

RCMP



ROYAL CANADIAN MOUNTED POLICE

LOWER MAINLAND DISTRICT REGIONAL POLICE SERVICE – **CONNECTED TO OUR COMMUNITIES**

Burnaby Detachment

RCMP FILE 2016-25379

Regina

v.

FOX, Patrick

Version 3.0

**Burnaby RCMP
6355 Deer Lake Avenue
Burnaby, BC V5G 2J2**

Compiled on 2017-03-15
Burnaby MCM Ops Support Unit
bby_mcm@rcmp-grc.gc.ca • 604-294-7828



Royal Canadian Mounted Police
Gendarmerie royale du Canada

Canada

SUPPLEMENTAL REPORT TO CROWN COUNSEL

As previously sent, the RTIC-BC Internet Investigations Unit was able to extract the entire website www.desirecapuano.com. This has already been sent but is being attached to this package for disclosure in V3.

Possible Breach

As discussed previously, on July 25, 2016, the Burnaby RCMP were provided information that FOX had potentially breached his conditions. CAPUANO reported that she received 10 phone calls from 1-866-676-9029, a phone number associated to the North Fraser Pretrial Centre.

The telephone records were obtained from the Centre showing the calls. These records show that CAPUANO received 15 different calls between July 22, 2016 and July 25, 2016. Each call was not answered and the only message left was the automated one from the Centre. Reports and records attached.

Disclosure of Police Files

At the request of Crown Counsel, Corporal WILCOTT extracted the entire police electronic files for Burnaby RCMP files 15-15750, 15-29196, 15-32597 and 15-32900.

Corporal WILCOTT 113640 / 50519
Investigative Support Team, D Watch
Burnaby RCMP

Task Action Report

File No.: 2016-25379

Task#: 0000

Action Date: July 24, 2016

Date of Report: August 2, 2016

Action Taken: Obtained initial report from Capuano regarding possible Breach

On July 25, 2016 at 1200 hours, Constable Jason Potts (Constable Potts) was approached by Cynthia Helgason (Helgason) a supervisor with Burnaby RCMP Victim Services unit. Helgason advised that on July 24, 2016 at 1847 hours, Desiree Capuano (Capuano) emailed the Victim Services unit to report the following:

- She received 10 phone calls from Patrick Fox (Fox) since Friday, July 22, 2016;
- She was too terrified to pick up the phone;
- The phone calls were placed to Capuano's home number, which is 1-520-288-8200 from 1-866-676-9029.

At 1213 hours, Constable Potts called Capuano and made arrangements to have a telephone recorded statement obtained at a later time as Capuano was busy. Capuano informed Constable Potts that she did not actually speak or hear Fox on the phone line. She also advised that no voice messages were.

At 1217 hours, Constable Potts contacted North Fraser Pre-Trial and spoke with Debbie Kennett (Kennett). Kennett handles domestic related matters at North Fraser Pre Trial. Kennett confirmed that nobody with North Fraser administration would have called Capuano on her home phone number of 1-520-288-8200.

Kennett advised that she would add the previously mentioned phone number along with Capuano's cell phone number to a no call list, which would prevent inmates from calling her from inside the facility.

Constable Potts liaised with lead investigator Corporal Brent Wilcott (Corporal Wilcott). Corporal Wilcott advised that he would obtain a statement from Capuano when he returned to work. Constable Potts contacted Capuano and updated her.

Task Action Report

File No.: 2016-25379

0053

Action Date: 2016-07-29

Date of Report: 2016-07-29

Action Taken:

On July 24, 2016, Corporal WILCOTT was informed of a potential breach by FOX as he called CAPUANO. Constable POTTS created a new file 2016-33115, spoke with CAPUANO on the phone and ensured that all of her phone numbers were now blocked at North Fraser Pretrial centre.

The email that CAPUANO sent to Victim Services was forwarded to Corporal WILCOTT showing a Vonage visual voice mail from 1-866-676-9029 and a typed message that was left on CAPUANO's phone.

On July 27, 2016 at 1508 hours, Corporal WILCOTT spoke with CAPUANO on the phone and was informed that her land line 520-288-8200 had been unplugged and off as it was not in use. The phone provider is Vonage and she has a visual voice mail service on it that sends an email to CAPUANO once a voice message is left. The details in the email include the calling number, a transcript of the voice message that was left and an audio clip of the voice message.

CAPUANO said that on Friday (July 22), she began receiving calls from 1-866-676-9029 that lasted till Monday (July 25). A total of 12 calls were received by CAPUANO, but were never answered. CAPUANO only became aware of the calls as the voice mail was emailed to her.

The voice mail was automated and said:

"Authorized by the correction act and the correction act regulation. If you are legal counsel please do not discuss privileged information. If you have questions about this or to register a legal counsel phone number as privileged. Please call 1-888-952-7968. You can leave a message for this inmate by calling 1-855-200-1250 and entering mailbox ID 643822. Please select from the following options if you consent to this call being recorded and to accept this call dial one now. To reject this call dial two now. To block your number from further calls from this facility dial seven now."

CAPUANO forwarded 5 emails to Corporal WILCOTT that included the transcript of the message.

Emails saved electronically to the file. Corporal WILCOTT will follow up with North Fraser Pretrial to obtain the records associated to these calls.

Author: Wilcott, Brent

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0053

Action Date: 2016-07-29

Date of Report: 2016-07-29

Action Taken:

Corporal WILCOTT 113640 / 50519
Investigative Support Team, D Watch
Burnaby RCMP

Task Action Report

File No.: 2016-25379

Task#: 0054

Action Date: 2016-08-04

Date of Report: 2016-08-04

Action Taken:

On August 4, 2016 at 0846 hours, Corporal WILCOTT called the North Fraser Pretrial Centre and left a message asking for assistance with obtaining the call records for Patrick FOX.

At 1016 hours, Corporal WILCOTT received a call back from Acting Deputy Warden Raj BAHIA. Corporal WILCOTT explained that FOX was a prisoner of theirs and currently has court ordered conditions to have not contact with a person in Arizona and that it was believed he attempted to make contact with them using the prison's phones.

Corporal WILCOTT provided Deputy Warden BAHIA with FOX's name and the date range of the calls being July 22 to July 25. Deputy Warden BAHIA pulled up the calls and found that FOX had attempted to call (520) 288-8200 15 different times. Deputy Warden BAHIA emailed Corporal WILCOTT with a 2 page records of the call log for FOX and explained that it appeared the calls did not go through as the "call cost" did not show any money being charged for the call but that the calls were made as the "duration" of the call is also listed.

Corporal WILCOTT reviewed the log and found that FOX made the following calls to CAPUANO's home phone (520) 288-8200:

- July 22, 2016 at 1247 hours – Duration 3:00 but no cost;
- July 22, 2016 at 1445 hours – Duration 3:01 but no cost;
- July 22, 2016 at 1659 hours – Duration 3:01 but no cost;
- July 22, 2016 at 1817 hours – Duration 0:48 but no cost;
- July 22, 2016 at 1819 hours – Duration 3:12 but no cost;
- July 22, 2016 at 1907 hours – Duration 3:11 but no cost;

- July 23, 2016 at 1220 hours – Duration 3:01 but no cost;
- July 23, 2016 at 1438 hours – Duration 3:02 but no cost;
- July 23, 2016 at 1639 hours – Duration 2:58 but no cost;

- July 24, 2016 at 1452 hours – Duration 3:12 but no cost;
- July 24, 2016 at 1822 hours – Duration 3:10 but no cost;
- July 24, 2016 at 1922 hours – Duration 3:01 but no cost;

- July 25, 2016 at 1210 hours – Duration 2:42 but no cost;
- July 25, 2016 at 1449 hours – Duration 0:15 but no cost;
- July 25, 2016 at 1449 hours – Duration 0:15 but no cost;

Author: Cpl WILCOTT

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Task Action Report

File No.: 2016-25379

Task#: 0054

Action Date: 2016-08-04

Date of Report: 2016-08-04

Action Taken:

Corporal WILCOTT 113640 / 50519
Investigative Support Team, D Watch
Burnaby RCMP

Author: Cpl WILCOTT

Page 2 of 2

Task#: Click here to enter text.

Action Date: 2017-01-10

Date of Report: 2017-01-10

Action Taken:

At the request of Crown Counsel, arrangements were made with the RTIC-BC Internet Investigations Unit to extract a HTML copy of the entire website www.desirecapuano.com with all attached files.

On January 10, 2016, Corporal WILCOTT received a CD from CM Terra HUNNIFORD, Internet Investigations Unit that included the entire website, which she had extracted.

Instructions on how to open the website were provided: 1) open the folder desiree capuano, 2) click on the link .HTML which will open a HTrack page 3) click on the Desiree Capuano link and this will open a copy of the website.

Contents of CD to be disclosed in the next package to Crown Counsel.

Corporal WILCOTT 113640 / 50519
Investigative Support Team, D Watch
Burnaby RCMP

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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General Occurrence Information

Main offence: **UTTER THREATS AGAINST PERSON - COMPLETED**
 Operational status: **CLOSED**
 Location: **203 - 3846 SUNSET ST, BURNABY**
 District: **04** Zone: **BUG** Atom: **BU4006**
 Approved on: **Thursday, 2016-Feb-11** by: **176929 POLMAN, LEWIS**
 Reported on: **Friday, 2015-Apr-10 12:15**
 Occurred on: **Friday, 2015-Apr-10 12:15**
 Submitted by: **241515 JUBBAL, AMRINDER** Org unit: **GD C WATCH**
 Lead investigator: **241515 JUBBAL, AMRINDER**

CCJS Information

CCJS Status: **FOUNDED NOT CLEARED**
 Offences committed: **UTTER THREATS AGAINST PERSON - COMPLETED**
 Location type: **RESIDENTIAL DWELLING UNIT (APARTMENT/CONDO/ROOMING**
 Occupancy status: **OCCUPIED BY THE VICTIM**
 Weapon used: **THREAT**
 Weapon status: **REAL**
 Person targets: **1**
 Cyber Crime Indicator: **YES**
 Cyber Crime Type: **Instrument (email harassment, fraud over internet, etc.)**
 Family violence: **SPOUSAL/PARTNER OTHER OFFENCE**
 Study flag: **MENTAL HEALTH NOT RELATED, SBOR NO**

Related Event(s)

CP 1202 2015 - 15750
 GO 1202 2015 - 32597
 GO 1202 2016 - 25379

Related Person(s)

1. VICTIM 1 - CAPUANO, DESIREE (Case-specific)

Sex: **FEMALE**, Born on: **V1**

[REDACTED]

Phone numbers

Type	Phone #	Ext.	
HOME	V1		(Primary)

Particulars

Ethnicity: **CAUCASIAN**

Linkage factors

Ethnicity: **CAUCASIAN**
 Resulting in: **NO INJURY**

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Victim of Offence: **UTTER THREATS AGAINST PERSON - COMPLETED**
Relationship of accused: **SEPARATED/DIVORCED**
Cohabiting with accused: **NO**

Master Name Summary

Name: **CAPUANO, DESIREE**

Sex: **FEMALE**, Born on: **V1**

[REDACTED]

Phone numbers

Type	Phone #	Ext.
V1	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	

2. SUB OF COMP 1 - RIESS, RICKY STEVE (Case-specific)

Sex: **MALE**, Born on: **1973-Nov-24**

Residing at: **203-3846 SUNSET ST, BURNABY**
BRITISH COLUMBIA

Master Name Summary

Name: **FOX, PATRICK HENRY**

Sex: **MALE**, Born on: **1973-Nov-24**

Residing at: **203-3846 SUNSET ST, BURNABY**
BRITISH COLUMBIA , V5G1T3

Phone numbers

Type	Phone #	Ext.
HOME	(604) 889-9256	(Primary)

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Narrative: SYNOPSIS - 1

Subject: **Uttering threats**

Author: **241515 JUBBAL, AMRINDER**

Related date/time: **Friday, 2015-Apr-10 16:06**

On Friday April 10, 2015 at 1515hrs Cst JUBBAL was dispatched to an Uttering threats file located at 203-3846 Sunset St, Burnaby. Desiree CAPUANO stated that she is constantly harassed by her ex husband Ricky RIESS. CAPUANO has stated that she is very afraid of RIESS and believes she will be harmed by him even-though she lives in the US. RIESS has also stated a website in CAPUANO names and posting obscene messages, pictures according to CAPUANO. RIESS has also posted images on Facebook with him shooting his firearms. CAPUANO has received multiple emails in which RIESS has wrote " If It was legal I would shoot you" RIESS also has multiple firearms registered to him, but Cst JUBBAL was not able to obtain much information due to Chief Firearms Officer not available. Cst JUBBAL has advised CAPUANO to forward all emails/details of all threats to his work email. Cst. JUBBAL has also advised CAPUANO through email on how to get the website removed. Cst. JUBBAL is concluding this file to 15-32597 as the subject of complaint of this file Ricky RIESS has already been given a PTA for Criminal Harassment by Cst. DUPONT. File concluded.

CST JUBBAL 241515/60781 C-WATCH/D1 BURNABY RCMP

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Narrative: OCCURRENCE REPORT - 1

Subject: **Extention**

Author: **241515 JUBBAL, AMRINDER**

Related date/time: **Tuesday, 2015-Apr-28 00:51**

Cst JUBBAL requires a 2 week extension on this file as there is a lot of data to read.

CST JUBBAL 241515/60781 C-WATCH/D4 BURNABY RCMP

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Narrative: OCCURRENCE REPORT - 2

Subject: **Threats**

Author: **241515 JUBBAL, AMRINDER**

Related date/time: **Saturday, 2015-Jun-20 11:23**

On Saturday June 20, 2015 at 1123hrs Cst JUBBAL read numerous documents provided by Desiree CAPUANO. Desiree and Patrick FOX Alias Rick RIESS both started their relationship in 2000. Both have a son by the name of Gabriel CAPUANO and share joint custody. FOX's residence is located at 203-3846 Sunset St, Burnaby. Desiree stated that she is constantly harassed by her ex husband FOX. Desiree stated that she is very afraid of FOX and believes she will be harmed by him in some way. Desiree resides in the US and FOX resides in Canada. FOX has a website which depicts the interaction of himself and Desiree. Cst JUBBAL read multiple pages and looked at the photographs and much of the website is of a racist and demeaning nature towards Desiree.

Desiree advised Cst JUBBAL that FOX posts images on to Facebook in which he is shooting his firearms. Desiree has received multiple emails in which FOX has wrote "If It was legal I would shoot you" Cst JUBBAL did multiple checks through Canadian Police information System(CPIC) and through Interpol and found the following in regards to FOX Alias REISS.

FOX does have a valid firearms licence with two firearms associated to it. Licence # 12804668
FOX does not have any negative prime except this current file

Cst JUBBAL has received documentation from Desiree showing that FOX had been sentenced in Arizona for 24 Months for falsely claiming to be a U.S. Citizen. FOX was sentenced on February 13, 2009.

Cst JUBBAL in order to obtain more information on FOX has contacted the below departments, but they are closed at the moments.

CBSA Burnaby # **V1**

CBSA Cell phone # **V1**

CHIEF FIREARMS OFFICER # **V1**

Cst JUBBAL left voicemail for Desiree as she was not available for follow-up. Cst JUBBAL will speak with CBSA and Chief Firearms Officer in order to investigate this file further and then speak to FOX.

This matter is quite complicated as both parties have joint custody of their son Gabriel CAPUANO and both parties are in different countries.

CST JUBBAL 241515/60781 C-WATCH/D4 BURNABY RCMP

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Narrative: OCCURRENCE REPORT - 3

Subject: **NCO COMMENTS**

Author: **129816 1203 - TRAN, JASON**

Related date/time: **Sunday, 2015-Jun-21 14:02**

Cst. JUBBAL,

Were there any other direct threats made by the ex-husband other than the posted comment on the internet? It is unclear to me what intent the ex-husband has and why the complainant would fear for her safety. Also, where does the son currently reside and how do they manage to share custody of the son as both adult subjects reside in different countries?

We will need a proper statement from the complainant about her allegations and if required, please consider obtaining a non custodial warned statement from the ex-husband if warranted.

Please come see me and we can discuss the file further.

A/Cpl. Jason TRAN
51645 /129816
C Watch, District 1
Burnaby RCMP

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Narrative: OCCURRENCE REPORT - 4

Subject: **Website**

Author: **241515 JUBBAL, AMRINDER**

Related date/time: **Monday, 2015-Jul-27 16:58**

On Monday July 27, 2015 at 1700hrs Cst. JUBBAL conducted the following steps in order to shut down the below website due to it being involved in a criminal harassment case.

"Hello Legal Department

I'm a Police Officer in the city of Burnaby, British Columbia. I have come to know that the below website belongs to Network Solutions.

We are currently investigating a criminal offence and we would like the below site to be shut down. What is required to shut down this website as right now it's part of a Canadian criminal investigation.

<http://www.desireecapitano.com>

thank you for your assistance
AJ"

Cst. JUBBAL conducted multiple checks and found the below information in regards to www.desireecapitano.com

Related Domains For Sale or At Auction
CapitanoEPartners.com (\$699)

1 More >

? Whois & Quick Stats

Email is associated with ~9,678,802 domains
is associated with ~3 domains

? ?

Registrant Org Solar Onyx Development Corp. is associated with ~1 other domains

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	BURNABY RCMP
	GENERAL OCCURRENCE HARDCOPY
GO# 1202 2015-15750	UTTER THREATS AGAINST PERSON

?

Registrar NETWORK SOLUTIONS, LLC.

Registrar Status clientTransferProhibited

Dates Created on 2014-01-23 - Expires on 2016-01-23 - Updated on 2014-08-11

?

Name Server(s) NS67.WORLDDNIC.COM (has 2,915,560 domains)

NS68.WORLDDNIC.COM (has 2,915,560 domains)

? ?

IP Address 184.69.83.206 is hosted on a dedicated server

?

IP Location Canada - British Columbia - North Vancouver - Shaw Communications Inc.

ASN Canada AS6327 SHAW - Shaw Communications Inc. (registered Mar 08, 1996)

Domain Status Registered And Active Website

Whois History 11 records have been archived since 2014-01-22

?

IP History 3 changes on 4 unique IP addresses over 1 years

?

Registrar History 2 registrars with 1 drop

?

Hosting History 2 changes on 3 unique name servers over 1 year

?

Whois Server whois.networksolutions.com

? Website

Website Title Desiree Capuano - Systems Analyst, Apollo Education Group

?

Server Type Apache/2.4.6 (Linux/SUSE)

Response Code 200

SEO Score 79%

Terms 1345 (Unique: 566, Linked: 18)

Images 2 (Alt tags missing: 2)

Links 11 (Internal: 7, Outbound: 4)

Whois Record (last updated on 2015-07-27)

Domain Name: DESIREECAPUANO.COM

Registry Domain ID: 1843910064_DOMAIN_COM-VRSN

Registrar WHOIS Server: whois.networksolutions.com

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Registrar URL: <http://networksolutions.com>
Updated Date: 2015-01-29T02:14:10Z
Creation Date: 2014-08-10T17:11:27Z
Registrar Registration Expiration Date: 2016-01-22T05:00:00Z
Registrar: NETWORK SOLUTIONS, LLC.
Registrar IANA ID: 2
Registrar Abuse Contact Email:
Registrar Abuse Contact Phone: +1.8003337680
Reseller:
Domain Status: clientTransferProhibited <http://www.icann.org/epp#clientTransferProhibited>
Registry Registrant ID:
Registrant Name: Solar Onyx Development Corp.
Registrant Organization: Solar Onyx Development Corp.
Registrant Street: 3846 Sunset Street
Registrant City: Burnaby
Registrant State/Province: BC
Registrant Postal Code: V5G 1T3
Registrant Country: CA
Registrant Phone: 604-889-9256
Registrant Phone Ext:
Registrant Fax: 604-336-6111
Registrant Fax Ext:
Registrant Email:
Registry Admin ID:
Admin Name: Solar Onyx Development Corp.
Admin Organization: Solar Onyx Development Corp.
Admin Street: 3846 Sunset Street
Admin City: Burnaby
Admin State/Province: BC
Admin Postal Code: V5G 1T3
Admin Country: CA
Admin Phone: 604-889-9256
Admin Phone Ext:
Admin Fax: 604-336-6111
Admin Fax Ext:
Admin Email:
Registry Tech ID:
Tech Name: Solar Onyx Development Corp.
Tech Organization: Solar Onyx Development Corp.
Tech Street: 3846 Sunset Street
Tech City: Burnaby
Tech State/Province: BC
Tech Postal Code: V5G 1T3
Tech Country: CA

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Tech Phone: 604-889-9256

Tech Phone Ext:

Tech Fax: 604-336-6111

Tech Fax Ext:

Tech Email:

Name Server: NS67.WORLDNIC.COM

Name Server: NS68.WORLDNIC.COM

DNSSEC: Unsigned

URL of the ICANN WHOIS Data Problem Reporting System: <http://wdprs.internic.net/>

Cst. JUBBAL called the Chief Firearms Officer, but their Office was closed. Cst. JUBBAL will be investigating this further on first day shit.

CST JUBBAL 241515/60781 C-WATCH/D1 BURNABY RCMP

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY
	GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON

Narrative: OCCURRENCE REPORT - 5

Subject: **Website and Firearms**

Author: **241515 JUBBAL, AMRINDER**

Related date/time: **Monday, 2015-Aug-24 08:54**

Cst. JUBBAL received an email stating the following information.

"Dear Amrinder JUBBAL,

We are governed by the rules of ICANN whereby our jurisdiction are governmental and court agencies that are located in the U.S, therefore, we cannot comply with your request to provide the information. If you wish, you can contact an attorney here in the U.S. and have them send us a subpoena for the requested information.

Kind regards,

Fraud and Abuse Specialist

Web.com

12808 Gran Bay Parkway| Jacksonville Fl. 32258

V1 " [REDACTED]

Cst. JUBBAL forwarded this information to the victim Desiree CAPUANO. Cst. JUBBAL is concluding this file to 15-32597 as the subject of complaint of this file Richard REISS has already been charged with Criminal Harrassment against CAPUANO. Cst. JUBBAL further determined that there is not enough evidence to support a charge of uttering threats. File concluded.

CST JUBBAL 241515/60781 C-WATCH/D1 BURNABY RCMP

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Narrative: OCCURRENCE REPORT - 6

Subject: **Supervisor DV Checksheet**

Author: **129816 1203 - TRAN, JASON**

Related date/time: **Tuesday, 2015-Sep-08 09:01**

BC DV SUPERVISOR CHECKLIST - Investigative Quality Assurance

Investigational Review

	YES	NO
1. Was a safety plan established in accordance with policy, given the risk factors?	[X]	[]
2. Checks done and documented		
CPIC	[X]	[]
POLICE INFORMATION PORTAL (PIP)	[X]	[]
PRIME	[X]	[]
PROTECTION ORDER REGISTRY	[X]	[]
CFRO	[X]	[]
3. a) Are there children under 19 within the family, living in the home, present or not?	[YES]	
b) If so, was MCFD contacted?	[NO]	
4. Was a referral made to Victim Services in accordance with policy?	[]	[X]
5. Was the primary aggressor analysis conducted?	[X]	[]
6. Did a dual arrest occur?	[]	[X]
and/or was a dual charge recommended?	[]	[X]
If yes, document the reason(s) why:		
[		]
7. a) Was this case identified as a 'highest risk' case?	[]	[X]
b) Was it referred to a specialized section / investigator (Domestic Violence Unit, Serious Crimes, etc.)?	[]	[X]
8. Was there any follow-up assigned?	[X]	[]
(eg: 911, medical release, video canvass, neighbourhood enquiries, etc)		
If yes, document on the investigational file.		

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Supervisor Sign-off

As the supervisor, I have reviewed this file.

I am confident that the investigation is complete OR I have assigned any necessary follow up.

Rank: []
Officer: [A/Cpl. Jason TRAN]
PIN#: [51645] Date:[2015-Oct-06]

Name:[BC DV Supervisor Checklist] Version:[1.0] Start Date:[2013JUL22]

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Narrative: OCCURRENCE REPORT - 7

Subject: **Police Checks & Safety Plan**

Author: **241515 JUBBAL, AMRINDER**

Related date/time: **Tuesday, 2015-Oct-13 02:20**

On Tuesday October 13, 2015 at 0224hrs Cst. JUBBAL conducted the following following Police Checks:

- Checks for the Protection Order Registry were negative.
- Checks for Law Enforcement Information Portal does not indicate any recent activity.
- Checks for the Canadian Firearms Registry on-line were positive in showing that Ricky RIESS has two firearms registered.
- Checks for the Police Records Information Management Environment (PRIME) indicates multiple files all stemming from a dispute with his ex-wife Desiree CAPUANO in regards to their child.
- Checks for Canadian Police Information Centre were also negative.

Safety Plan

Cst. JUBBAL spoke at length with Desiree CAPUANO who stated she does fear RIESS and believes he will cross the USA border and harm her in some way shape or form. CAPUANO resides in the USA and RIESS is a resident of Burnaby. RIESS has been convicted in the USA for perjury and is not able to return according to CAPUANO. It has come to the attention of Burnaby RCMP that REISS changed his name to Patrick FOX and possibly used that alias to travel to the US and back on multiple occasions. According to File 15-32597 the US Border Services has already been advised by Burnaby RCMP in regards to Ricky RIESS using false documents to enter the US.

At this time there is no way for RIESS to legally enter the US so therefore no safety concerns are present. CAPUANO has also advised that she does not fear for the safety of her son who visits her father RIESS often.

Related File # 15-32597 shows that Cst. DUPONT has arrested RIESS for Criminal Harassment against CAPUANO and will be forwarding a Report to Crown Counsel shortly. RIESS was released on a Promise to appear.

CST JUBBAL 241515/60781 C-WATCH/D1 BURNABY RCMP

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Narrative: MISCELLANEOUS NOTES - 1

Subject: **Extention required**

Author: **241515 JUBBAL, AMRINDER**

Related date/time: **Wednesday, 2015-May-13 19:31**

Cst JUBBAL require a 30 day extension on this file as there are a lot of documents that I would need to go through. Cst JUBBAL has contacted the complainant and there is also a child custody issue which was not known about earlier.

Both complainant and Subject of complain are in separate countries at the moment and therefore this file is being classified as low risk.

CST JUBBAL 241515/60781 C-WATCH/D4 BURNABY RCMP

*** CONFIDENTIAL ***

Narrative: MISCELLANEOUS NOTES - 2

Subject: **QA REVIEW**

Author: **116247 THOMAS, SHANNON**

Related date/time: **Tuesday, 2015-Sep-01 08:59**

On 2015 Sept. 1, file QA reviewed, as well as linked file 2015-32597. As of this date, no RTCC has been forwarded to Crown on 2015-32597, therefore, charges are not yet laid.

Shannon Thomas
Quality Assurance

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Narrative: MISCELLANEOUS NOTES - 3

Subject: **ATIP ACCESS**

Author: **177698 HODGINS, JENNIFER**

Related date/time: **Tuesday, 2015-Sep-01 10:45**

On September 1, 2015 ATIP accessed this file. The ATIP reference number is P-2015-06357 / F142.

Constable J.A.HODGINS, Burnaby RCMP, Civil Disclosure, HRMIS 177698/REG 57221

*** CONFIDENTIAL ***

Narrative: MISCELLANEOUS NOTES - 4

Subject: **MNI Clerk Contacted**

Author: **241515 JUBBAL, AMRINDER**

Related date/time: **Thursday, 2016-Feb-11 02:11**

Hello Fiona hope all is well

Can you please take a look at file 15-15750 when you get a chance. I have received a QA note in regards to it.

Original Name - Ricky Riess DOB - 19731124

Name Changed - Patrick FOX DOB - 19731124

Both are the same person. If any changes need to be made can you please do so. thank you for your time.

AJ

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Clearance Information

Agency: **RCMP**

Cleared on: **Thursday, 2016-Dec-22** CCJS Status: **FOUNDED NOT CLEARED**

Cleared by Officer(s): **PRASAD, GINA**

Complainant/Victim notified: **NO**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Follow Up Report # 1202 1

Assignment Information

Assigned to: **241515 JUBBAL, AMRINDER** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD C WATCH**
Assigned on: **Saturday, 2015-Apr-11 19:50** by: **058769 MEHNER, RICHARD**
Report due on: **Friday, 2015-May-29**
Remarks: **SUI AS PER YOUR TASK LIST / BACKGROUND CHECKS ON SOC**

Submission/Approval Information

Submitted on: **Saturday, 2015-Jun-20 11:55**
Approved on: **Sunday, 2015-Jun-21** by: **129816 1203 - TRAN, JASON**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Follow Up Report # 1202 2

Assignment Information

Assigned to: **241515 JUBBAL, AMRINDER** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD C WATCH**
Assigned on: **Sunday, 2015-Jun-21 14:01** by: **129816 1203 - TRAN, JASON**
Report due on: **Tuesday, 2015-Jul-21**
Remarks: **SEE NCO COMMENTS**

Submission/Approval Information

Submitted on: **Monday, 2015-Jul-27 17:25**
Checked by: **062216 LEW, DERWIN**
Approved on: **Thursday, 2015-Jul-30** by: **062216 LEW, DERWIN**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Follow Up Report # 1202 3

Assignment Information

Assigned to: **241515 JUBBAL, AMRINDER** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD C WATCH**
Assigned on: **Thursday, 2015-Jul-30 10:12** by: **062216 LEW, DERWIN**
Report due on: **Thursday, 2015-Aug-13**
Remarks: **SUI- NCO COMMENTS**

Submission/Approval Information

Submitted on: **Wednesday, 2015-Aug-26 04:36**
Approved on: **Wednesday, 2015-Aug-26** by: **129816 1203 - TRAN, JASON**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Follow Up Report # 1202 4

Assignment Information

Assigned to: **241515 JUBBAL, AMRINDER** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD C WATCH**
Assigned on: **Tuesday, 2015-Sep-08 09:00** by: **129816 1203 - TRAN, JASON**
Report due on: **Thursday, 2015-Oct-08**
Remarks: **QA, BC DV CHECKSHEET, SO IT APPEARS CHARGES NOT FWDED YET**

Submission/Approval Information

Submitted on: **Tuesday, 2015-Oct-13 03:32**
Approved on: **Tuesday, 2015-Oct-13** by: **129816 1203 - TRAN, JASON**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Follow Up Report # 1202 5

Assignment Information

Assigned to: **129816 1203 - TRAN, JASON** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD C WATCH**
Assigned on: **Tuesday, 2015-Sep-08 09:08** by: **129816 1203 - TRAN, JASON**
Report due on: **Tuesday, 2015-Sep-22**
Remarks: **BC DV SUPERVISOR CHECKLIST**

Submission/Approval Information

Submitted on: **Tuesday, 2015-Oct-06 05:26**
Approved on: **Tuesday, 2015-Oct-13** by: **129816 1203 - TRAN, JASON**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-15750 UTTER THREATS AGAINST PERSON
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Follow Up Report # 1202 6

Assignment Information

Assigned to: **241515 JUBBAL, AMRINDER** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD C WATCH**
Assigned on: **Sunday, 2016-Feb-07 08:22** by: **181626 CARWITHEN, GREGORY**
Report due on: **Sunday, 2016-Feb-21**
Remarks: **SUI - SEE QA NOTE**

Submission/Approval Information

Submitted on: **Thursday, 2016-Feb-11 02:13**
Checked by: **176929 POLMAN, LEWIS**
Approved on: **Thursday, 2016-Feb-11** by: **176929 POLMAN, LEWIS**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

***** END OF HARDCOPY *****

***** CONFIDENTIAL *****

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-29196 ZZZCHLD FMLY&COMM SERVICES ACT
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General Occurrence Information

Main offence: **ZZZCHLD FMLY&COMM SERVICES ACT - COMPLETED**

Operational status: **CLOSED**

Location: **203 - 3846 SUNSET ST, BURNABY**

District: **04** Zone: **BUG** Atom: **BU4006**

Approved on: **Tuesday, 2015-Jun-30** by: **105980 KOVACEVIC, CURTIS**

Reported on: **Tuesday, 2015-Jun-30 09:18**

Occurred on: **Tuesday, 2015-Jun-30 09:18**

Submitted by: **250653 SMITH, LESLIE** Org unit: **GD D WATCH**

Accompanied by: **177437 MCLAUGHLIN, DOUGLAS**

CCJS Information

CCJS Status: **UNSUBSTANTIATED (USE WITH ZZZ-**

Offences committed: **ZZZCHLD FMLY&COMM SERVICES ACT - COMPLETED**

Location type: **RESIDENTIAL DWELLING UNIT (APARTMENT/CONDO/ROOMING**

Family violence: **NOT APPLICABLE**

Study flag: **MENTAL HEALTH NOT RELATED, SBOR NO**

Related Event(s)

CP 1202 2015 - 29196

Related Person(s)

1. OTHER 1 - RIESS, GABRIEL (Case-specific)

Sex: **MALE**, Born on: **2000-Sep-27**

Residing at: **V1 [REDACTED]**

Master Name Summary

Name: **RIESS, GABRIEL**

Sex: **MALE**, Born on: **2000-Sep-27**

Residing at: **V1 [REDACTED]**

2. COMPLAINANT 1 - CAPUANO, DESIREE (Case-specific)

Sex: **FEMALE**, Born on: **V1 [REDACTED]**

Residing at: **V1 [REDACTED]**

Phone numbers

Type	Phone #	Ext.
HOME	V1 [REDACTED]	(Primary)

Particulars

Ethnicity: **CAUCASIAN**

Linkage factors

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-29196 ZZZCHLD FMLY&COMM SERVICES ACT
--	---

Ethnicity: CAUCASIAN

Master Name Summary

Name: CAPUANO, DESIREE

Sex: FEMALE, Born on: V1

Residing at: V1

Phone numbers

Type	Phone #	Ext.
V1		

3. SUB OF COMP 1 - RIESS, RICKY STEVE (Case-specific)

Sex: MALE, Born on: 1973-Nov-24

Residing at: 203-3846 SUNSET ST, BURNABY
BRITISH COLUMBIA , V5G1T3

Phone numbers

Type	Phone #	Ext.
HOME	(604) 889-9256	(Primary)

Particulars

Born in: SUDBURY C216 POB: ONT

Country of Birth: CANADA

Ethnicity: CAUCASIAN

Linkage factors

Ethnicity: CAUCASIAN

Master Name Summary

Name: FOX, PATRICK HENRY

Sex: MALE, Born on: 1973-Nov-24

Residing at: 203-3846 SUNSET ST, BURNABY
BRITISH COLUMBIA , V5G1T3

Phone numbers

Type	Phone #	Ext.
HOME	(604) 889-9256	(Primary)

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-29196 ZZZCHLD FMLY&COMM SERVICES ACT
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Narrative: SYNOPSIS - 1

Subject: **CHECK-WELLBEING OF CHILD**

Author: **250653 SMITH, LESLIE**

Related date/time: **Tuesday, 2015-Jun-30 12:45**

On June 30th, 2015 at 1104 hours Cst. SMITH and Cst. MCLAUGHLIN were dispatched to 203 - 3846 Sunset St. to check the well-being of a 14 yr old child. Complainant Desiree CAPUANO lives in Phoenix, Arizona and is court ordered to allow her ex-husband, Ricky Steve RIESS, visitation rights to their son, Gabriel RIESS (Gabriel). CAPUANO was concerned as she hadn't heard from her son, and attempts to contact RIESS led to responses from a man named Patrick FOX stating RIESS didn't exist, that Gabriel was with FOX and would be back in Arizona when he "said so". Police attended above residence and spoke with Gabriel, who confirmed he was staying with his father, Patrick FOX, who was at work at the time. Gabriel said he was fine, on a regular visit with his father and planned to return to Arizona on July 12th as scheduled. Police contacted FOX, who confirmed he previously used the name Richard RIESS. It was apparent there is an on-going feud between RIESS and CAPUANO. Gabriel was advised to contact his mother and let her know he was alright. Police followed up with CAPUANO to inform her that Gabriel was fine, that FOX was the same person as RIESS, and that Gabriel should be home on July 12th as planned. MCFD was notified of the situation. File concluded.

Cst. SMITH, L.A. 250653/61269. D Watch Burnaby RCMP.

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-29196 ZZZCHLD FMLY&COMM SERVICES ACT
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Narrative: MISCELLANEOUS NOTES - 1

Subject: **ATIP ACCESS**

Author: **177698 HODGINS, JENNIFER**

Related date/time: **Tuesday, 2015-Sep-01 07:15**

On September 1, 2015 ATIP accessed this file. The ATIP reference number is P-2015-06357 / F142.

Constable J.A.HODGINS, Burnaby RCMP, Civil Disclosure, HRMIS 177698/REG 57221

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-29196 ZZZCHLD FMLY&COMM SERVICES ACT
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Clearance Information

Agency: **RCMP**

Cleared on: **Wednesday, 2015-Jul-08** CCJS Status: **UNSUBSTANTIATED (USE WITH ZZZ-CODE ONLY)**

Cleared by Officer(s): **FOX, COLIN**

*** CONFIDENTIAL ***

***** END OF HARDCOPY *****

***** CONFIDENTIAL *****

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

General Occurrence Information

Main offence: **CRIMINAL HARASSMENT - COMPLETED**
Operational status: **CLOSED**
Location: **203 - 3846 SUNSET ST, BURNABY**
District: **04** Zone: **BUG** Atom: **BU4006**
Approved on: **Sunday, 2015-Nov-08** by: **169663 GRANT, NICHOLAS**
Reported on: **Sunday, 2015-Jul-19 09:43**
Occurred on: **Sunday, 2015-Jul-19 09:43**
Submitted by: **254736 DUPONT, JEAN-PHILIPPE** Org unit: **GD A WATCH**
Accompanied by: **212310 HUGGINS, RICHARD**
Lead investigator: **254736 DUPONT, JEAN-PHILIPPE**

CCJS Information

CCJS Status: **CHARGED**
Offences committed: **CRIMINAL HARASSMENT - COMPLETED**
PRISONERS HELD - COMPLETED
Location type: **RESIDENTIAL DWELLING UNIT (APARTMENT/CONDO/ROOMING**
Occupancy status: **OCCUPIED BY THE VICTIM**
Weapon used: **THREAT**
Weapon status: **REAL**
Family violence: **NOT APPLICABLE**
Study flag: **CPIC, HARDCOPY, MENTAL HEALTH NOT RELATED, SBOR NO**

Related Event(s)

CP 1202 2015 - 32597
GO 1202 2015 - 32900
GO 1202 2015 - 15750
GO 1202 2016 - 25379

Related Person(s)

1. RECOMND CHG 1 - FOX, PATRICK HENRY (Case-specific)

Sex: **MALE**, Born on: **1973-Nov-24**
Residing at: **203-3846 SUNSET ST, BURNABY**
BRITISH COLUMBIA

Particulars

Height: **165 cm (5'05 ft)** Weight: **59 kilos (130 lbs)**
Build: **MEDIUM** Complexion: **MEDIUM**
Eye colour: **BROWN**
Hair colour: **BROWN**
Hair style: **SPIKED**

Linkage factors

Ethnicity: **CAUCASIAN**
Accused status: **CHARGED OR CHARGES RECOMMENDED**

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	---

Processed on: 10/15/2015 with:

1 count(s) under CRIMINAL CODE 264

Master Name Summary

Name: FOX, PATRICK HENRY

Sex: MALE, Born on: 1973-Nov-24

Residing at: 203-3846 SUNSET ST, BURNABY
BRITISH COLUMBIA , V5G1T3

Phone numbers

Type	Phone #	Ext.	
HOME	(604) 889-9256		(Primary)

2. OTHER 1 - RIESS, GABRIEL (Case-specific)

Sex: MALE, Born on: 2000-Sep-27

Residing at: V1 [REDACTED]
[REDACTED]

Master Name Summary

Name: RIESS, GABRIEL

Sex: MALE, Born on: 2000-Sep-27

Residing at: V1 [REDACTED]
[REDACTED]

3. OTHER 2 - LANZA, DOMINIC (Case-specific)

Sex: MALE

Phone numbers

Type	Phone #	Ext.	
BUSINESS	V1 [REDACTED]		(Primary)

Particulars

Employed by: US DEPARTMENT OF JUSTICE

Master Name Summary

Name: LANZA, DOMINIC

Sex: MALE

Phone numbers

Type	Phone #	Ext.	
BUSINESS	V1 [REDACTED]		(Primary)

4. VICTIM 1 - CAPUANO, DESIREE (Case-specific)

Sex: FEMALE, Born on: V1 [REDACTED]

Residing at: V1 [REDACTED]
[REDACTED]

Phone numbers

Type	Phone #	Ext.	
HOME	V1 [REDACTED]		(Primary)

Linkage factors

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	---

Ethnicity: UNKNOWN
Victim of Offence: CRIMINAL HARASSMENT - COMPLETED
Driver condition:
Secondary role(s) in event: COMPLAINANT
Relationship of accused: SEPARATED/DIVORCED
Cohabiting with accused: NO

Master Name Summary

Name: CAPUANO, DESIREE
Sex: FEMALE, Born on: V1
Residing at: V1

Phone numbers

Type	Phone #	Ext.
V1		

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	---

Narrative: ACCUSED TEMPLATE - 1

Subject: **FOX PATRICK HENRY**

Related Entity: **FOX, PATRICK HENRY (RECOMND CHG #1)**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Sunday, 2015-Sep-20 09:27**

This document is provided by the []
for purposes of prosecution only. Requests from other agencies for this
information should be referred to the [].

IN CUSTODY: [NO]

[X]ADULT

[]YOUTH

Parent/Guardian:[]
Date:[] Time:[]:[]
Surname:[]
Given 1:[]

RIGHTS GIVEN:[Yes]

COURT PROCESS:

[Promise to Appear/11.1 UTA]

COURT DATE:[2015-Oct-28]

FINGERPRINT DATE:[2015-Jul-19]

DOES THE ACCUSED HAVE SPECIAL NEEDS?[No]

Comments:

[]

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY
	GO# 1202 2015-32597 CRIMINAL HARASSMENT

Narrative: BAIL COMMENTS/RECOMMENDATIONS - 1

Subject: **FOX PATRICK HENRY**
 Related Entity: **FOX, PATRICK HENRY (RECOMND CHG #1)**
 Author: **254736 DUPONT, JEAN-PHILIPPE**
 Related date/time: **Sunday, 2015-Sep-20 09:36**

BC DV BAIL COMMENTS and RISK SUMMARY

=====

SECTION A: POLICE RECOMMENDATIONS FOR BAIL

=====

A. POLICE ARE SEEKING DETENTION BASED ON (SELECT ALL THAT APPLY):

☐ PRIMARY GROUND	☐ SECONDARY GROUND
☐ TERTIARY GROUND	☒ NO DETENTION

B. JUSTIFICATION FOR DETENTION OR RELEASE (PROVIDE BRIEF OVERVIEW OF PRIMARY, SECONDARY, OR TERTIARY GROUND):

[Primary Ground - No concerns that he will attend court.

Secondary Ground - Minimal history on our files. Both parties live in two different countries. Nothing physical ever reported.

Tertiary Ground - FOX advised his purpose in life was to destroy CAPUANO's life and that he would not stop until it was done. FOX advised he would stop when CAPUANO would have nothing left, be homeless and addicted to drugs.

FOX was tried in the United States in the past and was found to have lied on the stand.]

C. POLICE ARE SEEKING A NO CONTACT ORDER PURSUANT TO SECTIONS 515(12)CC OR 516(2)CC FOR AN ACCUSED WHO IS BEING REMANDED OR DETAINED. [YES]

D. SUGGESTED CONDITIONS IF RELEASED:

[- No direct or indirect contact with Desiree CAPUANO;
 - Not to seek out, obtain, possess, distribute or publish any information whether factual or fiction of Desiree CAPUANO;
 - Must immediately take down all information from (www.desireecapuano.com).]

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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SECTION B: SUMMARY OF DOMESTIC VIOLENCE RISK FACTORS

=====

1. RELATIONSHIP HISTORY

1.1 CURRENT STATUS OF THE RELATIONSHIP:

IS THERE PAST, RECENT, OR PENDING SEPARATION IN THE RELATIONSHIP?

[CAPUANO got pregnant from FOX in 2000 and went through a marriage ceremony with him in 2001. The relationship ended around that time and FOX left with the child. The custody agreement making it hard for CAPUANO to have contact with the child. CAPUANO and FOX were not in contact until 2011 when FOX asked CAPUANO if she wanted to see her son. FOX has been harassing CAPUANO since that time. CAPUANO is trying to prove that the marriage ceremony was not valid as FOX was already married to another woman.]

1.2 ESCALATION IN ABUSE:

IS THERE ESCALATION IN THE FREQUENCY/INTENSITY OF VIOLENCE OR ABUSE TOWARDS THE COMPLAINANT, FAMILY MEMBERS, A PET, OR ANOTHER PERSON?

[Since 2011, CAPUANO affirmed that the harassment has been ongoing and that through the website, more and more personal information and false information about her have been posted online.]

1.3 CHILDREN EXPOSED:

ARE THERE CHILDREN, UNDER 19 YEARS OF AGE, IN THE FAMILY WHO ARE LIVING IN THE HOME?

IS THERE A CHILD ACCESS OR GUARDIANSHIP DISPUTE?

WHO ARE THE PARENTS?

PLEASE ENSURE CHILDREN AND PARENTS ARE ADDED AS ENTITIES

NOTE: CONTACT THE MINISTRY OF CHILDREN AND FAMILY DEVELOPMENT

[Gabriel RIESS is their 14 years old son of whom CAPUANO has full custody according to U.S. laws. RIESS lives with CAPUANO and visits FOX in Canada on a reasonable frequency according to lawful agreement.]

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

1.4 THREATS:

HAS THE SUSPECT EVER THREATENED TO KILL OR HARM THE COMPLAINANT, A FAMILY MEMBER, ANOTHER PERSON, CHILDREN, OR A PET?

[FOX affirmed he would shoot CAPUANO if it was legal.]

1.5 FORCED SEX:

HAS THE SUSPECT EVER FORCED SEX ON THE COMPLAINANT?

[No report of such actions.]

1.6 STRANGLING, CHOKING, BITING:

HAS THE SUSPECT EVER STRANGLED, CHOKED, OR BITTEN THE COMPLAINANT?

[No report of such actions.]

1.7 STALKING:

HAS THE SUSPECT DISPLAYED JEALOUS, OBSESSIVE/CONTROLLING BEHAVIOUR; STALKED OR HARASSED THE COMPLAINANT, OR A PREVIOUS INTIMATE PARTNER?

IS THIS BEHAVIOUR PERSISTENT?

IS THIS BEHAVIOUR ESCALATING?

[FOX has an obsessive behaviour advising it is his purpose to destroy her. FOX sent several harassing email to CAPUANO and created a website dedicated to divulging personal and false information on CAPUANO.

After his arrest and release with conditions of no contact with CAPUANO, FOX continued to update the website with personal information from CAPUANO and advised he was using an investigator for additional information on CAPUANO.]

1.8 INFORMATION ON RELATIVE SOCIAL POWERLESSNESS:

ARE ISOLATION/MARGINALIZATION FACTORS PRESENT (I.E. SOCIAL CONTACT MONITORED OR CONTROLLED, LANGUAGE BARRIER, DISABILITY, ADDICTION, POVERTY, PREGNANCY, LACK OF TRANSPORTATION, FINANCIAL DEPENDENCY, LITERACY, MENTAL ILLNESS, ELDERLY, ETC)?

IS THE WOMAN ABORIGINAL, AN IMMIGRANT, OR REFUGEE?

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

ARE SOCIAL/CULTURAL FACTORS PRESENT (I.E. CULTURE OF MALE PRIVILEGE OR ENTITLEMENT, UNWILLINGNESS TO REPORT OR SEEK HELP, FAMILY PRESSURES/SHAME, CULTURAL BELIEFS, RISKS/THREATS RELATED TO EXTENDED FAMILY OR COMMUNITY ETC)?

[CAPUANO has a well established life in the State of Arizona and showed concerns that the website made by FOX and messages sent to previous employer is affecting her reputation negatively.]

2. COMPLAINANT'S PERCEPTION OF RISK

2.1 COMPLAINANT'S PERCEPTION OF PERSONAL SAFETY:

DOES THE COMPLAINANT BELIEVE THE SUSPECT WILL DISOBEY TERMS OF RELEASE?

PARTICULARLY A NO CONTACT ORDER?

[CAPUANO expressed she fears that Patrick FOX has the ability to enter the, the United States unknown to either country and that if he had nothing to lose he would enter the United States would shoot her if he could not get caught.]

2.2 COMPLAINANT'S PERCEPTION OF FUTURE VIOLENCE:

DOES THE COMPLAINANT FEAR FURTHER VIOLENCE IF THE SUSPECT IS RELEASED FROM CUSTODY?

WHAT IS THE BASIS OF THE COMPLAINANT'S FEAR, AND WHAT ACCESS DOES THE OFFENDER HAVE TO THE COMPLAINANT?

[CAPUANO expressed she fears that Patrick FOX has the ability to enter the, the United States unknown to either country and that if he had nothing to lose he would enter the United States would shoot her if he could not get caught.]

3. SUSPECT HISTORY

3.1 SUSPECT'S CRIMINAL VIOLENCE HISTORY:

DOES THE SUSPECT HAVE A HISTORY OF THREATS, VIOLENCE, SEX ASSAULTS, AND/OR CRIMINAL HARASSMENT? ARE THERE GANG AFFILIATIONS?

[The suspect does not have a criminal history in Canada.]

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

3.2 PREVIOUS DOMESTIC VIOLENCE HISTORY:

IS THERE A HISTORY OF STALKING, VIOLENCE, OR ABUSIVE BEHAVIOUR IN THE CURRENT OR A PREVIOUS RELATIONSHIP?

IS THERE ANY HISTORY OF THREATS OR ACTUAL VIOLENCE OR ABUSIVE BEHAVIOUR AGAINST CHILDREN, OTHER FAMILY MEMBERS, FRIENDS, CO-WORKERS, OR FAMILY PETS?

[There are no reports of any physical violence. Threats were made to shoot CAPUANO is it was legal and constant harassment has been going on since 2011.]

3.3 COURT ORDERS:

HAS THE SUSPECT EVER VIOLATED A COURT ORDER?

IS THE SUSPECT PRESENTLY BOUND BY ANY COURT ORDER (INCLUDING A FAMILY LAW ACT ORDER)?

IS THE SUSPECT IN A REVERSE ONUS SITUATION FOR BAIL?

[No report of the above.]

3.4 ALCOHOL/DRUGS:

DOES THE SUSPECT HAVE A HISTORY OF DRUG OR ALCOHOL ABUSE?

[No history of drug or alcohol abuse.]

3.5 EMPLOYMENT INSTABILITY:

IS THE SUSPECT UNEMPLOYED OR EXPERIENCING FINANCIAL PROBLEMS?

HAVE THERE BEEN RECENT CHANGES IN EMPLOYMENT?

[FOX is employed and nothing is leading to believe he is experiencing any financial problems.]

3.6 MENTAL ILLNESS:

DOES THE SUSPECT HAVE A HISTORY OF MENTAL ILLNESS (E.G. DEPRESSION OR PARANOIA ETC)?

IS THE SUSPECT COMPLYING WITH MENTAL HEALTH CARE (E.G. TAKING THE

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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MEDICATIONS PRESCRIBED)?

NOTE: ALSO DOCUMENT IF THERE ARE ANY OTHER SERIOUS MEDICAL ISSUES INVOLVING ANY PARTY.

[None of the above.]

3.7 SUICIDAL IDEATION:

HAS THE SUSPECT DISCUSSED, THREATENED, OR ATTEMPTED SUICIDE?
IF YES, WHEN AND HOW?

[The suspect has not.]

4. ACCESS TO WEAPONS/FIREARMS

4.1 WEAPONS/FIREARMS (USED OR THREATENED)

HAS THE SUSPECT USED OR THREATENED TO USE A FIREARM OR WEAPON AGAINST THE
COMPLAINANT, FAMILY MEMBER, CHILDREN, OR ANIMAL?

[FOX advised he would shoot CAPUANO if it was legal.]

4.2 ACCESS TO WEAPONS/FIREARMS:

DOES THE SUSPECT HAVE ACCESS TO WEAPONS/FIREARMS?

[FOX has a firearm in his possession.]

5. ADDITIONAL COMMENTS

INCLUDE ANY OTHER INFORMATION THAT MAY FURTHER JUSTIFY DETENTION OR RELEASE
OF THE ACCUSED.

[]

Name:[BC DV Risk Summary] Version:[1.0] Start Date:[2013JUL22]

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BURNABY RCMP	
GENERAL OCCURRENCE HARDCOPY	
GO# 1202 2015-32597	CRIMINAL HARASSMENT

Narrative: ATTACHMENT LIST - 1

Subject: **FOX PATRICK HENRY**
 Related Entity: **FOX, PATRICK HENRY (RECOMND CHG #1)**
 Author: **254736 DUPONT, JEAN-PHILIPPE**
 Related date/time: **Sunday, 2015-Jul-19 16:29**

This document is provided by the []
 for the purposes of prosecution only, requests from other agencies for this
 information should be referred to the[].

RCC ATTACHMENT LIST

[] IN CUSTODY	[X] FAMILY VIOLENCE	[] S.14 CFCSA Report Submitted
[] Provincial	[] Federal	[] Youth
[] J.J.P. Info		Select one:
[] Designated DNA Offence		[X] Original RCC Submission
[] Fingerprints Required		[] Supplemental RCC Submission

A(Adult)/Y(Youth)

ACCUSED DETAILS

	Surname	Given 1	Court Process	Court Date
[A]	[FOX]	[Patrick]	[PTA/11.1 UTA]	[2015-Oct-28]
[]	[]	[]	[]	[]
[]	[]	[]	[]	[]

[X] PHYSICAL ATTACHMENTS ARE LISTED BELOW
 [] CRIMINAL RECORD [] CRIMINAL RECORD ATTACHED

of pages/items

ATTACHMENT DESCRIPTION

[1]	[]	[Promise to Appear]	[]
[1]	[]	[Undertaking Given to a Peace Officer]	[]
[1]	[]	[1 CD of Statement from FOX and 1 CD of Statement from CAPUANO]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]
[]	[]	[]	[]

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: ATTACHMENT LIST - 2

Subject: **FOX PATRICK HENRY**
 Related Entity: **FOX, PATRICK HENRY (RECOMND CHG #1)**
 Author: **254736 DUPONT, JEAN-PHILIPPE**
 Related date/time: **Thursday, 2015-Sep-24 04:18**

This document is provided by the []
 for the purposes of prosecution only, requests from other agencies for this
 information should be referred to the[].

RCC ATTACHMENT LIST

☐ IN CUSTODY	☐ FAMILY VIOLENCE	☐ S.14 CFCSA Report Submitted
☐ Provincial	☐ Federal	☐ Youth
☐ J.J.P. Info	Select one:	
☐ Designated DNA Offence	☒ Original RCC Submission	
☐ Fingerprints Required	☐ Supplemental RCC Submission	

A(Adult)/Y(Youth)

ACCUSED DETAILS

	Surname	Given 1	Court Process	Court Date
[A]	[FOX]	[Patrick]	[PTA/11.1 UTA]	[2015-Oct-28]
[]	[]	[]	[]	[]
[]	[]	[]	[]	[]

☐ PHYSICAL ATTACHMENTS ARE LISTED BELOW
☐ CRIMINAL RECORD ☐ CRIMINAL RECORD ATTACHED

of pages/items

ATTACHMENT DESCRIPTION

[1]	☐ Promise to Appear	[]
[1]	☐ Undertaking Given to a Peace Officer	[]
[1]	☐ 1CD statement from FOX / 1CD statement from CAPUANO	[]
[4]	☐ Notes from Cst. DUPONT	[]
[4]	☐ Notes from Cst. HUGGINS	[]
[2]	☐ App. A Identification provided by FOX	[]
[7]	☐ App. B Documents connecting FOX to the company, emails and website	[]
[1]	☐ App. C 1CD Emails	[]
[11]	☐ App. D Economic Crimes email, FOX's company's information	[]
[6]	☐ App. E FOX's identification documents sen by CAPUANO	[]
[8]	☐ App. F District of Arizona - Indictment, Judgement, Memorandum	[]
[1]	☐ App. G District of Arizona - Sentencing Document	[]
[1]	☐ App. H 1CD Website Digital copy (2015-07-19)	[]
[]	[]	[]

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: SYNOPSIS - 1

Subject: **CRIMINAL HARASSMENT**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Sunday, 2015-Jul-19 11:30**

On July 19th, 2015 at 0943 hours, Burnaby RCMP received a call for a harassment complaint located at 203-3846 Sunset Street, in Burnaby. Complainant, Desiree CAPUANO, advised that her ex-husband, Richard RIESS (also known as Patrick FOX) had been harassing her through email. CAPUANO advised she lived in Pheonix, Arizona with their child Gabriel RIESS. Cst. DUPONT called CAPUANO who advised that she had been in contact with police in the past, see file 15-15750. CAPUANO advised she received several harassing emails in the last 48 hours from RIESS. CAPUANO advised RIESS created a web site on which he pretended to be CAPUANO and posted false and negative information about CAPUANO. RIESS sent CAPUANO emails in which he refers to wanting to shoot her. CAPUANO fears for her safety, however does not appear to be in immediate danger as she lives in the United States and no immediate threat were made. RIESS was arrested and criminal harassment charges were recommended. File is SUI for crown package. **2015-10-16, Crown advised charges not approved.**

Cst. DUPONT J.-P.

A Watch D4

Burnaby RCMP

HRMIS#000254736

Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY
	GO# 1202 2015-32597 CRIMINAL HARASSMENT

Narrative: SYNOPSIS - 2

Subject: **RCC Synopsis**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Sunday, 2015-Sep-20 08:26**

Recommendations

Count#1: Criminal Harassment Sec.264 C.C.

Summary

On July 19th, 2015 at 0943 hours, Burnaby RCMP received a call for a harassment complaint located at 203-3846 Sunset Street, in Burnaby, British-Columbia. Complainant, Desiree CAPUANO (CAPUANO), advised that her ex-husband, Richard RIESS, also known as Patrick FOX, (FOX) had been harassing her through email. CAPUANO advised she lived in Pheonix, Arizona with their child Gabriel RIESS. Cst. DUPONT called CAPUANO and advised the harassment had been an ongoing issue for years. CAPUANO advised FOX created a web site on which he pretended to be CAPUANO and posted false and negative information about CAPUANO. FOX sent CAPUANO emails in which he refers to wanting to shoot her. CAPUANO fears for her safety. FOX was arrested and criminal harassment and was released on a Promise to Appear for October 28th, 2015.

Cst. DUPONT J.-P.

A Watch D4

Burnaby RCMP

HRMIS#000254736

Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 1

Subject: **RCC Narrative**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Sunday, 2015-Jul-19 16:29**

Initial Call

On July 19th, 2015 at 0943 hours, Burnaby RCMP received a call for an harassment complaint located at 203-3846 Sunset Street, in Burnaby, British Columbia. Complainant, Desiree CAPUANO (CAPUANO), advised that her ex-husband, Richard RIESS(also known as Patrick FOX)(FOX) had been harassing her through email. CAPUANO advised she lived in Pheonix, Arizona with their child Gabriel RIESS and that FOX who lived at the above location was harassing her.

Initial Contact

Cst. DUPONT called CAPUANO who advised that she had been in contact with Burnaby RCMP in the past, see file 15-15750. CAPUANO advised she received several harassing emails in the last 48 hours from RIESS. CAPUANO advised RIESS created a web site on which he pretended to be CAPUANO and posted false and negative information about CAPUANO. RIESS sent CAPUANO emails in which he refers to wanting to shoot her. CAPUANO fears for her safety, however does not appear to be in immediate danger as she lives in the United States and no immediate threats were made. CAPUANO advised the emails she was receiving were coming from patickfox@solaronyx.com. PLEASE SEE APPENDIX C and D

Further Investigation

Cst. DUPONT requested CAPUANO to send him copies of emails received from FOX. Cst. DUPONT looked at the website made under CAPUANO's name by FOX (www.desireecapuano.com). Cst. DUPONT saw that the content of the website was offensive and depicting CAPUANO in a negative way. Some of CAPUANO's personal information were also posted on the website. Cst. HUGGINS, using the "ping" feature on a computer, was able to acquire the IP address of the website. Cst. HUGGINS then used an open source Internet website to determine who the owner of the website was. This linked it back to the address, the phone number, the company and the name of FOX. PLEASE SEE APPENDIX B

Statement of CAPUANO

Cst. DUPONT took an audio statement from CAPUANO.

The following is, in part, what was stated by CAPUANO, for more details, refer to CAPUANO's full statement.

- CAPUANO and FOX, (then Richard RIESS), met in 2000;

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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- CAPUANO and FOX had a relationship in which she got pregnant and went through a marriage ceremony;
- CAPUANO advised the marriage was not legitimate;
- FOX took the child when he was about one and a half year old;
- CAPUANO did not see the child for years;
- FOX got in contact with her in 2011 asking if she wanted to see her child;
- FOX has been watching CAPUANO's every move since that time;
- FOX contacted CAPUANO's co-workers telling them she was a stripper and a drug addict;
- CAPUANO said FOX's purpose is to destroy her and that he wouldn't stop until it was done;
- FOX made a website with CAPUANO's name and is posting private information mixed with false information on CAPUANO;
- FOX told their son that he would shoot her if it was legal;
- CAPUANO fears FOX has the ability to enter the United State and that he would shoot her if he was sure he wouldn't get caught;
- FOX would not send their son back to her until CAPUANO provided her physical address.

Arrest

On July 20th, 2015 at 1955 hours, Cst. DUPONT attempted an arrest, but FOX was not home. Cst. DUPONT left FOX a message on the phone. FOX returned the call and said he was home. At 2105 hours, Cst. DUPONT attended FOX's residence where FOX was waiting outside. Cst. DUPONT arrested FOX and read him his Charter of Rights and Official Police Warning from a prepared card.

10(a)(b)

Cst. DUPONT: Do you understand?

FOX: I do.

Cst. DUPONT: Do you want to call a lawyer?

FOX: Eventually, but not at the moment.

Official Warning

Cst. DUPONT: Do you understand?

FOX: Yeah

At 2130 hours, Cst. DUPONT booked FOX in the Burnaby Detachment cells. When asked again if he wanted to call a lawyer, FOX refused to call a lawyer.

Statement of FOX

The following is, in part, what was stated by FOX, for more details, refer to FOX's full statement.

- Fox discussed the website;

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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- Fox advised "Um, it is my, main purpose in life, to do everything that I can ah to completely ruin and destroy her life. Legally though."

- When asked at which point this would end, Fox replied "This ends, well let's see. One way it would end is when she reaches the point that um, I am happy or content with how miserable her life has become. Again without breaking any laws."

- Fox later added "If she were homeless. Strung out on drugs, and, yeah that would be, I'd be happy with that. Or alternatively, if um the whole world, saw the kind of person that she really is um not this sweet victim that everybody always takes advantage of and she cries on the phone and everybody feels sorry for her."

Digital Copy of the Website

Cst. HUGGINS created a digital copy of the www.desireecapuano.com to document what the website looked like at the time of the arrest. A digital copy of the original website has been made and attached to this package. On July 21, 2015 an update appeared on the website. (PLEASE SEE APPENDIX H)

Information from District Court of Arizona

Documents from the District Court of Arizona advised a male by the name of Richard Steven RIESS, 34, of Ontario, was sentenced to 24 months in prison for falsely claiming to be an American Citizen and for perjury. The document gave a case number for the Office of the United States Attorney District of Arizona. (PLEASE SEE APPENDIX G)

Three court documents were provided in relation to the Arizona court case Dominic LANZA of the District Court of Arizona. (PLEASE SEE APPENDIX F). The documents confirmed that Richard Steven RIESS (believed to be FOX) was convicted of perjury.

Release

On July 21st, 2015 at 0052 hours, Cst. DUPONT released FOX on a Promise to Appear and an Undertaking with conditions of no direct or indirect contact with CAPUANO, with exception of communication regarding travel plans for their child Gabriel RIESS.

Identification

Cst. DUPONT identified FOX with a valid BCID. After FOX was released, Cst. DUPONT accompanied FOX to his residence where FOX provided him with a copy of a Certificate of Change of Name from British Columbia dated on March 4th, 2014, changing his name from Ricky Steve RIESS to Patrick Henry FOX. (PLEASE SEE APPENDIX A). Over the course of the investigation, CAPUANO has sent us diverse copies of FOX's identification documents. (PLEASE SEE APPENDIX E)

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Please see the statement of Cst. HUGGINS for further details.

Cst. DUPONT J.-P.
Burnaby RCMP
A Watch D4
HRMIS#000254736
Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 2

Subject: **Diary Date Extension**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Wednesday, 2015-Aug-12 18:29**

Please extend diary date so that Cst. DUPONT can write up the crown.

Cst. DUPONT J.-P.

Burnaby RCMP

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HRMIS#000254736

Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 3

Subject: **Diary Date Extension**

Related Entity: **LANZA, DOMINIC (OTHER #2)**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Monday, 2015-Aug-31 03:07**

Please extend diary date as Cst. DUPONT will be away until September 17th, 2015.

Cst. DUPONT J.-P.

Burnaby RMCP

A Watch D4

HRMIS#000254736

Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 4

Subject: **APPENDIX A**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Sunday, 2015-Sep-20 16:35**

Identification

Patrick FOX's identity was confirmed through a valid BCID and a Certificate of Change of Name from British Columbia.

This appendix include copies of both documents.

Cst. DUPONT J.-P.

Burnaby RCMP

A Watch D4

HRMIS#000254736

Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 5

Subject: **APPENDIX B**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Sunday, 2015-Sep-20 16:40**

Website

Cst. Huggins began investigating the origins of the website. Using the "ping" feature on a computer, Cst. Huggins was able to acquire the IP address of the website. Cst. Huggins then used an open source Internet website (whois.domaintools.com) to determine who the owner of the website was. Cst. Huggins observed that the associated emails to the website were "patrickfox@solaronyx.com" and "abuse@web.com". The registrant's address was listed at 3846 Sunset Street, Burnaby, BC, Canada V5G1T3. The phone number listed was 604-889-9256.

Open source documents connecting website to FOX.

Cst. DUPONT J.-P.
 Burnaby RCMP
 A Watch D4
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 Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 6

Subject: **APPENDIX C**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Monday, 2015-Sep-21 08:36**

Copy of Emails

This appendix contains a digital copy of emails received by CAPUANO sent by FOX.

Cst. DUPONT J.-P.

Burnaby RCMP

A Watch D4

HRMIS#000254736

Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY
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Narrative: OCCURRENCE REPORT - 7

Subject: **APPENDIX D**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Monday, 2015-Sep-21 08:39**

FOX's Business

Email received from Economic Crimes. Email links **Solar Onyx Development Corporation** to FOX.

Annual Report; Certificate of Incorporation; Corporate Summary; Incorporation Application; Notice of Articles; Notice of Change of Directors.

Cst. DUPONT J.-P.

Burnaby RCMP

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HRMIS#000254736

Reg#61612

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Narrative: OCCURRENCE REPORT - 8

Subject: **APPENDIX E**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Monday, 2015-Sep-21 08:51**

Identification Documents of FOX received by CAPUANO

CAPUANO forwarded those documents throughout the whole investigation.

This includes:

- Birth Certificate from Ontario - Ricky RIESS
- Firearms License Possession - Patrick FOX
- BCID - Patrick FOX
- A Birth Certificate from the State of Florida to the name of "Patrick FOX"
- Emergency Travel Document for a Single Journey Only - Richard RIESS

Cst. DUPONT J.-P.

Burnaby RCMP

A Watch D4

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Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY
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Narrative: OCCURRENCE REPORT - 9

Subject: **APPENDIX F**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Monday, 2015-Sep-21 12:40**

U.S. Court Documents

This includes Court Documents from:

UNITED STATES DISTRICT COURT - DISTRICT OF ARIZONA

United States of America,

Plaintiff,

v.

Richard Steven RIESS,

Defendant,

-Indictment: Count#1:Perjury; Count#2:False Claim of Citizenship;

-Judgment in a Criminal Case

-Memorandum

These documents were provided by the District Court of Arizona.

Cst. DUPONT J.-P.

Burnaby RCMP

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 10

Subject: **APPENDIX G**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Monday, 2015-Sep-21 12:50**

District of Arizona

Document on FOX's sentencing in the U.S. on February 13th, 2009.

Cst. DUPONT J.-P.

Burnaby RCMP

A Watch D4

HRMIS#000254736

Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 11

Subject: **APPENDIX H**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Thursday, 2015-Sep-24 03:56**

Website

CD includes a digital copy of the content of www.desireecapuano.com as of July 19th, 2015.

Cst. DUPONT J.-P.

Burnaby RCMP

A Watch D4

HRMIS#000254736

Reg#61612

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 12

Subject: **DIARY DATE EXTENSION**

Author: **151366 YANG, JOHN**

Related date/time: **Friday, 2015-Oct-02 04:41**

2015-10-02

Cst DUPONT is away on the two week recruit training course therefore diary date will be extended until his return on October 14, 2015.

thanks,
Cpl John YANG 54018
Burnaby RCMP
District 4 A Watch

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: OCCURRENCE REPORT - 13

Subject: **call from COM**

Author: **100676 SANTORO, VERONICA**

Related date/time: **Thursday, 2015-Oct-22 14:55**

On October 22, 2015, the Complainant phoned Switchboard and asked for an update on this file. Cst. SANTORO was referred to speak with the Complainant to provide an update but Cst. SANTORO was unable to reach the Complainant at the number on file V1 so she left a message asking for a call back.

Cst. Veronica SANTORO 100676
Burnaby RCMP A Watch

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: ACCUSED/SUSPECT STATEMENT - 1

Subject: **FOX PATRICK HENRY**

Related Entity: **FOX, PATRICK HENRY (RECOMND CHG #1)**

Author: **212310 HUGGINS, RICHARD**

Related date/time: **Monday, 2015-Jul-27 18:42**

Burnaby File: 15-32597

Statement of Patrick FOX

Statement Date: 2015/07/20

Statement Time: 23:14 hours

RH: Cst. R. HUGGINS

PF: Patrick FOX

1. RH: This is Cst. HUGGINS, Reg. No. 59640, on July the 20th, 2015 at 23:14 hours in relayed, or in relation to Burnaby file 15-32597 ... Alright (inaudible). This way ... And just in there, just on the blue chair there. Alright so first things first, I got a recorder over here okay uh the room is also uh recorded as well, video recorded and audio. Um, okay before we get started, I just wanted to remind you, okay, you don't have to say anything in here, and it's completely voluntary. Uh anything you say though can be used as evidence. Understood?
2. PF: I do.
3. RH: You do? Okay perfect. Um also you were given the chance to speak with a lawyer uh you declined at the time.
4. PF: Um hm.
5. RH: Did you want to speak to a lawyer now?
6. PF: I would phrase it as I would decline my right to an attorney at this point.
7. RH: Okay
8. PF: I think that's much more clearer than saying want
9. RH: Okay.
10. PF: because want implies desire. And it's not that I don't desire to have an attorney present, it just wouldn't be practical.
11. RH: Okay did you want to speak with a lawyer now? Like you're, you're able to call one if you want.
12. PF: I understand that I have the right to do so and I waive that right.
13. RH: Okay um so at any point, if you wanna call a lawyer just let me know okay, uh we can get up, we can get you the phone and,
14. PF: Um hm
15. RH: get you in touch with a lawyer. Okay um the last thing I just wanna double check um you've dealt with a couple other officers, not just me tonight.
16. PF: Um hm.

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BURNABY RCMP
GENERAL OCCURRENCE HARDCOPY

GO# 1202 2015-32597

CRIMINAL HARASSMENT

17. RH: Uh did anyone for any reason, did you get the impression that uh you had to speak here today or bad things would happen to you?
18. PF: No I haven't at any point felt that I was being coerced or that I was under duress in any way.
19. RH: Okay, that's good. Uh
20. PF: In fact, I would say that I was treated with a lot of dignity and respect.
21. RH: Good, good, okay.
22. PF: Yes.
23. RH: Um and did anyone give you any promises that if you came and spoke to us today then like good things would happen or you'd be given
24. PF: Nope.
25. RH: Okay, good, just wanted to make that clear. Um and I'm glad you felt respected and treated with dignity cause that's what we, that's what we try to do. Okay so um you're here because it was alleged that you've been criminally harassing your, your wife or is it ex-wife, Desiree CAPUANO.
26. PF: Desiree CAPUANO.
27. RH: Yep.
28. PF: Um the issue of wife or ex-wife or ever legally was wife is fuzzy at this point.
29. RH: Okay.
30. PF: According to her when it's convenient for her, we were never married. However, apparently now when it's convenient for her, we are married. So we did get married in 2000 um and then she remarried another man, while still being married to me, we've never gotten divorced um, she was claiming that she could get an annulment. If that succeeded then that would void any legal marriage from previous so who knows at this point.
31. RH: So it sounds complicated.
32. PF: Mm.
33. RH: Okay. Um so criminal harassment is um are you familiar with criminal harassment?
34. PF: Well I understand the statutes might be somewhat different up here, I don't suppose you have a copy of that statute on you do you?
35. RH: I don't um
36. PF: Okay, I can look it up after.
37. RH: Okay or if you wanted to I could get it (inaudible) away okay.
38. PF: I, I'm, I'm pretty sure I know what she's alleging um now let me say I will admit arguably sometimes my behavior towards her and hers towards me could be considered inappropriate or in poor taste from some people um but I'm very careful to make sure that all of my behavior towards her is always legal. So the fact that there was evidence provided um that rose to the level of being criminal means that she must have forged or provided false claims or something. Um this isn't the first time though that she's called the police and tried to file a harassment claim. Once she did it in Phoenix last summer. I spoke with the detective um he admitted I had done nothing illegal, nothing criminal. He doesn't understand my behavior or why we're acting this way with each other but no laws were broken so the reason I think that she's doing this now is because I told her in an email over the weekend that I know that the boyfriend that she just moved in with with our son um after refusing to provide me the address of where he's going to be staying which legally she's required to do. Um so I informed her that if he really does have a top secret security clearance as he claims he does um he's in violation of that by being or what's the term by cohabitating with her because she's uh got a history of drug use, she's been committed to a psychiatric hospital before, et cetera, et cetera. Um and so um because I reported him to the D.O.D for that so that's why she's doing this I'm sure.

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39. RH: Okay um what's the behavior that you were referencing earlier towards her that I can't remember your exact words but uh
40. PF: Arguably inappropriate.
41. RH: Ah, that's how you worded it yes, tell me about that.
42. PF: Um just a lot of what could be considered petty bickering um back and forth like this thing where she refuses to provide the new address that she's living at. Um, now she's legally required to do so uh because I'm the biological parent and uh I've had custody of our son from his birth up until 2011. She's been completely out of it. She had nothing to do with us and then she surfaces in 2011 and it's just been constant headaches like this since then. So um I can't really think of specific uh examples of what might be considered inappropriate or childish or just unappealing behavior um off the top of my head right now.
43. RH: Okay.
44. PF: But.
45. RH: Um so I mean criminal harassment for us just to really break it down to the the bare bones of it all
46. PF: Um hm.
47. RH: is basically when someone doesn't want contact from someone else.
48. PF: Um hm.
49. RH: Um and they fear for their safety from some of this contact.
50. PF: Sure
51. RH: It could be following the person, it could be phone calls, it could be emails.
52. PF: Um hm.
53. RH: Okay so in this case it's uh the majority of it are the emails. You're sending a lot of emails to her.
54. PF: Allegedly.
55. RH: Oh okay.
56. PF: Now,
57. RH: Well tell me about that.
58. PF: Well I'm not going to put it past her to uh submit fake emails that she'll claim that I've sent. Now consider even just a few weeks ago she filed a report while Gabriel, our son, was up here claiming that she had no idea of his whereabouts and she was concerned for his safety. Um, now the RCMP then went to the apartment while I was at work, they checked, Gabriel was there. She has my address, she has my telephone number, both at home in my mobile. Um for four weeks leading up to that while Gabriel was here she never called him, never called me or anything. Out of the blue she calls the RCMP and the family services and claims that she doesn't know the whereabouts of her son.
59. RH: Okay.
60. PF: And that was just a few weeks ago.
61. RH: Okay.
62. PF: So.
63. RH: So the emails that she's receiving, cause she's receiving a lot of emails that are, that are unwanted. Uh she,
64. PF: Allegedly.
65. RH: she told us that they're unwanted. What parts of the alleged (inaudible)
66. PF: I haven't, I haven't seen the emails. I don't know what emails specifically you're referring to.
67. RH: Okay.

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68. PF: She could have taken an email I sent her.
69. RH: Um hm.
70. PF: and simply added a couple of sentences to them so,
71. RH: Okay.
72. PF: at this point I don't, I don't know.
73. RH: Okay, do you email her regularly?
74. PF: Well of course.
75. RH: Okay.
76. PF: We have a child custody issue.
77. RH: Yes and I mean from what I understand the child is an American so falls under U.S. law is my understanding.
78. PF: Well no, not really.
79. RH: Okay.
80. PF: Um,
81. RH: Is he a Canadian citizen?
82. PF: He's got both.
83. RH: Oh he's dual citizenship.
84. PF: Well again according to the Canadian government. If I'm a Canadian citizen as the Canadian government says but they're basing it entirely on what the U.S. government has said. Um, so if I'm a Canadian citizen then that means he automatically inherited citizenship at birth.
85. RH: Okay I see.
86. PF: Because he was born prior to I think it was 2009 they changed that.
87. RH: Okay and I'm not sure of the exact year.
88. PF: Um hm.
89. RH: Um but that actually, that reminds me, that brings me to something else we're trying to figure out here today is your name, who are you, your identity, we've been trying to figure that out. I've, I've heard a couple different names.
90. PF: Yes. Um my legal name is Patrick Henry FOX.
91. RH: Okay.
92. PF: The name on my birth certificate is Patrick Henry FOX.
93. RH: Okay.
94. PF: I changed my name to Richard RIESS in the '90's um and I changed it to Patrick Henry FOX, last year, March.
95. RH: Okay so um you've gone back to what it originally was? You changed it to Richard RIESS at some point in the '90's and now you've come back to what it originally was?
96. PF: Yes.
97. RH: Okay and I'm not, I'm just trying to follow the flow here.
98. PF: Um hm. And if I seem hesitant in my responses, you understand I've had lots of dealings with, not so much with law enforcement but with prosecutors and the criminal or the justice system in the U.S. so I know that you have to be very careful about what you say, especially when you're being recorded and
99. RH: I, I can understand that feeling and I hate getting up in front of lawyers too. Their questions are very leading and,
100. PF: Yes.

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101. RH: I try to keep things open so I get your version of it. Uh there's nothing I hate more than getting up on the stand and the lawyer leads me to some, meaning something I don't mean at all.

102. PF: Right.

103. RH: But the way to word the questions is that I'm gonna go down there so you'll find a lot of my questions are very open, I wanna,

104. PF: Sure.

105. RH: I wanna hear your, your side of it. Um, cause something I have here. I got a copy of this.

106. PF: Yes.

107. RH: Certificate of birth.

108. PF: Yes.

109. RH: Is that yours? Or,

110. PF: I decline to answer that at this time.

111. RH: Okay cause I was confused because that's a state of Florida certificate of birth.

112. PF: Yes.

113. RH: And here I have this travel document here um,

114. PF: This is the document that the Canadian Consulate issued to I.C.E. uh for me to be removed they don't call it deported anymore.

115. RH: Okay.

116. PF: Removed from the U.S. to Canada. I made it clear to the Canadian Consulate um that I was making no claim of being a Canadian citizen or being that person and they said well, we believe you're that person.

117. RH: Okay

118. PF: (Inaudible) okay great.

119. RH: so they believed you were Richard RIESS.

120. PF: Sure, yes.

121. RH: Okay that's what they believe. Um, and this year, I'm, I'm not, today I'm not investigating um, I'm not here to investigate like where you were born really

122. PF: Um hm.

123. RH: like what, if this is a forged document, I was just trying to establish basically who you are, that, that was my only purpose of bringing this up.

124. PF: Ya. With respect to this and whether it will be a forged document or not, I have the original of that at home.

125. RH: Okay.

126. PF: Um you're more than welcome to see it. Um, even if it was a forged document, I'm not using it in order to gain any kind of immigration or other benefit and so,

127. RH: Okay.

128. PF: it would be irrelevant even if it was a forged document.

129. RH: Then and like I said (inaudible)

130. PF: Now if I was to use that to enter the country or something or you know to gain some benefit then that would be different.

131. RH: And I'm not acting as an Immigration Officer,

132. PF: Right.

133. RH: I was really just trying to figure out who you are you know like who are you cause okay, so this is the name you go by, this is the date of birth you go by.

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134. PF: This,
135. RH: Um Patrick (inaudible).
136. PF: Henry.
137. RH: Henry FOX.
138. PF: I didn't want her having all of my information
139. RH: Okay.
140. PF: or information that she could use to contact the family that I deliberately tried to get away from back in the '90's when I left home.
141. RH: Okay gotcha.
142. PF: Um and so if the parents' names and stuff are on there then she could have used that to locate family and cause further problems for me.
143. RH: Okay.
144. PF: Um, but I do wanna be clear,
145. RH: Yep.
146. PF: that regardless of what the position is with this.
147. RH: Yes.
148. PF: The Canadian government's position they insist that I'm that person.
149. RH: Okay.
150. PF: So.
151. RH: So uh Canadian government said you are Richard RIESS and you have since then legally changed your name if I understand correctly back to Patrick FOX.
152. PF: Correct.
153. RH: Okay so you prefer to go by Patrick?
154. PF: Oh yes, absolutely.
155. RH: Okay, Patrick okay. That clears that up.
156. PF: I just wanna be clear that I'm not making a claim to being that person from Sudbury.
157. RH: Okay ya.
158. PF: Like when you asked me earlier where was I born and I said Sudbury, Ontario but I was clear that I'm saying that because that's what the Canadian government is saying.
159. RH: Okay so what do you say? Like where, where (inaudible), just
160. PF: Well you have the birth certificate right there, Patrick Henry FOX, born in Florida.
161. RH: Oh I know and you didn't wanna say if that was you or not and I totally understand that so this, this aside,
162. PF: Um hm.
163. RH: Um, where, where are you from like, if, if you are thinking of you and identifying with yourself.
164. PF: I believe and I have reason to believe,
165. RH: Okay.
166. PF: um and I phrase it that way and I'll explain in a moment why, um that I was born in Florida, specifically Hollywood, Florida which is a suburb just this side of Miami um, and the reason I phrase it that way is because I speak only about facts and firsthand experience and I have no recollection firsthand of my own birth. So therefore I cannot say I was born here or I was born here because nobody remembers where they were born.
167. RH: Ya.
168. PF: I just know what I was told and how I grew up and the information I was provided there.

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169. RH: Okay so growing up I'm guessing just from what you were saying that you were told you were born in Florida and you're from Florida or have I completely misunderstood that?
170. PF: You understood that correctly,
171. RH: Okay.
172. PF: however I'm getting a little concerned now that we're focusing so much on that topic.
173. RH: Oh sorry that was, now that was just my curiosity. So that
174. PF: Oh. No I'm, I'm just
175. RH: You're right, we're off topic and that was just curiosity there.
176. PF: My well, the reason for my concern there is because that's the kind of thing that could be used to establish if somebody is a flight risk and should be denied bond um and if these charges proceed and then I'm denied bond for potentially being a flight risk then that means that I'll be sitting in custody until the matter goes to trial but I can tell you right now even if it got to the point of going to trial the trial would never proceed because Desiree would have to testify at the trial about the evidence that was submitted. Um the evidence undoubtedly is going to be false because there's not enough evidence there to support an allegation or a claim of uh criminal harassment. Um and she's not going to testify under oath that these documents are true when they're not because then we'll be able to prove that they're not true. Um the other issue is she's in Flo, or not in Florida, she's in Arizona and she's a drug addict so I highly doubt that she's gonna travel all the way up here to attend a trial for something like that.
177. RH: Okay.
178. PF: So (inaudible)
179. RH: And I mean that's, that's something down the road that we can look at. Um,
180. PF: Ya.
181. RH: because you spoke of flight risk.
182. PF: Yes.
183. RH: To be honest my concern right now is do you have access to get into the United States? Do you have a, a pa, like basically if you were to show up with whatever documents you have, are you able to legally cross the border into the U.S.?
184. PF: Um I don't have a current passport at this time.
185. RH: Okay.
186. PF: Um U.S. law uh prohibits the U.S. government from preventing a U.S. citizen from entering the United States however as I learned from being in custody for 4 years, U.S. law and the way things are supposed to be, don't matter in the U.S.
187. RH: Okay.
188. PF: Which has a lot to do with why I haven't been making any effort to go back to the U.S.
189. RH: Okay. Uh do you have passports in any other names
190. PF: Nope.
191. RH: that would have your photo on it?
192. PF: No.
193. RH: Okay, okay. Um, do you, do you believe you have any way of getting into the United States without being uh arrested at the border or apprehended at the border?
194. PF: Anyone can, the border is open, just walk across.
195. RH: Okay but do you, like if you were to be seen by a police officer or a peace officer down there, a customs official and they were to identify who you were um do you feel like you'd be allowed to keep crossing? Uh basically what I normally do is if if someone's a flight risk

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196. PF: Um hm.

197. RH: I simply just take their passport.

198. PF: Um hm.

199. RH: You're saying you don't have a passport in your name,

200. PF: Right.

201. RH: so I'm wondering if there's another sort of document that would allow you to cross into the states.

202. PF: Well I have the U.S. birth certificate,

203. RH: Okay.

204. PF: and I have government issued photo I.D. Now technically the U.S. Birth Certificate establishes you a citizenship and so based on that the U.S. government legally cannot keep me out of the U.S. However, at the same time legally they couldn't hold me for four years either but they did. Um, based on that kind of behavior on the part of the government I have very little interest in going back to the U.S.

205. RH: Okay and

206. PF: Um

207. RH: I, I mean that's good for me to hear um to be honest part of me releasing you I might want a condition where we temporarily hold your um birth certificate for the U.S. until we can sort this whole thing out just to make sure.

208. PF: Um hm.

209. RH: But uh Desiree is safe. Um,

210. PF: Um hm.

211. RH: we're just concerned about her safety at this point.

212. PF: Of course you are because she's only 1500 miles away.

213. RH: We, we've seen it all right?

214. PF: Sure.

215. RH: We've, we've seen people with grudges, uh ex-partners.

216. PF: Um hm.

217. RH: There's, there's distance isn't really a limit, if, if they're motivated, if they're angry enough, they're gonna make it happen.

218. PF: Sure.

219. RH: Um I, I don't know that you're one of those guys, I have no way of knowing that but I just have to act on what past experience

220. PF: Ya.

221. RH: has taught us right?

222. PF: Now of course you realize at the same time I could have any time over the past two years since I've been up here could have travelled down to Arizona and done something to her if that was my intention.

223. RH: (Inaudible).

224. PF: Nothing changes now. (Inaudible).

225. RH: Well I, I don't know that right,

226. PF: Mm.

227. RH: some guys, some guys are okay until there's the tipping point of uh absolutely no contact or the tipping point of okay, now you're here with police

228. PF: Um hm.

229. RH: in a cell and you're facing charges. For some, for some people that's the tipping point.

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230. PF: Um.

231. RH: So for me I would say there's something changing here. Does that mean you're necessarily gonna change? No.

232. PF: Correct.

233. RH: But people, people can change from stuff like this.

234. PF: Sure. Now you should also understand that from my perspective her doing this really works in my favor substantially because when our son hears that she has done this, as much as he despises her right now, he's gonna despise her even more.

235. RH: Okay. And how do you feel about that?

236. PF: Well I think that's good. Part of the reason that I withdrew from the custody proceedings last summer is because I wanted him to see how she was going to behave when there wasn't court orders forcing her to let him come and visit um and over the past year he's had a significant opportunity to see what she's really like.

237. RH: Okay. How old is he now?

238. PF: Fourteen.

239. RH: Oh 14, okay.

240. PF: He'll be 15 in September.

241. RH: Mm.

242. PF: Then next year when he turns 16, he's legally, under Ontario law um allowed to leave his parents and live on his own. His plans at this point maybe I shouldn't say, uh it doesn't matter cause once he turns 16 he can leave. Now, anywhere in the U.S. of course you have to be 18, in British Columbia you have to be 19. But because he's got the Canadian citizenship once he sets foot into the province of Ontario,

243. RH: Yep.

244. PF: nobody can do anything.

245. RH: Oh okay, ya, I understand.

246. PF: So that's his intention at this point.

247. RH: Uh and, and I have no safety concerns for your son at this point.

248. PF: Sure.

249. RH: This isn't at all me saying you know you're, you're a bad father to him. That's, that's not at all what this is about.

250. PF: Um hm.

251. RH: And I mean if he wants to come up here and you guys can live happily ever after that's great okay? Uh it's not something I'm concerned about.

252. PF: Right.

253. RH: Um going back to the unwanted emails and stuff.

254. PF: Um hm.

255. RH: Um I've been told about a website as well.

256. PF: Yes there is a website.

257. RH: Tell me about the website.

258. PF: The website contains factual information, only true factual information and I have requested of her repeatedly that if there's anything on the infor, on the website that is not true to let me know of it and once it's brought to my attention then I would correct it because if I knowingly put false information about her on there, then that could be liable, um that would be civil of course I realize that.

259. RH: That, that would be civil.

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260. PF: Right. Um, and so, she has never stated that anything on the website was not true. Now the fact that everything on there is true, um means that it is all entirely legal.

261. RH: Okay does she, has she ever told you that she doesn't want contact with you, that she, she doesn't wanna get into these e-mail battles that she doesn't wanna hear from you?

262. PF: Not really. No I'd have to say no I have no recollection of her ever doing that. She too sends very strongly worded e-mails to me as well of course I'm sure she hasn't provided copies of those. Um, but this is certainly not a one way thing.

263. RH: Ah I've, I've seen some of the e-mails I see there's stuff going back and forth.

264. PF: Mmm hmm.

265. RH: Um, speaking to us it seems like she's, she's called police a couple times now and you know that you've said that,

266. PF: Yeah.

267. RH: Ah, you get called in because she's calling.

268. PF: Mmm hmm.

269. RH: Um have you ever gotten, the opinion or the idea that she doesn't want to hear from you?

270. PF: No. And in fact when I show her e-mails to ah other associates or ah I have a private investigator for example that keeps an eye on her down there. Um, their opinion based on her wording and based on how angry she gets about certain things um is that, how can I say it um, she seems to have some kind of emotional issue that she is upset about or angry about or something I don't know. Sorry emotions are not really my,

271. RH: (inaudible) has she ever,

272. PF: Forte.

273. RH: Oh okay they're not your, they're not my forte either I'm not, I'm no great with emotions. Um, has she ever tried to explain to you what the issue was or what her issue with you was cuz ah to me it just, looking at this,

274. PF: Mmm hmm.

275. RH: And I just got into this yesterday to be honest I,

276. PF: Yeah.

277. RH: Just spoke to her for the first time yesterday um she, she seems like she doesn't wanna talk to you it, it seems like,

278. PF: Mmm.

279. RH: She doesn't want any of this contact she's getting with the e-mails with the website um the private investigator does she even know about the private investigator?

280. PF: Oh I've told her.

281. RH: Oh you've told her okay.

282. PF: Oh yeah.

283. RH: Okay. Um how does she feel about the private investigator?

284. PF: Don't know.

285. RH: Don't know.

286. PF: Haven't asked.

287. RH: Okay.

288. PF: Really how she feels about any of this stuff, doesn't concern me so much. Um, as long as, as long as she doesn't have a reasonable incredible fear for her safety which I can't imagine she could possibly have because again I'm 1500 miles away and she believes because she keeps saying it um, in her e-mails, that I was

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deported and I'm not allowed into the United States. Um she's already made it clear that if I am in the United States and she knows she's gonna call ICE again she's already done it 2 times. Um, so I can't imagine how any reasonable person could have any kind of credible fear for their safety.

289. RH: Okay and, and to be honest um she, she did tell us well she told my partner,
290. PF: Mmm hmm.
291. RH: That she does fear that um, if you were able to get across the border without being noticed,
292. PF: Mmm hmm.
293. RH: Um that you would go there and shoot her. She said,
294. PF: I'm sure that she would say that.
295. RH: And like I said this is something she said and,
296. PF: Mmm hmm.
297. RH: She expressed it as a fear she does have that you,
298. PF: Sure.
299. RH: Be able, you know where she lives um you have photos of, it seems like on the website you're documenting her every move.
300. PF: Not her every move there's a lot of stuff that's not on there.
301. RH: Okay.
302. PF: Her social security number isn't on there yet.
303. RH: Okay.
304. PF: Her medical records aren't on there.
305. RH: And you're saying yet.
306. PF: Yet right because,
307. RH: Yes are, are those going up there?
308. PF: (inaudible) violate no law, well oh yes definitely.
309. RH: Okay.
310. PF: I would not be violating any law by doing that and so I have every intention of putting her medical records from when she was in the psychiatric hospital on there. Um, and her social security number and anything else that is legal.
311. RH: Okay. And um,
312. PF: You understand that I really dislike the woman right? Now,
313. RH: Oh I can, I, I can see that.
314. PF: Not,
315. RH: I can see that.
316. PF: Like I'm not going to risk doing something that um, could result in me, well okay how can I say it? I'm not going to do something that could potentially result in me being incarcerated or deported from Canada or anything like that. Um, but at the same time I have made it very clear to her, that after what she did to me with the deportation and all. Um, it is my, main purpose in life, to do everything that I can ah to completely ruin and destroy her life. Legally though.
317. RH: Okay.
318. PF: Typically by using her own words against her like being a racist for example and white supremacist um those are her views now if I put that on the website, and it's just the truth. If, she's uncomfortable with that and thinks that some Latinos are gonna go her house and yell at her or something, well maybe she shouldn't be a white supremacist.

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319. RH: Okay and you know what that, that is one of the concerns she had ah that she disclosed to us too was ah that specific example is,

320. PF: Mmm hmm.

321. RH: That on the website you, you've wrote, written this stuff as if it's her. And she was concerned that people that would take offence to that, might come to the house and act on that and that, that e-mail your,

322. PF: Mmm hmm.

323. RH: Your son's there. Um and,

324. PF: Yeah she told me about that in her e-mail,

325. RH: Okay.

326. PF: A few days ago.

327. RH: Okay yeah so that was one of them she'd referenced with us. Um,

328. PF: And I responded to that e-mail explaining that yes I did consider that and I explained why I would not be concerned for Gabriel's safety in that type of a situation.

329. RH: Okay and what did,

330. PF: My experience with um, Latino people mainly from Mexico and Guatemala and a couple other countries there. Um, a lot of it from being in custody with them. Is that they are for the most part um, I mean aside from being criminals but ah decent and somewhat honorable people they're not going to go harm somebody's child if they have a beef with the parent.

331. RH: Okay I, I personally can't speak on, on that um I don't know.

332. PF: Mmm hmm.

333. RH: Have the same experience that you do. Ah there was also some comments about ah I think it's promoting Hitler and some of those comments there and,

334. PF: Yes.

335. RH: Hitler was against a lot of people it wasn't just the Jews. He was against,

336. PF: True.

337. RH: A lot. And there are many different races that might be offended by that and in my opinion, I think her fear is real in that she, she would be fearful of retaliation from somewhere else I mean like you said,

338. PF: Mmm hmm.

339. RH: This is available to everyone right everyone,

340. PF: Yes.

341. RH: Can (inaudible) go on this website see this. Ah I mean if, if she's going for a job she's applying for jobs. Um,

342. PF: Yes.

343. RH: These things can pop up. Right?

344. PF: Yes. And that would be the, I guess the goal or the objective of publishing that type of truthful information about her um so that it would prevent her from being able to get a job. But to do so ah on my part doesn't violate any law. As long as the information is true.

345. RH: Well, um, it's more safety concern right and it's, at this point your messages and the things you're doing to her and the constant contact.

346. PF: Mmm hmm.

347. RH: It's when there's a potential safety risk to her because of the things that you're doing,

348. PF: Mmm hmm.

349. RH: That's where it kinda kicks in um she's in the States but you're in Canada and this is the stuff you're doing.

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350. PF: Yeah.

351. RH: Right so you're compiling this stuff. And your actions are, potentially causing someone to be harmed and she has a legitimate fear for her safety in, in my opinion.

352. PF: Okay.

353. RH: For, for retaliation which is, which is why we're here today.

354. PF: Mmm hmm.

355. RH: Okay? Um,

356. PF: But to be clear though, retaliation from other people perhaps because of her racist beliefs and stuff not retaliation directly from me. Or not, not retaliation from me or from anybody influenced directly by me. Meaning like I'm not gonna hire somebody to do anything to her or I'm not gonna have somebody or ask somebody to do anything to her nothing like that.

357. RH: Okay um, you have to understand though like a lot of people though they have views, they keep their views to them, themselves (inaudible) their close ones their, (inaudible) family.

358. PF: Yeah.

359. RH: When they go into public they, they put on an appropriate ah social face ah if you're okay with me calling it that,

360. PF: Sure.

361. RH: And the social face they're respectable to other people um they may, they may not like someone of a certain race but they're still gonna respect them and show them kindness.

362. PF: Sure.

363. RH: The, the problem or I guess the difficulty comes in is if someone's broadcasting what this person may or may not be thinking and her views might have changed I don't know that.

364. PF: Mmm hmm.

365. RH: Um but the, this is being thrown out in a very public manner. Where a lot of people they're not able to, they don't know her they're just reacting on what they see. They don't understand that someone else is posting this on, on her behalf she, she doesn't want this.

366. PF: Mmm hmm.

367. RH: But they just see that as her doing this and,

368. PF: Well then I think possibly a reasonable solution for that, could be in the disclaimer at the bottom of each page, there could be um a comment that the site is not authored by Desiree CAPLANO. Current it says that the site is created and maintained by the immediate family of Desiree CAPLANO. Now that's legally true because we are legally married.

369. RH: Okay. Ah so and it said um, it's maintained by,

370. PF: In the footer at the very bottom of the page.

371. RH: This site ah was created and is maintained by the immediate family and or close personal friends of Desiree.

372. PF: Yes.

373. RH: Who are the close personal friends?

374. PF: Well and or.

375. RH: So, so and the friends okay so it's not and the friends so it, or the friends?

376. PF: Right.

377. RH: But ah there is no friends basically. So it would just be immediate family I mean I'm just, I know I'm picking away but you can, you can see how,

378. PF: Mmm hmm.

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379. RH: This could cause her a, a lot of, my, opinion,
380. PF: That could possible cause her some complications. Then again her calling ICE and filing false reports so that she could get custody of our son by default because the court was not gonna give her custody. And she realized the only way that she would be able to get custody is if I got deported. And that's how all of this started.
381. RH: Okay.
382. PF: So in my mind, I don't think that anything that I may or may not have done with respect to that website, is anything near as bad as what she has done. Gabriel doesn't wanna be with her, never wanted to be with her um so for her to create a situation where I get deported so that she gets custody by default, um I think is far, far more egregious than something like this.
383. RH: Okay when does this end? At what point does, cuz I think (inaudible) mission in life to kinda do this to her.
384. PF: Yes. This ends, well let's see. One way it would end is when she reaches the point that um, I am happy or content with how miserable her life has become. Again without breaking any laws.
385. RH: Mmm hmm.
386. PF: Or um if there is a court order, compelling me or ordering me to take down the site. Of course there's lots of legal ways to get around that as well you could simply put the site up in another country like Italy or Bulgaria or something. Um,
387. RH: So, so at what point does she have to hit, where's this um,
388. PF: If she,
389. RH: Point in her life, that you'd be satisfied she's at that you could stop all this?
390. PF: If she were homeless. Strung out on drugs, and, yeah that would be, I'd be happy with that. Or alternatively, if um the whole world, saw the kind of person that she really is um not this sweet victim that everybody always takes advantage of and she cries on the phone and everybody feels sorry for her. A person like hat a sweet nice person, doesn't do the kinds of stuff that she does. They don't, go to Los Angeles and grab their son that they've had nothing to do with for 9 years the child didn't even know her. And she takes him while I was in custody because she knew I was getting out soon and brings him to Arizona and tries to get custody of him. It took me 3 months to get him back that time. And then I had him back for a year and a half and then she does this thing with ICE. Um, so I mean everybody always sees her as this very sweet nice person and so caring and loving and such but.
391. RH: Okay so we have on the one hand when the whole world sees how she is. How do you think that we could get to that point or how do you think that point will be reached?
392. PF: One way would be to promote the website more. Um, possible have some banner ads on some other high volume sites. But I could think of better ways more effective ways to spend my money than on that.
393. RH: Okay so it,
394. PF: Um,
395. RH: Seems like that doesn't seem like ah, an option that you're gonna hit first. That, the whole world sees who she is cuz I mean the whole world,
396. PF: Right. Well yeah that's,
397. RH: Is a lot of people so we're lookin' at the other option and we're lookin at where she's strung out she's on drugs. Is that where you're tryin' to get her with all this stuff?
398. PF: Okay we need to consider to begin with.
399. RH: Yeah.
400. PF: She's already a drug addict.

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401. RH: Okay.
402. PF: Um she already has a history of ah, chronic marihuana and meth use. Um, the previous guy that she was with he's in prison now serving another 7 years. He had served 7 or 8 years before that and he was a meth addict and such and the reason he's in prison now is he shoplifted ion the AR15 from ah this, didn't, I'm, if you went to the site you probably saw the videos on there.
403. RH: Ah I don't think I looked at any videos ah,
404. PF: Okay.
405. RH: We didn't have the site at one point.
406. PF: Um,
407. RH: You can keep talkin' while I,
408. PF: And so she was with him for a couple of years they were living together um and he was the one with the Nazi propaganda and paraphernalia around the apartment um now let's see. Where was I going with that. Oh yeah and so she would swear that he's the greatest guy that she's ever known there's nothing wrong with him he's paid his debt to society but I knew that he was still up to stuff I mean he got arrested and I found the, there's a lot of, public information on the internet in the US.
409. RH: In the US yes.
410. PF: Yeah like when you get arrested there it's, it's all over the place. Um, and she would keep sticking up for him and she would keep saying oh he's not using drugs I know he's not but then when they executed the search warrant and found the AR15 and they found a bunch of meth in the garage um you can't live with somebody for 2 years and not know that they're using meth. Because when you're using meth you're staying awake for like 3, 4 days at at time you look like crap you lose weight.
411. RH: That's not working, okay.
412. PF: Okay.
413. RH: (inaudible) as usual.
414. B; Maybe it's my server.
415. RH: I don't know.
416. PF: Um,
417. RH: Okay good um sorry where we were going with this is I was tryin' to figure out um, ah I know you're saying she's a drug user already cuz you were saying if she's strung out she has no home then you know you might be at peace here this might end this, is this, the purpose of this you're trying to get her to that point and then this will all stop?
418. PF: Well yeah because then at that point there's nothing more to I mean how much lower can you contribute to somebody being.
419. RH: Okay.
420. PF: Um but again, I wanna emphasize.
421. RH: Mmm hmm.
422. PF: My intentions with that, um would not involve doing anything that would be illegal.
423. RH: Okay. Okay. Let me just go over some of the stuff I had here cuz ah,
424. PF: Sure.
425. RH: I think we've, talked about the most part everything I wanted to talk, okay so ah we've established um that if you were to leave I, like if you were to be released from custody something I would want is your ah, your ah American birth certificate.
426. PF: Sure.
427. RH: To hold onto just to ensure you wouldn't be going down there.

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428. PF: Mmm hmm.

429. RH: Um do you, I understand you have a firearms licence.

430. PF: Yes.

431. RH: Okay and you have how many firearms?

432. PF: Including rifles?

433. RH: Yeah.

434. PF: Um 3.

435. RH: 3. Okay.

436. PF: Though technically, well from a legal perspective, the rifle would have to be mine because my son's under 18. Um, but really it was a gift for him.

437. RH: Okay so the rifle's a gift for your son.

438. PF: Yes.

439. RH: But technically it,

440. PF: But for legal reasons of course it's mine.

441. RH: For legal reasons (inaudible) okay.

442. PF: Cuz he's under 18.

443. RH: Um do you have any sort of permits that would allow you to carry any firearms across the border into the United States?

444. PF: Well I have the ATT which allows me to transport it from home to any shooting range in BC or any border. Or any like point of the BC border. Now since the BC border and the US border touch um then that would be included in it.

445. RH: Okay.

446. PF: However, bringing a firearm into the US like the ATT allows me to transport it to the border.

447. RH: To the border, yes.

448. PF: Bringing it into the US um, that I highly doubt that they would allow me to do in the US.

449. RH: Oh well the, you need a permit to be able to enter the country,

450. PF: Mmm hmm.

451. RH: With, with ah firearms. Ah do you have those permits or those licence that the US would allow you to bring in firearms?

452. PF: No.

453. RH: Okay. Okay. Do you want to go down there and cause her any harm?

454. PF: No.

455. RH: Are you going to go down there and cause her any harm?

456. PF: No.

457. RH: Okay.

458. PF: Let me say if I was going to go anywhere in the US, the only place that I would ever want to go back to or that I would want to go to would be Los Angeles.

459. RH: Why Los Angeles I just went there for my first time and I wasn't impressed.

460. PF: I've lived most of my life there.

461. RH: Oh okay.

462. PF: It's home I mean it's, it's,

463. RH: Oh okay home is home.

464. PF: Yeah and, I don't necessarily believe in love and emotional stuff but using it figuratively I would say that yes I love LA but at the same time I'm very disenchanted with what's become of the US. Every

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since this September 11th and then department of homeland security and these border checkpoints and. It's so much freer up here.

465. RH: Yeah you can get around a lot easier up here.
466. PF: Yeah. You don't have to take your shoes off when you catch a flight. Yo don't have to shot photo ID to rent a hotel room.
467. RH: No um, you, your business is, cuz you, you have a business that ah, solar,
468. PF: Solar Onyx Development Corporation yes.
469. RH: (inaudible) so that's registered up here in Burnaby and ah if I understand correctly in California as well?
470. PF: Yes I also have a California corporation with the same name.
471. RH: Okay and do you go down there to help,
472. PF: No.
473. RH: With the business no.
474. PF: Well no, no it's, it's not actually an operating business just for tax purposes.
475. RH: Okay.
476. PF: In California.
477. RH: Okay that's fine.
478. PF: The one up here is an operating business.
479. RH: Okay. Ah let me see. Tryin' to think of what, I'm pretty sure I've covered everything. Um the firearms you can't carry across the border. Okay um would you consider taking down the website? As, as things are now. I mean,
480. PF: Phrased the way it was? My response to that would be yes.
481. RH: Okay um what, what's, what are the like, what's the likeliness that you would take down the website or what needs to happen besides her hitting, I know we just talked about her hitting rock bottom, the whole world knowing, um what other options are there for the website coming down?
482. PF: Um, under the immediate circumstances I would say that the likelihood that I would take the website down, would be five percent.
483. RH: Okay.
484. PF: You see uh the reason I responded yes to your previous inquiry was, you asked would I consider it.
485. RH: Of course you'd consider it.
486. PF: I would consider it yes.
487. RH: Yeah and then you'd come to the answer no.
488. PF: Right.
489. RH: Okay.
490. PF: Um, now if a situation arose like as I said uh, if there was a court order uh to take it down. Except I think that a court order to take it down would be very, very unlikely.
491. RH: Okay.
492. PF: At the most a court might order me to remove certain information.
493. RH: Okay.
494. PF: Um, but I mean with free speech and such it's incredibly unlikely that a court's gonna tell me to take down the whole site.
495. RH: Okay. If, if you were released on conditions to have no contact with Desiree.
496. PF: Mm.

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497. RH: Would you abide by those court conditions?
498. PF: Well, that poses a bit of a conundrum though. Um because there is the family court proceeding in California that's still going on. Plus there's the issue of uh child visitation and such.
499. RH: Absolutely. How,
500. PF: So if there's
501. RH: how often does he norm-, your son normally come up here?
502. PF: Well,
503. RH: Gab-, Gabriel is it?
504. PF: Gabriel yeah.
505. RH: Gabriel.
506. PF: Um, I, I don't believe in forcing him to visit and so when he visits it's when he decides, when he chooses that he wants to visit. Which usually is every opportunity that he can so really it ends up coming down to whenever Desiree allows him to visit. Um, this, I'm, I, well, at first I was very surprised that she was allowing him to visit like this summer. Then when I found out about the moving and she was moving in with this boyfriend and stuff then it all made sense, she just wanted the kids out of the way so she could do that. Um, I don't anticipate that she's going to be cooperative at all with any further visits.
507. RH: Okay. And what leads you to think that?
508. PF: Um, she's never cooperative. Like, see she does a lot of cruel, vindictive things. Um, but I don't go file exaggerated complaints about it. Um if she does something that is actually illegal, then maybe I'll file a complaint about it but I'm not going to blow something out of proportion just to create a situation like this because it's gonna come back and bite her in the ass later. Um, she has no credibility in the family court anymore because she kept making all these claims about like I'd hid Gabriel from her for nine years and that's why she didn't have any contact with him. Um, this one (inaudible), this matter as well, eventually it's going to be found that whatever evidence she provided that amounted to criminal activity um couldn't have possibly been real evidence.
509. RH: Okay.
510. PF: And so again her credibility then is gonna decrease and ...
511. RH: Okay. Well in, in the meantime before we get to that point
512. PF: Mm.
513. RH: if you were released, so I understand there's a child custody issue.
514. PF: Yeah.
515. RH: Uh is Gabriel old enough that you can make the arrangements with him?
516. PF: Yes and I always do.
517. RH: And you always
518. PF: The arrangements are always made without her. Um, the only thing that we need from her is the consent and even that she like makes a big deal out of it and there has to be a hundred emails back and forth. And she'll make up these ridiculous restrictions and use very vague wording and so then I'll ask her for clarification and she won't respond and a week later I'll ask her for clarification again. And then she'll accuse me of being belligerent and ...
519. RH: Okay. Um, would you abide by conditions of no contact her except in accordance uh with childcare or, if it was worded that it was, it could only be allowed if it was in terms of childcare and transporting Gabriel for visitation?
520. PF: Um we need to clarify what we mean by no contact.
521. RH: Uh no, it'd be no direct or indirect so you can't go see her which isn't gonna

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522. PF: Yeah.

523. RH: Right? Um, no emails, no text messages, no phone calls. Uh in no way a message go between you and her.

524. PF: Mm-hmm.

525. RH: You can't tell someone to go deliver a message for her, you can't send a telegraph

526. PF: Mm-hmm.

527. RH: or whatever other way you can think of. Um except if that message was solely and its only purpose was to um organize a visitation

528. PF: Mm-hmm.

529. RH: between you and Gabriel whether that be a flight or a Greyhound bus.

530. PF: What if the communication is channeled through an attorney?

531. RH: That can be arranged as well, but it would have to be attorney, like through an attorney.

532. PF: Mm-hmm.

533. RH: Um, but

534. PF: Yeah say like uh, if it went from my attorney and then my attorney contacted her.

535. RH: But that would be in, in relation to the child care.

536. PF: Maybe.

537. RH: Okay but, okay then no 'cause the, the statement or the conditions

538. PF: Mm-hmm.

539. RH: would be no direct or indirect contact with her.

540. PF: Mm-hmm.

541. RH: Except for the purposes of um organizing visitations for Gabriel. And the sole purpose of those communications would have to be for Gabriel, there could be nothing like hey I'm gonna add this to the site, or hey what do you think of this idea, or hey I don't like you for that.

542. PF: Mm-hmm.

543. RH: It could be none of that, it would just be specifically for Gabriel.

544. PF: Mm. And I'm going to assume if a situation arises where she initiates something like a civil proceeding against me, um then obviously we would be permitted to communicate likely through the attorneys. For the purposes of that. Like say if she were to try to get a court order for me to take down the website. Um obviously I would have the right to defend myself in such a civil proceeding.

545. RH: Um yeah but I, I don't see why you would need to uh, discuss things with her that could be um

546. PF: Through the attorneys.

547. RH: The attorneys.

548. PF: Course she probably wouldn't hire an attorney. So my attorney would then have to communicate with her directly.

549. RH: If she was doing the civil thing. I mean if, if that happens you can cross the bridge when the time comes.

550. PF: Mm-hmm.

551. RH: Um and if you need advice I mean I would suggest calling a lawyer, be like hey this is, this is my situation, do, do you think I have the right to speak through you or through someone else to send a message to her.

552. PF: Mm-hmm.

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553. RH: And what they would likely do is they would give you the proper legal advice or they might have you call in at the station and, you know speak to um, either myself or my partner that's working the call and we can go over what the situation is.

554. PF: And how long would these restrictions be in place?

555. RH: These would be in place until this file is concluded. So basically um in order for me to release you,

556. PF: Mm.

557. RH: if I was to release you what I wanna release you on is a Promise to Appear.

558. PF: Mm-hmm.

559. RH: So it basically means um you're gonna have a court date, we'll figure out a court date. Um, I don't know how long yet but there'll be a court date down the road.

560. PF: Mm-hmm.

561. RH: And between now and that court date you will not be allowed to contact her.

562. PF: Mm-hmm.

563. RH: In any means except for uh Gabriel. And then once it goes to court they can either uphold the conditions or they can say no we don't want those.

564. PF: But actually if there was a pending criminal matter and she's the victim and I'm the defendant, under those circumstances the defendant typically isn't allowed to have contact with the uh, the victim anyway.

565. RH: Well that's what I'm saying.

566. PF: So

567. RH: So this, this is a criminal investigation.

568. PF: Hm.

569. RH: So the conditions that you'd be, basically for me to release you,

570. PF: Mm-hmm.

571. RH: I have to make, I have to be satisfied that she's safe where she is.

572. PF: Mm-hmm.

573. RH: Okay I get the distance but like I said there's people that would travel that distance. Um so that's why I wanna remove the tr-, the, the birth certificate from you temporarily so that just to keep you from going down there to see her. Um, the firearms uh if I have the tr-, if I have your birth certificate you're first of all not gonna get down there, second of all you're not gonna be carrying uh a firearm down there because you don't have um, the, the licence in the States.

574. PF: Sure.

575. RH: Um, normally I would take the firearms from someone and I would, I would uh have their licence taken from them temporarily until the matter's settled.

576. PF: Mm-hmm.

577. RH: Because you're in Canada and she's in the States and removing that birth certificate I don't think you'll be able to get to the United States. I'm comfortable with you having the firearms as, as long as you're, you can tell me you're not gonna harm anyone with your firearms.

578. PF: I can tell you I'm not going to harm anyone with my firearms.

579. RH: Perfect.

580. PF: And I can tell you that sincerely. Um,

581. RH: Okay.

582. PF: and admittedly that was one of my main concerns. It's a hobby.

583. RH: Yeah.

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584. PF: I have very few interests and hobbies outside computers and going to the range is one of them.

585. RH: Okay. Good shot?

586. PF: Um ...

587. RH: Or ...

588. PF: Depending on which um, which one I'm using at the time, like with the Beretta 95F I think I'm pretty accurate. Um I've got this Ruger SR45 though. Terrible, terrible gun. It jams so much and ss,

589. RH: Oh.

590. PF: Ruger's uh ...

591. RH: Uh I'm not an expert on guns, this is basically the only, oh I don't even have it on me. Well when I do have my sidearm on me

592. PF: Mm-hmm.

593. RH: that's, it's the force on, it's the only one I really fire.

594. PF: Smith and Wesson 5 something or other, I can't remember.

595. RH: 5946.

596. PF: Sure.

597. RH: Uh. Hm.

598. PF: 40 cal or nine?

599. RH: Nine.

600. PF: Mm.

601. RH: (chuckles)

602. PF: I was gonna shoot one at DVT but they didn't have that particular one.

603. RH: Oh okay, okay. Is that your main uh range there?

604. PF: Yeah I have a membership there.

605. RH: Oh okay, good, good.

606. PF: Well it's pretty much the only one though. I mean, there's some outdoor ones (inaudible).

607. RH: Well if you wanna drive out to Abbotsford or,

608. PF: Oh no too far.

609. RH: There's one there. But uh, okay so yeah. In order for me to release you

610. PF: Mm.

611. RH: those are the kinda stuff that I take and then the last one is uh the contact right, 'cause it's a criminal investigation and

612. PF: Mm-hmm.

613. RH: for me to release you I'd wanna be sure uh that you are not going to contact her.

614. PF: Yes.

615. RH: Through those emails. Through phone calls, through, through those other means. I understand that you have a, uh a kid together, a child.

616. PF: Mm-hmm.

617. RH: And that there is visitation that happens back and forth. Which is why I would put on the conditions except,

618. PF: Sure.

619. RH: like I said for when organizing visitations for Gabriel.

620. PF: Okay.

621. RH: Would, would you abide by those conditions?

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622. PF: Yes. Um, so let's see. With respect to the trial because absolutely there's no way I'm going to, I mean I don't know how much you looked into me in back, back in Arizona and such but uh, I sat in the (inaudible) Country jail county for 15 months fighting that forgery thing,
623. RH: Okay.
624. PF: representing myself and I absolutely wouldn't take a plea on it because I didn't do it so um, so obviously for something like this I mean there's absolutely no way I would take a plea so it is gonna go to trial. Well it'll actually get dismissed before it goes to trial but, um I would push or have my attorney push to get it to go to trial. Um, under Canadian, well no I guess there's no Canadian law that could force her, compel her to come and, it's not like the U.S. is gonna extradite her if she doesn't show up for trial.
625. RH: She may very well choose to come, I don't know and if
626. PF: Mm.
627. RH: Hey if she doesn't,
628. PF: Well I want her to come.
629. RH: well then it's good for you right? If
630. PF: No, I'd want her to come.
631. RH: Why?
632. PF: So that she could testify under oath that whatever she submitted as evidence was, was true and it wasn't tampered with in any way and, then she'll commit perjury. Of course usually perjury's not really enforced and they'll just blow it off but ...
633. RH: Okay well, I mean, I think it would work in your benefit if she didn't come up but if you're wanting her to come up well then I mean, it's whatever you want but anyway um,
634. PF: Well
635. RH: just the, the only thing I'd um, actually seen about your record in the States before coming in here was actually literally right before I got you from the cell, um one of my partners uh, showed me on the cell phone he pulled up an article um, I guess you were convicted of ...
636. PF: Perjury and false personation.
637. RH: That's the one.
638. PF: Yes. And I could have those vacated. Um however I'm not because it works in my favour having those.
639. RH: Okay.
640. PF: Because, are you familiar with (inaudible)?
641. RH: No.
642. PF: It means that once any one court makes a ruling based on some factual basis, no other court um can make any kind of ruling that would be contrary to that. So as long as there's a ruling that's based on a factual basis that I'm not a U.S. citizen, there's no way that the U.S. government can ever change and say that I am a U.S. citizen and exercise any kind of control or authority over me.
643. RH: So
644. PF: So as long as that conviction is there,
645. RH: They can't draft you.
646. PF: They absolutely cannot force me to go back to the U.S.
647. RH: Okay.
648. PF: They have to admit that oh well we made a mistake, and if they do that they have to admit that they held me illegally for four years because they have the birth certificate, they knew I was a U.S. citizen. Um, so it works in my favour.

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649. RH: (Inaudible).

650. PF: As long as that conviction's there then I get to stay in Canada.

651. RH: Alright, that's good then. Okay. Um, that's all the questions I have for you.

652. PF: Okay.

653. RH: Um but you, you would abide by those conditions and,

654. PF: Yes.

655. RH: Okay good. Um so basically what I'll do is we can uh end the statement, I'll take you back to your cell for now, I'll talk to my supervisor. Like I said I'm like, mm pretty sure, I'm like 99 percent sure you're gonna be released tonight on a Promise to Appear uh with the attached Undertaking and the Undertaking's what has the conditions.

656. PF: Mm-hmm.

657. RH: Okay. And um ...

658. PF: Let me clarify one point.

659. RH: Yes.

660. PF: Uh with respect to no direct or indirect contact.

661. RH: Yes.

662. PF: The private investigator um can continue to monitor her activities and such as long as he has no contact with her right?

663. RH: He, yeah he can't be presenting any sort of messages to her from you.

664. PF: Right. We wouldn't want that anyway. We don't want her knowing what he looks like or who he is because, the whole point of ...

665. RH: No I just assumed she, she knew.

666. PF: Oh no, no.

667. RH: Oh okay. Okay.

668. PF: The whole point is being discreet so he can like follow her to her drug dealer's place and get pictures of her buying or (inaudible)

669. RH: Okay but he can't like leave a message in her mailbox

670. PF: No.

671. RH: saying I'm watching you.

672. PF: Oh no.

673. RH: From Patrick. Right? You, you can't do something like that.

674. PF: No of course not.

675. RH: Alright. Um, any other questions?

676. PF: How do I get home from here?

677. RH: Uh

678. PF: I guess at this time of night I can call a cab.

679. RH: We might, we might drive you because like I said to be released I'm gonna want that uh,

680. PF: Oh right the birth certificate yes.

681. RH: birth certificate. And you know where that is at home,

682. PF: Yes.

683. RH: you'll be able to get that, okay perfect. Alright so you know what we'll do, we'll uh conclude the statement it's uh 10 after (inaudible). And uh (recording cuts out)

/bjp/cal/lg

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: CIVILIAN WILL SAY - 1

Subject: CAPUANO DESIREE
 Related Entity: CAPUANO, DESIREE (VICTIM #1)
 Author: 254736 DUPONT, JEAN-PHILIPPE
 Related date/time: Sunday, 2015-Jul-19 16:29

ROLE:[Victim of Crime]

WILL SAY:

[- CAPUANO advised she has been harassed by Richard RIESS (FOX).]

Cooperative: [Yes] Comments:[]
 Interpreter: [No] Language:[]
 Special Needs:[No] Comments:[]

Unavailable: From:[]/[]/[]to[]/[]/[]
 Reason:[]

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BURNABY RCMP
GENERAL OCCURRENCE HARDCOPY

GO# 1202 2015-32597

CRIMINAL HARASSMENT

Narrative: CIVILIAN STATEMENT - 1

Subject: **CAPUANO DESIREE**

Related Entity: **CAPUANO, DESIREE (VICTIM #1)**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Sunday, 2015-Sep-20 08:21**

Burnaby File: 15-32597

Statement of Desiree CAPUANO

Statement Date: 2015/07/19

Statement Time: 13:26 hours

JD: Cst. DUPONT J.-P.

DC: Desiree CAPUANO

1. JD: This is Constable DUPONT for file number 15-32597. Reg. number 61612. It is currently 13:26, Sunday, July the 19th. Okay so if you can just say your name and make sure you speak loud on the recorder so we can hear it.

2. DC: Yes. My name is Desiree CAPUANO.

3. JD: Perfect. Alright start with can you give me a little bit of uh the summary of your relationship with him, when, when you met and how long you were together and, and son.

4. DC: Yeah. Uh we met in the year 2000. Um we were together off and on for a couple months.

Um I ended up pregnant and uh we went through a marriage ceremony. Um within the first year of the child being born we separated and have not been together since. That would have been 2001, 2001 or 2002 that we separated. Um the marriage was not legitimate as he was going by the name Richard RIESS and married to two people in the United States. I was the second one. (clears throat) 'Scuse me. Um I did know that he was from Canada. Uh he did tell me at the time that he was making up and using social security numbers in the United States. Uh and that he was not here legally. Um, and I was very young and I was very naïve at the time and uh, um, do you want the whole story, it's really long.

5. JD: No, no I'll just, I'll just sit and maybe if you can tell me then uh about the harassment just for how long has it been going on?

6. DC: Sure. Uh he, he took my son Gabriel uh when he was about a year and a half old and uh, proceeded to move between states and so for about nine years I had no idea where my son was. Um, in uh, February of 2011 I received a letter from him uh from uh several jail in the United States asking if I wanted to know where my son was. I replied yes and uh since that time um, it's, he's just been bombarding me with things.

Um it got really bad in uh, towards the end of 2011. But um all throughout 2011, 2012, 13 and 14 uh and now 15 um, it, it's been a series of him watching my every move, uh checking out all of my information, trying to find out as much as he can, um taunting me with it, uh threatening um jj, basically keeping me under his thumb.

Moving exactly where he wants me to go. Um in 2000, (clears throat) 'scuse me, in 2014, March of 2014 um he uh, he, he decided to move beyond the custody or the, the issues of child and he started up a website that is my name and has all of the information that he's gathered over the years up there and uh, he created a LinkedIn account uh connected to my primary um that had all of my work associates and said that I was a stripper and

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CRIMINAL HARASSMENT

uh, drink beer and, and uh, that um, you know did drugs and so all of my work colleagues were connected to that account. I uh, worked (inaudible) (inaudible) get it taken down and I did get it taken down but there was no repercussion for him. Uh he then proceeded to send emails to everybody that I worked with. Um things like I do drugs and there's nothing that you can do about. Um he sent long, long emails depicting the custody issues to over 600 people in my organization, in my company's organization. That he (inaudible) letter to the board of trustees for the company that I work with, um the board members and uh it said I smoke pot and there's nothing that you can do about it so fuck you. And uh he sent me emails saying that he was doing this to try to get me fired. Um and that his purpose in life is to destroy me and he would not stop until it was done. Um my company supported me and they uh, they, they locked down all communications (inaudible) (inaudible) individuals that had been compromised in it and um, so uh nothing bad happened to me during that but um, uh with the help of my company and myself I got the website taken down in the United States through Go Daddy. Uh Go Daddy finally took (inaudible) and made him take it down. It was down for a little bit until he um, got the internet provider up in Canada and started hosting it himself so the website is now back up. Um, uh there are threats to contact my current employer uh or what he presumes is my new employer and start the same things as he's done with my old one, give them the website and um tell them his opinions of me and, and see if he can get me fired from there. Um, he's uh, indicated that he wants to hire someone to have sex with me so that he can get intimate pictures to put on his website. Uh he claims to have my social security number uh which he says he's gonna use uh for various different things, um posting up on billboards or posting on the website. Um, uh, he, I had a conversation with my son and said that uh, he would love to shoot me but that uh it's not worth the risk of going to jail. And so he won't physically shoot me. Um and throughout all of the emails uh he basically says that there's nothing that I can do to stop him.

7. JD: Okay. Uh so, so have you asked him to stop then?

8. DC: I have. I have asked him to stop many times. I've asked him to stop with the emails, I've asked him to stop with the harassment, I've asked him to stop with the uh website, uh yes.

9. JD: Oh.

10. DC: And every single time he comes back and claims that he is not harassing me, that he is well within his rights to do whatever he wants to do.

11. JD: Okay um, a couple questions just so that we can uh have on file so that we know uh those specific things. Uh,

12. DC: Mm-hmm.

13. JD: can you just tell me about with the custody arrangement for your son.

14. DC: Yes. Uh, our son is 14 years old, he will be 15 next month. Uh sorry not next month, in September. Um, and currently I have sole physical and legal custody of the child through the State of California, uh which has jurisdiction over the child, United States. Um I am required to provide reasonable visitation uh for my son to see his father as determined by me.

15. JD: Okay. Um, so your child is under U, uh U.S. or Ca-, Canada, Canada law?

16. DC: United States.

17. JD: United, okay. Alright um, just checking here. Did you ever give permission to anybody to use the photos or information that's on the website that, that he's (inaudible)

18. DC: No, uh I did not. The photos were access through my son's social media account. The pp, um the father accessed my son's social media account with whom I was linked and accessed all of my information through there without my permission. I have had, I have since had to block my son from any social media sites that I'm on.

19. JD: Okay. Alright um

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20. DC: Specifically Facebook.
21. JD: Okay. So Facebook. Um did you have access, well how did you have access to the uh government documents from Richard RIESS? 'Cause you, 'cause I received the, the documents, government documents. How did you have access to that?
22. DC: Uh which government documents, the deportation record?
23. JD: Yeah and the other uh documents that, (inaudible).
24. DC: He sent them to me. Um I told him that I would not send my son to Canada um, to a person by the name of Patrick FOX, since the custody order and the visitation and my son's birth certificate is all labeled as Richard RIESS. Richard RIESS is the father, Richard RIESS is on the custody order, that is the only person on the custody order. And I told him that if he had no documentation connecting him to the person Richard RIESS that I was not going to send my son up there. So he sent me, um a copy of the deportation paperwork stating that his name is Richard RIESS. And then he sends me an email with a birth certificate and a gun licence and um, uh an I.D. all Canadian with the name Patrick FOX.
25. JD: And uh, and how, how were you able to connect that this was coming from him?
26. DC: Um, well the email, emails have originally started with Richard RIESS. The emails then changed to Patrick FOX and then Patrick FOX at the company. Um I have an email from the Patrick FOX email address stating that I should still refer to him as Richard RIESS. Um, I have emails from him stating that even though he's Patrick FOX he still is Richard RIESS. Um, honestly I'm quite confused about who he is. But uh this is the person that I've sent my son to go visit ever since he was Richard RIESS, the same um, same address, same phone number.
27. JD: Okay.
28. DC: As far as I can tell it's the same person.
29. JD: Okay. And uh the documents that I received with, with all the emails exchanged, were you the one that sent it to me?
30. DC: I'm sorry can you repeat that one more time, I'm so sorry.
31. JD: (Inaudible) just so that we can add it on the file. Were, were you the one that sent the uh, the emails copies to me?
32. DC: Yes, I am.
33. JD: Okay. Uh do you fear for your safety?
34. DC: One more time.
35. JD: Do you fear for your safety?
36. DC: I fear that Patrick FOX has the ability to enter the, the United States unknown to either country. I fear that if he had nothing to lose he would enter the United States under the identity of Patrick FOX and would shoot me if he could not get caught, yes.
37. JD: Okay. I know it sounds just kind of uh robotic, here my, my answers, my questions but it's just so that we can have everything uh clear here. So is this website, the one that he made, is it affecting you in any way?
38. DC: Yes. That website is (inaudible) almost jeopardized my job. Um it is the first thing that people see when they research my name. Um, I have had individuals, work colleagues approach me about the website, it's defaming my reputation. Um future employers uh when they research or background check or anything else they see this website. Um yes it is affecting me.
39. JD: Okay. And uh, and I know there was, well you already told me a little bit about the, that you fear that he would come and, and shoot you. But you could just tell me again about the, the, the threats that he's made towards you, just more specifically about that.

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40. DC: The threats that he has made are not physical, the only physical threat that he has made is that he would, he would shoot me if he could get away with it. Um, most of threat are to destroy me and any potential life that I might have. Um it's uh all geared around destroying my reputation, ensuring that I can't get a job, um, basically damaging my life to the point that I can't live. Um the threats that he makes all indicate that he plans on doing this within the law so that I cannot prevent him, uh or stop him from doing so.

41. JD: Alright um, (clears throat) sorry, so uh, can you tell me a little bit about maybe the, the last interactions you've had with him? Well I mean through uh the last thing that he sent you.

42. DC: Yeah. Yes I can. Um, the last conversation or the (inaudible) conversation uh emails that I've received from him are regarding my physical address. Uh due to the issues that I've been having with him I, I did not want him to have my physical address. I am renting a house from someone V01

V01 and I have agreed to not allow the address to be made public. So I did not give um him the address. Uh, he was able to find the address anyway and he has put the physical address up on the website.

Um the ca-, the emails that I have received uh, regarding this um are, um, are basically just statements that, you know he has the address, he can publish the address, there's nothing I can do about it. He's now researching the person that owns the house, finding out as much information as he can about the person that owns the house. Um talking about how he's maybe gonna contact them or um, at least you know um, issues or complications that uh the owner of the property may encounter by allowing me to be a tenant in his house. And uh, and then threats that to withhold the address from him is to abscond um, our son from him and um, in some way it would be uh like kidnapping if I don't provide him the physical address but it doesn't matter because he has it anyway.

43. JD: I see. Okay um, you mentioned something earlier uh, I know it's probably, it would probably be a long story but if you could just uh summarize a little bit. You said that he took your son for nine years.

44. DC: Yes.

45. JD: You mentioned. Can you just tell me a little bit about that period of time what happened?

46. DC: Mm. Yeah. Uh, I uh, I left him and I had my son with me. Um I was in Arizona, he was in California. I went to Florida um, to visit, um the plan was I was going to be there for a couple days and then I was going to fly back to Arizona and get my son and go back to Florida. While I was on my way to Florida, he went to Arizona and he took my son from my mom who was watching him. He took uh my son back to California, filed for custody and said that I abandoned my, my child, my son. Um, we fought for about a year until we were awarded joint custody. The problem was that the joint custody was two weeks with each parent and I was in Florida and he was in California. And so we were supposed to fly a one year old back and forth between California and Florida every two weeks. I had the first visitation with uh Gabriel, our son and um, Richard, Patrick came to Florida to pick him up, he tried to disable the brake lines on my car and uh, I gave my son to him as per court order. Um he took Gabriel and I did not see him again. Uh for the next two week visit I could not afford to fly him out. Um, uh the email address changed for him, the phone number changed for him.

Um, I lost contact with him, uh he did not provide any contact information for me to keep in touch with my son. Um, couple years later he showed up in Arizona, uh tried to contact my mother. My mother got to see my son uh, her, her grandson uh for a couple days and then he was gone again. The place where he was living was abandoned, the phone number didn't work anymore. Couple more years went by, didn't hear anything again. Uh showed back up in Arizona, uh new address, new phone number. Um, I spoke to my son one time in 2007. Uh he was six or seven years old. Um and my son just kept rr, asking me to come meet him in the park in the middle of the night and I told him I couldn't do that. And uh, I didn't hear from him again until 2011. Um, so uh from Florida I did try to find my son many, many times. I tried to locate him, I contacted everybody I could think of and nobody could help me. So um I didn't know if he was in California, I didn't know if he was in Arizona. Uh when I finally, when Richard or Patrick, whatever his name is, when he asked me if I wanted to know where my

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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son was it was 2011. Richard RIESS uh was in Arizona in a federal detention facility. My son was in California uh being raised by a lady that he knew, that did not have guardianship, never tried to contact me or find me, just took him and started raising him when Richard was arrested.

47. JD: Okay so, so that's, is that the moment when you, you saw your son again in 2011?
48. DC: Yeah.
49. JD: Oh.
50. DC: First time.
51. JD: And at, at the moment uh Gabriel is living with you.
52. DC: Uh no, at the mo-, at the time that I, I met
53. JD: I mean uh as of now.
54. DC: Oh as of now he's with me.
55. JD: Yeah okay. And uh, what kind of uh, relationship is he having with his, his father other than (inaudible), the reason, the reasonable visits like other than that?
56. DC: Um I believe they communicate over text message, phone. Um, Richard RIESS provided a cell phone, a mobile phone for my son. That mobile phone apparently he has used to track (inaudible) to find Gabriel's whereabouts and that's part of the way that he was able to get the address, the physical address of where I live now. So he's been monitoring Gabriel's actions and location through this phone.
57. JD: Mm.
58. DC: That um, yeah.
59. JD: Okay. Uh at this moment I'll st-, I will end the statement but I will continue talking to you a little bit. Okay so it's currently 13:47, this is the end of the statement.

/lg

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Narrative: POLICE WILL SAY - 2

Subject: Cst. DUPONT 254736

Author: 254736 DUPONT, JEAN-PHILIPPE

Related date/time: Sunday, 2015-Sep-20 09:32

ROLE:[Lead Investigator]

WILL SAY:

- [- Took audio statement from CAPUANO
- Arrested Richard RIESS (FOX)
- Released FOX on a Promise to Appear]

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: POLICE STATEMENT - 1

Subject: **Cst. Huggins 212310**

Author: **212310 HUGGINS, RICHARD**

Related date/time: **Sunday, 2015-Sep-20 08:42**

Initial Call

On July 19, 2015 Cst. Huggins assisted Cst. Dupont with a Criminal Harassment file. Cst. Huggins was present with Cst. Dupont when he spoke with Desiree Capuano (Capuano). Capuano advised that she was still having difficulty with her ex-husband who she knew as Richard Reiss (Fox). Capuano advised that her ex had recently been telling her that his name was Patrick Fox (Fox). Capuano further explained that though she had reported the issue in the past, Fox had refused to stop emailing her and refused to take down a website which he had allegedly created pretending to be her. Capuano was having trouble reporting the issue as she was a citizen and resident of Sahuarita, Arizona and Fox was a resident of Burnaby, British Columbia. Please see the statement of Cst. Dupont for further details.

Additional Information Gathered

On July 19, 2015 at 1132 hours, Cst. Huggins contacted Capuano with clarification questions. Cst. Huggins learnt that Capuano and Fox had a custody agreement in the United States of America (USA), and that their child was governed under USA law. Capuano explained that the only reason there was still contact between her and Fox was for the sake of their child. Capuano added that Fox was taking advantage of their son, and using him as an excuse to contact Capuano excessively for unrelated reasons. Capuano reported that Fox had recently threatened not to send their son back to her.

Capuano informed Cst. Huggins that she "knew" the emails were coming from Fox as they spoke about their child agreement. Capuano advised the emails she was receiving were coming from patickfox@solaronyx.com.

Investigation of Website

On July 19, 2015 Cst. Huggins looked up the website www.desireecapuano.com. Cst. Huggins looked through the website and saw that there was information posted about Capuano. The website claimed to be written by Capuano and contained several remarks that could be considered controversial. The website posted Capuano's address, phone numbers and photos from her personal life.

Cst. Huggins began investigating the origins of the website. Using the "ping" feature on a computer, Cst. Huggins was able to acquire the IP address of the website. Cst. Huggins then used an open source Internet website (whois.domaintools.com) to determine who the owner of the website was. Cst. Huggins observed that the associated emails to the website were "patrickfox@solaronyx.com" and "abuse@web.com". The registrant's address was listed at 3846 Sunset Street, Burnaby, BC, Canada V5G1T3. The phone number listed was 604-889-9256. PLEASE SEE APPENDIX B

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Cst. Huggins watched as Cst. Dupont conducted checks on the Police Records Information Management Environment (PRIME), and observed that 604-889-9256 came back to "Ricky Reiss" which was listed as an alias for Richard Reiss (Fox). The address listed for the registrant was the same address Fox on PRIME.

Arrest Attempt

On July 20, 2015 at 2010 hours, Cst. Huggins accompanied Cst. Dupont to 3846 Sunset Street, in Burnaby, British Columbia. Police conducted a door knock on unit 203. When there was no answer Cst. Huggins spoke with the neighbouring tenant. Cst. Huggins asked the neighbour if he knew the name of the occupant of unit 203. The neighbour responded "I know him by two names. Patrick and Richard".

Please see Cst. Dupont's statement for details on the arrest.

Interview of Fox

At 2314 hours, Cst. Huggins began taking an audio statement from Fox. For a full account of the statement please see the statement of Fox. The following is, in part, what was stated by Fox:

- Fox discussed the website;
- Fox advised "Um, it is my, main purpose in life, to do everything that I can ah to completely ruin and destroy her life. Legally though."
- When asked at which point this would end, Fox replied "This ends, well let's see. One way it would end is when she reaches the point that um, I am happy or content with how miserable her life has become. Again without breaking any laws."
- Fox later added "If she were homeless. Strung out on drugs, and, yeah that would be, I'd be happy with that. Or alternatively, if um the whole world, saw the kind of person that she really is um not this sweet victim that everybody always takes advantage of and she cries on the phone and everybody feels sorry for her."

Digital Copy of Website

Cst. Huggins created a digital copy of the www.desireecapitano.com to document what the website looked like at the time of the arrest. A digital copy of the original website has been made and attached to this package. On July 21, 2015 an update appeared on the website. PLEASE SEE APPENDIX H

Information from District Court of Arizona

On July 27, 2015 Cst. Huggins received an email from Cst. Jubbal. The email contained a document(See Appendix G) which advised a male by the name of Richard Steven Riess, 34, of Ontario, was sentenced to 24 months in prison for falsely claiming to be an American Citizen and for perjury. The document gave a case number for the Office of the United States Attorney District of Arizona.

On September 21, 2015 Cst. Huggins emailed Dominic Lanza (Lanza) of the District Court of Arizona. Cst. Huggins provided the document and asked if Lanza could verify the authenticity of the information provided in it. Cst. Huggins received a response from Lanza advising that the information in the document appeared to be

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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correct. Lanza provided three court documents in relation to the related Arizona court case (Appendix F). The documents confirmed that Richard Steven Riess (believed to be Fox) was convicted of perjury.

Cst. R. Huggins
Reg: 59640
HRMIS: 212310
Burnaby RCMP
A Watch

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: MISCELLANEOUS NOTES - 1

Subject: **ATIP ACCESS**

Author: **177698 HODGINS, JENNIFER**

Related date/time: **Tuesday, 2015-Sep-22 14:10**

On September 15, 2015 ATIP accessed this file. The ATIP reference number is P-2015-06357/F142.

Constable J.A.HODGINS, Burnaby RCMP, Civil Disclosure, HRMIS 177698/REG 57221

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Narrative: MISCELLANEOUS NOTES - 2

Subject: **COURT LIAISON NOTES**

Author: **116288 AHIRA, RAJINDER**

Related date/time: **Friday, 2015-Oct-16 08:28**

October 16, 2015

File reviewed and forwarded to Crown Counsel at 222 Main Street for charge approval.

PTA date set for October 28, 2015

ED5884 submitted by Cst. DUPONT and Cst. HUGGINS.

File sent onto JUSTIN.

Raj AHIRA
Court Liaison
Burnaby RCMP
116288

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: MISCELLANEOUS NOTES - 3

Subject: **DISCLOSURE REQUEST**

Author: **163446 LEMAIRE, SHARRON**

Related date/time: **Thursday, 2016-Jun-30 16:57**

The Disclosure request has been scanned and attached and can be viewed under Attachments.

Sharron LEMAIRE//Burnaby RCMP Records Dept.//163446

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: MISCELLANEOUS NOTES - 4

Subject: **DISCLOSURE REQUEST**

Author: **163446 LEMAIRE, SHARRON**

Related date/time: **Saturday, 2016-Jul-30 16:00**

The Disclosure request has been scanned and attached and can be viewed under Attachments.

Sharron LEMAIRE//Burnaby RCMP Records Dept.//163446

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: CPIC INFORMATION - 1

Subject: **HFIP A:FOX, PATRICK**

Author: **HFIP**

Related date/time: **Thursday, 2015-Oct-15 18:44**

RECORD ADDED FIREARMS INTEREST POLICE

FOX, PATRICK HENRY

SEX: MALE DOB: 1973-11-24 AGE: 41

****FIREARMS INTEREST POLICE****

*****THIS PERSON MAY BE OF INTEREST TO FIREARMS OFFICERS*****

OCCD: 2015-07-19 EXP: 2020-07-19

CASE: 2015-32597A00

RECORD OWNER

BC20041 BURNABY DET 604-294-7922 2015-10-15 21:44

MAXIMUM EXPIRY DATE ASSIGNED

2015101521444420151015214444

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	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Narrative: CPIC INFORMATION - 2

Subject: **HFIP A:ALIAS-RIESS, RICKY**

Author: **HFIP**

Related date/time: **Thursday, 2015-Oct-15 18:44**

RECORD ADDED FIREARMS INTEREST POLICE

RIESS, RICKY STEVE

SEX: MALE DOB: 1973-11-24 AGE: 41

****FIREARMS INTEREST POLICE****

*****THIS PERSON MAY BE OF INTEREST TO FIREARMS OFFICERS*****

OCCD: 2015-07-19 EXP: 2020-07-19

CASE: 2015-32597A01

RECORD OWNER

BC20041 BURNABY DET 604-294-7922 2015-10-15 21:44

MAXIMUM EXPIRY DATE ASSIGNED

2015101521444420151015214444

***** CONFIDENTIAL *****

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597	CRIMINAL HARASSMENT
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Narrative: CPIC INFORMATION - 3

Subject: ACCD A:FOX, UTA-150721

Author: 214538 KITAJIMA, MEGAN

Related date/time: Friday, 2015-Oct-16 12:15

RECORD ADDED CORE

FOX, PATRICK HENRY

SEX: MALE DOB: 1973-11-24 AGE: 41

MHT: 165 CM (5 FT 5 INS) MASS: 059 KG (130 LB)

HAIR: BROWN EYE: BROWN

ADDR: 203-3846 SUNSET ST, BURNABY, BC

APID: FOXPAT19731124

RECORD ADDED ALIAS

****ALIAS**** RIESS, RICKY STEVE

SEX: MALE DOB: 1973-11-24 AGE: 41

ALIAS #: 99862769

RECORD ADDED ACCUSED

****ACCUSED****

AWAITING DISPOSITION EXP: 2017-10-16

OFF (CW)

OD

1) CRIMINAL HARRASSMENT 264 CCC

2015-07-19

RELTYPE: UNDERTAKING

CONDITION DESCRIPTION

1) NO DIR&INDIR CONT DESIREE CAPUANO XPT TO ORGANIZE TRAVEL PLANS FOR

2) YOUR SON GABRIEL

CASE: 2015-32597

RECORD OWNER

BC20041 BURNABY DET 604-294-7922 2015-10-16 15:15

*****TWO (2) YEAR EXPIRY DATE ASSIGNED. VERIFY EXPIRY DATE.*****

PERSON CORE RECORD ACTIVATED

2015101615152120151016151521

>>>> ORIGINATING TRANSACTION <<<<

***** CONFIDENTIAL *****

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	---

BC20041 MO E

A CORE+

SNME:FOX/APID:FOXPAT19731124/G1:PATRICK/G2:HENRY/SEX:M

/DOB:19731124/MHT:165/MASS:59/HR:BRN/EYE:BRN/ADDR:203-3846 SUNSET ST,
BURNABY,

BC;/A ALIAS+ SNME:RIESS/G1:RICKY/G2:STEVE/SEX:M/DOB:19731124;/A ACCD+
CASE:20

15-32597/APID:FOXPAT19731124/ONFILE:N/RESPONSE:CW/CRTD:AD/RELTYPE:UND/FR:N/OF

F NO:1/OFF:CRIMINAL HARRASSMENT 264 CCC/OD:20150719/CONDNO:1/COND:NO

DIR&INDIR C ONT DESIREE CAPUANO XPT TO ORGANIZE TRAVEL PLANS

FOR/CONDNO:2/COND:YOUR SON GA BRIEL/

*** CONFIDENTIAL ***

	BURNABY RCMP
	GENERAL OCCURRENCE HARDCOPY
GO# 1202 2015-32597	CRIMINAL HARASSMENT

Narrative: CPIC INFORMATION - 4

Subject: **ACCD R:FOX, CROWN NO CHARGE**

Author: **219977 YANG, WARNER**

Related date/time: **Wednesday, 2015-Oct-28 09:28**

RECORD REMOVED ACCUSED

REM: CROWN - NO CHARGE

****ACCUSED**** CASE: 2015-32597

APID: FOXPAT19731124

FOX, PATRICK HENRY

SEX: MALE DOB: 1973-11-24 AGE: 41

MHT: 165 CM (5 FT 5 INS) MASS: 059 KG (130 LB)

EYE: BROWN

OFF (CW)

OD

1) CRIMINAL HARRASSMENT 264 CCC

2015-07-19

RECORD OWNER

BC20041 BURNABY DET 604-294-7922 2015-10-16 15:15

RECORD(S) INACTIVATED

WILL PURGE ON 2016-04-28

FOX, PATRICK HENRY

SEX: MALE DOB: 1973-11-24 AGE: 41

MHT: 165 CM (5 FT 5 INS) MASS: 059 KG (130 LB)

HAIR: BROWN EYE: BROWN

ADDR: 203-3846 SUNSET ST, BURNABY, BC

APID: FOXPAT19731124

****ALIAS**** RIESS, RICKY STEVE

SEX: MALE DOB: 1973-11-24 AGE: 41

ALIAS #: 99862769

2015102812280220151028122803

>>>> ORIGINATING TRANSACTION <<<<

BC20041 MO E

R ACCD+

CASE:2015-32597/APID:FOXPAT19731124/REM:CROWN - NO CHA

RGE/

***** CONFIDENTIAL *****

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

Clearance Information

Agency: **RCMP**

Cleared on: **Thursday, 2015-Oct-15** CCJS Status: **CHARGED**

Cleared by Officer(s): **GREWAL, AMY**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

Follow Up Report # 1202 1

Assignment Information

Assigned to: **254736 DUPONT, JEAN-PHILIPPE** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD A WATCH**
Assigned on: **Tuesday, 2015-Jul-21 02:09** by: **151366 YANG, JOHN**
Report due on: **Monday, 2015-Aug-10**
Remarks: **ARREST**

Submission/Approval Information

Submitted on: **Wednesday, 2015-Aug-12 18:30**
Approved on: **Thursday, 2015-Aug-13** by: **151366 YANG, JOHN**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

Follow Up Report # 1202 2

Assignment Information

Assigned to: **254736 DUPONT, JEAN-PHILIPPE** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD A WATCH**
Assigned on: **Thursday, 2015-Aug-13 23:25** by: **151366 YANG, JOHN**
Report due on: **Wednesday, 2015-Sep-02**
Remarks: **RTCC**

Submission/Approval Information

Submitted on: **Monday, 2015-Aug-31 03:09**
Approved on: **Friday, 2015-Sep-04** by: **151366 YANG, JOHN**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

Follow Up Report # 1202 3

Assignment Information

Assigned to: **254736 DUPONT, JEAN-PHILIPPE** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD A WATCH**
Assigned on: **Friday, 2015-Sep-04 12:21** by: **151366 YANG, JOHN**
Report due on: **Thursday, 2015-Sep-24**
Remarks: **RTCC**

Submission/Approval Information

Submitted on: **Friday, 2015-Oct-02 04:43**
Checked by: **151366 YANG, JOHN**
Approved on: **Friday, 2015-Oct-02** by: **151366 YANG, JOHN**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

Follow Up Report # 1202 4

Assignment Information

Assigned to: **254736 DUPONT, JEAN-PHILIPPE** Rank: **CONSTABLE**
Capacity: **LEAD INVESTIGATOR** Org unit: **GD A WATCH**
Assigned on: **Friday, 2015-Oct-02 04:43** by: **151366 YANG, JOHN**
Report due on: **Friday, 2015-Oct-16**
Remarks: **RTCC**

Submission/Approval Information

Submitted on: **Wednesday, 2015-Oct-14 17:23**
Approved on: **Thursday, 2015-Oct-15** by: **151366 YANG, JOHN**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
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Follow Up Report # 1202 5

Assignment Information

Assigned to: **219977 YANG, WARNER** Rank: **MUNICIPAL EMPLOYEE**
Capacity: **CPIC ACTION REQUIRED** Org unit: **CPIC**
Assigned on: **Friday, 2015-Oct-16 12:12** by: **214538 KITAJIMA, MEGAN**
Report due on: **Thursday, 2015-Oct-29**
Remarks: **CK CONDITIONS, FOX, PATRICK**

Submission/Approval Information

Submitted on: **Wednesday, 2015-Oct-28 09:28**
Checked by: **219977 YANG, WARNER**
Approved on: **Wednesday, 2015-Oct-28** by: **219977 YANG, WARNER**
Followup status: **CONCLUDED**

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32597 CRIMINAL HARASSMENT
--	--

Follow Up Report # 1202 6

Assignment Information

Assigned to: **254736 DUPONT, JEAN-PHILIPPE** Rank: **CONSTABLE**
Capacity: **CROWN COUNSEL REQUEST** Org unit: **GD A WATCH**
Assigned on: **Wednesday, 2015-Oct-28 06:58** by: **099821 OETTER, MIKE**
Report due on: **Friday, 2015-Nov-27**
Remarks: **FILE NO CHARGED SEE TEXT PAPER TO FOLLOW**

Submission/Approval Information

Submitted on: **Saturday, 2015-Nov-07 08:15**
Approved on: **Sunday, 2015-Nov-08** by: **169663 GRANT, NICHOLAS**
Followup status: **CONCLUDED**

Narrative: CROWN FOLLOW UP - 1

Subject: **Crown F/U**
Author: **099821 OETTER, MIKE**
Related date/time: **Wednesday, 2015-Oct-28 06:59**

Report Date: 28-OCT-2015 Time: 06:57 hrs Report ID: RCCR0500 Page: 1 of 1

COMMUNICATIONS

Report to Crown Counsel

Police File Number:704:15-32597 Court File Number:

Agency:

Requested by:

Court File No:

Request to:

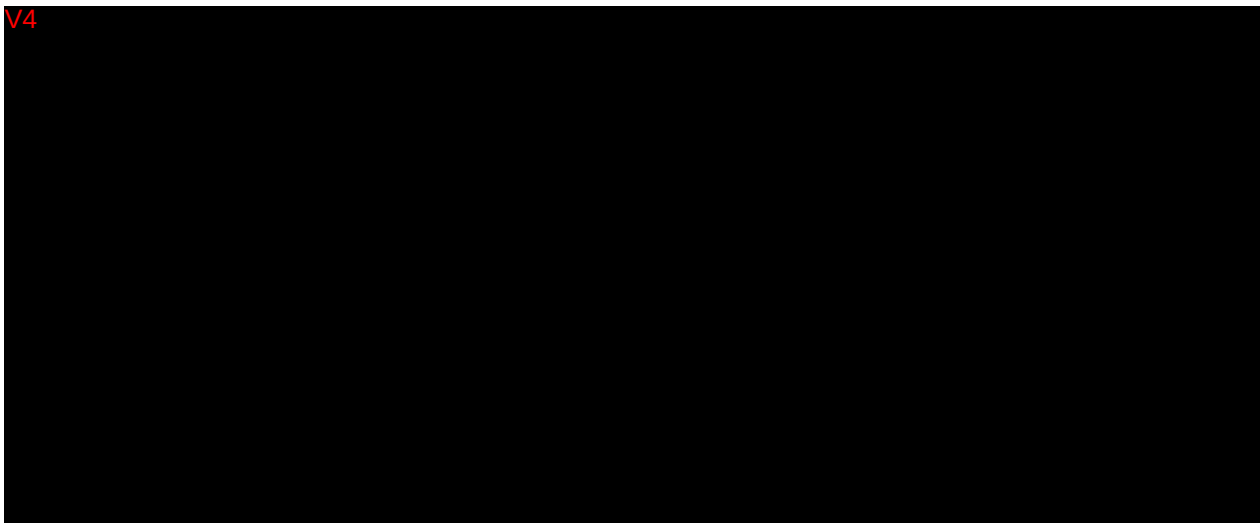
Vancouver Provincial Crown Counsel

Burnaby RCMP

Dupont, Jean-Phillippe PIN#: 254736

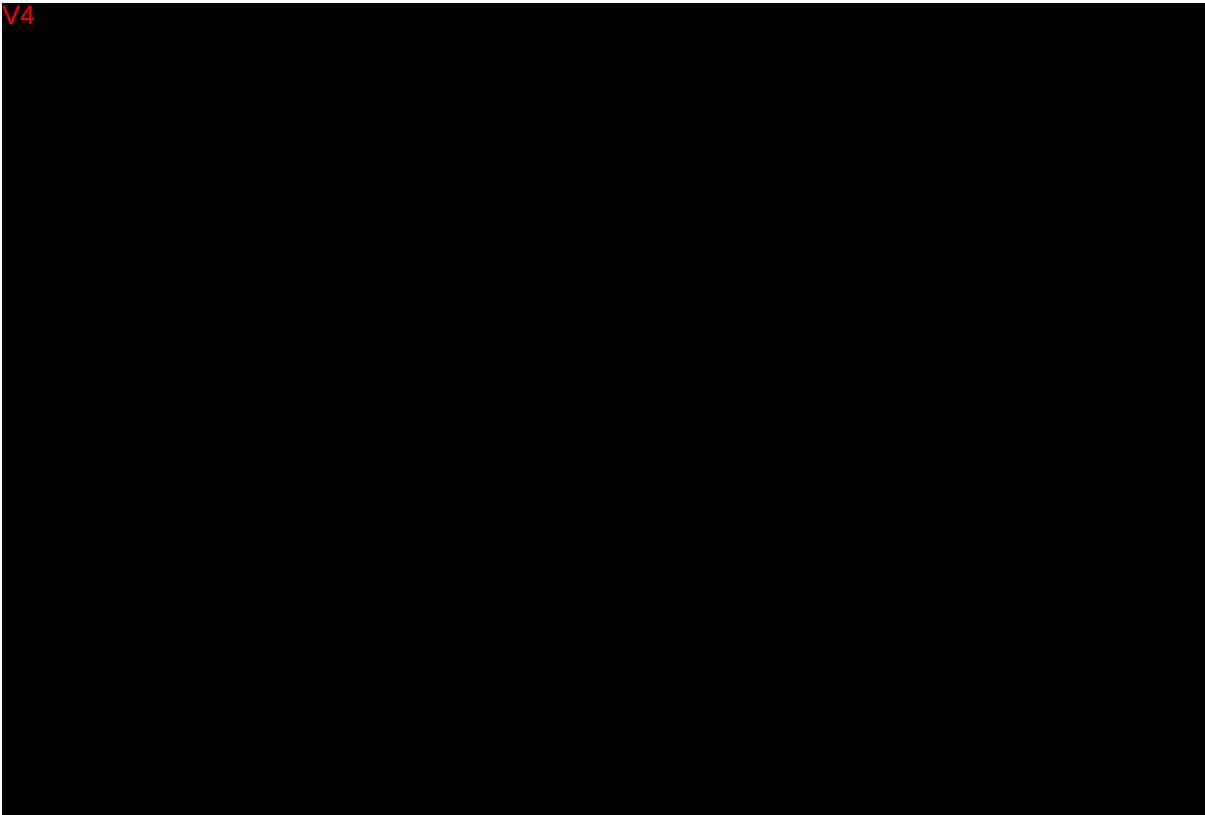
Regarding:

Comment: Accused No Action: Fox, Patrick Henry



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V4



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Request Date: 27-OCT-2015

Respond by Date:

Date Received:

Received by:

Falloon, Lisa

Communication Request Request Participant

COMMUNICATIONS

NAME OF ACCUSED(S): Fox, Patrick Henry

*** CONFIDENTIAL ***

***** END OF HARDCOPY *****

***** CONFIDENTIAL *****

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY
GO# 1202 2015-32900	UNSPECIFIED ASSISTANCE

General Occurrence Information

Main offence: **UNSPECIFIED ASSISTANCE - COMPLETED**
 Operational status: **CLOSED**
 Location: **203 - 3846 SUNSET ST, BURNABY**
 District: **04** Zone: **BUG** Atom: **BU4006**
 Approved on: **Tuesday, 2015-Jul-21** by: **151366 YANG, JOHN**
 Reported on: **Tuesday, 2015-Jul-21 00:30**
 Occurred on: **Tuesday, 2015-Jul-21 00:30**
 Submitted by: **254736 DUPONT, JEAN-PHILIPPE** Org unit: **GD A WATCH**
 Accompanied by: **212310 HUGGINS, RICHARD**

CCJS Information

CCJS Status: **FOUNDED NOT CLEARED**
 Offences committed: **UNSPECIFIED ASSISTANCE - COMPLETED**
 Location type: **SINGLE HOME/TOWNHOUSE/DUPLEX (AND CONNECTED PROPER**
 Family violence: **NOT APPLICABLE**
 Study flag: **MENTAL HEALTH NOT RELATED, SBOR NO**

Related Event(s)

CP 1202 2015 - 32900
 GO 1202 2015 - 32597

Related Person(s)

1. OTHER 1 - CAPUANO, DESIREE (Case-specific)

Sex: **FEMALE**, Born on: **V1**
 Residing at: **V1**

Phone numbers

Type	Phone #	Ext.
V1		

(Primary)

Master Name Summary

Name: **CAPUANO, DESIREE**
 Sex: **FEMALE**, Born on: **1980-Oct-01**
 Residing at: **V1**

Phone numbers

Type	Phone #	Ext.
V1		

2. COMPLAINANT 1 - PENDLETON, JAMES (Case-specific)

Sex: **MALE**, Born on: **V1**
 Residing at: **V1**

*** CONFIDENTIAL ***

BURNABY RCMP
GENERAL OCCURRENCE HARDCOPY

GO# 1202 2015-32900

UNSPECIFIED ASSISTANCE

ARIZONA

Phone numbers

Type	Phone #	Ext.	
V1			(Primary)

Master Name Summary

Name: **PENDLETON, JAMES**

Sex: **MALE**, Born on: V1

Residing at: V1

Phone numbers

Type	Phone #	Ext.	
V1			(Primary)

3. SUB OF COMP 1 - FOX, PATRICK HENRY (Case-specific)

Sex: **MALE**, Born on: **1973-Nov-24**

Residing at: **203-3846 SUNSET ST, BURNABY**
BRITISH COLUMBIA , V5G1T3

Phone numbers

Type	Phone #	Ext.	
HOME	(604) 889-9256		(Primary)

Particulars

Born in: **SUDBURY C216 POB: ONT**

Country of Birth: **CANADA**

Ethnicity: **CAUCASIAN**

Linkage factors

Ethnicity: **CAUCASIAN**

Master Name Summary

Name: **FOX, PATRICK HENRY**

Sex: **MALE**, Born on: **1973-Nov-24**

Residing at: **203-3846 SUNSET ST, BURNABY**
BRITISH COLUMBIA , V5G1T3

Phone numbers

Type	Phone #	Ext.	
HOME	(604) 889-9256		(Primary)

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32900 UNSPECIFIED ASSISTANCE
--	---

Narrative: SYNOPSIS - 1

Subject: **UNSPECIFIED ASSISTANCE**

Author: **254736 DUPONT, JEAN-PHILIPPE**

Related date/time: **Tuesday, 2015-Jul-21 02:26**

On July 21st, 2015 at 0030 hours, Burnaby RCMP received a call to assist James PENDLETON, by attending 203-3846 Sunset Street, in Burnaby. PENDLETON called in to advise that Patrick FOX, residing at the above location, had posted personal information, including pictures of PENDLETON online. PENDLETON is the landlord of Desiree CAPUANO who has an open police file with Cst. DUPONT (BU15-32597). There is no criminal offence being committed towards PENDLETON. File concluded.

Cst. DUPONT J.-P.
 Burnaby RCMP
 A Watch D4
 HRMIS#000254736
 Reg#61612

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32900 UNSPECIFIED ASSISTANCE
--	---

Narrative: MISCELLANEOUS NOTES - 1

Subject: **ATIP ACCESS**

Author: **177698 HODGINS, JENNIFER**

Related date/time: **Tuesday, 2015-Sep-01 07:20**

On September 1, 2015 ATIP accessed this file. The ATIP reference number is P-2015-06357 / F142.

Constable J.A.HODGINS, Burnaby RCMP, Civil Disclosure, HRMIS 177698/REG 57221

*** CONFIDENTIAL ***

	BURNABY RCMP GENERAL OCCURRENCE HARDCOPY GO# 1202 2015-32900	UNSPECIFIED ASSISTANCE
--	--	------------------------

Clearance Information

Agency: **RCMP**

Cleared on: **Tuesday, 2015-Jul-21** CCJS Status: **FOUNDED NOT CLEARED**

Cleared by Officer(s): **MACDONALD, LAURA**

*** CONFIDENTIAL ***

***** END OF HARDCOPY *****

***** CONFIDENTIAL *****

REVIEWED

By Corporal WILCOTT 113640 at 10:33 am, Sep 04, 2016

Brent WILCOTT - Fwd: Vonage Visual Voicemail from 18666769029 - New Voicemail Received

From: Desiree Capuano <v1 [REDACTED]>
To: Brent WILCOTT <v1 [REDACTED]>
Date: 2016/07/27 3:41 PM
Subject: Fwd: Vonage Visual Voicemail from 18666769029 - New Voicemail Received
Attachments: voice-message.wav

----- Forwarded message -----

From: <18666769029@vm.vonage.com>
Date: Friday, July 22, 2016
Subject: Vonage Visual Voicemail from 18666769029 - New Voicemail Received
To: v1 [REDACTED]

Date : Jul 22 2016 12:51:17 PM
From : 800 Service (18666769029)
To : v1 [REDACTED]

"Authorized by the correction act and the correction act regulation. If you are legal counsel please do not discuss privileged information. If you have questions about this or to register a legal counsel phone number as privilege. Please call 1-888-952-7968. You can leave a message for this inmate by calling 1-855-200-1250 and entering mailbox ID 643822. Please select from the following options if you consent to this call being recorded and to accept this call dial one now. To reject this call dial two now. To block your number from further calls from this facility dial seven now."

--- Brought to you by Vonage ---

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If you require assistance from Customer Care, please visit our Contact Us page at https://support.vonage.com/app/contact_us

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[no](#)

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REVIEWED

By Corporal WILCOTT 113640 at 10:27 am, Sep 04, 2016

Brent WILCOTT - Fwd: Vonage Visual Voicemail from 18666769029 - New Voicemail Received

From: Desiree Capuano <V1 [REDACTED]>
To: Brent WILCOTT <V1 [REDACTED]>
Date: 2016/07/27 3:41 PM
Subject: Fwd: Vonage Visual Voicemail from 18666769029 - New Voicemail Received
Attachments: voice-message.wav

----- Forwarded message -----

From: <18666769029@vm.vonage.com>
Date: Saturday, July 23, 2016
Subject: Vonage Visual Voicemail from 18666769029 - New Voicemail Received
To: V1 [REDACTED]

Date : Jul 23 2016 04:43:16 PM
 From : 800 Service (18666769029)
 To : Desiree Capuano (V1 [REDACTED])

"As authorized by the correction act and the correction act regulation. If you are legal counsel please do not discuss privileged information. If you have questions about this or to register a legal counsel phone number as privilege. Please call 1-888-952-7968. You can leave a message for this inmate by calling 1-855-200-1250 and entering mailbox ID 643822. Please select from the following options if you consent to this call being recorded and to accept this call dial one now. To reject this call dial two now. To block your number from further calls from this facility dial seven now."

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Brent WILCOTT - Fwd: Vonage Visual Voicemail from 18666769029 - New Voicemail Received

From: Desiree Capuano <V1 [REDACTED]>
To: Brent WILCOTT <V1 [REDACTED]>
Date: 2016/07/27 3:41 PM
Subject: Fwd: Vonage Visual Voicemail from 18666769029 - New Voicemail Received
Attachments: voice-message.wav

----- Forwarded message -----

From: <18666769029@vm.vonage.com>
Date: Sunday, July 24, 2016
Subject: Vonage Visual Voicemail from 18666769029 - New Voicemail Received
To: V1 [REDACTED]

Date : Jul 24 2016 06:25:49 PM
From : 800 Service (18666769029)
To : Desiree Capuano V1 [REDACTED]

"As authorized by the correction act and the correction act regulation. If you are legal counsel please do not discuss privileged information. If you have questions about this or to register a legal counsel phone number as privilege. Please call 1-888-952-7968. You can leave a message for this inmate by calling 1-855-200-1250 and entering mailbox ID 643822. Please select from the following options if you consent to this call being recorded and to accept this call dial one now. To reject this call dial two now. To block your number from further calls from this facility dial seven now."

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**Brent WILCOTT - Fwd: Vonage
Visual Voicemail from 18666769029 -
New Voicemail Received**

From: Desiree Capuano
V1 [REDACTED]
To: Brent WILCOTT
<V1 [REDACTED]>
Date: 2016/07/27 3:41 PM
Subject: Fwd: Vonage Visual Voi
from 18666769029 - New
Voicemail Received
Attachments: voice-message.wav

----- Forwarded message -----

From:
<18666769029@vm.vonage.com>
Date: Sunday, July 24, 2016
Subject: Vonage Visual Voicemail from
18666769029 - New Voicemail
Received
To: V1 [REDACTED]

Date : Jul 24 2016 07:25:44 PM
From : 800 Service (18666769029)
To : Desiree Capuano
V1 [REDACTED]

"As authorized by the correction act and the correction act regulation. If you are legal counsel please do not discuss privileged information. If you have questions about this or to register a legal counsel phone number as privilege. Please call 1-888-952-7968. You can leave a message for this inmate by calling 1-855-200-1250 and entering mailbox ID 643822. Please select from the following options if you consent to this call being recorded and to accept this call dial one now. To reject this call dial two now. To block your number from further calls from this facility dial

seven now."

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REVIEWED

By Corporal WILCOTT 113640 at 10:22 am, Sep 04, 2016

Brent WILCOTT - Fwd: Vonage Visual Voicemail from 18666769029 - New Voicemail Received

From: Desiree Capuano <V1 [REDACTED]>
To: Brent WILCOTT V1 [REDACTED]>
Date: 2016/07/27 3:42 PM
Subject: Fwd: Vonage Visual Voicemail from 18666769029 - New Voicemail Received
Attachments: voice-message.wav

----- Forwarded message -----

From: <18666769029@vm.vonage.com>
Date: Monday, July 25, 2016
Subject: Vonage Visual Voicemail from 18666769029 - New Voicemail Received
To: V1 [REDACTED]

Date : Jul 25 2016 12:14:07 PM
From : 800 Service (18666769029)
To : Desiree Capuano V1 [REDACTED]

"Authorized by the correction act and the correction act regulation. If you are legal counsel please do not discuss privileged information. If you have questions about this or to register a legal counsel phone number as privileged. Please call 1-888-952-7968. You can leave a message for this inmate by calling 1-855-200-1250 and entering mailbox ID 643822. Please select from the following options if you consent to this call being recorded and to accept this call dial one now. To reject this call dial two now. To block your number from further calls from this facility dial seven now."

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Lattice Incorporated

Call Detail Records

From: 22/07/2016, To: 25/07/2016, PIN: 10582500

CS Number	Inmate Name	Called Number	Phone	Duration	Date / Start Time	Accept Time	Call type	Call Cost	Terminate	Facility
10582500	FOX, PATRICK	(310)701-1814	(604)552-9881	05:36	25/07/2016 18:52:43	18:54:57	PIN Debit	\$2.30	Normal Call	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	02:55	25/07/2016 18:26:56	18:28:01	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	03:07	25/07/2016 18:15:50	18:17:06	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	01:07	25/07/2016 15:04:05	15:04:05	PIN Debit	\$0.00	Caller Hung Up Before Connected	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	00:15	25/07/2016 14:49:44	14:49:44	Collect	\$0.00	Blocked	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	00:15	25/07/2016 14:49:27	14:49:27	Collect	\$0.00	Blocked	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	16:54	25/07/2016 12:32:46	12:34:48	PIN Debit	\$5.60	Normal Call	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	02:42	25/07/2016 12:10:54	12:12:18	PIN Debit	\$0.00	Caller Hung Up Before Connected	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	15:28	25/07/2016 10:59:07	11:01:15	PIN Debit	\$5.30	Normal Call	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9881	01:47	25/07/2016 09:34:36	09:36:37	PIN Debit	\$1.10	Normal Call	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9885	00:40	25/07/2016 09:33:30	09:33:30	Direct	\$0.00	Verify Onhook	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:01	24/07/2016 19:22:18	19:23:29	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	02:55	24/07/2016 19:01:22	19:02:27	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	02:52	24/07/2016 18:26:30	18:27:32	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:10	24/07/2016 18:22:29	18:23:49	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:12	24/07/2016 14:52:43	14:54:05	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9881	02:58	23/07/2016 16:39:54	16:41:02	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:02	23/07/2016 14:38:25	14:39:36	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:01	23/07/2016 12:20:30	12:21:41	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:11	22/07/2016 19:07:24	19:08:45	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:12	22/07/2016 18:18:34	18:19:56	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	00:48	22/07/2016 18:17:45	18:17:45	Direct	\$0.00	Verify Onhook	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:01	22/07/2016 16:59:19	17:00:31	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:01	22/07/2016 14:45:06	14:46:17	PIN Debit	\$0.00	Debit Call Refused	North Fraser
10582500	FOX, PATRICK	(520)288-8200	(604)552-9882	03:00	22/07/2016 12:47:53	12:49:02	PIN Debit	\$0.00	Debit Call Refused	North Fraser

CS Number	Inmate Name	Called Number	Phone	Duration	Date / Start Time	Accept Time	Call type	Call Cost	Terminate	Facility
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	13:00	22/07/2016 12:30:59	12:32:59	PIN Debit	\$4.40	Normal Call	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	00:35	22/07/2016 12:30:23	12:30:23	PIN Debit	\$0.00	Caller Hung Up Before Connected	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9881	00:38	22/07/2016 12:08:06	12:08:06	Direct	\$0.00	Debit Balance Too Low for	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9881	00:40	22/07/2016 12:07:25	12:07:25	Direct	\$0.00	Verify Onhook	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	00:27	22/07/2016 11:08:20	11:08:20	Direct	\$0.00	Debit Balance Too Low for	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	00:27	22/07/2016 10:27:48	10:27:48	Direct	\$0.00	Debit Balance Too Low for	North Fraser
10582500	FOX, PATRICK	(310)701-1814	(604)552-9882	00:29	22/07/2016 09:32:46	09:32:46	Direct	\$0.00	Debit Balance Too Low for	North Fraser
10582500	FOX, PATRICK	(855)200-1250	(604)552-9882	01:06	22/07/2016 09:31:34	09:32:05	VoiceMail	\$0.00	Called Party Hung Up	North Fraser