

A. I probably did. I certainly was talking to him on messaging and I talked to him on the phone. I don't remember about emails, whether or not there was emails, it's likely.

5 Q. When he came back in July of 2008 - or the plan was that he was coming back in July of 2008 that was at your request, is that fair?

A. Yes.

Q. You wanted him to come back?

10 A. I wanted him to come back because I couldn't afford to keep him out there anymore.

Q. Okay and he ended up in custody again on the way back.

A. Yes.

Q. In July of 2008?

15 A. Yes.

Q. So you're not able to resume living together at that point and you don't ultimately resume living together again until January 2010?

20 A. That's right, he was up in Penetanguishene.

Q. And then shortly thereafter in April of 2010 is when you have the accident with the tree and that's when in your view the relationship is over?

A. Yes.

25 Q. So there's a lot of time that Mr. Atkinson is actually either away from you or in custody during the course of your relationship, is that correct?

A. Yes.

30 Q. Have you done that math before - have you tried to figure how many months?

A. Yes, I have, as a matter of fact I have it on this little piece of paper.

Q. So of about the five years that you guys were in a relationship together, how much of that was spent where the two of you actually lived together?

A. About nine months in total.

Q. Is it possible it was a bit longer than that, closer to fifteen?

A. Not according to my calculations.

Q. Well the first period of time if we do November 2005 to August 2006, that itself is about nine months, is it not?

A. Its 285 days - oh pardon me that is nine months - yes, I'm sorry.

Q. Then we have a couple more months, but....

A. Yep that was the nine months, sorry, I beg your pardon. So the calculation is 429 days he was with me, is what I calculated and 1192 he was away in jail or out west.

Q. Sorry, can I get the number of days that you were together?

A. Four hundred and twenty-nine.

Q. Okay. Now the relationship ended April 2010, basically because your family kicked him out of the house when you were in the hospital?

A. Yes.

Q. You were in agreement with that, that's what you wanted.

A. Yes.

Q. And he was told to remove all the belongings that he had in the house?

A. I don't know what he was told, I was in the hospital.

Q. By the time you were released from the hospital some of his items had been taken out of the house.

Deborah Campbell - Cr-ex.

A. That's true.

Q. But he still had some property there, is that correct?

A. Yes.

Q. And so while you were at home recovering he was still coming to your house to pick up some of his property?

A. Yes.

Q. And you would see him then from time to time?

A. I would see him if I was outside I wouldn't - he wouldn't come in the house. He always had a driver with him and the number of times he came was probably five or less.

Q. You still have some of Mr. Atkinson's property at your house today, don't you?

A. Mr. Atkinson owes me a lot of money and if he'd like to pay me back I'd be happy to give his stuff back.

Q. Okay, so you're keeping his belongings until he pays you what he owes you.

A. Which I think is unlikely to ever happen.

Q. You have started a lawsuit against Mr. Atkinson in relation to the tree incident, is that correct?

A. I started on a lawsuit against the insurance company; I didn't start it against Mr. Atkinson.

Q. Okay, but you were claiming that Mr. Atkinson had done - had acted negligently.

A. I'm not sure how the paperwork was set up, but that's the lawyers - in the personal injury law office did all of the paperwork for that and there was a judgement that was put in against the insurance company as far as I know, but I don't know - certainly I never got any money. They said that he wasn't insured for tree cutting, he was only insured

for roofing and tree cutting wasn't roofing and so they disallowed it.

Q. Okay, so there wasn't a judgment then.

A. I don't believe there was a judgment, no. I certainly didn't get any money.

Q. But you weren't the one preparing those documents?

A. No.

Q. So you don't even know what was in the document?

A. I've read it, but it was in that first year that I was injured and basically I went to - I actually even went to - cuz I got - the lawyer stopped working for me, they said that they couldn't work with - cuz of those - personal injury lawyers work based on how much money they get for the - and they said I wasn't damaged enough, so I couldn't - they didn't want to work for me anymore.

Q. Okay, I don't want to get into actually the discussions you had with the lawyers, that's protected information, so I'm just - was curious to know whether or not you'd actually reviewed the document. You were affected by that accident though in terms of physically and mentally?

A. I was affected, yes and I suffered.

Q. Were you yourself upset with Mr. Atkinson after the accident?

A. I've been upset with Mr. Atkinson for a long time on and off - what do you mean by that?

Q. Well, were you angry at him, did you feel it was his fault that you got injured?

A. I didn't particularly think it was his fault, although he - as the job - person on the job was responsible for me and any other persons that were working for

5 him at any time, and so from a health and safety point of view - from a WHMIS point of view he was responsible for me and I was injured, so from that perspective it - he was responsible, whether it was his fault - whether he was negligent - is that a question. I'm not sure that he did it deliberately, I don't think he did. Certainly I was an inexperienced person on a job site, I'd never done anything like that before, and he was up in that tree for a very, very long time without taking any break.

10 Q. After you were released from hospital did you meet up with him at all outside of your residence?

A. No, no.

Q. Sorry in another location other than the residence?

15 A. Except to give him the licence plates or give him money?

Q. Yes.

A. That's all.

20 Q. Well how many times did you give him money during that period of time?

A. I don't know - three or four maybe.

Q. So between April when you were released from the hospital, end of April to August you gave him money for three or four times?

25 A. Possibly, yes.

Q. And you kept that from your family, correct?

A. Yes.

30 Q. You didn't want them to know that you were still seeing Mr. Atkinson and meeting up with him and giving him money.

A. I didn't want them to know, no. They wouldn't have thought it was a good idea.

Q. You continued to talk to Mr. Atkinson over the phone?

A. He continued to phone me.

Q. And you never called him?

A. No.

Q. You wouldn't have called him at his mother's house?

A. I don't recall doing that, no.

Q. Do you recall ever calling him on his cellphone?

A. I don't recall - I don't recall.

Q. How long were you suffering the effects from your accident in terms of any mental impairment or memory issues?

A. I've had some difficulty with the things that happened directly after that in April and I think some of it - I had difficulty in the first year. I'm starting to feel probably about 90 percent of what I was originally, which is frankly still better than a lot of people in the world, so I'm fairly blessed, thank you.

THE COURT: And when you say 90 percent, are you talking physically or otherwise?

A. I had some issues with physical - my ribs will never ever repair. I have five broken ribs in the back and they will never ever repair. They're held together by scar tissue, so when I have to shovel the driveway it hurts.

MS. HYSLOP: Q. Was your hearing affected, sorry?

A. My....

Q. Were you going to say something else?

A. I was going - no - I.

Q. Okay, was your hearing affected?

Deborah Campbell - Cr-ex.

A. I don't think so.

Q. Did you find that you had sort of ups and downs in terms of your moods, you would get angry very quickly or you'd get upset very quickly, or you'd get sad very quickly?

A. I don't think so.

Q. No. The reason I ask you that, Ms. Campbell, is because some of that information is included in the Statement of Claim for the lawsuit. But your position is that you didn't write the lawsuit. You weren't necessarily giving that information?

A. I probably did. I went with my girlfriend to the lawyer's office in the first place and I gave information and she helped me because she knew me before and after the accident had occurred, so it's possible that I would've said something like that at the time. I haven't read that statement for a very long time now.

Q. Okay, so right now today in court you don't have a recollection that after the accident your moods would change, you would go from angry very quickly - or sort of level to very angry or upset?

A. I don't remember, but it's possible, it is possible.

Q. Did you continue to talk to Mr. Atkinson after he was in custody in August 2010 after he was arrested April - sorry, August 10th, 2010?

A. I think he called me a couple of times collect and he called me at work and I then - I said to him that I wasn't going to talk to him anymore and that our relationship was over and I proceeded to change my telephone numbers, so he didn't know them anymore. He did phone me

after that at work and he also got another person to phone me at work after that I had changed my telephone numbers.

Q. When did you change your telephone number?

A. It was shortly after he went into custody in August of 2010.

Q. Do you keep your phone records?

A. I had some phone records; I'm not sure what I have anymore.

Q. Would you've had phone records that go all the way back to August - July and August, 2010?

A. I've been throwing out a lot of stuff recently, so I don't think so.

Q. Would you've thrown away phone records?

A. I would probably burn them in the fireplace because I don't like to throw away stuff that's personal.

Q. Do you recall whether or not you ever sent Mr. Atkinson money after he was arrested in August of 2010 - sent money to him at the jail?

A. No, I did not.

Q. You didn't send him money in September or November of 2010?

A. I don't think so, I don't remember doing that. I felt sorry for him, you know - he had nothing in there and he had nobody to look after him and he had all - no friends so it was more of a charity thing that I would be continuing to give him money - to my own detriment frankly, I don't know why I did it.

Q. Okay, sorry so you did give him money after August?

A. I can't remember doing that. No, I don't remember, but it's possible.

Deborah Campbell - Cr-ex.

Q. It's possible that you did because you felt sorry for him.

A. Yeah.

Q. Were you writing him letters when you were - when he was in custody in August of 2010 and afterwards?

A. No.

Q. No, you weren't?

A. No.

Q. We heard evidence from your sons, Raymond and Daniel about where they were living - sort of during the course of your relationship with Mr. Atkinson. I don't necessarily want to go over all of that with you again. Are you able to give me a sense of - maybe we'll start with Raymond, so - Raymond was living in Brazil for a period of time and then moved back in with you and your husband, is that correct?

A. Yes.

Q. And then you and your husband Carl split up in September of 2005, correct?

A. Right.

Q. And Raymond was still living with you at that point in time?

A. Raymond spends a lot of time at my sister's house, and in that period of time he lived over at my sister's place a lot more than he lived with me. I - so I wouldn't say that he ever changed his home address from my house, because I'm his mother and why would he do that, but he stayed at my sister's place quite a bit.

Q. Even when your husband Carl and you were living together at the property?

A. Yep, yep. I mean Raymond's not young anymore, he's 27 now.

Q. So he wasn't paying rent to you or anything of that nature when he was living with you?

5 A. No men ever give me any money, I don't know what it is - so no, he wasn't paying me any rent. Raymond's a pretty good son and he shared - whenever he makes money Raymond gives me money - he's a good son, but he wasn't paying me rent.

10 Q. Do you recall there being a time in the fall of 2005 when he spent even less time at your house then - where it would seem to the outside world that he had actually moved out of your house in the fall of 2005?

A. Probably, sure - yeah.

15 Q. Because my understanding is that he moved out sort of around November of 2005, is that fair?

A. I can't remember exactly and you know Raymond comes - goes back and forth so I can't say that I have that in my head at all. I don't think that he was there while John was there.

20 Q. You don't think that Raymond lived in the house with you?

A. While John was living in the house, that's for sure.

Q. Not even for a short period of time?

25 A. Well it could've been for a - for a little bit here and there. As I say Raymond, one week he'll be at one house and next he'll be at another house - stays at my brother's place, he stays with his girlfriend - he's - lives in the moment.

30 Q. So you never asked Raymond to move out of your house?

Deborah Campbell - Cr-ex.

A. I can't remember that I would - I would probably suggest that it be a good idea. I don't imagine that I would say deliberately, 'Raymond you have to move'.

Q. Why would you suggest it would be a good idea?

A. Because John didn't like him.

Q. So instead of telling Mr. Atkinson to get out of your house, you suggested that it was - that your son should get out of the house?

A. Yep.

Q. And so while Mr. Atkinson was living there Raymond wasn't living there.

A. I'd say Raymond wasn't there fulltime for sure. I don't remember exactly when Raymond was there and not there, but he wasn't there a lot of the time.

Q. Daniel though, he lived in the house when Mr. Atkinson was there.

A. Yes.

Q. And he would leave for school and he would then come back perhaps for the summer.

A. In 2005 you're talking about?

Q. Yes.

A. So Daniel was only 17 then so he'd be still in high school - so he wasn't leaving and going to college then.

Q. Right. He was - I understood he was working at MacDonald's and you and Mr. Atkinson would drive him and pick him up?

A. Yep.

Q. So he was in the house when Mr. Atkinson was living there, do you recall when he moved out?

5 A. I recall that he moved out, but I can't exactly say when it was. John told him he had to leave - he was old enough and he was capable enough to look after himself and 17 was not young and when John left his house he was a lot younger than 17 and so other people could do it too - that was John's attitude. He didn't want Daniel to be there and I thought it was unsafe for Daniel, frankly - I don't know.

10 Q. He was there for a period in 2006 - is that fair - do we at least know that much?

A. He probably was there in 2006, yes.

15 Q. Is it possible that he was there sort of for the winter and the summer of 2006 and then went off to school in 2007?

A. You want me to do mental arithmetic because Daniel went to college in Etobicoke, but that was in 2010 that he was down there - so 2009, 2010. Daniel didn't finish high school in 12 - he went to 12 second and he was born in '89, so 2008 he probably finished high school, I would think that would be what the timing would be.

20 Q. So did he live with you the whole time he was completing high school?

A. So, he went - at some point he went and lived at his girlfriend's house in Alliston while he was finishing high school.

25 Q. But you're not sure of that date, is that fair?

A. I'm not sure when.

30 Q. Do you know if he was still living at your residence in May of 2006?

A. Yeah, I can't - I can't remember - I don't remember.

Q. You have another son, Luke, is that correct?

Deborah Campbell - Cr-ex.

A. Yes.

Q. And Luke lived at your residence as well.

A. Yes.

Q. And there's a time that he was living there when Mr. Atkinson was there?

A. Yes.

Q. And he was actually helping Mr. Atkinson with his business.

A. He worked for him, yes - couple of times - not a lot, but a couple of times.

Q. Well wasn't he also his driver for a period of time?

A. No, he had a couple other guys that were his driver.

Q. You don't remember Luke ever being Mr. Atkinson's driver?

A. He might've driven him a couple of times places, yeah.

Q. But it wasn't something sort of fixed or something set - it wasn't a - it wasn't a regular thing.

A. No.

Q. So you wouldn't really consider Luke to be...

A. A driver.

Q. ...a driver for Mr. Atkinson?

A. No, I wouldn't.

Q. From what you could tell Mr. Atkinson and Luke got along with each other.

A. Well it's not that difficult to get along with as long as you don't want to have a conversation - they got along fine.

Deborah Campbell - Cr-ex.

Q. So it was just Raymond and Daniel that Mr. Atkinson had a problem with in your view?

A. Yes.

Q. And so he - it was his decision that Daniel leave?

A. Yes.

Q. But you're the one that communicated that to Daniel?

A. I'm pretty sure that John was there and John was yelling at Daniel at the time. I'm sure that John was there, because there's a - there's a door in my house that's broken still because John bashed through it while he was yelling at Daniel. It's still broken - he smashed the door frame getting through. Daniel was trying to get away from him that's all.

Q. Wasn't the situation that it was sort of an ultimatum that they could start helping out more or they had to leave?

A. Probably, that sounds like something John would say, and nothing would ever have been good enough for him cuz John just didn't want him to be there at all.

Q. John helped Raymond with his car though, did he not?

A. John helped lots of people with his car, so probably did. He likes looking at - working on cars.

Q. There's another time that John asked Raymond to help build a fenced in pen to empty out the garage?

A. Yes, that's true.

Q. So you have indicated to Raymond that it would be best if he wasn't there because John didn't like him, is that correct?

A. Yes.

Q. And then with respect to Daniel, your position is that John was present when you suggested he move out.

5 A. When - I don't remember that it was me that suggested. I'd probably thought that it was best for Daniels health that he wouldn't be there, because John was just really mean to him.

Q. Okay, so it was John actually who communicated...

10 A. Yeah, it was John.

Q. ...to Daniel to leave.

A. It was John.

Q. So if Daniel said that it was you that told him to leave that would be wrong - it was John.

15 A. Well, I think John was there at the same time. If certainly Daniel's - I was there as well, so from Daniel's point of view it could've been that I was telling him as well, cuz I did suggest that it would be a good idea for him to not be there, because then he would be away from John. Daniel was suffering from some depression at the time. It didn't help the way John was.

20 Q. Did you and your sons have discussions about them not liking Mr. Atkinson?

25 A. I don't remember having a sit down discussion around it, but it's possible that they expressed their opinions.

Q. Did you feel that they supported your relationship with Mr. Atkinson?

A. No, I don't think they did.

30 Q. But you continued a relationship with him anyway.

A. Yes.

Deborah Campbell - Cr-ex.

Q. All right, I want to now go and start talking about some of these specific incidents - so.

THE COURT: Would this be maybe a good time to just take a morning recess for 20 minutes?

MS. HYSLOP: Sure, thank you very much, Your Honour.

R E C E S S:

U P O N R E S U M I N G:

MR. FAVERI: Your Honour, just so you know, we went to see the trial coordinator during the recess and we have a - we have continuation dates.

THE COURT: Okay. All right, that's good. I should tell you as well I have an appointment for four o'clock this afternoon which I would like to be able to make as well, so I guess we'll see where we're at according to this afternoon.

MS. HYSLOP: Q. Okay, we're just about to start talking about the January - sorry, January 14th, 2008 incident, but I just wanted to - because I was putting some things to you and I want to make sure I was fair to you and I wanted to correct a couple of things. We were talking about your involvement with Mr. Atkinson in the period between August 6th and his arrest in August 10th of 2010. Do you recall whether or not you attended at the highway auto - sorry Highway 9 Auto Wreckers to pick up - sorry Wreckers, to pick up auto - or sorry disc breaks for trucks, does that ring a bell?

A. I did not go to the Highway 9 Auto Wreckers.

Deborah Campbell - Cr-ex.

Q. Okay, so at no point in time did you go to highway 9 Auto Wreckers to pick up disc brakes in order to bring those to Mr. Atkinson?

A. That's correct.

Q. Okay, so if I were to suggest to you that you did in fact go to Highway 9 Auto Wreckers to get the disc brakes and then took them to Mr. Atkinson in Etobicoke at Jerry Moore's place, that that would not be true?

A. That would not be true, because I didn't go to Highway 9 Auto Wreckers.

Q. So then - because I had - I had confused Jerry Moore with Highway 9 Auto Wreckers, and now that I've separated those do you now recall meeting a Jerry Moore in Etobicoke?

A. So I don't remember the guy's name - there was a guy that John was talking to in Etobicoke. I do remember getting brakes now that you mention it, but it wasn't Auto 9 [sic], it was at the Cookstown auto - it was at Cookstown Auto Parts, which is not the same as highway 9.

Q. Okay, but you went and got disc brakes?

A. I went and got something, and it could've been disc brakes - I don't remember. It was a - it was the actual rotor I think. They were big and heavy - but it wasn't highway 9. It was Cookstown...

Q. So....

A. ...and Jerry Moore was - I don't know who that - I don't know what the guy's name was.

Q. Well what did - when you went in you picked up these items that were very heavy - you're not sure if they're disc brakes, what did you do with them?

A. I put them in the car. I took them to John, wherever he was. I don't remember exactly cuz - there was

5 certainly an issue with the brakes on that truck, they weren't working. It turns out that somebody, who we don't know who, I suspect it was John, put some kind of fluid in the brake lines that didn't belong there and it ruined the brake system. I had had the whole thing - after I got the truck back I had to have the whole thing redone, all of the brake lines had to be replaced including the pumps.

Q. When you went to this place in Etobicoke.

A. Yes.

10 Q. And you saw Mr. Atkinson speaking with a man who could've been Jerry Moore.

A. Could've been, I don't remember the guy's name.

15 Q. Did you have any discussions with Mr. Atkinson at that point about a trailer - so when you're in Etobicoke at this place, did you....

A. So John had had the white trailer there and he had a whole pile of stuff in it. He had it at that guy's place.

20 Q. And was a plan made for you to go and pick up that trailer at any point in time?

A. No.

25 Q. Okay. All right, so now we'll go to January 14th, 2008. So, that's the day - that's John's birthday, correct?

A. Right.

Q. And you had made plans that you were going to take Mr. Atkinson to the Queen's hotel?

A. In Thornton.

30 Q. In Thornton?

A. Yes.

Q. For dinner.

Deborah Campbell - Cr-ex.

A. Yes.

Q. And I'm not from the area, but because I just sort of understand the property of your house - if you were to drive out of your driveway would you go left or right to go to this hotel?

A. So to go to Thornton you would turn north, which would be right out of my driveway.

Q. And you actually made these plans to take John there for his birthday a couple of days before?

A. Yeah, I had reservations.

Q. Is it possible that you had made the reservation about a week before?

A. Possibly - yeah I don't remember exactly when I made it, but certainly had a reservation.

Q. Okay and so the reservation was made for you and John.

A. Yes.

Q. And that was because he would be - he was going to get a free meal because it was his birthday.

A. Right.

Q. You believe that you had told Mr. Atkinson about this plan?

A. Yes, I did tell him.

Q. Now you left work that day around your usual time.

A. Yes.

Q. And was that at 4:30 or 5?

A. Probably five O'clock. I don't really have a specific time, because I work salary so I leave when I'm finished my work, but because I had reservations that night I would've left by five o'clock.

Q. Was there a period of time that your work schedule was 8 until 4:30?

5 A. I don't really have a set work schedule. I go to work when I get there and I leave when I'm finished my work. I'm supposed to be there 8 hours a day - its open 24, so I can go whenever I like.

10 Q. The only reason I bring that up is because I understand you testified in the bail hearing in August of 2006 and at that time you indicated you worked - or sorry generally from 8 a.m. till 4:30 p.m.

A. Yeah, so 8 a.m. to 4:30, 8:30 till 5 o'clock - sometimes I work till 7:30 at night, it depends on how much work I have.

15 Q. So on that particular day your view - or your belief is that you have left at 5 p.m.

A. Yes.

Q. And what time was the reservation for?

A. I'm thinking that it was probably 7 o'clock. It was 7 o'clock as far as I remember.

20 Q. How long did it take you to get from your work to your home?

A. Half an hour - twenty minutes, half an hour.

Q. And you went straight home that day?

A. Yep.

25 Q. So you would've been arriving around 5:30?

A. Yep.

Q. And when you arrived home Mr. Atkinson had a friend over?

A. Yes.

30 Q. He had Carl Lockhurst over.

A. Yes.

Deborah Campbell - Cr-ex.

Q. That friend had been there all day with Mr. Atkinson?

A. Apparently, yeah. I don't know cuz I wasn't there when he arrived. I'm pretty sure that he must've come - somebody must have dropped him off, or I don't know how he got there. I wasn't expecting to see him there.

Q. You don't recall if you had gone and picked him up from where he lived in Wasaga Beach?

A. I can't remember doing that, but it is possible - but I don't recall him - he did come and we did pick him up a couple of times, but I'm not sure that that was specific and why would I have a reservation for two people when - if I knew that there was going to be a third, so.

Q. Okay, so you're indicating that it's possible that you had gone the night before to pick him up, but that doesn't make sense with the idea that you had a reservation only for two.

A. Right.

Q. Because it certainly wasn't your plan to take Mr. Lockhurst with you for dinner as well.

A. No.

Q. Do you recall telling the police officer, Detective Conway, when you first met with him that you'd gone to fetch Mr. Lockhurst from Wasaga Beach?

A. When? I did fetch Mr. Lockhurst from Wasaga Beach a couple of times, but I don't know if it was that night - I can't remember.

Q. I'll just show you page 17 of your statement to the police. So, in the middle of the page there you indicate to the officer that Mr. Atkinson had a friend over from Wasaga Beach and that you had gone and fetched him from Wasaga Beach, is that correct?

A. Well that's what it says here, so.

Q. But today you're saying you're not sure if that's the case.

A. Yeah, I don't remember. He was certainly there and he doesn't have a driver's license, so somebody brought him. It was either me or it was his dad.

Q. But you agree with me that when you gave your police statement back on August 26th, 2010 you indicated that Mr. Lockhurst was there and you had fetched him from Wasaga Beach, is that correct?

A. Yes.

Q. And today you can't seem to remember how he got there, correct?

A. Correct.

Q. Is it fair to say that your memory was more fresh back in 2010 than it is today?

A. For some things I suppose so. Some things are easier to remember than others.

Q. I believe your evidence at the trial is that - again, so sorry at this trial, when Mr. Faveri was asking you questions that you couldn't recall whether or not he was there in the morning, but it is likely that he was there?

A. It's possible I said that, because I can't - I honestly - I can't remember, so what am I supposed to say.

Q. Well for whatever reason you're surprised, so whether or not he was there the night before and there in the morning, your position is that you were surprised when you showed up home from work that day and he was there.

A. I was surprised to see how drunk they were, that's what I was surprised about. I was very surprised and I really don't - I mean the Queen's Hotel's an expensive place. I'm already into debt a ton of money from John - I'm not sure

5 that I would be generous enough to take Carl to the Queen's Hotel as well, cuz who would've paid for his meal. He didn't have any income either, so I just can't see how I had figured that out, but I don't remember exactly. It's possible that he was there the night before - it's entirely possible, I don't know.

Q. But it was certainly not your intention to take Mr. Lockhurst with you for dinner.

10 A. Not when I made the reservation, it wasn't my intention. I didn't invite him to come with us.

Q. And you don't then have any recollection of thinking about cancelling it that morning or cancelling it during the day because Mr. Lockhurst is there.

15 A. I certainly didn't cancel it - I did not cancel it.

Q. When you arrived home you indicated that they had been drinking or that they appeared to be drunk. Were they drunk, intoxicated, or what word did you use?

A. They were inebriated, yes, they were drunk.

20 Q. They were drunk - they were in a good mood though when you arrived home?

A. Yep.

Q. And they were laughing and dancing together?

A. Yep and singing.

25 Q. And they were in the living room, right?

A. Yes.

Q. And is the living room - there's only one living room in your part of the house, is that fair?

A. Yes, yes.

30 Q. And the part that we call the living room is the part that actually walks out that has the walk out?

A. Yes.

Q. Okay, so just the one living room area. You were able to determine that they had been drinking, I guess from their behaviour, but also because there was a number of bottles of alcohol?

A. Yes.

Q. On the table?

A. Yes.

Q. Sorry, the coffee table, is that what you're talking about?

A. Yes.

Q. The coffee table's in front of the couch sort of in the center of the room?

A. Yes.

Q. And so there are sort of bottles all over it?

A. Yep.

Q. How many bottles were there?

A. I didn't count them, there was lots.

Q. There were also cigarettes spilled all over the table, is that fair?

A. Yes.

Q. And this is - so you come home, you're surprised that Mr. Lockhurst is there, you're surprised that they're intoxicated and there's a bunch of alcohol bottles and cigarettes all over the table when you get home.

A. Yes.

Q. So at that point in time you decide that you wouldn't go for dinner because they've been drinking?

A. Well that's what I was thinking that it just wouldn't be a good idea.

Q. You didn't cancel the reservation at that point in time, is that correct?

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A. No.

Q. It was your decision not to go out to dinner?

A. I thought perhaps that he would just forget.

Q. Okay, so you didn't actually say anything to Mr. Atkinson initially about changing the dinner plans?

A. That's right.

Q. You just went about sort of preparing something in the kitchen.

A. I tried to but as soon as I started to do that he realized that I was going to try and not go.

Q. There was a period of time though that you sort of got involved in the party that was happening - you were trying to get involved?

A. Oh, yeah.

Q. And you're taking part - that's when you sort of were taking video.

A. Yep.

Q. Taking some pictures.

A. Yep.

Q. How long is it that you were sort of taking part in the party before you started to make some dinner?

A. I never got to the kitchen, so I never started making dinner, but I was probably there at least an hour, so we would've already been not able to get to our reservation by then.

Q. Sorry, you could not have made your seven o'clock reservation?

A. I don't think so, because by the time I got home it'd be 5:30. I was there for 6:30. It was at least a half an hour to drive to Thornton, maybe 40 minutes.

Q. Okay.

5 A. So I think it was at risk - for - for sure it was at risk, at which point I thought, okay well I could say - either I could say that, 'well you know we've missed our reservation', or 'you know I don't really think it's a good idea', or I'd have several ideas - several reasons why it wouldn't be a good idea when John finally realized that we weren't going to go.

Q. Because it's your view at some point Mr. Atkinson decided that he still wanted to go out.

10 A. Yes, as soon as I started to make any move towards making the - go to the kitchen and then he realized that I wasn't going to take him. That's when he - that's when he said, 'oh yeah, we're going', and I said 'I don't think it's a good idea'. I really thought it was a terrible idea, but I didn't say that to him.

15 Q. Is it possible that Mr. Atkinson was going to go somewhere else and not to the restaurant?

A. No.

20 Q. You didn't understand - or you didn't have that understanding that he may have had friends down at the tavern.

A. No, absolutely that's not true.

Q. Is there a tavern that Mr. Atkinson would attend?

25 A. The Loretto Tavern is at the end of the street, but he didn't attend it unless we were going to line dancing and he didn't go line dancing with me very often. I stopped going line dancing after I met him.

30 Q. When you say end of the street - so if you can help me out again, if I'm driving out of your driveway do I go right or left?

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A. So you go north to the - it's 4.6 kilometers north of my house on highway 50 - it's Loretta Tavern.

Q. So the tavern is in the same direction as the hotel?

A. As Thornton, yep - as the Queen's Hotel?

Q. As where you were going to go for the reservation.

A. Yes.

Q. So you'd make a right out of your driveway.

A. Yep.

Q. Is there any other tavern's that are down to the left?

A. Nope, if not you'd have to go all the way to Bolton. I live in the middle of nowhere. I'm sort of halfway between Orangeville and Newmarket and halfway between Alliston and Bolton and there's really nothing much in the vicinity where I live.

Q. Do you recall that when Mr. Atkinson indicated to you that he still wanted to go out that everyone was okay to go out - that you had first agreed to go out?

A. No.

Q. You didn't say that?

A. No, I did not.

Q. You didn't relent and you didn't say 'fine'?

A. No, I didn't, because I didn't get an opportunity. As soon as I said I didn't think it was a good idea he went berserk. He wanted the keys, 'give me the keys', he said.

Q. I'm going to show you page 10 from your statement to the police - the first one. I'll just have you review the first paragraph.

5 A. Yeah but I didn't mean I said fine - I said fine, but I didn't really mean I said it was fine, it wasn't fine. He was drunk. I didn't want to go out with him. There is no way we were going to go. I don't know how we would possibly go. You can't take people that behave that way to a public place. Who knows what kind of horrible thing would've happened. I wouldn't have gone.

10 Q. Okay, so when you said to Detective Conway, when you were recounting what happened or what transpired between yourself and Mr. Atkinson and you attributed to Mr. Atkinson, he was saying, 'I want to go out, we're all right, we can go out', and you said to Detective Conway, 'I said fine'....

15 THE COURT: Can you just - before you go down this road, okay - if you're going to be putting any prior inconsistent statement to the witness, I think it's important that for my purposes, anyway, that the statement in its context be put to the witness in full, because as it stands right now, and I'm thinking I'm going to be asked to at some point interpret what the word fine means without any specific sentence in which - or conversation, which that word was uttered.

25 MS. HYSLOP: I'm not sure if Your Honour is indicating that you wish me to provide additional pages to the witness, or?

30 THE COURT: No, I know at some point it appears that this witness used the word fine, but I want to know what it is that she - that you showed her and that you're alleging is inconsistent with what she says now in terms of what she said

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to Detective Conway. I just want you to put the statement to her that you want to put to her.

MS. HYSLOP: Okay, so....

THE COURT: I realized you put it to her like a copy of the statement, but I didn't see it or hear it.

MS. HYSLOP: No and that's fair.

MS. HYSLOP: Q. So, during your interview with Detective....

MR. FAVERI: I've got an - sorry to interrupt, but I've got an extra copy if you want it. One for the witness.

THE COURT: And I guess while we're at it, you're showing the witness now it looks like a bound typed transcript of what I presume is a video statement, and you should maybe just identify that with the witness as well.

MS HYSLOP: Q. So what I've just put in front of you, Ms. Campbell is a transcript of your proceeding - sorry your interview with Detective Conway on - sorry August 26th, 2010. This would be a statement. The statement that you reviewed prior to testifying at the preliminary hearing.

THE COURT: Do you agree with that, ma'am?

A. Yes.

THE COURT: Okay, thank you.

MS. HYSLOP: Q. You don't have a copy of this statement in your possession anymore, is that correct?

A. Yes, I do.

Q. Okay, so you have a copy of this statement and you also have a copy of your evidence at the preliminary hearing?

A. Yes.

5 Q. Okay, so I've turned to you there to page 9. This is where you're going through with Detective Conway, the incident that happened on January 14th, 2008, very similar to what you've just testified to in front of His Honour about what happened when you got home. So, the part that I put to you - well maybe we'll go back then to page 9. You tell Detective Conway, 'so I thought I would just not say anything about going out for dinner and just sort of say, you know - start to go into the kitchen and start to prepare some food, which is what I did.'

10 A. Okay.

Q. And so that's what you're saying you actually did, is that you were trying not to bring up the issue with the restaurant and you were just going to go about things and hope he forgot, correct?

15 A. Right.

Q. And then you continued to explain, and when he saw me doing that he said, 'What are you doing? We're going out', and I said, 'Well I - I'm not sure that's a great idea', but he says, 'No, no, I want to go out. We're all right, we can go out.' I said, 'Fine.' He says, 'Give me the keys.' I said - so I said to him 'Really', quietly under my breath so his friend couldn't hear cuz he would get really mad if I would say anything bad to him in front of people.' Does that accurately reflect what the transcript says?

25 A. Yes.

Q. And I understand from you is that you're not saying that you didn't say that to Detective Conway, you're just saying that you didn't mean I said, 'fine, we'll go out'.

30 A. That's correct. So, just because I said - I said 'fine' to John doesn't mean we were going to go. In my opinion we couldn't have gone. I didn't want to go. I