



Commission of Inquiry Into the
Wrongful Conviction of David Milgaard
Honourable Mr. Justice Edward P. MacCallum, Commissioner

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PHASES OF INQUIRY

A. The Gail Miller murder, the investigation and the David Milgaard court proceedings

1. **Event Witnesses** – Persons (non-police) that can provide relevant evidence regarding the conduct of the investigation and the subsequent criminal proceedings.
2. **Police Investigators** – Police officers who were involved in the investigation into the death of Gail Miller and the related sexual assaults.
3. **Trial participants** – The prosecutor, defence counsel, and any person whose involvement in this matter is related to the trial proceedings.

B. Post-conviction information relevant to the re-opening of the investigation and post-conviction review of the conduct of the investigation and trial

4. **The Milgaard Group** – Persons associated with or assisting David and Joyce Milgaard with respect to the review of the conduct of the investigation and trial and efforts to re-open the investigation, and any witness whose involvement in this matter is related to the Milgaard Group's actions.
5. **The Media** – Media persons who investigated and communicated information relevant to the conduct of the investigation/trial and the re-opening of the investigation.
6. **Miscellaneous** - Other witnesses that have evidence relevant to the conduct of the investigation/trial and the re-opening of the investigation. In this phase, evidence related to Larry Fisher's activities will be called.

C. Post-conviction conduct of the Police and Government

7. **Federal Justice** – Persons associated with the Federal Department of Justice who dealt with David Milgaard's applications under section 690 of the Criminal Code and the subsequent Supreme Court Reference, and any witness whose involvement in this matter is related to Federal Justice's actions.
8. **Government of Saskatchewan** – Persons associated with the Government of Saskatchewan who were involved in any subject matter or event relevant to the Inquiry.

9. **RCMP** – Persons associated with the RCMP who were involved in the 1993 investigation and report and the subsequent investigation of Larry Fisher and any witness whose involvement in this matter is related to the RCMP's actions. The RCMP assisted Federal Justice in the investigation related to the section 690 application. This evidence may be called as part of the Federal Justice phase.

10. **Saskatoon City Police** – Persons associated with the Saskatoon City Police who were involved in any post conviction subject matter or event relevant to the Inquiry.

D. Systemic Phase

11. At the conclusion of the fact finding part of the Inquiry, the Commission will hear evidence and submissions related to systemic issues identified in the course of Inquiry.