

1 THE COURT: Possession of cocaine is a  
2 particularly dangerous drug. You know the  
3 devastating consequences of use, how it has  
4 adversely affected the lives of those who become  
5 addicted to that drug.

6 The drug itself attracts a period of  
7 incarceration - that is, a period of imprisonment  
8 - not only for deterrence to the accused but  
9 others in the community.

10 The learned counsel from different  
11 perspectives have advanced what is called a joint  
12 submission. Although there are some aggravating  
13 circumstances, it seems that the totality of the  
14 circumstances, especially the mitigating  
15 circumstances, warrant the endorsement of that  
16 joint submission.

17 It is accordingly the sentence of the Court  
18 that there be a sentence of six months - it is a  
19 conditional sentence - with the terms and  
20 conditions being as enunciated by the learned  
21 Crown Attorney; that is, a curfew from 10 p.m. to  
22 7 a.m. for the six months; that you report to the  
23 supervisor and take such counselling as directed;  
24 you seek and maintain employment; provide for the  
25 dependants; that you do 120 hours of community  
26 work at the rate of 20 hours per day (sic); and  
27 you are to abide by such other conditions that

1           might be imposed.

2                         There will be an order of confiscation or  
3           forfeiture as required.

4                         Anything else, Mr. MacFarlane?

5         MR. MacFARLANE:                 Just, Your Honour, with all  
6           due respect you may have misspoken. I believe  
7           you said 20 hours a day.

8         THE COURT:                         Twenty hours per month during  
9           the term. That's a total of 120 hours in the six  
10          months. I did misspeak, and I am sorry.

11                         There will be papers for you to sign before  
12          you leave.

13         THE COURT CLERK:                 Will there be a surcharge,  
14          sir?

15         THE COURT:                         The surcharge is waived.

16                         That's all, you may be seated. Or you may  
17          leave with your learned counsel if he wishes to  
18          leave, It is up to him.

19         MR. LATIMER:                     I think that we should leave  
20          now then, Your Honour. Thank you very much.

21         THE COURT:                         Thank you, and good day. She  
22          realizes there are papers to be signed and they  
23          have yet to be signed. She is not to leave the  
24          building until she has signed them all.

25         MR. LATIMER:                     We will be outside then, and  
26          available.

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Certified to be a true and  
accurate transcript pursuant  
to Rule 723 and 724 of the  
Supreme Court Rules of Court.

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Annette Wright, RPR, CSR(A)  
Court Reporter

IN THE SUPREME COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

HER MAJESTY THE QUEEN

- v -

MICHAEL ROBERT FRASER and

JULIE MACKEINZO

Transcript of the Reasons for Sentence (re: Julie Mackeinzo) delivered by The Honourable Justice W. Darichuk, in Yellowknife, in the Northwest Territories, on the 23rd day of October, A.D. 2006.

APPEARANCES:

Mr. J. MacFarlane: Counsel on behalf of the Crown

Mr. S. Shabala: Counsel on behalf of the Accused

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Charge under s.5(2) CDSA - Michael Fraser  
Charges under s.4(1) CDSA x 2 - Julie Mackeinzo