Court of Canada indicates that they will be directing the Minister to quash the conviction and to direct a new trial. The federal Minister directs the holding of a new trial pursuant to s. 690(2) of the <i>Criminal Code</i> .	008879
Apr-15-1992	Fainstein writes to Dr. Fourney and advises that the Minister of Justice has ordered a new trial but the province may likely enter a stay of proceedings. He states that regardless of what happens, he thinks it would still be appropriate for the Department of Justice to pursue further testing if, and when, a reasonably promising technique becomes available. He asks that Dr. Fourney advise whether he foresees that within the next few months further advances in technology will be able to overcome the apparent problems of degradation and contamination that have frustrated efforts to get DNA test results to date.	334763
Apr-16-1992	David Milgaard is released from jail. He is charged with second degree murder but a new trial is not held. Instead, the Crown enters a stay of proceedings pursuant to s. 579 of the <i>Criminal Code</i> . The Attorney General of Saskatchewan states that the provincial government will not order an inquiry, nor will it offer any compensation to David Milgaard.	020392

Post Release Events

Date	Event	Docid No.
Apr-20-1992	Wolch writes to both the provincial and federal Ministers of Justice to request that a public inquiry be ordered and that David Milgaard be compensated. Wolch also requests of the provincial Minister of Justice that independent advice be sought as to whether Larry Fisher should be prosecuted. Wolch states that while the provincial government should be looked to first in the matter, any initiative from the federal government would be appreciated given the considerable provincial/federal overlap.	026935 117592
May-01-1992	Asper sends a copy of the letter from Mike Breckenridge to Mike Robinson of Robinson Investigations, asking that he review it in the strictest confidence. After speaking with Mike Robinson, Asper forwards a letter dated May 11, 1992 requesting that Robinson Investigations investigate the substance of the letter.	156896 156898

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Date	Event	Docid No.
May-08-1992	Bob Mitchell, Q.C., Minister of Justice and Attorney General for Saskatchewan replies to Wolch's April 20, 1992 letter. Mitchell states in the letter that: he is unable to comply with Wolch's request to order an independent inquiry and to compensate David Milgaard; as the province followed the suggestion outlined by the Supreme Court of Canada by entering a stay, there has been no miscarriage of justice; all matters raised by Wolch were brought to the attention of the Supreme Court of Canada and fully and fairly inquired into; and the judgment of the Supreme Court of Canada placed no blame on those involved in the investigation and/or prosecution of David Milgaard.	334791
May-26-1992	Bob Perry of Robinson Investigations reports to Asper by letter dated May 26, 1992 concerning his inquiries about and meeting with Mike Breckenridge. He reports that Breckenridge was unable to provide specific details regarding the handling of the Milgaard matter. He met with Breckenridge on May 22, 1992 and Breckenridge supplied him with a prepared statement. The statement indicated that there were closed door meetings regarding the Milgaard and Fisher files and that Breckenridge, along with other employees, believed that it was becoming evident that the Milgaard case was a mistake.	213939 004012
Jun-15-1992	Bob Perry reports to Asper by letter dated June 15, 1992 that he met with Joyce Milgaard on June 12, 1992 and that she requested another interview be set up with Breckenridge. Bob Perry also reports that on June 14, 1992 he and Mrs. Milgaard met with Breckenridge for approximately 2½ hours.	156905
Sep-8-1992	Wolch writes to the provincial Minister of Justice to request an opportunity to meet and to address the position being expressed by the Minister of Justice on the scope of the Supreme Court hearings in his correspondence with a member of the public, namely Mrs. Sigrid MacDonald (letters dated May 7, 1992, May 29, 1992 and June 14, 1992). Wolch states his view that the Supreme Court reference did not constitute an inquiry into police or crown misconduct. Wolch also states that the Supreme Court decision indicates that since October 1970 the continued conviction of David Milgaard has amounted to a miscarriage of justice.	026968 026768 026767 027095 162851
Sep-09-1992	Williams prepares a memorandum to file indicating that Patricia Alain called to find out whether she should keep the court exhibits from the Milgaard trial. The memorandum indicates that Patricia Alain has retained the dress, bra, panties, garter belt, nylons and a blood sample from Ron Wilson. She also has blood and saliva samples from David Milgaard and Larry Fisher. In addition, she has Larry Fisher's urine and semen samples. Williams consults with Fainstein and asks Patricia Alain to retain possession of all exhibits until further notice.	334822

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Date	Event	Docid No.
Sep-16-1992	Wolch writes to the Federal Minister of Justice, Kim Campbell, to formally request an inquiry into the arrest, conviction and continued incarceration of David Milgaard. He asks that the issue of compensation also be addressed. The letter states that new evidence has been obtained which makes it imperative that the Federal Government order an inquiry into the entire Milgaard matter, as it would be impossible for the Milgaard family to obtain an impartial inquiry in the Province of Saskatchewan. The new evidence mentioned by Wolch is the information provided by Breckenridge. Wolch encloses a photocopy of the statement given by Breckenridge to Bob Perry but does not provide the Minister of Justice with Breckenridge's name.	004064
Sept-18-1992	Williams requests assistance from Sgt. Pearson in locating and interviewing persons to respond to the September 16, 1992 letter from Wolch and the request for a federal inquiry.	047110 334826 334870 at 334872
Sep-19-1992	Joyce Milgaard, David Milgaard and Wolch hold a news conference alleging wrongdoing and a cover-up by police and Saskatchewan Justice officials in the handling of David Milgaard's case.	334827 219290
Sept-19-1992	Sgt. Pearson interviews Patricia Styles and obtains a statement.	004014
Sept-19-1992	Sgt. Pearson obtains a statement from Dave Wollbaum.	004019 117922
Sep-21-1992	Bruce MacFarlane, Q.C. writes to Wolch to request the name of the person who provided the written statement to Mrs. Milgaard, which was referred to during the news conference held September 19, 1992.	334870
Sep-21-1992	Richard Quinney, Acting Director, Public Prosecutions (Saskatchewan Justice) is provided with the statements of Patricia Styles and David Wollbaum taken by Sgt. Rick Pearson.	154207
Sep-22-1992	Murray Brown forwards to Sgt. Pearson documents indicating that Breckenridge was employed in the Department of the Attorney General from October 3, 1973 to June 29, 1975. Wolch writes to MacFarlane to urge on behalf of Joyce Milgaard that the Minister of Justice order an independent inquiry. The name and address of Breckenridge is not provided.	162867 004906 at 004913
Oct-08-1992	A meeting is held regarding Mrs. Milgaard's allegations of obstruction of justice. Neil McCrank, Bruce Fraser, C/Supt. D.H. Egan, Supt. M.J. Johnson, Inspector Wass, Inspector M. Sawatsky, Sgt. Williams and Sgt. Pearson are in attendance. Brent Cotter, Deputy Minister of Justice and Deputy Attorney General (Saskatchewan), also attends.	060842 003998 057344

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Date	Event	Docid No.
Oct-09-1992	Saskatchewan Justice Deputy Minister confirms that allegations by Joyce Milgaard of wrongdoing will be dealt with and that the matter has been referred to the RCMP.	060891
Oct-09-1992	Brent Cotter writes to Neil McCrank to confirm that the RCMP are investigating allegations of obstructions of justice arising from the David Milgaard case. He also confirms that McCrank has agreed to make the determination (based on the results of the investigation) of whether any criminal charges should be laid.	060891
Oct-13-1992	C/Supt. Egan of the RCMP assigns the conduct of the investigation concerning Mrs. Milgaard's allegations to Inspector Sawatsky and Sgt. Williams of the Regina Sub-Division.	060893 060907
Oct-28-1992	Wolch receives a letter from Kim Campbell responding to his letter dated September 16, 1992. Her letter advises that the matter will be referred to the Attorney General of Saskatchewan, as that office has constitutional authority for the administration of justice in the Province of Saskatchewan. Campbell further states in her letter that the federal <i>Inquiries Act</i> does not authorize the Governor in Council to undertake an inquiry in the circumstances of this case.	060917
Oct-30-1992	Saskatchewan Justice notifies Wolch that Mrs. Milgaard's allegations of wrongdoing have been referred to the RCMP and Alberta Justice. He also receives notice that the RCMP will be contacting him for further information regarding the matter.	061701
Nov-02-1992	Inspector Sawatsky writes a letter to Wolch advising that the RCMP is conducting a criminal investigation to determine if there was wrongdoing during the handling of the Milgaard file. He also advises Wolch that he will be contacting him in the future to arrange a meeting.	060903
Nov-06-1992	Wolch writes a letter to Inspector Sawatsky advising that he will cooperate with the RCMP. He requests that the investigation cover not only potentially criminal conduct but also breaches of provincial statutes (such as the <i>Law Society Act</i>) and ethical duties that must be observed by Crown counsel.	060915
Nov 19-1992	The RCMP inform Saskatchewan news media that they are investigating allegations of wrongdoing arising from the David Milgaard case. Saskatchewan news media is also informed that Inspector Sawatsky and Sgt. Williams have been assigned to conduct the investigation.	004001
Nov-26-1992	Inspector Sawatsky and Sgt. Williams meet with Wolch, Greg Rodin and Bob Bruce in Winnipeg. Wolch discusses various issues and makes various allegations against certain individuals and institutions.	060842 at 060856 023046

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Date	Event	Docid No.
Dec-03-1992	Wolch writes to Inspector Sawatsky of the RCMP in follow up to their meeting of November 26, 1992 to provide him with further information. The name of Breckenridge is provided by Wolch. However, the name of the Milgaard contact within the Saskatoon Police Department is not provided.	060934
Dec-21-1992	Neil McCrank writes a letter to Brent Cotter and updates him on the status of the investigation. He advises that allegations of 'cover-up' have been made against the Saskatoon Police Department, Saskatoon Crown Counsel's office and the Saskatchewan Department of Justice. McCrank also advises that the RCMP investigators have been instructed to fully investigate every allegation and to take such steps as are deemed necessary to complete the investigation.	060941
Dec-21-1992	Inspector Sawatsky writes a letter to Richard Quinney formally requesting access to Saskatchewan Justice's files relating to David Milgaard and Larry Fisher. Richard Quinney responds by advising that Saskatchewan Justice is prepared to provide the RCMP with access to those files.	060945 004436
Dec-22-1992	Chief Maguire of the Saskatoon City Police writes to C/Supt. Egan and advises that Inspector John Quinn has been tasked with providing assistance to RCMP investigators working on Project Flicker.	060947
Feb-25-1993	Inspector Sawatsky, Sgt. Williams and Cst. Jorgenson interview Mrs. Milgaard. During the interview, Mrs. Milgaard discusses various issues and makes various allegations against certain individuals and institutions.	331214 038239
Mar-29-1993	David Milgaard files a statement of claim in Saskatoon Court of Queen's Bench against Serge Kujawa, Thomas David Roberts Caldwell, The City of Saskatoon, Eddy Alexander Karst, Raymond William Mackie, and Charles Short.	
Mar-31-1993	Several articles appear in newspapers reporting on the Statement of Claim issued by David Milgaard. The articles also quote Saskatchewan Justice Minister Mitchell stating that there is nothing left to inquire into, given the Supreme Court of Canada hearing.	332557
Jun-04-1993	Dr. Ferris replies to Inspector Sawatsky and advises that given David Milgaard's secretor status, the serological analysis would not allow for the exclusion of David Milgaard as being the origin of the seminal samples.	041916
Jun-10-1993	Inspector Sawatsky and Cst. Jorgenson interview Serge Kujawa.	022706
Jul-08-1993	Inspector Sawatsky writes a letter to Jim McCloskey attaching a list of questions for him to consider and respond to (as an in person meeting could not be arranged).	044763 at 044764

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Date	Event	Docid No.
Jul-13-1993	Inspector Sawatsky writes a letter to Paul Henderson explaining the mandate of the RCMP investigation and asking him to respond to a series of questions. Inspector Sawatsky also requests any video/audio tapes, notes, statements and documentation in Paul Henderson's possession.	049879
Jul-21-1993	Inspector Sawatsky and Sgt. Dressler interview Caldwell.	022161
Jul-27-1993	Inspector Sawatsky and Cst. Dyck interview Roy Romanow, who from 1971 to 1973 was the Attorney General for Saskatchewan, and also the Deputy Premier.	022852
Oct-01-1993	The RCMP interview Bob Perry and Breckenridge. Breckenridge is	054611
Nov-30-1993	questioned about his employment history and the information which he provided to Bob Perry and to Joyce Milgaard.	054607
Sep-09-1993	Murray Brown writes a letter to Inspector Sawatsky advising that another portion of Saskatchewan Justice's file in this matter (the 'missing head office file') has recently been found.	061373
Feb-23-1994	Larry Proke, Assistant Commissioner, Commanding Officer "F" Division, writes a letter to McCrank indicating that the investigation is complete. He also encloses a copy of Inspector Sawatsky's Final Investigation Report.	061490
May-26-1994	Larry Fisher is released from custody.	
Jul-21-1994	Inspector Sawatsky sends a letter to McCrank enclosing the RCMP's supplementary report.	061567 033694
Aug-15-1994	McCrank writes a letter to Brent Cotter, Deputy Minister of Justice and Deputy Attorney General for Saskatchewan, indicating that Alberta Justice's assessment of the RCMP investigation into the allegations of criminal wrongdoing is now complete. The letter attaches Alberta Justice's Report and Inspector Sawatsky's Final Investigation Report. McCrank's letter states that there is no credible evidence to support any allegation of obstruction of justice or criminal wrongdoing in the Milgaard investigation or prosecution. The RCMP Final Investigation Report concludes that the available evidence does not support allegations of criminal wrongdoing by the Saskatoon City Police or other Justice officials, and that there is no new evidence which would exonerate David Milgaard or inculpate any other person, including Larry Fisher.	032797 032805 023167

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Date	Event	Docid No.
Aug-16-1994	Brent Cotter makes public the results of the RCMP investigation and the Alberta Justice Report concluding that there was no criminal wrongdoing nor any attempt to obstruct justice in the investigation or prosecution of David Milgaard. He also states that he intends to follow the recommendation of Alberta Justice that the RCMP analysis be made public, and he hopes to do so within a matter of weeks, once privacy and disclosure issues have been clarified.	032799
Aug-17-1994	An article entitled, "RCMP report called whitewash by Milgaard" appears in the Globe and Mail. David Milgaard is quoted as saying, "Everybody is being cleaned up and white-washed by the RCMP of Canada."	217219
Jan-27-1995	Fainstein writes to Saskatchewan Justice and the solicitors for David Milgaard and Larry Fisher enclosing copies of the lab report with respect to DNA testing that was done by Roche Biomedical Laboratories Inc. during the Supreme Court of Canada Reference.	289661
Feb-14-1995	Beresh advises Fainstein by letter that the consent previously provided by Larry Fisher for testing of bodily samples is no longer valid, and that anyone acting upon it does so at his own peril.	268705
Feb-21-1995	Greg Rodin writes to Fainstein, enclosing David Milgaard's authorization for further DNA testing. Rodin states that it will be necessary to arrive at an agreed upon protocol for conducting further DNA testing.	164907
Mar-14-1995	Wolch writes to Ned Shillington, Attorney General and Minister of Justice for Saskatchewan. He encloses an amended Statement of Claim in the civil action commenced by David Milgaard against various defendants including Crown attorneys and police officers. The purpose of the letter is to request that the Minister of Justice order a public inquiry with a broad mandate to examine the facts and identify underlying causes for the miscarriage of justice which took place, and also to consider the issue of compensation.	033297 at 033298
Mar-16-1995	Ron Fourney, Ph.D. (Section Head-Biology Research and Development Central Forensic Laboratory RCMP) provides a letter to Fainstein outlining his suggestions concerning further DNA testing after having reviewed the current status of the remaining Miller case exhibits. Fourney states in his letter that the majority of exhibit material was consumed by the original serological analysis and the failed DNA analysis conducted by Dr. Ferris. He states that a portion of the contaminated DNA extract, and half the remaining unextracted semen stain on Gail Miller's panties, are the only potentially significant items among the exhibits in the possession of Pat Alain for DNA testing. He recommends that PCR based Short Tandem Repeat analysis (STR) be used, and advises that the most experienced forensic laboratory in this field is the Forensic Science Services in the United Kingdom.	032751

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Date	Event	Docid No.
Mar-30-1995	Fainstein circulates Fourney's March 16, 1995 letter to counsel for David Milgaard, Larry Fisher, and the Government of Saskatchewan. Fainstein advises that the Department of Justice is prepared to proceed with STR testing as Fourney suggests, provided that agreement can be reached on necessary details. He also states that he hopes that Larry Fisher will authorize the testing to encompass him as well.	032749
Mar-31-1995	Saskatchewan Justice Minister Shillington replies to Wolch's March 14, 1995 letter and states that a further inquiry is not warranted and will not be ordered. He states that three inquiries into this case have already been conducted: by the federal Department of Justice, by the Supreme Court of Canada, and also by the RCMP.	033293
Apr-07-1995	Brown writes to Fainstein to advise that Saskatchewan Justice will agree to have the DNA analysis recommended by Fourney conducted at this time.	032748
Apr-27-1995	Wolch replies to Minister of Justice Shillington's March 31, 1995 letter. He indicates that he is asking for a public inquiry and that the three inquiries referred to in the March 31, 1995 letter were either not public processes, or, in the case of the Supreme Court, were limited in scope. He also indicates that despite being advised by Inspector Sawatsky that he would have the opportunity to meet with him regarding the conclusions reached by the RCMP, no meeting has taken place and there has not been any explanation for the delay.	033291 at 033292
May-05-1995	David Milgaard files a defamation claim against Saskatchewan Justice Minister Robert Mitchell, in the Ontario Court (General Division). The claim alleges that Mitchell was accurately quoted in a January 3, 1995 article in the Globe and Mail stating, of David Milgaard, the following words: "I think he was properly convicted. I think he did it." The legal action in Ontario is eventually stayed. David Milgaard then proceeds with the defamation action against Mitchell in the Court of Queen's Bench for Saskatchewan on August 30, 1995.	
Jul-04-1995	Inspector Sawatsky writes a letter to Wolch indicating that the RCMP is prepared to follow through on its commitment to meet with him for the purpose of outlining its findings into the allegations of wrongdoing. Inspector Sawatsky states he would like to meet as soon as possible, as Saskatchewan Justice plans to make the Report public very soon.	061884
Jul-07-1995	Wolch writes a letter to Inspector Sawatsky outlining the various attempts to arrange a meeting to discuss the RCMP's findings and expresses his frustrations with that process. He indicates it is becoming clear that the Government is not really interested in who murdered Gail Miller or in David Milgaard's guilt or innocence, but rather in saving money and embarrassment.	061886

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Date	Event	Docid No.
Jul-12-1995	The RCMP Report is released to the public.	
Oct-18-1995	Rodin writes to Fainstein to advise that he has some concerns about the STR testing suggested by Fourney, and to further advise that he is still waiting to receive Dr. Blake's report concerning potential DNA testing and appropriate methods.	106901
Dec-04-1995	Dr. Blake prepares a report addressed to Fainstein in which he expresses his opinion that the DQ Alpha/Polymarker system of DNA testing is most appropriate for the genetic analysis of degraded samples, not STR based testing as recommended by Fourney. Further, Blake states that a careful and thorough inventory of the remaining evidence should be conducted to determine what evidence exists and whether or not sperm are present. He specifically indicates that he is concerned with Patricia Alain having found only a very small semen stain on the panties. He states that there may be other semen stains on the panties that have not yet been identified.	268709
Apr-18-1996	Fourney writes to Fainstein to address the comments contained in Blake's report. Fourney explains that Blake has requested a full inventory of the remaining exhibits and any materials that may be suitable for further DNA analysis. He then states that Blake may not have fully realized the extremely limited quantities of the samples in this case and that he attempted to clarify the situation by speaking with Blake on the telephone. He states in his letter that it was acknowledged that the search for, and identification of, spermatozoa could be carried out on all the exhibits; however, it was pointed out by Fourney to Blake that it was unlikely that Patricia Alain would have missed any potential semen stains. In his conclusion, Fourney states that it is still his recommendation that STR analysis be used in this case.	230508
Apr-22-1996	Fainstein writes to counsel for David Milgaard, Larry Fisher, and the Government of Saskatchewan, enclosing Fourney's April 18, 1996 letter. Fainstein advises that in accordance with Fourney's recommendations, the federal Department of Justice is prepared to proceed by: having DNA testing done by the Forensic Science Service in England, by paying the fees of the Forensic Science Service and the reasonable fees and expenses of an expert representing David Milgaard, by having Gail Miller's clothing examined once again to determine whether there are any additional stains that should also be the subject of DNA testing, by proceeding with STR testing if at least one nanogram of material is present, and by conducting DQ Alpha testing if there is not enough material present for STR testing.	032678
Apr-25-1996	A blood sample from Dennis Elliot is received by Patricia Alain of the RCMP laboratory.	231467

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Date	Event	Docid No.
Apr-29-1996	Brown writes to Fainstein to advise that the Government of Saskatchewan will agree to have DNA testing done by the Forensic Science Service. Brown expresses his view that the testing could properly be done by the RCMP laboratory. He also indicates that he would prefer that the exhibits do not get sent outside of Canada. If the exhibits must be sent outside of the country, he indicates he would prefer an RCMP scientist to go with them to observe the testing.	230498
May-29-1996	James Lockyer, on behalf of David Milgaard, writes to Fainstein in reply to his April 22, 1996 letter and the April 18, 1996 report of Fourney. Lockyer sets out a proposed protocol for DNA testing.	026020
Jun-00-1996 to Mar-00-1997	Negotiations take place regarding a suitable protocol for DNA testing.	
Mar-21-1997	Fainstein writes to the Forensic Science Service to advise that they now appear to have agreement with the other interested parties for DNA testing. He encloses a protocol and inquires whether it is acceptable to the FSS. His letter also advises the FSS that they are not being provided with prepared samples ready for analysis but rather with original materials for examination, and where appropriate, extraction and testing.	230389 107044
Apr-22-1997	A document entitled "Agreed Procedure for Examination and DNA Testing With Respect to the Murder of Gail Miller" is signed by counsel for the Department of Justice (Canada), counsel for Saskatchewan Justice and counsel for David Milgaard.	289554
May-01-1997	Fainstein writes to Chief Justice Antonio Lamer to advise that an agreement has been reached to conduct further examination of exhibits and DNA testing in connection with the death of Gail Miller, and enclosing a copy of his Order of January 22, 1992 regarding the exhibits.	268754
Jun-23-1997	Fainstein writes to Beresh to advise that he has concluded that no fresh consent from Larry Fisher is necessary, before Larry Fisher's blood sample given in 1992 can be used in the upcoming round of DNA testing in England. Fainstein states that Larry Fisher consented to the taking of the sample in the first place for a DNA analysis to determine if he was Gail Miller's assailant, and that is precisely how it will be used.	263493
Jun-24-1997	Beresh responds to Fainstein advising that he disagrees with his assessment of the law and advising that should he proceed in the fashion suggested in his letter he will imperil any subsequent use of the results of the DNA, and will subject the Department to potential civil action.	032390
Jul-02-1997	Brown writes to Fainstein regarding Larry Fisher's refusal to provide consent to the use of his samples in DNA testing. Brown agrees that a search warrant (for the RCMP to seize the blood sample from themselves) be obtained out of an abundance of caution.	032381

Appendix A Master Chronology of Events

Date	Event	Docid No.
Jul-04-1997	Fainstein swears an affidavit in support of an application for a search warrant to seize the biological samples given by Larry Fisher in 1992 for DNA analysis after Inspector Murray Sawatsky refuses to swear the Information to Obtain a Warrant (and recommends that the Force not do so) on the basis that there are no grounds to suspect Larry Fisher is involved in the murder of Gail Miller. Sawatsky also expresses the view that the Saskatoon Police are the department with jurisdiction and not the federal Department of Justice. Fisher's samples are sent to the FSS.	061910
Jul-18-1997	Michael Barber of the FSS sends his Interim Report in relation to David Milgaard to Fainstein. The report concludes that the semen found on the panties and dress could not have originated from David Milgaard, and that it matched Larry Fisher's DNA profile.	231438
Jul-18-1997	A news release is issued by the Department of Justice (Canada) stating that the results of DNA testing in the tragic rape and murder of Gail Miller have now been received, and they show that a terrible wrong was done to David Milgaard by his wrongful conviction. The Minister of Justice, Anne McLellan, expresses her sympathies and regret to David Milgaard and his family. She also expresses her admiration and compassion for Joyce Milgaard, without whose tenacity and unwavering belief in her son's innocence the result would not have been achieved.	337999
Jul-18-1997	John Nilson, Q.C., Minister of Justice for Saskatchewan, makes a public statement that a wrong of the most serious kind has been done to David Milgaard by the justice system and he apologizes. He states there is no doubt that the wrongful conviction will require compensation, and that they are immediately beginning a process to provide that compensation. He advises that the police investigation into this case was reopened today and that he is actively considering a full independent public inquiry.	329957
Jul-21-1997	A letter is sent by the Chief of Police of the Saskatoon Police Service to John Nilson, Minister of Justice for Saskatchewan, requesting that the Department of Justice appoint another agency to investigate the death of Gail Miller, and advising that the Saskatoon Police Service will co-operate and provide assistance to every extent possible. The Minister of Justice then requests the RCMP to take on the investigation.	077486
Jul-21-1997	Silas Halyk, the lawyer for Kujawa and Caldwell, makes a public statement on behalf of his clients extending their sincerest apologies to David Milgaard and his family for the failings of the system that resulted in his wrongful conviction. Halyk also states that his clients maintain that there was no wrongdoing on their part with respect to the prosecution of David Milgaard based on the evidence available as it was then known, and that they join the Milgaard family in requesting that the Minister of Justice for Saskatchewan direct a full judicial inquiry into all of the circumstances of the wrongful conviction of David Milgaard.	332039

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Date	Event	Docid No.
Jul-25-1997	Larry Fisher is arrested and charged with the murder of Gail Miller. Shortly thereafter the RCMP investigation into the death of Gail Miller (Project Featherstone) is undertaken.	077543 229807
Aug-19-1997	Saskatchewan Justice Minister Nilson announces that the Government of Saskatchewan will enter into negotiations with David Milgaard for compensation for wrongful conviction, and that an inquiry will be held.	
Sep-18-1997	Michael Barber prepares a Final Report for Fainstein regarding the DNA testing conducted by the FSS. The report's conclusion states that the semen could not have come from David Milgaard or from Dennis Elliot, but that the results of the DNA testing provide extremely strong support for the assertion that the semen found on Gail Miller's underpants and on her dress originated from Larry Fisher.	067832
Nov-04-1997	Anne-Elizabeth Charland (RCMP Central Forensic Laboratory Biology Section – Operations) receives a Request for Analysis from Cst. Appleton (Gail Miller Task Force) regarding analysis of exhibits from the Gail Miller trial. The Request for Analysis states that due to the objections of Beresh regarding use of Larry Fisher's samples (provided in 1992 at the Supreme Court Reference), a new control sample of Fisher's blood was taken under authority of a DNA warrant and is to be used in comparison.	231387
Jan-12-1998	Larry Fisher's preliminary inquiry commences.	082069
Jan-13-1998	Anne-Elizabeth Charland prepares a Forensic Laboratory Report for Inspector Orem of the Gail Miller Task Force in Regina, regarding DNA testing and analysis conducted on various exhibits from the Gail Miller murder trial along with a known blood sample from Larry Fisher. Charland concludes that the DNA typing profile obtained from stains on Gail Miller's panties and dress match those obtained through the known sample from Larry Fisher.	078004
Mar-29-1999	On or about this date, Joyce Milgaard's book entitled "A Mother's Story: My Battle to Free David Milgaard" is published.	269317
May-17-1999	Saskatchewan Justice Minister Nilson announces that a settlement has been reached in the David Milgaard matter, and that compensation will be paid in the amount of \$10 million.	
May-25-1999	A Notice of Discontinuance in Q.B. No. 1015 of A.D. 1993, the civil action commenced by David Milgaard against various defendants, is filed in the Court of Queen's Bench, Judicial Centre of Saskatoon.	148547
Oct-12-1999	The trial of Larry Fisher commences.	
Nov-22-1999	Larry Fisher is convicted of the 1969 murder of Gail Miller.	
Jan-04-2000	Larry Fisher is sentenced to life in prison.	
Sep-29-2003	Larry Fisher's appeal to the Saskatchewan Court of Appeal is dismissed.	339850

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Date	Event	Docid No.
Feb-18-2004	The Government of Saskatchewan orders a public inquiry into the wrongful conviction of David Milgaard.	
Aug-26-2004	Larry Fisher's application for leave to appeal to the Supreme Court of Canada is dismissed.	