

CANADA / JUDGMENT

R. v. Orr

2020 BCCA 320

COURT

British Columbia Court of Appeal

DECIDED

19 November 2020

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2020 BCCA 320 R. v. Orr COURT OF APPEAL FOR BRITISH COLUMBIA Citation: R. v. Orr, 2020 BCCA 320 Date: 20201119 Docket: CA45726 Between: Regina Respondent And Arlen Jeffrey Orr Appellant FILE SEALED IN PART Before: The Honourable Madam Justice Saunders The Honourable Madam Justice Dickson The Honourable Mr. Justice Fitch Supplementary Reasons to R. v.Orr, 2020 BCCA 319. Counsel for the Appellant: D.J. McKay Counsel for the Respondent: J.N. Walker O.L. Bick Place and Date of Hearing: Vancouver, British Columbia November 3, 2020 Place and Date of Judgment: Vancouver, British Columbia November 16, 2020 Date of Supplementary Judgment November 19, 2020 Supplementary Reasons of the Court Reasons for Judgment of the Court:

- [1] On October 29, 2020, Madam Justice Bennett made an order sealing the second affidavit of Sgt. Thomas Tomiye sworn October 23, 2020, directing that the affidavit not be disclosed to any interested party or member of the public until this court heard the application of Mr. Orr for disclosure.
- [2] On November 3, 2020, we heard Mr. Orr's application for disclosure and adjourned the proceeding to today's date, when we delivered judgment dismissing the application. Accordingly the interim sealing order extended to today's date.
- [3] Given the dismissal of the application, it is now appropriate that the second affidavit of Sgt. Thomas Tomiye sworn October 23, 2020 be sealed permanently. It is so ordered. "The Honourable Madam Justice Saunders" "The Honourable Madam Justice Dickson" "The Honourable Mr. Justice Fitch"

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