

## Kirsty BROWN - Patrick Henry FOX - Probation Breach/Follow-up Task

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**From:** Kirsty BROWN  
**To:** Shan-Marie V1  
**Date:** 2019/07/31 11:46 AM  
**Subject:** Patrick Henry FOX - Probation Breach/Follow-up Task  
**CC:** HAWKINS, Tyler

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Morning,

Back in May Constable Hawkins had sent an email looking for a contact person we might be able to speak with at CBSA/Douglas Crossing, in relation to enquiring about access to CCTV footage. We are hoping to find some footage of our accused (Patrick Henry Fox) at the CBSA building prior to him crossing to the U.S. side as a pedestrian. I don't believe we received a response to that email.

For reference, on April 4th when we attended the Douglas crossing/CBSA building to meet with U.S. Border Patrol in order to arrest accused Fox (after the U.S. CBP effected his removal) on our Breach of Probation warrant, one of the CBSA officers who was present (Gill) mentioned that on the night Fox crossed he had stopped at the CBSA pedestrian crossing first. This was news of us, as there did not seem to be any record from your end of him on that day, but possibly an undocumented interaction with CBSA officers on the evening of March 15, 2019 did occur?

The matter is set for trial in mid-August and our Crown Prosecutor is very interested in knowing if that is the case & if Fox did stop at the CBSA building, whether there is any CCTV to support his presence. This evidence would support the breach of his condition to 'not be within 100 metres of the U.S.A. border' & might assist with any defence strategies Mr. Fox might try to employ in regards to "CBSA" officers directing him to the U.S. CBP crossing/office etc.

Fox is self-representing and still asserts U.S. citizenship, so we are considering the possibility he presented to Douglas CBSA officers and said he was a U.S. citizen, hence a generic referral/directions may have been given to him on March 15?

Of note, Fox was at the Blaine Crossing at approximately 2000 hours (taken into U.S. custody after secondary at 2121 hours).

Any assistance you can provide in requesting/seeking CCTV footage would be very helpful.

Burnaby RCMP file 2019-10877 refers.

Kirsty

Cst. Kirsty Brown  
High Risk Offender Unit  
Burnaby RCMP / Government of Canada