



441

INTERNAL CORRESPONDENCE

TO: A/Chief C. Johnston

FROM: Staff Sergeant B. F. Wells

DEPT: Administration

DEPT: Professional Standards Bur.

DATE: April 27, 1994

RE: CITIZEN'S COMPLAINT - DAVID SILMSER
C.C. 94-01

Sir:

As per the requirements of the Ontario Police Services Act, please find enclosed Form 4 - Final Report, relating to the above-noted complaint.

The Professional Standards Bureau has concluded its investigation into the following allegations of misconduct: *-<the unauthorized release of a confidential statement given to police in context of a criminal investigation>*

On December 9, 1992, David Silmsler approached the Cornwall Police Service with allegations that he had been sexually assaulted by a member of the local clergy and a local Probation Officer some twenty years ago.

Constable Heidi Sebalj was assigned to investigate the said complaint and on February 16, 1993, the complainant attended Cornwall Police Headquarters and turned over to Constable Sebalj, an eight page handwritten statement.


On or about September 24, 1993, Constable P. Dunlop requested to be allowed to see the written victim's statement and upon receiving it from Cst. Sebalj, made copies of same. On or about September 25th and 26th, 1993, Constable P. Dunlop discussed this matter with personnel from the Children's Aid Society. On or about September 30, 1993, Constable Dunlop turned over (without authorization), a copy of the victim's statement, thus committing a serious breach of discipline.

450

RE: CITIZEN'S COMPLAINT
DAVID SILMSER

April 27, 1994
Page 2

Please be aware that although the complaint is lodged against Cst. H. Sebalj, there is no evidence to prove that she allowed the victim's statement to be copied and/or authorized the statement to be given to any other agency/person, other than to officers of the Cornwall Police Service.


Staff Sergeant B. F. Wells
Professional Standards Bureau

BFW:dg
Encl.