



November 23, 2020

PARTICULARS IN THE MATTER OF

REGINA v. FOX, Patrick

COURT FILE NO. 244069-7B

APPEARANCE/TRIAL DATE: October 20, 2020

TO: THE ACCUSED PERSON AND HIS/HER LEGAL COUNSEL

As of November 23, 2020 to NFPC via courier – kg

- ✓ RTCC V1 (107 pgs);
- ✓ Multimedia:
 - Arrest of Accused;
 - Interview with Accused.

Initial Disclosure October 15, 2020 via courier to NFPC– kg

- ✓ Information #244069-7B (1 pg);
- ✓ Criminal Record (2 pgs);
- ✓ Conviction List (2 pgs);
- ✓ Booking Report (1 pg);
- ✓ Probation Order dated June 12, 2020 (1 pg);
- ✓ Probation Order dated August 19, 2020 (2 pgs);
- ✓ McNeil Report (1 pg);
- ✓ Narrative (3 pgs);
- ✓ HOLLAND, Robert VA2341 – RCC Statement (2 pgs);
- ✓ ROBERTS, Nicole VA2685 – RCC Statement (2 pgs).

Please find attached a copy of the Crown's particulars in relation to the charges.

TO THE ACCUSED

TAKE NOTICE THAT this disclosure material is provided to you for the sole purpose of assisting you to make full answer and defence in this prosecution. You must not use the material for any other purpose or for any other case.

1. The material may contain private or confidential information. You must keep it secure and not copy it or provide to any other person, other than your legal counsel, without the prior written permission of Crown Counsel.
2. The conditions set out above also apply to any further or additional disclosure material provided to you in relation to this prosecution.
3. If you are unable or unwilling to comply with these conditions, please immediately return the material to Crown Counsel.
4. If it is your intention to apply to exclude evidence under the section 24(2) of The Canadian Charter of Rights and Freedoms, you must give the Crown timely notice of the evidence you intend to rely on to support your application as well as the specifics of your argument and any remedy you seek.

TO THE ACCUSED AND DEFENCE COUNSEL

TAKE NOTICE THAT the Crown intends to produce the documents and records contained in this disclosure material, and any related testimony, at the trial or preliminary inquiry, pursuant to the *Canada Evidence Act*, *BC Evidence Act*, *Controlled Drugs or Substances Act* or the *Criminal Code*.

TO DEFENCE COUNSEL

TAKE NOTICE THAT this disclosure material is provided to you for the sole purpose of assisting the accused to make full answer and defence in this prosecution and not for any other purpose or any other case and also on the following conditions:

- a) You must keep the material in a secure fashion.
- b) You may permit access to the material or copy it for the use of the accused or persons acting under your supervision (for example, articling students, associate counsel, paralegals) in the preparation and presentation of the defence but only on the condition that they not copy it or provide access to it by anyone else.
- c) You must not copy or provide access to the material to any person or counsel who is not acting under your supervision. Notwithstanding the foregoing, you may copy the material and use it in conducting the defence (for example, in cross-examining a witness, providing material to the court, or providing witnesses with copies of their own statements).

- d) You may permit access to the material or copy it for the use of any expert retained to assist in the preparation and conduct of the defence but only on the condition that they not copy it or provide access to it by anyone else.
- e) You must not permit access to the material by or copy it for any person other than those referred to in conditions 2, 3, and 4, above, without the prior written consent of the Crown or a court order.
- f) If you are unable or unwilling to comply with any of these conditions, please immediately return this disclosure material to Crown Counsel.

VANCOUVER CROWN COUNSEL OFFICE

Enclosures

Report to Crown Counsel Disclosure

Accused: Patrick FOX (1973-11-24)



Vancouver Police Incident: 2020-164388

Disclosure Preparation Date: 2020-09-17

Lead Investigator: Det/Cst. 2326 Wesley JORDAN

Investigational Assistant: Clarabelle CHAN

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **OCCURRENCE REPORT - 1**

Narrative

Author: **VA2326 JORDAN, WESLEY**

Related date: **Wednesday, 2020-Sep-16 at: 07:14**

Related event: **GO VA 2020164388**

BACKGROUND

Patrick FOX (FOX) and Desiree CAPUANO (CAPUANO) were involved in a romantic relationship for approximately two years and have a son together. In 2016 FOX was charged with Criminal Harassment by the Burnaby RCMP after an investigation into the hate website www.desireecapitano.com. In 2017 FOX was convicted of Criminal Harassment and Possession of Firearms in a place other than Authorized and was sentenced to three years and ten months in jail. FOX was released in 2018 and started a new website www.desicapitano.com and the Vancouver Police started an investigation VPD file #19-49074. FOX was arrested and charged with multiple offences including Failure to Comply with Probation Order.

DETAILS OF EVENT

On August 19, 2020 Patrick FOX was convicted of breaching his probation for creating and maintaining his hate website www.desicapitano.com. FOX was in custody and received time served. FOX was released from custody on a probation order with the condition that he was to remove the two websites that FOX has created www.desicapitano.com and www.desireecapitano.com within 48 hours of his release. On August 19, 2020 the website www.desicapitano.com was updated with a letter from FOX to David EBY demanding to know why he hasn't been prosecuted with Criminal Harassment. As of September 16, 2020 the website is still up and viewable by the public.

PRODUCTION ORDER

On September 15, 2020 Detective Constable 2671 Jennifer FONTANA (Det. FONTANA) confirmed with FOX's probation officer that he was living at the Belkin House located at 555 Homer St in Vancouver. Det. FONTANA wrote a production order to confirm which dormitory FOX was staying in and which personal locker FOX was assigned at the Belkin House..

On September 16, 2020 the production order was approved and executed by Detective Constable 2341 Rob HOLLAND (Det. HOLLAND) and Detective Constable 2685 Nicole ROBERTS (Det. ROBERTS). FOX was confirmed by staff as living in room 325, bed space 51 and having locker 51.

ARREST OF FOX

On September 17, 2020 members of the Domestic Violence and Criminal Harassment Unit attended the Belkin House located at 555 Homer St to execute the search warrant and attempt to arrest FOX for Failing to comply with probation. At 0710 hours Det. ROBERTS arrested FOX using a prepared arrest script (see evidence of Det. ROBERTS). Det. HOLLAND searched FOX incident to arrest and in his possessions was a black Lenovo laptop and a Motorola cell phone, both items were seized at 0718 hours.

	VANCOUVER POLICE DEPARTMENT NARRATIVE TEXT HARDCOPY
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GO# VA 2020-164388

SEARCH WARRANT

On September 16, 2020 Det. FONTANA wrote a search warrant to search for any electronic devices that FOX could use to work on the website. Search warrant was approved to search room 325, bed space 51 and locker 51 of the Belkin House located at 555 Homer St on September 17, 2020. On September 17, 2020 at 0808 hours the search warrant was executed on room number 325, bed space 51 and locker 51. Forensic Identification Unit photographed the execution of the warrant. Room 325 has 6 beds and 6 lockers inside. All beds were made and bed 51 was the last bed against a wall. On the floor directly in front of bed 51 was two bankers boxes belonging to FOX according to staff. Det. JORDAN searched the bed and surrounding area and nothing of note was located. Det. JORDAN searched the two bankers boxes that were filled with papers so nothing was seized. Sargent 2179 Mike WHEELER searched locker 51 and seized a device that appeared to be a hard drive or power bank. All items were recorded on an exhibit flow chart.

INTERVIEW OF FOX

FOX was transported from the Belkin House 555 Homer St to the VPD annex located at 236 East Cordova St to be interviewed by Detective Constable 2680 Kyle DENT (Det. DENT). At 0741 hours Det. DENT conducted an audio and video interview of FOX, summary of interview will be included with the electronic disclosure.

DISPOSITION OF FILE

FOX was arrested, interviewed and transported to jail. Search warrant executed. Electronic disclosure to follow. NFAR.

*** END OF HARDCOPY ***

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **ACCUSED TEMPLATE - 1**

FOX, PATRICK HENRY

Author: **VA2326 JORDAN, WESLEY**

Related date: **Wednesday, 2020-Sep-16 at: 08:26**

Related event: **GO VA 2020164388**

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

IN CUSTODY: [YES]

[X] ADULT

[] YOUTH

Parent/Guardian: []

Date: [] Time: []:[]

Surname: []

Given 1: []

RIGHTS GIVEN: [Yes]

COURT PROCESS:

[]

COURT DATE: []

FINGERPRINT DATE: []

DOES THE ACCUSED HAVE SPECIAL NEEDS? []

Comments:

[]

*** END OF HARDCOPY ***

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **CPIC INFORMATION - 1**

FOX, PATRICK HENRY

Author: **VA2326 JORDAN, WESLEY**

Related date: **Wednesday, 2020-Sep-16 at: 08:23**

Related event: **GO VA 2020164388**

FPS: 275788G >>> DNA ON KNOWN OFFENDER DATA BANK <<<

FOX. PATRICK HENRY

*CRIMINAL CONVICTIONS CONDITIONAL AND ABSOLUTE DISCHARGES
*AND RELATED INFORMATION

2017-11-10 VANCOUVER BC	(1) CRIMINAL HARASSMENT SEC 264 CC	(1) PROBATION 3 YRS (17 MOS PRE-SENTENCE CUSTODY) & MANDATORY WEAPONS PROHIBITION SEC 109 CC
	(2) POSS OF A FIREARM AT UNAUTHORIZED PLACE SEC 93(1) CC	(2) (17 MOS PRE-SENTENCE CUSTODY) & MANDATORY WEAPONS PROHIBITION SEC 109 CC
	(DCN11616810200410201105) (RCMP BURNABY MUN 2016-25379)	

*END OF CONVICTIONS AND DISCHARGES

*** END OF HARDCOPY ***

Probation Order (Prison)

Police File No.
401:19-49074

Court File No.
2040:244069-6-B

IND

Canada: Province of British Columbia

Ban - none

Primary Enf. Agency:

D.O.B.: November 24, 1973

Proceeded: **By Indictment**

☐ Interpreter present

Whereas on **August 19, 2020** at **Vancouver**, British Columbia,

Patrick Henry Fox

(the "offender") was convicted or found guilty, as the case may be, upon the following charge(s) and on **August 19, 2020** the Court adjudged that the offender be **imprisoned** in the Province of British Columbia as follows:

Count 1, between March 7, 2019 and March 21, 2019, at or near Vancouver BC, did commit an offence of Failure to comply with probation order, contrary to section 733.1(1) Criminal Code.

SENTENCE: Jail: 1 Day(s) [Jail Term that would have been imposed before Credit Granted: 6 Month(s) ; Actual Pre-Sentence Time in Custody: 4 Month(s) ; Credited Pre-Sentence Time in Custody: 6 Month(s) ;]; Probation Order: 6 Month(s);

I have read or have had read to me and understand a total of 1 Charge

and in addition thereto, that the said offender comply with the conditions hereinafter prescribed:

Now, therefore, the said offender shall for the period stated above, from the date of expiration of imprisonment, comply with the following conditions, namely, that the said offender shall:

I have read or have had read to me and understand a total of 4 Conditions on 1 Conditions Attachment Page

Dated / Fait le **August 19, 2020** at / à **Vancouver**, British Columbia / Colombie-Britannique

I, the undersigned offender, acknowledge that I have received:

- a copy of the Probation Order
- an explanation of the substance of the sections dealing with changes to the Probation Order and failing to comply with the Probation Order (Sec 732.2(3) and (5), and Sec 733.1), and
- an explanation of the procedures for applying for changes to the Probation Order,

and that I understand the terms of this Probation Order and the explanations which I have received.

Refused to sign

Offender / Contrevenant(e)
Address / Adresse :

Je, le(la) contrevenant(e) soussigné(e), reconnais que j'ai reçu :

- une copie de l'Ordonnance de probation
 - une explication du contenu des articles ayant trait aux changements apportés à l'Ordonnance de probation et au défaut de se conformer à l'Ordonnance de probation (Art. 732.2(3) et (5), et Art 733.1), et
 - une explication des procédés à suivre pour faire une demande de changements à l'Ordonnance de probation,
- et que je comprends les conditions de cette Ordonnance de probation et les explications que j'ai reçues.

D. Toy

2020.08.19 15:58:46
-07'00'

A Clerk of the Court on behalf of / Un greffier du tribunal au nom du
Judge / juge N Phillips, in and for the Province of British Columbia /
dans et pour la province de la Colombie-Britannique

Probation (Prison)

Phone Number / Numéro de téléphone :

Ordonnance de probation (prison)

Nu. de dossier de la police Nu. de dossier du greffe
401:19-49074 2040:244069-6-B

IND

Canada: Province de la Colombie-Britannique

☐ Interprète présent
Ban - none

Org. prim. d'app. de la loi :

D.D.N. : November 24, 1973
Procédé : **par mise en accusation**

Attendu que le **August 19, 2020** à **Vancouver**, Colombie-Britannique,

Patrick Henry Fox

(le(la) <<contrevenant(e)>>) a été condamné(e) ou reconnu(e) coupable, selon le cas, de l'(des) infraction(s) suivante(s) et le **August 19, 2020** le tribunal a décidé que le(la) contrevenant(e) soit **incarcéré(e)** dans la province de la Colombie-Britannique comme suit :

Count 1, between March 7, 2019 and March 21, 2019, at or near Vancouver BC, did commit an offence of Failure to comply with probation order, contrary to section 733.1(1) Criminal Code.

SENTENCE: Jail: 1 Day(s) [Jail Term that would have been imposed before Credit Granted: 6 Month(s) ; Actual Pre-Sentence Time in Custody: 4 Month(s) ; Credited Pre-Sentence Time in Custody: 6 Month(s) ;]; Probation Order: 6 Month(s);

J'ai lu ou j'ai m'a lu et je comprends 1 inculpation

et, de plus, que ledit (ladite) contrevenant(e) se conforme aux conditions prescrites suivantes :

Pour ces motifs, ledit (ladite) contrevenant(e) devra pour la période ci-dessus prescrite à compter de la date d'expiration de la sentence d'emprisonnement, se conformer aux conditions suivantes, notamment que ledit (ladite) contrevenant(e) devra :

J'ai lu ou j'ai m'a lu et je comprends 4 conditions sur 1 page de l'Annexe des conditions

Probation (prison)

**Probation Order/
Ordonnance de probation**

(Prison/ prison)

Canada: Province of British Columbia

Province de la Colombie-Britannique

Police File No./
Nu. de dossier de la police
401:19-49074

Court File No./
Nu. de dossier du greffe
2040:244069-6-B

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

Ban - none

Re/ Objet : **Fox**

**Conditions Attachment/
Annexe des conditions**

Condition 1: Keep the peace and be of good behaviour.

Condition 2: Appear before the Court when required to do so by the Court.

Condition 3: Notify the Court or the Probation Officer in advance of any change of name or address, and promptly notify the Court or the Probation Officer of any change of employment or occupation.
=====

Condition 4: Within 48 hours of your release from custody you will take all necessary steps to ensure that any website, social media page, or other publication, which you have authored, created, maintained or contributed to, which contains any information, statements, comments, videos, pictures which refer to or depict, by name or description, Desiree Capuano or any of her friends, relatives employers or co-workers, including the websites published under the domain www.desireecapuano.com and www.desicapuano.com are no longer available via the internet or by any other means.

I have read or have had read to me and understand a total of 4 Conditions on 1 Conditions Attachment Page/ J'ai lu ou j'ai m'a lu et je comprends 4 conditions sur 1 page de l'Annexe des conditions

Probation (prison)/ Probation (Prison)

Important Information for a Person Placed on Probation

1. Changes to a Probation Order

Criminal Code Section 732.2(3)

You may apply to change or cancel a condition of your *Probation Order*, or reduce the time you will be on probation. Ask the Court Registry for an *Application to a Judge* form, to make this request.

The probation officer or the prosecutor may also ask to change or cancel a condition of your *Probation Order*, or to reduce the time you will be on probation.

You may have to appear in court, and the Court may issue a *Warrant* or *Summons* to make you appear.

If any changes are made, you will have to sign the changed *Probation Order* and you will receive a copy.

Criminal Code Section 732.2(5) and Section 730(4)

The prosecutor may ask to have you come back to court if you are convicted of another offence, including breach of probation, as long as:

- you have not appealed that conviction, or
- you are out of time to appeal it, or
- your appeal was dismissed, or
- you do not intend to appeal.

The Court may then:

- revoke a *Suspended Sentence* or a *Conditional Discharge* and give you a different sentence, or
- change the additional conditions, or
- extend your probation by up to one more year.

2. Failure to Comply with a Probation Order

Criminal Code Section 733.1

If you are on probation and fail to comply with the order, you can be charged with "breach of probation". If the Court finds you guilty of a breach of probation, you can be sentenced to:

- a jail term for up to four years, if the Crown proceeds by indictment, or
- a jail term for up to two years less a day, or a fine of up to \$5,000.00, or both if the Crown proceeds by summary conviction.

Your court appearance for a breach charge does not have to be where your *Probation Order* was made. You may appear in the court closest to where the offence happened, or where you were found, arrested, or in custody.

3. Changes to Personal Information

If you change your name or address, you must notify the Court or your probation officer of any change in advance. Any changes to other personal information, including your employment or occupation must be reported to the Court or your probation officer. To report any changes, you should ask the Court Registry or your probation officer for a *Notice of Change of Personal Information* form.

This is an information sheet. In the event of any conflict between this information and any Act(s) or law, the provisions of the Act(s) apply.

Renseignements importants à l'intention d'une personne mise en probation

1. Modification d'une ordonnance de probation

Article 732.2(3) du *Code criminel*

Vous pouvez faire une demande de modification ou d'annulation d'une condition de votre *ordonnance de probation* ou de réduction de la durée de votre mise en probation. Pour ce faire, demandez un formulaire de Demande à un juge au greffe de la cour.

L'agent de probation ou le(la) poursuivant(e) peut également demander de modifier ou d'annuler une condition de votre ordonnance de probation, ou de réduire la durée votre mise en probation.

Vous devrez peut-être comparaître devant un tribunal et le tribunal peut émettre *un mandat* ou une *somation* pour vous obliger à comparaître.

En cas de changement, vous devrez signer *l'ordonnance de probation* modifiée et vous en recevrez une copie.

Articles 732.2(5) et 730(4) du *Code criminel*

Le(la) poursuivant(e) peut demander votre comparution devant le tribunal si vous êtes déclaré(e) coupable d'une autre infraction, y compris un manquement aux conditions de la probation, pourvu que :

- vous n'avez pas interjeté appel de cette déclaration de culpabilité, ou
- le délai d'appel soit expiré, ou
- votre appel ait été rejeté, ou
- vous n'avez pas l'intention d'interjeter appel.

Le tribunal peut alors :

- révoquer une *condamnation* avec sursis ou une *libération conditionnelle* et vous infliger une peine différente, ou
- modifier les conditions supplémentaires, ou
- prolonger la durée de votre probation d'au plus un an.

2. Défaut de se conformer à une ordonnance de probation

Article 733.1 du *Code criminel*

Si vous avez été mis(e) en probation et que vous omettez de vous conformer à l'ordonnance, vous pouvez être inculpé(e) d'un manquement aux conditions de la probation. Si le tribunal vous reconnaît coupable d'un manquement aux conditions de la probation, vous pouvez être condamné(e) à :

- une peine d'emprisonnement d'au plus quatre ans, si la Couronne procède par mise en accusation, ou
- une peine d'emprisonnement pouvant deux ans moins un jour, ou une amende d'au plus 5 000 \$, ou les deux, si la Couronne procède par déclaration sommaire de culpabilité.

Votre comparution devant le tribunal pour manquement aux conditions de l'ordonnance ne doit pas nécessairement se faire au lieu où l'ordonnance de probation a été rendue. Vous pouvez comparaître devant le tribunal le plus près du lieu où l'infraction a été commise, ou du lieu où vous avez été trouvé(e), arrêté(e) et mis(e) sous garde.

3. Changements de renseignements personnels

Si vous changez de nom ou d'adresse, vous devez en aviser le tribunal ou votre agent de probation à l'avance. Vous devez également informer le tribunal ou votre agent de probation de tout autre changement de renseignements personnels, y compris un changement d'emploi ou de métier ou profession. Afin de signaler un changement quelconque, vous devriez demander le formulaire *Avis de changement de renseignements personnels* au greffe de la cour ou à votre agent de probation.

La présente est une feuille de renseignements. En cas de conflit entre ces renseignements et une ou plusieurs lois, les dispositions de la (des) loi(s) s'appliquent.

No.	Name	Date of Birth	Phone Number	Address	Audio/Video Interview	CW Page	Written Statement	Will Say
1	CAPUANO, Desiree	V1			N	Y	N	ACC's ex-wife & target of website
2	MCAUSLAND, Leslie				N	Y	N	Property Rep - Director of Belkin House

Vancouver Police Department 2020-164388
DVACH Unit - Police Witness List

No.	Name	PIN	Rank	Police Organization	PW Page	Notes	Will Say
1	DENT, Kyle	2680	Det/Cst.	VPD	Y	Y	Interview accused
2	FONTANA, Jennifer	2671	Det/Cst.	VPD	Y	N	Write PO and SW
3	HOLLAND, Robert	2341	Det/Cst.	VPD	Y	Y	Serve PO to property rep
4	JORDAN, Wesley	2326	Det/Cst.	VPD	Y	Y	Lead Investigator
5	ROBERTS, Nicole	2685	Det/Cst.	VPD	Y	N	Serve PO to property rep. Exhibits officer for search.
6	WHEELER, Michael	2179	Sgt.	VPD	Y	Y	Coordinated resources & assisted with search

	VANCOUVER POLICE DEPARTMENT NARRATIVE TEXT HARDCOPY
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	GO# VA 2020-164388
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Narrative: **SYNOPSIS - 1**

Synopsis

Author: **VA2326 JORDAN, WESLEY**

Related date: **Wednesday, 2020-Sep-16 at: 06:27**

Related event: **GO VA 2020164388**

On August 19, 2020 Patrick FOX was convicted of breaching his probation for creating and maintaining his hate website www.desicapuano.com. FOX was in custody and received time served. FOX was released from custody on a probation order with the condition that he was to remove the two websites that FOX has created www.desicapuano.com and www.desireecapuano.com within 48hours of his release. On August 19, 2020 the website www.desicapuano.com was updated with a letter from FOX to David EBY demanding to know why he hasn't been prosecuted with Criminal Harassment. As of September 16, 2020 the website is still up.

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

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **CIVILIAN WILL SAY - 2**

CAPUANO, DESIREE

Author: **VA2326 JORDAN, WESLEY**

Related date: **Thursday, 2020-Sep-17 at: 10:06**

Related event: **GO VA 2020164388**

ROLE:[General Witness]

WILL SAY:

[Ex wife of suspect and the target of the website run by FOX. Has no involvement in this file other than being the target of FOX's website.]

Cooperative: [] Comments:[]
Interpreter: [] Language:[]
Special Needs:[] Comments:[]

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

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

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **CIVILIAN WILL SAY - 1**

MCAUSLAND, LESLIE

Author: **VA2341 HOLLAND, ROBERT**

Related date: **Wednesday, 2020-Sep-16 at: 13:54**

Related event: **GO VA 2020164388**

ROLE:[Property Reference]

WILL SAY:

[Detective HOLLAND served McAUSLAND with a production order and non disclosure order for the residential information regarding Patrick FOX on September 16, 2020.]

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

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

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



VPD1700(20)

File # 2020 - 164388

VANCOUVER POLICE DEPARTMENT ARREST SCRIPT

Subject Patrick FOX DOB November 24, 1973

Preamble

I am Det/Cst 2685 Nicole ROBERTS of the Vancouver Police Department.

(Rank and Full Name)

It is September 16, 2020 at 7:10 am

(Date)

(Time)

I am at 555 Homer St, Vancouver, B.C.

(Location)

Arrest and Charter

SEC. 10(a)

Patrick FOX, I am arresting you for 1 count(s) of
Failure to Comply with Probation Order contrary to Section 733.1 of the *Criminal Code*.

This offence is alleged to have occurred against _____ on or about
September 15, 2020 in the City of Vancouver, Province of British Columbia.

Additional Charges:

SEC. 10(b)

It is my duty to inform you that you have the right to retain and instruct counsel in private, without delay. You may call any lawyer you want.

There is a 24 hour telephone service available which provides a legal aid duty lawyer who can give you legal advice in private. This advice is given without charge and the lawyer can explain the legal aid plan to you.

If you wish to contact a legal aid duty lawyer, I can provide you with a telephone number.

(1-866-458-5500 or 1-250-882-9451)

Do you understand?

Response Notes:

Yes

Do you want to call a lawyer?

(If answer is NO after accused initially answered YES, refer to: Supplementary Charter Warning on Charter Card)

Response Notes:

NO

OFFICAL WARNING

You are not obliged to say anything but anything you do say may be given in evidence.

Do you understand?

Response Notes:

Yes

You may be subject to audio and video recording at any time while in police custody, with the exception of when you are speaking to legal counsel.

Do you understand?

Response Notes:

Yes.

COVID-19 Considerations

Are you aware of the Public Health Warning and the global pandemic of COVID-19?

Response Notes:

Yes

Have you travelled outside of Canada in the last 14 days?

Response Notes:

Nope

Have you had any symptoms of COVID-19 such as fever, cough, headache, shortness of breath, and/or difficulty breathing in the last 14 days?

Response Notes:

Nope

Have you provided care or had close contact with a person with COVID-19, probable OR confirmed?

Response Notes:

Nope

Would you like to wear a medical face mask?

Response Notes:

Nope

I would like to advise you that myself and any others in contact with you today do not have symptoms, or have not exhibited symptoms of COVID-19 in the last 14 days.

Access to Counsel

Do you want to call a specific lawyer or a legal aid duty lawyer?

Response Notes:

(Situational) Transport Warning: You will be transported to the Vancouver Police Department where you will be provided an opportunity to call your lawyer in private to receive legal advice. If you prefer, you have the option of being transported to the nearest RCMP (or municipal) detachment where you may call your lawyer in private to receive legal advice prior to being transported to the Vancouver Police Department. What do you wish to do?

Response Notes:

NR
2688
20/09/17

Access to Counsel (continued) - Notes for the Accused

(You may wish to provide this page to the arrestee while they speak with counsel for their reference)

You have been arrested for 1 count(s) of Failure to Comply with Probation Order
contrary to Section 733.1 of the *Criminal Code*.

This offence is alleged to have occurred against _____ on or about
September 15, 2020 in the City of Vancouver, Province of British Columbia.

Additional Charges:

NR
2685
20109117

Contact with Counsel

(You may wish to note the lawyer's information and attempts to reach counsel)

Notes:

Arrestee **ON** Telephone with Lawyer _____.

(Time)

Arrestee **OFF** Telephone with Lawyer _____.

(Time)

Post Access to Counsel

Do you feel that you have had a reasonable opportunity to speak with a lawyer?

Response Notes:

(Situational) Did your lawyer say that they are coming to see you in person today?

Response Notes:

Satisfaction of Identification

Notes:

DL # 6261564. - photo ID. - viewed @
time of arrest and satisfied photo on DL
was an accurate depiction of FOX and
that the person in custody was the
same as in the DL photo.

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **POLICE WILL SAY - 5**
PC 2680 DENT

Author: **VA2680 DENT, KYLE**

Related date: **Wednesday, 2020-Sep-16 at: 15:48**

Related event: **GO VA 2020164388**

ROLE:[Other Police Witness]

WILL SAY:

[Interviewed accused]

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

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **POLICE WILL SAY - 2**

Detective Constable 2671 Jennifer FONTANA

Author: **VA2671 FONTANA, JENNIFER**

Related date: **Wednesday, 2020-Sep-16 at: 08:30**

Related event: **GO VA 2020164388**

ROLE:[Other Police Witness]

WILL SAY:

[Wrote production order and search warrant.]

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

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **POLICE WILL SAY - 3**

Detective Holland 2341 " will say"

Author: **VA2341 HOLLAND, ROBERT**

Related date: **Wednesday, 2020-Sep-16 at: 14:30**

Related event: **GO VA 2020164388**

ROLE:[Follow-up Investigator]

WILL SAY:

[Served a Production Order on Leslie McAusland on September 16, 2020 at 555 Homer Street, Vancouver.

Assigned to the arrest team for Patrick FOX on September 17, 2020.]

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

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **POLICE WILL SAY - 1**

Detective Constable 2326 Wesley JORDAN

Author: **VA2326 JORDAN, WESLEY**

Related date: **Wednesday, 2020-Sep-16 at: 08:29**

Related event: **GO VA 2020164388**

ROLE:[Lead Investigator]

WILL SAY:

[Lead investigator.]

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

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **POLICE WILL SAY - 4**

Detective Roberts 2685 " Will say"

Author: **VA2685 ROBERTS, NICOLE**

Related date: **Wednesday, 2020-Sep-16 at: 14:37**

Related event: **GO VA 2020164388**

ROLE:[Follow-up Investigator]

WILL SAY:

[
Assisted Detective Holland with the service of a production order on Leslie
McAusland on September 16, 2020.

Assigned to the arrest team for Patrick FOX on September 17, 2020.

]

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

VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **POLICE WILL SAY - 6**

Sgt 2179 Mike Wheeler

Author: **VA2179 WHEELER, MICHAEL**

Related date: **Thursday, 2020-Sep-17 at: 10:03**

Related event: **GO VA 2020164388**

ROLE:[Other Police Witness]

WILL SAY:

[Supervisor. coordinated resources and assisted with search.]

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

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The Police Executed a Search Warrant on My Home, Found Stolen Assault Rifle, Meth and Marijuana	4,479 views	3 comments
2015-12-19		
The Time I Tried to Induce a Miscarriage at 5 Months	4,080 views	6 comments
2016-03-22		
And Yet More Proof I'm Lying to You About My Ex-Husband Hiding Our Child - My Letters	3,274 views	8 comments
2016-02-22		

Dear David Eby

Perspective: Patrick

437 views | 6 comments

Aug 19, 2020 | 1:53 pm PDT

Dear Mr. Eby:

You may recall a few months back I sent you a letter, while I was still in custody at North Fraser Pretrial Centre, about the BC Prosecution Service (BCPS) refusing to prosecute me for criminal harassment based on this "Desiree Capuano" website I put back online, even though in 2017 they prosecuted, convicted, and sentenced me to three years in prison for it. And even though, for the past year and a half, while I've been fighting their petty allegations of probation violations, I've been demanding they prosecute me for criminal harassment.

Anyway, on August 19, 2020 I had a trial for a probation violation for putting this website back online (publishing, disseminating information about Capuano). And even though the Crown's (Chris Johnson) only witness (VPD Detective Jennifer Fontana) and Crown himself both admitted they had no knowledge or evidence of **WHEN** I published the material; and even though the material was published **BEFORE** the probation order took effect (2018-12-30) and therefore it could not, possibly, violate the probation order because the period of probation had not yet begun; nevertheless, I was convicted. I was sentenced to six months in jail (although I had already been in for 17 months anyway) and a new probation order with the one condition that I take down the website within 48 hours of my release. I told the judge "that's just not going to happen".

I told Mr. Johnson all this is doing is showing the world how ineffectual and impotent the Canadian justice system is. They can't even make a little pissant nobody like myself take down a website. They can lock me up for the rest of my life, but I will never take down the website.

Well, 48 hours has passed and the website is still online. The R. v. Fox section, with all the proof of the corruption and collusion that Crown Counsel Mark Myhre, defense counsel Tony Lagemaat, and Justice Heather Holmes engaged in is still here. By the time you read this I will probably be back in custody, but in case you haven't figured it out, I just don't give a fuck.

And since January 2020 I've been fighting with the BCPS to disclose **WHY** they are refusing to prosecute me for criminal harassment – they are, after all, required under **section 15(4) of the Freedom of Information and Protection of Privacy Act** to disclose the reasons for their decision not to prosecute.

So, come on Mr. Eby, tell the world why you're refusing to prosecute me for criminal harassment while at the same time prosecuting me for violating the probation order by engaging in exactly the same conduct Justice Holmes and Mr. Myhre insisted formed the basis of the criminal harassment allegation when I was sentenced to three years in prison in 2017.

Is it because a new criminal harassment charge would mean a new jury trial, which would mean the jury would be shown the proof of all the corruption, and all of Capuano's perjurious testimony from that first trial? Is it because you know I would be acquitted and that would bring the entire local justice system into disrepute because how could I possibly be convicted the first time and acquitted the second time if, both times, the allegations and the trials were based on exactly the same conduct and evidence?

So go ahead, Mr. Eby, have your automatons at the BCPS get a warrant for me violating probation because this website is still online. Send me back to jail. Lock me up for the rest of my life. Show the world that the BC Ministry of Justice and the BCPS just will not stand for obnoxious little pissants like me exposing the corruption going on every day in the Vancouver justice system. I mean, how dare!! Just who the hell do I think I am? Right?

And finally, I would like to point out that, to date, neither the BCPS nor any of the parties discussed on the **R. v. Fox** page have denied any of my claims of corruption, collusion, or perjury!

Sincerely,
Patrick Fox

Previous Post:

« Ah, Dang! Not This Website Again!

6 Responses to Dear David Eby

Report to Crown Counsel - Version 1

1 of 4

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Please enter the missing number to confirm you're real.

6 + 3 =



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If you notice any inaccuracies on this website, or just want to share your thoughts, feel free to inform me at editor@desicapuano.com and I will either: address them as soon as possible; or completely ignore them and convince myself you don't even exist.

VANCOUVER POLICE DEPARTMENT
CONSTABLE 2680 KYLE DENT – INTERVIEW OUTLINE

PRE-TAPE NOTES:

TAPE INTRODUCTION:

File Number: 20-164388

Date / Time: 2020-09-17

Location: Vancouver Police Annex located at 236 E. Cordova St.

Primary Interviewer: Kyle Dent

Secondary Interviewer:

Monitor:

Interview Subject: Patrick FOX

Synopsis:

On August 19, 2020 Patrick FOX was released from custody in relation to file number 19-49074. FOX was given a number of conditions related to the ongoing harassment of his ex-wife Desiree Capuano. One of his conditions was to remove www.desireecapuano.com and www.desicapuano.com off of the internet. On August 19, 2020, the website www.desicapuano.com was updated with a letter from FOX to David EBY, the Minister of Justice and Attorney General for British Columbia. In this letter FOX demands to know why he hasn't been prosecuted for Criminal Harassment and taunts David EBY to charge him with breach of probation for keeping the website online. Fox has been arrested for breaching his probation as the website is still available online.

Subject Status:

- FOX was arrested by Detective Constable #2685 Nicole Roberts using a prepared arrest script which I reviewed. I am satisfied that all of the requirements of section 10a/b of the charter have been satisfied, that FOX has been given the official warning, and that FOX is aware that he is subject to audio/video recording while in police custody.

in the interview and tell the truth but I really don't think that's going to be an issue here is it?

- I will not lie to you and I need your word that you will not lie to me. I would prefer that you not say anything to you telling me lies.

EXPECTATIONS:

- I am going to ask you to tell me everything you know about this situation.
- I will make notes of what you say – please keep talking.
- I understand that you may have spoken with other police officers but pretend I am the first person you ever spoke with and leave nothing out.
- When you are finished I will summarize everything you have told me and ask you some follow up questions.
- Please add to, alter or correct any information that I get wrong or miss.
- If I ask you something and you do not know the answer, it is okay to say “I don't know.”
- If I ask you something and you are not completely sure, tell me that also.

MOST IMPORTANT QUESTION:

Why are you not taking down the website?

INCIDENT QUESTIONS:

Clarification Questions/Direct Questions

- Who are the admin people who run the website?
- What would it take for you to take the site down?

BOQs (one or two at most)

- What reason could a person have to do something like this?
- What should happen to someone who does something like this?
- How will the investigation turn out in regards to you as a suspect?

EVIDENCE PRESENTATION:

Allow opportunity to explain why evidence of offence exists.

- Printout of article from his website “Dear David Eby”

20-164388

2020-09-17

Interview of Patrick FOX Nov 24, 1973

- RV Fax page - 244069 - S - BC
4 leaving BC.



VPD.CA

MAILING ADDRESS 3585 GRAVELEY STREET, VANCOUVER, B.C. V5K 5J5

VANCOUVER POLICE DEPARTMENT | Beyond the Call

Kyle Dent
DETECTIVE 2680

Special Investigation Section
Domestic Violence Unit

V1



Task Action Report
Special Investigation Section – Electronic File Management

Task #: T007	Action #:	File #: 20-164388		
Assigned by: JORDAN		Assigned to: DENT		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
FOX	Patrick		Yes ☒ No ☐	Yes ☒ No ☐
Task: Interview accused Patrick FOX				
Results: On September 17, 2020, Detective Constable 2680 Kyle DENT (“Det. DENT”) conducted an in custody interview of Patrick FOX (“FOX”). This interview was in relation to VPD file 20-164388 and took place at the VPD Annex 236 E. Cordova Street. During the interview FOX stated the following: -It is important to have good quality audio and video for him to put it on the website; -The website has been updated on R V Fox section with 244-069-5-bc (about the collusion of Mark MHYRE and CBSA); -He didn’t update the website, but it has been updated by someone; -He is not admitting to posting anything; -He was ordered to take down the website, believes the website itself is not illegal; -The reason it hasn’t been taken down is because it exposes misconduct and corruption that happens in the criminal justice system every day, exposes corruption and misconduct of “Jackasses” like –; -Mark MHYRE and Tony LAGEMAAT and it exposes the misconduct of his evil, horrible, cunt of an ex-wife;				

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Task Action Report
Special Investigation Section – Electronic File Management

- He was released on August 20, 2020, has been staying at the Belkin House since his release;
- He has been waiting to be arrested by police, “surprised it took this long;”
- Believes the justice system is demented;
- Refused to answer who has access to the website;
- He saw the city of Vancouver, RCMP, and province of BC IP addresses in access logs for the website;
- He wants the government to admit everything on his website is true and overturn all his convictions and for his ex-wife to get throat cancer and die a slow miserable death;
- No one is going to take down anything from the website unless the provincial government admits publicly that he didn’t commit criminal harassment, overturn his conviction for criminal harassment, admit that everything on his website is true;
- Comments have to be approved to show up on website;
- If somebody was assisting him with the website it would be somebody outside of Canada;
- He will never in his life take down the website;
- He is pretty sure the website is already set up with a different hosting provider, ready to go if the current website got shut down in the United States;
- Crown can kiss his ass, he doesn’t give a flying fuck, they can lock him up for the rest of his fucking life;
- If he had taken the website down within 48 hours and then put it back up he would have complied;
- He described step by step how to make a website no longer publicly available;
- There are transcripts are on the website to prove CAPUANO’s perjury;
- The website has shifted from CAPUANO to the Canadian Justice system;
- He can’t afford to pay private investigators to get new info on CAPUANO like he has done in the past;
- If he did have money he would hire private investigators to get new information on CAPUANO;
- It is important to him that everything on the website is true, doesn’t want to lose credibility;

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Task Action Report
Special Investigation Section – Electronic File Management

- His original intention was to create a separate website about corruption during his case but kept it together because of time, financial constraints, and they would be exposing their own corruption if they prosecuted him for the website;
- There is a lot more content that needs to be added, and it's going to go up, it's very time consuming, "I haven't been the most productive;"
- Locking him up in jail isn't going to stop or change anything;
- It is extremely unlikely that police are going to be able to get into his laptop, if they do he will let -Lenovo know because their security is supposed to be good;
- The Digital Forensic Unit is incompetent – he's not worried at all;
- BCPS is more concerned about enforcing the orders than protecting the victim;
- Has already spoken to everyone he has been in contact with and told them he won't tell the police anything.

After the interview Det. DENT escorted FOX across the street where he was placed into holding without incident.

This concludes Det. DENT's involvement in this file.

Attachments:

T007_20200917_NOTES_Arrest-Script_DENT
T007_20200917_NOTES_DENT
T007_20200917_STMT_AUDIO_Interview-FOX_DENT

Suggested Follow ups:

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Task Action Report
Special Investigation Section – Electronic File Management

Task #: T010	Action #:	File #: 20-164388		
Assigned by: JORDAN		Assigned to: DENT		
Assigned Date: 2020/09/17	BF Date: _____		Completion Date: 2020/09/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
FOX	Patrick	19731124	Yes ☐ No ☐	Yes ☒ No ☐
Task: Obtain Probation Conditions				
Results: On September 17, 2020 Detective Constable 2326 Wesley JORDAN ("Det. JORDAN") assigned Detective Constable 2680 Kyle DENT ("Det. DENT") with obtaining the probation conditions of accused Patrick FOX ("FOX"). Det. DENT contacted the Vancouver Police Department Charges section and requested the probation conditions of FOX relating to Vancouver Police Department file number 2019-49074 which state he must take down the website www.desicapuano.com and www.desireecapuano.com . Det. DENT received these conditions and have attached them into this Task Action Report.				
Attachments: T011_20200917_DOC_Probation-conditions_FOX_DENT				
Suggested Follow ups:				

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Task Action Report
Special Investigation Section – Electronic File Management

Task #: 001	Action #:	File #: 20-164388		
Assigned by: Det. Jordan		Assigned to: Det. Fontana		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
			Yes ☐ No ☐	Yes ☒ No ☐
Task: Obtain a production order to find out what room and locker Patrick FOX was assigned to at Belkin House.				
Results: On September 15, 2020, Detective Constable 2671 Jennifer FONTANA ("Det. FONTANA") was tasked with obtaining a Production Order to obtain the client information regarding Patrick FOX in order to confirm that he was in fact, staying at the Emergency Shelter at 555 Homer Street, Vancouver, and what room, bed space and locker had been assigned to him. On September 16, 2020, Det. FONTANA was issued a Production Order Pursuant to Section 487.014(1) by Judicial Justice S. Joseph-T. The granted Production Order was provided to Detective Constable 2341 Robert HOLLAND ("Det. HOLLAND") to serve on staff at Belkin House. Due to the time sensitive nature of the information it was provided verbally to Det. HOLLAND. On September 17, 2020, Det. FONTANA received the hardcopy of the information sought from Les MCAUSLAND ("MCAUSLAND") who is the director of residential services at Belkin House.				
Attachments: T001_20200916_PO_Belkin-House T001_20200917_DOC_PO_Belkin-House-Results				
Suggested Follow ups:				

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Task Action Report
Special Investigation Section – Electronic File Management

Task #: 002	Action #:	File #: 20-164388		
Assigned by: Det. Fontana		Assigned to: Det. Fontana		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
			Yes ☐ No ☐	Yes ☒ No ☐
Task: Obtain a Search Warrant for room 325 – bed space 51 and locker 51 at the Belkin House Emergency Shelter, 555 Homer Street, Vancouver.				
Results: On September 15, 2020, Detective Constable 2671 Jennifer FONTANA (“Det. FONTANA”) was tasked with obtaining a Search Warrant for room 325 – bed space 51 and locker 51 at the Belkin House Emergency Shelter, 555 Homer Street, Vancouver to search for electronic storage devices and electronic devices capable of accessing the internet. On September 16, 2020, Det. FONTANA was granted a Search Warrant, to be executed on September 17, 2020 between the hours of 6:00am and 8:00pm, Pursuant to Section 487.1 of the Criminal Code and subsequent Sealing Order pursuant to Section 487.3 of the Criminal Code by Judicial Justice T. Holmes. Two copies of the approved Search Warrant were provided to Detective Constable 2326 Wesley JORDAN (“Det. JORDAN”) for execution purposes.				
Attachments: T002_20200916_SW_Belkin-House				
Suggested Follow ups:				

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VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY

GO# VA 2020-164388

Narrative: **POLICE STATEMENT - 1**
Detective Holland " Police statement"
Author: **VA2341 HOLLAND, ROBERT**
Related date: **Thursday, 2020-Sep-17 at: 10:24**
Related event: **GO VA 2020164388**

Arrest of Patrick FOX
September 17, 2020
2020- 164388

On September 17, 2020, Detective Constable 2341 HOLLAND (Detective HOLLAND) was on duty working with the Domestic Violence and Criminal Harassment Unit (DVACH) Vancouver Police Department. On this date, Detective HOLLAND was working in the company of Detective Constable 2685 ROBERTS (Detective ROBERTS).

Detective HOLLAND assisted Detective ROBERTS with the arrest of Patrick FOX (FOX) who was wanted for breaching his probation order. On September 16, 2020, Detective HOLLAND and Detective ROBERTS attended then Belkin House at 555 Homer Street, Vancouver to serve a production order on the Director of residential services who was identified as Les McAUSLAND. This was in relation to the Belkin House providing information to determine if FOX resided in the building. FOX was in fact determined to reside in the facility and had been residing there since August 20, 2020.

On September 17, 2020 at 07:09 am, Detective Holland was standing outside 555 Homer Street, Vancouver to perform a planned arrest of FOX for breaching his probation order. At this time, Detective HOLLAND had an unobstructed clear view to the common lobby area and observed a male he knew to be FOX walk toward the entrance.

Detective HOLLAND and Detective ROBERTS walked inside the building and spoke with FOX just adjacent to the front exit doors. Detective HOLLAND turned on his digital audio recorder as Detective ROBERTS arrested FOX for breaching his probation order at 07:10 am. During the arrest, Detective ROBERTS read from an interview script during the recording of FOX's arrest. FOX understood the reasons for his arrest and declined to speak with a lawyer.

Detective HOLLAND searched FOX incidental to lawful arrest. FOX was in the possession of the following:

- Black laptop bag

Detective HOLLAND conducted a search of FOX's body and recovered a cellphone from his front left jean pocket. A small set of keys were recovered that FOX confirmed opened his locker door inside his dormitory. Detective HOLLAND opened up the computer bag and noted there was a laptop inside. Other items were his medications, a wallet containing that BCDL in the name of FOX and other associated cords and headphones.

	VANCOUVER POLICE DEPARTMENT NARRATIVE TEXT HARDCOPY
--	--

GO# VA 2020-164388

After searching FOX, I transported him to the police wagon that was outside with his personal property.

The laptop bag, the laptop computer device and FOX's cellphone that was recovered during the search was handed over to the lead investigator, Detective Constable JORDAN.

Detective HOLLAND left the scene and attended the Annex of 312 Main Street, Vancouver to meet up with the police wagon who was advised to take FOX to the Annex. Detective HOLLAND took FOX into the Annex and was introduced to Detective Constable 2680 DENT (Detective DENT) who was conducting an interview with FOX.

No further police evidence.

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



VPD.CA

Rob Holland
DETECTIVE 2341

Special Investigation Section
Domestic Violence Unit

V1

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VANCOUVER POLICE DEPARTMENT | Beyond the Call

AT 16

DVACH

Date Sept 17

020

2020

0600

Teen meeting

0640

On scene at Belkin House, 555 Homer St

0645

Contacted Director Les McAusland

0700

Mgt with Det Jordan Sgt Wheeler outside building

0705

Observed Patricia Fox inside common area of building

0710

Moved in and assisted with the arrest of Fox. Arrested by Det Roberts

Search incident to lawful arrest. Fox had a laptop bag with computer inside.

0710

Arrested by Detective Roberts for Breach Probation.

- laptop + bag
- Cellphone (left pocket of jeans)
- Belt
- Medications
- Wallet with BCID
- misc papers
- Headphones, cords

} laptop bag

- Laptop and cellphone seized at arrest scene

0740

Arrival at Annex. Fox into custody of Detective Dent

DVACH

Date Sept 16
2020

V4

0900

Team meeting

Working on PANCHER overview
2020 - 164388

12.17

BLIKIN House 555 Homer St
LESLIE MCANSLAND

V1

12.24

PATRICK FOX

Aug 20 2020 - No out date CARD
MILK SKELLS 325 Bed 51

Secure lockers in room (51)

Common storage area - Access by staff.

Not in building at moment

SKELLS residents - 0700

0730 Breakfast

leave dorm

1pm - Access card

Cupboard 11 o'clock & night

12.50

left building



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Rob Holland
DETECTIVE 2341

Special Investigation Section
Domestic Violence Unit

V1

MAILING ADDRESS 3585 GRAVELEY STREET, VANCOUVER, B.C. V5K 5J5
VANCOUVER POLICE DEPARTMENT | Beyond the Call



Task Action Report
Special Investigation Section – Electronic File Management

Task #: T008	Action #:	File #: 2020-164388		
Assigned by: JORDAN		Assigned to: HOLLAND		
Assigned Date: 2020/09/16	BF Date: _____		Completion Date: 2020/09/16	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
McAUSLAND	Leslie		Yes ☒ No ☐	Yes ☒ No ☐
Task: Serve production order on Belkin House at 555 Homer Street for resident information on Patrick FOX.				
Results: On September 16, 2020, Detective Constable 2341 HOLLAND (Detective HOLLAND) was working with the Domestic Violence and Criminal Harassment Unit (DVACH) Vancouver Police Department (VPD). On this date at 12:10 pm, Detective HOLLAND attended the Belkin House at 555 Homer Street, Vancouver with Detective Constable ROBERTS (Detective ROBERTS) At 12:24 pm, Detective HOLLAND served a production order to the Director of Residential Services who was identified as McAUSLAND (McAUSLAND). Detective Holland read through the production order and associated non-disclosure order with McAUSLAND who understood what information investigators required for a resident identified as Patrick FOX. Detective Holland received the following information from McAUSLAND verbally; a) FOX moved into the Belkin House at 555 Homer Street on August 20, 2020; b) FOX had been living in the male shelter; c) FOX shelter number was reported to be 325 d) FOX has an assigned bed space within the dormitory of 51; e) FOX was residing with 5 other residents within the dormitory; f) McAUSLAND advised that residents of the dormitory also had access to an alternative storage area that was secured and only accessed by staff;				

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Task Action Report
Special Investigation Section – Electronic File Management

- g) McAUSLAND said that FOX was no currently in the building;
- h) McAUSLAND said that residents were required to leave the dormitory area between the hours of 8:00 am and 1:00 pm for cleaning purposes;
- i) Residents would leave the building or remain in the common area;
- j) McAUSLAND said there was a curfew at 11:00 pm
- k) McAUSLAND said there was no reported issues with FOX within the building and had been there for 27 days;
- l) Due to the covid 19 pandemic, there was no date fixed were FOX had to leave the facility.

After the service of the production order, Detective HOLLAND explained to McAUSLAND about the non-disclosure order attached to the production order that required him to keep the information about FOX in the strictest of confidence and not to discuss this with anyone in the building.

McAUSLAND was provided with a copy of the production order and was directed to e-mail the residential documents for Patrick FOX to the lead investigator, Detective Jennifer FONTANA (FONTANA). McAUSLAND was directed to Detective FONTANA's e-mail address on the production order for reference.

McAUSLAND said he would e-mail these documents when he received them within the 30 days period.

At 12:50 pm, Detective HOLLAND and Detective ROBERTS left the building.

Attachments:

Suggested Follow ups:

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



Task Action Report
Special Investigation Section – Electronic File Management

Task #: T009A	Action #:	File #: 20-164388		
Assigned by: JORDAN		Assigned to: JORDAN		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
			Yes ☐ No ☐	Yes ☒ No ☐
Task: Execute search warrant				
Results: On September 17, 2020 Detective Constable 2326 Wesley JORDAN (Det. JORDAN) was on duty working in the Domestic Violence and Criminal Harassment Unit (DVACH). Det. JORDAN was tasked with helping executing a search warrant. On September 16, 2020 Detective Constable 2671 Jennifer FONTANA wrote a search warrant to search the room where Patrick FOX was staying and it was approved by Justice T. HOLMES. Det. JORDAN read the search warrant authorizing police to enter the Belkin House 555 Homer St and search room 325, bed 51 and associated locker 51 for the following: -Any electronic device capable of accessing the internet; -Any electronic storage device capable of saving a copy of the websites www.desicapuano.com or www.desireecapuano.com including but not limited to laptops, tablets, cellphones, USB's and SD cards. At 0808 hours the search warrant was executed. Room 325 has six beds and six lockers inside. Bed 51 that FOX was using was the last bed against the wall. There was two bankers boxes belonging to FOX on the floor directly in front of bed 51. Det. JORDAN searched bed 51 and surrounding area and nothing of note was located. Det. JORDAN searched the two bankers boxes, but they were only full of papers so nothing seized. At 0821 hours police exited the room and the search was complete. Forensic Identification Unit was on scene and photographed the execution of the search warrant.				

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



Task Action Report
Special Investigation Section – Electronic File Management

Attachments:
Suggested Follow ups:

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



Task Action Report
Special Investigation Section – Electronic File Management

Task #: T010	Action #:	File #: 20-164388		
Assigned by: JORDAN		Assigned to: JORDAN		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
			Yes ☐ No ☐	Yes ☒ No ☐
Task: Arrange for Forensic Identification Unit to attend to photograph the execution of the search warrant.				
Results: On September 17, 2020 Detective Constable 2326 Wesley JORDAN (Det. JORDAN) was on duty working in the Domestic Violence and Criminal Harassment Unit (DVACH). Det. JORDAN was tasked with arranging for the Forensic Identification Unit (FIU) to attend to photograph the execution of the search warrant. Det. JORDAN called FIU who advised they would attend 555 Homer St to photograph the execution of the search warrant. Detective Constable 2634 Jeremy BIRNBAUM attended and took photographs of the execution of search warrant for room 325, bed 51 and locker 51.				
Attachments:				
Suggested Follow ups:				

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member

**VANCOUVER POLICE DEPARTMENT
NARRATIVE TEXT HARDCOPY**

GO# VA 2020-164388

Narrative: **POLICE STATEMENT - 2**
Detective Constable 2685 ROBERTS
Author: **VA2685 ROBERTS, NICOLE**
Related date: **Thursday, 2020-Sep-17 at: 10:59**
Related event: **GO VA 2020164388**

On September 15, 2020, Detective Constable 2685 ROBERTS (Det. ROBERTS) was working with the Domestic Violence and Criminal Harassment Unit (DVACH) Vancouver Police Department (VPD). At approximately 2:30 pm, Det. ROBERTS prepared an arrest script for Patrick FOX (FOX).

On September 17, 2020 Det. ROBERTS was working DVACH and attended the Belkin House at 555 Homer St, Vancouver, B.C. At approximately 7:10 am, Det. ROBERTS arrested FOX for Failure to Comply with Probation Order in the front lobby of the Belkin House. Detective Constable 2341 Robert HOLLAND (Det. HOLLAND) was also present for the arrest, recorded it on a Digital Audio Recorder and handcuffed and searched FOX incident to arrest.

Det. ROBERTS advised FOX of his charter rights by reading from the arrest script previously prepared on September 15, 2020. FOX advised that he understood the charges, he did not want to call a lawyer, he understood the official warning and he understood he may be subject to audio and video recording at any time while in custody except for when he was speaking to counsel.

Det. ROBERTS identified FOX using a valid BCLD #6261564. Det. ROBERTS viewed the photo on the BCDL and was satisfied that the person in the photo was the same person in police custody.

Det ROBERTS also acted as the exhibits officer during the search of Room 325, bed and locker #51. Det. ROBERTS seized 3 exhibits:

- 1- A Lenovo Thinktank Laptop with charger
- 2- A Motorola cellphone in a blue case with charger
- 3- A blue/green "Piston Power" powerbank

The exhibits were tagged at the property office.

This concludes my involvement.

Detective Constable 2685 Nicole ROBERTS
Vancouver Police Department
Special Investigation Section, Domestic Violence and Criminal Harassment Unit

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



STRIKE FORCE

File Synopsis

FILE: # 2020- 164388

DATE	REMARKS	INITIALS
September 15, 2020	Project Name: Project Number: Cost Centre: Incident Number: VPD 2020-164388	
	Assigned Investigator: Detective 2326 JORDAN Section: DVACH Contact Numbers: V1 [REDACTED] Supervisor: Surveillance Liaison: Detective 2685 ROBERTS Contact Numbers: Lead Investigator Detective 2326 JORDAN	
	Assigned Strike Force File Handler: SQ I: SQ II: SQ III: SQ IV:	
	Synopsis: VPD 2020-164388 On August 19, 2020, FOX was released with probation conditions to remove a hate website from the internet. As of September 15, 2020 FOX had not removed the website. FOX is arrestable for Breach of Probation.	
	Surveillance Goals: - Locate FOX - Arrest FOX	
	Target Packages: On Det/Cst. received a Strike Force Target Sheet of T1. Provided by (Name and Date) : Detective Constable 2685 ROBERTS	



Task Action Report
Special Investigation Section – Electronic File Management

Task #: T004	Action #:	File #: 2020-164388		
Assigned by: JORDAN		Assigned to: ROBERTS		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/15	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
FOX	Patrick		Yes ☒ No ☐	Yes ☒ No ☐
Task: Create target sheet for Patrick FOX.				
Results: On September 15, 2020 at 2:30 pm, Detective Constable ROBERTS (Det. ROBERTS) was working with the Domestic Violence and Criminal Harassment Unit (DVACH) Vancouver Police Department (VPD). On this date and time, Detective. ROBERTS created a target sheet and surveillance package for a suspect Patrick FOX (FOX) with his picture and personal information for the purpose surveillance resources. On September 15, 2020 at approximately 2:36 pm, Det. ROBERTS received a picture of FOX in an email by data analyst Catherine MEIKLEJOHN (MEIKLEJOHN) who was working as part of DVACH. This was an open source photograph by Global News. Det. ROBERTS used this photo as part of a Target sheet for the identification of FOX.				
Attachments: T004_20200915_ADMIN_SF-file-synopsis_FOX_ROBERTS T004_20200915_ADMIN_SF-target-sheet_FOX_ROBERTS T004_20200915_PHOTO_FOX_MEIKLEJOHN_ROBERTS				
Suggested Follow ups:				

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



Task Action Report
Special Investigation Section – Electronic File Management

Task #: T006	Action #:	File #: 20-164388		
Assigned by: JORDAN		Assigned to: ROBERTS		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
FOX	Patrick		Yes ☒ No ☐	Yes ☒ No ☐
Task: Arrest of Patrick FOX				
Results: On September 15, 2020, Detective Constable 2685 ROBERTS (Det. ROBERTS) was working with the Domestic Violence and Criminal Harassment Unit (DVACH) Vancouver Police Department (VPD). At approximately 2:30 pm, Det. ROBERTS prepared an arrest script for Patrick FOX (FOX). On September 17, 2020 Det. ROBERTS was working DVACH and attended the Belkin House at 555 Homer St, Vancouver, B.C. At approximately 7:10 am, Det. ROBERTS arrested FOX for Failure to Comply with Probation Order in the front lobby of the Belkin House. Detective 2341 Robert HOLLAND (Det. HOLLAND) was also present for the arrest, recorded it on a Digital Audio Recorder and handcuffed and searched FOX incident to arrest. Det. ROBERTS advised FOX of his charter rights by reading from the arrest script previously prepared on September 15, 2020. FOX advised that he understood the charges, he did not want to call a lawyer, he understood the official warning and he understood he may be subject to audio and video recording at any time while in custody except for when he was speaking to counsel. Det. ROBERTS identified FOX using a valid B.C. Drivers License (BCDL) #6261564. Det. ROBERTS viewed the photo on the BCDL and was satisfied that the person in the photo was the same person in police custody.				

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



Task Action Report
Special Investigation Section – Electronic File Management

Det. HOLLAND took custody of FOX and walked him to the Police Wagon.

Attachments: T006_20200917_DOC_Arrest-Script_FOX_ROBERTS

Suggested Follow ups:

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



Task Action Report
Special Investigation Section – Electronic File Management

Task #: T009B	Action #:	File #: 20-164388		
Assigned by: JORDAN		Assigned to: ROBERTS		
Assigned Date: 2020/09/17	BF Date: _____		Completion Date: 2020/09/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
FOX	Patrick		Yes ☒ No ☒	Yes ☒ No ☐
Task: Seize Exhibits from Search Warrant				
Results: On September 17, 2020, Detective Constable 2685 ROBERTS (Det. ROBERTS) was working with the Domestic Violence and Criminal Harassment Unit (DVACH) Vancouver Police Department (VPD). At approximately 8:08 a.m. Det. ROBERTS assisted Detective Constable 2326 Wesley JORDAN (Det. JORDAN) with executing a search warrant at Room 325, Bed/Locker 51 at the Belkin House, 555 Homer Street. Det. ROBERTS acted as the Exhibits officer. At approximately 8:23 a.m. Det. ROBERTS received a total of three exhibits from Det. JORDAN which were detailed on an Exhibit Flow Chart. Det. ROBERTS completed a diagram of Room 325 on the back of the Exhibit Flow Chart. At approximately 1:06 p.m. Det. ROBERTS lodged the three exhibits in the Special Investigation Section evidence lockers on the 5 th floor at 3585 Gravelly Street. Det. ROBERTS completed and submitted a form 5.2 Report to a Justice.				
Attachments: T009B_20200917_DOC_Exhibit-Flowchart_ROBERTS T009B_20200917_5-2_325-51-555-Homer-St_ROBERTS				

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



Task Action Report
Special Investigation Section – Electronic File Management

Suggested Follow ups:

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member

ARREST/WARRANT EXECUTION OPERATIONAL PLAN SPECIAL INVESTIGATION SECTION

Incident Number: 2020-164388 Project Number: _____ Project Name: _____

☒ Arrest Date: September 17, 2020 ☒ Search Warrant Execution Date: September 17, 2020

#	SUSPECT(S):
1	Patrick Henry FOX

#	OFFENCE(S):
1	Breach Probation
2	

SUSPECT INFO:

Criminal History:

Convictions for Criminal Harassment, Possession of a Firearm in an Unauthorized Place and most recently, Breach of Probation x2 related to the Criminal Harassment substantive offence.

PRIME/CPIC/CFRO/LIEP/RMS/PIRS:

V2

Mental Health Information:

None known

Officer Safety Concerns, Alerts or Awareness:

No Safety Concerns- Although he has a conviction for Criminal Harassment, FOX has always cooperated with police and has no documented incidents of physical violence.

Risk Factors:

Possibly Mental Health.

Vehicle/DL Info:

N/A

Target Address: Unknown dormitory suite at Belkin House at 555 Homer St.

Operational Goal:

Arrest and Interview FOX

Conduct search warrant of residence

Brief Synopsis: (Highlight pertinent facts; i.e. sexual assault investigation, date, time, etc.)

FOX was convicted on August 19th, 2020, for Breach of Probation in relation to DVACH file 2019-49074 where he

ARREST/WARRANT EXECUTION OPERATIONAL PLAN SPECIAL INVESTIGATION SECTION

maintained a revenge website targeting his ex-wife. FOX was sentenced on August 19th to Probation for two years. The Probation conditions stipulate:

WITHIN 48 HOURS OF YOUR RELEASE FROM CUSTODY YOU WILL TAKE ALL

- 2) NECESSARY STEPS TO ENSURE THAT ANY WEBISTE, SOCIAL MEDIA PAGE, OR OTHER
- 3) PUBLICATION, WHICH YU HAVE AUTHORED, CREATED, MAINTAINED, OR CONTRIBUTED
- 4) TO, WHICH CONTAINS ANY INFORMATION, STATEMENTS, COMMENTS, VIDEOS,
- 5) PICTURES WHICH REFER TO OR DEPICT, BY NAME OR DESCRIPTION, DESIREE
- 6) CAPUANO OR ANY OF HER FRIENDS, RELATIVES, EMPLOYERS, OR CO-WORKERS,
- 7) INCLUDING THE WEBSITES PUBLISHED UNDER THE DOMAIN WWW.DESIREECAPUANO.
- 8) COM AND WWW.DESICAPUANO.COM ARE NO LONGER AVAILABLE VIA THE INTERNET
- 9) OR BY ANY OTHER MEANS. USUAL.

After his release, FOX called Detective Fontana of the DVACH unit and stated that he was staying at the Belkin House in the dormitory and expected to be arrested. Detective FONTANA found that the website was still operational and FOX had recently added a post as of August 19th, 2020. On September 15th, 2020, the website remains up on the internet, contrary to his conditions.

Arrest Plan:

Arrest Script Attached? ☐ Yes ☒ No Audio Recorded? ☒ Yes ☐ No

Operational Plan:

Belkin House will not provide any information in relation to any of their clients, absent a Production Order. Staff have advised that the dormitory rooms house six persons each. A PO is currently being authored to determine if FOX is still residing in the Belkin House dormitory and if so, what room. If it is found that FOX is indeed still residing at Belkin House then a Search Warrant will be sought for his associated room to recover any electronic devices FOX may have used to post onto the website.

In order to minimize the intrusion of the state on innocent third parties in FOX's room, no arrest will take place until such time as a Search Warrant has been granted.

Once the SW is granted, four members of the DVACH Unit, in the company of an FIU member, will attend to FOX's room to arrest and execute the Warrant and arrest FOX for Breach of his probation. In order to increase the likelihood that FOX will be present at the time of execution, the warrant will be executed first thing in the morning.

FOX will be arrested, provided access to counsel on scene and subsequently transported to the Annex where he will be interviewed by members of the DVACH unit.

Contingency Plan(s):

1) If FOX is not home at the time, the team will execute the Search Warrant. A DVACH member, in takedown jacket will guard the suite during the execution. If FOX does not return home during the Search Warrant execution, submit a disclosure package to Crown for a warrant request.

2) If FOX returns home during the Search Warrant execution, he will be arrested, offered access to counsel on

ARREST/WARRANT EXECUTION OPERATIONAL PLAN SPECIAL INVESTIGATION SECTION

scene, transported to jail and interviewed.

Communication:

Police Jurisdiction: Vancouver

ERT Negotiator? ☐ Yes ☒ No

Radio Channel: Ops channel

Equipment Required:

- | | | |
|---|--|--|
| ☒ Take-down Jackets | ☐ Door Ram | ☐ Laptop for Exhibit Entry |
| ☐ Naloxone | ☒ Exhibit Tags | ☐ Camera & Video Equipment -Charged |
| ☒ Flashlight | ☒ Multiple Size Gloves | ☒ Digital Audio Recorder & Extra Batteries |
| ☒ Handcuffs | ☒ Black Markers/Pens | ☒ Cellular Phone Cans |
| ☐ Tools | ☒ Exhibit Flow Chart | ☒ Boxes for Computer Equipment |
| ☒ Exhibit Kit Containing Envelopes, Multi-Size - Plastic and Paper Bags for Packaging | | |
| ☒ Other Equipment: <u>Cell phone for access to counsel on scene</u> | | |

Roles and Responsibilities:

Site Commander:

- ☒ Confirm Validity of Warrant
- ☒ Ensure all Members Intending to Enter Search Site Have Received Items to be Searched and Have Signed a Copy of the Warrant
- ☒ Notify Car 10/LMD Duty Officer/ERT NCO/Negotiating Team/ECOMM/SIS Inspector
- ☒ Appointed FIU/Exhibit Officer/Search Team/Arrest Team and Briefed as to Roles and Responsibilities Attached
- ☒ Liaise with Duty Officer for Additional Resources
- ☒ Designate Site Security
- ☐ Organize Search and Canvass Team if Required
- ☐ Media Notification
- ☒ Ensure Warrant in Hand on Entry
- ☒ Copy of Warrant Remains on Scene
- ☒ Ensure Arrest Team has Arrest Script and Charter Card
- ☒ Regular Updates to the Command Triangle
- ☒ Ensures Continuity of Exhibits Seized

ARREST/WARRANT EXECUTION OPERATIONAL PLAN SPECIAL INVESTIGATION SECTION

Search and Canvass Team? ☐ Yes ☒ No

Contact Information:

Car 10/LMD Duty Officer: _____	Exhibits Officer: <u>Det. Roberts</u>
ECOMM: <u>V1</u> _____	Arrest Team: <u>Sgt. Wheeler & Det. Roberts</u>
Jail NCO: _____	Search Team: <u>Det. Holland and Det. Jordan</u>
Team Commander: <u>Sgt Mike Wheeler</u>	Ident: <u>V1</u> _____
Lead Investigator: <u>Det. Jordan</u>	ERT NCO: _____
File Coordinator: <u>Det. Jordan</u>	Surveillance RB: _____
Site Commander: <u>Sgt Mike Wheeler</u>	OT Approver: <u>Sgt. Wheeler</u>

**ARREST/WARRANT EXECUTION OPERATIONAL PLAN
SPECIAL INVESTIGATION SECTION**





Task Action Report
Special Investigation Section – Electronic File Management

Task #: 005	Action #:	File #: 2020-164388		
Assigned by: Det 2326 Wes Jordan		Assigned to: Sgt 2179 Mike Wheeler		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/16	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
			Yes ☐ No ☐	Yes ☒ No ☐
Task: Draft the Arrest Plan for Fox.				
Results: On September 15 th , 2020, Sergeant 2179 Mike Wheeler (Sgt 2179 Wheeler) drafted an arrest and search warrant execution plan for Patrick Fox.				
Attachments: T005_20200916_ADMIN_Arrest-Plan-FOX_WHEELER No Notes for Sgt 2179 Wheeler				
Suggested Follow ups:				

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



Task Action Report
Special Investigation Section – Electronic File Management

Task #: T009A	Action #:	File #: 2020-164388		
Assigned by: Det 2326 Wes Jordan		Assigned to: Sgt 2179 Mike Wheeler		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/19/17	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
			Yes ☐ No ☐	Yes ☒ No ☐
Task: Execute the Search Warrant at Fox's room at Belkin House.				
Results: On September 17th, 2020, at approximately 8:06 am, Sergeant 2179 Mike Wheeler (Sgt 2179 Wheeler), Detective 2326 Wes Jordan (Det. 2326 Jordan) and Detective 2685 Nicole Roberts (Det. 2685 Roberts) executed the Warrant to Search at FOX's dormitory room #325 at the Belkin House at 555 Homer St. Constable 2634 Jeremy Birnbaum (Cst 2634 Birnbaum) of the VPD Forensic Identification was in attendance for exhibit photos. The search was authorized for FOX's bed area - #51 as well as his assigned room locker, also #51. I located one electronic item in the locker which was turned over to the Exhibits Officer, Det 2685 Roberts. Once completed, I vacated the room with other police members and it was turned over to Belkin House staff. A copy of the Warrant to Search was placed in FOX's personal effects at the Vancouver Jail.				
Attachments: Sgt 2179 Wheeler – No Notes				
Suggested Follow ups:				

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member



VPD 590B (11)

TARGET SHEET INSTRUCTIONS:

Please provide a separate Target Sheet for each target or relevant associate. Fill out ALL the boxes on the Target Sheet with the requested information or N/A.

Important information:

Target Photographs: All photographs must be sourced and open to disclosure for court purposes. (CABS, BCDL with production order, school yearbooks, etc.)

Photo Details: In the top box, indicate *who* sourced the photograph, *where* it was sourced from and *when* the photo was taken.

Cut and paste the Target photographs into the appropriate boxes, using front, left and right profile images when available.

Distinguishing Features: Cut and paste any images of scars, marks or tattoos. In CABS these can be located in the "Marks" section.

Image Size: Size the images to maximize the boxes available.

Electronic Submission of the Proposal and Target Sheets: All electronic correspondence can be forwarded to the Strike Force Intelligence Coordinators. Call **V1** with any questions.

Please submit all Target sheets, as separate attachments, with the completed VPD590A Proposal sheet.



VPD 590B (11)

VANCOUVER POLICE DEPARTMENT

STRIKE FORCE - TARGET SHEET

TARGET: 001		Created by: Det/Cst 2685 ROBERTS Photo Sourced by: Det/Cst 2685 ROBERTS/ Global News		Date of Photo: Unknown	
Surname: Fox		G1: Patrick		G2: Henry	
					
DISTINGUISHING FEATURES:					
Unknown		HOME ADDRESS: Belkin House - 555 Homer Street, Vancouver, B.C.			
		BUSINESS ADDRESS:			
DOB: 1973/11/24	AGE: 46	SEX: Male	RACE: Caucasian	HT: 5'5"	WT: 130 lbs
HAIR: Brown		STYLE:		EYES: Brown	
FPS#: 275788G		DRIVER'S LICENCE #: 6261564		STATUS: Valid	
VEHICLE #1: (PLATE, COLOUR, YR., MAKE & MODEL)					
VEHICLE #2:					
CONDITIONS & ADDITIONAL INFORMATION: See CPIC BTB residing in a dormitory at the Belkin House May be in possession of a stolen Department of Justice laptop computer					
STRIKE FORCE FILE NO.:		UPDATED ON: 2020/09/15		UPDATED BY: Det/Cst 2685 ROBERTS	



VPD 738(09)

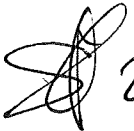
EXHIBIT FLOW CHART

EXHIBITS MEMBER: 2685 ROBERTS
ADDRESS: 555 Homer St.

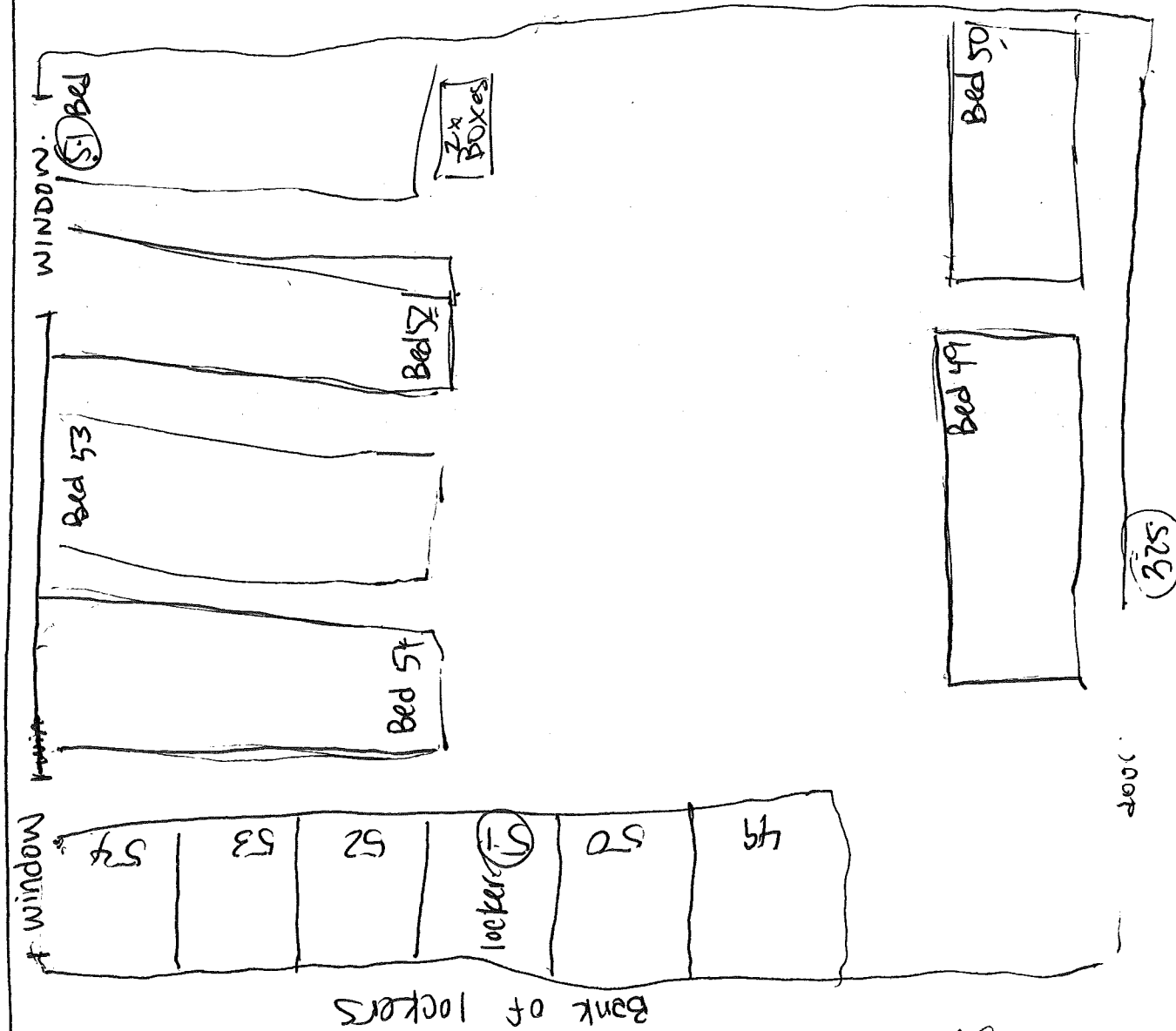
ACCUSED: Fox.

CASE #: 20-164388
CHARGE: Fail to comply with Probation Order

EXHIBIT #	ITEM	WHERE FOUND	FOUND BY:	TIME FOUND:	RECEIVED BY:	TIME RECEIVED:	DISPOSITION
1	Lenovo thinkpad laptop & charger	-in laptop bag in Fox's possession during arrest	2326	07:18	2685	08:23	SIS Evidence Lockers
2	cell phone in blue case & charger (motorola)	-in laptop bag in Fox's possession during arrest	2326	07:18	2685	08:23	SIS Evidence Locker
3	power bank (piston power) blue/green.	locker #51 - top shelf	2179.	08:14	2685	08:23	SIS Evidence Locker

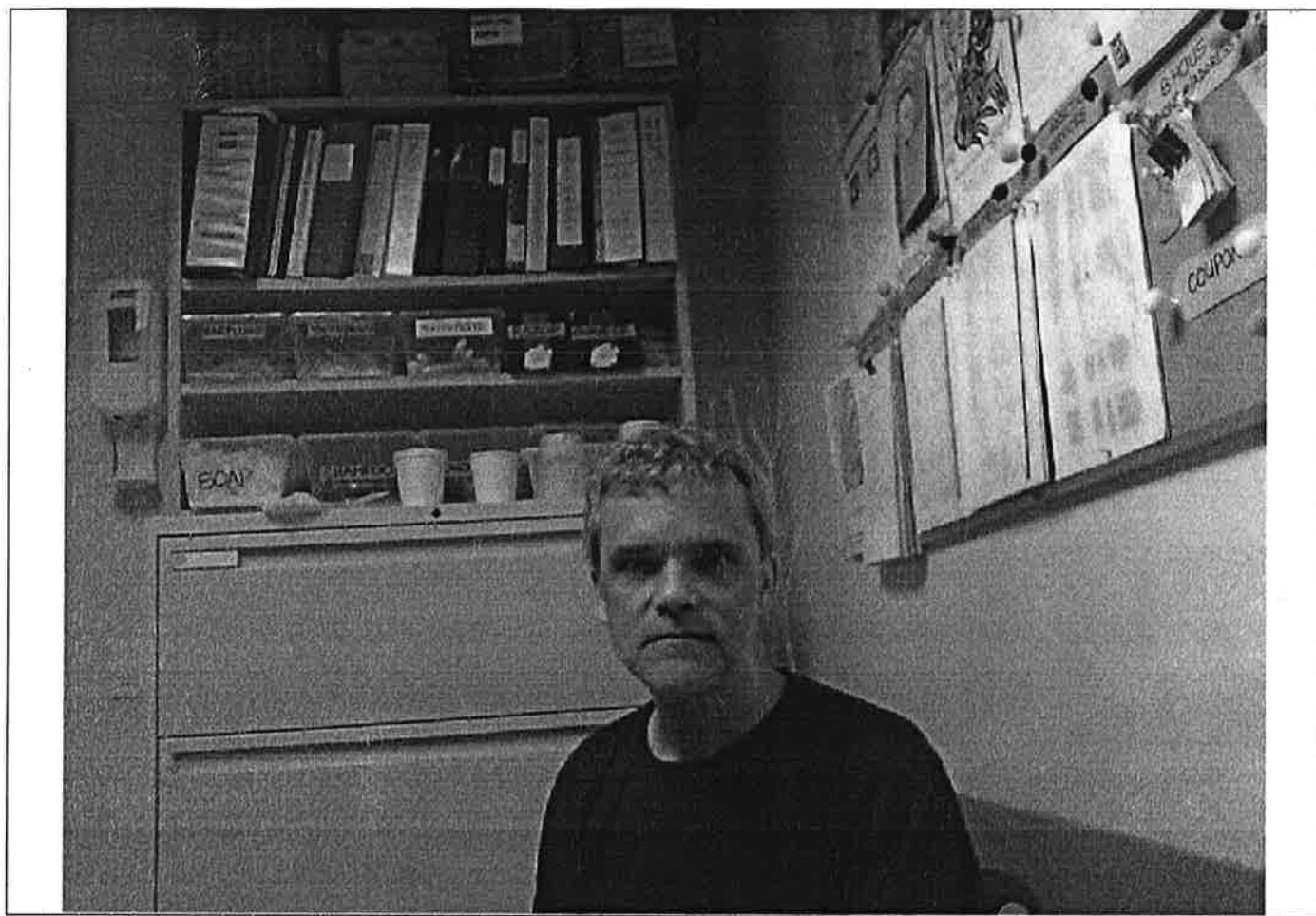
 2685 2020/09/17 08:20hrs
Not to scale

W/Lane. 500 BLK HOMER ST.



21

FILE IN:



Patrick

First Name

Fox

Last Name

72995

HIFIS Number

Nov 24, 1973

Date Of Birth

Gray/Blue

Hair and Eye colour

5'5"/135 lbs

Height and Weight

Medications:

Allergies:

Care Card Number:

Cell Phone Number:

E-mail Address:

2020-09-17

Report to Crown Counsel - Version 1

1 of 3

Wednesday September 16, 2020

V4



The Salvation Army Belkin House
Emergency Shelter - Client Intake Form

HIFIS # 72995

Client Name: Patrick fox DOB: 1973/11/24
(First) (Last) YY/MM/DD
(Must be over 19 years)

Date: Aug 20, 2020

Before being admitted into this facility, I agree to the following:

- To treat others with respect and dignity
- To arrive no later than 11:00 pm each night and not leave before 5:00am unless special pass given.
- To maintain sobriety during my stay in Belkin House; arrive each night to the Shelter not under the influence of drugs or alcohol and bring no drug paraphernalia into the building
- To bring no pornographic material into the building
- To bring no weapons or potential weapons into the building (and turn them in, to be returned at the end of my stay, if necessary)
- To keep my sleeping/eating areas clean and tidy (and not take food with me to my room)
- To comply with all House rules and policies
- If it is required that I go to hospital due to an inability to care for myself (or for a medical condition), staff reserve the right (on a case by case basis) to discharge me from the Emergency Shelter on my departure. I will not be permitted back into Belkin House until I meet in person with Belkin House management between 8:00am-4:30pm being for the safety of those in Belkin House and myself.
- If I am a parent/guardian, to supervise my children at all times and to report to staff immediately if a child is missing
- To accumulate no more belongings than fit in my locker (2 bags). If at the end of my stay I have accumulated more than two bags the extra bags can be disposed of by staff. Belongings will be held for two weeks upon discharge. Belongings will be disposed of if not claimed.
- I understand that I will not receive any extensions to my 30 day stay without meeting basic criteria before being considered. This includes meeting with shelter staff to complete my goals each week and engaging with staff regularly. Only then can staff consider any extension which must include a valid reason for needing more than 30 days in the shelter, and is usually housing related.
- To dress appropriately and maintain appropriate boundaries in contact with other clients
- I accept that there is normally no access to the Shelter between 7:45am and 12:30pm so if I will need my gear for the day, I must take it with me in the morning when I leave.
- I agree that I am fully responsible for my personal belongings and agree that The Salvation Army & the Emergency Shelter are not responsible for any lost or stolen articles.

Client's Signature: _____

Shelter Worker's, please ensure that the following is discussed with clients:

____ Bagged lunch	____ Half-way house/CRF	____ Spiritual formation pamphlet
____ Wake-up calls	____ Welcome to BH pamphlet	____ Transgender clients
____ Complaint process	____ Offer of Bible	____ Fire alarm/evacuation ____ MRL explained.

V1

Sep. 16. 2020 8:52AM

2020 Sep 16 08:52 AM

V1

09:49:17 09-16-2020

2/15

No. 5574 P. 2

No: _____
Vancouver Registry

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA

IN THE MATTER of an Application for a Production Order

Pursuant to Subsection 487.014(1) of the *Criminal Code*

and a Non-Disclosure Order Pursuant to Subsection 487.0191(1) of the *Criminal Code*

Production Order

To: Salvation Army Belkin House located at 555 Homer Street, Vancouver, BC and any employee, servant or agent of Salvation Army Belkin House

UPON READING the information on oath in writing of Detective Constable Jennifer Fontana a Peace Officer, affirmed on the 16 day of September 2020, for an order or the preparation and production of documents and/or data in the possession or control of Salvation Army Belkin House, and a non-disclosure order pursuant to the provisions of subsections 487.014(1) and 487.0191(1) of the *Criminal Code*

AND UPON BEING SATISFIED that there are reasonable grounds to believe that that the following offence has been or will be committed at or near the City of Vancouver, Province of British Columbia:

1. Breach of Probation contrary to section 733.1 of the *Criminal Code*
(The "Named Offence")

Page 1 of 5

Sep. 16. 2020 8:52AM

No. 5574 P. 3

AND UPON BEING SATISFIED that the following documents and data are in your possession or control and will afford evidence respecting the commission of the Named Offence:

2. ~~Certified true~~ copy of the client list confirming that FOX is currently residing at the shelter and what his date of arrival was.
3. ~~Certified true~~ copies of the client list providing the room number currently assigned to FOX.
4. ~~Certified true~~ copies of the client list providing the locker number or numbers currently assigned to FOX.

AND UPON BEING SATISFIED that Salvation Army Belkin House is not under investigation for the Named Offence.

THEREFORE, you are ordered to:

5. Produce a document that is a copy of the said documents that is in your possession or control when you receive this order; *and/or* 
6. Prepare and produce a document containing the said documents specified that is in your possession or control when you receive this order;
7. Produce the document to Detective Constable Jennifer Fontana or her designate within 30 days of service at the Vancouver Police Department, located at 3585 Gravelley Street, City of Vancouver, Province of British Columbia, V5K 5J5, in the following form: in a legible, readable and/or otherwise accessible and usable form, certified by an attached affidavit to be a true copy of the documents;
8. You may produce any document or data by electronic transmission to the electronic mail address of .

FURTHER nothing in this Order shall be construed as to require the production of any documents or data which are subject to solicitor client privilege.

Sep. 16. 2020 8:53AM

4/15

No. 5574 P. 4

Non-Disclosure Order

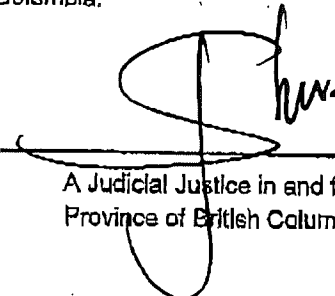
WHEREAS I am satisfied by information on affirmation of Detective Constable Jennifer Fontana, that there are reasonable grounds to believe that the disclosure of the existence of the Production Order made under subsection 487.014(1) would jeopardize the conduct of the investigation of the Named Offence to which it relates.

THIS COURT FURTHER ORDERS THAT, you are prohibited from disclosing the existence of the order until further ordered by the court.

FURTHER, this order is subject to the following conditions:

1. You have the right to apply to revoke or vary this order.
2. If you contravene this order without lawful excuse, you may be subject to a fine, to imprisonment or to both.

Dated this 16 day of September, 2020, at Burnaby, British Columbia.



A Judicial Justice in and for the
Province of British Columbia

**S. Joseph-T
Judicial Justice**

Sep. 16. 2020 8:53AM

No. 5574 P. 5

5/15

Application for Production Order is filed at the Vancouver Court Registry, located at 222 Main Street,
Vancouver in the Province of British Columbia.

**IMPORTANT INFORMATION RELATING TO
PRESERVATION ORDERS (s. 487.013) and
PRODUCTION ORDERS (s. 487.014 to s. 487.018)**

Effect of Orders made under s. 487.013 to 487.018

Section 487.019(2) *Criminal Code* provides that:

The order has effect throughout Canada, and for greater certainty, no endorsement is needed for the order to be effective in a territorial division that is not the one in which the order is made.

Application to Revoke or Vary an Order Prohibiting Disclosure

Section 487.0191(4) *Criminal Code* provides that:

A peace officer of a public officer or a person, financial institution or entity that is subject to an order made under subsection (1) may apply in writing to the justice or judge who made the order – or to a judge in the judicial district where the order was made – to revoke or vary the order.

Application for Review of Production Order

Section 487.0193(1) *Criminal Code* provides that:

Before they are required by an order made under any sections 487.014 to 487.018 to produce a document, a person, financial institution or entity may apply in writing to the justice or judge who made the order – or to a judge in the judicial district where the order was made – to revoke or vary the order.

Application to the Court

Applications to the court must be made in writing and filed at the Court Registry indicated on the front of this order.

The application may be made only if notice of your intention to apply to review the order, is given to peace officer or public officer named in the order within 30 days after the day on which the order is made.

Self-Incrimination

Section 487.0198 *Criminal Code* provides that:

No one is excused from complying with an order made under any of sections 487.014 to 487.018 on the ground that the document that they are required to produce may tend to incriminate them or subject them to a proceeding or penalty. However, no document that an individual is required to prepare may be used or received in evidence against them in a criminal proceeding that is subsequently instituted against them, other than a prosecution for an offence under section 132, 136 or 137.

Offences

Section 487.0198 – Preservation or Production Order

A person, financial institution or entity that contravenes an order made under any of section 487.013 to 487.018 without lawful excuse is guilty of an offence punishable on summary

2020/09/16 08:53 AM
Sep. 16. 2020 8:53AM

09:50:38 09-16-2020

6/16

6/15

No. 5574 P. 6

conviction and is liable to a fine of not more than \$250,000 or to Imprisonment for a term of not more than six months, or to both.

Section 487.011 - Destruction of Preserved Data

A person who contravenes section 487.019 without lawful excuse is guilty of an offence punishable on summary conviction.

Sep. 16. 2020 8:57AM

2020/SEP 16 0:30:00 AM

09:54:34

09-16-2020

16/16

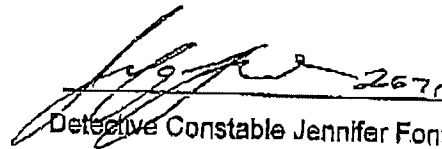
15/15

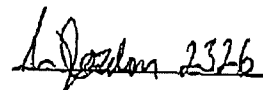
No. 5574 P. 15

Conclusion

30. I believe that FOX is currently breaching his Probation Order by failing to remove the website www.desicapuano.com from the Internet.
31. I believe that FOX is arrestable for breaching his Probation Order however he is currently listed as No Fixed Address ("NFA") in PRIME and was recently released after being in custody for 17 months. FOX had no permanent residence in Canada documented before he was arrested in March of 2019.
32. I believe that records confirming FOX is staying at the Belkin House Emergency Shelter and the room/lockers he has access too will afford evidence of FOX's whereabouts and assist with his arrest.
33. I believe the records sought are kept on site at the Belkin House Emergency Shelter located at 555 Homer Street, Vancouver.

SWORN BEFORE ME at the)
 City of Vancouver, In the Province of)
 British Columbia,)
 This 16th day of September, 2020.)


 Detective Constable Jennifer Fontana


 A Peace Officer In and for
 The Province of British Columbia

I certify that this Information was received by me by
 means of a telecommunication that produces a writing
 on September 16, 2020 at 10:05 am at Burnaby, British
 Columbia.

VPD 20-164388

S. Joseph-T
 Judicial Justice

Page 9 of 9

No: _____

Vancouver Registry

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA

IN THE MATTER of an Application for a Search Warrant
Pursuant to Section 487.1 of the *Criminal Code* – Form 5.1

WARRANT TO SEARCH
ISSUED BY TELECOMMUNICATION THAT PRODUCES A WRITING

TO: Detective Constable Jennifer Fontana and other Peace Officers in the Province of British Columbia.

WHEREAS it appears on the affirmation of Detective Constable Jennifer FONTANA, a Peace Officer in the City of Vancouver, Province of British Columbia, that there are reasonable grounds for dispensing with an information presented personally and in writing, and that there are reasonable grounds for believing that the following things:

- 1) Any electronic device capable of accessing the internet;
- 2) Any electronic storage device capable of saving a copy of the websites www.desicapuano.com or www.desireecapuano.com including but not limited to laptops, tablets, cellphones, USB's, and SD cards.

(The "Things")

Relevant to the investigation of the following indictable offences:

- 1) On September 15, 2020 at or near Vancouver BC, Breach of Probation, contrary to Section 733.1 of the Criminal Code of Canada

(The "Named Offence")

Are to be found in the following place or premises:

Room 325, bed space 51 and the associated storage locker 51 at the emergency shelter located at the Belkin House, 555 Homer Street, Vancouver, BC.

THIS IS, THEREFORE, to authorize and require you to enter the said place or premises between the hours of 6:00am on September 17, 2020 and 8:00pm on September 17, 2020.

And search for and seize the things and to report thereon as soon as practicable but within a period not exceeding seven days after the execution of the warrant to the Clerk of the Court for the Vancouver Court Registry located at 222 Main Street, Vancouver, British Columbia.

ISSUED BY TELECOMMUNICATION THAT PRODUCES A WRITING

Issued at 4³⁰ pm, on 16 September 2020 at BURNABY, BC
(time) (date)

Robert Holmes
A Judicial Officer in & for the Province
of British Columbia

Page 2 of 3

T. HOLMES J.J.

at _____, British Columbia.
(city)

Name: _____

A Judicial Justice in and for the
Province of British Columbia
Assigned to the Justice Centre

To the occupant: This search warrant was issued by telephone or by means of telecommunication that produces a writing.

If you wish to know the basis on which this warrant was issued, you may apply to the Clerk of the Court for the territorial division in which the warrant was executed, at the Court Registry noted above to obtain a copy of the information on oath. You may obtain from the Clerk of the Court a copy of the Report filed by the Peace Officer who executed this warrant. That Report will indicate the things, if any, that were seized and the location where they are being held.

NOTE: If access is denied because a sealing order has been made, you may apply to the Court for access.

Sept. 15/20. 20-164388

- Det. Fontana requested that I Capture the website www.desicapuano.com
- specific post Aug 19, 2020 - letter to David Eby and table of contents.
- through Hunchly, I found the website and the post to David Eby
- Sgt. Wheeler requested a photo of Patrick Fox.
- several photo's were located in a Google search pertaining to his previous trial.
- Det. Fontana Verified that the photo's were of him

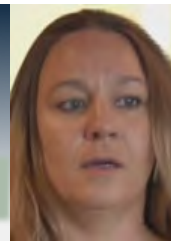


Task Action Report
Special Investigation Section – Electronic File Management

Task #: 003	Action #:	File #: 20-164388		
Assigned by: Det/Cst. JORDAN		Assigned to: Data Analyst C. MEIKLEJOHN		
Assigned Date: 2020/09/15	BF Date: _____		Completion Date: 2020/09/15	
Entities:				
SURNAME	Given	DOB	PRIME:	CW:
FOX	Patrick	1973/11/24	Yes ☐ No ☐	Yes ☒ No ☐
Task: Det/Cst JORDAN requested that Data Analyst MEIKLEJOHN capture specific pages on the website www.desicapuano.com , a post dated August 19, 2020 and the list of contents of the website.				
Results: On September 15, 2020, Data Analyst MEIKLEJOHN located the website www.desicapuano.com on Google Chrome and clicked on a post from August 19, 2020 with the title 'Dear David Eby'. This post was screen captured using the tool Hunchly. Data Analyst MEIKLEJOHN then located the list of contents under the R.v.Fox tab and captured it using the tool Hunchly. This ended Data Analyst MEIKLEJOHN's involvement with the file.				
Attachments: T003_20200915_WEBSITE_FOX_MEIKLEJOHN T003_20200915_NOTES_MEIKLEJOHN				
Suggested Follow ups:				

Save the completed TAR and all scanned attachments to the inbox in a folder named for the Task #
T<number>-DATE-Document-Member

URL	http://www.desicapuano.com/
Date captured	September 15th 2020, 2:05:04PM
Last updated	September 15th 2020, 2:14:34PM
Hash	8a317f29c6b0d7e2d60e8b14cbb2aa2b5ed5759189e384571895b2ccacd8dde9



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2016-02-21 3,227 views | 18 comments

My Ex-Husband Went to Prison for 2 and a Half Years for Creating This Website

Desiree Committed Over 230 Counts of Perjury at the Trial

Yes! Two hundred and thirty false statements, in 8 hours of testimony! The defense attorney, [Tony Lagemaat](#) (LinkedIn), actively and deliberately colluded with the Crown Counsel, Mark Myhre, to suppress critical evidence, to not confront or cross examine Desiree on ANY of her perjurious testimony, and to not pursue lines of questioning which would make the Crown or the RCMP look bad. It's all in the transcripts and audio recordings in the new "R. v. Fox" section of this site.

I know, it sounds outrageous.

There's no way this kind of shit would happen right there in Canada, right?

Well, we've published, right here on this site,

all of the transcripts and audio recordings of the trial; the RCMP's Reports to Crown Counsel; the transcripts and audio recordings of all of the RCMP interviews - even the video of both Desiree's and Patrick's RCMP interviews; and Desiree's victim impact statement. Hell, we've even published the audio recording of Patrick's court ordered psychiatric assessment!

Defense lawyer, Tony Lagemaat, colluded with Crown Counsel, Mark Myhre, to suppress evidence and offer perjurious testimony!

IRCC admits Patrick is not a Canadian citizen, and is in Canada illegally, but the court refuses to let him leave BC!

And get this, this is the most fucked up part: Patrick is

not a Canadian citizen, he has absolutely no legal status in Canada, he's not allowed to work, he's not eligible for ANY government assistance - no welfare, no health care - no way to support himself... yet, he's sentenced to 3 years probation with one of the conditions being that he is prohibited from leaving British Columbia!!! That twit Crown Counsel, Mark Myhre, goes

to court and insists Patrick is a Canadian citizen and the court believes it without question - even though Patrick brings stacks of proof, including IRCC's own admissions and statements that Patrick is absolutely NOT a Canadian citizen - but it doesn't matter! Man, that's some fucked up shit.

What About All That News Coverage

But what about all the shit that was in the news? Surely the news has not been lying to us! Surely we can trust CBC, the Canadian Press, and such reputable and upstanding journalists as [Natalie Clancy](#) (CBC) (LinkedIn), [Yvette Brend](#) (CBC), [Laura Kane](#) (Canadian Press) (LinkedIn), [Keith Fraser](#) (Post Media) (LinkedIn), and [Manisha Krishnan](#) (Vice), right? Ah, hell NO! You will come to find what Canadian news reporting is really all about. There was not one mention of Desiree's perjurious testimony. Not one mention of her admitting on the witness stand that, Yes!, in fact, she WAS a stripper and that she DID participate in a drug diversion program for people with a "drug problem" - you might remember her denying that in her news media interviews back in February 2016. Not a single mention in the news coverage of the trial about the recordings of Desiree laughing and joking with the RCMP about the very same stuff she was fake crying about while testifying!

During the two and a half years Patrick was in jail, he communicated repeatedly with Clancy and Brend, providing them updates and further evidence proving Capuano was lying, that he's NOT a Canadian citizen and was not born in Canada, and since his release on December 30, 2018 he has continued to forward them and Keith Fraser evidence. But, have ANY Canadian news agencies or so called journalists reported ANY of that? No! Patrick has provided concrete proof to them that he was born in the US - including IRCC's own reports and admissions - which means the US government deported a US citizen and the Canadian government allowed someone who is not a Canadian citizen to be deported to Canada - yet not one word of that in the news! And even now, IRCC refuses to deport or even ask Patrick to leave Canada. THAT'S of no interest to Canadian news media - but portraying a lying sociopath as a harmless victim of the person whose life she destroyed is? That country is fucked up!

CBC and PostMedia refuse to report on ANY of the evidence in favor of Patrick

The Truth Will Always Come Out Eventually

Well, it's all right here, now. You can listen to the recordings of that very RCMP interview - of Desiree laughing about getting Patrick deported so he'd lose custody of their son; laughing about punching herself in the stomach when she was pregnant with that same son, to try to force a miscarriage; laughing about the "scars" she has from having to deal with Patrick.

The transcripts and the audio of Lagemaat desperately trying to justify, in court, why he didn't think Capuano's laughter was relevant - even while Myhre openly conceded it was. How's that for the Crown throwing their lackey under the bus?

If you don't already realize it:

- Desiree Capuano is a monster;
- The Canadian justice system is a sham, it's broken, and it's corrupt;
- The Canadian news media is only interested in reporting one side of any story - the side that will get the most ratings;
- Canada is controlled by politically correct, man-hating, militant feminists; and
- Desiree Capuano is a horrible, lying, sociopathic, monster.

And since this website is back online, the Crown is probably going to say it was Patrick that put it up and they'll arrest him and he'll go back to jail. For doing nothing more than telling and publishing the truth about bad people doing bad things! And Desiree will go on lying and cheating and manipulating people and taking advantage of their decency and compassion and just being an all around bad person. God damn, Canada's a fucked up country! Thank God we're in America.

This site is maintained by people. It doesn't matter which people. It's not you, so don't worry about it.

All information published on this website is true and accurate to the best of the knowledge and ability of the site maintainers.

Any narratives published on this website, which are written in the first person, from the perspectives of Desiree Capuano and/or James Pendleton are not, in fact, written by Desiree Capuano and/or James Pendleton. If you actually believe Desiree wrote the stuff on this website then you're a fucking idiot and shouldn't be using the Internet.

If you notice any inaccuracies on this website, or just want to share your thoughts, feel free to inform me at editor@desicapuano.com and I will either: address them as soon as possible; or completely ignore them and convince myself you don't even exist.

URL	http://www.desicapuano.com/blogs/dear-david-eby/
Date captured	September 15th 2020, 2:05:31PM
Last updated	September 15th 2020, 2:05:31PM
Hash	16abe0166bc613a366b9317a4d5730dc8a0ef1ec43061f97fe8b0cb04fd2ad81



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Dear David Eby

Perspective: Patrick

418 views | 5 comments

Aug 19, 2020 | 1:53 pm PDT

Dear Mr. Eby:

You may recall a few months back I sent you a letter, while I was still in custody at North Fraser Pretrial Centre, about the BC Prosecution Service (BCPS) refusing to prosecute me for criminal harassment based on this "Desiree Capuano" website I put back online, even though in 2017 they prosecuted, convicted, and sentenced me to three years in prison for it. And even though, for the past year and a half, while I've been fighting their petty allegations of probation violations, I've been demanding they prosecute me for criminal harassment.



Anyway, on August 19, 2020 I had a trial for a probation violation for putting this website back online (publishing, disseminating information about Capuano). And even though the Crown's (Chris Johnson) only witness (VPD Detective Jennifer Fontana) and Crown himself both admitted they had no knowledge or evidence of WHEN I published the material; and even though the material was published BEFORE the probation order took effect (2018-12-30) and therefore it could not, possibly, violate the probation order because the period of probation had not yet begun; nevertheless, I was convicted. I was sentenced to six months in jail (although I had already been in for 17 months anyway) and a new probation order with the one condition that I take down the website within 48 hours of my release. I told the judge "that's just not going to happen".

I told Mr. Johnson all this is doing is showing the world how ineffectual and impotent the Canadian justice system is. They can't even make a little pissant nobody like myself take down a website. They can lock me up for the rest of my life, but I will never take down the website.

Well, 48 hours has passed and the website is still online. The R. v. Fox section, with all the proof of the corruption and collusion that Crown Counsel Mark Myhre, defense counsel Tony Lagemaat, and Justice Heather Holmes engaged in is still here. By the time you read this I will probably be back in custody, but in case you haven't figured it out, I just don't give a fuck.

And since January 2020 I've been fighting with the BCPS to disclose WHY they are refusing to prosecute me for criminal harassment – they are, after all, required under [section 15\(4\) of the Freedom of Information and Protection of Privacy Act](#) to disclose the reasons for their decision not to prosecute.

So, come on Mr. Eby, tell the world why you're refusing to prosecute me for criminal harassment while at the same time prosecuting me for violating the probation order by engaging in exactly the same conduct Justice Holmes and Mr. Myhre insisted formed the basis of the criminal harassment allegation when I was sentenced to three years in prison in 2017.

Is it because a new criminal harassment charge would mean a new jury trial, which would mean the jury would be shown the proof of all the corruption, and all of Capuano's perjurious testimony from that first trial? Is it because you know I would be acquitted and that would bring the entire local justice system into disrepute because how could I possibly be convicted the first time and acquitted the second time if, both times, the allegations and the trials were based on exactly the same conduct and evidence?

So go ahead, Mr. Eby, have your automatons at the BCPS get a warrant for me violating probation because this website is still online. Send me back to jail. Lock me up for the rest of my life. Show the world that the BC Ministry of Justice and the BCPS just will not stand for obnoxious little pissants like me exposing the corruption going on every day in the Vancouver justice system. I mean, how dare I! Just who the hell do I think I am? Right?

And finally, I would like to point out that, to date, neither the BCPS nor any of the parties discussed on the R. v. Fox page have denied any of my claims of corruption, collusion, or perjury!

Sincerely,
Patrick Fox

Previous Post:

« Ah, Dang! Not This Website Again!

5 Responses to Dear David Eby



1. ROGS says:

2020-08-27 at 1:47 am

This is an amazing story of judicial and prosecutorial misconduct. Does Canada allow for a civil suit of malicious prosecution? Its not every day when a guy dares a prosecutor to prosecute them.

Its quite interesting that neither Desiree Capuano, or the Queens little Queen, Mr. Eby have sued you for defamation or libel.

That indicates that your charges against them are accurate. This is classic gang stalking, where corrupt politicians and their lackies cause endless drama in a persons life to cover up their own crimes, in this case Capuano's perjury, and the Crowns complicity.

Keep up the good fight!

[Reply](#)



2. Frank says:

2020-08-27 at 9:18 am

Incredible!!! Looks to me this case was about "Criminal Harassment "!!!! and this person hasn't been prosecuted for Criminal Harassment.!!!!

What's wrong with Mr. Eby,What is he afraid of, What are they covering up???

[Reply](#)



3. Nicholas says:

2020-08-28 at 10:28 am

Good for you! I support everything this site is about. The BCPS is so corrupt.

[Reply](#)



4. Heather says:

2020-09-02 at 4:41 pm

Interesting, the BCPS and Attorney General aren't denying Fox's claims. That and their refusal to prosecute him for criminal harassment is enough to convince me the claims are true.

[Reply](#)



5. reaper says:

2020-09-03 at 11:45 am

Why isn't Global News covering any of this?

[Reply](#)

Leave a Reply

Your email address will not be published. Required fields are marked *

Name *

Email *

Website

Please enter the missing number to confirm you're real. *

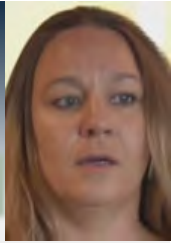
 + 2 = **4**

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All information published on this website is true and accurate to the best of the knowledge and ability of the site maintainers.

Any narratives published on this website, which are written in the first person, from the perspectives of Desiree Capuano and/or James Pendleton are not, in fact, written by Desiree Capuano and/or James Pendleton. If you actually believe Desiree wrote the stuff on this website then you're a fucking idiot and shouldn't be using the Internet.

URL	http://www.desicapuano.com/legal/rvfox/
Date captured	September 15th 2020, 2:07:29PM
Last updated	September 15th 2020, 2:21:26PM
Hash	6a9f1b61e53107748882272060475d2c6435edc01e7eb42d36f767df9c1e232f



Legal Shit

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All This Talk of Cyber-Bullying, Harassment, Defamation, and "Revenge-Sites"

2016-02-21 3,227 views | 18 comments

R. v. Patrick Fox - Criminal Harassment

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Relevant Parties

Mark Myhre, Crown Counsel

Tony Lagemaat, Defense Counsel

Heather Holmes, Judge

David Layton, Crown Counsel

Natalie Clancy, Journalist

Yvette Brend, Journalist

Laura Kane, Journalist

David Georgetti, Lawyer

Jason Potts, RCMP Constable

Jean-Philippe Dupont, RCMP Constable

Heather Montagliani, RCMP Constable

Brent Wilcott, RCMP Constable

Keith Fraser, Journalist

Clinton Bauman, Defense Lawyer

Talia Magder, Defense Lawyer

David Hopkins, Defense Lawyer

Susanne Elliott, Crown Counsel

Let me start by saying: Fuck the Canadian justice system! Fuck the BC Crown Counsel! Fuck corrupt defense attorneys who collude with prosecutors to suppress critical evidence! Fuck feminists who blindly insist on supporting evil, sociopathic women for no reason other than that they are women! And fuck all those who would rather put an innocent man in jail than to realize that there are, actually, evil people in the world who just happen to be female.

Okay, now that we got that out of the way, let's talk about the rest of the story - the stuff the Canadian news media refused to tell you about.

Regina v. Patrick Fox is the criminal harassment case Desiree filed against her ex-husband, Patrick Fox, for creating this website. The entire case was a sham right from the beginning.

The First Arrest - Charges Dropped

The RCMP first arrested and charged Patrick with criminal harassment in July 2015. The Crown then dropped all the charges and decided not to prosecute. Because they knew Desiree was full of shit and was lying? Perhaps.

Let's talk about the stuff the news refused to tell you about.

As a result of that first criminal harassment charge, the RCMP placed Patrick's firearms license in a restricted state while they investigated to determine whether the license should be revoked. They investigated from October 2015 until March 2016 - 5 months. And ultimately they decided there was absolutely no basis to revoke Patrick's firearms license. That should tell you something! In Canada there is no right to bear arms - a firearms license and firearms possession is a privilege. The fact that the RCMP determined there was no basis to cancel Patrick's license is pretty clear proof that they did not believe Desiree's claims and did not think that Patrick was a danger to anyone.

Desiree Cries to the News Media

Then in January 2016, Desiree goes fake-crying to that feminist journalist Natalie Clancy. She does a series of completely misrepresented stories about this website ([B.C. man Patrick Fox aims to 'destroy' ex-wife with revenge website](#) , [B.C. revenge website sets off torrent of anger](#) , [legal concerns](#) , [Cyberbullying creating difficult questions for legal system](#) , [CBC News TV segment](#)), essentially entirely from Desiree's perspective, using a few out of context quotes from Patrick and suddenly all the disgusting, irrational, misguided militant feminists and the pussy men they dominate start screaming about how this shouldn't be legal. Of course, it is legal, so the RCMP and the Crown still do nothing about it.

Patrick loses his job at Vtech due to the CBC story ([Letter of Termination, Vtech](#)). And while the news media and the Crown have made a big deal about Desiree possibly , maybe losing her job due to this website, there has never been a single mention of the fact that Patrick absolutely, unquestionably lost his job as a result of Desiree going on the news media. And just how is Desiree going on the news ANY different from Patrick putting up a website? It is the exact same thing - just a different medium - yet Patrick goes to jail for 2 and a half years and Desiree gets people's pity and compassion. You people are so fucked up!

Publishing a website and going on the news are the same thing!

Patrick Goes Back to the US

Then, in May 2016, Patrick decides to move back to Los Angeles - to hell with Canada and all their raging feminazi nonsense. US Border Patrol arrests him for illegal re-entry, making false statements to a federal agent, false claim of US citizenship, and a bunch of other crap. The bring him in; investigate; realize his statements and claims of being a US citizen are actually true; and they drop all the charges. They hand him over to ICE because in 2009 the US Immigration Court, in their overwhelming incompetence (or corruption), decided Patrick was an illegal alien and ordered him removed from the US.

ICE knew they would not be able to get yet another travel document from the Canadian government, to deport Patrick to Canada again, so they tried to get the RCMP to request Patrick be sent back to Canada so the RCMP could "interview" him about where his Canadian firearms were (Patrick had already brought them to LA on a previous trip). The RCMP had no interest in that so they asked ICE to interview Patrick about it - being that Patrick was already being detained by ICE anyway. So ICE decides, fuck it, let's just take him to the border and hope that the RCMP will take him in as a "person of interest". ICE makes up a bunch of outrageous claims to the RCMP, that Patrick was trying to sneak into the US to go and kill (literally) Desiree.

Desiree informs good ol' Natalie Clancy that Patrick was arrested and is in ICE custody. Clancy throws a fit with the RCMP, screaming that she's going to do a story about how they fucked up by not prosecuting Patrick and now he's going down to Arizona to murder that poor, helpless woman. The RCMP and the Crown don't want that bad press, after all the bullshit in the news about this a few months prior, so they start trying to find something to charge Patrick with. They figure the Crown can offer him bail conditions that will require him to take down the website and not leave BC. Except that Patrick goes and tells the Crown to shove their conditions up their asses.

David Hopkins Colludes with Crown to Get Patrick Denied Bail

So the Crown charges Patrick with unlawful exportation of firearms knowing it to be unlawful ([CCC section 103](#)), in addition to the criminal harassment ([CCC section 264](#)), and to possessing his firearms in a place not authorized (by his ATT) ([CCC section 93](#)). With that unlawful exportation charge, bail is automatically denied ([CCC section 515\(6\)\(a\)\(vi\)](#)). However, no authorization is required to export your firearms to the US - Patrick looked into that before bringing his guns down here, so that he wouldn't break the law. The waste of skin lawyer ([David Hopkins](#)) that Patrick had at the bail hearing refused to bring that up. It even clearly states that [no authorization is required right on the RCMP's own website](#) ! Hopkins, that jackass, refused to even check that on the RCMP's website! Fucking useless prick.

It quickly became clear that David Hopkins was assisting the Crown to ensure Patrick would be denied bail. We can't say it might have been incompetence because he adamantly refused to go to the RCMP's website and see that it clearly states absolutely no authorization was required for Patrick to export his four handguns and one rifle to the US, until days after the bail hearing.

So Patrick decided this was just like that damned Arizona forgery case all over again. He fired that useless bastard, Hopkins, and decided to represent himself - again.

Patrick informed that tool of a prosecutor, Mark Myhre, that no authorization is required to export his firearms to the US. He showed Myhre the page from the RCMP's website. Five weeks later the Crown dropped the unlawful exportation charge.

At the second bail hearing, the Crown argued that if Patrick is released he will continue to update the website, thereby continuing to subject Desiree to ongoing harassment. Patrick argued that yes, of course, he will continue to update the website - it's called free speech! If the bitch doesn't like it; if it hurts her feelings, she simply doesn't have to go to the website! (We're paraphrasing, of course.)

Preliminary Inquiry - Clinton Bauman Colludes with Crown to Suppress Evidence

Then, for the preliminary inquiry, Patrick hired another lawyer - Clinton Bauman. And can you guess what Bauman did? Patrick insisted Bauman challenge the firearms (section 93) charge because there was absolutely no evidence the firearms were ever at the location the Crown was claiming (The Packaging Depot). But you know what the fucker did? Right at the beginning of the hearing the dumb fuck stands up and tells the court they don't challenge the firearms charge. What the fuck?!?! And then,

Myhre requests to use a video recording of a statement by Capuano rather than having her testify. The court grants it. So there will be no way to cross examine her at the prelim. And do you think that dumb-ass Bauman played the recording of the other interview Desiree did with the RCMP where she's laughing and joking 🤪 - you know, to show the court that she's full of shit? No! Not a fucking word about that recording!

So, again, it seemed very clear to Patrick that yet another lawyer was more focused on helping the Crown suppress embarrassing evidence than on defending him. Patrick fired Bauman and, again, represented himself.

Mark Myhre Refuses to Give Patrick the Recording of the RCMP Interview Where Desiree Laughs and Jokes

Throughout all of this, Myhre adamantly refused to provide Patrick a copy of the recording of Desiree's July 2016 RCMP interview where she's laughing and joking. Myhre knew that if that recording ever got out it would prove to every single person on the planet (aside from those militant feminists who are always going to stick up for Desiree no matter how much proof there is that she lied) that the RCMP and the Crown knew she was lying and that Patrick was innocent. Unfortunately for Myhre, Patrick had already obtained a copy from other sources and it's now [right here on this website](#) 🤪.

The 486.3 Hearing

Skip ahead to spring of 2017, Patrick is still in jail, representing himself. The Crown requests appointment of a lawyer to do the cross examination of Desiree rather than Patrick cross examining her himself. There's a ridiculously terrible statute in the Canadian Criminal Code ([section 486.3\(2\)](#)) which requires that if a witness or the Crown requests it then the court must order that such a lawyer be appointed. I say it's a terrible law because it makes it so easy for sociopaths like Desiree and Myhre to abuse and to deny a defendant a fair trial. At the 486.3 hearing, Patrick argues that his experience, so far, has been that the lawyers he has worked with have been more interested in helping the Crown suppress evidence that would either make the Crown and/or RCMP look bad or prove that they know Capuano is lying, and he believes any appointed attorney is going to do the same thing at the trial. Patrick cited specific examples of such. The judge, Heather Holmes, said she is sure Patrick believes that but that she doesn't see any evidence of it. She grants the 486.3 appointment - essentially ensuring that only the issues the Crown wants brought up on cross examination will be put before the jury.

In one of Patrick's meetings with Myhre, Patrick had pointed out that if a lawyer is appointed under 486.3, that will pretty much give control of the defense to the Crown because Capuano's testimony is, like, 90% of the case. Myhre smiled and said "Yeah, that's right."

Myhre told Patrick if he just takes the website down then the case would "go away".

Patrick then set out to try to find a credible attorney to do the cross examination. No credible lawyer would come anywhere near his case. That seemed strange, given the media attention the case had been getting. I mean, free publicity and all that shit, right? Eventually, Patrick was put in touch with Tony Lagemaat. Lagemaat seemed very interested in taking the appointment. Great!

Tony Lagemaat Takes the Case

Leading up to the trial, Lagemaat said all the right things: "There's nothing illegal about the website"; "If Capuano doesn't like it she could simply not go to it - that doesn't amount to harassment"; "This case is bullshit, there's no crime being committed here"; "The Crown is only prosecuting it because of the news coverage"; "It's obvious Desiree is lying - we're going to confront her with that proof"; et cetera, et cetera.

Patrick provided Lagemaat a copy of the recording of Capuano's July 2016 RCMP interview. Lagemaat agreed that that clearly proves she's full of shit and that she's not in the slightest bit harmed or harassed by anything that Patrick has done. He said it is critical that that recording be played for the jury.

Lagemaat Sabotages the Trial, Refuses to Present Critical Evidence

Then, the trial began. Lagemaat made no reference to the recording of the July 2016 RCMP interview. Capuano lied extensively on the stand. Patrick and Lagemaat had the proof that she was lying. Lagemaat refused to cross examine her on those lies, or to confront her with the proof she was lying.

At the end of Lagemaat's cross examination, Patrick told Lagemaat that he knew Lagemaat was avoiding the July 2016 RCMP interview because it would make the Myhre and the RCMP look bad and he didn't want to make his "associates" look bad. Lagemaat denied it, saying he would never sabotage a defense to save the Crown.

Patrick Raises the Recording of Desiree Laughing with the RCMP, Myhre Throws Lagemaat Under the Bus

Patrick then addressed the court, bringing up the recording of the RCMP interview and saying he believed it was critical for the jury to hear Desiree laughing about the same issues she was pretending to cry about on the witness stand. There was some back and forth. The court questioned Lagemaat on why he did not think that would be relevant. Lagemaat insisted he ran the cross examination the same way he would have if he was representing Patrick (which doesn't actually address the court's inquiry). Even Myhre conceded that parts of the recording would certainly be relevant - way to throw your stooge under the bus, Myhre (I think Myhre is going to have a hard time getting defense lawyers to collude with him after they read this). The court decided that parts of the recording should be played for the jury.

While Patrick was conferring with Lagemaat about which parts of the recording to play, he insisted the jury must hear Desiree laughing about punching herself in the stomach to try to force a miscarriage of their son {G*****}. Lagemaat repeatedly tried to talk him out of it, but Patrick was steadfast - what kind of monster could ever laugh or joke about something like that?

Segments of the RCMP interview were played for the jury. Desiree's response to them was that the laughter was a coping mechanism; that she laughed in order to prevent herself from crying. It was bullshit! That recording is on this website - listen to it for yourself.

The Jury Realizes Desiree is a Monster , Finds Patrick Guilty Anyway

After hearing Desiree's laughter, not one of the jury members held any compassion or pity for her. They knew it was not a coping mechanism. They saw, at that point, that she really was the monster this website is trying to show everybody that she is.

Nevertheless, on the second day of deliberations, the jury, very reluctantly, came back with a guilty verdict on both counts. I have never seen a jury foreman so uncomfortable about announcing a guilty verdict - his hands were visibly shaking from across the courtroom.

Myhre Pushes for a Psych Assessment of Patrick

Myhre immediately requested a psych assessment for Patrick, claiming there was reason to believe Patrick was delusional and possibly suffered from mental disorders. The judge didn't buy it. Regardless, a psych assessment was ordered as part of the probation (a copy of the recording of that assessment is on this website).

The reason Myhre wanted the psych assessment was that he figured he could get a diagnosis that Patrick suffered from some mental disorder and the Ministry of Justice could use that to discredit Patrick before he published any of the evidence that is now on this website. But, obviously that plan backfired because the psychiatrist determined that Patrick is the most sane, rational, and stable person who ever existed (again, we're paraphrasing). The audio [recording of the psych assessment](#) is on this website. Listen to it and decide for yourself who the delusional sociopath is - Patrick or Myhre!

Sentencing Bullshit

Over the next few months there were numerous sentencing hearings. Patrick submitted, literally, stacks and stacks of evidence of Desiree threatening him, taking steps to harass him and complicate his life, of her perjurious testimony, of the Crown and Lagemaat knowing she was committing perjury, and on and on. The Crown was asking for 3 years and 10 months in prison, followed by 3 years (the max) of probation. In November, at the sentencing, the Justice Holmes made absolutely no reference to any of the evidence Patrick submitted and, instead, made it seem that Desiree had never done a single bad thing and that Patrick had tormented and tortured her for years, for absolutely no reason. She sentenced him to exactly what the Crown was requesting!

Patrick's probation conditions

- Prohibit him from leaving British Columbia - even though he's not a Canadian citizen, he has no status in Canada (he's an illegal alien), he's not authorized to work in Canada or to receive any government assistance. This came up before the sentencing, so the court knew about it. This condition guarantees Patrick will remain homeless, penniless and without medical care for 3 years. This means Patrick will not be able to proceed with his appeal because he has no way to pay for the \$2,125 for the photocopies of the transcripts.
- Prohibit him from publishing, distributing, or disseminating any information about Desiree, James Pendleton, or {S*****}. That's why we're publishing this instead of him. Interestingly, the probation does not prohibit Patrick from continuing to maintain this website, as long as he isn't the one that actually publishes it. Also, Patrick is not even allowed to talk about Desiree in the presence of other people - that would constitute distributing information. Oh, give me a fucking break! So, Desiree can continue to go on TV or the Internet and say whatever she wants about Patrick and he's not even allowed to defend himself against her false allegations? Fuck off!
- Prohibit him from using the Internet except for employment (which he's not legally authorized to obtain in Canada) or for sending emails. Really? Again, we say "Fuck off!" Give me a fucking break! What did he do? Murder and eat children? No! He exposed the truth about an evil, sociopath who has spent her life lying to people and abusing their trust, their decency and their compassion.

Patrick's Psychiatric Assessment

Regarding the psych assessment, Myhre originally claimed he believed Patrick suffered from some mental disorder because of the claims he was making about Desiree on the website. When Myhre eventually realized he couldn't continue with that because all the claims were true, he then said he believed Patrick was delusional because he kept insisting he's not a Canadian citizen. Ha! What a fucking twit that Mark Myhre is!

So, Patrick participated in a psychiatric assessment at [Forensic Psychiatric Services](#) on West Broadway, in Vancouver. And wouldn't you know, we just happen to have a recording of that entire psych assessment! No, you say! Yes, my friends! Go ahead, give it a listen. The most interesting parts start around an hour and thirteen minutes in (you can use the slider control to skip to that if you wish).

Audio recording of Patrick's court ordered psychiatric assessment.

▶ 0:00

- Here's a [document from IRCC](#), clearly showing Patrick was born in the US and has no status in Canada.
- And here's a [document from the BC Ministry of Social Development](#), showing that they communicated with IRCC and that it was determined Patrick is not a Canadian citizen, has no status in Canada, and is not eligible to receive benefits.
- And here's a recording of a phone call between Patrick and IRCC, where they clearly state he does not have "any official status in Canada" (at 4:53).

Audio recording of telephone call between Patrick and IRCC.

▶ 0:00

- And here's a recording of a phone call between Patrick and CBSA, where they also state he has no status in Canada and is, essentially, a visa overstay (at 7:15).

Audio recording of telephone call between Patrick and CBSA.

▶ 0:00

So, we would ask, Mr. Myhre, given all this proof that Patrick is not a Canadian citizen why do you keep insisting "all the evidence you've seen proves he is a Canadian citizen"? It seems to us that YOU are the one that should go for a psych assessment.

So, as I've said: Fuck the Canadian justice system and fuck Canadian society! Open your fucking eyes, for Christ's sake - not all women are helpless victims - there are bad, evil people out there and some of them just happen to have a vagina.

Court Proceedings

Date	Type of Proceeding	Media	Comments
2017-03-29	Pre Trial Conference	PDF 	
2017-04-29	Pre Trial Conference	PDF 	This is the 486.3 hearing - where the court ordered that a corrupt lawyer would be forced upon Patrick, to do the cross examination of Desiree at the trial so that Patrick would not be able to cross examine her himself. This pretty much predetermined the outcome of the trial. This way, the Crown could get the appointed lawyer to collude with him to not bring up certain issues, to not pursue certain lines of questioning, and most importantly, to not bring up anything that would make the Crown or the RCMP look bad or which would prove they did anything wrong or illegal. Sounds unbelievable, right? Well, read the transcripts of Desiree's cross examination or listen to the audio of it, THEN tell me how unbelievable it sounds.
2017-05-23	Pre Trial Conference	PDF 	
2017-06-12	Trial (Desiree's Testimony)	PDF  PDF  audio  audio  audio  audio  audio 	Day one of Desiree's testimony. She is under direct examination by Crown Counsel, Mark Myhre. Notice how Myhre seems to be acting like Desiree's a poor, helpless child? "And how did that make you feel?" Oh shut the fuck up! She's a psycho bitch in her mid-thirties who doesn't care about a single thing but herself and her weed. Argh! Really, am I on crazy pills or something?
2017-06-13	Trial (Desiree's Testimony)	PDF  PDF  audio  audio  audio  audio  audio 	Day two of Desiree's direct examination. More of that pussy, Myhre, going on about "Oh, boo hoo, you poor little thing. This big scary man hurt your feelings." Holy fuck!
2017-06-14	Trial (Desiree's Testimony)	PDF  PDF  audio  audio 	And here we start with Desiree's cross examination. If only defense counsel, Tony Lagemaat, would bother to point out to the jury all the emails where Desiree threatened, taunted, insulted, belittled, and demeaned Patrick prior to the creation of the website. If only he would have confronted her with the proof that she was lying half the time - I mean, the proof was right here on this website. Oh well, I guess you can only expect so much from a lawyer that is forced on you by the court and is making deals with the Crown to not being up anything that might make the Crown or the RCMP look bad.
2017-06-15	Trial (Desiree's Testimony)	PDF  PDF  audio  audio  audio  audio  audio 	The second day of Desiree's cross examination. Finally, she begrudgingly admits that she was, in fact, a stripper and is a drug addict! Completely contradicting what she said in international news media! But don't think for a second that news media will ever admit THAT! This is also where Lagemaat refused to play the recording of Desiree laughing with the RCMP, so Patrick brought it up. Lagemaat insisted he did not think it would be relevant/appropriate, the court disagreed, the Crown admitted that it would probably be relevant...who's fucking side was Lagemaat on, for Christ's sake?
2017-06-16	Trial	PDF 	Testimony of RCMP Constable Jason Potts. The guy that interrogated Patrick.
2017-06-19	Trial	PDF  audio 	Testimony of Manvir Mangat, owner of The Packaging Depot; ATF Agent Frank Sizuocco; and RCMP Constable Jean-Philippe Dupont. Mangat and Spizuocco testified well - essentially not really saying anything particularly helpful to the Crown's case. Based on their testimony there was absolutely no evidence Patrick's firearms were ever at The Packaging Depot so there was absolutely nothing to support the section 93 firearms charge. As for Dupont...what a useless puppet! How convenient that he remembers everything that the Crown asked about but couldn't remember about anything Patrick asked about. Fucking RCMP.
2017-06-20	Trial	PDF 	This is just a bunch of nonsense - Myhre going on and on and on and on about the firearms

			regulations. My God, man, drink some coffee, get some inflection in your voice. I swear, listening to Myhre talk is like being on Prozac.
2017-06-21	Trial	PDF  audio  audio 	Now this is interesting. On this day, Yvette Brend and Natalie Clancy, from CBC appeared and addressed the court. They were requesting access to, and electronic copies of the exhibits and some evidence. But as you can see from what they actually reported, they were only interested in the evidence that could make Patrick look bad. Objective journalism my ass! And it's very curious that Clancy already had a copy of the Crown's book. Just how the hell did she get that - unless Myhre gave it to her. Hmm! As the Sheriff was escorting Patrick back to the holding cells, he said "Wow, she [Clancy] really has it out for you." It's unfortunate Clancy left (fired?) CBC News shortly after Patrick's trial. We would have loved to have destroyed her career in journalism by exposing how full of shit she and Yvette Brend are.
2017-06-26	Trial	PDF 	Here we have the closing arguments. Myhre going on for hours, in his usual monotone, about that poor Desiree who has been tormented and traumatized by that monster Patrick for so many years. Followed by Lagemaat again failing to bring up anything relevant about the years that Desiree (and her assortment of fiances) threatened Patrick with physical harm, false criminal charges, deportation, et cetera. Shocking! Fucking shocking!
2017-06-27	Trial (Charge to the Jury)	PDF 	
2017-06-28	Trial (Verdict)	PDF  audio  audio 	And finally, we get to the verdict. The audio of this is interesting. Notice how the jury foreman sounds almost...what...afraid? His hands were visibly shaking as he read out the verdict. That is the first time I've ever seen a jury so reluctant, so hesitant to return a guilty verdict. And I've observed a few in my day. I'm not going to say the jury was coerced (yet, anyway). That's a whole other story and website. But I'll say, they didn't hide it very well. Then, in the afternoon, we have Myhre requesting the court order a psychiatric assessment and actually trying to suggest he believes Patrick may be delusional! Can you believe that? Myhre! Read his emails to Patrick, right here on this site, and tell me which one you think is delusional. Myhre's the one insisting Patrick was born in Ontario - even though all the evidence, and even IRCC, say he was not born in Canada! To this day, Myhre still insists Patrick is a Canadian citizen! Myhre, you need help, man. You need many hours on the psychiatrist's couch.

RCMP Reports to Crown Counsel

Date	Description	Comments
2016-09-07	RTCC v1 	It is truly amazing how the RCMP is able to stretch the truth and ignore any evidence that doesn't fit with their allegations. Even though they clearly knew Desiree was lying, they still make Patrick seem like a crazed serial killer.
2016-11-15	RTCC v2 	
2017-03-15	RTCC v3 	
2017-04-10	RTCC v4 	
2017-05-30	RTCC v5 	

RCMP Interviews

Date	Interviewed Party	Media	Comments
2015-07-19	Desiree Capuano go to page >>	transcript  audio 	Desiree's first complaint to the RCMP for criminal harassment. Notice the date is the same day Patrick first mentioned James Pendleton on this website. Coincidence?
2015-07-20	Patrick Fox go to page >>	transcript  audio 	Patrick's first arrest for criminal harassment. All the charges were later dropped.
2016-06-10	Desiree Capuano go to page >>	transcript  audio 	Not much interesting here. Just the usual Desiree bullshit of lying and pretending to cry and care about things other than herself and weed.
2016-06-16	Patrick Fox go to page >>	transcript  audio 	Nothing interesting here. Just some cop telling Patrick his rights and shit.
2016-06-16	Patrick Fox go to page >>	transcript  audio 	Nothing interesting here. Just some cop telling Patrick his rights and shit. Same as above.

2016-06-16	Patrick Fox go to page >>	transcript video audio	This is Patrick's main interrogation following his arrest in 2016. Notice how calm and civil everything is. You know why? Because he didn't break any fucking laws, and he knew it! He even had to educate the RCMP on their own fucking regulations regarding exporting his firearms. Of course, they disregarded what he was saying and charged him with unlawful exportation anyway (that charge was later dropped after Patrick also had to educate that fuckwad, Myhre, on the same issue). Fucking idiots!
2016-06-17	Desiree Capuano go to page >>	transcript video audio	Yet another interview by Desiree. Does she ever get tired of all the attention? This one was done via Skype. Mark Myhre (Crown Counsel) used this video in lieu of having Desiree testify at the preliminary inquiry (over Patrick's objections, of course). The lawyer Patrick had for the prelim (Clinton Bauman) was obviously a useless tool because he never even bothered to bring up the other interview where Desiree laugh about all this.
2016-06-17	Mohammed Khan go to page >>	transcript audio	Works at The Packaging Depot - where that jackoff, Myhre, insists Patrick shipped his firearms from.
2016-06-17	Manvir Mangat go to page >>	transcript audio	The owner of The Packaging Depot - where the Crown (Mark Myhre) claims Patrick shipped his firearms from.
2016-06-19	Mojgan Darabian	audio	The woman that moved into Patrick's old apartment after he moved out. The RCMP went there to seize Patrick's firearms, not realizing he had already moved out.
2016-07-11	Liz M. go to page >>	transcript audio	Patrick's good friend. The RCMP actually sent some stooges down to Los Angeles to interview her, hoping to get some information they could use against him. But, unfortunately, the truth and reality didn't fit with their allegations.
2016-07-13	Desiree Capuano go to page >>	transcript audio	This is the interview where Desiree laughs and jokes with the RCMP about all the same shit she pretended to cry about at the trial and in the news media. That's mostly from about an hour in, through to the end. You will also notice how quickly and easily Desiree shifts from crying to laughing and back to crying, then laughing again. Gee, almost like she's faking the whole thing, right? Desiree also admits in here that she's been using {G****}'s visitation and contact with Patrick to try to control Patrick. And, she admits that she only got the Arizona order of protection because she thought it was required to get the website taken down - not because she had any fear for her safety. And yes, the RCMP actually sent a couple of constables (or whatever they call them there) to Arizona to interview Desiree in person. They sure did put a lot of effort into trying to find something to use against Patrick. And for what? A website? This whole thing smells a little fishy.
2016-07-13	James Pendleton go to page >>	transcript audio	Pendleton's RCMP interview. In here he states that he will not allow any further contact or communication between Patrick and {G****}. In fact, the last time Patrick has had any contact with his son ({G****}) was on May 26, 2016 - the day before he was arrested. You will also notice, if you listen to the audio of this interview, that James Pendleton is one hell of a little panzy bitch. I mean, oh my God, if anyone appears to be scared of something it's him, not Desiree...and from what? Patrick? Patrick's never harmed a single person in his life (except in self-defense, of course).

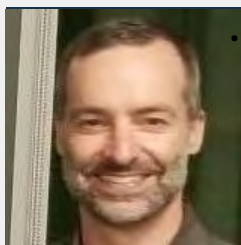
Emails Between US CBP , US ICE, CBSA and RCMP

Date	Participants	Comments
2016-06-08	Denise Kam (RCMP), Kip West (CBP), Jose Arroyo (ICE), San-Marie Pereira (CBSA), John Bush (CBP), Christopher Stone (CBSA)	In this thread, ICE Deportation Officer Jose Arroyo admits that they know Patrick does not have a Canadian birth certificate or passport and that all they can do is take him to the border and "hope" Canada will accept him (page 2). Arroyo also points out that if Patrick is a "subject of interest" to the Canadian authorities that "would be the way to go" - in other words, convince the RCMP Patrick was intending to go to Arizona and harm Desiree, so that they will want to question him on it, thereby bypassing the deportation or extradition process.
2016-06-13	Jose Arroyo (ICE), Shan-Marie Pereira (CBSA),	

	Kip West (CBP), Denise Kam (RCMP), John Bush (CBP), Christopher Stone (CBSA) 🇨🇦	
2016-06-16	Shan-Marie Pereira (CBSA), Denise Kam (RCMP), Frank Grosspietsch (RCMP), Simon Li (RCMP) 🇨🇦	In this email thread, Corporal Grosspietsch of the RCMP admits they know Patrick is not a Canadian citizen (page 2). The statement "If he is allowed to enter..." shows that the RCMP was aware Patrick might not be permitted to enter Canada - Canadian citizens are always permitted to enter! Grosspietsch's statements also show that the RCMP's only real concern was finding out where Patrick's Canadian firearms were - not criminal harassment or this website.
2016-06-16	Robert Berg (ICE), Clifford Leyba (CBP), Denise Kam (RCMP), John Pokorski (CBP), Kip West (CBP), Jose Arroyo (ICE), Shan-Marie Pereira (CBSA), Christopher Stone (CBP), John Bush (CBP) 🇨🇦	In this thread, RCMP Officer Denise Kam admits they have no evidence or reason to seize Patrick's firearms or his firearms license - even after reviewing the website (page 5).

Other Shit

Date	Description	Comments
2017-09-11	Victim Impact Statement	This is the complete, 8 page version of Desiree's Victim Impact Statement, as provided to Crown Counsel. The version that was accepted by the court was just the last few pages. In here, Desiree openly admits she never really believed Patrick would go to Arizona.
2017-11-10	Probation Order 🇨🇦	Patrick's probation order. Three years! This prohibits him from leaving British Columbia, Canada, even though he has no status in Canada, is not allowed to work, and is not eligible for any government assistance. It also prohibits him from using the Internet.
2019-01-25	Psychiatric Assessment 🇨🇦	Audio recording of Patrick's court ordered psychiatric assessment. Crown Counsel, Mark Myhre, pushed for this so that they could get a diagnosis of some mental disorder so they could discredit Patrick before he goes public with all his claims of collusion, prosecutorial misconduct, and all that shit. Looks like that plan backfired on ol' Myhre - that jackass. Where this really gets interesting is about an hour and ten minutes in.
2019-01-29	Patrick's Affidavit in Support of His Claims of Collusion Against Lagemaat and Myhre (submitted in his appeal)	This affidavit thoroughly details 81 distinct instances of perjury committed by Desiree at the trial, which defense counsel, Tony Lagemaat, and Crown Counsel, Mark Myhre, knew of while she was testifying, but they both refused to either confront her, cross examine her on it, or to inform the court or the jury that she was lying. The affidavit also states exactly where the proof that she was lying was and that Lagemaat and Myhre knew of that proof.
2019-02-18	Conversation with IRCC 🇨🇦	Recording of a telephone conversation between Patrick and IRCC. IRCC openly states they acknowledge Patrick has no status in Canada, is not a Canadian citizen, and is in the country illegally. But still, they suggest he apply for a permanent resident status! The long periods on hold were removed for your convenience.
2019-02-19	Social Services Denial 🇨🇦	The formal denial of Patrick's application for social assistance (welfare), based on him not having any legal citizenship or immigration status in Canada. In this report, they come right out and state "You are not a Canadian citizen".
2019-03-06	Conversation with CBSA 🇨🇦	Recording of a telephone conversation between Patrick and CBSA. CBSA openly states Patrick has no status in Canada, and is not a Canadian citizen.



Mark Myhre

 Crown Counsel (prosecutor)
® BC Prosecution Service

Mark Myhre was the prosecutor for the trial and sentencing. He's also the prosecutor for the probation hearings every time Patrick tries to get the ridiculous prohibition on leaving BC removed. That monotonous, dry, flat voice you hear in all those recordings of the court proceedings - the one that's like vocal Prozac - that's Myhre.

Mark Myhre is such a horrible, disgusting, unscrupulous, ass licker of a motherucker that it is only befitting we devote an entire page on this website to chronicalling all the wonderful bullshit he did during the case and articulating our completely reasonable and rational opinions of him.

◀ More About Mark Myhre ▶



Tony Lagemaat

 Defense Counsel (appointed to cross examine Capuano)
® Lagemaat Law

Tony Lagemaat was appointed by the Court, against Patrick's objections, to perform the cross examination of Desiree, rather than Patrick being able to cross examine her himself.

Right from the outset, Lagemaat was colluding with Myhre to ensure that most of the evidence would not be presented; that Desiree would not be confronted with proof she was lying; that the audio recording of Desiree's July 13, 2016 RCMP interview would not be played for the court or the jury; and that none of the emails where Desiree threatened, harassed, belittled, and insulted Patrick prior to the creation of this website would be presented.

You might think this sounds too outrageous, there's no way such gross misconduct occurs in your (Canada's) justice system. Well, listen to the fucking audio recordings of Lagemaat and Myhre from the trial (linked below) - they're on this fucking website, for Christ's sake! Read the transcripts - also on this website (again, linked below)!

Either Lagemaat is the absolute most incompetent attorney in Vancouver (which he isn't - that would be David Hopkins); or, he was actively cooperating with the Crown as described above.

In the recording, below, you can hear Lagemaat pathetically trying to defend his decision NOT to play the recording of Desiree's July 2016 RCMP interview (at 24:50), where she's laughing and joking with the RCMP. And, at 25:50, you can hear Myhre conceding "it seems to me that most of that is not irrelevant". Right there! All the collusion, the secret agreement between Lagemaat and Myhre, for Lagemaat to make sure that recording doesn't get played - right out the fucking window! You see, all you people who might enter into an agreement with Mark Myhre, when push comes to shove he's going to throw you right over the bridge (or under the bus, or whatever the fuck the saying is). Way to go, Myhre - well hey, better Lagemaat's law career get trashed than your's, right? Ya selfish bastard!

Recording of discussion in court about Lagemaat choosing not to play the recording of Desiree's July 2016 RCMP interview.

▶ 0:00



Justice Heather Holmes

 Trial/Sentencing Judge
BC Ministry of Justice

Prior to the trial, and during the trial, we didn't notice anything concerning about Justice Holmes. In fact, she seemed to be very fair and reasonable. That is, except on any matters relating to suggestions of impropriety in the justice system or it's participants. She steadfastly refused to acknowledge or accept any evidence from Patrick which would prove, or even suggest ANY hint of impropriety.

Patrick's Sentencing

Now, the sentencing, that's a whole other story. Patrick brought, literally, stacks of evidence - emails from Desiree, police reports, audio recordings - which proved Desiree had lied and that SHE had been subjecting him to harassment, threats, intimidation, for years prior to the creation of this website. Yet Justice Holmes completely disregarded every single piece of that evidence, as though it never existed. She sentenced Patrick to 3 years and 10 months in prison, followed by 3 years of probation with conditions that he not leave British Columbia (Canada), not go within 100 meters of the US border, and not use the Internet. Justice Holmes did not care that Patrick is not a Canadian citizen who is in Canada illegally and cannot work (legally) in Canada. Patrick pointed out that those conditions will, literally, require him to remain homeless and destitute for 3 years. Holmes didn't give a shit.

Patrick's Probation V ariance Hearings

And, since his release from custody on December 30, 2018, Patrick has repeatedly appeared before Holmes seeking to have the restriction on leaving BC removed. Holmes has consistently ruled that Patrick has failed to establish he is not a Canadian citizen. At the most recent hearing, on March 14, 2019, Patrick submitted the recordings of the phone calls with IRCC  and with CBSA , and the documents from the [Ministry of Social Development](#) , wherein all agencies clearly stated Patrick is not a Canadian citizen and does not have status in Canada. And you know what Holmes said? She said Patrick is manipulating those agencies, just like he's manipulating this court and the Crown. She said that Patrick manipulated IRCC and CBSA into saying what he wanted, then took that as them saying he doesn't have status. Really! Listen to the recordings yourself and decide for yourself. It would seem that Justice Holmes has quite an aversion to acknowledging that anything wrong was done in her justice system. It's just like the sentencing all over again.

Justice Holmes Praises Myhre

And get this, at the March 14 hearing, Holmes actually had the audacity to say that Myhre has carried himself exceptionally well throughout this case - even through some very challenging periods! What the fuck?!? You mean like when he was conspiring with Lagemaat to make sure that recording of Desiree laughing with the RCMP doesn't get played? Wow!

And as if all that's not enough, Holmes actually chastised Patrick at the March 14 hearing because he hasn't put any effort into seeking employment or trying to obtain employment authorization from IRCC. Again, we say, What the Fuck?!?! Inadmissible! Do you know what that means, Miss Holmes? It means Patrick is barred from entering or being in Canada, in part due to having been convicted of criminal harassment! Inadmissible! IRCC does not issue employment permits to foreign nationals who are not allowed to enter Canada.

Justice Holmes Refuses to Order Crown to Request a DNA Sample

But wait, it doesn't end there! So, Desiree and Myhre claim to have been in contact with Steve Riess (Ricky Riess's father) and that Mr. Riess is willing and has offered to provide a DNA sample to prove he is Patrick's father. As you can see in the emails between Patrick and Myhre in the "Emails" section of this site, as soon as Patrick told Myhre "Yes, definitely do a DNA test so we can resolve that issue once and for all", Myhre quickly backed out of pursuing that. Anyway, at the March 14 hearing, Patrick requested the court order the Crown to request DNA samples from both Steve Riess and Peggy Sampogna (Ricky Riess's mother) - that would definitively prove whether or not Patrick is really Ricky Riess, and therefore, a Canadian citizen. Holmes flatly denied that request! It seems, like Myhre, Holmes does not want any definitive proof that Patrick and Ricky Riess are not the same person being presented. Heaven forbid we should prove incompetence, corruption, and misconduct in the justice system.

David Layton .



in Crown Counsel (prosecutor) (for the appeal)
 ® BC Prosecution Service

David Layton was the prosecutor for the Crown at certain points of the appeal. In particular, after Patrick was arrested, detained, and denied bail in April 2019, Layton took over the appeal from Susanne Elliott. Obviously it would be an easy win for the Crown at that point. I mean, from within custody it is impossible for a defendant to litigate his appeal - Patrick had no access to legal resources, knew nothing about preparing a factum and, of course, had no access to financial resources to cover the cost (\$2,125) of copies of the transcripts, et cetera.

Contrary to what some of the horrible Canadian news reported, Patrick's appeal was dismissed solely for failure to prosecute on Patrick's part. It was not dismissed based on the merits - the Court of Appeal never reached the point of considering the claims of ineffective assistance, collusion, or perjury.

Anyway, there's not much I can say about David Layton yet.



• Natalie Clancy

in Journalist - CBC (former)
 ® Unifor National (labor union)

Natalie Clancy is the tabloid journalist who originally did the story on this website, Patrick, and Desiree. The story that started all the attention this website, Patrick, and of course, Desiree received.

Clancy's interview with Patrick was about an hour and a half. Most of what Patrick said was completely rational and he provided perfectly reasonable justifications for all of his actions. But from that hour and a half, Clancy and CBC took about 3 minutes of out of context statements, and did not bother to show the world ANY of Patrick's explanations for his conduct. No mention of how Desiree showed up, out of the blue, while Patrick was not present, and abducted their son {G****} - who Patrick had custody of and had raised alone for 9 years - and ran off to Arizona with him; no mention of Desiree adamantly refusing to contribute a single thing to {G****}'s well support or well being; no mention of Desiree repeatedly trying to get court orders prohibiting Patrick from having ANY contact with {G****}. And all of that happened long before this website was created.

There was also no mention of the fact that after the first arrest for criminal harassment, the RCMP thoroughly investigated Patrick and this harassment claims to determine whether they should revoke Patrick's Canadian firearms license, and ultimately decided that No, there is absolutely no reason to revoke his firearms license. Clearly the RCMP realized there was absolutely no truth to Desiree's claims and no danger in Patrick owning firearms.

The whole time Patrick was in jail, he regularly provided Clancy (and Brend) updates and evidence to support his claims. Evidence that proved Desiree was lying and that he really isn't a Canadian citizen (and, therefore, didn't actually commit perjury in the US District Court). Clancy did not report a single word about any of that evidence. She reported every unfounded claim and allegation the Crown made as though it was proven gospel - but not one word of the proof that those claims were false.

As far as we can see, Clancy epitomizes Canadian journalism. Patrick has been out of custody since December 30, 2018 and, since that time, has provided numerous news agencies copies of much of the proof that he was born in the US, is not a Canadian citizen, yet the Canadian government allowed the US to deport him here; he has provided them proof of the collusion between Lagemaat and Myhre; yet not one Canadian news agency has shown ANY interest in reporting any of that.

Shortly after Patrick's trial, when he made it clear to Clancy (and Brend) that he was going to appeal and that he was going to publish everything related to his case, Clancy left CBC, and journalism altogether. Interesting that she was a journalist for her entire career - more than 20 years - then she suddenly left journalism and moved from Vancouver to some place called Halifax. I doubt it had anything to do with her outrageous handling of Patrick's story, but I'd like to think it does.



• Yvette Brend

in Militant Feminist, Man-Hating Journalist
 ® CBC News

Yvette Brend was Natalie Clancy's accomplice in reporting on Patrick and his case. When Clancy left CBC, Brend took over the story. Though, nothing changed in how it was being reported - she, and CBC, continued to only report the adverse claims the Crown was making, without mentioning ANY of Patrick's explanations or defenses. They reported that Patrick "shipped" his 4 registered, Canadian handguns to Los Angeles by "hiding" them inside a computer case;

they didn't report that Patrick told Brend he never shipped them - he brought them down to LA himself and only put them in the computer case so he wouldn't have to declare them to Customs and risk losing the more than \$4,000 he had spent on them.

Since Patrick's release in late December 2018, he has provided Brend extensive evidence to support his claims, including documents from IRCC, emails between himself and Myhre, the recording of his psych assessment, but do you think Brend and CBC will ever report any of that? Don't hold your breath! If it doesn't have to do with allegations of a man bullying a woman it's not likely to be reported in Canadian news.

Apparently, Miss Brend has been dealing with some [challenges in her personal life, related to her husband and PTSD](#). Perhaps we should cut her some slack...or perhaps we should show her the same amount of compassion, understanding and fairness she showed Patrick when she reported on him!

Laura Kane •

in Feminist, Journalist
 ® The Canadian Press

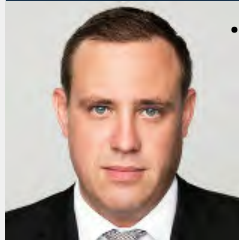
Ah, Laura Kane! Interviewed Patrick for an hour over the phone; listened to his side of the story; then completely ignored everything he said and reported the entire story from Desiree's perspective. Canadian



journalism!

Miss Kane also covered much of the trial. Though, just like with Clancy, Brend, and most of the other Canadian news media, she seemed to focus only on the Crown's allegations. Not one mention of the recordings of Desiree laughing about punching herself in the stomach to try to force a miscarriage with {G****}, or about Desiree admitting that she had, in fact, been a stripper - after she vehemently denied that in the earlier news media, or about her admitting that she does have a drug problem - again, after vehemently denying that in her earlier news interviews.

Good job, Miss Kane! Your parents must be so proud of what you've become.



• David Georgetti

 Desiree's Lawyer (in her civil suit)
® Vertlieb & Co.

David Georgetti is the tool that was hired by "unnamed sources" to file the civil suit against Patrick. The purpose of the civil suit was to get a temporary injunction against Patrick, forcing him to take down this website. Lotta good it did, huh? Money well spent (that's sarcasm, in case you didn't catch it).

Georgetti is your typical hack attorney. He seems to think he accomplished something by having a hearing for a temporary injunction against a guy who was in jail and had no access to any legal resources to prepare any kind of response.

Officially, according to Georgetti, he was hired by Desiree, but I think we all know that's a load of shit. Desiree has never wanted this website taken down because she loves all the attention it gets her. Why do you think all the complaints she filed with hosting and service providers were always with the wrong providers? So who was REALLY being harmed by this website and who REALLY wanted it to go away? CBC, Clancy, Brend, Kane, the RCMP, and the Crown! The news media because Patrick publicly called them out on their bullshit and refused to back down/take down the website; and the RCMP and Crown because of the bad publicity they got from the news media by not prosecuting Patrick in the first place.

So, Georgetti, who is a close (intimate?) friend of Myhre, was recruited by those affected parties when they realized that the criminal conviction was not going to make Patrick take down this site. Has Georgetti succeeded? Well, the fact that you're seeing this means he absolutely DID NOT - because he's a loser, he is incapable of accomplishing that task. And even if Patrick goes back to jail, this website will remain exactly where it is. So Georgetti and his backers can kiss my ass, or suck my cock, or whatever the fuck they're into (but I mean that in the most polite way).



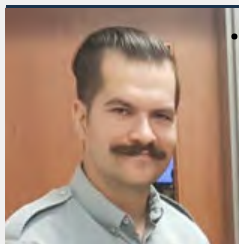
shit.

• Jason Potts

 Interrogating Officer
® Royal Canadian Mounted Police

Jason Potts is the RCMP officer who interrogated Patrick in June 2016. A copy of that entire interrogation is on this website ([audio](#), [video](#), [transcript](#)).

I'd like to say that Potts seems like a nice guy, but all of the RCMP officers seem nice when they're trying to get information from you. Mostly, like Constable Dupont, Potts was overwhelmingly forgettable - just a whole lot of don't-give-a-



character.

• Jean-Philippe Dupont

 Investigating Officer
® Royal Canadian Mounted Police

Constable Dupont was involved with the original criminal harassment investigation - the one that was dropped. He seemed like a nice guy during the arrest and all that shit, but later turned into one of those spiteful feminists (I think they're called "white knights") that seems to be taking over Canada.

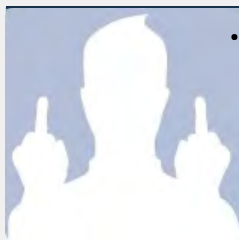
Not much more can be said about Dupont - he's not a very memorable



• Heather Montagliani

 Officer who read Patrick his rights
® Royal Canadian Mounted Police

Constable Heather Montagliani had nothing to do with the case other than reading Patrick his rights after he was arrested. So why does she get the honor of appearing on this website? Well, she's smokin' hot. That's about it. There aren't enough attractive people on this website so we needed to balance it out a bit. There really should be more attractive people in the world.



• Brent Wilcott

 Detective
® Royal Canadian Mounted Police

Corporal Brett Wilcott is the RCMP agent who went down to Los Angeles to interview Liz, and to Tucson to interview Desiree. He's the one you hear laughing with Desiree about her getting Patrick deported, and punching herself in the stomach.

Never met the guy. Maybe he's a nice guy, I don't know. Sure wish we had a photo of him to put up here. Maybe he'll contribute one.



• Keith Fraser

 Journalist
® Post Media

Of all of the journalists who covered the trial and sentencing, it is my opinion that Keith Fraser was the most objective and fair.

But even still, as with all Canadian media, he seems to be reluctant to tell the whole story. It's probably PostMedia, not Mr. Fraser, that only wants to report what sells.



• Clinton Bauman

 Defense Lawyer (for the preliminary inquiry)
® "Self-employed" (whatever that means for a lawyer)



• Talia Magder

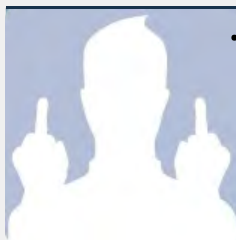
 Defense Lawyer (for the 684 application)
® TM Law

Talia Magder was appointed to assist Patrick with the preparation of his section 684 application. As is typical with questionable lawyers who are cooperating with the Crown, Magder waited until a couple days before the hearing to provide Patrick a copy of her memorandum.

Even though Patrick was claiming that both Lagemaat and Myhre colluded to suppress critical evidence and offer perjured testimony, at the 684 hearing, and in her brief, Magder made absolutely no mention of Myhre's involvement. At the hearing, Patrick pointedly brought up that fact and mentioned that is exactly the kind of stuff he is concerned any appointed lawyer will do. That was why Patrick was only seeking a partial appointment - for a lawyer who will assist him, but will not have discretion over which issues to raise. Magder's defense was that she believed Myhre's involvement was implied, so it wasn't necessary to explicitly mention him. Patrick pointed out that ineffective assistance and prosecutorial misconduct are two entirely different allegations.

At the 684 hearing, one of Patrick's goals was to get Magder to either state, on the record, that she did not believe Patrick's claims of collusion and complicity in Capuano's perjury had any merit - then he would publish the proof (which Magder had reviewed) and prove, publicly, that she sabotaged her client's case; or get her to admit, on the record, that she did believe Patrick's claims had merit. When Patrick pressed her on the issue, in court, she was very evasive and wouldn't give a straight answer. But when the judge asked her, she begrudgingly admitted that based on what she's seen Patrick's claims do appear to have merit.

Would we recommend using Magder to represent you in any legal matters? Yes, but only if you want to lose.



• David Hopkins

 Defense Lawyer (for the first bail hearing)
® Hopkins Law

Ah, Jesus Christ, don't even get me started on David Hopkins! Holy fucker of mothers, what a useless tool he was. Read the section above dealing with Patrick's first bail hearing, where Hopkins represented him.

I mean, holy fuck! Refusing to simply go to the RCMP's website to verify that Patrick was well within the law by bringing his firearms to the US! And a couple days after the bail hearing, when Patrick was talking to fuckwad on the phone and Patrick says "Are you at a computer right now?" Hopkins says "Yes". Patrick says "Google rcmp firearms export. The second link that comes up is to the RCMP's website. Click that." Hopkins does. Patrick says "You see the link about needing an export permit (the second list item)? Read that!" Hopkins does so: "If the firearm is being exported to the United States, individuals only need an export permit if the firearm is prohibited." He pauses, then says "Hmm." Hmm my motherfucking ass! Patrick tells him "You're fucking useless! You're services are no longer required. You're fired!" Bravo, Mr. Fox, Bravo!

Had Hopkins, that useless bastard, brought this up at the bail hearing then Patrick most certainly would have been granted bail. You don't, generally, get denied bail for criminal harassment on a first offense. Ah, that fucking Hopkins!

And would we recommend using Hopkins to represent you? Are you fucking nuts? Did you not read any of the above? You'll get better representation from a tree stump.



• Susanne Elliott

 Crown Counsel (prosecutor) (for the appeal)
® BC Prosecution Service

Don't really have anything critical, witty, or interesting to say about Susanne Elliott. She's not that typical overly arrogant, self-righteous, asshole like most prosecutors are. Perhaps one day we'll discover otherwise, but up 'till now she's performed her role professionally and with dignity. Props to you, Miss Elliott.

All information published on this website is true and accurate to the best of the knowledge and ability of the site maintainers.

Any narratives published on this website, which are written in the first person, from the perspectives of Desiree Capuano and/or James Pendleton are not, in fact, written by Desiree Capuano and/or James Pendleton. If you actually believe Desiree wrote the stuff on this website then you're a fucking idiot and shouldn't be using the Internet.

If you notice any inaccuracies on this website, or just want to share your thoughts, feel free to inform me at editor@desicapuano.com and I will either: address them as soon as possible; or completely ignore them and convince myself you don't even exist.

From: [MEIKLEJOHN, Catherine](#)
To: [ROBERTS, Nicole](#)
Subject: FOX photo
Date: Tuesday, September 15, 2020 2:35:57 PM
Attachments: [FOX snipping tool.JPG](#)
[image001.png](#)

Nicole, I had to use the snipping tool to get it so you could resize it. I have the original photo hashed though.



<https://globalnews.ca/news/5133710/revenge-website-patrick-fox/>

Catherine Meiklejohn

Crime Data Analyst

Domestic Violence & Criminal Harassment Unit

Vancouver Police Department | 3585 Graveley Street

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