

Commission of Inquiry
Into the Wrongful
Conviction of David Milgaard
before
THE HONOURABLE MR. JUSTICE
EDWARD P. MacCALLUM

Transcript of Proceedings
and
Testimony before the Commission
sitting at the
Radisson Hotel at
Saskatoon, Saskatchewan

On Wednesday, March 16th, 2005

Volume 28

Inquiry Proceedings



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- BY MR. HODSON

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Transcript of Proceedings

(Reconvened at 10:00 a.m.)

COMMISSIONER MacCALLUM: Good morning.

ALL COUNSEL: Morning.

RONALD DALE WILSON, sworn:

MR. HODSON: The next witness,

Mr. Commissioner, is Mr. Ron Wilson, who has been
sworn in. I would also like to introduce
Mr. Wilson's counsel, who is here today, Ken
Watson who is at the back.

COMMISSIONER MacCALLUM: Mr. Watson.

MR. HODSON: And to thank Mr. Watson for
his assistance, and Mr. Wilson, in preparing for
Mr. Wilson's evidence for the Commission.

BY MR. HODSON:

Q Mr. Wilson, thank you for agreeing to testify
before this Commission.

I understand that you are
currently 53 years of age; is that right?

A Yes.

Q And that your date of birth is August the 10th,
1951?

A Yes.

Q And that we will be talking a lot about a date,
January 31, 1969, being the date of Gail Miller's



1 murder, and my understanding, at that time, you
2 were 17 years of age; is that correct?

3 A 16 I believe.

4 Q 16? I think your date of birth is August 10th of
10:02 5 '51; is that right?

6 A Yup.

7 Q I think you would have been 17; is that --

8 A You do the math.

9 Q Yeah, okay, 16 or 17?

10:02 10 A Yeah.

11 Q I'm wondering, Mr. Wilson, if you could tell me
12 just a little bit about your background and what
13 you have done since 1969. And start with 1969,
14 what were you doing at the time, were you working,
10:02 15 going to school, and a bit of your life story?

16 A '69 basically was a lot of breaking the law,
17 selling drugs, doing drugs.

18 Q And were you working at the time?

19 A I don't believe so. I might have had the odd job
10:03 20 but I can't remember.

21 Q And then let's take a look at the decade of the
22 '70s, from 1970 to 1980, what did you do then?

23 A I was a biker.

24 Q You say 'a biker'; were you in a motorcycle club?

10:03 25 A Yes I was.



1 Q And what was the name of that club?

2 A The Apollos.

3 Q And were you working at the time?

4 A The odd job. Mostly selling drugs.

10:03 5 Q And you said 'selling drugs'; were you using drugs
6 at the time?

7 A Yes, continuously.

8 Q And fairly heavy?

9 A Yes.

10:03 10 Q What kind of drugs would you have been using?

11 A Oh, it went everywhere from marijuana up to
12 heroin.

13 Q LSD?

14 A Yes.

10:03 15 Q Acid; are they the same thing?

16 A Yes, yes, same thing.

17 Q And so in the '70s, throughout that decade, heavy
18 drug use, a biker selling drugs; is that a fair
19 summary of what you have told me?

10:04 20 A Yes.

21 Q Then let's go to the next, to the decade of the
22 '80s, 1980 to 1990; what, tell me what happened in
23 your life then?

24 A That's when I believe I met my common-law wife and
10:04 25 I started changing my life around, slowly, but --



1 Q And when would that have started? When did you
2 meet your --

3 A 30 years ago.

4 Q So about 1975, thereabouts?

10:04 5 A Somewhere in there.

6 Q And you say you started to change your life
7 around?

8 A Yeah, slowly.

9 Q Okay. Tell me about that?

10:04 10 A Well I ended up quitting the motorcycle club and
11 started working at steady jobs, and --

12 Q How about your drug use?

13 A It slowed down substantially until I eventually
14 quit it.

10:05 15 Q Okay.

16 A Like, and I have been clean, now, for over 20
17 years.

18 Q Okay. And you are presently working?

19 A I'm self-employed.

10:05 20 Q In what capacity?

21 A I'm an owner-operator of a tire business.

22 Q And I think you said you have been clean for 20
23 years; is that right?

24 A Yes.

10:05 25 Q So since about the mid-'80s you have not used



1 drugs; is that right?

2 A Yeah, that's right.

3 Q Now I would like you to tell the Commission a bit
4 about what you knew about David Milgaard and your
10:05 5 relationship with him back in the 1969 period and
6 prior. Maybe we can start off in you telling us
7 when and how you met Mr. Milgaard?

8 A I believe it was the summer of '68 in a park in
9 Regina that we first met.

10:05 10 Q And was it through mutual friends or was there a
11 reason you --

12 A I think it was through mutual friends that we just
13 kind of, I don't know, got to know each other.

14 Q Okay. And that would be 1968. We've heard
10:06 15 evidence from a number of people about, I don't
16 know what the right word would be, this was a
17 hippie time; is that --

18 A Yeah.

19 Q Was that -- tell us a bit about that; what was the
10:06 20 culture like at that time?

21 A Very free, nothing -- we did lots of drugs, and
22 partied, and did whatever you want pretty well.

23 Q Okay. And who, I'm sorry, who are you talking
24 about; yourself or everybody?

10:06 25 A Everybody.



1 Q So young kids, at that time, that were in the
2 hippie culture; you are saying drug use was
3 prevalent?

4 A Yes.

10:06 5 Q And what about trouble with the law; was that --

6 A A little bit. It started then but not as bad.

7 Q And did you consider yourself as a hippie, or in
8 the hippie culture, at that time?

9 A Yes I did.

10:06 10 Q And did you consider Mr. Milgaard to be in the
11 same -- could I use the same description of him
12 then?

13 A Yes.

14 Q Now you said you met him in 1968, and we heard
10:07 15 evidence from somewhere about a trip out to
16 Vancouver with a Sharon Williams, do you remember
17 that?

18 A Yes I do.

19 Q And so you would have gone on an extended trip
10:07 20 with Mr. Milgaard then?

21 A Yes.

22 Q And what other kinds of things, did you socialize
23 with him then, let's talk from the time you met
24 him in the summer of '68 to January of 1969?

10:07 25 A There was a period in there we probably didn't see



1 each other for, oh, probably July or August of '68
2 until probably January '69.

3 Q So for about the four-month time period you didn't
4 see him --

10:07 5 A No.

6 Q -- much? So you spent a fair bit of time with him
7 in the summer of '68?

8 A A couple weeks.

9 Q Couple weeks? Did you ever go out to his home in
10:07 10 Langenburg?

11 A No I didn't.

12 Q And at the time, and let's just say from summer of
13 '68 to January of 1969, I take it Mr. Milgaard
14 would have been a friend of yours; is that right,
10:08 15 you considered him a friend?

16 A Yes.

17 Q Would you have considered him a good friend?

18 A Umm, no.

19 Q A close friend?

10:08 20 A A close friend.

21 Q A close friend?

22 A Yes.

23 Q When you say 'not a good friend' what do you mean
24 by that?

10:08 25 A Well somebody I chummed around with all the time



1 is a good friend. Like a close friend, a good
2 friend is, you know, you see every once in a
3 while.

4 Q Who, at that time -- and we will be getting into
10:08 5 this a bit later -- who, at that time, would have
6 been a close friend or one of your closest
7 friends?

8 A George Melnyk -- no, Craig Melnyk, George
9 Lapchuk, --

10:08 10 Q Yes?

11 A -- Woody, I can't remember his real name.

12 Q Okay. I'm not asking you to rank friends, but --

13 A Yeah.

14 Q -- Mr. Melnyk and Mr. Lapchuk would have been
10:08 15 close?

16 A Yeah, because we had gone to school together,
17 so --

18 Q So you grew up with them; is that right?

19 A Yeah, from Grade 9 on.

10:08 20 Q Yeah, so you would spend more time with them than
21 you would with David Milgaard?

22 A Yes.

23 Q But, when you did see David Milgaard, you would
24 consider him to be a good friend at that time?

10:09 25 A Yes.



1 Q Tell us a bit about what you remember David
2 Milgaard being like at that time?

3 A Very energetic.

4 Q And why do you say that?

10:09 5 A Well they called him Hoppy, and that was the
6 nickname kind of, he was always hopping around and
7 having a good time.

8 Q And did you know him to be violent in any way?

9 A No.

10:09 10 Q What about -- and I want to talk before, before
11 January 31, 1969; and you know the significance of
12 that date, correct?

13 A Yes, yes I do.

14 Q So, prior to that time, what kind of interaction
10:09 15 would you have had with the authorities, with the
16 police?

17 A Umm, I actually can't remember. Do you have my
18 criminal record handy?

19 Q Unfortunately we will be getting to that a bit
10:10 20 later, Mr. Wilson, but just generally? And I
21 think in fairness, I'll refer you to some
22 documents, I think you had had some brushes with
23 the law at that time?

24 A Yes.

10:10 25 Q And just generally --



1 A But over what I can't recall right now.

2 Q Yeah, I'm sorry, and maybe you misunderstood my
3 question. I'm not asking you for specifics of
4 what you may have been charged with or convicted
10:10 5 of, simply, I take it at that time I think you
6 said you were doing drugs, is that right, '68-'69?

7 A Yeah.

8 Q Were you selling drugs as well?

9 A Yes.

10:10 10 Q Would you have had interaction with the police, at
11 that time, for -- did you have a fear of the
12 police, would they be talking to you? Tell me a
13 little bit about what Ron Wilson did and knew
14 about the police at the time.

10:10 15 A Well I had had my place searched a few times and
16 been questioned a few times about certain stuff
17 and, to be specific, I can't remember right now.

18 Q Would you agree with this, sir; that prior to you
19 talking to the police in connection with the Gail
10:11 20 Miller murder investigation, that would not be the
21 first time that you had been interviewed and
22 talked to a police officer?

23 A No, because I had already been incarcerated by
24 that time also.

10:11 25 Q So you had had dealings with police on unrelated



1 matters prior to dealing with them on the Gail
2 Miller matter?

3 A Yes.

4 Q Now I would like to turn to a couple -- get your
10:11 5 comments on some of the other people that we have
6 heard from and will hear from; Nichol John, you
7 know who Nichol John is, correct?

8 A Yes.

9 Q And let's go back to 1968-1969; do you remember
10:11 10 how you met Ms. John?

11 A Not really, no, I don't.

12 Q And was she a friend of yours at the time?

13 A An acquaintance.

14 Q An acquaintance? Now -- and we will be getting to
10:11 15 this in a bit -- that you and Ms. John and Mr.
16 Milgaard went on a trip to Saskatoon, Calgary, and
17 Edmonton; correct?

18 A Correct.

19 Q At the end of January? At that time, would it be
10:12 20 fair to say that Nichol John would have been more
21 of your friend than David Milgaard's friend?

22 A Prior to going, yes.

23 Q On the trip?

24 A Yeah, on the trip, yes.

10:12 25 Q So let me rephrase it. Prior to departing on this



1 trip would she have been a better -- and 'better'
2 is maybe the wrong word -- you would have been her
3 friend longer than Mr. Milgaard would have been
4 her friend and acquaintance; --

5 A Yes.

6 Q -- is that fair?

7 A Yes.

8 Q And what do you recall, what type of person was
9 Ms. John at the time, and again let's talk about
10 1969?

10:12

11 A Umm, very quiet, like you know. Still liked
12 partying and stuff but she was a very quiet
13 person.

14 Q Was she, in your view, part of the hippie culture?
15 And I should probably get a better word for that
16 but I think you know what I mean?

10:12

17 A Yeah.

18 Q She was part of the crowd --

19 A Yes.

10:13

20 Q -- that you --

21 A Or the drug crowd and the party crowd.

22 Q And did you know her to be using drugs at the
23 time, 1969?

24 A Yes.

10:13

25 Q And do you know what kind of drugs?



1 A Basically, for her, I believe it was acid and
2 smoking dope.

3 Q And would that be the same for you at the time?
4 Let's --

10:13 5 A Acid, speed, smoking dope, some mescaline, some
6 MDA.

7 Q I'm sorry, what was the last one?

8 A MDA.

9 Q MDA? What is that?

10:13 10 A Hard to explain. I don't know.

11 Q It's not a degree; is it?

12 A No. It could have given you one, I think, but --

13 Q Okay, so it's a drug of some sort; is it?

14 A Yes.

10:13 15 Q Okay. And so you knew that Nichol John was, like
16 your other friends, using drugs similar to what
17 you were using at the time?

18 A Yes.

19 Q And would David Milgaard fall in that same general
10:14 20 description as well?

21 A Yes.

22 Q Now I understand that -- well let me ask you this;
23 after the Gail Miller murder investigation did you
24 stay in touch with Nichol John?

10:14 25 A Not in touch with her per se. I think the next



1 time after the murder, I saw her here in Saskatoon
2 twice, and that was it.

3 Q And we will be getting to that. Would that be
4 when you met with Inspector Roberts --

10:14 5 A Yes.

6 Q -- for the polygraph, and then perhaps at the
7 trial?

8 A Yes.

9 Q And then, after that, when was the next time you
10:14 10 had --

11 A Contact with her, I think would have been in the
12 '80s when Mrs. Milgaard was -- wanted to talk to
13 us.

14 Q Okay. And we'll get to this in more detail but,
10:14 15 at that time, you would have had a telephone
16 conversation with her?

17 A Yes.

18 Q Okay. And then, after that, when is the next time
19 you --

10:14 20 A I spoke to her yesterday.

21 Q So from 1981 until yesterday you had no contact
22 with her?

23 A Exactly.

24 Q Let's now move to a fellow by the name of -- let
10:15 25 me just go back. Was there any reason that after



1 the David Milgaard trial that you fell out of
2 touch with Nichol John?

3 A Didn't know where she was.

4 Q Okay. Let's go now to a fellow by the name of
10:15 5 Albert Cadrain and I think his nickname at the
6 time was Shorty. Do you remember Mr. Cadrain?

7 A Yes.

8 Q And when was the first time that you met
9 Mr. Cadrain?

10:15 10 A In Saskatoon.

11 Q And was that on January 31, 1969?

12 A Yes, it was.

13 Q And we'll be getting into the trip in a bit more
14 detail, but is that -- when you came to Saskatoon
10:15 15 on that date, it was to go and see Shorty Cadrain;
16 is that right?

17 A Yes, it was.

18 Q And did you know him to be a friend of David
19 Milgaard's?

10:15 20 A I was told he was. I had never met him before,
21 so --

22 Q And to your knowledge, had Nichol John met him
23 before?

24 A No.

10:16 25 Q And I take it that you would have spent four days



1 or six -- however long the trip was out to Calgary
2 in January, starting on January 31, 1969, you
3 would have spent a couple of days at least with
4 Mr. Cadrain?

10:16 5 A Yes.

6 Q And then I think he was dropped off, I think the
7 evidence shows, perhaps around February 6th, in
8 and around that date, of 1969. Does that sound
9 about right, that your trip was about a week?

10:16 10 A I would -- it was close to a week. Five days to
11 seven days.

12 Q Okay, five to seven days.

13 A Yeah.

14 Q So once the trip was over and Mr. Cadrain I
10:16 15 believe was dropped off in Regina, do you remember
16 that?

17 A I don't remember dropping him off, but I must have
18 because he was with me, so --

19 Q Right. And after that did you ever see Albert
10:16 20 Cadrain again?

21 A No.

22 Q Can you just give me a general description of --
23 what did you observe of Mr. Cadrain on this five
24 to seven day trip?

10:17 25 A I didn't like him.



1 Q And why not?

2 A I didn't like his attitude.

3 Q What was his attitude?

4 A How can I put that. Like, when he was stoned, it
10:17 5 was like he was Mr. Know-It-All and stuff like
6 that and I don't like that kind of stuff.

7 Q So you and he didn't hit it off very well on the
8 trip?

9 A No.

10:17 10 Q Let's go through a few other names here. You've
11 mentioned some of them. Craig Melnyk, do you know
12 Mr. Melnyk?

13 A Yes, I do.

14 Q And I think you said he was a childhood friend of
10:17 15 yours; is that right?

16 A Yes.

17 Q And so let's talk about 1969, that time frame. He
18 would have been, I think you described him as a
19 good friend or a close friend; is that right?

10:17 20 A Yes.

21 Q One of your best friends?

22 A Yes.

23 Q At the time. And did it stay that way, did you
24 stay in touch with Mr. Melnyk over the years?

10:17 25 A Until just before Supreme Court hearings.



1 Q And that would be in 1992 I believe?

2 A Yes.

3 Q And then did you have a falling out with him?

4 A Yes, with him and another -- and Mr. Lapchuk.

10:18 5 Q He and George Lapchuk. We'll get into a bit of
6 that in more detail, but is it fair to say that
7 after you gave a statement, I think the statement
8 is June 4th of 1990 to Mr. Henderson, do you
9 remember that statement?

10:18 10 A Yes.

11 Q Did your falling out with Mr. Melnyk and
12 Mr. Lapchuk arise out of that statement?

13 A Yes, it did.

14 Q And so -- is it fair to say you haven't had much
10:18 15 contact with them since 1992?

16 A I've only seen George once, well twice, at the
17 Supreme Court of Canada too, but that was on TV,
18 so --

19 Q And so Mr. Melnyk and Mr. Lapchuk -- well,
10:18 20 Mr. Lapchuk is dead, I think he died about six or
21 eight months ago. Did you know that?

22 A Yes.

23 Q And Mr. Melnyk you have not stayed in touch with;
24 is that correct?

10:18 25 A That's correct.



1 Q Throughout the 1970s and 1980s would you have
2 remained in touch with Mr. Melnyk and Mr. Lapchuk
3 and stayed good friends?

4 A Yes. At one time Mr. Lapchuk was my boss.

10:19 5 Q I think that was in the 1980s; is that right?

6 A No, I was with Monica already, so --

7 Q I think -- and we'll see a bit more later about,
8 or I think we maybe even heard a tape of George
9 Lapchuk and Mrs. Milgaard where Mr. Lapchuk is
10:19 10 trying to get you to talk to Mrs. Milgaard. Do
11 you remember that?

12 A No, I don't.

13 Q Okay. We'll touch on that transcript a bit later.
14 How about a lady by the name of -- I think it's
10:19 15 Ute. You say it's Ute?

16 A Ute Frank.

17 Q Ute?

18 A Yes.

19 Q Were you friends with Ute Frank in 1969?

10:19 20 A An acquaintance.

21 Q And did she hang around with your group of friends
22 at the time?

23 A She did more when I wasn't around I guess. It was
24 when I was incarcerated.

10:20 25 Q And did you know her very well?



1 A Not really.

2 Q What about a woman by the name of Deborah Hall?

3 A Yeah, I knew her.

4 Q And what did you know of her?

10:20 5 A Not much. Back then I -- I classed her as a good
6 kid, so --

7 Q Did you classify Ute Frank as a good kid?

8 A No.

9 Q Why not?

10:20 10 A I didn't like her.

11 Q You probably didn't think you were going to come
12 here and tell everything you know about your
13 friends did you.

14 A Exactly.

10:20 15 Q The reason I ask, Mr. Wilson, is we've heard from
16 some of these people and it's important to hear
17 from you about what was happening at the time. So
18 Deborah Hall was part of your group at the time;
19 is that right?

10:20 20 A Yes.

21 Q What about a fellow by the name of Bob Harris?

22 A Yes. I lived with Bob.

23 Q Pardon me?

24 A I had lived with Bob for a while when we were
10:21 25 young.



1 Q Do you remember when that was?

2 A Oh, prior to when I was 16 I do believe.

3 Q So prior to the David Milgaard trial and
4 investigation?

10:21 5 A Oh, yeah, long before that.

6 Q You lived with Bob?

7 A Yeah.

8 Q And that's -- you were away from your parents
9 then?

10:21 10 A Yeah.

11 Q Now, Mr. Wilson, I prepared a list of dates and
12 items, if I could call up document 326530, and
13 this is a new document, Mr. Commissioner, that I
14 prepared for Mr. Wilson's examination, and if you
10:21 15 can just take a look at the computer screen.

16 A I'm going to have to get close to it.

17 Q And I just want to go through, and this is not
18 exhaustive, but I just want to go through sort of
19 some of the significant dates and encounters
10:22 20 you've had on this matter, and I believe the first
21 one, the March 3rd, 1969 statement, and I'll be
22 asking you more detailed questions on this,
23 Mr. Wilson, but that was the first statement you
24 gave to Inspector Riddell. You are aware of that
10:22 25 statement are you?



1 A Yes.

2 Q And then if you could scroll down, polygraph
3 session of May 23, 1969 with Inspector Roberts,
4 you recall that?

10:22 5 A Yes.

6 Q And then I think that same date, number 3, you
7 gave a written statement to Detective Karst and
8 May 24th you gave a second written statement to
9 Detective Karst. Can you remember those
10:22 10 statements?

11 A I remember the one. I don't remember the second
12 one.

13 Q Okay. We'll go through that and I'll show it to
14 you and have some questions. You remember
10:22 15 testifying at Mr. Milgaard's preliminary hearing
16 in August of '69?

17 A Yes.

18 Q I think you were in jail at the time; is that
19 right?

10:22 20 A Yes, I was.

21 Q And then January of 1970 you testified at Mr.
22 Milgaard's trial; correct?

23 A Yes.

24 Q And then I believe your next involvement in this
10:23 25 matter, and I've got April, 1981, that may be out



1 a few months, but when Mrs. Milgaard talked to you
2 on the telephone a couple of times. Do you
3 remember that?

4 A Yes, I do.

10:23 5 Q And then down to June 4th, 1990, you remember
6 giving a written statement to Paul Henderson?

7 A Yes.

8 Q And Paul Henderson is with, or was and maybe still
9 is, with Centurion Investigations and he was
10:23 10 assisting the Milgaard family in this matter?

11 A Yes, he was.

12 Q And that statement, and again we'll go through in
13 detail, I think that has been termed the
14 recantation statement. Do you know what I mean by
10:23 15 that?

16 A Yes, I do.

17 Q And that's where you gave a statement and said
18 that a number of things that you had said earlier,
19 in particular at Mr. Milgaard's trial, were
10:23 20 actually false; is that correct?

21 A Yes.

22 Q And then July 20th, 1990 you were interviewed by
23 Eugene Williams from Federal Justice. Do you
24 remember that?

10:23 25 A Yes.



1 Q And then I also have October 7th, 1991, a
2 transcript of an interview with Kim Rossmo and
3 Neil Boyd, and they were writing an article or a
4 book on this matter and they interviewed you I
10:24 5 think in Kelowna if I'm not mistaken?

6 A Yes, right.

7 Q The Coast Hotel, does that ring a bell?

8 A Yes.

9 Q And then you were at the Supreme Court of Canada
10:24 10 in 1992, I think on four -- well, the first one
11 was for two days and then you got called back a
12 couple of times. Do you remember that?

13 A Yes.

14 Q And we'll go through that. And then the last item
10:24 15 is the telephone interview with the RCMP in
16 September of 1993. You remember that?

17 A Yes.

18 Q And I think after that, Mr. Wilson, you were not
19 involved in any way in the Larry Fisher
10:24 20 investigation or trial; is that correct?

21 A No, I wasn't.

22 Q And just to -- we've gone over this list and in
23 the last -- your last formal involvement in this
24 matter was about 11 or 12 years ago with the RCMP;
10:25 25 however, in the last number of months in



1 preparation for your testimony here, you have had
2 occasion to review some transcripts and
3 statements. Is that correct?

4 A Yes.

10:25 5 Q So you've gone over what was said before to
6 refresh your memory and to assist you in giving
7 evidence before the Commission; is that correct?

8 A Yes.

9 Q That document can come down. Mr. Wilson, I would
10:25 10 like you to walk us through what happened on
11 January 31, 1969, and before you do, I would like
12 you to keep this in mind, I would like to hear
13 what it is that you recall, what you remember
14 happening, okay, not what you may have been told
10:26 15 happened or not what you may have written unless
16 you are able to tell us that that's what happened.
17 Do you understand?

18 A Okay.

19 Q And I will try and guide you through
10:26 20 chronologically. I may interrupt you just so that
21 we get all the items covered, and maybe if we
22 could start off, and what I want to know about is
23 from the moment you and David Milgaard and Nichol
24 John left Regina until you returned to Regina five
10:26 25 or seven days later, and now there's some details



1 in there that are not as important as others, so
2 as I say, I'll guide you through. Let's just
3 start off with what was the purpose of the trip,
4 where were you going and why.

10:26 5 A We were going to see if we could buy some drugs in
6 either Calgary or Edmonton.

7 Q Okay. And what about -- do you know a lady by the
8 name of Sharon Williams?

9 A Yes, I do.

10:26 10 Q And who was Sharon Williams at the time?

11 A A friend of mine and I believe a girlfriend of
12 David's.

13 Q Was one of the purposes of the trip to go to
14 Edmonton so that David Milgaard could see Sharon
10:27 15 Williams?

16 A I don't know if it was an original part of the
17 trip plan, but it then turned out to be that way
18 later.

19 Q Was the original plan to go to Vancouver?

10:27 20 A I believe it was, yes.

21 Q And so this was a trip to go and buy drugs?

22 A Yes.

23 Q And whose vehicle, it was your vehicle?

24 A Yes, it was my car.

10:27 25 Q And I understand that it was a 1958 Pontiac; is



1 that right?

2 A Yes.

3 Q And we've heard a lot about your car.

4 A Yeah.

10:27 5 Q Was it in very good shape?

6 A Yes and no. It started off being in not bad
7 shape.

8 Q We'll have some more questions about that. And
9 who invited Nichol John on the trip?

10:27 10 A I believe David did, or we both did, because we
11 needed somebody with some more money to come along
12 with us, so --

13 Q And she had money?

14 A Yes.

10:28 15 Q Did you have money?

16 A Not much.

17 Q And did David Milgaard have money?

18 A Not much.

19 Q Now, we've heard a bit about a battery, that you
10:28 20 had to replace a battery before you left. Can you
21 tell us about that?

22 A Went and stole a battery, my battery was dead. It
23 was 40 below that day, so it was frozen.

24 Q So what did you do?

10:28 25 A Went down the alley and stole a battery.



1 Q Out of another car?

2 A Yeah.

3 Q And that was you and Mr. Milgaard?

4 A Yes, it was.

10:28 5 Q And I understand there may have been some battery
6 acid spilled?

7 A Yes. While we were running back I spilled acid on
8 myself.

9 Q You spilled acid on yourself?

10:28 10 A Yes.

11 Q On your clothing?

12 A On my pants.

13 Q Do you know if David Milgaard had any acid spilled
14 on his clothes?

10:28 15 A I think he might have on his jacket.

16 Q And did you know that at the time, that --

17 A No.

18 Q When did you discover that you had acid on your
19 clothes?

10:29 20 A When we got to Cadraings' place.

21 Q To Cadraings', that would be the next morning?

22 A It started eating through, so --

23 Q There's some reference in the documents,
24 Mr. Wilson, about your comment attributed to your
10:29 25 mother that you would have changed your clothes



1 that night in Regina before you left because you
2 had acid on them. Is that --

3 A If I would have known I had acid on them, yes, I
4 would have changed them.

10:29 5 Q Do you recall if you changed your clothes before
6 you left Regina?

7 A No, I didn't.

8 Q You didn't?

9 A No.

10:29 10 Q You changed them at Cadraains'?

11 A Yes.

12 Q Is that true for David Milgaard as well?

13 A Yes.

14 Q You may find this an odd question, but do you
10:29 15 remember what clothes you and David Milgaard were
16 wearing?

17 A I believe I was wearing corduroy pants and he was
18 wearing striped pants.

19 Q When you say he, David Milgaard?

10:29 20 A Yes.

21 Q Was it a green stripe, gold stripe, does that
22 sound familiar?

23 A I remember a green and some other colour with it.

24 Q Striped pant?

10:30 25 A Yes.



1 Q What about a coat?

2 A I think his was a brown suede, something like
3 that.

4 Q Now, your vehicle, do you remember whether or not
10:30 5 the radio in your car worked?

6 A No, it didn't.

7 Q And did you ever get it fixed on or during that
8 trip?

9 A No.

10:30 10 Q Do you remember if it even had -- did it have an
11 antenna?

12 A That I don't recall.

13 Q Now, I think there's evidence that the trip
14 started either the night of January 30, 1969 or
10:30 15 after midnight which would put it on the 31st of
16 January. Do you remember approximately what time
17 you would have left?

18 A It was after midnight.

19 Q And was there a reason you were leaving so late?

10:30 20 A We had to get the car unthawed (sic). We had it
21 in a service station getting it thawed out, so we
22 had to wait until it got started until we could
23 leave.

24 Q Was your intent to leave earlier in the day on the
10:31 25 30th of January?



1 A Yes, it was.

2 Q So you left when your vehicle was ready to go; is
3 that fair?

4 A Yes.

10:31 5 Q And then the drive to -- the drive from Regina to
6 Saskatoon, can you tell me approximately how long
7 that would have taken?

8 A It took us way longer than what it was supposed to
9 because we kind of made some side trips.

10:31 10 Q What side trips did you make?

11 A We stopped and broke into an elevator and we got
12 stuck in Craik.

13 Q Was the elevator in Aylesbury, does that sound
14 right?

10:31 15 A Yes.

16 Q So what was the purpose of the break-in?

17 A Look for some money.

18 Q For some money?

19 A Yes.

10:31 20 Q And who actually went into the elevator?

21 A David did.

22 Q And where were you at the time?

23 A Nicky and I were in the car.

24 Q And do you remember what Mr. Milgaard brought back
10:31 25 from the elevator, if anything?



1 A I remember a bone-handled hunting knife.

2 Q And do you remember that on -- that Mr. Milgaard
3 brought that back or had it on him when he came
4 back from the elevator?

10:32 5 A Yes.

6 Q What about a flashlight?

7 A I don't remember that, no.

8 Q Now, this bone-handled hunting knife, can you just
9 describe it for me, please?

10:32 10 A It was like a basic hunting knife, about a six
11 inch blade and a handle that would have been, I
12 don't know, thick as a 50 cent piece.

13 Q And you say bone handled. Was it a brown and
14 white -- or let me, I shouldn't -- tell me, what
10:32 15 colour was it, the handle?

16 A Basically kind of a beigey colour I guess.

17 Q Solid colour, flecked?

18 A No, like a two-tone beige, like, dark and light.

19 Q And do you know if this knife had been in the car
10:32 20 previously?

21 A No.

22 Q And do you recall getting stuck -- did you get
23 stuck in Aylesbury?

24 A No, we didn't. I believe it was Craik we got
10:33 25 stuck in.



1 Q And then what happened there?

2 A That's where we blew the reverse gear in the car
3 trying to get unstuck.

4 Q And who was driving from Regina to Saskatoon?

10:33 5 A I think I drove until Craik and -- or maybe I
6 drove all the way, because I know David was
7 driving when we blew the transmission, but I think
8 he was just helping me to try to get unstuck.

9 Q And that was in Craik?

10:33 10 A Yeah.

11 Q Did Nichol John have her license or was she able
12 to drive a vehicle at the time do you remember?

13 A I don't believe she had a license, no.

14 Q Do you recall whether she drove the vehicle at any
10:33 15 time on your trip?

16 A I believe we tried to get her to help us get
17 unstuck the second time we got stuck.

18 Q But other than that, she wouldn't have been, to
19 your recollection, behind the wheel of the
10:33 20 vehicle?

21 A No.

22 Q Can you tell us about first of all yourself, about
23 your use of any drugs or alcohol on -- before or
24 on the trip to Saskatoon?

10:34 25 A We were stoned on acid when we left.



1 Q When you say we, would that be you --

2 A All three of us.

3 Q So you, David Milgaard, Nichol John were stoned on
4 acid?

10:34 5 A Yes.

6 Q Before you left?

7 A Yes.

8 Q Did you take any acid on the trip?

9 A Not at that time, no.

10:34 10 Q How about marijuana?

11 A I believe we had a bag with us.

12 Q Do you know if you or any -- or Nichol John or
13 David Milgaard smoked marijuana in the car on the
14 way down?

10:34 15 A I believe we did.

16 Q How long -- and I'll get into this in a bit more
17 detail later, this LSD or acid, and they are the
18 same thing; is that right?

19 A Yes.

10:34 20 Q How long would that affect you, for example, after
21 taking it?

22 A It depends how much we took at the time. The more
23 you take, the longer it can last, and the better
24 it is, the longer it can last.

10:35 25 Q Give me a range of hours.



1 A From eight to 12.

2 Q Eight to 12 hours?

3 A Yes.

4 Q And again I'll talk about this in more detail

10:35 5 later when we get into the investigation and

6 trial, but generally what did LSD do to you, to

7 your mind and to your thought process?

8 A Well, it can mix you up, you can see things, you

9 see lots of colour, hallucinations. It depends

10:35 10 what kind it was and how good it was.

11 Q And what about marijuana, what kind of an effect

12 did that have on you?

13 A To me it's like a bottle of beer, it just kind of

14 mellows you out.

10:35 15 Q You say a bottle of beer, kind of mellows you

16 down?

17 A Yeah.

18 Q Now, on this trip, and again I'm talking either

19 the planning stages or getting ready to go or

10:35 20 actually in the car on the trip, do you recall any

21 discussion with David Milgaard and/or Nichol John

22 about doing any break and enters, purse snatching,

23 robbing to get money for the trip?

24 A I remember the breaking and entering part. The

10:36 25 purse snatching I don't recall.



1 Q And what about robbing people?

2 A Possibly rolling somebody which is -- again, whack
3 somebody in the head and take their wallet.

4 Q So you recall discussions of that nature do you?

10:36 5 A Yes, I do.

6 Q Now, on this trip do you recall, you talked about
7 a bone-handled hunting knife, and how about a
8 maroon-handled paring knife, did you see that on
9 the trip from Regina to Saskatoon?

10:36 10 A No, I didn't.

11 Q And you are familiar, Mr. Wilson, that that was
12 put in at the trial as the murder weapon of Gail
13 Miller, a handle at least of a maroon -- a maroon
14 handle and part of a paring knife, you knew that?

10:37 15 A Yes.

16 Q And that knife -- and at the trial you would have
17 seen that knife; is that right? You know what
18 knife I'm talking about?

19 A Yes, I do.

10:37 20 Q Was that knife or a knife like that in your car on
21 the trip from Regina to Saskatoon?

22 A No, it wasn't.

23 Q And did you see that knife in the possession of
24 David Milgaard at any time?

10:37 25 A No, I didn't.



1 Q Now, tell me what you remember about arriving in
2 Saskatoon. Do you remember what time it was?

3 A Early in the morning.

4 Q Was it dark?

10:37 5 A Yeah, it was still dark.

6 Q Was it cold?

7 A Damn cold.

8 Q Now, in Saskatchewan --

9 A 40 below.

10:37 10 Q 40 below. For those people from Toronto, minus 10
11 is damn cold, so --

12 A Yeah.

13 Q So minus 40?

14 A Plus with a wind.

10:37 15 Q And what about fog, we've heard about fog. Do you
16 remember it being foggy?

17 A I don't remember the fog at all, no.

18 Q Had you ever been in Saskatoon before?

19 A No, I hadn't.

10:38 20 Q So this is your first time?

21 A Yes.

22 Q Were you familiar with the city at all?

23 A No, I wasn't.

24 Q And when you arrived where was your vehicle --
10:38 25 where were you going when you got in?



1 A We were looking for Shorty's place.

2 Q And who knew where Shorty lived?

3 A David.

4 Q And did he have a street address or did he have --

10:38 5 A I think he just had a general area of where he
6 lived and by some landmark or something too that
7 he knew.

8 Q Do you remember what he would have told you? I
9 think -- were you driving at this time?

10:38 10 A Yes, I was.

11 Q So he would have been navigating and trying to get
12 you to where -- to Shorty's house; is that right?

13 A Yes.

14 Q Do you remember any landmarks or names or anything
10:38 15 he would have mentioned?

16 A At that time, no.

17 Q Okay. Do you remember, sir, any landmarks -- or
18 tell me what you remember about the morning when
19 you arrived as to where your vehicle may have
10:39 20 been?

21 A I don't have a clue where it was.

22 Q I believe, and I've read this in reports, do you
23 remember it being by the bus depot?

24 A No, I don't.

10:39 25 Q No?



1 A No.

2 Q The Simpson Sears store, driving by --

3 A Okay, that --

4 Q Pardon?

10:39 5 A Knowing Saskatoon the way I know it now, because
6 we have to come into town that way, I would say
7 yes.

8 Q Okay. And I just want to know what you would have
9 at the time, and I appreciate that now you -- I
10:39 10 think what you are saying is I know where
11 Simpson's is and --

12 A Yeah, I know where stuff is now where I didn't
13 then.

14 Q Okay. But at the time you are not able to say
10:39 15 whether or not you recall --

16 A I don't recall what we passed, no.

17 Q Do you recall any mention of a church, St. Mary's
18 church as a landmark that might help your vehicle
19 get to Shorty Cadrain's house?

10:39 20 A I remember Pleasant View or something like that.

21 Q I think Pleasant Hill. Does that ring --

22 A Yes.

23 Q How about Peace Hill? We've heard that a few
24 times.

10:40 25 A They both sounded the same, so I wasn't really



1 sure which area it was.

2 Q And, I'm sorry, does St. Mary's church, do you
3 remember Mr. Milgaard --

4 A I remember we were looking for a church, but the
10:40 5 name of the church I don't know.

6 Q So you remember that you were looking for a church
7 to help you find Shorty Cadrain's house?

8 A Yes.

9 Q Now, do you recall stopping a person and asking
10:40 10 for directions that morning?

11 A Yes, I do.

12 Q Tell us what you remember.

13 A There was a lady walking down the street and we
14 just pulled over and David asked for directions,
10:40 15 if she knew where whatever district that was.

16 Q Was it Pleasant Hill or Peace Hill, one of those
17 two?

18 A It was one of those two, yes.

19 Q And do you remember what the woman said?

10:40 20 A I believe she said she didn't know.

21 Q Okay. Do you remember what this woman looked like
22 or what she was wearing?

23 A I just remember seeing a dark coat.

24 Q A dark coat?

10:41 25 A Yes. I didn't see her face.



1 Q And were you driving at the time?

2 A Yes, I was.

3 Q And where were Nichol John and David Milgaard
4 situated?

10:41 5 A Nicky was sitting beside me and David was by the
6 passenger window.

7 Q So the three of you in the front seat?

8 A Yes.

9 Q And you would have pulled over to the right and
10:41 10 Mr. Milgaard would have rolled down the window and
11 asked her then; is that right?

12 A Yes.

13 Q Do you know where this happened?

14 A No, I don't.

10:41 15 Q What do you recall about the streets, boulevards,
16 buildings in that vicinity where you stopped this
17 woman?

18 A A couple of blocks up was where I got stuck again.

19 Q And we'll get to that in a moment.

10:41 20 A Okay, but other than that -- I believe it was
21 residential. That's all I can remember.

22 Q Some houses?

23 A Yes.

24 Q Do you remember anything about snow banks,
10:42 25 boulevards, trees, anything like that?



1 A No.

2 Q Are you able to tell us how old this woman
3 appeared to be to you or did you see her at all?

4 A I didn't see her at all.

10:42 5 Q Did you hear what Mr. Milgaard and this woman --
6 what he said to this woman and what she said back?

7 A Just that he asked her for directions and she said
8 no, she didn't know where it was.

9 Q And do you remember what David Milgaard would have
10:42 10 said to her?

11 A No, not back, no.

12 Q Do you recall whether he either called her or said
13 the words "stupid bitch" at that time?

14 A No, I don't recall that.

10:42 15 Q Now, after you met this woman, tell me what
16 happened next?

17 A We drove, I think it was a couple of blocks, and
18 made a U-turn to go back the other direction and
19 we got stuck in some ruts.

10:42 20 Q Was this on the street?

21 A Yes, it was on the street, yes.

22 Q And your vehicle got stuck?

23 A Yes.

24 Q Tell me what you can recall of what was in the
10:43 25 vicinity of where you got stuck?



1 A It was at kind of a dead-end street, it was kind
2 of a T intersection, and towards -- back behind me
3 was an empty field.

4 Q Okay. When you say a T intersection, was this a
10:43 5 roadway as opposed to an alley or a back lane?

6 A Yes, it was a roadway.

7 Q And so would you have gone -- just help me out
8 here. You would have driven sort of into the T
9 intersection, is that right, your vehicle would
10:43 10 have entered the T?

11 A Yes.

12 Q And tried to do a U-turn to come back the same
13 street you were driving on?

14 A Exactly.

10:43 15 Q And you got stuck?

16 A Stuck in some ruts, yes.

17 Q Maybe what we'll do is, can you actually call
18 up -- can you call up a blank document? Probably
19 not. Yeah, just a blank piece of paper. That's
10:44 20 fine. So, Mr. Wilson, just so I understand here,
21 I'm just going to -- you'll see what I've drawn
22 there as a T intersection. Is that correct?

23 A Yes.

24 Q And this is a roadway, so your vehicle would have
10:44 25 travelled that direction?



1 A Yes.

2 Q And I think you said you would have done a U-turn
3 and got stuck in that intersection; is that right?

4 A Yes.

10:44 5 Q And where I've got that arrow, is that
6 approximately where your vehicle would have been?

7 A Yes, in the first set of ruts.

8 Q And so the ruts would be going this way in the
9 road?

10:45 10 A Yes.

11 Q And I think you said here would be an empty field;
12 is that right?

13 A Yes.

14 Q So it's a T. Was there a funeral home anywhere,
10:45 15 here, in this vicinity?

16 A No.

17 Q And so this was an empty field where I have got --
18 where it says:

19 "THIS PAGE WAS LEFT BLANK

10:45 20 INTENTIONALLY",
21 that's an empty field; is that right?

22 A Yes, yes it is.

23 Q And do you recall what would have been in the --

24 A Well I believe that was -- it looked like
10:45 25 residential housing.



1 Q So residential housing where I put the RH?

2 A Yes.

3 Q And the same here?

4 A Yes.

10:45 5 Q And do you remember if this was a busy street, the
6 one --

7 A Well --

8 Q Do you know what direction this was,
9 north/south/east/west?

10:46 10 A No I don't. No, there wasn't very much traffic on
11 it at all, because the people that came along and
12 gave us a push, that was the only vehicle that we
13 saw.

14 Q And so your car would have been blocking the
10:46 15 intersection?

16 A Partially.

17 Q Now you are familiar -- and I'll get to this in
18 more detail later -- you are familiar with where
19 Gail Miller's body was found?

10:46 20 A Yes.

21 Q And it's in a back alley just off of a T
22 intersection between Avenue N and Avenue O between
23 20th and 21st Street; do you remember that?

24 A Yes.

10:46 25 Q And do you remember where the funeral home is on



1 the corner of Avenue N and 20th Street?

2 A Yes.

3 Q Did you get stuck anywhere near that?

4 A No.

10:46 5 Q I wondering if -- are we able to save this
6 image --

7 A Yes.

8 Q -- and we can maybe come back to that. So, once
9 your vehicle got stuck there, tell me what
10:47 10 happened next?

11 A Well we tried to get out on our own, and we
12 couldn't, so Dave and I left the car for a little
13 bit to see if we could find some help.

14 Q Okay. And did you go together or did you go in
10:47 15 different directions?

16 A We went in different directions.

17 Q Are you able to tell me which direction you went?

18 A No, I'm not.

19 Q Pardon me?

10:47 20 A No, I can't.

21 Q And do you know which direction David Milgaard
22 went?

23 A Just the opposite from me.

24 Q Now I'm going to put an X at the bottom; would
10:47 25 that have been where you stopped the woman and



1 asked for directions?

2 A Yes.

3 Q And how far from the intersection where you got
4 stuck to where you saw the woman and asked for
10:47 5 directions, how far would that have been?

6 A A couple blocks.

7 Q A couple blocks? Do you know if Mr. Milgaard went
8 back towards where I have marked the X, where the
9 woman was to ask for directions?

10:48 10 A No he didn't.

11 Q He did not?

12 A No he did not.

13 Q Do you know which direction he went?

14 A Each one of us went down the T.

10:48 15 Q Okay. So one of you went -- and I have got an
16 arrow left and an arrow right --

17 A Yup.

18 Q -- down that T to look for, I presume, for help;
19 is that right?

10:48 20 A Yes.

21 Q Did you find help?

22 A No, we didn't.

23 Q And when you left the vehicle was Nichol John in
24 the vehicle?

10:48 25 A Yes, she was.



1 Q How long were you gone for?

2 A Time is pretty hard, because it was cold out, so
3 anywhere from two minutes to a little bit longer.

4 COMMISSIONER MacCALLUM: Anywhere from
10:48 5 what?

6 A Two minutes to a little bit longer.

7 BY MR. HODSON:

8 Q Do you remember how far you would have walked in
9 city blocks?

10:48 10 A No more than a block.

11 Q And then you returned back to the vehicle?

12 A Yes.

13 Q When you returned back was Nichol John still in
14 the vehicle?

10:49 15 A Yes she was.

16 Q Was David Milgaard in the vehicle?

17 A Not right away, no.

18 Q And did he then return to the vehicle?

19 A Yes he did.

10:49 20 Q Do you know how long after it would have been
21 after you returned?

22 A About a half a minute or so.

23 Q Do you remember whether David Milgaard had a toque
24 on this trip?

10:49 25 A No I don't.



1 Q Did you have a toque?

2 A I don't believe so.

3 Q When David Milgaard returned to the car do you
4 remember him saying anything?

10:49 5 A Basically that it was damn cold.

6 Q Did he say words to the effect "I got her" or "I
7 fixed her"?

8 A No he did not.

9 Q Did you observe anything unusual about David
10:49 10 Milgaard's clothing when he returned to the
11 vehicle?

12 A No I did not.

13 Q Did you observe blood on his clothing?

14 A No I didn't.

10:50 15 Q Do you remember Nichol John's demeanour when you
16 returned to the vehicle or when David Milgaard
17 returned to the vehicle?

18 A She was fine.

19 Q Did she act hysterical or anything like that?

10:50 20 A No she didn't.

21 Q Did she move away from David Milgaard when he got
22 in the car?

23 A No.

24 Q How did your vehicle get unstuck?

10:50 25 A Two gentlemen pulled up and gave us a hand pushing



1 it out.

2 Q Do you know what kind of vehicle these gentlemen
3 had?

4 A I believe it was a cream-coloured Dodge or
10:50 5 something like that.

6 Q And do you recall, do you have any recollection of
7 what these gentlemen looked like?

8 A One gentleman had glasses, that's all I can
9 remember.

10:50 10 Q And so they then pushed your vehicle out?

11 A Yes.

12 Q Where did you go then?

13 A To a motel to get directions.

14 Q And do you remember the name of the motel?

10:50 15 A I think it was the Imperial 400, I'm not sure.

16 Q I'm going to suggest the Trav-a-leer Motel; does
17 that name sound familiar?

18 A Yes it does.

19 Q And do you remember whereabouts it was?

10:51 20 A No.

21 Q Do you remember how long it took, either in blocks
22 or time, to get from where you were stuck?

23 A I would say about five minutes.

24 Q Five minutes? And were you driving?

10:51 25 A Yes I was.



1 Q And you went to the Trav-a-leer for what purpose?

2 A To get directions.

3 Q And did David Milgaard go into the motel?

4 A Yes he did.

10:51 5 Q Do you remember whether he had shoes on or whether
6 he went in with his socks?

7 A I don't remember that.

8 Q And did he come back out with a map or directions
9 to --

10:51 10 A Yes he did.

11 Q And then where did he proceed to?

12 A Towards Shorty's place.

13 Q And did you get stuck?

14 A Yes we did.

10:51 15 Q Where did you get stuck?

16 A In a back alley.

17 Q And why would you have been in a back alley?

18 A I don't know.

19 Q Were you driving?

10:51 20 A Yes.

21 Q And did you come across a car, then, in an alley?

22 A Yes we did.

23 Q And tell me what you recall?

24 A Well the car was in front of us, it was stuck, and
10:52 25 we couldn't back up because we had no reverse so



1 we tried to get him out and we couldn't.

2 Q Do you remember what kind of car it was, the
3 colour?

4 A I don't.

10:52 5 Q And so what happened?

6 A Umm, it was cold out, and we were all cold, so the
7 gentleman invited us into his house so we could
8 warm up, and while he called a tow truck.

9 Q And so you and Nichol John and David Milgaard went
10:52 10 into their house?

11 A Yes.

12 Q And how long were you in there for?

13 A I would say over a half hour.

14 Q Did you notice anything unusual about David
10:52 15 Milgaard at the time?

16 A No I didn't.

17 Q Did you observe blood on his clothing?

18 A No.

19 Q Do you recall if David Milgaard had a nosebleed
10:52 20 either at the Danchuks' house or at any time on
21 the trip?

22 A I don't recall.

23 Q Do you recall, at other times, whether David
24 Milgaard was prone to getting nosebleeds?

10:52 25 A Yes.



1 Q Tell us about that?

2 A He would just all of a sudden start having a
3 nosebleed just out of the blue.

4 Q Okay. On how many occasions do you remember that
10:53 5 happening?

6 A Two or three.

7 Q And these would be -- you are not talking about
8 the trip, --

9 A No.

10:53 10 Q -- January of '69, other times?

11 A Other times.

12 Q Do you recall whether, in the course of the
13 investigation in 1969, whether any police officer
14 or anybody else asked you whether or not you
10:53 15 recall David Milgaard having a bleeding nose on
16 this trip?

17 A No they didn't.

18 Q Did you -- after you are in the house, then, I'm
19 going to suggest the name Danchuks; does that
10:53 20 sound familiar?

21 A Yes.

22 Q What happened after you went in their house?

23 A I believe we had coffee, or something, and waited
24 for a tow truck to come to get them out.

10:53 25 Q Did you then go to the garage; do you remember?



1 A Not right away. They got towed out, I can't
2 remember the chain of events from there, I don't
3 know if we went to the service station at that
4 point or not.

10:54 5 Q About how much time did you spend from the moment
6 you got stuck behind the Danchuk vehicle to when
7 you finally got your car unstuck? 'Stuck' is
8 probably the wrong word, I think it was stalled?

9 A Yeah.

10:54 10 Q From when you got your car going, again, about how
11 much time would that have been?

12 A A good hour.

13 Q And during that hour you would have been, the
14 three of you would have been --

10:54 15 A With the Danchuks.

16 Q -- with the Danchuks?

17 A Yes.

18 Q I take it, then, you went to the Cadraains' house
19 after you got your car going?

10:54 20 A Yes.

21 Q Tell me what you recall about your visit at the
22 Cadrain house?

23 A Well we went in and changed our -- David brought
24 in his suitcase and we changed our -- that's when
10:54 25 we noticed the, you know, the acid on my pants and



1 we changed clothes.

2 Q Okay. So you would have noticed -- tell me what
3 you noticed about your pants?

4 A They had holes eaten through them.

10:55 5 Q And that was from the battery acid; was it?

6 A Yes.

7 Q Do you recall if David's pants had acid eating
8 through?

9 A No.

10:55 10 Q They didn't, or you don't recall?

11 A No, they didn't.

12 Q They didn't?

13 A No.

14 Q How about his jacket?

10:55 15 A I think there was a few spots on it.

16 Q Do you recall whether David Milgaard's pants had
17 any rips or anything else in them?

18 A I don't recall.

19 Q So tell me about you; you would have changed
10:55 20 clothes at the Cadrain house?

21 A Yes.

22 Q And what did you change into?

23 A A pair of David's pants.

24 Q Did you take any clothes on the trip with you?

10:55 25 A No I didn't.



1 Q So you, you would have borrowed a pair of Dave's
2 pants, is that right?

3 A Yes.

4 Q Do you remember what colour they were?

10:55 5 A No I don't.

6 Q And what did you do with your pants?

7 A I left them at Cadrain's.

8 Q Did you throw them out or leave them on the floor;
9 do you remember what --

10:55 10 A I don't know what I did, but I just know that I
11 left them there, because they were no good to me
12 any more.

13 Q And do you know if David Milgaard changed his
14 pants?

10:56 15 A I believe he did, yes.

16 Q And do you know why he changed his pants?

17 A No I don't.

18 Q Do you recall what colour those -- I'm sorry, were
19 those the same pants you told us about earlier?

10:56 20 A I believe those were the striped ones, yes.

21 Q And I believe you said green; did you?

22 A Yeah.

23 Q And do you know what he did with those pants?

24 A I believe he put them in his suitcase, I'm not
10:56 25 sure.



1 Q And do you know what he changed into?

2 A No I don't.

3 Q Do you know whatever happened to the pants that
4 David Milgaard changed out of that morning, the
10:56 5 green striped pants?

6 A No.

7 Q Did you ever see them on the trip or at any other
8 time?

9 A I might have seen them at my mother's, because I
10:56 10 think mom did laundry for him, I'm not sure.

11 Q Did either you or Mr. Milgaard change into clothes
12 that belonged to Albert Cadrain's father?

13 A No.

14 Q Do you remember Albert Cadrain's -- any other
10:56 15 family members being at the house while you were
16 there?

17 A No I don't.

18 Q There is a fellow named Ken Cadrain who I believe
19 was five at the time; do you remember a young boy
10:57 20 at the time?

21 A No I don't.

22 Q What about his sister Celine who would be about
23 20?

24 A No.

10:57 25 Q How about Albert Cadrain's mother; do you remember



1 --

2 A I remember seeing her.

3 Q Now how long would you have spent at the Cadraings'
4 house?

10:57 5 A Probably a couple hours.

6 Q And did you have car trouble?

7 A Yes.

8 Q Tell us what happened?

9 A Umm, David went out to move the car, I believe, to
10:57 10 the other side of the street, and he went down the
11 alley and the transmission line came off.

12 COMMISSIONER MacCALLUM: The transmission
13 what came off?

14 A The transmission line.

10:57 15 COMMISSIONER MacCALLUM: Thank you.

16 BY MR. HODSON:

17 Q And the vehicle was stalled?

18 A Yes.

19 Q Were you upset?

10:57 20 A Yes.

21 Q And tell us what happened?

22 A Well we ended up calling a tow truck, I do
23 believe, to go and get it fixed.

24 Q While you were at the Cadraings' house you would
10:58 25 have been in the presence of Nichol John; is that



1 correct?

2 A Yes.

3 Q Do you recall anything unusual about her behaviour
4 at the Cadrain house that morning?

10:58 5 A No.

6 Q Do you recall her crying or being upset?

7 A No.

8 Q Now I think you said the car was then towed to a
9 garage; is that right?

10:58 10 A Yes.

11 Q And about how long did you spend there, your
12 group?

13 A Well Nicky and Shorty went downtown so, I believe
14 he to get some money out of the bank, and Dave and
10:58 15 I did some basic cleanup on the car, and then I
16 think we went out for something to eat.

17 Q You say "basic cleanup, cleanup of the car", tell
18 me more about that?

19 A Well, papers and cigarette butts and stuff like
10:58 20 that.

21 Q Did you notice anything unusual in the vehicle?

22 A No.

23 Q Something that ought not to be in there or that
24 surprised you?

10:59 25 A No.



1 Q Did you make attempts to have your radio fixed
2 while your car was in?

3 A No.

4 Q After your vehicle was fixed, where did you go
5 next?

6 A Umm, we met up with Shorty and Nicky, and I think
7 we pretty well left town right away.

8 Q Do you recall going to look for Shorty Cadrain's
9 girlfriend for some boots, or anything of that
10 nature?

11 A No I don't.

12 Q Do you recall going to a friend of Shorty
13 Cadrain's, a fellow by the name of Leonard
14 Woytowich or Leonard Gorgchuck?

15 A No.

16 Q When you left town, then, you left; do you recall
17 what time of day this would have been?

18 A Mid, mid-afternoon.

19 Q Do you recall observing any police or anything
20 unusual in the area that day?

21 A No.

22 Q When did you first find out about the Gail Miller
23 murder?

24 A In March of '69.

25 Q And how did you find out about it?



1 A The police came to see me about it.

2 Q We'll get to that in a moment. You departed
3 Saskatoon; then where did you go?

4 A To Calgary.

11:00 5 Q And was that where you were planning to go?

6 A At the start, yes. Well, we had to go through
7 there anyways, so --

8 Q And who was driving?

9 A Different -- David was driving, I was driving, I
11:00 10 can't remember if Shorty ever drove or not. I
11 don't think he had a licence either.

12 Q Do you remember anything about either you or Mr.
13 Milgaard driving the vehicle at excessive speeds?

14 A Yes.

11:00 15 Q And what do you remember?

16 A Well we were -- how could I put that -- young,
17 stoned, drive fast.

18 Q So were you driving the vehicle over the speed
19 limit, fast?

11:01 20 A Oh yes.

21 Q Pardon me?

22 A Yes.

23 Q And was David Milgaard driving the vehicle over
24 the speed limit?

11:01 25 A Yes.



1 Q And I think you said you were stoned; is that
2 right?

3 A Yes.

4 Q And was David Milgaard stoned?

11:01 5 A I believe so.

6 Q And how about Nichol John?

7 A All four of us were stoned.

8 Q And stoned on acid, marijuana?

9 A Probably, during that short period before we got
11:01 10 to Calgary, probably on marijuana.

11 Q So does 'stoned' apply to all drugs, then, --

12 A Yes.

13 Q -- when you use the word 'stoned' it could be any
14 number or combination of drugs; is that --

11:01 15 A Yes.

16 Q Do you recall whether Nichol John was upset at the
17 manner in which the vehicle was being driven?

18 A Yes, she was.

19 Q And what do you recall?

11:01 20 A That she was yelling at us to quit being idiots
21 and slow down and --

22 Q Was that directed at you?

23 A Who was ever driving at the time.

24 Q Was it directed at David Milgaard?

11:02 25 A Yes.



1 Q Do you recall stopping in a town, I believe it was
2 Rosetown, to get groceries?

3 A Yes.

4 Q And do you recall a paring knife being purchased?

11:02 5 A Yes I do.

6 Q What do you remember about that?

7 A Well we bought some meat and we needed something
8 to cut the sausage with so we bought a knife.

9 Q Do you remember what the knife looked like?

11:02 10 A It was like a paring knife.

11 Q Do you remember what colour the handle was?

12 A No I don't.

13 Q Pardon me?

14 A No I don't.

11:02 15 Q Do you know whatever happened to that knife?

16 A No I don't.

17 Q On this trip with the four of you -- now Mr.
18 Cadrain has joined you for the rest of the trip;
19 is that right?

11:02 20 A Yes.

21 Q Do you recall your vehicle stalling and being
22 pushed by a transport truck?

23 A Yes I do.

24 Q Tell us what you recall?

11:02 25 A That it quit, and it was an older-style automatic



1 transmission so it could be push-started still,
2 and this fella offered to give us a push start,
3 and he pushed us and broke my taillights, and --
4 but he did get us going.

11:03 5 Q And was this on the highway?

6 A Yes it was.

7 Q And do you remember whether it was
8 Saskatoon-Calgary, Calgary-Edmonton?

9 A I think it was Calgary-Edmonton.

11:03 10 Q And what kind of vehicle was you -- what kind of
11 vehicle was it that helped push you?

12 A It was a semi.

13 Q And did you recall or see David Milgaard interact
14 with the driver of this semi?

11:03 15 A No I don't.

16 Q Do you know if David Milgaard gave this driver a
17 package, or a suitcase, or anything?

18 A No.

19 Q Do you recall or have a discussion with anybody on
11:03 20 this trip about David Milgaard having a gun on the
21 trip?

22 A No.

23 Q Did you see a gun on the trip?

24 A No I didn't.

11:04 25 Q Do you have any knowledge or recollection of a



1 compact or a cosmetic bag being found in your car?

2 A No I don't.

3 Q Move ahead to Calgary, Mr. Wilson, where -- I
4 think you were in Calgary, I think you arrived in
11:04 5 Calgary first, is that right?

6 A Yes.

7 Q Do you remember you trying to get ahold of an old
8 friend, I think Heather Beaton, does that name
9 sound familiar?

11:04 10 A Yes.

11 Q And you would have tried to call her, perhaps from
12 the bus depot, is that --

13 A Yes.

14 Q And did you have any discussion with David
11:04 15 Milgaard at that time?

16 A No.

17 Q In Calgary, or at any time on this trip, did David
18 Milgaard -- did David Milgaard tell you anything
19 about him stabbing or poking a girl with a knife
11:04 20 and taking her purse?

21 A No he didn't.

22 Q Again, in Calgary or at any time on this trip, did
23 you tell Nichol John about what David Milgaard --
24 or about David Milgaard telling you that he had
11:04 25 stabbed or poked a girl with a knife?



1 A No.

2 Q And did Nichol John tell you that she already
3 knew, or words to that effect?

4 A No she didn't.

11:05 5 Q Did you have any discussion with David Milgaard
6 about him encountering a girl in Saskatoon on this
7 trip?

8 A No.

9 Q I believe next, after Calgary, you then went on to
11:05 10 Edmonton; is that correct?

11 A Yes.

12 Q And then on to Banff?

13 A Yes.

14 Q And then home?

11:05 15 A Yes.

16 Q Do you remember why you returned home instead of
17 going to Vancouver?

18 A My dad had hurt himself or he got sick, and I had
19 called home, and mom wanted me to come home.

11:05 20 Q So your trip was cut short?

21 A Yes.

22 Q And so you would have returned to Regina; is that
23 correct?

24 A Yes, we drove straight through.

11:05 25 Q And what, what happened with Nichol John and



1 Albert Cadrain, then, upon your return to Regina?

2 A I believe I dropped them off downtown.

3 Q Do you remember at whose house, or a building, or
4 --

11:06 5 A No I don't.

6 Q And what about David Milgaard; what happened with
7 him?

8 A He came to my place with me.

9 Q And did he stay there for a few days?

11:06 10 A Yes he did.

11 Q You mentioned, earlier, about your mother doing
12 laundry; did -- do you recall that?

13 A I don't recall it, but I imagine she did, knowing
14 my mother.

11:06 15 Q Okay. Do you recall whether or not the suitcase
16 that you had that went on this trip; whether you
17 or Mr. Milgaard brought it into your house when
18 you returned there?

19 A Yes.

11:06 20 Q And what happened with your car?

21 A It eventually got impounded.

22 Q And why was that?

23 A Because I had left it on the street and kind of, I
24 was mad at it because the transmission was shot,
11:06 25 so I said the hell with it.



1 Q So you left it on the street?

2 A And the police picked it up.

3 Q So, when you returned from your trip, did you
4 drive the vehicle again?

11:06 5 A Probably once or twice.

6 Q And then you left it on the street; is that right?

7 A Yes.

8 Q And then I think you said the police impounded it?

9 A Yes.

11:07 10 Q Did you clean out the car after you got back?

11 A No.

12 Q Do you know if Mr. Milgaard did?

13 A No.

14 Q Do you know approximately when the vehicle would
11:07 15 have been impounded?

16 A Oh, probably -- I'm guessing -- two weeks
17 afterwards, maximum, because I don't know how long
18 it stayed there before they picked it up.

19 Q Okay. Is there anything else -- and, again, just
11:07 20 up until this point -- is there anything else, Mr.
21 Wilson, that you recall about this trip that I
22 haven't touched on or you haven't talked about?

23 A Umm, no.

24 Q I would like to call up a document which I
11:07 25 prepared for the purposes of this examination,



1 it's 326529. And Mr. Wilson, I'm going to refer
2 to this outline, I'll just go through it with you
3 now. There are ten points here, and I'll go
4 through them with you about what your recollection
11:08 5 is today, and then as we go through various
6 statements and interviews and testimony I want to
7 keep referring back to this outline just to see
8 what it is you said, when, and to whom. Okay?

9 And so the first item is drug
11:08 10 use on the trip to Saskatoon and during the
11 investigation and trial, and I think you have told
12 us -- and you correct me if I'm wrong, please --
13 that, on the trip to Saskatoon, that you and David
14 Milgaard and Nichol John were stoned on LSD and
11:08 15 perhaps marijuana?

16 A Yes.

17 Q And that on the trip to Calgary, and beyond and
18 back, that the three of you and Albert Cadrain
19 were also using drugs and stoned on some of that
11:09 20 trip?

21 A Yes.

22 Q Is that fair?

23 A Yes.

24 Q Now let me just jump ahead a bit, and we will be
11:09 25 going through this investigation in detail, but I



1 think March the 2nd or March the 3rd, 1969, the
2 police would have contacted you the first time;
3 does that sound right?

4 A Yes.

11:09 5 Q And I believe you were in jail in Regina from
6 February 25, 1969 to May the 9th, 1969; does that
7 sound right?

8 A Yes.

9 Q And I take it during that time -- well maybe I
11:09 10 shouldn't take it -- during that time were you
11 using drugs while you were in jail?

12 A Yes I was.

13 Q And what kind of drugs?

14 A Mostly acid, LSD.

11:09 15 Q And then once you got out on May the 9th, 1969 --
16 and I will be going through this in detail -- you
17 were interviewed by the police after -- while you
18 were in jail and after you got out; is that right?

19 A Yes.

11:09 20 Q And you recall I went through that chronology,
21 before, about the statements of May 23rd, '69; do
22 you remember that?

23 A Yes.

24 Q And the polygraph? Just talk generally, once you
11:10 25 got out of jail through until the end of David



1 Milgaard's trial -- and he was convicted on
2 January 31st, 1970 -- tell me about your drug use?

3 A I was stoned over 90 percent of the time.

4 Q 90 percent of the time?

11:10 5 A Yes.

6 Q And what kind of drugs would --

7 A That's when everything started, from pot to
8 heroin.

9 Q And I'll talk about that in a bit more detail but,
11:10 10 for our purposes now, what you are telling us is
11 that pretty much from the moment you left Regina
12 on January 30, 1969 until one year later, when Mr.
13 Milgaard was convicted, you would have been a
14 heavy user of drugs; is that fair?

11:10 15 A Yes.

16 Q If we could scroll down to number 2, please. The
17 knife, and what I have got here is in the car, and
18 what I mean by 'the car', in your car on the trip
19 or on David Milgaard prior to arriving in
11:11 20 Saskatoon, and I think you told us about a
21 bone-handled hunting knife that you recall; is
22 that right, that's what you recall today?

23 A Yes.

24 Q And then I have got maroon-handled paring knife,
11:11 25 which you have told us was not in your vehicle, is



1 that right?

2 A That's right.

3 Q And I have got an asterisk there, Mr. Wilson, and
4 I hope I have got this right as to which items you
11:11 5 are telling us, today, did not happen or were not
6 true; is that fair?

7 A Yes.

8 Q And so go down to number 3, and purse snatching
9 and break and enter discussion on trip to
11:11 10 Saskatoon, correct me if I'm wrong; I think you
11 said you talked about break and enter, you don't
12 recall purse snatching, --

13 A No.

14 Q -- but you recall rolling someone?

11:11 15 A Yes.

16 Q Is that fair?

17 A Yes.

18 Q Okay. And so I -- for number 3, I didn't put an
19 asterisk there but you are telling us, today,
11:12 20 purse snatching doesn't stand out in your mind?

21 A No, it doesn't stand out, no.

22 Q Number 4, woman stopped for directions, and I have
23 got David Milgaard comments, and I think you have
24 told us today you recall stopping a woman for
11:12 25 directions and, as far as David Milgaard comments



1 at the time, you are saying you don't -- I'm
2 sorry, you said you don't remember him saying
3 "stupid bitch", or are you saying he didn't say
4 it?

11:12 5 A No, I believe he said "thank you very much".

6 Q Okay. If you could go down to number 5, we've got
7 the vehicle stuck -- with my great map that I
8 showed you after -- and I have got the location
9 which you have told us, I think, was at a T
11:12 10 intersection not near the funeral home; correct?

11 A That's correct.

12 Q And the duration that you and Mr. Milgaard were
13 apart, I think you said two minutes or a bit
14 longer, or a block?

11:12 15 A Yes, a block.

16 Q That --

17 A Whatever it would take us to do a block.

18 Q Okay. And then David Milgaard's statements upon
19 return; you said there were none?

11:13 20 A Exactly.

21 Q And I should have added a dash there, I thought I
22 had it on there, Nichol John's demeanour on
23 return; I think you have told us nothing unusual?

24 A Nothing unusual.

11:13 25 Q Okay. And if we could scroll down to number 6,



1 blood observed on David Milgaard's clothes, I
2 think you have told us you never observed blood on
3 his clothes; is that correct?

4 A That's correct.

11:13 5 Q And I have got an asterisk there, Mr. Wilson,
6 because, later on, you will recall that you
7 testified that you saw blood on his clothes?

8 A Yes I did.

9 Q And in fact, if I could just scroll up to number 2
11:13 10 where I have got the asterisk with the
11 maroon-handled paring knife, you previously
12 testified at his trial that you saw that on him or
13 in the car, didn't you, or you recalled seeing a
14 maroon-handled paring --

11:13 15 A I recall seeing one.

16 Q Okay. And if you could then just sort of scroll
17 down to number 7, David Milgaard changing clothes
18 at Cadraains', you recall that?

19 A Yes.

11:14 20 Q Number 8, cosmetic bag discarded from the car, you
21 are saying you don't remember that happening?

22 A Never happened.

23 Q I'm sorry, it never happened?

24 A No.

11:14 25 Q And I have got an asterisk there. And I believe



1 in trial testimony you said it didn't happen;
2 didn't you?

3 A That's correct.

4 Q And number 9, I have David Milgaard admission in
11:14 5 Calgary, and you have told us today there was no
6 such admission; is that fair?

7 A Yes.

8 Q And you will recall that you had told the
9 authorities earlier that there was?

11:14 10 A Yes.

11 Q And then finally, number 10, Ron Wilson's
12 discussion of admission with Nichol John, and you
13 have told us that there was no such discussion; is
14 that right?

11:14 15 A That's right.

16 Q But you had previously told authorities that there
17 was, that you told -- you had previously told
18 authorities that when you told Nicky that David
19 had said he stabbed a girl, that she already knew,
11:14 20 or words to that effect?

21 A Yes.

22 Q And you are telling us, today, that never
23 happened?

24 A Yes.

11:15 25 COMMISSIONER MacCALLUM: I'm sorry, I



1 didn't get the complete answers to 7 and 8, would
2 you just go over them again?

3 BY MR. HODSON:

4 Q Yeah. We could just go back to 7, David Milgaard
11:15 5 changing clothes at Cadrains', I think you told us
6 today that he did in fact change his pants at
7 Cadrains' house and I think you said he put them
8 in the suitcase?

9 A Yes.

11:15 10 Q And then on number 8, the cosmetic bag discarded
11 from the car -- and this was on the trip after
12 Saskatoon -- I think you said it didn't happen?

13 A Exactly.

14 COMMISSIONER MacCALLUM: Yes.

11:15 15 MR. HODSON: Now, Mr. Commissioner, I think
16 this might be an appropriate time to break?

17 COMMISSIONER MacCALLUM: Yes. 15 minutes.

18 *(Adjourned at 11:15 a.m.)*

19 *(Reconvened at 11:34 p.m.)*

11:34 20 BY MR. HODSON:

21 Q Mr. Wilson, before the break I asked you about
22 drug use and you said that while you were
23 incarcerated that you were using drugs fairly
24 regularly?

11:34 25 A Yes.



1 Q How did the drugs get in there?

2 A Several ways. You can either have relatives bring
3 it in or have them stashed outside and when you
4 are on work crews bring them in.

11:34 5 Q Were you involved in bringing in drugs into the
6 prison?

7 A Yes, I was.

8 Q And selling them in the prison?

9 A Yes.

11:35 10 Q Did you have any dealings with the police or
11 authorities about your drug use in the jail?

12 A Not my drug use. They had knowledge of it because
13 they would, every once in a while if somebody was
14 having a bad trip, they would come and get me so I
11:35 15 could spend the night with them and talk them
16 down.

17 Q Do you think the police knew you had drugs in
18 there, or the authorities?

19 A They knew it was there.

11:35 20 Q Did you have any type of relationship then with
21 the police while you were in jail?

22 A No.

23 Q I'll just call up a couple of documents here I
24 want to show you, 106124, and this is an
11:35 25 application for a license for your vehicle, and is



1 that your signature down at the bottom under
2 applicant signature?

3 A Yes, it is.

4 Q And the date is January 30, 1969?

11:35 5 A Yes.

6 Q So it looks like you would have gone and got
7 plates for this vehicle the day you left for
8 Saskatoon; is that right?

9 A Yes.

11:36 10 Q I'm next going to call up document 106175.

11 Mr. Wilson, this is a police report, you probably
12 haven't seen it before, and we'll be looking at a
13 number of these and I'll just draw your attention
14 to parts of this. This report is dated February
11:36 15 2nd, 1969, which is two days after Gail Miller's
16 murder, and I won't go through it in detail, we've
17 gone through this before with another witness, or
18 I think I read it in, but what this talks about is
19 Mr. Campbell who operates the Belmont Texaco
11:36 20 service, do you remember that, 22nd and W, where
21 you went from the Danchuks' to get your car fixed?
22 Does that sound familiar?

23 A It sounds familiar.

24 Q And he goes on, and maybe I will read parts of
11:37 25 this, he says in his statement:



1 "Campbell advises that on January 31,
2 1969 between 9:00 a.m. and 9:30 a.m. he
3 had a service call to the south lane in
4 the 100 block Avenue T South."

11:37 5 And carrying on down it talks about the other car
6 was parked to the north of this first and the
7 second car was a 1958 Pontiac with a grey hood.
8 There were three young fellows in this car at the
9 time. And then carries on and says:

11:37 10 "Mr. Campbell states that the license
11 for this 1958 Pontiac was 304865."

12 Which I believe was the license plate of your
13 vehicle, if I'm not mistaken, and then it talks
14 about you people returning and not having money
11:37 15 to pay and then left. And my question,
16 Mr. Wilson, were you ever made aware that, by the
17 police or anybody, that two days after the murder
18 the fellow at the garage where you took your
19 vehicle after the Danchuks' had phoned the police
11:38 20 and given them information about your vehicle?

21 A No.

22 Q And in fact if we can just scroll down, the
23 bottom -- that's fine there -- it says:

24 "Reason Mr. Campbell reported this to
11:38 25 our department is that he had wondered



1 where the person had got the money so
2 fast and they were from Regina, what
3 were they doing in the alley. License
4 number 304865, we have no listing for at
11:38 5 the present time but should this license
6 should be sent to Regina and obtain the
7 listing."

8 So were you aware of that prior to today?

9 A No.

11:38 10 Q We're done with that document. I think you said
11 earlier that you were in jail, I think the dates
12 were February 25, 1969 to May 9th, 1969. Do you
13 remember what you were in for?

14 A Not that time, no. Breaking and entry I do
11:39 15 believe.

16 Q Had that been the first time you were in jail or
17 had you been in jail prior?

18 A I believe that was the first time.

19 Q And that was at the Regina provincial jail was it?

11:39 20 A Yes. Maybe that was the second time.

21 Q Okay. The Regina jail, in February of 1969, is
22 that the provincial facility just on the outskirts
23 of the city?

24 A Yes, it is.

11:39 25 Q And while you were in jail did you go from time to



1 time on work groups or work camps and go away from
2 the jail?

3 A Yes, you could go to bush camp.

4 Q To bush camp?

11:39 5 A Yes.

6 Q Now, I want to go and get your recollection of
7 your first contact with the police with respect to
8 the Gail Miller murder investigation, and tell me
9 what you remember about being contacted by the
10 police?

11 A Well, I was working out at bush camp and one day
12 they got a phone call that some police wanted to
13 talk to me back in Regina, so they took me from
14 bush camp back to jail.

11:40 15 Q Do you remember an officer by the name of Ken
16 Walters with the Regina Police Service?

17 A Yes, I do.

18 Q And had you known Ken Walters prior to the Gail
19 Miller murder investigation?

11:40 20 A Yes.

21 Q And how did you know him?

22 A He picked me up a few times.

23 Q And did you have a -- friendship is the wrong
24 word, but did you have a relationship with officer
11:40 25 Walters?



1 A Yes.

2 Q And tell me about that?

3 A He kind of became, over the years, kind of my
4 private cop. He knew how to talk to me and if he
11:40 5 ever needed, you know, if I was in trouble, he
6 knew where to find me.

7 Q Did he look out for you; is that fair?

8 A Yes.

9 Q And did you confide in him?

11:40 10 A Yes.

11 Q Do you remember whether, again back -- I think you
12 said you were called in from bush camp to talk to
13 the police. Do you remember if Ken Walters was
14 there at the time?

11:41 15 A I can't remember, no.

16 Q Do you remember if you talked to Ken Walters about
17 this matter?

18 A I believe I did.

19 Q Does the name Inspector Riddell of the RCMP sound
11:41 20 familiar?

21 A It sounds familiar.

22 Q Tell me what you remember about your first
23 discussion with the police about the Gail Miller
24 murder.

11:41 25 A They wanted to know if I had even heard about it



1 and I told them that was the first time I even
2 heard about it.

3 Q Did you ask them why they were wanting to talk to
4 you about it?

11:41 5 A I don't believe I did. I just answered their
6 questions and there was nothing to say, so --

7 Q And did you have an understanding as to why they
8 wanted to talk to you?

9 A I really wasn't sure why they wanted to talk to
11:41 10 me.

11 Q Did you understand at that time, and again I'm
12 talking about the first time, whether they were
13 looking at David Milgaard as a suspect in the
14 murder?

11:42 15 A No, I didn't.

16 Q Did you think that they were looking at you as a
17 suspect in the murder?

18 A No.

19 Q Were you surprised that they contacted you?

11:42 20 A Yes, I was.

21 Q Did it scare you at all or concern you?

22 A It didn't really concern me because I had nothing
23 to hide.

24 Q Do you recall in this first meeting the officers
11:42 25 telling you about Albert Cadrain's statement to



1 the police that he had seen blood on David
2 Milgaard's clothes that morning?

3 A No.

4 Q If we can call up document 003360, and this is a
11:43 5 Regina City Police occurrence report of March 2nd,
6 1969. It's got date and time reported at 2:00
7 p.m. on that day and date and time of this report,
8 8:00 p.m. There might be a little bit of
9 uncertainty, Mr. Wilson, as to the sequencing and
11:43 10 timing of events, but this report does not mention
11 you, this is a report where, you'll see at the
12 bottom, Zalinko and Walters. Does the name
13 Zalinko, is that familiar, from the Regina Police
14 Service?

11:43 15 A No, it's not.

16 Q And they were asked to assist in locating David
17 Milgaard. And the next Regina police report I'll
18 show you is 042776 and this is a report dated
19 March 4, 1969, and your statement, Mr. Wilson,
11:44 20 that I'll show you in a moment, was given on the
21 morning of March 3rd, 1969 to Inspector Riddell,
22 okay.

23 A Yeah.

24 Q So this is a special inquiry assisting Saskatoon
11:44 25 City Police and the investigating officer there is



1 Constable Walters and accompanied by Inspector
2 Riddell, and call out paragraph 2. And the
3 writer, who I believe is constable Ken Walters:

4 "The writer was contacted the evening of
11:44 5 March 2, by Inspector Riddell, R.C.M.
6 Police, in connection with the said
7 murder of Gail Miller. Inspector
8 Riddell had apparently been called into
9 the case investigation by the Saskatoon
11:44 10 City Police. Inspector Riddell
11 requested the writer to accompany him to
12 the Provincial Correctional Institute on
13 the morning of March 3, to interview one
14 Dale Wilson, an inmate thereof."

11:45 15 And that's you, isn't it, Dale Wilson?

16 A Yes.

17 Q "It had been previously ascertained that
18 Wilson's vehicle had been observed in
19 the vicinity of the murder scene the
11:45 20 morning of January 31. The writer has
21 had previous dealings with Wilson and as
22 a result it was felt that he would
23 perhaps be more co-operative with the
24 writer under the circumstances."

11:45 25 And I take it -- is that a fair comment that



1 Walters made, that he has had previous dealings
2 with you and as a result it was felt that you
3 would be more co-operative with him?

4 A Yes.

11:45 5 Q That's true?

6 A Yes.

7 Q And then scroll down to paragraph 3, it says:

8 "At approximately 10:00 a.m. March 3,
9 the writer in company with Inspector
11:45 10 Riddell, had occasion to interview
11 Wilson at the Provincial Correctional
12 Institute. A signed statement was
13 obtained and is held by the R.C.M.
14 Police."

11:45 15 Do you remember giving the statement, Mr. Wilson?

16 A Yes, I do.

17 Q And was Ken Walters there and Inspector Riddell?

18 A Yes.

19 Q Do you remember if you would have talked to
11:46 20 Walters prior to this, prior to actually filling
21 out the statement, perhaps the night before? Does
22 that --

23 A It doesn't ring a bell.

24 Q And scroll down to paragraph 4, and I'll go to
11:46 25 your statement in a moment, it says:



1 "In his statement, Wilson describes his
2 leaving Regina the night of January 30,
3 in company with David Milgaard and
4 Nicole John, female, enroute to
11:46 5 Saskatoon in his vehicle. Their purpose
6 in travelling to Saskatoon was to see
7 one Albert Henry Cadrain, a Saskatoon
8 "Hippy" type, who was recently in
9 Regina, incarcerated for vagrancy at
11:46 10 this point and who has since returned to
11 Saskatoon. They apparently arrived in
12 Saskatoon very early in the morning of
13 January 31, drove around for some time
14 looking for Cadrain's address, became
11:46 15 stuck, were towed out and eventually
16 arrived at Cadrain's address around 9:30
17 a.m. From the time they left Regina, up
18 until they arrived at Cadrain's,
19 Milgaard, Wilson and John were never
11:46 20 separated. Upon arriving at Cadrain's,
21 Milgaard changed clothes due to some
22 acid having been split on his trousers
23 and jacket. Later on the same
24 afternoon, the four persons left
11:47 25 Saskatoon in Wilson's vehicle enroute to



1 Edmonton, Calgary, Banff and onto
2 Regina."

3 And I'll go to your statement in a moment,
4 Mr. Wilson, and go through some of that. If you
11:47 5 can just go to the next page, please, and call
6 out paragraph 5 and 6, and again this is Walters'
7 report, he says:

8 "The four previously mentioned persons
9 arrived back in Regina February 6 --"
11:47 10 And does that sound right then, that would be --

11 A Yeah.

12 Q "-- and from that point went their
13 separate directions. From the statement
14 obtained from Wilson --"

11:47 15 And it appears that this report is prepared after
16 your statement,

17 "-- nothing of an incriminating or
18 relevant nature was noted. Wilson was
19 convinced that Milgaard was in no way
11:47 20 involved in the murder of Gail Miller,
21 nor could he be of any further
22 assistance."

23 If I can pause there, and I don't want to put
24 words in your mouth, but it seems to me from at
11:48 25 least Walters' report that the issue of whether



1 David Milgaard was involved in the murder of Gail
2 Miller may have been put to you at the interview?

3 A Yes, it may.

4 Q Do you remember?

11:48 5 A I don't remember.

6 Q Okay. When we go through the statement maybe
7 we'll see if that becomes more apparent. But you
8 would agree with me, at least according to
9 Walters, what he took out of the interview was
11:48 10 that there was no -- or that you had given him no
11 incriminating or relevant information that would
12 connect David Milgaard with the murder of Gail
13 Miller; is that fair?

14 A Yes.

11:48 15 Q He then goes on to say:

16 "With the permission of Wilson, his
17 vehicle a 1958 Pontiac, white, green,
18 with a grey hood was examined with
19 negative results. The female Nicole
11:48 20 John could not be located for interview
21 at this time. This female is also a
22 "Hippy" type person with no roots.
23 Further investigation will be conducted
24 by the R.C.M. Police in connection with
11:48 25 this file."



1 At this time where was your vehicle?

2 A I didn't know. I thought it was impounded.

3 Q So it wasn't at your home?

4 A No.

11:49 5 Q You had abandoned it had you?

6 A Yes.

7 Q And you told the police they can go and --

8 A Do whatever they wanted with it.

9 Q Do you ever remember talking to the police after
11:49 10 to find out what they found in your car?

11 A I believe it was -- nothing was in it.

12 Q And did the police ever tell you that they found
13 Gail Miller's hair or fibre from her clothing in
14 your car?

11:49 15 A I do not believe so, no.

16 Q Did they ever tell you that your car was clean,
17 that there was nothing in there that connected
18 your vehicle to the crime?

19 A Yes.

11:49 20 Q That's what you had understood at the time was it?

21 A Yes.

22 Q If I could call up document 006689, please, and
23 this is the handwritten statement that Inspector
24 Riddell took. Is that your signature at the
11:49 25 bottom right where I've circled?



1 A Yes.

2 Q And is this the statement that you would have
3 signed and given to Inspector Riddell on March
4 3rd, 1969?

11:50 5 A Yes.

6 Q And I take it -- that's his handwriting is it,
7 Riddell's?

8 A Yes.

9 Q Do you remember what type of interview it was,
11:50 10 Mr. Wilson, was it question and answer or did they
11 write it out as you were talking? What do you
12 remember about the process of the interview?

13 A I believe they just asked me to tell them about my
14 trip and I told them basically what we did and
11:50 15 that was it.

16 Q Okay. If we could go to document 026342 and this
17 is a typed version of your statement, Mr. Wilson.
18 Someone has transcribed it so it's a little bit
19 easier to read and I just want to go through this
11:50 20 with you. And you start off saying:

21 "Myself, Nicole John, age 16 years, and
22 David Milgaard, age 16 years, left
23 Regina in my car, a 1958 Pontiac, green
24 and white with a grey hood, about 1:00
11:51 25 a.m. the day after I bought license



1 plates for this car. I think it was the
2 early morning of the 31st January.

3 There was just the three of us and we
4 drove direct to Saskatoon where we
11:51 5 planned on meeting Albert, nicknamed
6 "Shorty" who was known to Milgaard. We
7 hoped to get this fellow Albert to come
8 to Vancouver with us. We arrived in
9 Saskatoon about 5:00 or 6:00 a.m. that
11:51 10 same morning and we began driving around
11 looking for Albert's house. I didn't
12 know where this Albert lived but David
13 Milgaard had been there before and would
14 recognize the house which I think was up
11:51 15 in the "Peace Hill" district."

16 If I could pause there. Is what I read you
17 there, is that true, Mr. Wilson?

18 A Yes.

19 Q So that's what you would have told them at the
11:51 20 time?

21 A Yes.

22 Q If you carry on:

23 "I was driving and we ended up going
24 down this alley and we came across this
11:51 25 car that was stuck in the middle of the



1 alley. I couldn't get by him and I
2 couldn't back up as my reverse gear was
3 gone. He asked me to give him a push.
4 I did and I stalled my car and couldn't
11:52 5 get it going again. This fellow was
6 still stuck. This car was about a 1966
7 Impala convertible, red with a white
8 top. The fellow driving was about 23 or
9 24 years, six feet and fairly big. It
11:52 10 looked to me that he had backed out of
11 his back yard and got stuck in the
12 alley. He said he was driving his wife
13 or girlfriend to work. We then tried
14 for about an hour to get this fellow's
11:52 15 car out by pushing. He was still stuck
16 so he invited Dave, Nicole and myself
17 into his house to get warm while he
18 phoned a tow truck. We waited in the
19 house until the tow truck came which was
11:52 20 about an hour and a half. The tow truck
21 pulled him out and then it left. Then
22 this fellow gave us a push to try and
23 get our car going. When he started to
24 push us, it looked like he was going to
11:52 25 get stuck so he then drove us to the gas



1 station, the same one where the tow
2 truck came from. We got the tow truck
3 to come and give us a "boost" and this
4 fellow in the red car drove us back to
11:52 5 our car. We got the car started and the
6 tow truck driver didn't have any change
7 and we told him we would go back to the
8 gas station and pay him. It was \$3.00
9 but to this date we never did go and
11:53 10 pay. The fellow in the red car just
11 went into his house and then we then
12 drove on to find Albert's place."

13 If I can stop there. And I think that's the
14 incident with the Danchuks; is that right?

11:53 15 A Yes.

16 Q That you told us about earlier?

17 A Yes, it is.

18 Q And what I just read you in the statement, that's
19 true?

11:53 20 A Yes.

21 Q And as far as the times that you mentioned in
22 there, would your recollection of the times have
23 been better back then than they would now as far
24 as what time you arrived and your time at the
11:53 25 Danchuks', for example?



1 A Yes, that would.

2 Q And then carrying on, it says, "David
3 recognized --" pardon me:

4 "-- we then drove on to find Albert's
11:53 5 place. By this time it was daylight,
6 about 8:00 a.m. or 9:30 a.m. Dave
7 recognized this gas station with the
8 cafe and from there he was able to
9 direct us to Albert's place."

11:54 10 If I can pause there. Was that a landmark, do
11 you remember that, a gas station with a cafe?

12 A That was one of the landmarks he was looking for,
13 yes.

14 Q "We parked on the front street and
11:54 15 Dave went in to see if he was home or
16 up. Dave then waved to us from the door
17 and Nicole and I also went into Albert's
18 place. This was the first time I had
19 ever met Albert. He introduced us to
11:54 20 Albert (Dave). We started talking about
21 this trip and Albert decided to come
22 with us. Dave went out to get his
23 suitcase because he wanted to change his
24 clothes as they were dirty. When he did
11:54 25 this, he drove the car around the block



1 so that it would be parked on the same
2 side as the house. At this time the
3 line to my transmission broke."

4 Is what I read you there, is that true,
11:54 5 Mr. Wilson?

6 A Yes.

7 Q It says:

8 "I went out and I was mad about this.
9 We came in and phoned a tow truck and it
11:54 10 came and pushed us to the garage. All
11 four of us, Albert, Dave, Nicole and
12 myself went to the garage. While the
13 garage was fixing the car, we went
14 across the street to another garage that
11:55 15 had a cafe and we had something to eat.
16 Albert and Nicole went to the bank and
17 Albert drew out \$70 for the trip. Dave
18 and myself went to the garage where the
19 car was being fixed. It cost us \$26 and
11:55 20 some cents to have the car fixed. We
21 all went back to Albert's place to pick
22 up his clothes and then we left to go
23 and look for Albert's girlfriend. We
24 drove around Saskatoon and couldn't find
11:55 25 her. About 2:00, 3:00 or 4:00 p.m. that



1 same date we headed out for Calgary."

2 If I can pause there. Is that true, what you
3 said there, Mr. Wilson?

4 A Yes.

11:55 5 Q Now, this morning you didn't, you couldn't recall
6 about going to look for Albert's girlfriend. Does
7 that assist in refreshing your memory at all?

8 A Yes, it does.

9 Q And then you say:

11:55 10 "The reason Dave changed his clothes was
11 because they were dirty. I changed my
12 pants because I spilled battery acid on
13 them."

14 Is that a true statement?

11:55 15 A Yes.

16 Q And again I think this morning you told me that
17 Dave changed his pants, you didn't think they had
18 acid on them and you couldn't recall a tear. Is
19 that fair, what you told me this morning?

11:56 20 A Yes.

21 Q And here it says they were dirty. Do you remember
22 that?

23 A Probably dirty from carrying the battery.

24 Q Okay. And you say:

11:56 25 "At no time during the time we were in



1 Saskatoon was Dave Milgaard out of my
2 sight for more than one or two minutes,
3 the one time being when he drove the car
4 around the block. This would be well
11:56 5 after daylight. I never knew of Dave to
6 have a knife."

7 If I can pause there. Now, this morning you told
8 us about -- and I'll come back to this -- about
9 being stuck by that T intersection on the street.
11:56 10 Do you remember?

11 A Yes.

12 Q And you and Dave going. I don't think that that's
13 in this statement is it?

14 A No, it's not.

11:56 15 Q And so when you say here -- if we could just go
16 back to the previous page, down at the bottom --
17 at that point you are saying:

18 "At no time during the time we were in
19 Saskatoon was Dave Milgaard out of my
11:57 20 sight for more than one or two minutes,
21 the one time being when he drove the car
22 around the block."

23 Was there another time?

24 A Yes, there was.

11:57 25 Q And when was that?



1 A When we got stuck in the T intersection.

2 Q And how long was he out of your sight at that
3 time?

4 A Like I said, only about -- however long a block
11:57 5 took.

6 Q And then you go on to say:

7 "I never knew of Dave to have a knife."
8 Would the police have asked you that question,
9 would they have prompted you, did they say did
11:57 10 Dave have a knife?

11 A I believe they asked me about it.

12 Q Now, you had told us earlier this morning that you
13 recalled David Milgaard having a bone-handled
14 hunting knife?

11:57 15 A Yes.

16 Q From the elevator. Was there a reason that you --
17 or did you tell the police about that on March
18 3rd, 1969?

19 A No, I didn't.

11:57 20 Q Why not?

21 A Because it was obtained in a break and enter and
22 they would have charged me for breaking and
23 entering.

24 Q Okay. So at the time when you say I never knew of
11:58 25 Dave to have a knife, when you gave that statement



1 did you recall -- did you recall the bone-handled
2 hunting knife?

3 A Yes.

4 Q And you made a decision not to tell Inspector
5 Riddell that; is that fair?

6 A Yes.

7 Q So that statement right there, you would agree, is
8 not true then is it?

9 A Correct.

10 Q The one that says I never knew of Dave to have a
11 knife. And then you say:

12 "I am convinced that Dave Milgaard never
13 left our company during the morning we
14 were in Saskatoon."

15 And I think you've told me that he did leave your
16 company a couple of times, once when you got
17 stuck at the T intersection and once when he left
18 the house at the Cadraains'; correct?

19 A Correct.

20 Q Did you tell the police officer -- Riddell at this
21 time, March 3, '69, about your vehicle getting
22 stuck at the T intersection and you and David
23 Milgaard leaving the vehicle?

24 A No, I didn't.

25 Q And why not?



1 A Because I didn't recall it at the time or to me it
2 didn't make any difference.

3 Q So it was not a case of you thinking about it and
4 deciding deliberately not to tell them; is that --

11:59 5 A That's correct.

6 Q You forgot -- you didn't --

7 A I forgot about it.

8 Q And he says:

9 "The coat he was wearing, a brown one,
11:59 10 is now at my place as it also has acid
11 burns and the pair of pants he changed
12 is now in my car in the back seat."

13 You see that?

14 A Yes.

11:59 15 Q Do you know if the pants that he changed into were
16 in your back seat?

17 A I don't know which pair of pants was in my back
18 seat.

19 Q I believe we'll show later they did find a pair of
11:59 20 pants in your car.

21 A Uh-huh.

22 Q And these are the ones he changed into; right?

23 A Yes.

24 Q And then it says:

11:59 25 "The last time I saw Dave Milgaard was



1 about the 10 February 69. I know we got
2 back from our trip on a Wednesday and he
3 left for Winnipeg or Manitoba the next
4 Monday."

11:59 5 And then scroll down, please. That's true, the
6 part I read you?

7 A Yes.

8 Q And then you say:

9 "All during this trip there was never
11:59 10 any mention about the murder of a girl
11 in Saskatoon. In fact, I didn't even
12 know about this murder until the police
13 told me today."

14 Is that a true statement?

12:00 15 A Yes.

16 Q So if I could just call up document 326529, that's
17 the outline, and I've just read you the entirety
18 of the March 3rd, '69 statement, Mr. Wilson, and I
19 just want to go through and compare what's in the
12:00 20 statement to what we had gone through earlier.
21 First of all, on number 1, maybe we could just
22 call that out and scroll down. The drug use, I
23 don't think there's anything in the statement
24 about the drug use on the trip; is that correct?

12:00 25 A That's correct.



1 Q Do you know if they asked you about that?

2 A No.

3 Q You are saying they didn't or --

4 A I don't know if they did or not.

12:00 5 Q Would you have volunteered that if they would have
6 asked?

7 A No.

8 Q No?

9 A No.

12:00 10 Q And so my next question, if they hadn't have
11 asked, would you have volunteered it?

12 A No.

13 Q And why is that?

14 A Because drugs are against the law.

12:01 15 Q So scroll down to number 2, I think, and we've
16 already touched on this, you did not tell -- in
17 fact, you told the officers that you never knew of
18 Dave to have a knife and so you would agree that
19 at least on the March 3rd, '69 statement you
12:01 20 didn't tell them about the bone-handled hunting
21 knife?

22 A Exactly.

23 Q Do you recall any discussion about a
24 maroon-handled paring knife at this interview?

12:01 25 A No.



1 Q Scroll down to number 3, a purse snatching, and,
2 in fairness, Mr. Wilson, you don't recall that,
3 break and enter, etcetera, I don't think that's in
4 the statement; correct?

12:01 5 A Correct.

6 Q And is that something -- do you know if they would
7 have asked you about that?

8 A No, they wouldn't have.

9 Q And if they had, would you have volunteered it?

12:01 10 A No.

11 Q And why not?

12 A It's also against the law.

13 Q Scroll down to number 4. The woman stopped for
14 directions, that's not in the statement is it?

12:02 15 A No.

16 Q And was there a reason that that --

17 A Didn't think it was important.

18 Q Is it a case of -- did you remember it at the time
19 and make a conscious decision not to tell them or
12:02 20 did you just not recall it at the time?

21 A I did not recall it at the time.

22 Q Down to number 5, vehicle stuck and the location,
23 and I think that's what you've already told me,
24 that you didn't recall it at the time?

12:02 25 A Yes.



1 Q Number 6, blood observed on David Milgaard's
2 clothes, I think your statement certainly doesn't
3 say you saw it. Do you remember if they asked you
4 about whether or not you saw blood on his clothes?

12:02 5 A I don't remember.

6 Q And then number 7, David Milgaard changing clothes
7 at Cadrains', you told them about that; correct?

8 A Yes.

9 Q And number 8, the cosmetic bag discarded from the
12:02 10 car, which you told us this morning didn't happen,
11 that's not in the statement and I take it that's
12 something that wasn't discussed?

13 A No, it was not discussed.

14 Q And number 9, the David Milgaard admission in
12:03 15 Calgary which you told us this morning didn't
16 happen, and I take it there was no --

17 A No discussion about it.

18 Q And similarly number 10, no discussion with the
19 police about anything Nichol John may have said to
12:03 20 you?

21 A No, there wasn't.

22 Q So when you were done with the statements, giving
23 the statement, Mr. Wilson, what was your state of
24 mind, what were you thinking?

12:03 25 A After that statement?



1 Q Yes?

2 A That it was all over with, it was no big deal.

3 Q Okay. Now, when we went over that, it appears --
4 and, again, you correct me if I'm wrong -- but it
12:03 5 appears that their focus was on David Milgaard; is
6 that right?

7 A Yes.

8 Q Would you agree with that from reading the
9 statement?

12:03 10 A Yes I would.

11 Q Now, I know you were in jail, but did you think of
12 contacting Mr. Milgaard to find out what's going
13 on?

14 A Nope.

12:03 15 Q And why not?

16 A Because I figured he had nothing to worry about
17 anyway.

18 Q Pardon me?

19 A I figured he had nothing to worry about anyway.

12:04 20 Q So, at the time, did you think this was the end of
21 the matter then?

22 A Yes I did.

23 Q Were you concerned about yourself being a suspect
24 at all in the first interview?

12:04 25 A No.



1 Q If I could call up document 105501. And this is a
2 document that accompanied your statement, Mr.
3 Wilson, I'm not sure who the author is, I believe
4 it's a police officer, and we'll just go through
12:04 5 this. It says:

6 "Additional Facts Obtained Concerning
7 This Statement",
8 and it's your March 3rd, 1969 statement, and if
9 you can remember -- you remember the March 3rd,
12:04 10 '69 statement, don't you, Mr. Wilson?

11 A Yes.

12 Q Yeah. And throughout my examination, and I
13 suspect when My Friends examine you as well, we
14 will be talking about this statement, so keep that
12:04 15 in mind as the one that we just went through, the
16 one with Riddell.

17 A Yes.

18 Q Okay. And it says here:

19 "A check with the licence office in
12:05 20 Regina reveals that Wilson obtained the
21 plates for his car on 30 January '69,
22 which would be in keeping with the fact
23 that he was in Saskatoon on 31 January
24 '69."

12:05 25 You have already told us that. Number 2:



1 "Wilson's vehicle, a 1958 green and
2 white Pontiac with a grey hood,
3 presently being held in the Regina City
4 Police compound, was searched and
12:05 5 nothing of interest was located. One
6 pair of grey trousers were located under
7 the front seat - no blood stains noted."

8 Whose grey trousers would have been in your car?

9 A I don't know.

12:05 10 Q Would they be either yours, or David Milgaard's,
11 or Albert Cadrain's?

12 A It would be one of the three of them I would
13 imagine. Depends. If I could remember how soon I
14 dumped my car I could have a better recollection
12:05 15 of it.

16 Q Pardon me?

17 A If I could remember how soon I dumped my car I
18 could have a better recollection of whose pants
19 they were.

12:05 20 Q And then number 3, scroll down:

21 "A check with Mrs. Wilson, his mother,
22 revealed that she had thrown the brown
23 jacket, mentioned in his statement, into
24 the garbage some time ago. She states
12:06 25 that the jacket had several acid burns



1 in it and she did not notice any blood
2 stains."

3 I believe this is Mr. Milgaard's jacket; is that
4 right?

12:06 5 A Yes.

6 Q And scroll down. Do you know if your mother, do
7 you know if your mother did throw out David
8 Milgaard's jacket?

9 A I don't know.

12:06 10 Q "A check with the parents of Nichol John
11 in Regina reveals that they have not
12 seen her for some time. This girl, who
13 has more or less been disowned by her
14 parents, hangs out at the various hippie
12:06 15 joints but we have been unable to locate
16 her to date."

17 I appreciate you are in jail at this time, but is
18 that -- did you understand; is that an accurate
19 description of Nichol John at the time?

12:06 20 A Yes.

21 Q Paragraph 5:

22 "During the interview with Wilson, he
23 appeared straightforward with nothing to
24 hide. He was not sure of the exact
12:06 25 times mentioned in his statement but



1 felt that between the hours of 6:30 a.m.
2 and 8:00 a.m., 31 January '69, they
3 were;

4 (a) driving around Saskatoon trying to
12:07 5 locate Albert Cadrain's house, and
6 (b) stalled in the alley behind the
7 house owned by the fellow driving the
8 red car."

9 Scroll down:

12:07 10 "Although they had originally planned on
11 going to Vancouver when they left
12 Saskatoon, they eventually ended up
13 going to Calgary, then Edmonton, back to
14 Calgary, on to Banff and then back to
12:07 15 Regina."

16 Now just at this time, Mr. Wilson, if you can
17 think -- and, again, the first time after the
18 police talked to you they would have told you
19 about Gail Miller's murder; is that right?

12:07 20 A The first time, yes.

21 Q Do you remember what they told you, how much --
22 what in the way of details?

23 A I can't remember.

24 Q Did they tell you what happened to her, that she
12:07 25 was raped and stabbed?



1 A It's possible.

2 Q Did they tell you where the body was found in
3 relation to Albert Cadrain's house?

4 A No.

12:08 5 Q If you could call up document 250598, please, it's
6 the RCMP report of May 7th, '69. 250598. I'm
7 sorry, I gave you the wrong number, my fault, 97.
8 If you could go to -- now this just, Mr. Wilson,
9 just so you know what this is, the RCMP -- you
12:09 10 were aware that the RCMP were involved in the
11 investigation, is that fair, of Gail Miller's
12 murder? Do you remember meeting with RCMP
13 officers?

14 A Yes.

12:09 15 Q In fact, you met with not only RCMP officers, you
16 met with Regina City Police and Saskatoon City
17 Police officers?

18 A Yes.

19 Q Today, if I were to ask you what were the names of
12:09 20 the officers, who do you remember talking to about
21 this matter?

22 A Umm, Constable Karst, Short, Walters, umm, there
23 was one more but I can't recall his name right
24 now.

12:09 25 Q Was it Mackie?



1 A Mackie, yes, and --

2 Q Riddell?

3 A Riddell, I really don't recall meeting him, but --

4 Q This report is dated May 7th, 1969, and it's a
12:10 5 report prepared by the RCMP. If you could go to
6 page 250601, please -- actually, if we could just
7 go back one page, just to -- and, Mr. Wilson,
8 these are reports that the police prepare about
9 what they are doing, and you will see, here, this
12:10 10 is Inspector Riddell's report about March 3, 1969.
11 He is the fellow who wrote out your statement.

12 If we can go to the next page,
13 please, and you will see in paragraph 11 -- I
14 won't go through that -- I think it simply tracks
12:11 15 what was in your statement. If you could go to
16 the next page, please, and just call out paragraph
17 12. There is a bit more detail here, it says:

18 "At the time of this interview, Wilson's
19 vehicle was being held in the Regina
12:11 20 City Police compound. Inspector Riddell
21 searched same and located one pair of
22 grey trousers under the front seat, same
23 containing no blood stains. Subject's
24 mother indicated she had thrown the
12:11 25 brown jacket referred to in subject's



1 statement into the garbage some time
2 earlier. She stated the jacket had
3 several acid burns but she hadn't
4 noticed any blood stains. Inspector
12:11 5 Riddell indicated that Wilson gave his
6 statement in a straightforward manner
7 and did not appear to be trying to hide
8 anything. Wilson was not sure of the
9 exact times he gave in his statement but
12:12 10 felt that it was between the hours of
11 6:30 and 8 a.m. that they were driving
12 around trying to locate Cadrain's place
13 and became stalled in the alley behind
14 the house of the fellow driving the red
12:12 15 car."

16 And that certainly sounds consistent, then, with
17 what you have told me before; is that right?

18 A Yes.

19 Q If I could then go to document 106617, please.

12:12 20 And what I want to do, Mr. Wilson, I'm just going
21 to walk through, with you, your statements and
22 where any police agency has written a report about
23 their dealings with you, just for the record, and
24 also to show you what it is that the police had
12:12 25 been reporting about their interaction with you;



1 okay?

2 A Okay.

3 Q And this is a report dated March the 7th, 1968.

4 In fact I should just -- sorry, for the record, I

12:13 5 think that RCMP report I referred to, I think I

6 said it was Riddell's, in fact it was Rasmussen's

7 report referring to Riddell's. I'm sorry.

8 COMMISSIONER MacCALLUM: Yes.

9 BY MR. HODSON:

12:13 10 Q So here we're dealing with a March 7th police
11 report, the author of this report is Detective
12 Karst, and if I can go to page 106619. And this
13 is Detective Karst, who had gone and interviewed
14 -- were you aware that, the same day that
12:13 15 Inspector Riddell interviewed you, that other
16 officers were interviewing David Milgaard in
17 Winnipeg?

18 A No I didn't.

19 Q And so this is a report, if you could scroll down
12:13 20 to number 5, please, and it says:

21 "Also that from Inspector Riddell's
22 conversation with the other youth
23 involved, Ronald Wilson in Regina,
24 stating that certainly Milgaard was
12:14 25 excited giving the reason as his



1 girlfriend having ditched him for one of
2 the other youths when in fact it is
3 found through Milgaard's statement that
4 he was a little excited and in a hurry
12:14 5 due to the fact that he was going to see
6 his girlfriend in St. Albert, Alberta,
7 this girlfriend being Sharon Williams
8 "...",

9 etcetera. I didn't -- when we went through your
12:14 10 statement, Mr. Wilson, I don't believe, in the
11 written statement, that there was any reference
12 to describing where you stated that David:

13 "... Milgaard was excited giving the
14 reason as his girlfriend having ditched
12:14 15 him for one of the other youths ...";

16 do you remember having that discussion with
17 Inspector Riddell on March 3rd?

18 A No I don't.

19 Q Do you remember thinking what is attributed to you
12:14 20 here?

21 A No.

22 Q Now let me just -- do you recall David Milgaard
23 being excited on this trip at all?

24 A As -- when we decided to go to Edmonton to see
12:15 25 Sharon he was happy to see, he was going to be



1 happy to see her.

2 Q So is it possible that, in your discussions with
3 Riddell and Walters on March 3rd, '69, you may
4 have told him that?

12:15 5 A Yes, I may have.

6 Q And so that Milgaard was excited. Now it says:
7 "... the reason as his girlfriend having
8 ditched him for one of the other youths
9 ...";

12:15 10 do you know what that --

11 A No.

12 Q Could that be Nichol John and Albert Cadrain,
13 perhaps?

14 A That would have been -- that didn't happen until
12:15 15 we got to Edmonton --

16 Q Okay.

17 A -- when David went with Sharon.

18 Q Okay. Let me just -- this is -- this -- let me
19 put this in context, Mr. Wilson. This is a
12:15 20 statement or a note in a police officer's report
21 of March 7th and it's referring to, it appears,
22 what Inspector Riddell would have told Detective
23 Karst -- I'm assuming that -- based on what you
24 told Inspector Riddell on March 3rd or at some
12:16 25 other time?



1 A Uh-huh.

2 Q So what I am getting at is what you may have told
3 Inspector Riddell.

4 A I wouldn't have told him that.

12:16 5 Q And why is that?

6 A Because it wasn't important.

7 Q Okay. Well it says here -- let me put it this
8 way. Forget what's in this document. At the
9 time, on the trip, did you believe that David
12:16 10 Milgaard was excited because his girlfriend
11 ditched him for one of the other youths?

12 A No.

13 Q And then it scrolls down to number 6, it says:
14 "That we know these persons were under
12:16 15 the effect of drugs through their own
16 admission",

17 I think you told me earlier you didn't tell
18 Inspector Riddell about drug use; did you?

19 A No, I didn't.

12:16 20 Q Is it possible you would have confided in Ken
21 Walters?

22 A No.

23 Q Now I think I asked you a few minutes ago about
24 whether you were aware David Milgaard gave a
12:17 25 statement on March 3rd, 1969; did you know that or



1 did you come to know that at some point?

2 A I came to know that at some point.

3 Q And would that be within a couple months of it,
4 like, during the investigation?

12:17 5 A Yes.

6 Q And do you know how you came about -- became aware
7 of that?

8 A I was told about it.

9 Q You were told that?

12:17 10 A Yes.

11 Q Do you know by whom?

12 A The Saskatoon Police force, I do believe.

13 Q It would be one of the officers?

14 A Yes.

12:17 15 Q And do you remember what they would have told you
16 about David Milgaard's statement?

17 A No I don't.

18 Q Did you become aware that Nichol John had given a
19 statement to the police on March 11th, 1969?

12:17 20 A No.

21 Q Or on or about that date?

22 A No.

23 Q Did you become aware of that in the ensuing months
24 of the investigation?

12:17 25 A Yes.



1 Q And who told you that?

2 A Saskatoon City Police.

3 Q Yeah. And do you recall what they would have told
4 you?

12:18 5 A No I don't.

6 Q I don't propose to go through Mr. Milgaard's
7 statement and Ms. John's, I suspect other counsel
8 may, but those -- let me put this to you, Mr.
9 Wilson -- and I'm generalizing what's in their
12:18 10 first statements -- but it has been suggested
11 that, by some, that both Mr. Milgaard's first
12 statement and Nichol John's first statement, and
13 indeed your March 3rd statement that you gave,
14 your first statement, were fairly consistent and
12:18 15 that they did not in any way, any of them,
16 implicate David Milgaard in the death of Gail
17 Miller. And my question is would you have been
18 aware of that or made aware of that in -- during
19 the course of the investigation or trial of David
12:18 20 Milgaard?

21 A No.

22 Q Did anybody say "lookit, here's what they said,
23 what do you say about that?", anything of that
24 nature?

12:18 25 A No.



1 Q What about Mr. Cadrain's statement; were you aware
2 of what he had said in his statement?

3 A Not until later on in the investigation.

4 Q Pardon me?

12:19 5 A Not until later on in the investigation.

6 Q And what did you learn about what Mr. Cadrain was
7 saying?

8 A From Saskatoon Police force.

9 Q And what did they tell you?

12:19 10 A That he had seen -- that Shorty had seen blood on
11 David's pants.

12 Q Would they have come back to you and said "look,
13 Mr. Cadrain said he saw blood on Mr. Milgaard's
14 pants, you must have seen something", or words to
12:19 15 that effect?

16 A Words to that effect.

17 Q So you are aware that -- or I'll put it this
18 way -- were you aware of the fact that Mr. Cadrain
19 has given an incriminating statement against David
12:19 20 Milgaard?

21 A No.

22 Q No? Or had made incriminating remarks, or that he
23 saw blood on David Milgaard?

24 A Well, that he saw blood on David Milgaard, yeah.

12:19 25 Q Let me try this again.



1 A Yeah.

2 Q At what point in this investigation -- and let's
3 talk about before the polygraph, okay --

4 A Okay.

12:20 5 Q -- were you aware, from the police or anybody
6 else, that Shorty Cadrain had said he saw blood on
7 David Milgaard's pants the morning of the murder?

8 A At which point?

9 Q Well, and I'll go through some documents that
12:20 10 might help you, but did you become aware --

11 A Like prior to March 3rd, no.

12 Q Okay. After March 3rd?

13 A Yes.

14 Q And that would have been from the police?

12:20 15 A Yes.

16 Q And that would be in the course of them
17 questioning you; would it?

18 A Yes.

19 Q So after March 3rd, 1969, in your dealing with the
12:20 20 police, you would have been aware that at least
21 one of your travelling companions, being Shorty
22 Cadrain, had made statements that tended or may
23 tend to incriminate David Milgaard for the murder
24 of Gail Miller; is that fair?

12:20 25 A That's fair.



1 Q And did you have any understanding or sense as to
2 what Nichol John had said or David Milgaard had
3 said? And I'm talking investigation phase, after
4 March 3rd, and let's say before the polygraph.

12:21 5 A Yes.

6 Q So you -- and what did you know or what did you
7 believe they were saying?

8 A I believed they were saying what we said the first
9 time.

12:21 10 Q What who said the first time?

11 A What our first statements had been.

12 Q What their first statements had been?

13 A Yes.

14 Q Did you know what their first statements had been?

12:21 15 A I believe I had been told, yes.

16 Q So -- and maybe this is just to try and -- let's
17 talk --

18 A Excuse me, you are getting me mixed up.

19 Q No, that's fine, no, no. And, maybe, why don't we
12:21 20 leave this, Mr. Wilson, we'll come back, so maybe
21 when I go through the documents, that might help
22 you, --

23 A All right.

24 Q -- and we'll come back to it. Okay?

12:21 25 A All right.



1 Q I'm wondering, Mr. Commissioner, if this might be
2 -- I know it's a bit early for the lunch break,
3 but --

4 COMMISSIONER MacCALLUM: 2:00, please.

12:22 5 *(Adjourned at 12:22 p.m.)*

6 *(Reconvened at 2:00 p.m.)*

7 MR. HODSON: Afternoon, Mr. Wilson.

8 Mr. Commissioner, before I
9 start with Mr. Wilson -- I should have done that
02:01 10 this morning -- and that is introduce a new face,
11 Mr. Alexander Pringle, who is here as counsel for
12 Retired Justice Calvin Tallis, who has joined us.

13 COMMISSIONER MacCALLUM: Afternoon,
14 Mr. Pringle, welcome.

02:01 15 MR. PRINGLE: Thank you, My Lord.

16 BY MR. HODSON:

17 Q Mr. Wilson, when we were at the break we were, I
18 think, back in March 1969 talking about your
19 statement with Inspector Riddell, and I would like
02:01 20 to call up another police report, document 106640,
21 please. And this is a city police report and it
22 is prepared by Lieutenant Short. I think that was
23 one of the names that you recognized, is that
24 right, as an officer you had dealings with?

02:02 25 A Yes.



1 Q And this is a report dated March 22nd, '69, you
2 will see that. And, again, these are the words of
3 Lieutenant Short there, it's a report that he
4 prepared at the time, Mr. Wilson. And if I could
02:02 5 just call out this bottom part here, and March
6 18th, '69 you were still in jail, is that correct?

7 A Yes.

8 Q So I'll just read you this part here, it says:

9 "On Tuesday March 18/'69, Detective
02:02 10 Karst and myself took Albert Cadrain to
11 Regina and were in touch with the Regina
12 City Police there and later we proceeded
13 to the Regina gaol and interviewed Ron
14 Wilson again, however, nothing further
02:02 15 was learned from him and we also found
16 his home and talked to Mrs. Wilson there
17 where there was some discrepancies found
18 in the clothing that these boys both
19 Wilson and Milgaard were wearing when
02:03 20 they left Regina. Also female Nichol
21 John was located in a hippie house in
22 Regina and she was after considerable
23 persuasion brought to the Regina gaol
24 and interviewed by Karst and myself and
02:03 25 was placed in a room with Cadrain and



1 allowed to discuss this matter and it
2 was learned from her after this
3 discussion that through interrogation
4 that she was of the opinion that Cadrain
02:03 5 was telling the truth ...",

6 etcetera. And so if I can just go back to the
7 top, here that part about Tuesday, March 18, '69,
8 do you recall being visited in the Regina jail by
9 Detective Karst and Lieutenant Short?

02:03 10 A No, I don't recall it.

11 Q Do you have any recollection of those -- of
12 officers visiting you in jail?

13 A No.

14 Q I think you told me this morning you remembered
02:03 15 Riddell and Walters coming on or about March 3rd;
16 is that --

17 A Yes.

18 Q -- right?

19 A Yes.

02:04 20 Q And I thought you said -- and correct me if I'm
21 wrong -- I thought you said you recalled police
22 interviewing you in jail a few times; is that --
23 was I mistaken there?

24 A I think that was later on.

02:04 25 Q Okay.



1 A I believe I was interviewed again, but by who I
2 don't know, but I don't believe it was that short
3 a time.

4 Q Okay. Now does the reference; do you ever
02:04 5 remember Albert Cadrain being at the Regina jail
6 while you were in there?

7 A No I don't.

8 Q As part of an interview?

9 A No.

02:04 10 Q Is that something you think you would have
11 remembered?

12 A Yes, I would have.

13 Q And how about Nichol John; do you remember being
14 in a room with Nichol John, at the jail, being
02:04 15 interviewed by the police?

16 A No.

17 Q Now it talks here about the police talking to your
18 mother, you see that, about clothing and that?
19 Right at the bottom, there, talking about they
02:05 20 went to your home and talked to your mother?

21 A Yes.

22 Q And do you recall any discussions with your
23 mother, at this time, about --

24 A No I don't.

02:05 25 Q -- her inquiring "what's going on" or anything of



1 that nature?

2 A No.

3 Q Now the next record, if I could call it up, is
4 document 106661, please. And the last report I
02:05 5 read you was, at least the report says March 18th,
6 1969, at least the report says Karst and Short
7 were there to see you, and I think you are saying
8 that you don't have any recollection of that
9 meeting; is that correct?

02:05 10 A Not that meeting, no.

11 Q The next date, and this is just to keep the
12 sequence going, April 18th, 1969, this is a report
13 of Detective Karst, and just call out that bottom
14 paragraph. And it says:

02:06 15 "We were unable to contact the Wilson
16 youth who was in custody in jail at that
17 point as he was out on a work crew some
18 90 miles from the city on that date."

19 Do you have any recollection of hearing, when you
02:06 20 were in jail, that the police were there to try
21 and see you or anything of that nature?

22 A No, because I don't believe they sent me back to
23 bush camp.

24 Q Pardon me?

02:06 25 A I wasn't sent back to bush camp so, if they were



1 there, I would have seen them.

2 Q So you don't think you were at bush camp on April
3 18th?

4 A No, I wasn't, because once they brought me back I
02:06 5 finished off my time at the jail.

6 Q When do you think you were at bush camp?

7 A Oh, umm, I believe it was when I had saw -- my
8 first interview.

9 Q With Riddell and Walters on March 3rd?

02:07 10 A Yes. I might have the two mixed up but --

11 Q Okay. Let me just see if we can sort this out.
12 You have a recollection of being out at bush camp
13 about -- away from the jail; is that right?

14 A Yes.

02:07 15 Q And were you out there, did you stay overnight at
16 this bush camp, or did you drive back and forth?

17 A No, you lived there.

18 Q And so you have a recollection of coming back from
19 the bush camp to meet with police officers?

02:07 20 A Yes.

21 Q And that, when you came back, you stayed; is that
22 right?

23 A Yes.

24 Q And I think you have now said that -- originally
02:07 25 you said it was when Riddell and Walters



1 interviewed you on the 3rd of March?

2 A Yes. I could be mistaken about that.

3 Q So it's possible that, when Riddell and Walters
4 interviewed you, you had not yet gone out to bush
02:07 5 camp?

6 A That is possible, yes.

7 Q And that on April 18th you may have been at bush
8 camp?

9 A Yes.

02:08 10 Q And then just down at the bottom here, and again
11 this is Detective Karst, it says:

12 "A call was also made to 126 Cornwall
13 Street North in Regina ...",
14 was that your parents' address at the time?

02:08 15 A Yes.

16 Q "... where we interviewed Wilson's
17 mother however she could shed no further
18 light on this situation other than she
19 did not know the Milgaard youth very
02:08 20 well and that she was not missing any
21 cutlery or knives of the description
22 that we wanted nor did she have any of
23 that description.

24 She did however state, though
02:08 25 that the both youths, Wilson and



1 Milgaard had changed clothing at her
2 residence on the night of January 30
3 before leaving for Saskatoon, as they
4 had spilled acid on them while working
02:08 5 on the battery in the car in which they
6 were trying to start."

7 And I think you touched on this this morning; do
8 you agree with what your mother said to the
9 police there?

02:09 10 A No I don't.

11 Q And I think you told us that you did not, you and
12 Milgaard did not change clothes --

13 A Exactly.

14 Q -- in Regina?

02:09 15 A No, I didn't.

16 Q Now you will see there as well, and again this is
17 April 18, '69, it says:

18 "Inspector Riddell will make further
19 efforts to obtain blood samples and
02:09 20 blood typing of Wilson's blood while he
21 is being held at that point."

22 Do you recall being asked by someone to give a
23 blood sample and a saliva sample?

24 A Yes I do.

02:09 25 Q What do you recall?



1 A That they asked me if I -- it would be okay with
2 me if I gave it to them and I said "fine".

3 Q Do you remember who asked you that?

4 A No I don't.

02:09 5 Q Was it an officer who came and interviewed you at
6 the jail that asked you?

7 A I believe it was, yes.

8 Q Or was it a prison official who said "we have had
9 this request", or do you know?

02:09 10 A No, it wasn't a prison official.

11 Q And so it was a police officer; is that correct?

12 A Yes.

13 Q And what do you recall that officer telling you at
14 the time?

02:10 15 A Just that they wanted some blood and some saliva
16 samples.

17 Q Did you understand that it was in connection with
18 the Gail Miller murder investigation?

19 A It -- I believe I did, yes.

02:10 20 Q Do you recall any discussion with them, did you
21 ask them why, or anything of that nature?

22 A I probably did, but I don't recall at this time.

23 Q Did the fact that they requested a blood and
24 saliva sample cause you any concern?

02:10 25 A No, because I knew I had nothing to worry about.



1 Q Now just further down in this report this talks
2 about:

3 "On April 18/'69 ... David Milgaard was
4 interviewed ...",

02:11 5 and just down here it says:

6 "Milgaard was interviewed at length by
7 various members of this department
8 however seems to be no way to shake that
9 youth's story. He denies emphatically
02:11 10 having any blood on his clothing when
11 changing them and when confronted with
12 the statement that Cadrain stated he did
13 have blood on his trousers he stated
14 that Cadrain was a lyer."

02:11 15 Then down, just next paragraph, it says:

16 "With regards to the above information
17 it now appears that further questioning
18 of Cadrain is warranted with regards to
19 the blood as both youths Milgaard and
02:11 20 Wilson along with the girl, Nichol John
21 deny that Milgaard had any blood on his
22 clothing, while Cadrain emphatically
23 states that he observed this blood."

24 Now the date of this report is April 18th, 1969,
02:11 25 and I just read to you that on that date the



1 police tried to reach you, but you were away.
2 Can you tell me, Mr. Wilson -- and let's talk
3 about prior to the -- let me back up. Next, I'm
4 going to be going to your visit to Saskatoon
02:11 5 which was May 21, '69, I believe; do you recall
6 that?

7 A Yes.

8 Q Prior to that trip what do you recall, if
9 anything, about what the police may have told you
02:12 10 about what your travelling companions had said to
11 them, and that being Cadrain, Milgaard, and John?

12 A Nothing.

13 Q So nothing, you had no --

14 A No.

02:12 15 Q Go to page 106666, and this is a police report of
16 April 30th, '69 of Superintendent Wood, just call
17 that out. It says:

18 "Regarding the Miller murder
19 case, on April 30th, 1969, I received a
02:12 20 telephone call from Superintendent Juno,
21 Regina City Police, stating that Ronald
22 Wilson, inmate, Regina jail, gave a
23 sample of blood, saliva, which was
24 checked by the R.C.M.P. lab.

02:13 25 Blood proved to be Group B."



1 And so this would accord with what you recall
2 about giving a blood sample; is that right?

3 A Yes.

4 Q And does the name Superintendent Juno; does that
5 name sound familiar?

6 A No, it doesn't.

7 Q Do you recall hearing back, or hearing from the
8 police, with respect to the blood and saliva
9 sample that you gave them?

10 A No I don't.

11 Q Did you ever ask them "what did it show" or "what
12 did it read"?

13 A Well I figured, if they hadn't come to see me,
14 everything must have been fine.

15 Q So did you assume it was fine?

16 A Yes.

17 Q And when you say "fine" what do you mean by that?

18 A That there's nothing found to implicate me in
19 anything.

20 Q And we're talking about the Gail Miller murder;
21 right?

22 A Yes.

23 Q I would now like to move to the events of May 21
24 to May 24, 1969, and I will be going through some
25 reports with you in a minute, but I think you have



1 told me you recall attending in Saskatoon and
2 meeting with some police officers at that time; is
3 that right?

4 A I --

02:14 5 Q Yes?

6 A I met the police officers in Regina.

7 Q Okay. And then went to Saskatoon?

8 A Yes.

9 Q And then underwent a polygraph examination?

02:14 10 A Yes.

11 Q Okay. And so I'm wondering, we'll call this the
12 May 21 to 24 time period, and what I would like to
13 do before I go through the documents is just have
14 you tell us what you recall about that, starting
02:14 15 from I guess when you were first contacted by the
16 police -- and I will go through the documents with
17 you, Mr. Wilson, to assist you -- but I'm
18 wondering if you can, again, tell us what you
19 recall, not what you have read about what
02:14 20 happened, but what you actually remember; okay?

21 A Okay. Okay, I remember getting a call from
22 officers in Saskatoon asking me if I would mind
23 coming to Saskatoon, and to me, sure, why not. So
24 then they offered to give me a ride up, which they
02:15 25 did, and then we stopped, I believe it's at the



1 elevator that we broke into, and I told them we
2 had broken into that and -- because they wanted to
3 retrace my trip from -- from Regina to Saskatoon.

4 And then I remember, I believe,
02:15 5 going to the police station, then. Or, hmm, I
6 think that's where we went first, yeah.

7 Q Okay. To the Saskatoon City Police station?

8 A Yes.

9 Q And then do you remember what happened next?

02:16 10 A Then I believe they took me for a tour around
11 Saskatoon to show me certain areas.

12 Q And do you remember which areas they showed you?

13 A I didn't know what areas they were because I had
14 never seen them before.

02:16 15 Q What do you recall of the discussion as to
16 where --

17 A Well, like, this was the area where Gail Miller
18 had been killed.

19 Q And who told you that?

02:16 20 A Saskatoon Police Force.

21 Q So I think you said you went on a tour of some
22 areas and you said one was where the police said
23 Gail Miller was murdered?

24 A Yes.

02:16 25 Q Where else did they take you; do you recall?



1 A I believe they took me to the motel where we got
2 directions and down some other streets and stuff
3 and -- but exactly where, I don't know.

4 Q And then what happened?

02:17 5 A And then we went back to the police station, I do
6 believe, or either that or it was time for the
7 polygraph test.

8 Q Do you recall how many days you were in Saskatoon?

9 A I don't recall. I believe it was at least two to
02:17 10 three.

11 Q And when they picked you up in Regina, did you
12 know you were going to be here for a few days in
13 Saskatoon?

14 A No, I didn't.

02:17 15 Q Do you recall where you spent the night while you
16 were in Saskatoon?

17 A The first night, no. The second night I do, it
18 was called the Ritz.

19 Q The Ritz Hotel?

02:17 20 A Yes.

21 Q And the first night, do you recall?

22 A I don't recall where I was the first night.

23 Q What else do you remember about your trip to
24 Saskatoon?

02:17 25 A With the police officers?



1 Q Yes.

2 A The trip, that's all I remember on the trip.

3 Q Now, I think the date is May 21; does that sound
4 right, and I'll show you some documents in a
02:18 5 moment.

6 A Yes.

7 Q Of 1969. And I think you said you had been out of
8 jail since May, about May 9th?

9 A Something in there, yes.

02:18 10 Q Do you remember the name of the officer or
11 officers who drove you to Saskatoon?

12 A I think it was Short and Karst, I think.

13 Q And what do you recall about the polygraph, the
14 lie detector?

02:18 15 A Well, that I was sitting in front of it.

16 Q Sorry, let me back up. How did it come about that
17 you were going to have a polygraph?

18 A They asked me if I wouldn't mind taking one so
19 they could see if I was telling the truth or not.
02:18 20 I figured sure, why not.

21 Q Who asked you that; do you remember?

22 A Saskatoon Police Force.

23 Q Do you remember which officers?

24 A I believe it was Karst and Short.

02:18 25 Q And so you said you would?



1 A Yes.

2 Q And then tell me what you recall about the
3 polygraph session?

4 A It was long.

02:19 5 Q Can you give me an idea of how --

6 A A couple of sessions. Over two hours.

7 Q So you say a couple of sessions. So you met
8 with -- was Inspector Roberts, was that the fellow
9 who administered the polygraph?

02:19 10 A Yes.

11 Q Do you remember him?

12 A Vaguely.

13 Q And so you said two sessions. So you met with him
14 and then went away and met with him again?

02:19 15 A Yes.

16 Q What else do you recall about the actual sessions
17 while you were in there with him?

18 A They were long and arduous and a lot of questions
19 that I thought I was saying the proper answers to,
02:19 20 but he said I wasn't.

21 Q Can you explain that, please?

22 A Well, you would be asked a question and you would
23 give an answer yes or no.

24 Q Yes.

02:19 25 A And eventually it was -- I shouldn't say he said I



1 was lying, he just, he kept on coming back to the
2 same questions over and over again, and then I
3 eventually thought to myself, well, let's see what
4 happens if I change the answer, and that question
02:20 5 disappeared.

6 Q Okay. What were the questions that he was asking
7 you? What do you remember?

8 A If David had killed Gail Miller.

9 Q Okay.

02:20 10 A And about a certain knife.

11 Q Okay. And so when he asked you the question did
12 David Milgaard kill Gail Miller, do you recall
13 what you would have answered to that question?

14 A The answer was no.

02:20 15 Q And how many times do you remember him asking you
16 that question?

17 A Several times over the hours.

18 Q And did you change your answer to that question?

19 A Yes, I did.

02:20 20 Q What did you change it to?

21 A Yes.

22 Q And why did you change it?

23 A To see what would happen. The question quit.

24 Q Do you recall any other questions that were asked
02:21 25 of you?



1 A I believe if I had seen blood on David's pants.

2 Q And that was a question that was asked of you?

3 A Yes.

4 Q And do you recall how you answered?

02:21 5 A I answered it no.

6 Q And what if anything happened?

7 A That kept on being repeated also until I finally
8 said yes.

9 Q And then what happened?

02:21 10 A It disappeared.

11 Q Were you taking any drugs, Mr. Wilson, while you
12 were in Saskatoon from May 21 to 24?

13 A I was stoned on my way up here with the police
14 officers.

02:21 15 Q On what?

16 A LSD.

17 COMMISSIONER MacCALLUM: I'm sorry, what
18 did he say?

19 BY MR. HODSON:

02:21 20 Q LSD. So that would have been on May 21st?

21 A Yes.

22 Q What about on the subsequent dates?

23 A I would have been coming down, feeling like shit.
24 Excuse my language.

02:21 25 Q And then what about the 23rd of May, that would



1 have been the day with -- I believe that's the
2 date of the polygraph. Do you recall whether you
3 took any drugs that day?

4 A I don't recall.

02:22 5 Q And how about the 24th of May?

6 A As soon as I got out of here, yeah.

7 Q I'm sorry?

8 A As soon as I got out of Saskatoon, yes.

9 Q Is there anything else that you remember from the
02:22 10 polygraph session, Mr. Wilson?

11 A Well, they showed me a bunch of knives, but I
12 didn't recognize any of them, and when they asked
13 me if I recognized any of them, they would say
14 this one, this one, are you sure, are you sure,
02:22 15 and then they would go back to the same knife all
16 the time.

17 Q And what happened?

18 A And I believe I eventually said yes, I recognized
19 it.

02:23 20 Q And what knife was that?

21 A I believe it was a maroon-handled paring knife.

22 Q And did you identify that knife for Roberts or for
23 anybody else?

24 A Yes, I did.

02:23 25 Q Pardon me?



1 A For Roberts, yes, I did.

2 Q And what did you identify it as?

3 A A knife that I had seen.

4 Q Seen where?

02:23 5 A I can't recall where I saw it.

6 Q Okay. I'll go through the documents with you,
7 Mr. Wilson, and then I'll have some more questions
8 about the polygraph. If we could call up
9 250610 -- sorry, next page -- and this is a report
02:24 10 of Inspector Riddell of the RCMP, it's dated May
11 21, 1969, and Riddell refers to a meeting on May
12 16th with the police, and then if you could just
13 call out paragraph 4, it says:

14 "After a great deal of discussion it was
02:24 15 agreed that David Milgaard could be
16 considered as the prime suspect in this
17 case and that further efforts should be
18 made to eliminate or implicate him in
19 this offence. From previous reports
02:24 20 submitted, it will be noted that
21 Milgaard plus one Ron Wilson and a girl
22 by the name of Nichol John were in
23 Saskatoon on the day the Miller girl was
24 murdered. These three people had driven
02:24 25 from Regina to Saskatoon arriving there



1 during the early hours of 31 Jan 69.
2 They apparently drove around the
3 immediate area where the murder took
4 place looking for the residence of one
02:25 5 Albert Cadrain. They arrived at
6 Cadrain's residence at approximately
7 9:00 a.m. on the morning of the murder.
8 Albert Cadrain lives at 334 Avenue O
9 South and the Miller girl lived at 130
02:25 10 Avenue O South. Cadrain states that on
11 the morning Milgaard arrived at his
12 house, he recalls seeing blood on his
13 clothing and that Milgaard changed his
14 clothing at the house. The Miller
02:25 15 girl's wallet, which had been missing
16 for some time, was located on April 4,
17 '69 on the boulevard next to the
18 residence of Albert Cadrain. It was
19 obvious that this wallet had been thrown
02:25 20 there when there was snow on the ground
21 and was discovered when the snow was
22 melted. Also found in that same area
23 was a two-toned bluish toque and
24 examination at our laboratory indicates
02:25 25 the presence of human blood of an



1 indeterminate grouping. According to
2 the girl Nichol John, she recalls that
3 Milgaard was wearing a toque at some
4 time during their association. Both Ron
02:25 5 Wilson and Nichol John to this date
6 maintain that Milgaard was never out of
7 their company during that morning and
8 therefore could not be responsible for
9 this offence. These few facts are
02:26 10 mentioned here to indicate why Milgaard
11 is considered a prime suspect."
12 If I can pause there. This is speaking of May
13 16th, 1969, and these are Inspector Riddell's
14 words, Mr. Wilson, he's the fellow that first
02:26 15 interviewed you, and he says both Ron Wilson and
16 Nichol John maintain that Milgaard was never out
17 of their company during that morning and
18 therefore could not be responsible for this
19 offence. Is that an accurate statement, is that
02:26 20 what you would have thought at the time?
21 A That's what I would have thought at the time, yes.
22 Q And is that what you would have told the police?
23 A I believe so, yes.
24 Q If you could scroll down to paragraph 5:
02:26 25 "If Milgaard is, in fact, responsible,



1 it is felt that both Wilson and John
2 should have some knowledge of this
3 offence as they were with him that
4 morning. It is quite possible that
02:26 5 Wilson and John are not telling the
6 truth about their activities that
7 morning because they are implicated or
8 they fear Milgaard. Milgaard, of
9 course, has been questioned and denies
02:27 10 any knowledge of this offence and due to
11 his character and make-up, further
12 questioning has revealed nothing."

13 Mr. Wilson, were you fearful of Mr. Milgaard at
14 this time?

02:27 15 A No.

16 Q At any point did you feel as though you were a
17 suspect in the murder of Gail Miller?

18 A Later on.

19 Q Okay. Tell me when and why?

02:27 20 A Why? Because the questioning was starting to
21 get -- and I guess even after the blood samples
22 were taken, I probably thought about it a little
23 bit, but I wasn't too worried about it because I
24 knew I hadn't done anything, so --

02:27 25 Q Okay. And you said, I think, the questions. What



1 questions are you talking about?

2 A Well, more so once we got to Saskatoon and stuff,
3 I thought things were getting bad.

4 Q I'm sorry, you thought things were getting bad?

02:28 5 A Yeah.

6 Q And why is that?

7 A Because they were showing me all the places that
8 we were supposed to have been and what was going
9 on and --

02:28 10 Q And why did that concern you?

11 A Because I thought they were going to try and do
12 something to some of us.

13 Q And do you recall whether any officer directly
14 accused you of committing the crime?

02:28 15 A No.

16 Q You don't think that happened?

17 A I can't recall.

18 Q If that had happened, is that something you think
19 you would have remembered?

02:28 20 A I would think so.

21 Q Do you recall any officer telling you that you
22 were not a suspect at or around this time?

23 A No.

24 Q Paragraph 6 says:

02:28 25 "The Saskatoon City Police will be



1 requestioning Ronald Wilson and Nichol
2 John to establish what knowledge they
3 have of this offence. They plan on
4 asking both subjects to submit
02:29 5 voluntarily to a "lie detector test" to
6 ascertain if they are being completely
7 truthful as to their knowledge of this
8 matter. The Calgary city police have a
9 polygraph machine and an operator and
02:29 10 the Saskatoon City Police have been in
11 contact with that Force and arrangements
12 have been made to have the operator come
13 to Saskatoon to conduct such tests
14 should Wilson and John consent."

02:29 15 When do you remember being asked to take a lie
16 detector test?

17 A I don't know on what day it was.

18 Q Were you in Regina or in Saskatoon?

19 A That was in Regina.

02:29 20 Q You were in Regina?

21 A Yes. I believe I was, yes.

22 Q And so when you came up to Saskatoon, I think you
23 said with Short and Karst, had they asked you to
24 take a lie detector test in Saskatoon?

02:29 25 A Yes.



1 Q And what was your answer to that?

2 A Yes.

3 Q And then just scroll down just for continuity
4 here, on May 20th, '69, it says:

02:30 5 "Detectives Mackie and Karst arrive in
6 Regina where they are making certain
7 background inquiries on Wilson and John
8 as this information will be helpful in
9 carrying out such tests. They then plan
02:30 10 on approaching both Wilson and John for
11 requestioning and to ascertain if they
12 will submit to such tests."

13 Next if I could go to document 106669 and this is
14 a report dated May 25, 1969, and so again, Mr.
02:30 15 Wilson, the dates we're talking about are May 21
16 to May 24 you recall?

17 A Yes.

18 Q This is a report dated May 25 prepared by
19 Detective Karst, and you recall talking about
02:31 20 Detective Karst; correct?

21 A Yes.

22 Q If you could just scroll down there, the report
23 says:

24 "At 2:00 p.m., May 21st, Ronald Wilson
02:31 25 was interviewed at the Regina City



1 Police station, the following officers
2 being present, Detective Sergeant
3 Mackie, Constable Walter, Constable Dike
4 of the Regina department, along with
02:31 5 myself. This conversation also being
6 taped and presently in my possession."

7 Do you recall being interviewed on May 21st at
8 the Regina City Police station?

9 A Yes, I do.

02:31 10 Q And Detective Sergeant Mackie, I think you said
11 that was a name that was familiar; is that right?
12 Do you remember him being there?

13 A Yes.

14 Q And Walters, you've told us you know him. Do you
02:31 15 remember him being there?

16 A Yes.

17 Q And is it Dike or Dyck?

18 A Dyck.

19 Q And do you remember him being there?

02:31 20 A I don't remember him being there, but I know him.

21 Q Pardon me?

22 A I don't remember him being there, but I know him.

23 Q And Detective Karst, do you remember him being
24 there?

02:32 25 A Yes.



1 Q Do you remember that conversation being taped?

2 A No.

3 Q I'll just go through and read what is reported
4 here, and it says:

02:32 5 "During this conversation with Ronald
6 Wilson, he admitted attending in
7 Saskatoon with Milgaard and Nickey on
8 the early morning of January 31st and in
9 contradiction to his original and other
02:32 10 interviews, he admitted that Milgaard
11 had left the car when they became stuck
12 at approximately 6:45 that morning,
13 while looking for the Cadrain residence.
14 All Wilson would state at this time was
02:32 15 that Milgaard appeared to be puffing and
16 running, slightly out of breath when he
17 returned to the vehicle, and he admitted
18 that he had since thought that this was
19 the time that Milgaard was probably
02:32 20 involved in a murder."

21 Now let's just go back to this first sentence
22 here, and this is Detective Karst reporting what
23 was said. Do you remember what you said at that
24 interview with the police?

02:33 25 A No, I don't.



1 Q It says here that in contradiction to your
2 original, which I believe would have been March
3 3rd, '69, and other interviews, you admitted that
4 Milgaard had left the car when they became stuck
02:33 5 at approximately 6:45 that morning. Now, let me
6 ask you first of all, is that -- is what's
7 attributed to you a true statement?

8 A Yes.

9 Q So you accept that in contradiction to your
02:33 10 original interview, you admitted -- or you state
11 that Milgaard had left the car when they became
12 stuck at approximately 6:45 that morning?

13 A Yes.

14 Q And is that the incident when you got stuck which
02:33 15 you explained this morning at the T intersection
16 of the street?

17 A Yes.

18 Q And I think you told me -- or told us this morning
19 that you hadn't included that in your first
02:33 20 statement, the March 3rd statement; is that right?

21 A That's right.

22 Q So it now appears that you've told the officers on
23 this date about getting stuck; is that correct?

24 A Yes.

02:34 25 Q It then goes on to say:



1 "All Wilson would state at this time was
2 that Milgaard appeared to be puffing and
3 running, slightly out of breath --"

4 Etcetera,

02:34 5 "-- and he admitted --"

6 And that's, I'm assuming, you:

7 "-- that he had since thought that this
8 was the time that Milgaard was probably
9 involved in a murder."

02:34 10 Do you recall saying words to that effect to the
11 officers on May the 21st, 1969?

12 A No, I don't.

13 Q Over the course of this time period, May 21 to 24,
14 did you at any time form the belief or conclusion
02:34 15 that, as stated here, that this was the time that
16 Milgaard was probably involved in a murder?

17 A Yes.

18 Q And when was that?

19 A After the polygraph test.

02:34 20 Q And tell me about that.

21 A Well, finally, to all the answers that I was
22 giving that disappeared and they kind of said that
23 I probably am blacking this out and stuff, so it's
24 possibly that David could have done it and I
02:35 25 started believing that.



1 Q Who told you that?

2 A The polygraph operator.

3 Q Inspector Roberts?

4 A Yes.

02:35 5 Q And I think you said that you probably blacked it
6 out. Were those his words?

7 A Yes, blocked it out.

8 Q Or blocked it out?

9 A (Nods head).

02:35 10 Q After you were done with Inspector Roberts and the
11 polygraph, what did you believe about whether
12 David Milgaard had been involved in Gail Miller's
13 murder?

14 A I believed that he had done it.

02:35 15 Q And prior to going in to see Inspector Roberts,
16 what did you believe about whether David Milgaard
17 was involved in Gail Miller's murder?

18 A He wasn't.

19 Q Pardon me?

02:35 20 A He wasn't.

21 Q So after the polygraph session, your mind had
22 changed; is that what you are telling us?

23 A Yes.

24 Q So if we go back to this statement here on May
02:36 25 21st, are you able to tell us anything about what



1 has been attributed to you in this report, as to
2 how that may have got there? Is it possibly
3 something you may have said?

4 A I can't recall saying it.

02:36 5 Q Just scroll down, Detective Karst says:

6 "With this information at hand, I
7 brought Wilson back to Saskatoon while
8 Detective Sergeant Mackie stayed in
9 Regina to conduct further inquiries and
02:37 10 locate the Nickey referred to in this
11 report, as she no doubt could shed
12 further light on this investigation."

13 Can you just pause here, just to go back up to
14 the previous paragraph, and I think you may have
02:37 15 answered this, but again I asked you, this is
16 about getting stuck the first time, this was
17 before Danchuks; right?

18 A Yes.

19 Q And I believe this, at least according to the
02:37 20 documents, would have been the first time that you
21 revealed to the police that the car had been stuck
22 prior to the Danchuks; is that fair?

23 A Yes.

24 Q And had you -- I think when I asked you about the
02:37 25 March 3rd, '69 statement, and please correct me if



1 I'm wrong, I think you had said that you didn't
2 recall it or didn't think it was important as
3 opposed to deliberately concealing it from the
4 police. Is that a fair comment about what you
02:38 5 said this morning?

6 A Yes.

7 Q And at this point when you told them on May 21st,
8 was it a case of simply recalling it or prior to
9 this had you thought about that?

02:38 10 A I think it was just simply a case of recalling it.

11 Q Do you remember whether it was something you
12 remembered and withheld for a while and then told
13 them on this date or was it something that came to
14 your mind that day?

02:38 15 A I think it was something that came to my mind that
16 day, that I remembered it at that time, that, you
17 know, whereas I omitted it before.

18 Q If you go to the next page, please, call out the
19 top paragraph, it says:

02:38 20 "En route to Saskatoon, Wilson divulged
21 to me that on that trip on January 31st
22 with Milgaard and Nickey, the two boys
23 had discussed B & E's, along with
24 rolling someone and purse snatching as a
02:39 25 source of money, as their financial



1 position at this time was not one with
2 which they could do any amount of
3 travelling, as they anticipated going to
4 Edmonton and Vancouver."

02:39 5 Did you tell Officer Karst that on the trip,
6 those words?

7 A I would say the B & E's and -- basically the
8 B & E's I would think.

9 Q And the rolling someone and purse snatching as a
02:39 10 source of money, do you recall telling that to
11 Officer Karst or Short?

12 A No, I don't.

13 Q Pardon me?

14 A No, I don't.

02:39 15 Q Scroll down to the next full paragraph, please, it
16 says:

17 "Wilson admitted that Milgaard broke
18 into an elevator office on the road,
19 Nicky nor himself being responsible,
02:39 20 however, stated that Milgaard did the
21 actual entering. Consequently, when
22 passing the town of Aylesbury, Wilson
23 pointed out the elevator which Milgaard
24 had broken into. A call was made to the
02:40 25 United Grain Growers elevator office at



1 this point, Aylesbury, where the agent,
2 George William Trettski, was
3 interviewed, and he admitted that on the
4 night of January 30th, he had had a
02:40 5 break in at that point and that he had
6 notified the Craik Detachment of the
7 Mounted Police, Constable Weaver
8 attending. He also stated that the only
9 thing that he could recall missing was a
02:40 10 flashlight but could think of nothing
11 else and when the knife was put to his
12 thought, he did not recall a knife
13 missing from the premises."

14 And if I could just scroll down two more -- the
02:40 15 next paragraph:

16 "When returning to the car and
17 continuing on to Saskatoon, Wilson
18 admitted that Milgaard had returned from
19 the elevator with a flashlight and that
02:40 20 this flashlight is presently in his
21 possession at his home at 126 Cornwall
22 Street North Regina.

23 He also stated at this time
24 that he could not recall a knife being
02:40 25 in the car nor did he see Milgaard bring



1 one from the elevator. On further
2 questioning he thought that possibly
3 Milgaard could have picked up a knife
4 from the Champs Hotel where they had
02:41 5 eaten earlier that day where Nickey had
6 been employed, however, could shed no
7 further light on that aspect."

8 Now, this morning you told us that you recalled
9 David Milgaard bringing a bone-handled knife back
02:41 10 from the elevator; correct?

11 A Yes.

12 Q Can you explain -- did you tell Officers Karst or
13 Short on this trip about the bone-handled hunting
14 knife?

02:41 15 A I don't believe so, no.

16 Q And can you tell us why?

17 A Because I don't think I even thought about the
18 flashlight, so -- I don't remember any flashlight.

19 Q If you could just scroll -- I'm sorry, today you
02:41 20 don't remember a flashlight?

21 A No.

22 Q The part I just -- no, scroll up higher, please.

23 The part I just read you, and again this is

24 Detective Karst's notes, but it talks about -- do
02:41 25 you remember going to the elevator with the police



1 officers?

2 A Yes.

3 Q And did you show them where, the elevator that you
4 had broken into?

02:42 5 A Yes.

6 Q And did you tell them what you were looking for?

7 A Money, yeah.

8 Q Would you at that time have recalled that David
9 Milgaard had brought a knife back from the
02:42 10 elevator?

11 A No.

12 Q So you didn't recall it at that time?

13 A No.

14 Q Would that not have been an important thing at the
02:42 15 time, Mr. Wilson?

16 A Not at that time, no.

17 Q Okay. Now, Detective Karst talks about -- it
18 appears that he questioned the elevator agent
19 about whether a knife was missing. Do you recall
02:42 20 any discussion with the police about whether or
21 not a knife was taken when the elevator was broken
22 into?

23 A No, I don't.

24 Q It says here as well that you thought possibly
02:42 25 Milgaard could have picked up a knife from the



1 Champs Hotel where they had eaten earlier that
2 day. Do you recall those discussions with the
3 officer?

4 A No, I don't.

02:43 5 Q Next paragraph, if you can scroll down, it says:

6 "When entering the Saskatoon city
7 outskirts, Wilson directed me across the
8 overpass and taking the Freeway up as
9 far as Idylwyld where he became unsure
02:43 10 of his directions, as to where they had
11 gone after that on that particular
12 morning, however, stated that the area
13 around P and 22nd was familiar and he
14 was able to pick out the Trav-a-leer
02:43 15 Motel as the place where Milgaard had
16 entered to obtain a map for directions,
17 this being done in Milgaard's stocking
18 feet, which was verified by the
19 Trav-a-leer Motel proprietor. Wilson
02:43 20 was able to point out the address of 129
21 Avenue T South when we were in the 100
22 block, as the house where they had
23 entered that morning when being stuck
24 the second time, where Milgaard
02:43 25 allegedly entered the bathroom."



1 Does that accurately reflect what you would have
2 told and pointed out to the officers that day,
3 Mr. Wilson?

4 A Some of it, yes.

02:44 5 Q What parts are you saying you didn't tell them or
6 you don't recall telling them or aren't true?

7 A I don't recall finding the motel or the address
8 where we were stuck.

9 Q So back up to the Trav-a-leer, do you remember
02:44 10 driving around and looking at motels?

11 A No.

12 Q And do you remember driving around in a back alley
13 where -- do you remember the Danchuks? You know
14 who the Danchuks are?

02:44 15 A Yes.

16 Q Where you got stuck. Do you remember trying to
17 find out where that house was?

18 A No.

19 Q Is there anything else in that paragraph?
02:44 20 Stocking feet, I think this morning you told me
21 you don't recall that?

22 A No, I don't.

23 Q Just scroll down to the last paragraph:

24 "Wilson pointed out the area of Avenue P
02:44 25 and Avenue M and N around 22nd Street



1 West, as an area which is similar to the
2 location where the girl was seen walking
3 on the street that early morning when
4 they approached her to ask for
02:45 5 directions, however, he was unsure of
6 the exact block. Nor could he point out
7 the exact location where the car had
8 become stalled, where Milgaard had left
9 the vehicle to go for help."

02:45 10 Now, it appears, Mr. Wilson, that this is the
11 first mention of a girl being seen walking on the
12 street where they approached to ask her for
13 directions. Do you recall whether you would have
14 told the police that?

02:45 15 A No, I wouldn't have.

16 Q Pardon me?

17 A No, I didn't.

18 Q You didn't tell them?

19 A No.

02:45 20 Q At some point did you tell them?

21 A At some point, yes.

22 Q When do you think you told them?

23 A While I was giving my second statement.

24 Q And that would be --

02:45 25 A Or during the polygraph session. I'm not sure.



1 It wasn't at this point.

2 Q And why do you say that?

3 A Because I wouldn't have known what I was looking
4 for in the first place.

02:45 5 Q Okay. Let's go back. I think you told us this
6 morning that you recall, on the trip, your vehicle
7 stopping and asking --

8 A Yes.

9 Q -- a person for directions; right?

02:46 10 A Yes.

11 Q And then shortly after that, a couple blocks away,
12 you got stuck; correct?

13 A Yes.

14 Q And I think we just went through the previous page
02:46 15 where you would have -- are reported, and I think
16 you agreed, you told the officers in Regina about
17 getting stuck; do you remember that?

18 A Yes.

19 Q So is it your evidence that you would have told
02:46 20 them you got stuck but that you wouldn't have told
21 them that, prior to that, you had encountered a
22 person on the street?

23 A No, I didn't tell them about the person on the
24 street, no.

02:46 25 Q And why not?



1 A Didn't know if it made any difference or not.

2 Q Okay. And when did you tell them and why? Can we
3 start with when?

4 A When? During the polygraph or after.

02:47 5 Q And why did you tell them then and not before?

6 A I don't know.

7 Q Now if we go to the next page, and again to the
8 bottom paragraph that I just read to you about
9 driving around, do you recall -- or what do you
02:47 10 recall about driving around with police officers
11 in Saskatoon?

12 A Umm, they were showing me places where they
13 thought I was, then they showed me where Gail's
14 body was and, I believe, where her wallet was
02:47 15 found.

16 Q In these travels did you -- do you recall whether
17 you --

18 A Nothing looked familiar.

19 Q Okay. If we can go to the next page, please. It
02:48 20 says:

21 "Wilson was then brought to the Police
22 Station where arrangements were made by
23 Lieutenant Short for night accommodation
24 for him."

02:48 25 And if I can go to document 106639, please, and



1 this is a document, can't see it very well at the
2 bottom, but it's Lieutenant Short and it's dated
3 Wednesday, May 21st/'69 to the Staff Sergeant.

4 It says:

02:48 5 "You have in your custody one Ronald
6 Wilson being held only as a sleeper for
7 the detective department, this is in
8 connection with a very serious matter
9 and I would appreciate it if no one
02:48 10 questions this young man for any reason
11 as to why he is here or anything else,
12 this man will be looked after by
13 Detective Karst on the a.m. of
14 Thursday",

02:49 15 it says:

16 "Lieutenant Short".

17 And does that assist you at all; do you recall
18 spending a night as a sleeper in the Saskatoon
19 City Police station or cells?

02:49 20 A Not at that time, I don't recall it, no.

21 Q Okay. I show you another document, 105592, and
22 this is a Saskatoon City Police Receipt For
23 Prisoner's Property and May 21, '69, and is that
24 your signature right in the middle:

02:49 25 "Certified correct



1 prisoner's signature"?

2 A Yes.

3 Q And then:

4 "All the above property returned to me

02:49 5 this day of 22nd May '69";

6 is that your signature there?

7 A Yes.

8 Q And so it would appear, from this document, that

9 you took -- or you left -- there was some

02:49 10 miscellaneous property there, and that you signed

11 for it on the 22nd; does that sound right?

12 A Yes.

13 Q Do you have any recollection of staying in the

14 police cells?

02:50 15 A No I don't.

16 Q Do you have any reason to dispute what these

17 documents suggest; is that you spent a night

18 there?

19 A No I don't.

02:50 20 Q Now I think you have told me earlier you, then,

21 you recall staying at the Ritz Hotel?

22 A Yes.

23 Q And the Ritz Hotel sticks out more in your mind

24 than the police cells?

02:50 25 A Yes.



1 Q I don't think there is any longer a Ritz Hotel but
2 do you remember why, or under what circumstances,
3 you went to the Ritz Hotel?

4 A To spend another evening.

02:50 5 Q Yeah. Can we go back to 106670, please -- or
6 sorry, it's 106669, and if you could go to page
7 70. Thank you. Actually the next page, please,
8 71.

9 So if we can go back -- and
02:51 10 again, Mr. Wilson, this is Detective Karst's
11 report, okay, these are his words, and so I think
12 we've gone through the May 21st evening where it
13 appears that you were at the city police cells,
14 city police station. It says:

02:51 15 "On the morning of May 22nd, in company
16 with Lieutenant Short and ...",
17 I think that's:

18 "... Morality Sergeant Oleysyn, Wilson
19 was again taken to various parts of the
02:51 20 City to ascertain if he could point out
21 the various areas where they had been on
22 the morning of January 31st, however, he
23 could add little to the previous
24 information other than when they had
02:51 25 been stuck the original time in the



1 vicinity of Avenue M or N that two men
2 in a vehicle described as a 1967-'68
3 cream or yellow coloured Dodge or
4 Chrysler had come and assisted them in
02:52 5 pushing their vehicle out of the snow."

6 Do you recall that information being provided to
7 the police at that time?

8 A No I don't.

9 Q I think that's what you told us this morning
02:52 10 though, right, that this happened?

11 A Yes.

12 Q Now it says here:

13 "... he could add little to the previous
14 information other than when they had
02:52 15 been stuck the original time in the
16 vicinity of Avenue M or N ...,"

17 Now I take it -- or are you, Mr. Wilson, now
18 familiar with the area of Avenue N and O, and
19 where the funeral home is, and where Gail
02:52 20 Miller's body was found?

21 A No.

22 Q You know where that -- I mean you were --

23 A I have been there, but I wouldn't, --

24 Q Okay.

02:52 25 A -- I can't remember it now.



1 Q And on the morning, or on January -- or pardon
2 me -- on May 22nd, 1969 do you recall going with
3 Lieutenant Short and Oleksyn to various parts of
4 the city?

02:53 5 A Yes I do.

6 Q Tell us what you recall about that?

7 A It was another drive-through of all the areas,
8 most of the areas we had been the day before.

9 Q And tell me what areas?

02:53 10 A Where the body was found, and the wallet, and
11 where this church was, and this funeral home, and
12 --

13 Q Okay. If I could call up map B, please. This is
14 a map, Mr. Wilson, that's been used in, I think,
02:53 15 previous proceedings, and we've certainly used it
16 in our proceedings, and I'm just going to show you
17 a few things and ask you some questions. You know
18 where 20th Street runs in Saskatoon; do you?

19 A Yes I do.

02:53 20 Q And Avenue O and Avenue N run north and south; do
21 you see that?

22 A Yes.

23 Q And are you aware, sir, that there is a T alley
24 where I have drawn it there behind a funeral home;
02:54 25 do you see that on the corner?



1 A Yes, I see it.

2 Q Okay. Are you familiar -- and I'm not asking, I'm
3 just talking about today, just so that you
4 understand where it is that I am talking about.

02:54 5 A Yes.

6 Q And are you familiar with the funeral home being
7 located on the corner of Avenue N and 20th Street?

8 A Okay, yes.

9 Q And you will see here where it says "body found".
02:54 10 Are you, today, aware of where Gail Miller's body
11 was found, generally?

12 A Yes.

13 Q And where did you get that knowledge from?

14 A Umm, the Saskatoon Police force.

02:54 15 Q And on this map you will see St. Mary's Church;
16 are you familiar with St. Mary's Church?

17 A Today, yes.

18 Q And then if you could just scroll down a little
19 bit, please, on the map. And the Cadrain house,
02:54 20 do you -- are you familiar, today, with where, at
21 least on this map, where the Cadrain house was in
22 relation to the other spots that I showed you?

23 A Yes.

24 Q So if you could just go back to the back alley
02:55 25 there, now can you tell me, does this assist you



1 in telling the Commission where it was that the
2 police may have driven you around on May 22nd?

3 A That was the area they were driving me around.

4 Q Okay. Tell me where on the map, where would they
02:55 5 have driven you?

6 A Down the alley where the body was found, umm,
7 where the wallet was found.

8 Q Okay. If you could scroll down, this map shows
9 the wallet, and again scroll down a bit more, I
02:55 10 think that's in the vicinity of the Cadraings'
11 house; does that look familiar?

12 A Yes. And the funeral home and the church.

13 Q The funeral home, here, on the corner of N and
14 20th?

02:55 15 A Yes.

16 Q And St. Mary's Church?

17 A Yes.

18 Q Now was any of that familiar to you at the time?

19 A No.

02:56 20 Q And did you tell the officers that?

21 A I believe so, yes.

22 Q Earlier this morning -- and it's now document
23 326531 -- you recall I drew a map --

24 A Yes.

02:56 25 Q -- similar to this one of where you said your



1 vehicle got stuck; do you recall that?

2 A Yes.

3 Q There it is. Where you got stuck and where the X
4 is; do you know if that was in the vicinity of the
02:56 5 funeral home on Avenue 20th and -- or pardon me --
6 20th Street and Avenue N?

7 A No, it wasn't.

8 Q If you could go back to the police report, please,
9 to page 106671. Now, Mr. Wilson, did you at some
02:57 10 point tell either the police officers or the Court
11 in the David Milgaard matter that your vehicle did
12 get stuck in the vicinity of that funeral home and
13 in the vicinity of where Gail Miller's body was
14 found?

02:57 15 A I can't recall.

16 Q If we can go back to this police report, and again
17 this is Detective Karst and he is talking about
18 the events on May 22nd, okay, this is your second
19 day in Saskatoon, and it says:

02:57 20 "Wilson's account of what transpired
21 that morning was roughly as follows.
22 The three of them drove into the city
23 and drove around for a short while when
24 they met a girl in the area described
02:57 25 above, asked directions for Peace Hill."



1 If I could just pause there:

2 "... the area described above ...",
3 I think if we can scroll up, please, I believe is
4 the vicinity of Avenue M and N; right?

02:58 5 A Yes.

6 Q So do you recall telling Detective Karst or Short
7 or Oleksyn, or anybody, that you met a girl in the
8 area described above, being Avenue M or N, and
9 asked for directions?

02:58 10 A No I don't.

11 Q Pardon me?

12 A No I don't.

13 Q You don't recall?

14 A Don't recall, no.

02:58 15 Q And then it goes on to say, here:

16 "The asking done by Milgaard who was on
17 the passengers side of the vehicle where
18 the pedestrian was. This girl stated
19 she didn't know and was unable to assist
02:58 20 them, however, Milgaard had asked
21 whether she would like a lift or ride to
22 where she was going, to which she
23 declined. Upon driving away, Milgaard
24 had made the remark to the effect "The
02:59 25 stupid bitch"."



1 If I can stop there, there is a couple of -- if
2 we can just take this part here that I have just
3 read to you, and I think this morning you told us
4 that you would have come across a person, I don't
02:59 5 know that you were able to describe it as a girl,
6 it was a person you saw?

7 A It was a person.

8 Q And I think you have told us that the area -- and,
9 tell me, was the area where you saw this person
02:59 10 and asked for directions; do you know if it was in
11 the Pleasant Hill area?

12 A No, it wasn't.

13 Q And then it says here that:

14 "... Milgaard had asked whether she
02:59 15 would like a lift or ride ...";

16 do you remember that at all?

17 A No I don't.

18 Q And then it says here:

19 "Upon driving away, Milgaard had made
02:59 20 the remark to the effect "The stupid
21 bitch"."

22 Do you recall that, do you recall him saying
23 that?

24 A Okay, not -- no.

03:00 25 Q Did you tell the police officers that?



1 A Not at that time, no.

2 Q Pardon me?

3 A Not at that time.

4 Q Did you later?

03:00 5 A Yes.

6 Q And was that true?

7 A No, it wasn't.

8 Q And why did you lie to them?

9 A I don't know.

03:00 10 Q It says:

11 "They drove a short distance further and
12 while making a turn, the vehicle became
13 stuck, as they had no reverse gear. At
14 this time Milgaard left for help,
03:00 15 returning approximately 15 minutes later
16 puffing and running, however, Wilson
17 states that he saw no blood, etcetera,
18 or anything on Milgaard at this time."

19 Now do you recall whether you would have told the
03:00 20 police officers that statement --

21 A No.

22 Q -- at that time?

23 A No I don't.

24 Q Did you tell them that at some time?

03:00 25 A Yes.



1 Q And is it true?

2 A Except for the time period.

3 Q And so it says:

4 "... approximately 15 minutes ...",

03:01 5 and you say that's not true?

6 A That's correct.

7 Q And so did you tell them something that was not
8 true, the police?

9 A Yes I did.

03:01 10 Q And why did you do that?

11 A Because I was asked to lengthen the time.

12 Q Pardon me?

13 A I was asked to lengthen the time period.

14 Q And who asked you to do that?

03:01 15 A I can't recall.

16 Q And then it goes on to say here:

17 "... Wilson states he saw no blood,
18 etcetera, or anything on Milgaard at
19 this time."

03:01 20 And I think that's what you told us this morning;
21 correct?

22 A Correct.

23 Q "They then drove on around the city a
24 little further where a map was obtained
03:01 25 at the Trav-a-leer Motel and they then



1 again got stuck in the lane rear of 129
2 Avenue T South, where they went into the
3 house, this being verified by Wally
4 Danchuk, who is a resident there.
03:02 5 Eventually with the help of a tow truck
6 they got out of there and arrived at the
7 Cadrain residence at 334 Avenue O South
8 at approximately 9:00 a.m."

9 And is that true, that part that I just read to
03:02 10 you?

11 A Yes it is.

12 Q So this whole paragraph that I just went through,
13 this is in the report, do you have any
14 recollection of telling that version of events to
03:02 15 the police officers on that date?

16 A On that date, no.

17 Q Are you -- is it possible you did and you don't
18 recall?

19 A It's possible.

03:02 20 Q Do you have a recollection of telling this version
21 to the police at some, at some point in time?
22 Forget the date for a moment, but just --

23 A At some point in time, yes.

24 Q So the version of events that I just read to you,
03:02 25 you are saying, you would have told the police at



1 some point?

2 A Yes.

3 Q And are you able to help us out as to when that
4 might have been?

03:02 5 A No.

6 Q If you could scroll down, please, and again they
7 are talking about the Cadrain residence and it's
8 reported:

9 "He ...",

03:03 10 And this is you, Mr. Wilson:

11 "... states this is where Milgaard took
12 the car keys from him and left the house
13 driving around the block for 10 minutes,
14 reasons unknown, however, it is felt
03:03 15 that this is where Milgaard disposed of
16 the wallet which was found on boulevard
17 at 330 Avenue O South and which had
18 belonged to the Miller girl and also a
19 toque with blood on it being found there
03:03 20 which is still being processed at the
21 Lab."

22 Now this:

23 "... however, it was felt that this
24 ...",

03:03 25 I'm not sure if that is your feeling or someone



1 else's. Let's just talk about the first part:

2 "... Milgaard took the car keys from him
3 and left the house driving around the
4 block for 10 minutes ...",

03:04 5 Did you tell the police that?

6 A No.

7 Q You didn't?

8 A No.

9 Q I think you --

03:04 10 A I -- I didn't give them no time and I told them
11 the reason.

12 Q Okay. What was the reason?

13 A To put the car on the right side of the street.

14 Q And you are saying, the time, you don't think you
03:04 15 told them the time?

16 A No.

17 Q And do you recall any discussion with the police
18 about a wallet or toque at this time?

19 A No.

03:04 20 Q Do you recall a discussion with the police at any
21 time about a wallet and toque being found in the
22 vicinity of the Cadraings' house?

23 A Just when we were being driven around, they said
24 "that's where the wallet was found".

03:04 25 Q So this is being driven around either on May 21 or



1 22; is that --

2 A Yes.

3 Q And do you know which officer might have said
4 that?

03:04 5 A No I don't.

6 Q And what was said?

7 A "This is the area where the wallet was found".

8 Q And what about the toque; do you recall any --

9 A Nothing about the toque.

03:05 10 Q And this report goes on to say:

11 "This is no other logical explanation
12 for Milgaard leaving that residence at
13 that time after having changed his
14 clothes, which Milgaard when interviewed
03:05 15 several weeks prior had stated he had
16 done this because of acid on them,
17 however, this alibi being foiled by
18 Mrs. Wilson who stated he had changed
19 clothes at their residence in Regina
03:05 20 before leaving for Saskatoon, after the
21 acid accident."

22 And I think you have already told us that --

23 A Yeah, I don't agree with that.

24 Q Mr. Commissioner, this might be an appropriate
03:05 25 spot to break.



1 COMMISSIONER MacCALLUM: Sure. 15 minutes?

2 (Adjourned at 3:05 p.m.)

3 (Reconvened at 3:28 p.m.)

4 BY MR. HODSON:

03:28 5 Q Mr. Wilson, before the break we were talking,
6 again, around May 22nd, '69. Are you able in your
7 mind, in your recollection, able to distinguish
8 what you would have told the police before the
9 polygraph session with Mr. Roberts and what you
03:28 10 told them after on some of these key points?

11 A Can I think about this for a minute?

12 Q Sure, yeah.

13 A I repeated it.

14 Q And if you like, why don't we bring up document
03:29 15 326529, and these are the ten points that I talked
16 about this morning. Now in fairness, Mr. Wilson,
17 I can certainly take you through the statement
18 that you gave after the session with Inspector
19 Roberts, if that will assist you in remembering.
03:29 20 I'm just trying to find out whether you are able
21 to tell us, without going through that statement
22 post-polygraph, as to what you would have told the
23 police before and what you would have told them
24 after, and independent of looking at documents.
03:29 25 And if you are not, that's fine, but if you are



1 able --

2 A I wouldn't have told them anything that would have
3 been incriminating at that time.

4 Q Okay. You wouldn't have said anything that
03:30 5 incriminated David Milgaard?

6 A No, I wouldn't have.

7 Q And why do you say that?

8 A Because at that time, to me, he was still
9 innocent.

03:30 10 Q But tell me, again, what happened at your session
11 with Inspector Roberts that I think -- and I don't
12 want to put words in your mouth -- I think you
13 said, after that session, you believed David
14 killed -- or David Milgaard to be guilty; is that
15 fair?

16 A Yes.

17 Q Or that he had murdered Gail Miller, I'm sorry?

18 A Yes.

19 Q Tell me how that came about again?

03:30 20 A Just by the way we were told, like, where we were
21 supposed to have been, and how the questions went,
22 and it looked like everything fit.

23 Q At the end of your session, then, with Inspector
24 Roberts, if I would have asked you the question
03:30 25 "Mr. Wilson, what do you honestly believe, do you



1 believe that Mr. Milgaard killed Gail Miller?",
2 what would your answer have been?

3 A I would have said "there is a good possibility".

4 Q If I would have asked you that question before you
03:31 5 went in to see Inspector Roberts what would you
6 have said?

7 A No.

8 Q And why the change then?

9 A Just the way things went and the progression that
03:31 10 they went in.

11 Q You were with Mr. Milgaard that morning; correct?

12 A Which morning?

13 Q The morning of the murder?

14 A Yes I was.

03:31 15 Q So, again, as far as the pre -- pre-polygraph time
16 frame, what you are saying, then, is generally you
17 wouldn't have said anything that might incriminate
18 David Milgaard; is that correct?

19 A That's correct.

03:31 20 Q Now there may be an issue as to what does and
21 doesn't incriminate. Umm, are you able, for
22 example, to -- if we go to this list and talk
23 about the knife, are you able to say, before the
24 polygraph session, whether you told the police
03:32 25 that you saw David Milgaard with a bone-handled



1 hunting knife?

2 A I possibly could have when we stopped at the
3 elevator.

4 Q Okay. Now, again, let's just go through this
03:32 5 list. The drug use, is it possible that before,
6 again before the polygraph, would you have talked
7 to them about your drug use on the trip?

8 A No.

9 Q And why is that?

03:32 10 A Well I didn't know -- want them to know I had been
11 stoned.

12 Q And then scroll down to number 2, the
13 maroon-handled paring knife; would you have told
14 the police anything about that prior to the
03:32 15 polygraph?

16 A Umm, no.

17 Q Why not?

18 A I didn't know anything about it.

19 Q 3, the purse-snatching/break and enter discussion,
03:32 20 and I think you have told us already that the
21 break and enter part of it, you, I think you said
22 you would have told that to the police on the way
23 to Saskatoon, is that all right, or may have?

24 A Yes.

03:33 25 Q And 4, scrolling down, the woman stopped for



1 directions; is that something that you may have
2 told the police prior to the polygraph?

3 A Yes, I may have.

4 Q And David Milgaard's comments, I think those
03:33 5 comments were "you stupid bitch"; are you able to
6 say whether, that, you may have told the police
7 before?

8 A No.

9 Q You are saying you didn't tell them?

03:33 10 A No I didn't.

11 Q And then the vehicle being stuck and you and Mr.
12 Milgaard being apart; is that something that you
13 told the police prior to the polygraph session?
14 And I'm simply talking about the fact that you got
03:33 15 stuck.

16 A Yeah, I could have, yes, just the fact that we got
17 stuck.

18 Q And Mr. Milgaard's statements upon his return, and
19 I'll go through these again in detail, --

03:34 20 A Uh-huh.

21 Q -- but about hitting her or fixing her; is that
22 something you would have told the police, do you
23 remember, before the polygraph?

24 A No.

03:34 25 Q Scroll down. 6, blood observed on David



1 Milgaard's clothes; do you recall if you would
2 have told the police that prior to the polygraph?

3 A No, I wouldn't have.

4 Q Changing clothes, David Milgaard changing clothes
03:34 5 at Cadrains'; I think you have already told us
6 that you would have told the police that, in fact
7 it's in your first statement, isn't it?

8 A Yes.

9 Q 8, the cosmetic bag discarded from the car; do you
03:34 10 recall if that's something you would have told the
11 police prior to the polygraph?

12 A No.

13 Q 9 is the David Milgaard admission in Calgary, and
14 you recall this morning we talked about that, and
03:34 15 I think you said that didn't happen; is that
16 something you could have or would have told the
17 police prior to the polygraph?

18 A No.

19 Q And, lastly, your discussion of admissions -- of
03:35 20 David Milgaard's admissions with Nichol John in
21 Calgary; is that something you would have told the
22 police prior to the polygraph?

23 A No.

24 Q If we can then maybe go back to -- let's just talk
03:35 25 about the polygraph for a moment, and I think you



1 had already -- you have already told us that you
2 would have talked to the police about this matter
3 on more than one occasion; is that fair?

4 A Yes.

03:35 5 Q And I think you told me that that -- you had met
6 with other police officers on unrelated matters as
7 well; is that right?

8 A Yes.

9 Q What can you tell me about Inspector Roberts and
03:35 10 your dealings with him; do you recall anything
11 about that? And, I'm sorry, not the specifics of
12 the tests and that, we'll get to that, --

13 A Uh-huh.

14 Q -- but just generally do you have any recollection
03:36 15 of his personality or of your dealings with him?

16 A He seemed forceful.

17 Q And why do you say that?

18 A Just the tone of his voice that he used and his
19 mannerisms.

03:36 20 Q So --

21 A I was scared of him.

22 Q Pardon me?

23 A I was scared of him.

24 Q Why were you scared of him?

03:36 25 A Because I was still coming down off of drugs, and



1 I just didn't like him, and he scared me.

2 Q Did any of the other police officers that you
3 dealt with in the Gail Miller murder investigation
4 scare you?

03:36 5 A No.

6 Q Do you recall Inspector Roberts asking for your
7 version of events?

8 A No, I don't.

9 Q Do you recall the details of the discussions with
03:36 10 him and --

11 A I can't remember all the questions, or anything,
12 from him.

13 Q Do you remember the lie detector or the polygraph
14 machine, what it looked like, and how it was
03:37 15 hooked up to you?

16 A I remember how it was hooked up to me but seeing
17 it, it was behind me, I was sitting in front of it
18 so --

19 Q And what do you remember being hooked up?

03:37 20 A Some things on the fingers, and I believe a mock
21 -- something on the chest.

22 Q Had you ever had a polygraph test before?

23 A No.

24 Q What did you understand at that time, Mr. Wilson,
03:37 25 as to what this machine would do?



1 A To let them know I was telling the truth.

2 Q So again, if you answered a question that was not
3 true, what did you understand the machine to do or
4 --

03:37 5 A That it would give some kind of readout that that
6 question wasn't true, then, or vice versa, that it
7 was true, depends on what the --

8 Q That the answer wasn't true?

9 A Yes.

03:38 10 Q Do you recall going through questions with
11 Inspector Roberts about questions that he would
12 ask you during this test?

13 A Some basic ones at the first, like what my name
14 was, how old I was, where I lived.

03:38 15 Q All right.

16 A But other questions prior to those ones, no.

17 Q Do you have any recollection of the questions --
18 and I'm -- about after you are hooked up to the
19 machine -- about the questions that Mr. Roberts
03:38 20 asked you?

21 A Yes.

22 Q And what do you recall; what questions do you
23 remember him asking and testing you on?

24 A If David had killed Gail Miller, if I had killed
03:38 25 Gail Miller, umm, I believed Nicky had killed Gail



1 Miller, and that's the main, specific ones I can
2 remember right now.

3 Q Okay. And did Inspector Roberts then tell you to
4 answer the questions truthfully?

03:38 5 A Yes he did.

6 Q And so those three questions you talked about, you
7 don't recall any, any others at this time?

8 A Not at this time, I don't, no.

9 Q And so what happened when you answered those
03:39 10 questions? I take it you would have gone through
11 a first session of a group of questions; is that
12 correct?

13 A Yes, there was quite a few questions, but I can't
14 recall them all.

03:39 15 Q And in that group of questions -- do you remember
16 if he conducted the test more than once?

17 A Yes he did.

18 Q Do you remember how many times?

19 A Twice.

03:39 20 Q And do you recall if it was the same questions
21 both times?

22 A Yes it was.

23 Q And so he would ask you questions, you would give
24 the answers hooked up to the machine, then what
03:39 25 would happen?



1 A Well then he would continue on with some other
2 questions, and then go back to the ones he had
3 asked me a little while earlier, and that just
4 kind of went in a repetition order.

03:39 5 Q Did -- do you recall whether Inspector Roberts
6 told you the results of this machine or what this
7 machine had indicated with respect to the answers
8 you gave to his questions?

9 A By the time I finished answering them all, when
03:40 10 the session was done, he told me I had been lying.

11 Q Okay. And did he tell you on which questions you
12 had been lying?

13 A No, but I was keeping track because of the ones,
14 as soon as they started disappearing once I said
03:40 15 yes, I kind of figured those were the questions
16 that he wanted.

17 Q Okay. So what questions disappeared when you said
18 yes?

19 A The ones about David killing Gail.

03:40 20 Q And I think --

21 A And there was a few others, but I can't recall
22 what they were.

23 Q So I think you told me earlier that you would have
24 answered the question "did David Milgaard kill
03:40 25 Gail Miller" or "do you know if David Milgaard



1 killed Gail Miller," how did you answer that
2 question?

3 A The first time, no.

4 Q Okay. And did Inspector Roberts say anything to
03:41 5 you about your answer to that question?

6 A No.

7 Q And were you asked that question again?

8 A Several times.

9 Q And what did you answer that question?

03:41 10 A No.

11 Q And at some point did you change your answer?

12 A Yes.

13 Q Prior to changing your answer, did Inspector
14 Roberts say anything to you?

03:41 15 A No.

16 Q And so on your own then you decided to change it
17 to yes?

18 A Yes.

19 Q And then what happened?

03:41 20 A The question stopped.

21 Q When you say it stopped, that question or --

22 A That question, and then he went on to other ones.

23 Q And I think you said, and correct me if I'm
24 wrong -- or let me ask it this way. Did Inspector
03:41 25 Roberts tell you that the polygraph results had



1 indicated that you were being deceptive or not
2 telling the truth?

3 A Yes, he did.

4 Q And would that be after the first session, the
5 second session or do you know where in the
6 interview that --

7 A I don't know where in the interview.

8 Q And did he tell you on how many questions that he
9 thought you were being deceptive or lying on?

10 A No.

11 Q Did he tell you which questions he thought you
12 were being -- or that the machine said you weren't
13 telling the truth on?

14 A No.

15 Q I think you said this morning that there was two
16 sessions or two -- was it all the same day with
17 Inspector Roberts?

18 A Yes, it was.

19 Q And it would have been two sessions?

20 A Yes.

21 Q And were you hooked up to the polygraph machine in
22 both sessions?

23 A I believe I was, yes.

24 Q When Inspector Roberts was administering, or
25 asking you questions while you were hooked up to



1 the polygraph machine, was there anybody else in
2 the room?

3 A I believe not, no.

4 Q When you were done or not hooked up to the
03:42 5 machine, were there other people in the room?

6 A When we were going through the knives there was
7 another officer in the room.

8 Q And do you remember who that was?

9 A No, I don't.

03:43 10 Q So tell me again -- so the knives, were you asked
11 questions about the knives while you were hooked
12 up to the polygraph?

13 A I can't recall.

14 Q And I think you told me that another officer was
03:43 15 in there when you were looking at the knives; is
16 that --

17 A Yes.

18 Q And do you remember how many knives they showed
19 you?

03:43 20 A I believe it was six.

21 Q And do you remember what any of them looked like?

22 A Right now, no.

23 Q And I think you told us you did pick out one, did
24 you?

03:43 25 A Yes, I did.



1 Q And I think you said that was a maroon handled?

2 A Maroon-handled paring knife.

3 MR. HODSON: I wonder, Clerk, if I can get
4 the exhibit. Do we have the exhibit here, the
03:43 5 knife handle?

6 CLERK: Yes.

7 BY MR. HODSON:

8 Q Mr. Wilson, I'm going to show you, it's marked as
9 Exhibit P-1 in this hearing and it's an exhibit
03:44 10 from the original Milgaard trial. Just take a
11 look at that. You can take it out of there. Now,
12 this is a broken knife and I believe that there
13 was also in existence a knife that was not broken
14 identical to that. Is that knife handle and blade
03:44 15 familiar from when you met with Inspector Roberts,
16 and I --

17 A No.

18 Q No?

19 A I can't say I recognize this.

03:44 20 Q Do you know if you would have been shown a knife
21 similar to that but not broken; in other words,
22 knife and blade and handle together?

23 A They were all quite similar except different
24 colours.

03:45 25 Q Okay. So looking at that exhibit, you are not



1 able to recognize that as being a knife, or
2 similar to a knife that was shown to you by
3 Inspector Roberts?

4 A I can't say that it is.

03:45 5 Q Okay. Do you remember what else Inspector
6 Roberts -- or did Inspector Roberts show you
7 anything else related to the Gail Miller murder
8 while you were meeting with him on May 23rd?

9 A Gail's clothes, pictures of her dead body.

03:45 10 Q You said Gail's clothes. Would that be Gail
11 Miller's clothes?

12 A Yes, Gail Miller's clothes.

13 Q And what do you recall him showing you?

14 A He showed me the stab wound marks on it and the
03:45 15 stains.

16 Q And photographs?

17 A Yes.

18 Q And what did the photographs depict?

19 A Of the dead body of Gail Miller.

03:46 20 Q And do you recall what else was shown on the
21 photographs?

22 A No, I don't.

23 Q What was your reaction to the dress and the
24 photographs?

03:46 25 A Shocked the hell out of me. I had never seen a



1 dead body before.

2 Q And do you recall if Inspector Roberts said
3 anything when --

4 A Something to the effect of look what happened to
03:46 5 this pretty girl and, you know, generalizations
6 like that.

7 Q Did it upset you?

8 A Yes, it did.

9 Q Now getting back to your day with Inspector

03:46 10 Roberts, do you recall Nichol John being present
11 with you and Inspector Roberts?

12 A She was present in between breaks.

13 Q Okay. Did you have any discussions with Nichol
14 John on that day relating to this matter?

03:47 15 A I believe after the first session, yes, I did.

16 Q And so you say the first session. That's the
17 session with Inspector Roberts?

18 A Yes.

19 Q And we'll get to the statements in a moment, but

03:47 20 after the first session can you tell us what had
21 you said to that point with respect to whether or
22 not you thought or knew that David Milgaard had
23 killed Gail Miller?

24 A Well, I had said to -- are you speaking of Nichol?

03:47 25 Q No, sorry. At the time that you saw Nichol, I



1 want to know -- we haven't gone through your
2 statements yet and after the first session with
3 Mr. Roberts I believe you told me earlier that at
4 some point that day you had answered yes to the
03:47 5 question "did David Milgaard kill Gail Miller."
6 You recall telling us that?

7 A Yes.

8 Q Was it after that -- was it after that you said
9 that to Inspector Roberts that you saw Nichol
03:48 10 John?

11 A Yes, it was.

12 Q And what do you recall discussing with Nichol
13 John?

14 A I just told her give them what they want.

03:48 15 Q And why did you say that?

16 A Because I figured then we would get the hell out
17 of there.

18 Q I'm sorry?

19 A Then I figured we would get the hell out of there.

03:48 20 Q And do you recall what Nichol John's response was?

21 A She just kind of gave me a funny look.

22 Q So, I'm sorry, the words were give them what they
23 want?

24 A Give them what they want, sink him, something to
03:48 25 those words.



1 Q Mr. Wilson, I'm going to take you through the
2 evidence of Art Roberts that he gave at the
3 Supreme Court of Canada in 1992. You remember
4 testifying at that reference for David Milgaard?

03:49 5 A Yes.

6 Q Now, Mr. Roberts testified at that proceeding as
7 well, he's now deceased, but I would like to go
8 through his sworn evidence and he goes through his
9 recollection under oath of what he says happened
03:49 10 in his meeting with you, so I wish to go through
11 parts of that to see a couple of things, one,
12 whether it refreshes your memory in any way,
13 keeping in mind these are his words, his evidence,
14 and secondly, whether you can give us your
03:49 15 recollection of events as to whether you agree or
16 disagree with what he says. Okay?

17 A Okay.

18 Q If we could call up document 043300, the first
19 page, if we could go to page 043306, and these
03:50 20 questions are being asked by Mr. Neufeld who is
21 the lawyer for the Government of Saskatchewan, and
22 I'll just read some of these for you, Mr. Wilson,
23 and you can just sit back and listen and follow
24 along and I'll have some questions for you. He's
03:50 25 asked:



1 "Q Before we get into that, I take it that
2 you have -- do you have any reports, or
3 notes, or anything available to you to
4 help you refresh your memory of the
03:50 5 events that took place back in 1969?

6 A No, sir, I do not. I inquired at the
7 Calgary City Police Department and
8 they searched their files for any
9 reports and, more particularly so, the
03:50 10 polygraph chart and report, and they
11 could not find any.

12 Q All right.

13 A I also inquired of the Saskatoon City
14 Police Department.

03:50 15 Q And, again --

16 A Apparently they didn't have any."

17 And I'll pause there, Mr. Wilson. What do you
18 remember seeing in that room when you were with
19 Mr. Roberts by way of documents, paper?

03:50 20 A He had a note pad that he had his questions on,
21 that's all I can recall right now, and the machine
22 itself.

23 Q Did the machine produce any paper?

24 A It seemed to have paper in it, yes.

03:51 25 Q Did it produce a chart?



1 A Yes.

2 Q And did you recall seeing that chart? Did he show
3 you that chart?

4 A Prior to the questioning, yes.

03:51 5 Q And have you, through your counsel or otherwise,
6 ever tried to get copies of what it was that
7 Inspector Roberts had?

8 A Yes, I think we have.

9 Q And did you ever get copies of the charts or
03:51 10 notes?

11 A No, we didn't.

12 Q Next page, please, Inspector Roberts is
13 questioned:

14 "Q All right. Now, before we go into the
03:52 15 details, can you just give us a
16 thumb-nail sketch of the procedure that
17 you employed, generally, in doing
18 polygraph examinations of witnesses or
19 suspect?

03:52 20 A Yes, sir. Do you wish me to go
21 through this occasion, or just
22 generally."

23 If I can pause there. In your discussions with
24 Inspector Roberts, did he ever tell you,
03:52 25 Mr. Wilson, or indicate to you that you may be a



1 suspect?

2 A I believe he did.

3 Q What do you recall him saying?

4 A That there was a possibility I was a suspect in
03:52 5 this also and this would probably clear things up.

6 Q And did he ask you, and you may have already
7 answered this, I apologize, did he ask you whether
8 you killed Gail Miller?

9 A Yes, he did.

03:52 10 Q While you were connected to the polygraph machine?

11 A Yes.

12 Q At the time, Mr. Wilson, how did you feel about
13 this?

14 A About the whole test?

03:53 15 Q No, about -- did you believe you were a suspect
16 or --

17 A I really wasn't sure.

18 Q Okay. You had told me earlier that you weren't
19 concerned because you hadn't done anything.

03:53 20 A Exactly.

21 Q Did that attitude and feeling continue through
22 with your session with Inspector Roberts?

23 A No, it --

24 Q Pardon me?

03:53 25 A For my own safety.



1 Q I'm asking what you thought, Mr. Wilson, at the
2 time, and that's on May 23rd, 1969 when you were
3 in with Inspector Roberts, what did you think
4 about --

03:53 5 A I didn't think I had anything to worry about.

6 Q Go to the next page, please, and again these are
7 Roberts' words:

8 "Q I would like you to do it generally and
9 then I will ask you for your
03:53 10 recollections of this particular
11 situation.

12 A Generally, when you conduct a
13 polygraph test, or at least when I
14 conducted a polygraph test, I would
03:54 15 attempt to get all information that I
16 could from all the investigators so
17 that I was fully aware of what the
18 crime was; who the suspects were.
19 After doing that and perusing them,
03:54 20 the person who I was going to test
21 would be brought before me and I would
22 talk to them: their name, their
23 occupation, where they lived. Just
24 general questions, just to size that
03:54 25 person up.



1 I would also tell them that I
2 could not force them to take a
3 polygraph test, that they would have
4 to volunteer to take the polygraph
03:54 5 test."

6 Do you recall those types of discussions with
7 Inspector Roberts?

8 A Yes.

9 Q What did you understand, Mr. Wilson, why did you
03:54 10 believe you were being put through a lie detector
11 test? What did you believe they were testing to
12 see what was true?

13 A If I was telling the truth about David not having
14 any involvement in the murder.

03:54 15 Q Okay. So your statement that David Milgaard did
16 not have anything to do with the murder of Gail
17 Miller, you believed they were testing whether or
18 not that was true?

19 A Yes.

03:55 20 Q That was your understanding?

21 A Yes.

22 Q And it says here I would tell them that I could
23 not force them to take a polygraph test, they
24 would have to volunteer to take the polygraph
03:55 25 test, and you told us already you agreed to take



1 it; is that correct?

2 A Yes.

3 Q Next page, please, and again I think these are
4 answers he's given -- he's being questioned right
5 now about generally how you do a polygraph. Later
6 he's going to talk about specifically your test,
7 Mr. Wilson, but I think it's instructive to go
8 through this. Inspector Roberts says, and this is
9 just carrying on:

03:55 10 "A Then, from the information I had, I
11 would then form a test. Now, there is a
12 test called the "You-phase" test and I
13 will use it as an example.

14 If, for instance, I was testing
03:55 15 you, sir -- I will use you as an
16 example, if I may --

17 Q Certainly?

18 A -- and it was an armed robbery, in
19 there I would ask twice within that
20 test: Did you commit that armed
21 robbery? In other words, I would
22 emphasize "you", not in tone of voice
23 or anything else. But it would be
24 "you": Did you commit that robbery?"

03:56 25 It seems I just offended the tone of voice that



1 Roberts said he wasn't supposed to.

2 " Did you commit that robbery? That would
3 be asked twice within the test,
4 interspersed with other questions, like:
03:56 5 What is your name? So-and-so is your
6 name. And different, ordinary
7 questions."

8 If I can pause there. I think you've told us,
9 did Inspector Roberts ask you did you commit the
03:56 10 murder of Gail Miller?

11 A Yes.

12 Q On more than one occasion?

13 A Yes.

14 Q And then carrying on:

03:56 15 "Q In order to get some standard to read
16 by, would you direct, for instance,
17 me -- would you direct me to lie on
18 something that you knew --

19 A Yes, there is a certain test. Yes.
03:56 20 Not in that specific one. I would
21 want you to answer truthfully.

22 Q Okay.

23 A And I would probably have discerned
24 already, from talking to you, that you
03:57 25 were going to lie, that you were going



1 to say no."

2 Do you recall any discussions with Mr. Roberts at
3 the polygraph regarding whether -- what his
4 thoughts were about whether or not you were
03:57 5 telling the truth? Take your time.

6 A Can you repeat that?

7 Q Yeah. When you met with Inspector Roberts, do you
8 recall him saying anything to you where he was
9 doubting the truth of what you were saying?

03:57 10 A Prior to the --

11 Q During the polygraph session.

12 A During --

13 Q At any time you met with Inspector Roberts.

14 A Not until the end.

03:57 15 Q Okay. And at the end what did he say?

16 A He said I wasn't telling the truth.

17 Q Okay. Go back to the questions and answers, it
18 carries on:

19 "A Then I would run the test and, of
03:57 20 course, there are three indicators on
21 the polygraph that would show me whether
22 you responded to these questions or not.
23 When you said no, for instance, there
24 would be -- if you were lying or
03:58 25 practicing deception -- then there would



1 be a response that would indicate to
2 me --

3 Q On the machine?

4 A -- yes -- that you were practicing
03:58 5 deception."

6 Do you recall any discussion with Inspector
7 Roberts where he would ask you to deliberately
8 lie to a question for testing purposes or
9 anything else?

03:58 10 A Yes, right at the start.

11 Q And what do you recall him telling you?

12 A To lie about my age and I believe my name.

13 Q Next, if you could go to page 043312, just
14 starting at the top:

03:58 15 "Q Now, I think you indicated that you went
16 through the testing on it with a
17 question-and-answer process. Is that
18 how it's done?

19 A Yes.

03:59 20 Q Are these questions prepared by you?
21 Are they known by the test subject?
22 What happens?

23 A Oh, yes. They are made in concert
24 with the test subject.

03:59 25 Q How do you mean?



1 A You make sure that he understands the
2 question, that he understands the
3 wording, and that he can answer "yes"
4 or "no" to that question. He helps
03:59 5 you make up that test, in essence, and
6 then you let him read it so that he
7 understands it fully."

8 Did that happen with you, Mr. Wilson, when you
9 were with Inspector Roberts?

03:59 10 A No, it didn't.

11 Q Do you recall reading the questions, any of the
12 questions in advance of being asked?

13 A No.

14 Q Carrying on:

03:59 15 "Q All right. So, the subject, then, knows
16 exactly what's going to be put to him?

17 A Yes, sir, there are no surprise
18 questions put in."

19 Do you recall whether there were any questions
03:59 20 that caught you off guard in the polygraph exam
21 or did you know what was coming?

22 A I didn't know anything that was coming.

23 Q Was there anything that caught you off guard?

24 A A few of them did.

04:00 25 Q Do you remember which ones?



1 A No, I don't.

2 Q "Q All right. Can you describe some more of
3 this process? I think you have indicated
4 you go through the testing and the
04:00 5 questioning. Is that right?

6 A Yes, sir. Well, you put the
7 attachments on, of course, which was a
8 pneumograph -- it is a pneumatic tube
9 going over the chest, which measures
04:00 10 the breathing -- and, of course, the
11 GSR, which goes on the fingers --
12 galvanic skin response -- and the
13 cardiograph; that is a blood-pressure
14 cuff on the arm. As the chart goes
04:00 15 through, all these indicators are
16 going onto the chart."

17 Is that what happened to you, Mr. Wilson, do you
18 remember?

19 A Yes.

04:00 20 "Q How long does the actual test normally
21 take? Or is there no way of saying?

22 A The actual test, as far as running it,
23 on the instrument, would probably take
24 no more than four to five minutes.

04:00 25 Three-and-a-half, four, or five



1 minutes. The chart goes through at, I
2 believe, six inches to the minute."

3 Do you recall, is that how long, and again
4 talking about while you are hooked up to the
04:01 5 polygraph machine and it's running, does that
6 sound right, three and a half, four or five
7 minutes?

8 A No.

9 Q What do you recall?

04:01 10 A At least a half hour.

11 Q Okay. And I'm talking connected to the polygraph
12 machine and being asked questions.

13 A Yes.

14 Q And your recollection is half an hour?

04:01 15 A At least a half an hour.

16 Q At least half an hour. Next page, please, Roberts
17 says, and he's been asked the question about how
18 long, roughly how long a whole test procedure
19 takes, his answer:

04:01 20 "A It could vary, sir. Normally speaking,
21 you take quite a deal of time to make
22 sure that the person being tested
23 understands fully what is going to
24 happen. You explain the operation of
04:01 25 the instrument to him. You explain the



1 questions to him. He helps you make up
2 the questions. If he's not too sure of
3 it you say, "Well, use your own phrase
4 then. What would you say."

04:02 5 Q You mean you actually let them use their
6 own language?

7 A Yes, if that makes it clear to them.
8 If that makes it clear to them.

9 Q What are we talking, in terms of an
04:02 10 average test? I mean, the whole
11 procedure --

12 A The whole procedure, after?"
13 Actually, let me pause there. This part here,
14 Mr. Wilson, do you recall having Inspector
04:02 15 Roberts explain the operation of the instrument
16 to you?

17 A Just that it recorded my breathing, my blood
18 pressure and stuff like that.

19 Q And as far as the questions that you were being
04:02 20 asked, do you remember if you had any input on
21 those?

22 A I had no input at all.

23 Q Pardon me?

24 A I had no input at all.

04:02 25 Q Carrying on down here, the answer:



1 "A The whole procedure, after? Sir, that
2 can vary, because if you find that that
3 person was being deceptive, then you
4 would interview him with the hope of
04:02 5 getting a statement or an admission from
6 him after. So, that may take another
7 hour or so."

8 Let me pause there. Do you recall Inspector
9 Roberts interviewing you -- let me put it this
04:03 10 way. Apart from him asking you questions and
11 answers while you are hooked up to the polygraph
12 machine, do you recall him interviewing you about
13 matters related to Gail Miller's murder?

14 A After the test was over?

04:03 15 Q Yes.

16 A Yes.

17 Q And for how long?

18 A Like I said, the sessions last about two hours.

19 Q And do you recall what he was asking you?

04:03 20 A No, I don't recall.

21 Q Next page, please, and the question:

22 "Q All right. Are we talking, normally, a
23 test of one to two hours, or --

24 A Yes, about two hours. Yes. But, as I
04:03 25 say, it could go longer."



1 And I think what you've told us, about two hours
2 is how long the first session was with Inspector
3 Roberts?

4 A Yes.

04:03 5 Q And then just carrying down to the bottom, scroll
6 down, please, and then Roberts says:

7 "A Then, if you find that the person is
8 deceptive, you would interview him,
9 which I did with Wilson.

04:04 10 And I think that's what you told me, he did
11 interview you after?

12 A Yes.

13 Q And he says here, "If you find that the person is
14 deceptive." Did Inspector Roberts tell you that
04:04 15 he found you to be deceptive, or words to that
16 effect?

17 A Words to that effect.

18 Q Next page, please, and again the question from Mr.
19 Neufeld, and he's still, this is still general
04:04 20 procedure, okay, this is Roberts talking about
21 general procedure, he says:

22 "A Oh. Well, then, if I was testing him
23 for another team of detectives, or a
24 detective of some other department, I
04:04 25 would go over what the person said to



1 me. If he made an admission, then I
2 would call in those detectives, or the
3 detective, whatever, and I would say in
4 front of -- I'll call him the accused,
04:04 5 or the suspect, or the person being
6 tested -- in front of him, to the
7 detective, "So-and-so has told me what
8 he knows about this case. He has told
9 me this. He has told me that", whatever
04:05 10 it is he has told me and, "He now
11 wishes to given you a statement."

12 Scroll down:

13 "Q All right, and it's from that point
14 that you cease to deal with him?

04:05 15 A I cease to deal with him, yes, sir."

16 Do you recall any of that happening with
17 Inspector Roberts?

18 A After the second session I do believe.

19 Q And what happened?

04:05 20 A That I had said I wanted to make a statement and
21 that was it.

22 Q And so did Inspector Roberts turn you over to
23 someone else?

24 A Yes.

04:05 25 Q Do you remember who that was?



1 A I'm not sure if it was Karst or Short.

2 Q Do you recall any discussion between Inspector
3 Roberts, yourself and whoever, whatever officer
4 Roberts turned you over to?

04:05 5 A No, I don't.

6 Q Next page, please, and again we're now dealing
7 with your specific case, Mr. Wilson, and here's
8 some of Roberts' evidence. He says:

9 "A A request was made for my services from
04:06 10 the Saskatoon City Police to my chief.
11 I was directed to go there. I did go
12 there. I think I arrived the evening
13 before and I was met with Superintendent
14 John Wood, who was in charge of the
04:06 15 detective division at that time. He
16 spoke to me. He acquainted me with the
17 problem, and I am certain I read over
18 reports. I do believe I was taken to
19 the scene of the crime. I would
04:06 20 normally ask to be taken there if it was
21 around so that I could acquaint myself
22 with everything about the crime.

23 Q Is it your recollection that you made
24 every effort to acquaint yourself with
04:06 25 the facts of the case as the police knew



1 them at that time?

2 A It is my recollection that I read
3 reports, that I was told by
4 Superintendent Wood certain things,
04:06 5 and that I did go to the scene."

6 Scroll down a bit further, please:

7 "Q All right, so you are aware that
8 statements were given by these
9 witnesses?"

04:07 10 I'm sorry, just go back up:

11 "A No, sir, I don't believe I ever saw
12 these statements given by the two
13 witnesses."

14 And at that time, Mr. Wilson, prior to the
04:07 15 polygraph, I believe the only statement you gave
16 was the March 3rd, 1969 statement; is that
17 correct?

18 A That's correct.

19 Q "Q All right, so you are aware that
04:07 20 statements were given by these witnesses?

21 A Yes, I am aware of these statements.

22 Q To this day you have not seen them?

23 A No, sir. Not to my knowledge. I
24 can't remember ever having seen them."

04:08 25 Do you recall any discussion with Inspector



1 Roberts about your first statement of March 3rd,
2 1969?

3 A No, I don't recall one.

4 Q Do you recall telling him about that or anything
04:08 5 of that nature?

6 A I don't recall.

7 Q Go to the next page, please, 043320, this is
8 Roberts saying:

9 "A I then went to the hotel. Now, as far
04:08 10 as my recollection goes, I set up the
11 polygraph the next morning in the hotel.
12 About ten o'clock, or thereabouts --

13 Q Do you happen to recall what hotel chain
14 it was?

04:08 15 A Yes, sir. It was the -- Sheraton
16 Cavalier."

17 Do you recall that being the hotel, Mr. Wilson,
18 where you met Inspector Roberts?

19 A Yes, I do.

04:08 20 Q And does 10:00 in the morning sound about the
21 right time or do you remember if it was morning or
22 afternoon?

23 A I don't remember.

24 Q Next page, please:

25 "Q All right. Go on, please?



1 A After I was set up Mr. Wilson was
2 brought to me by a detective. I think
3 it was Detective Karst, but I cannot
4 be sure of that."

04:08 5 If we can pause there, I think this is the 23rd,
6 so you would have been at the Ritz Hotel the
7 night before; is that right?

8 A Yes.

9 Q Do you recall getting a ride to the Sheraton?

04:09 10 A Yes.

11 Q Do you remember who gave you the ride?

12 A One of the detectives.

13 Q All right. Go on:

14 "Q All right, go on?

15 A I introduced myself to him. I told
16 him I was from the Calgary City police
17 force. I told him I was the polygraph
18 examiner. I told him that I had read
19 some reports and that I had been told
20 that, perhaps, he knew something about
21 the murder of this nurse in a back
22 alley and that the Saskatoon City
23 police wished me to question him about
24 it."

04:09 25 Do you recall Roberts telling you words to that



1 effect?

2 A Words to that effect, yes.

3 Q "Q Do you recall the name of the victim of
4 this crime?

5 A Gail Miller.

6 Q All right. Go on, please.

7 A I asked him if he could recall what
8 happened on that particular morning
9 and he relayed to me that he and
10 Nichol John and David Milgaard were in
11 a car. Now, I think they had come
12 into town from somewhere, but it was
13 early morning, as I recall it, and
14 that they were driving around and they
15 stopped somebody to ask directions
16 somewhere. I don't know whether they
17 got directions or they didn't get
18 directions, but apparently the car got
19 stuck and he got out to try and get
20 help. He went away and came back
21 later -- I don't know how much later
22 -- and found that -- the first thing
23 that ticked me off was that he said
24 the girl, Nichol John, was highly
25 agitated. Now, that was not the exact



1 words he used, but I gathered from his
2 words that the girl in the car, Nichol
3 John, was quite upset, quite agitated,
4 and I don't know whether he said she
5 was crying or not. I don't know."

6 Now if I could just pause there, generally, do
7 you recall Inspector Roberts asking you, to tell
8 you your version of the events at the start of
9 the interview?

04:10 10 A I don't recall, but I could say yes.

11 Q And why could you say "yes"; you think that
12 happened or --

13 A Yes.

14 Q Okay. And what I read to you -- and, again, these
04:10 15 are Inspector Roberts' words to the Supreme Court,
16 his recollection of what you told him, and does
17 that sound accurate as to what you would have told
18 him that day?

19 A Some of it.

04:11 20 Q Some of it?

21 A Yes.

22 Q Let's just go through with it here:

23 "... stopped somebody to ask directions
24 ...",

04:11 25 is that something that -- I think you have told



1 us that that happened; correct?

2 A Yes.

3 Q And the car got stuck?

4 A And Nichol being agitated, no.

04:11 5 Q I'm sorry, this --

6 A The part where Nichol was getting agitated.

7 Q Yes?

8 A No.

9 Q When you say "no" what do you mean by "no"?

04:11 10 A I wouldn't have said that.

11 Q If you can scroll down, please:

12 "Q In this process do you recall him
13 verbalizing these things to you, or are
14 you suggesting them to him?

15 A Oh, no, I didn't know anything about
16 the girl being agitated or anything
17 else. I never knew anything about
18 that. No, this came from him.

19 Q So, what you are telling us --

20 A That was all, and he didn't know
21 anything else about it. They drove
22 away from there, or they got pushed,
23 or pulled or something. They got out
24 of there, anyhow, and they went to
25 visit somebody, as I understand it, at



1 that time. Now, that was what he told
2 before the test?"

3 Does that sound accurate, Mr. Wilson, as to what
4 you would have told Inspector Roberts?

04:12 5 A That sounds accurate, yes.

6 Q So it says here that:

7 "... he didn't know anything else about
8 it."

9 Is that correct?

04:12 10 A That's correct.

11 Q If you could scroll down to the bottom, please,
12 and:

13 "A As I say, I took him through and asked
14 him to relay to me what he remembered of
15 this particular night.

16 Q You have told us that.

17 A And that's exactly what he told me.

18 Now, of course, I would
19 probably say to him, "Now, are you
20 quite sure? Did Milgaard say anything
21 to you? Did Nichol?" I'm not saying
22 that I remember saying this, I'm
23 saying that I would probably ask
24 him.

25 Q That would be your practice?



1 A That would be my practice, yes, to do
2 so."

3 Do you recall the pre-polygraph discussions with
4 Inspector Roberts at all, whether he asked you
04:13 5 questions --

6 A No I don't. No I don't.

7 Q Carrying on, if you could scroll down, please, it
8 says:

9 "Q Go on?

10 A Of course, he did not admit to
11 anything, or of seeing anything. Now,
12 that was when I asked him then, again,
13 "Would you volunteer for a polygraph
14 test?", and he agreed to it. I said,
15 "Fine, then, we will make up some
16 questions."

17 Now, I had previously been
18 told by Superintendent Wood that he
19 did not believe that Wilson had
20 anything to do with the actual murder
21 of Gail Miller. In other words, at
22 the most, he would be a witness and
23 the girl would be a witness."

24 If I can just stop there; do you recall those
04:14 25 questions being asked of you on May 23rd, 1969?



1 A No.

2 Q How about from any other police officer at the
3 time?

4 A No.

04:14 5 Q Is -- you don't -- is it possible it happened and
6 you don't recall?

7 A No, it didn't happen.

8 Q And how are you able to say that?

9 A Because it was never said, well, nobody ever told
04:14 10 me I might be a witness to it.

11 Q Question at the bottom:

12 "Q So, you weren't approaching Mr. Wilson
13 as a --

14 A No, sir. Not as a suspect in the
15 murder case. No, sir. As a
16 witness.

17 Q Go on, please?

18 A I told him so. I said, ..."

19 Or, actually, let me pause there. Mr. Roberts is
04:14 20 saying:

21 "I told him so.",
22 that you weren't a suspect, so you dispute what
23 Inspector Roberts says?

24 A Yes I do.

04:14 25 Q Roberts says:



1 "I said, "I think you know more than
2 you're telling me." I remember saying
3 that to him. He said no, that's all he
4 knew."

04:15 5 Do you recall a discussion of that nature with
6 Inspector Roberts?

7 A It could have happened.

8 Q You don't have any recollection?

9 A No.

10 Q So:

11 "Then I asked him if he would take a
12 polygraph test and he said yes.

13 Now, as far as I can recall --
14 and I would normally do this, because
15 you are trying to find the person who
16 did do the murder -- I ran what was
17 known as a SKY test. S-K-Y. The reason
18 for it being called that is, one of the
19 questions you would ask is: Do you
20 suspect anyone of committing this
21 murder, or murdering Gail Miller,
22 whichever question I used at that time.
23 The next one would be: Do you know for
24 sure who killed Gail Miller, or who
25 committed this crime? The last one,



1 with the Y in it: Did you commit this
2 crime, or did you kill Gail Miller?

3 He agreed to all those
4 questions, and he perfectly understood
04:15 5 them."

6 If you could just go back to the previous page
7 for a moment, please. Do you remember any
8 discussion about the SKY test, the S for suspect,
9 K for know, and Y for you?

04:16 10 A Umm, no discussion about it, no.

11 Q These questions, do they sound familiar:

12 "Do you suspect anyone of committing
13 this murder ..."

14 A They --

15 Q Sorry?

16 A They sound familiar, yes.

17 Q "Do you know for sure who killed Gail
18 Miller, or who committed this crime?"

19 and:

20 "Did you commit this crime, or did you
21 kill Gail Miller?"

22 A Yes.

23 Q So are those questions that you recall being asked
24 of you, or similar to that?

04:16 25 A Similar to that, yes.



1 Q Next page, please, and Roberts says:

2 "Q Do I understand you to say that you --
3 how do you do this? Do you write
4 questions down and then show them to
5 him, or how was it done?

6 A I had a form with this test on it --
7 the SKY -- interspersed between, for
8 instance, "Is your name Ron Wilson?
9 Do you live in Saskatoon?", and so on,
04:16 10 in between these questions."

11 And do you remember that, Mr. Wilson?

12 A Those were asked of me while I was on the
13 polygraph, yes.

14 Q "Is your name Ron Wilson? Do you live
04:17 15 in Saskatoon?"

16 A Yes.

17 Q It carries on:

18 "Q All right. But this is all written down
19 on a piece of paper?

20 A Oh, yes.

21 Q Mr. Wilson went through these questions
22 ahead of time with you?

23 A Yes, sir, and he was allowed to read
24 them."

04:17 25 Do you recall that?



1 A No I don't:

2 "Q Take us through the procedure, then,
3 please. What's the next step? Do I
4 understand you correctly? You had your
5 interview, you then prepared the
6 questions, based on this SKY acronym, is
7 that right.

8 A "...,"

9 And I think if we call up 121874 it's a better
04:17 10 copy than this, Mr. Commissioner, and:

11 "A Yes.

12 Q Okay, and then what happens next?

13 A I would put the instruments on. I
14 would ask him to sit down, put the
15 pneumograph on him, the GSR
16 electrodes, and the blood-pressure
17 cuff. Then I would tell him, "I'm
18 going to begin the test now", and
19 start the instrument. Then you would
20 see the pen lines on the graph, and
21 then you would start questioning."

22 Do you remember seeing pen lines on a graph, Mr.
23 Wilson?

24 A Yes I do.

04:18 25 Q "Q Did you put those kinds of questions to



1 him that you have indicated previously.

2 A Yes, sir, and they are marked so on
3 the graph as you ask the question.

4 The exact moment that you ask the last
5 syllable of the question you mark it."

6 Do you recall seeing any marks on the graphs or
7 being shown the graphs or the pen lines?

8 A No, I never saw it, it was always behind me.

9 Q Okay.

04:18 10 "Q Do you recall the results of the testing
11 process at that point.

12 A Yes, I recall that I was not satisfied
13 that he was telling the truth. In
14 other words, that he was being
15 deceptive, because I did get a
16 response on, "Do you suspect?", and
17 "Do you know?"

18 Q What response did you get?

19 A Well, I got a response in the
20 breathing, a response in the GSR and a
21 response in the cardio.

22 Q I guess my question to you is: Do you
23 recall how he answered those questions?
24 What was his answer?

25 A "No."



1 Q And from the responses in the machine,
2 what did you conclude?

3 A That he was being deceptive.

4 Q All right. Was he being deceptive when
5 he was asked if he was the one who did
6 it?

7 A Oh, no. No. I'm sorry, on just the
8 two, suspect and --

9 Q The S and the K, but not the Y?

10 A That's right."

11 Pause there. What Mr. Roberts has said here is
12 that he asked you the question the S and the K,
13 "Do you suspect who killed Gail Miller?", and,
14 "Do you know who killed Gail Miller?", that you
04:20 15 answered "no" to both those questions, and that
16 Roberts interpreted the polygraph to say that you
17 were being deceptive or lying on those questions;
18 does that sound familiar?

19 A Yes.

04:20 20 MR. HODSON: I'm wondering,
21 Mr. Commissioner, this might be a good point to
22 break.

23 COMMISSIONER MacCALLUM: 10:00 tomorrow
24 morning then.

04:20 25 *(Adjourned at 4:20 p.m.)*



OFFICIAL QUEEN'S BENCH COURT REPORTERS' CERTIFICATES:

We, Karen Hinz, CSR, and Donald G. Meyer, RPR, CSR,
Official Queen's Bench Court Reporters for the Province of
Saskatchewan, hereby certify that the foregoing pages
contain a true and correct transcription of our shorthand
notes taken herein to the best of our knowledge, skill,
and ability.

_____, CSR

Karen Hinz, CSR

Official Queen's Bench Court Reporter

_____, RPR, CSR

Donald G. Meyer, RPR, CSR

Official Queen's Bench Court Reporter



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