

Accused: Richard KAULBACK (31Jan1965)

Charges: Sexual Assault CCC 271
Assault CCC 266
Assault with a Weapon CCC 267(a)
Breach Probation CCC 733.1(1) - x3

Off Date:

Criminal History:

The accused is currently bound by a Probation Order issued on 7May2007 by Justice WHETUNG in Ontario Court of Justice: Peterborough. The Probation Order stems from convictions for Possession of Property Obtained by Crime Over \$5000 (x2), Uttering Threats, Dangerous Operation of a Motor Vehicle and Assault (x2). One of the conditions of that Probation Order is to Keep the Peace and Be of Good Behaviour.

He has been "wanted" by Truro Nova Scotia Police since 09Sep2004 for Theft of Motor Vehicle, Breach of Probation, Arson: Damage to Property and Breaking and Entering with intent.

His criminal record spans from 1986 to 2007 with numerous entries (see CNI).

History to the Offence(s):

The accused has been in a common-law relationship with Grace RANSOME on and off for a period of three years. The accused has only been residing with RANSOME for the past three months; however, he has regularly left personal belongings at her residence throughout their relationship. The couple has no children together, and has no children residing at their address.

RANSOME reports that the accused consumes alcohol and marihuana on a regular basis and is verbally abusive to her. She reports him as being extremely jealous when she speaks with other men, to the point that he now monitors who she spends time with. There have been a number of non-reported domestic occurrences between the couple since they have resided together in the City of Peterborough.

SYNOPSIS OF EVENTS

COUNTS 1&2: SEXUAL ASSAULT, BREACH OF PROBATION

On or about 02Aug2008, Grace RANSOME and the accused were spending the night at the accused's trailer located at 376 Carolyn St (River Bend Marina) in Cavan Monaghan Township. The couple had been consuming alcohol throughout the evening. The accused became jealous of RANSOME speaking with another male and demanded she come inside his trailer and sit with him away from the others. He then told her to cover up the low-cut shirt she was wearing. The couple continued to argue throughout the evening and upon going to bed, the accused wanted to have sexual intercourse with RANSOME. RANSOME became upset and asked the accused if he even respected her. The accused grabbed her arm, held it and told her to "stop it". He asked her repeatedly to take off her shorts. When she refused, he started pulling her shorts down, while continuing to ask her to take them off. Eventually, he was able to remove her shorts. RANSOME is unsure whether or not she was wearing any other articles of clothing at the time. The accused then laid behind RANSOME on the bed and completed the act of vaginal intercourse. During this, RANSOME was crying. She repeatedly told the accused 'no' and to stop. After the act was complete, the couple slept overnight at the trailer.

COUNTS 3-6: ASSAULT, FORCIBLE CONFINEMENT, ASSAULT WITH A WEAPON and BREACH OF PROBATION (X2)

On or about 23Aug2008, Grace RANSOME and the accused were again spending the evening at the accused's trailer located at 376 Carolyn Drive (River Bend Marina) in Cavan Monaghan Township. They attended the cottage at around 1:00pm with several of the accused's friends. All were consuming alcohol throughout the afternoon.

At one point in the afternoon, RANSOME and a male by the name of 'Eddie' went out on the river for a ride in the paddle-boat. They were gone for approximately forty-five minutes, and upon arrival back, RANSOME drove several people home, returning to the trailer at approximately 1930hrs. Upon arrival back, RANSOME went inside the trailer and started cooking some hamburgers. She then went outside to talk to people around their site. Upon coming back in the trailer, the accused was visibly angry and asked RANSOME if she was trying to burn the trailer down. She told him that she had just left for a few minutes and to avoid an argument, attempted to leave the trailer. The accused slammed the trailer door shut and pushed her against the door, refusing to let her out. After approximately three minutes, the accused told her to get out of the trailer and opened the door.

RANSOME was terrified and ran away from the trailer site. RANSOME was unable to operate her vehicle due to alcohol consumption and chose to hide behind a tree where she remained for several hours. Around 9:00pm, she ran into a male at the campsite who she knew and asked if he would walk her home. She instructed the male not to tell the accused where she was and told him to meet her in ten minutes. At approximately 9:10pm, RANSOME started walking towards her car. The accused saw her walking and began yelling at her asking her where she had been, he was calling her a "goof", and a "slut". Realizing he was walking towards her, RANSOME became afraid and starting walking away. The accused then grabbed RANSOME by the hair and pulled her back. He told her to 'shut up' and 'be quiet' because someone had already called the cops. The accused let go of Ransom's hair and she again tried to walk away. It was at this point that the accused clenched his fist and held it in the air towards RANSOME. Believing she was going to be struck, RANSOME held up her purse in attempts to block the strike. The accused did not strike her at this time, but told her that he should have.

RANSOME then began walking towards the trailer, the accused tried to pull her down on several occasions advising her that he didn't want the cops to see them. Upon arriving back at the trailer, the accused was verbally abusive with RANSOME while sitting around the fire again calling her a "goof", "a bitch" and "a slut". At approximately 11:00pm, the couple decided to go to bed and entered the trailer. The accused began asking RANSOME to have sex with him. When he realized that RANSOME had no intention of having intercourse with him, he threw an empty beer bottle at her, striking her in her left jaw. This left a small bruise that did not require medical attention.

RANSOME advises that the people at the trailer during these incidents are unknown to her as they are friends of the accused. She does not know their last names or have any means to contact them.

On 24Aug2008, RANSOME left her residence and sought assistance with a Women's Shelter in the Peterborough area. After receiving emotional support, she spoke with both PC Moran and also an officer with the Peterborough Lakefield Community Police regarding several other incidents within their jurisdiction.

Once located KAULBACK to be held for bail.

ACCUSED: RICHARD KAULBACK (65/01/31)

CO - ACCUSED: ROBERT DOUGLAS BROWN (70/06/28)

OIC: MARK LAFRANCE #11873

CHARGE # 1: POSSESSION OF PROPERTY OBTAINED BY CRIME

SECTION 354(1) OF THE CRIMINAL CODE OF CANADA

SYNOPSIS

The accused is Richard Kaulback, 41 – years of age, with a known address of 273 Park Street N., Peterborough, Ontario. Kaulback has also been known to previously live at 1249 Hiawatha Line, Otonabee – South Monaghan Township.

The co-accused is Robert Douglas Brown, 36 – years of age, with a known address of 1504 Webster Road, Douro Dummer Township, Peterborough County.

On Tuesday December 19th, 2006 Peterborough County O.P.P investigated the theft of two snowmobiles and a snowmobile trailer.

According to the complainant, Margaret Knight, the snowmobiles and trailer were parked for sale on a lot located at #3584 Highway #7 in Asphodel – Norwood Township, “# 7 Auto Mart”. Constable Hanna arrived at the complainant’s, business, #3584 Highway #7, and discovered that unknown persons had physically moved one of the sale vehicles away from the west edge of the access gate and had then entered the compound. Once inside the lot the suspect(s) made their way to the west edge of the lot where a snow machine trailer and two Skidoo’s were chained to a tree. The suspect(s) cut the chain and towed the snow machine trailer with the two Skidoo’s from the lot.

The complainant told Constable Hanna that on Monday December 18th, at 5:00 p.m. she had locked the gates to the compound and left. The complainant then returned the following day and discovered that the trailer and the two Skidoo's were taken.

The two snowmobiles were described as a 2003 Skidoo Touring Model, maroon in colour, bearing Licence Plate # 916194 (VIN#2BP5243813V000053) *valued at approximately* \$6000.00. The second snow machine is a 2002 Skidoo Touring Model, black in colour, bearing Licence Plate # 911091 (VIN#2BP52071X2V000024) *valued at approximately* \$5000.00. The two snow machines were on a aluminum Double Skidoo Trailer "Triton", bearing Licence Plate #V16755, valued at approximately \$1500.00. There were no suspects at this time.

On Wednesday December 20th, 2006 the complainant, David Ambler, 30 - years of age, of # 571 Belmont 7th Line, Belmont – Havelock - Methuen Township had called the Ontario Provincial Police to report that he had located 2 snow machines on a trailer on his and his co-inhabitant’s, Kenneth Edwards, property at 12:50 p.m., hidden under a tarp.

Uniformed O.P.P Constable Syvret was dispatched to attend # 571 Belmont 7th Line, Belmont-Havelock-Methuen Township. Constable Syvret arrived at the complainant’s residence at 1:25p.m. and had located a trailer with two snow machines under an old red tarp, approximately 150 meters east of the complainant’s

residence. The snow machines were determined to be the snow machines that were reported stolen from #3584 Highway #7 the previous day. The only access to this location is by a driveway and a closed gate on the complainant's property. The two snow machines were chained to the trailer and were undamaged. Edwards told the officer that he observed what he believed was a haystack on the back of his property, approximately 150 meters east of his residence. Edwards went on to say that he knew he did not have a haystack in that location and he then sent his tenant, David Ambler, to investigate. When Ambler went to investigate, Ambler found it to be a snowmobile trailer (Licence Plate V16755) with two snow machines. At this time Ambler called the police for Edwards.

Edwards denied any knowledge of how the snow machines got onto his property, as did Ambler. Edwards said that he was away at his girlfriend's residence over the weekend and did not return until Monday December 19th. Officers then recovered the two snow machines and trailer.

On Saturday December 23rd, 2006 uniformed O.P.P. Constable's LaFrance and Thompson were dispatched to attend # 574 of the 7th Line of Belmont in Havelock-Belmont- Methuen Township for the purpose of investigating a neighbour dispute. The complainant, Raymond Chard, 53 – years of age, of # 574 of the 7th Line of Belmont, had called the Ontario Provincial Police to report that his neighbour at # 571 the 7th Line of Belmont, Kenneth Edwards, 66 – years of age, frequently hosts noisy parties. Based on the report received, Constable's LaFrance and Thompson believed they were attending a noisy party. The O.P.P. officers arrived at the complainant's home, # 574 the 7th Line of Belmont at 7:53 p.m. and were greeted by the complainant Raymond Chard.

Raymond Chard told the officers that his neighbour, Kenneth Edwards, has been assaulted. Chard called for a David Ambler to come forward and speak with the officers. David Ambler of # 571 of the 7th Line of Belmont was in attendance at Chard's residence and did step forward to speak with the officers. David Ambler told Constable LaFrance the man across the street, Ken Edwards, had been assaulted tonight by Dougie Brown and another person with the first name of Rick (last name was not known by David Ambler). David Ambler went on to tell Constable LaFrance that he lived at # 571 of the 7th Line of Belmont with Ken Edwards.

David Ambler said that Ken Edwards was assaulted around 5:45p.m. this afternoon (December 23rd). Ambler described Ken Edwards as having received a cut to his head. According to Ambler, there had been a dispute involving himself, Ken Edwards, Dougie Brown and the person known as Rick, over some snowmobiles on the property of # 571 The 7th Line of Belmont. Although Ambler was not present at the time of the incident he told the officers that the two men, who had assaulted Ken Edwards, were also looking for him as well. The officers, accompanied by David Ambler crossed the road to Ken Edwards's residence. They arrived at the residence at 8:06 p.m. at which time Constable LaFrance noticed that Ken Edwards had

a swollen left cheek and there was apparent dried blood on his left cheek as well. There was a small cut in the area of his left eyebrow. The officer offered medical services for Ken Edwards however Edwards declined the offer for assistance. Constable LaFrance continued to have conversation with Ken Edwards and noted that Edwards showed signs of alcohol consumption. Edwards had a strong odour of an alcoholic beverage on his breath, his speech was slurred, he appeared unsteady on his feet, and supported himself against the kitchen countertop.

Constable LaFrance asked Ken Edwards what happened to cause Edwards' facial injuries. Ken Edwards responded that "Dougie Brown and Rick Kaulback had come into his house and while he was sitting on his chair, they hit him."

At this stage of the investigation Ken Edwards explained in more detail the allegation of assault upon him by the suspects. Edwards said he was sitting on the kitchen chair of his residence around 5:45 p.m. when Rick Kaulback and Dougie Brown both walked into his residence unannounced and uninvited. According to Ken Edwards, as he sat quietly in the kitchen, the two intruders did not appear to notice him seated in the kitchen. The room is very poorly lit, which may explain why the intruders did not notice Edwards. One of the two intruders went downstairs and the other looked around the main level. Ken Edwards remained quietly seated. As the two men were leaving the residence via the same kitchen door they had entered, Richard Kaulback noticed Ken Edwards seated on the chair. Kaulback questioned Ken Edwards about the location of two snowmobiles. Ken Edwards responded that he did not know. According to Ken Edwards, Richard Kaulback physically struck him on the side of the head, which caused him to fall to the floor. Once on the floor, Ken Edwards alleged that Dougie Brown kicked him three or four times in the middle to upper area of his torso. Ken Edwards told Constable LaFrance that Rick Kaulback had also threatened him, by saying "if you open your mouth, I'll kill you."

Ken Edwards told Constable LaFrance that he believes the two men, Brown and Kaulback, were referring to the stolen snowmobiles recently recovered from his property by Police.

At this stage of the investigation, Constable LaFrance felt it prudent to take a statement from Ken Edwards on the following day when he was sober. The officer told Edwards he would take a statement on December 24th. Edwards agreed to the officer's suggestion.

On Sunday December 24th, 2006 Kenneth Edwards attended the Peterborough County Detachment for a video statement with Constable Hanna. The statement Edwards provided encompassed information regarding the assault that took place the previous night. In the statement Edwards provided information regarding the theft of two snow machines. Edwards told Hanna that Richard Kaulback and Dougie Brown had entered his residence unannounced and uninvited and assaulted him. When Edwards asked Kaulback and Brown what this was about, they said this was about the snowmobiles. Edwards said that he did not know what they were talking about at which time he was assaulted again. Kaulback and Brown said what the hell are you doing, shut up or we are going to kill you. Edwards further told Hanna about the events that

took place on Wednesday December 20th, when they found two snowmobiles and the trailer on his property. Edwards repeatedly said they just wanted to know about these snowmobiles.

On Sunday December 24th, 2006 David Ambler attended the Peterborough County Detachment for a video statement. Ambler said that he is here because Richard Kaulback and Dougie Brown were after him last night, apparently wanting to kill him. This is over the stolen snowmobiles that he had reported on Wednesday (December 20th, 2006). Ambler said, "It is obviously them who stole the snow machines". They were there the same night, Kaulback and Brown; they were there Monday Night (December 18th). Ambler said he had suspicion that they stole the snow machines. Kaulback and Brown were looking for him because of the snow machines he had reported on Wednesday.

On Tuesday January 9th, 2007 Robert Brown was arrested for Assault and Unlawfully in a Dwelling House in reference to the above. Brown was taken to the Peterborough County Detachment and held in custody. At 1:50 pm Brown agreed to provide a video statement regarding the Possession of Stolen Property. Brown said that Kaulback had asked him to help him move some snowmobiles. Kaulback had told Brown that the snowmobiles were in a field down by Keene. Brown describes each of the snowmobiles as newer style snow machines, which were on a trailer. Brown and Kaulback went and picked them up using Kaulback's GMC Jimmy 4X4 and had brought them to Ken Edwards place located on the 7th Line of Belmont. Kaulback told Brown he had bought them from someone and at no time was he ever aware that the snowmobiles were stolen. They dropped the trailer and snowmobiles off in a field behind some trees at Edwards's residence. They had dropped them off after dark, at approximately 10:00 p.m.

Constable MacArthur confronted Brown with the following: Brown was informed he was being investigated for possession of stolen snowmobiles. Brown was asked by Constable MacArthur to give a statement regarding this incident. Brown subsequently gave the above statement. At no time was Constable MacArthur specific about what snowmobiles or who else was involved. When Brown was asked how he knew which snowmobiles MacArthur was talking about Brown responded saying when MacArthur said "Theft" and "snowmobiles" he figured it was the ones Rick had, although Brown previously stated he had no idea they were stolen at any time. Brown offered no further information.

A Summons was requested for the accused and co-accused.

R vs Richard Kaulback

The accused is Richard Kaulback, 41 – years of age, with a known address of 273 Park Street N., Peterborough, Ontario. Kaulback has also been known to previously live at 1249 Hiawatha Line, Otonabee – South Monaghan Township.

Primarily, the investigating officers are OPP Constables Mark LaFrance and Mark McDermott, both of the Peterborough County O.P.P. Detachment. Other assisting officers involved in the investigation are Sergeant Peter Butorac, Constable Paul Crowder, Constable Scott Thompson, Constable Corey Briscoe, Constable Yves Piette, Constable Shawn O'Neill, as well as Scenes of Crime Officer (S.O.C.O.) Constable Michael Downs, and Constable Donald Shearer of the Canine Unit.

This Crown Brief Synopsis contains the circumstances of Saturday December 23rd 2006, as they unfolded, that lead to the commencement of an investigation that initially was a complaint of a neighbor dispute, but soon thereafter evolved into criminal allegations involving physical assaults, threats, and serious criminal driving offences. The allegations the accused Richard Kaulback is facing began to unfold on Saturday, December 23rd at approximately 6:35 p.m.

Uniformed O.P.P. Constables Mark LaFrance and Scott Thompson were dispatched to attend # 574 of the 7th Line of Havelock-Belmont-Methuen Township for the purpose of investigating a neighbor dispute. Both Constables LaFrance and Thompson were physically at the Peterborough County Detachment when notified of the call for service. The complainant, Raymond Chard, 53 – years of age, of # 574 of the 7th Line of Belmont, had called the Ontario Provincial Police to report that his neighbor at # 571 the 7th Line Belmont, Kenneth Edwards, 66 – years of age, frequently hosts noisy parties. Based on the report received, Constables LaFrance and Thompson believed they were attending a noisy party.

The O.P.P. officers arrived at the complainant's home, # 574 the 7th Line at 7:53 p.m. and were greeted by the complainant Raymond Chard in what appeared to be the entrance to a basement apartment. In addition to Raymond Chard, several unknown persons occupied the lower level of this bungalow. In the opinion of the responding officers, the complainant Raymond Chard had been drinking alcoholic beverages and was clearly under the influence of such beverages. Chard's speech was slurred and he also appeared unsteady on his feet. The odour of alcoholic beverages was present in the doorway. Raymond Chard told the officers that his neighbour, Kenneth Edwards, has been assaulted. Chard called for a David Ambler to come forward and speak with the officers. David Ambler, 30 – years of age, of # 571 of the 7th Line of Belmont, was in attendance at Chard's residence and did step forward to speak with the officers. Like Raymond Chard, David Ambler had also been drinking alcoholic beverages. There was strong odour of alcohol on his breath.

David Ambler told Constable LaFrance the man across the street, Ken Edwards, had been assaulted tonight by Dougie Brown and another person with the first name of Rick (last name was not known by David Ambler). David Ambler went on to tell Constable LaFrance that he lived at # 571 of the 7th Line Belmont with Ken Edwards, and that he and Ken Edwards shared this bungalow.

David Ambler said that Ken Edwards was assaulted around 5:45 p.m. this afternoon (December 23rd). Ambler described Ken Edwards as having received a cut to his head. According to David Ambler, there had been a dispute involving himself, Ken Edwards, Dougie Brown and the person known as Rick, over some snowmobiles on the property of # 571 7th Line Belmont. David Ambler told the officers that the two men, who had assaulted Ken Edwards, were also looking for him as well. Ambler then escorted the officers, LaFrance and Thompson, across the road to the residence he shared with Ken Edwards. As the officers walked towards the Ambler/Edwards residence, Constable LaFrance asked David Ambler if there were any firearms in the home. David Ambler replied that "no, there were not."

The officers, accompanied by David Ambler, arrived at the residence at 8:06 p.m. and with Ambler's permission entered the residence via a side door. As the officers entered the home, they found themselves located in the kitchen. From their position in the kitchen, the officers saw a man enter a room, later found to be a washroom. The man closed the door, just momentarily, and then opened the door and stepped back into the body of the kitchen. The man identified himself as Ken Edwards. Constable LaFrance noticed that Ken Edwards had a swollen left cheek and there was apparent dried blood on his left cheek as well. There was a small cut in the area of his left eyebrow. The officer offered medical services for Ken Edwards however Edwards declined the offer for assistance. Constable LaFrance continued to have conversation with Ken Edwards and noted that Edwards showed signs of alcohol consumption. Edwards had a strong odour of an alcoholic beverage on his breath, his speech was slurred, he appeared unsteady on his feet, and supported himself against the kitchen counter top.

Constable LaFrance asked Ken Edwards what happened to cause Edwards' facial injuries. Ken Edwards responded that "Dougie Brown and Rick Kaulbach had come into his house and while he was sitting on his chair, they hit him."

Ken Edwards, while explaining to Constable LaFrance what happened, was pointing at a wooden kitchen chair in an upright position located near the door. Constable LaFrance stepped slightly towards the chair and noticed an apparent blood stain on the plywood sub-floor beside the chair. Constable LaFrance found it difficult to converse with Ken Edwards because David Ambler kept interrupting the conversation. Therefore, Constable Thompson took David Ambler aside and had him seated at the kitchen table. Ken Edwards had Constable LaFrance step closer to the washroom, the only other lit room in the area of the kitchen. Edwards went to shut the washroom door and Constable LaFrance's attention was immediately drawn to a firearm located leaning against the wall behind the washroom door. Constable LaFrance first identified the firearm was a single-shot shotgun and there was no trigger lock on the trigger guard. The officer immediately took physical possession of the gun, and directed Ken Edwards to be seated in the kitchen. Constable LaFrance opened breach and located a live Winchester, 12-gauge, one-ounce slug in the barrel's firing chamber. The firearm clearly was not stored safely and was seized. When requested to produce the proper documentation for the firearm, Ken Edwards told Constables LaFrance and Thompson that he did not have a Possession Licence for this firearm, nor any other firearm. A check with the Canadian Firearms Registration Office confirmed that Ken Edwards was not the holder of a firearm's Possession Only, nor a firearm's Possession and Acquisition Licence. Ken Edwards was asked for a Registration Certificate in relation to the firearm, and he was unable to produce such a document. Ken Edwards told the officers he uses the gun on the farm, implying small animal control. However, when asked why the gun was out, meaning loaded and located behind the washroom door, Ken Edwards replied, "to protect himself". Constable LaFrance secured the firearm in the trunk of his cruiser, and having done so, continued on with the investigation of the allegation of assault on Ken Edwards by suspects identified as Dougie Brown and Rick Kaulback. At this stage of the investigation Ken Edwards explained in more detail the allegation of assault upon himself by the suspects. Edwards said he was sitting on the kitchen chair of his residence around 5:45 p.m. when Rick Kaulback and Dougie Brown both walked into his residence unannounced and uninvited. According to Ken Edwards, as he sat quietly in the kitchen, the two intruders did not appear to notice him seated in the kitchen. The room is very poorly lit, which may explain why the intruders did not notice Edwards. One of the two intruders went downstairs and the other looked around the main level. Ken Edwards remained quietly seated. As the two men were leaving the residence via the same kitchen door they had entered, Richard Kaulback noticed Ken Edwards seated on the chair. Kaulback questioned Ken Edwards about the whereabouts of two snowmobiles. Ken Edwards responded that he did not know. According to Ken Edwards, this is when he fell to the kitchen floor after being physically struck on the side of the head by Richard Kaulback. Once on the floor, Ken Edwards alleged that Dougie Brown kicked him three or four times in the middle to upper area of his torso. Ken Edwards told Constable LaFrance that Rick Kaulback also threatened Edwards, in that Kaulback is alleged to have said "if you open your mouth, I'll kill you."

Ken Edwards told Constable LaFrance that he believes the two men, Brown and Kaulback, were referring to stolen snowmobiles recently removed from his property by Police.

At this stage of the investigation, Constable LaFrance felt it prudent to take a statement from Ken Edwards but when Edwards was sober. The officer told Edwards he would take a statement on December 24th. Edwards agreed to the officer's suggestion.

In the meantime, Ken Edwards indicated to the officer that he would stay the night at his girlfriend's home. David Ambler indicated he was going to stay at the home of an acquaintance. Ambler was concerned for his safety as well because he was of the opinion that Dougie Brown and Rick Kaulback were looking for him.

Satisfied that both Ken Edwards and David Ambler would be safe for the night, away from their usual residences. Before leaving, David Ambler provided Constable LaFrance with a motor vehicle description, complete with a licence plate number, of a motor vehicle possibly being driven by Richard Kaulback. That description was a blue Chevy Blazer bearing licence plate AKYH – 177.

Constable LaFrance and Thompson left the 7th Line of Belmont at 9:19 p.m. and went to the Community Police Office in Havelock where they met Constable Mark McDermott at 9:22 p.m.

Constables LaFrance and Thompson briefed Constable McDermott on the allegations made by Ken Edwards, involving the Dougie Brown and Richard Kaulback.

Utilizing local files, the investigating officers learned of the physical description of both of the two suspects, and also the registered owner of the licence plate number provided was determined. Grace Ransome of 278 Park Street N., Peterborough, owned the motor vehicle that possibly might be operated by Kaulback.

As Constables LaFrance, Thompson and McDermott were discussing the allegations at 10:44 p.m. when the officers were dispatched to # 14 Mary Street in Havelock, the home of Beverly Brockwell, 20 – years of age. According to the Police Dispatcher Beverly Brockwell was reporting an unwanted person at her residence. That unwanted person's name was "Rick" and that he threatened her. The officers arrived at 10:48 p.m. and conversed with the complainant Beverly Brockwell.

According to Brockwell, Richard Kaulback had attended her residence and he said that he had just been at Ken's house. Kaulback raised his fist to my face and said "you know what these are for don't you?" Beverly Brockwell told Constable LaFrance that Richard Kaulback said "I'll kill them both and hang them in your doorway. If anybody calls the cops I will kill them and come for you too." Beverly Brockwell believed Richard Kaulback to be referring to Ken Edwards and David Ambler. In a written statement later obtained from Beverly Brockwell at 2:05 a.m., Sunday December 24th Brockwell said that Richard Kaulback and Dougie Brown were at her residence at about 6 p.m. earlier in the evening of Saturday December 23. Both pushed there way through the door into her residence looking for David Ambler. Brockwell told Brown and Kaulback that David Ambler was not here. During the 6 p.m. intrusion into her home, Brockwell alleges in her statement that Richard Kaulback told her that they had just went to see Ken (Edwards) and that they beat him up. Richard Kaulback wanted Brockwell to pass a message along to Dave Ambler that he was a "dead man walking" and they left. Beverly Brockwell described Richard Kaulback as wearing a burgundy coloured sweater, blue jeans and black leather gloves. Brockwell decided to stay in her home, as she has three children, and her mother came over to spend the night with her. The officers departed Brockwell's home at 10:58 p.m., in hopes of locating Richard Kaulback who might possibly still be in the area.

Simultaneous with Constable LaFrance's departure from the Brockwell residence, Constable McDermott received yet another call for service involving Richard Kaulback. Constable LaFrance also responded to this call at # 30 Ottawa Street, Havelock, in regard to an allegation of assault. Constable McDermott arrived at #30 Ottawa Street at 10:59 p.m. where the complainant, George Timmons, 61 years of age, was in a telephone booth talking on the telephone. Constable McDermott approached George Timmons in the telephone booth and conversed. According to George Timmons, Richard Kaulback had assaulted him earlier in the evening. Constable LaFrance and Constable Thompson arrived to take a statement from Timmons, while Constable McDermott left to search for Kaulback's vehicle.

In a written statement later obtained at 1:46 a.m., Sunday December 24th Timmons said he was with Kaulback at an unknown residence earlier in the evening. While at the residence Timmons had a disagreement with one the occupant's and had decided to leave and wait in Kaulbacks vehicle. Kaulback went outside, opened the vehicle door and punched Timmons about the head and face. Two other male's unknown to Timmons had come out of the residence, got in the vehicle with Kaulback and Timmons and the four left. Once they left, the unknown men assaulted Timmons until he escaped and made his way to the pay phone where he called police.

At 11:08p.m. Constable McDermott, while patrolling Highway #7 in the Town of Norwood, observed Kaulback's blue Chevrolet Blazer bearing Ontario Licence Plate AKYH 177 heading west bound towards Peterborough. Once behind Kaulback's vehicle, Constable McDermott notified the Provincial Communication Centre and requested a second officer attend before he would attempt to stop the motor vehicle. Constable Crowder responded but was a distance away. While Constable McDermott was following Kaulback, he turned north onto Asphodel 7th Line, then east onto Dummer Asphodel Road and then south onto County Road #40 back into Norwood. The route that Kaulback took was in essence a square that brought him back to where Constable McDermott had originally observed him. During this time Constable McDermott had followed at a distance with no emergency lights activated.

At 11:16pm, when Kaulback approached Victoria Street, a closed roadway in the Town of Norwood, he abruptly turned onto the road, and then off of it onto the front lawn of the house on the west side of the road. At that time, seeing that Kaulback was attempting to elude him, Constable McDermott activated his emergency lights and siren and followed. Kaulback narrowly missed a tree stump on the lawn and proceeded down a steep grade covered with rocks toward Highway #7. Constable McDermott, driving a lower riding vehicle, successfully navigated the terrain, however had started to fall behind Kaulback. Before Constable McDermott lost sight of Kaulback, Constable Crowder came around the corner on Highway #7 and activated his emergency lights and siren. Kaulback did not stop for Constable Crowder either, instead, he fled east on Highway #7 through Norwood at speeds reaching 130km/h. Kaulback swerved back and forth across the entire roadway, to keep Constable Crowder from overtaking him. The suspect apprehension pursuit had reached the east edge of Norwood when Constable McDermott caught up to it. At that time, Kaulback was traveling eastbound in the westbound lane with Constable Crowder behind him. Constable McDermott pulled his police cruiser along passenger side of Kaulback's vehicle, so that the front end of Kaulback's vehicle was near the driver's door of the cruiser. Constable McDermott began to slow and block Kaulback toward the gravel shoulder, when Kaulback locked up his brakes and began rapidly decreasing speed. As Kaulback's vehicle left Constable McDermott's peripheral view, he heard Kaulback's engine rev and then Kaulback intentionally drove the front passenger side corner of his vehicle into the driver's door of Constable McDermott's cruiser. This caused significant damage to the police cruiser. Kaulback then veered into the north ditch, traveled across a driveway, and drove through a page wire fence. Constable McDermott continued to follow Kaulback as he drove north through the field. Kaulback drove through a second fence that was on a steep hill at the north end of the field, before turning east and driving along the slope of the hill. Kaulback then drove through a third fence located at 4648 Highway #7, before his vehicle became entangled in a fourth fence just a few metres away. Kaulback's vehicle stopped facing north, while Constable McDermott stopped approximately 10 metres from Kaulback's vehicle facing east. From that vantage, Constable McDermott observed a male party exit the driver's door of the motor vehicle. The male was just under 6 feet tall, approximately 180-200lbs, was wearing dark blue pants, and a black "Snap On" tools racing jacket with silver and blue trim. The male also had short light brown hair that was long enough that it was visibly moving as he ran away. Although Constable McDermott had never seen Kaulback before, the male driver fit his description.

Kaulback fled on foot to the east over a knoll and into a wooded area before Constable McDermott could apprehend him. Constable McDermott then requested a canine unit be dispatched in order to track Kaulback. The time that request was made was 11:21pm.

At 11:55pm Constable Crowder attended at 4648 Highway 7 to assist in the canine track. Constable O'Neill and Canine handler Constable Shearer arrived a short time later.

At approximately 12:15am the canine track commenced from Kaulback's vehicle eastbound. The track led through a field and onto Highway #7. The track continued through adjoining fields with negative results. Information was received through the Provincial Communications Centre that a female had called a local taxi company looking for the price of a fare from Norwood to Peterborough. From that information, it was believed that Kaulback was still hiding in the Norwood area at the time.

A short time later, Lakefield Taxi accepted a call to attend at Norwood Auto Wreckers at 2488 10th Line Asphodel just south of Highway #7, close to where the pursuit had ended. They were to pick up a male and take him to Park St in Peterborough. The address provided was Kaulback's current residence.

Constable's Crowder and O'Neill met the taxi driver in Norwood and entered the back seats of the van. The officers were going to attend with the taxi and make an arrest as the suspect entered the taxi. However, when the taxi pulled into the lot, no one presented himself or herself to the taxi. A short time later Constable Crowder observed an exterior light on the house next to the business flash on/off and a male was seen at the door. The male exited and was observed wearing the clothing described by P/C McDermott. Constable Crowder observed that the male had on a black "Snap On" jacket and dark blue pants. At 2:15am, as the male approached the taxi, Constables Crowder and O'Neill arrested him. Constable Crowder informed the male that the arrest was for dangerous driving, flights from police and also on the strength of an outstanding warrant held by Peterborough Lakefield Police Service. The suspect identified himself verbally to Constable Crowder as Richard Kaulback. At 2:17am Constable Crowder read the Kaulback his right to counsel and caution. Kaulback indicated he wished to speak with a lawyer but did not know whom at this time. At the time of the arrest, there were two outstanding warrants for Kaulback's arrest. The first warrant, held by Peterborough Lakefield Police Service, was for possession of stolen property and the other in Nova Scotia was for theft of motor vehicle.

Constables Piette and Briscoe attended the scene and transported Kaulback to Peterborough OPP Detachment. At 2:40a.m. Constables Piette and Briscoe arrived to the Peterborough OPP Detachment. Kaulback was searched and lodged into cell #1 at 2:51a.m. At 3:14a.m. Constable Briscoe called duty counsel at the request of Kaulback and left a message. At 3:24a.m. Duty Counsel lawyer D. Paul returned the call. Kaulback was taken from his cell at 3:27a.m. to speak to the lawyer. At 3:38a.m. Kaulback was relodged into cell #1 after he was satisfied with speaking with the lawyer.