

E+1

Conviction

Form 35 (Section 570 and 806)

Canada: Province of British Columbia

Police Agency & File No.: 704:16-25379	Court File No.(s): 27178-2 VLC
	244069-2-KC Van Prov
DOB: 24-Nov-1973	Ban 5-11-6-5(1), 6-10-11 Sec. No. Inherent Jurisdiction

Be it remembered that on 10-Nov-2017 at Vancouver
Date City D.O.B. 24-Nov-1973
Name of Accused Patrick Henry Fox

hereinafter called the accused, was tried under Part ☒ XIX or ☐ XXVII of the Criminal Code on the charge that

OFFENCE DATE PLACE OFFENCE DESCRIPTION SECTION/ACT

See attached Indictment

(exhibit A) HBA XX

was convicted of the said offence and the following punishment was imposed upon him, namely,

☒ That the said accused be imprisoned in a place of detention in the Province of British Columbia for the term

of Please see attached Warrant of Committal upon Conviction (exhibit B)

Term

☐ That the said accused forfeit and pay the sum of _____ dollars to be applied according to law and also pay to

Name _____ the sum of _____ Amount

dollars in respect of costs and in default of payment of the said sums ☐ forthwith or ☐ within _____

Fixed time

to be imprisoned in a place of detention in the Province of British Columbia for the term of _____

Term

unless the said sums and the costs and charges of the committal and of conveying the accused to the said prison are sooner paid;

☐ That the said accused be imprisoned in a place of detention in the Province of British Columbia for the term

of _____ and in addition forfeit and pay the sum of _____ dollars to be

Term

Amount

applied according to law and also pay to _____

Name

the sum of _____ dollars in respect of costs and in default of payment of the said sums ☐ forthwith or

Amount

☐ within _____, to be imprisoned in a place of detention in the Province of British

Fixed time

Columbia for the term of _____ (if sentence to be consecutive, state accordingly) unless

Term

the said sums and the costs and charges of the committal and of conveying the accused to the said prison are sooner paid.

Dated July 23, 2019

at Vancouver

British Columbia

H Holmes ACJ

Clerk of the Court

H Holmes, ACJ

On behalf of Judge
or a Justice of the Peace in and for the Province of British Columbia

Convicted

IN THE SUPREME COURT OF BRITISH COLUMBIA
DANS LA COUR SUPRÊME DE LA COLOMBIE-BRITANNIQUE

CANADA,
PROVINCE OF BRITISH COLUMBIA/PROVINCE de la COLOMBIE-BRITANNIQUE,
CITY OF Vancouver /VILLE DE Vancouver.

HER MAJESTY THE QUEEN / SA MAJESTÉ LA REINE

AGAINST / CONTRE

PATRICK HENRY FOX

INDICTMENT / ACTE D'ACCUSATION



Patrick Henry FOX stands charged that / est inculpé de ce qui suit:

Count 1 / Chef 1

Between January 11, 2015 and May 27, 2016, inclusive, at or near Burnaby and Surrey, in the Province of British Columbia, did without lawful authority and knowing that another person was harassed or being reckless as to whether the other person was harassed, engage in conduct that caused that other person, Desiree Capuano, to reasonably fear for her safety or the safety of anyone known to her, contrary to Section 264 of the Criminal Code.

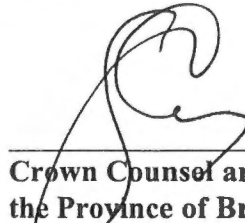
exhibit A (to
certificate of
conviction)
P. 1 of 2
H. Thomas ACT

Count 2 / Chef 2

** May 17, 2016 **
Between May 18, 2016 and June 3, 2016, inclusive, at or near Burnaby, in the Province of British Columbia, being the holder of an authorization or a licence under which he may possess a prohibited firearm, restricted firearm or non-restricted firearm, prohibited weapon, prohibited device, or prohibited ammunition, did possess firearms, at a place indicated on the authorization or licence as being a place where he may not possess it, or at a place other than that indicated on the authorization or licence as being a place where he may possess it, or at a place other than that where it may be possessed under the Firearms Act, contrary to Section 93 (1) of the Criminal Code.

AND AGAINST THE PEACE OF OUR LADY THE QUEEN HER CROWN AND DIGNITY.
ET CONTRE LA PAIX DE NOTRE DAME LA REINE, SA COURONNE ET SA DIGNITÉ

DATED THIS / FAIT LE 14th day of / jour de March, 2017, at the City of
Vancouver / dans la Ville de Vancouver, Province of British Columbia / Province de la Colombie-Britannique.


Crown Counsel and Agent of the Attorney General for
the Province of British Columbia / Procureur de la
Couronne et substitut du Procureur général de la Province
de la Colombie-Britannique

INDICTMENT AMENDED PURSUANT TO
THE ORDER OF THE HONOURABLE
MADAM MR. JUSTICE/JUDGE H. Holmes
MADE ON THE 19th DAY
OF June, 2017
D.I.
COURT CLERK

exhibit A
p 2 of 2
H. Holmes ACS

**Warrant of Committal
Upon Conviction - Form 21**
Canada: Province of British Columbia

Police File No.
704:16-25379

Court File No.
6011:27178-2
VLC
(244069-2-KC) Van

IND

Proceeded: **By Indictment**
D.O.B.: November 24, 1973

Primary Enf. Agency:
Ban - See Attachment

To the **Peace Officers** in the Province of British Columbia and to the **Keeper** of a **Provincial Correctional Centre** (the "place of detention").

Whereas **Patrick Henry Fox** (the "offender") was convicted on **June 28, 2017** before **Supreme Court Judge H Holmes** on the following charge(s) and it was adjudged on **November 10, 2017** that the offender for his/her offences be committed to a place of detention in the Province of British Columbia for the term(s) as specified below:

See a total of 2 Charges on 1 Charges Attachment Page

Such sentences to run:

Jail sentence imposed for Count 1 and 2 is: **20.5 Months**

The Jail Term that would have been imposed before credit granted on Count 1 is: **3 years.**

The Jail Term that would have been imposed before credit granted on Count 2 is: **10 months which is to be served CONSECUTIVELY to Count 1.**

Exhibit B
p1 of 2
H Holmes AG

Accordingly, you are commanded, in Her Majesty's name, to arrest the offender if it is necessary to do so in order to take the offender into custody, and to convey him/her safely to a place of detention and deliver him/her to the keeper thereof. You, the **Keeper**, are commanded to receive the offender into custody in a place of detention and imprison him/her for the term prescribed above, and this is a sufficient warrant for so doing.

Dated / Fait le **November 10, 2017**
at / à **Vancouver**

British Columbia / Colombie-Britannique

H. Dhinjal Date: 2017.11.10
15:46:40 -08'00'

A Clerk of the Court on behalf of / Un greffier du tribunal au nom du The Honourable Mr./ Madam Justice / Monsieur/ Madame le(la) juge H Holmes of the Supreme Court / de la Cour suprême, in and for the Province of British Columbia / dans et pour la province de la Colombie-Britannique

Notes: See attached: ☐ Information(s) ☐ Probation Order ☐ Pre-Sentence Report
☒ Indictment(s) ☐ Conditional Sentence Order ☐ Medical/Psychiatric Documents
☒ Record of Proceedings
☐ Sentence imposed in offender's absence (warrant sent to police)
☒ Other: **Pursuant to Section 743.21 (1)- NO COMMUNICATION with Desiree CAPUANO, James PENDLETON or Sage CAPUANO.**

Warrant executed by:

Date:

**Warrant of Committal Upon Conviction -
Form 21/
Mandat de dépôt sur déclaration de
culpabilité - Formulaire 21**

Form / Formulaire 21 Canada: Province of British Columbia
Province de la Colombie-Britannique

Police File No./
Nu. de dossier de la police
704:16-25379

Court File No./
Nu. de dossier du greffe
6011:27178-2
VLC
(244069-2-KC) Van

Interdit -

Re/ Objet : Fox

D.O.B./ D.D.N. : November 24, 1973

**Charges Attachment/
Annexe des inculpations**

Count 1, between January 11, 2015 and May 27, 2016, at or near Burnaby BC, did commit an offence of criminal harassment, contrary to section 264 Criminal Code.

SENTENCE: Jail: [Jail Term that would have been imposed before Credit Granted: 3 Year(s); Actual Pre-Sentence Time in Custody: 17 Month(s); Credited Pre-Sentence Time in Custody: 25.5 Month(s)]; Victim Surcharge: \$200.00 Due Date: October 10, 2019; Prohibition, Firearms, Mandatory Lifetime; Probation Order 3 Year(s); DNA Order Secondary;

Count 2, between May 17, 2016 and June 3, 2016, at or near Burnaby BC, did commit an offence of Possess Firearm etc. where not allowed, contrary to section 93(1) Criminal Code.

SENTENCE: Prohibition, Firearms, Mandatory: Lifetime; DNA Order Secondary; Victim Surcharge: \$200.00 Due Date: October 10, 2019; Jail: [Jail Term that would have been imposed before Credit Granted: 10 Month(s); Actual Pre-Sentence Time in Custody: 17 Month(s); Credited Pre-Sentence Time in Custody: 25.5 Month(s)];

See a total of 2 Charges on 1 Charges Attachment Page/ Voyez 2 inculpations sur 1 page de l'Annexe des inculpations

Exhibit B
P2 of 2
Thomas ACJ

Mandat de dépôt (prison)/ Warrant of Committal (Jail)