



Ministry of
Justice

Constitutional Law
820 1874 Scarth Street
Regina, Canada
S4P 4B3

August 17, 2018

Commissioners of the National Inquiry into Missing
and Murdered Indigenous Women and Girls

c/o

Pamela Drummond
MT>3, McCarthy Tetrault LLP
130 Adelaide St West, Suite 2020
Toronto, Ontario M5H 3P5

**SENSITIVE AND CONFIDENTIAL
VIA COURIER**

Dear Commissioners:

We hereby enclose documents in the possession, control and power of Saskatchewan Prosecutions further to the subpoena dated April 17, 2018, as follows:

1. The package related to the homicide of [REDACTED], to ensure technical functionality with the systems used by MT>3, further to a series of conversations with Pamela Drummond about our previous production of these files on July 5, 2018; and
2. The prosecution file in relation to charges for the homicide of [REDACTED] as follows:
 - a. [REDACTED]
 - b. Associated package of documents.

Please note that we also enclose the Coroner's Report in relation to the homicide of [REDACTED], further to section 62 of *The Coroner's Act, 1999* which provides discretion to the chief coroner to provide a report where appropriate and in the public interest to do so.

We have produced these files as quickly as possible under the circumstances, given the large amount of documentation that was reviewed, vetted and included. We are producing the files through the provision of a hard drive which we ask that you kindly return to the writer after downloading the files.

The material enclosed is highly sensitive and is being provided in order to cooperate with the work of the Commission further to subpoena. There are many interests that require protection in the context of this Inquiry, not only the interests of the family members but also the privacy interests of individuals and the need to protect the integrity of the

administration of justice. There is a need to ensure that the various interests be balanced and accommodated. Keeping this in mind, we trust that you will treat this information with the high degree of sensitivity that it necessitates.

Further, please consider the enclosed materials to be “disclosure”. These and future disclosure materials are provided on the following trust conditions. Please note that we may mutually revisit these trust conditions should the Commission present to us its formal privacy protocol at any time.

Although Saskatchewan has redacted certain irrelevant third party, personal information, Saskatchewan has not fully vetted the files, as required by Saskatchewan privacy legislation. As such, these files are being sent on the trust condition that only employees, agents, and contractors of The National Inquiry into Missing and Murdered Indigenous Women and Girls, specifically members of the forensic review team, members of the Legal Team, or the Commissioners themselves are authorized to view the files. Second, no members of the public, including family members or loved ones of the missing or murdered involved in these files, will be permitted to review these files, without prior, written authorization from counsel for Saskatchewan to the MMIWG. Third, no parties with standing, or their legal counsel, are permitted to review these files, without prior, written authorization from counsel for Saskatchewan to the MMIWG.

For more clarity, the following trust conditions also apply:

- (1) That the disclosure will not be copied for, provided to, or transmitted in any manner to any member of the public at any time except for on the express, written consent of counsel for Saskatchewan to the MMIWG;
- (2) That the disclosure will not be copied for, provided to, or transmitted in any manner to any other party with standing at any time except for on the express, written consent of counsel for Saskatchewan to the MMIWG;
- (3) That the Inquiry will obtain express, written consent of counsel for Saskatchewan to the MMIWG prior to disclosing in any manner any personal information specifically obtained through this disclosure. Please note that, where the disclosure of that personal information aligns with the mandate of the Commission, Saskatchewan may provide consent, so please contact our office;
- (4) That at the close of the Inquiry mandate, disclosure will be returned to our office immediately and that it will not be treated as documents of the Inquiry;
- (5) That these trust conditions fully bind the Commission, its employees, contractors, officers, appointees, and any representatives of the Commission.

Should you not return the disclosure, these trust conditions are deemed to have been accepted by you.

August 17, 2018

Please contact the writer with any questions at (306) 787-3680.

Yours sincerely,



Barbara Mysko
Senior Crown Counsel
Constitutional Law Branch
Ministry of Justice

Cc: National Inquiry (fax: 306-956-7608)

Encls.