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0611-999-23-61100343-00

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ONTARIO COURT OF JUSTICE

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v.

ANDREW MCGREGOR

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P R O C E E D I N G S

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BEFORE THE HONOURABLE JUSTICE R. SCHWARZL
on April 4, 2024, at ORANGEVILLE, Ontario

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Appearances:

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V. Aujla

Counsel for the Provincial Crown

Andrew McGregor

in-person

(i)
Table of Contents

ONTARIO COURT OF JUSTICE

T A B L E O F C O N T E N T S

5

Proceedings.....Page 1

10

15

20

25

30

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THURSDAY, APRIL 4, 2024

MR. AUJLA: Your Honour, perhaps we can attempt to deal with the McGregor matter at lines 22 through 25.

THE COURT: Andrew McGregor, Andrew McGregor. ...UNRELATED MATTER SPOKEN TO

THE COURT: Hi. What's your name sir?

ANDREW MCGREGOR: [*indiscernible*]...

THE COURT: I'm sorry?

ANDREW MCGREGOR: Without prejudice....

THE COURT: Sorry, what's your name?

ANDREW MCGREGOR: Name is Andrew McGregor.

THE COURT: Hi, Mr. McGregor.

ANDREW MCGREGOR: How are you?

THE COURT: I'm well. I'm Justice Schwarzl. Can I help you?

ANDREW MCGREGOR: Yes. Without prejudice, if this is a court of record, I am a living man, the copyright holder in due course for the all capital corporation name Andrew McGregor. I am specially appearing as a sovereign, guarantor, executor, beneficiary, and secured party under threat, menace, duress and coercion, fiduciary Judge Schwarzl. Today on the record, I a man have special deposits in possession. I a man will deposit these special deposits to the Honourable Justice/Prosecutor appointed as trustee in this matter. These special deposits have enough information to dismiss and discharge this case immediately and to ensure that the secured party private properties are returned and all schedule fees are paid immediately.

THE COURT: Okay, okay, hang on. Do you have a lawyer?

ANDREW MCGREGOR: I am here sui juris in propria persona.

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THE COURT: Sorry. Do you have a lawyer?

ANDREW MCGREGOR: I am here sui juris in propria persona.

THE COURT: Okay. What does that mean? I'm sorry, I don't speak Latin.

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ANDREW MCGREGOR: I'm here not representing myself. I am here in person.

THE COURT: Okay, cool, so no lawyer. Okay, okay, great. This matter is here today for what's called a pre-trial conference. Do you understand that? Do you understand why you're here today? Do you understand why you're here today? You're here for - do you....

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ANDREW MCGREGOR: No, I don't understand.

THE COURT: You are here today for something called a judicial pre-trial conference. Do you know what that is?

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ANDREW MCGREGOR: I don't understand.

THE COURT: Well, a judicial pre-trial conference is a meeting or a conference where people confer, where they talk to each other, pre-trial, meaning before a trial, and judicial meaning with a judge. So it's a meeting with a judge before a trial to talk about your case. Do you understand the purpose then of your appearance today?

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ANDREW MCGREGOR: I understand the purpose...

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THE COURT: Okay, perfect.

ANDREW MCGREGORY: ...I don't understand.

THE COURT: Okay, that's excellent. Mr. Aujla, who is the prosecutor today, called your name and I'm just going to ask Mr. Aujla, why are we speaking to Mr. McGregor's matter right now?

MR. AUJLA: I, I was under the impression that it might be dealt with a lot faster. So perhaps this is something we could deal with after the, the morning break.

MS. GREENE: Good morning, Your Honour, it's Greene, initial R, as duty counsel. I did speak to the, the person and he did indicate the persona thing. It's that he's representing himself...

THE COURT: Yeah.

MS. GREENE: ...and he did not need my assistance.

THE COURT: Okay.

MS. GREENE: So I figured he's ready to go.

THE COURT: Okay. Well, I want to thank you for coming and you probably are hoping to get your matter dealt with really fast. As I said to someone earlier today, all matters are tied for first place. Some are going to be - there will be a first first and a last first, but we'll try to get you out of here in good time. So when we're ready to deal with your case we'll call it again so I can give you more time. Thank you for standing up and identifying yourself.

ANDREW MCGREGOR: Thank you very much.

THE COURT: All right, we'll see you after the break.

ANDREW MCGREGOR: All right, thank you.

THE COURT: Thank you.

...UNRLEATED MATTERS SPOKEN TO

MR. AUJLA: Thank you for that indulgence, Your Honour. I appreciate it took a bit longer, but we were able to have some very fruitful discussions.

THE COURT: About what?

MR. AUJLA: For Mr. McGregor's matter.

THE COURT: Hi, Mr. McGregor. Yes, what's happening?

MS. KATO: Your Honour, thank you. I've had a chance to speak to Chief McGregor. My understanding is he's prepared to enter into a common law peace bond on today's date. The Crown Attorney has assured us that their office is not seeking forfeiture of the items that were seized back in November, that was his primary concern. And our information is that probably will be released back after the appropriate wait period is done, so on that basis he's prepared to enter into a common law peace bond on today's date.

THE COURT: What kind of material are we talking about?

MS. KATO: I understand there was some flares, there might have been a firearm and a pellet gun as well. He has a legitimate valid PAL licence. His partner called, I believe it was the RCMP today - is it RCMP? Yes. And they've confirmed that upon disposition, the peace bond will not interfere with his PAL being valid and he can

get return of those property items once those are returned, released by the police.

THE COURT: Okay. Just to go over a few things.

Sorry, you prefer to be called Chief, do you?

ANDREW MCGREGOR: Yes, sir.

THE COURT: Oh, Chief McGregor, I just want to go over a couple of things here. There are several different actions that are in front of me. There is criminal charges of mischief which have been subject to replacement information and there is a charge under the *Trespass to Property Act*. And there's an application under Section 117 of the *Criminal Code* for a firearms prohibition. Just so you know that there's several different things going on at the same time. Are you aware of that?

ANDREW MCGREGOR: Well, yes, I am aware.

THE COURT: Perfect. I don't know, maybe you weren't present earlier, but I want to make it clear to you that by entering into a common law peace bond, you are not either admitting nor are you being found responsible for any criminal or civil wrongdoing. Do you understand that?

ANDREW MCGREGOR: Yes, I understand.

THE COURT: The purpose of the peace bond is to prevent any future breaches of the peace. Do you understand?

ANDREW MCGREGOR: I understand.

THE COURT: And you're prepared to enter into that voluntarily?

ANDREW MCGREGOR: Yes.

THE COURT: Okay.

ANDREW MCGREGOR: On the basis....

MS. KATO: He wanted me to indicate as I indicated I would - without admitting any criminal or civil liability, Your Honour. He was under a mistaken, a fact kind of apprehension as to his ability to access the property in question.

THE COURT: Right, as we just discussed, you're not making - you're not admitting anything and you're not being found guilty of anything wrong. Are we clear on that?

ANDREW MCGREGOR: Yes, I understand.

THE COURT: Good. Just a moment. I'm going to turn to the Crown Attorney now and ask what the duration and conditions of such an order are.

MR. AUJLA: Yes, Your Honour. So we'd be seeking a common law peace bond for a period of 12 months with two conditions for your consideration. One, that he keep the peace and be of good behaviour, and two, that he not attend the address of 20489 Hurontario Street....

THE COURT: Sorry, 20489.

MR. AUJLA: 489...

THE COURT: Yeah.

MR. AUJLA: ...Hurontario Street in the City of Caledon.

THE COURT: Okay. Ms. Kato, is there anything you want to say about that?

MS. KATO: No, I've said everything I've needed to say, thank you, Your Honour.

THE COURT: All right. You understand what the Crown Attorney's asking me to do?

ANDREW MCGREGOR: Yes, sir.

THE COURT: And you don't oppose it?

ANDREW MCGREGOR: No, I don't.

THE COURT: All right. Well you're directed then to enter into this so called common law peace bond. For a period of 12 months you will keep the peace and be of good behaviour, generally, and I don't know if it's possible or necessary to - and we can leave that blank - for a period of 12 months from today's date. The only additional condition is you are not to attend at 2049 (sic) Hurontario Street, Caledon, Ontario. You know where they're talking about?

ANDREW MCGREGOR: Yes, sir.

THE COURT: Okay. Are you capable of obeying this order?

ANDREW MCGREGOR: Definitely, sir.

THE COURT: Are you willing to obey it?

ANDREW MCGREGOR: Definitely, sir.

THE COURT: Good to hear on both counts. I have to warn you though, it's my duty, I don't take any pleasure in doing it, but I must warn you that if you willfully violate this order, you could be charged with a criminal offence. If charged and convicted, you could go to jail. Do you understand?

ANDREW MCGREGOR: I understand.

THE COURT: I should add, and I should have told this to someone else today, I did something similar. If you can't obey it as opposed to

won't obey it, in other words if you're struggling to comply with it, don't ignore it, you can come back and see me or another judge and if the court agrees with you, Chief, this could be changed to make it work for you. Do you understand?

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ANDREW MCGREGOR: I understand.

THE COURT: All right. Do either counsel have any questions about this?

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MS. KATO: No thank you.

MR. AUJLA: No thank you, Your Honour.

THE COURT: Do you have any questions, Madam Clerk?

COURTROOM CLERK: No, Your Honour.

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THE COURT: All right. Once the paperwork is prepared and printed off, you are going to be asked to sign off on it. Once you do, what's happening, first of all, with the criminal charges, Mr. Aujla?

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MR. AUJLA: I'll ultimately request that they be marked withdrawn.

THE COURT: With respect to the firearms application, what's your intention there?

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MR. AUJLA: I'd be asking that that application be marked abandoned.

THE COURT: Abandoned, okay. And with respect to the trespass to property charge?

MR. AUJLA: I'd be asking that be marked withdrawn as well.

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THE COURT: Okay. So everything is going to be dropped once you enter into the order. Do you understand?

ANDREW MCGREGOR: Yes, Your Honour.

THE COURT: All right. Once you get your copy, then you're free to leave.

ANDREW MCGREGOR: Thank you very much.

THE COURT: And you've brought some folks with you today, thank you for coming and supporting him. Appreciate it.

...WHEREUPON THIS MATTER WAS COMPLETED

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FORM 3
Electronic Certificate of Transcript
(Subsection 5(2)) Evidence Act

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May 4, 2024

(Date)



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