

**Louis P. Strezos**  
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August 4, 2004

**PERSONAL & CONFIDENTIAL**

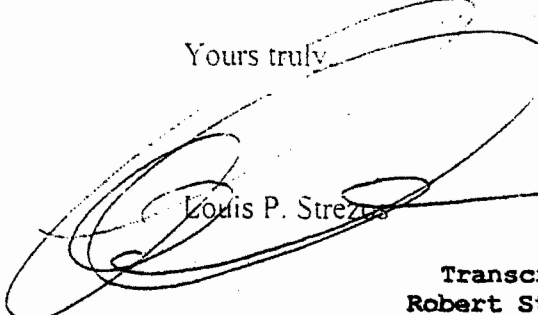
Mr. Robert Stewart  
Collins Bay Penitentiary  
455 Bath Road  
P.O. Box 190  
Kingston Ontario  
K7L 4V9

Dear Mr. Stewart:

Please find enclosed a list of statements by Linda Beland and a docket summary from the Supreme Court of Canada as of today's date. In addition, I have enclosed a copy of the leave factum filed by the Crown with the Supreme Court of Canada.

Should you have any questions or concerns, please do not hesitate to contact my office.

Yours truly

  
Louis P. Strezos

**Robert Stewart's Notes:**

**Regina v. Stewart**

**Transcript of Sealed MIMO Cassette**

**Robert Stewart and Linda Beland (Stewart)**

**Susan Mulligan found May 19, 2004. 1 year two days and a dead son later.**

**This tape was made by Judy Armstrong June 1999 and given to Susan Mulligan.**

**June 1999 Susan Mulligan turned over tape May 19, 2004 to student lawyer**

- 020 Robert I think you should have. Well why didn't the police on the hundred times they have been with you bring out the whole story.
- 022 Linda Well because they are not allowed to talk to me about it until this is...

**Robert Stewart Notes:**

I'm a liar it's only 97 times Linda Beland talked to the police. 30 lawyers never found the newspaper clippings Denis Gaudreault used. Once I found them, no lawyers has ever showned them to a judge or jury. No Defence lawyer still as of Friday 13, 2004 has ever interviewed Linda Beland. 97 to 0. But who is counting?

**"All Ontario Lawyers work for the Cops."**

**The "Just Us" System**

**See: www.kangaroojustice.com -Ex-wife Linda Beland May 22, 2003 interview**

Officers' Notes

Officer: Det. Rick Riddell

Date	Page Number
January 10, 1991	429
October 23, 1992	854
January 12, 1993	907
January 30, 1996	1496
April 1, 1996	1514
September 16, 1996	1550
April 12, 1999	1927
April 19, 1999	1936
April 20, 1999	1937
April 21, 1999	1938(a)
April 26, 1999	1940

Officer: Sgt. Al Spadaccini

Date	Page Number
November 5, 1993	46
March 2, 1994	152

Officer: Det. Gary Dougherty

Date	Page Number
June 30, 1994	278
December 4, 1994	418
January 22, 1995	460
January 24, 1995	461
April 17, 1997	873

Officer: Sgt. Ian Davidson

Date	Page Number
October 18, 1993	66
October 21, 1993	77
December 6, 1993	188
January 19, 1994	229

Officer: Det. John Ralko

Date	Page Number
June 1, 1994	326
June 14, 1994	355
June 20, 1994	364
April 5, 1999	1221
April 8, 1999	no page number listed on computer
April 20, 1999	1235

Date	Page Number
March 2, 1994	263
March 9, 1994	299
March 14, 1994	307
April 18, 1994	400
April 20, 1994	418
May 3, 1994	440
May 11, 1994	465
May 30, 1994	531
June 15, 1994	598
June 27, 1994	624
June 28, 1994	635
June 29, 1994	654
August 8, 1994	728
August 12, 1994	744
August 19, 1994	772
January 22, 1995	1102
April 5, 1999	1138
April 9, 1999	1144
April 11, 1999	1155
April 12, 1999	1157

Witness Statements

Statements Of: Debbie Rainville, Carole Amyot, Ed Fong, Linda Fong, Christine Prud'Homme, Eugene Palumbo, Wendy Baker, Roger Dion, Rhonda Nelson

Assistant Crown Attorney: Vikki Bair

April 9, 1999	Rough notes taken during witness preparation
April 13, 1999	Rough notes taken during witness preparation
April 14, 1999	Rough notes taken during witness preparation

Linda Beland / Stewart

March 11, 1990
October 18, 1993
October 21, 1993
October 26, 1993
November 5, 1993
December 5, 1993
June 28, 1994
June 29, 1994
August 9, 1994
January 23, 1995

The only statement they didn't show Linda was Denis Gaudreault's

now watch Lind Beland sworn video statement on kangaroojustice.com



# Prentice Chow McLean McAllister

Martin D. Prentice, B.A., LL.B.\*  
Glenn G. McAllister, B.A., LL.B.\*  
Mae L. Chow, B.Sc., LL.B.\*  
Glenn J.K. McLean, B.A., LL.B.\*  
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August 13, 2003\*

## Robert Stewart's Notes:

This letter was cc. to these people.  
Arriving August 19, 2003

cc. Linda Beland  
Annette Martin - PO Collins Bay Inst.  
James Lockyer - Stewart's lawyer  
Marlys Edwardths - Mallory's lawyer  
Ruth Lawson  
Attorney General of Ontario  
Solicitor General of Canada - Wayne Easter  
www.kangaroojustice.com

Dear Sir/Madam:

RE: Robert A. Stewart: DOB August 29, 1952. Wrongful conviction: Ontario

The writer is a friend of Robert A. Stewart and is assisting Mr. Stewart in that capacity, not as counsel for Mr. Stewart. The writer does provide advice to Mr. Stewart on some matters, when asked, but is not retained in that capacity.

This letter is a cover letter for a package of documents and an audio tape recording that Mr. Stewart has requested be forwarded to you. The package was prepared and edited by Mr. Stewart and the writer has only provided this cover letter. Part of the package does contain correspondence sent by the writer on Mr. Stewart's behalf on earlier occasions. The writer has not edited correspondence or documents prepared by Mr. Stewart and takes no responsibility whatsoever for possible spelling, grammatical or other errors in the materials. Information contained in the writer's letter(s) was provided by Mr. Stewart to the writer unless otherwise indicated.

Please find enclosed herewith the following:

1. Copy of letter sent by Mr. Stewart to Nathalie Champagne of the Legal Aid Society of Ontario indicating Mr. Stewart's concerns over the handling of his Appeal by Mr. James Lockyer. Mr. Stewart is not concerned in relation to

Mr. Lockyer's competence but other matters which cause Mr. Stewart to see a conflict of interest. Mr. Stewart requests that this document be read first, after this cover letter.

2. Copies of two letters written by the present writer, one a letter e-mailed to several parties that the writer felt might be interested in the case involving Mr. Stewart and a letter sent to Mr. Stewart advising him of the e-mailing of that letter and the addressees of the same.
3. Scrap of paper indicating the web site address set up by friends of Mr. Stewart to assist him in providing information to outside and interested parties.
4. Audio tape of telephone calls made by Mr. Stewart to Kathryn Blancher (a colleague of Mr. James Lockyer), Sue Mulligan, Mr. Stewart's previous counsel, and Linda Beland, Mr. Stewart's spouse at the time of the alleged offences. The conversation between Mr. Stewart and Linda Beland is of particular interest in that much of what is discussed was not pursued at trial even though Ms. Beland was called as a witness. Ms. Beland apparently has an excellent memory of many of the events even though they occurred some years ago. Mr. Stewart's contention is that this recollection of Ms. Beland amounts to new evidence, which is vital to the defence.
5. Package containing a copy of letter dated May 21, 2003 from Sue Mulligan to Mr. Stewart and a page of Mr. Stewart's notes in relation thereto. Also notations and highlighting by Mr. Stewart.
6. Package of 3 legal sized pages marked "Smallwood" that are a transcript of a conversation Mr. Stewart had with another inmate when that inmate was "wired". Exculpatory in its entirety, but parts of which can be taken out of context and apparently were at trial when the entire tape was not entered, only parts.
7. Partial transcript of testimony of Linda Beland and Denis Gaudreault at trial, believed to be trial of the co-accused not Mr. Stewart, along with Mr. Stewart's highlights and annotations.
8. Package of 4 legal sized pages titled "Tape 1 A" being a transcript of the telephone conversation between Mr. Stewart and Kathryn Blancher March 12, 2003 and a photocopy of a newspaper article concerning (as counsel on a different matter) James Lockyer, along with highlights and annotations by Mr. Stewart.
9. Bundle of documents including the copies of texts from newspaper articles, Mr. Stewart's analysis of those articles vis a vis Mr. Gaudreault's evidence, a transcript of a portion of the telephone conversation between Linda Beland and Mr. Stewart contained on enclosure # 4 and highlighting and notes by Mr. Stewart.

Catherine  
Glaister

Exhibit 12

Stewart  
Affidavit  
May 22, 2003  
Tape of  
Linda  
Beland  
on

Kangaroo  
justice.com

Please take the time to review all the documents in the package and listen to the tape. The writer appreciates that approximately two hours is required to do so but the writer also firmly believes that Mr. Stewart has been wrongfully convicted and that these materials may be what is required to rectify that situation. The writer very rarely, if ever, handles criminal appeals and the scope of these matters is beyond the writer's expertise.

Sign by  
Glenn McAllister = Lawyer

Veteran

cop in

gun toss

probe



MacCHARLES

1505  
- Exhibit 15  
Stewart  
Affidavit  
Exhibit  
15

OTTAWA Sun  
October 9, 1998

POLICE investigators are looking into why a handgun turned over to police during a Cumberland double-murder probe ended up at the bottom of Big Rideau Lake.

The murder trial heard this week that former Det. Insp. Lyle MacCharles is being investigated for allegedly ordering two other OPP detectives to get rid of a gun turned over by a key witness in the 1990 slaying of Michel Giroux and Manon Bourdeau.

"I acknowledge that this single incident of police wrongdoing is unsettling," lead prosecutor Vicki Bair told the jury, while maintaining the gun is unrelated to the actual murders.

The allegations came to light Monday during opening statements, but the identities of the officers were subject to an interim publication ban.

Story by Richard Roik Page 5



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LEGAL AID ONTARIO  
AIDE JURIDIQUE ONTARIO

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Phone/Téléphone:  
613-238-7931  
Fax/Télécopieur:  
613-238-3410

June 24, 2003

**PERSONAL & CONFIDENTIAL**

Robert Stewart  
c/o Collins Bay Penitentiary  
P.O. Box 6700  
Kingston, Ontario  
K7L 5P8

Dear Mr. Stewart:

**Re: Your Change of Solicitor Request  
Legal Aid Certificate #04-528698**

I am writing further to your recent request to change your lawyer. Mr. Lockyer has advised that the delay in your appeal relates largely to the voluminous materials that need to be reviewed and summarized. In addition, your case contained numerous complexities, including 2 trials. Mr. Lockyer states that some 25,000 pages of transcripts have now been reviewed and a draft statement of facts is being prepared.

Mr. Lockyer is a reputed competent appeal counsel, he has spent considerable time reviewing your file and I am not prepared to allow a change of solicitor. The new lawyer would have to start over at considerable expense to legal Aid and may well lead to further delay in your case.

Mr. Lockyer is sympathetic to your frustration. I suggest you call him with your concerns.

Yours truly,

  
Nathalie Rémillard Champagne  
Area Director  
NRC/cw

c.c. James Lockyer - Fax - 1-416-598-3384

Will Say of:  
Detective Constable J. Nussey #9300

I have been a member of the Ontario Provincial Police since January 1997. I am currently posted to the Grenville County Detachment in Kemptville. I am a member of the Grenville County Crime Unit and have been a Detective Constable with that unit since June 2002.

On the 13<sup>th</sup> of January 2004 I was assisting in the execution of a Controlled Drugs and Substances Act search warrant at 9093 County Road #22, Edwardsburgh Township for the cultivation of marijuana, the residence of Daniel and Chantal Vanderydt.

During this search a marijuana grow operation and an oil extraction lab were found and evidence of the offence of possession for the purpose of trafficking in a controlled substance.

During this search I found an audiocassette tape in a briefcase in the west end room. The briefcase contained documents in the name of both the Vanderydts. I believed the cassette tape labelled with only a date and name of an unknown party may contain evidence of the offence for which the search was being conducted. I placed the tape in a tape player at the residence and heard a conversation between a man and a woman who mentioned 5 guys and a murder. I stopped the tape on after hearing this and seized it.

The 14<sup>th</sup> of January 2004 Detective Constable Roy advised me that Provincial Constable Penner had found newspaper articles relating to the Cumberland Murder at the search. I told Detective Constable Roy a name I had heard on the tape. Detective Constable Roy advised me that a person with the same name was involved with the Cumberland murder and that Detective Inspector Bowmaster was involved with that case.

I contacted Detective Inspector Bowmaster by phone on the 14<sup>th</sup> of January 2004 and advised him of the tape, that I had seized it and it was stored at the Kemptville Detachment.

Upon reviewing the tape no evidence in relation to the offence of production of marijuana or related offences was found.

The 2003-03-12 Catherine Gleason + Robert Stewart phone call  
The 2000-05-22 - Linda Bekal + Robert Stewart interview  
were transcribed by the O.P.P.



# Woman couldn't pick out 'caveman' in police lineup

## Neighbour spotted bearded man in Honda day before victim's body found in car trunk

BY JEREMY MERCER

It's amazing how a simple, everyday event can become a key piece of evidence at a murder trial.

Take Linda Beland and what, at the time, must have appeared to her to be the very normal morning of Feb. 21, 1996.

Ms. Beland woke in her south Ottawa home at 93 Newport Cr., drove her fiancé to work, and then stopped at the community mailbox at roughly 10:30 a.m. to collect that day's letters and bills. When she arrived, the postman was sorting the mail into the individual slots, so she had to wait. That's when she noticed the other man waiting to get his mail.

"He looked like a caveman," Ms. Beland recalled.

Then, having noted his looks, Ms. Beland watched as he retreated towards the home at 82 Newport Cr. and approached a grey Honda Civic parked outside.

"The man went into the car, the driver's seat," Ms. Beland says.

This woman's observations may well turn out to be among the most significant evidence offered at the murder trial of Dimitre Dimitrov.

Mr. Dimitrov, 42, faces charges of second degree murder in connection with the death of his landlord, Hristo Veltchev.

In what ranks as one of the region's most mysterious killings, on Feb. 22, 1996, Mr. Veltchev's battered corpse was found in the trunk of his grey Honda Civic, which had been left abandoned in the parking lot of the former Loblaw's grocery store on the corner of Bank Street and Alta Vista Drive.

After finding pools and splatters of Mr. Veltchev's blood in the garage of his home at 82 Newport Cr., police determined the killing took place there.

They also identified the three other residents of the house — the victim's wife, Faith Veltchev, another tenant, Dimitre Tzenev, and Mr. Dimitrov — as suspects in the case.

Mrs. Veltchev, who testified her husband was abusive, was arrested but never charged in connection with the case.

Mr. Tzenev, whose wife, Stefka, the court heard, might have been sleeping with Mr. Veltchev, was charged with killing the man but a judge dismissed the case due to lack of evidence.

Mr. Dimitrov is in the second week of his trial on second-degree murder



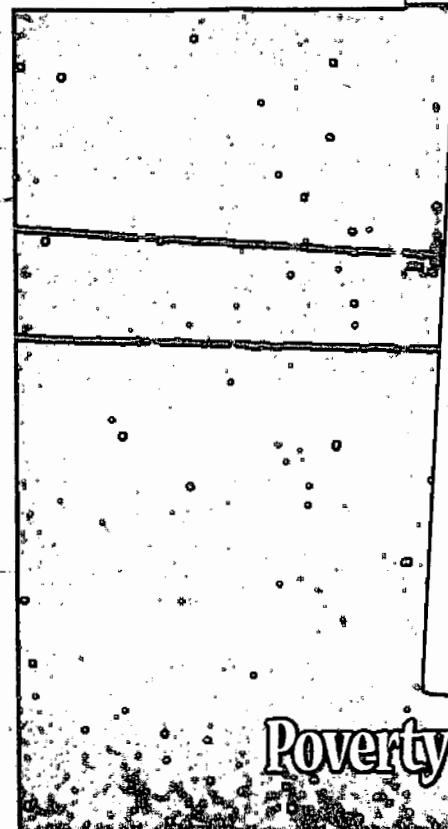
FILE PHOTO

Dimitre Dimitrov is charged with second-degree murder in the death of his landlord, Hristo Veltchev.

"You can go a little further than that," prompted Mr. Clifford.

"I'd expect it," conceded the officer.

The trial continues today.



H  
H

Mr. Dimitrov is in the second week of his trial on second-degree murder charges.

To date, assistant Crown attorney Robert Wadden has suggested little motive to implicate Mr. Dimitrov in the killing. Instead, after telling the jury the case would be based on circumstantial evidence, the prosecutor wove together various accounts of the day's events to build his case.

Court heard that Mr. Veltchev was last seen alive at 7 a.m. on Feb. 21, 1996 and that his body was found after 5:30 p.m. on Feb. 22, 1996. Mr. Wadden also called evidence to show that the Civic was in the Loblaw's parking lot as of 4:30 p.m. on Feb. 21, 1996.

Mr. Wadden called both Mrs. Veltchev and Mr. Tzenev as witnesses. Mrs. Veltchev told the jury she left for her job as a cafeteria cook before 7 a.m. on Feb. 21 and didn't return home until after 5 p.m. that night.

Mr. Tzenev told the court he left for school at roughly 8:20 a.m. on Feb. 21 and didn't return home until after 7 p.m.

Which brought Mr. Wadden to Ms. Beland, whom he called as a witness yesterday.

Ms. Beland identified Mr. Veltchev's Honda Civic as the car she saw outside 82 Newport Cr. while waiting for her mail at 10:30 a.m. on Feb. 21 — a time, if previous testimony was to be believed, neither Mrs. Veltchev or Mr. Tzenev was home.

She also testified that the man who was walking towards it had a beard and dark hair — as Mr. Dimitrov did in February 1996.

But, when presented with a photo lineup, Ms. Beland could not identify Mr. Dimitrov as the man she saw. In fact, the jury heard the mug shot she picked out was of a man who had been in the penitentiary since 1986 for first-degree murder.

Earlier in the day, Mr. Dimitrov's defence lawyer, Vince Clifford, continued to hammer away at another key piece of Crown evidence — a pair of boots Mr. Wadden has said belonged to Mr. Dimitrov.

The boots were found in the hall closet at 82 Newport Cr. and had speckles of the dead man's blood on them.

With Sgt. Scott Brown, a blood spatter expert, on the stand yesterday morning, Mr. Clifford emphasized there was no blood found on the soles of the boots.

"It goes without saying that if you stand in a pool of blood, you're going to get blood on the soles of your shoes," Mr. Clifford said, referring to the pools of blood in the garage.

"That's possible," answered Sgt. Brown.

Another wrongful conviction

Poverty is curable