

- FEARS OUTBREAK OF VIOLENCE -

Former Chief Seeks More Police Protection On Membertou Reserve

Fearing an outbreak of violence within the confines of the Membertou Reservation, ex-Chief Lawrence Paul last night asked City Council for police protection on the dark streets of the reserve.

He stressed his concern over an increase in acts of vandalism among his people and the apparent disinterest shown by the Sydney Police in answering calls for help.

Two recent incidents, when reported to the city police, were not only ignored, but treated in a facetious manner by the police officer who took the calls, he said.

"Although we prefer not to do it, the Band is seriously considering the formation of a vigilante group for its own protection," he said. "We are going to have violence, and I mean it."

TO INVESTIGATE

Mayor Carl Neville said the alleged police discourtesy will be investigated.

A letter from Chief Roy Gould to the city council was read which stressed the seriousness of the situation and asked for guidance by the city police, the lack of which appears to the Band Council as a form of discrimination.

Chief Gould did not appear at the Council Meeting. He is attending a conference in Moncton on medical services for the Indian people.

Alderman Alex MacInnis received general agreement from Council when he said that the citizens of the reservation "do serve the same police protection as any other citizen deserves."

"If we can go in, we should go in effectively, or stay out," Deputy Mayor Charles Palmer said.

ACT STUDIED

A hurried, and necessarily cursory study of the complex Indian Act by City Solicitor Mike Whalley indicated that the city has no police jurisdiction in the area.

The reservation is unique in that it lies within the city limits of a municipality and yet a municipal government has no direct jurisdiction over a reservation, which under the Indian Act, is the responsibility of the Department of Indian Affairs.

Council was reminded by former Chief Paul that a request was made a year ago for some form of street lighting, yet the reservation is still unlit. The dark streets he considers to be part

of the cause for the growing vandalism aided by the co-assumption of "home brew" lights that existed on the reservation have not been in use for two years following a dispute over their maintenance after a number of them were damaged.

COMMITTEE NAMED

Council's concern for the establishment of a sense of security among the elderly members of the Band was shown in the immediate formation of a committee of four aldermen to investigate the possibility of

giving police protection as requested.

Alderman Vince MacNeil and Alderman Elizabeth Vaughan with Alderman Jim Lovelace and Deputy Mayor Charles Palmer of Ward Two, which contains the reservation, were asked to work with the City Solicitor to approach the Department of Indian Affairs and establish a ruling on protection of the rights of the Membertou street lighting.

The Mayor instructed the committee to consult with

Chief Gould at the earliest opportunity.

Former Chief Paul was accompanied by his brother Daniel at the council meeting. Before the discussion was closed, Alderman MacInnis read into the record the Council's congratulations to Lawrence Paul for his past service and endeavors to maintain an atmosphere of cooperation with the City. The former chief is about to enter hospital where he expects to be incapacitated for at least a year, and unable to take further part in the deliberations.

Constable Appointed

The Membertou Indian Reserve off Alexandra Street today has a special police constable.

Sydney Police Commission, in session Tuesday night, approved the appointment of Frederick Peter Googoo, of Micmac Street, to the position.

The appointment, recommended by a special committee, is a temporary measure until complete police facilities are available.

Mr. Googoo's appointment was recommended by a committee consisting of Band Chief Roy Gould, Police Chief Gordon MacLeod and Ald. James Lovelace.

The commission was told that Mr. Googoo's duties will be confined to the Reservation and that he would be under the supervision of Chief Gould and Police Chief MacLeod.

Wages and equipment will be paid by the Department of Indian Affairs and the Band Council.

Mr. Googoo will receive training from members of the City Police Force.

The move is the first in a program to provide complete city services to the reservation. The committee has been studying the question of extending city services to the reserve and a proposal has been made to the Department of Indian Affairs.

A formal agreement between the Department of Indian Affairs and the City of Sydney is being prepared.

John Nicols



DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT
INDIAN AFFAIRS BRANCH
BAND COUNCIL RESOLUTION

Chronological No. *L*

M.Q. Reference

NOTE: The words "From our Band Funds" must appear in all resolutions requesting expenditures from Band Funds.

COUNCIL OF THE SYDNEY BAND	FOR HEADQUARTERS USE ONLY
AGENCY ESKASONI	
PROVINCE NOVA SCOTIA	
PLACE SYDNEY	
DATE <u>15</u> DAY <u>3</u> MONTH AD 19 <u>70</u> YEARS	

DO HEREBY RESOLVE:

the following brief be taken into careful consideration for the interest of the members of the Sydney band as stated in its contents.

BACKGROUND:

From the attached petition and correspondence it is obvious the Citizens and band council of the Sydney Reserve are not satisfied with its present Police protection.

Sydney Reserve is in the unique position of being in the confines of the City of Sydney and, as outlined in the attached letter from inspector T.M. Gardiner, P.C.M.P., dated September 30, 1969 and a follow up letter of October 14 advising the insp. re; confirmation from Headquarters in Halifax, it is suggested that policing of the Sydney Reserve should be the responsibility of the City of Sydney.

The City of Sydney feels, and rightly so, in the light of municipal grants paid by the Province that no tax base exists for the hiring of extra personnel to police the Sydney Reserve; also, no agreement exists for police protection between Indian Affairs Branch and the City of Sydney.

The real situation, therefore, is no policing on the Sydney reserve; this reality is the concern of our people and my council and results in the petition and correspondence of this proposal.

Blue circular #14 dated April 26, 1969 in itself contains the answer to our problem. The philosophy of the circular meets the real problem; however, the mechanics of implementation seem to have not too well though out as seen by the non-approval of our request of June 18, 1969.

[Signature]

(Councillor)

(Councillor)

(Councillor)

(Councillor)

[Signature]

(Chief)

(Councillor)

(Councillor)

(Councillor)

(Councillor)

[Signature]

(Councillor)

(Councillor)

(Councillor)

(Councillor)

FOR HEADQUARTERS USE ONLY					
1. TRUST ACCT	2. CURRENT BALANCES		3. Expenditure	4. Authority Indian Act Sec.	5. Source of Funds <input type="checkbox"/> Capital <input type="checkbox"/> R.
	A. Capital	B. Revenue			
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6. Recommended			7. Approved		
Date			Date		
Authorized Officer			Assistant Deputy Minister, Indian Affairs		



DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT
INDIAN AFFAIRS BRANCH
BAND COUNCIL RESOLUTION

Chronological No. **3**
H.Q. Reference

NOTE: The words "From our Band Funds" must appear in all resolutions requesting expenditures from Band Funds.

COUNCIL OF THE	SYDNEY	BAND	FOR HEADQUARTERS USE ONLY
AGENCY	SEASONS		
PROVINCE	NOVA SCOTIA		
PLACE	SYDNEY		
DATE	15 DAY	1 MONTH AD 19 70 YEAR	

DO HEREBY RESOLVE: **Part 11:**

PROCESAL:

The solution to the problem we have outlined, as seen by the council, is as follows:

- A. The appointment of two part-time Band Constables to enable a twenty-four hour on-call Policing service.
Each Band Constable would be paid at the rate of \$2500.00 annually.
Pay periods on a semi monthly basis.
- B. Applications for the positions would be called by the band council of Sydney. These applications would be screened by the Council and City of Sydney Police, and the local Indian Affairs Branch Superintendent. From the screening process, the council would set up an interviewing board, consisting of the Sydney Reserve Band Council, the Chief of Police of the City of Sydney, and the Superintendent of Indian Affairs Branch in Sydney; using this procedure Band Constables would be selected.
- C. The duties of the Band Constables would be as follows;
 - (1) the enforcement of Band by-laws which now number 0.
 - (2) juvenile guidance, and other educative and preventive work.
 - (3) maintain order at various band functions, and at band election.
 - (4) policing of band property;
 - (5) traffic control and other forms of policing which are seen as necessary by the Band council.

<i>Carl Wilson</i> _____ (Councillor)	<i>[Signature]</i> _____ (Chief)	<i>[Signature]</i> _____ (Councillor)
_____ (Councillor)	_____ (Councillor)	_____ (Councillor)
_____ (Councillor)	_____ (Councillor)	_____ (Councillor)
_____ (Councillor)	_____ (Councillor)	_____ (Councillor)

FOR HEADQUARTERS USE ONLY					
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	A. Capital	B. Revenue			
6. Recommended			7. Approved		
Date _____			Date _____		
Authorized Officer _____			Assistant Deputy Minister, Indian Affairs		



DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT
INDIAN AFFAIRS BRANCH
BAND COUNCIL RESOLUTION

Chronological No. 4

H.Q. Reference

NOTE: The words "From our Band Funds" must appear in all resolutions requesting expenditures from Band Funds.

COUNCIL OF THE	SYDNEY	BAND	FOR HEADQUARTERS USE ONLY	
AGENCY	ESKASONI			
PROVINCE	NOVA SCOTIA			
PLACE	SYDNEY			
DATE	15	1	70	
	DAY	MONTH	YEAR	

DO HEREBY RESOLVE: Part III.

- D. The training of such constables would be on the job with and in cooperation of the local City of Sydney Police Department, in addition to formal academic training to which the force now avails itself with the Province of Nova Scotia. This training has been agreed to by the Chief of the Sydney Police Department.

CONCLUSION:

The report by the Canadian Correction Association on "Indians and the law", which commissioned by your department, calls for expansion and improvement of the Indian Constable system. The educational aspect of policing, in that policing is more than patrol and arrest, is as much a question of bringing to the community an understanding and respect for the law. It is an accepted fact that any town or village constable must rely upon the cooperation and acceptance of the people for his effectiveness. Children can be influenced by a thoughtful and considerate peace officer whose interest in serving the community is demonstrated by his constructive attitude and approach to his job.

We feel our proposal is sound, the facts stated in our submission proven, and we request your consideration and approval of our request.

Brief on Policing Sydney Reserve will be presented to the Dept. of Indian Affairs Branch, Ottawa and copies sent to the Maritime Regional office and the Eskasoni Indian Agency.

<i>Carl Munn</i> (Councillor)	<i>W. J. ...</i> (Councillor)	<i>James Marshall</i> (Councillor)
..... (Councillor) (Councillor) (Councillor)
..... (Councillor) (Councillor) (Councillor)
..... (Councillor) (Councillor) (Councillor)

FOR HEADQUARTERS USE ONLY					
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Date _____			Date _____		
Authorized Officer _____			Assistant Deputy Minister, Indian Affairs		

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TUS. IS QUITA ...
MREU ...
00000 ...

5



F R MACVAY
DEPUTY CITY CLERK

CITY CLERK - TREASURERS OFFICE
SYDNEY, N.S.

G. R. HUESTIS
DEPUTY TREASURER

WILLIAM H. VINCENT
CITY CLERK - TREASURER

May 12th., 1970

Mr. Roy Gould, Chief,
Sydney Reserve Band Council,
117 Membertou Street,
Sydney, Nova Scotia

Dear Chief Gould:

Please be advised that at the regular meeting of the
Sydney Police Commission held May 5th., 1970, the following
motion was adopted:

"That Mr. Frederick Peter Googoo, 15 Micmac
Street, Sydney, be appointed as Special
Constable in and for the Membertou Reserve
as outlined in the recommendation of the
Chief of Police."

Trusting you will find this satisfactory, I remain

Yours very truly,

William H. Vincent,
City Clerk-Treasurer

/fr

c.c. Chief of Police

6

Native Communications Society
of Nova Scotia

P. O. Box 961, Sydney, Nova Scotia, B1P 6J4, Telex 019-35215, Telephone (902) 539-4107

10 November 1977

Mr. H.D. Smith
Province House
Province of Nova Scotia
Halifax, Nova Scotia

Dear Mr. Smith;

I am writing on behalf of the family of Donald Marshall Junior, serving a life term at the Springhill Institution. Mr. Marshall is serving his seventh (7th.) term for a crime he claims to be innocent of.

Mr. Marshall's family have unsuccessfully tried to obtain a three day Christmas pass for their son. Apparently the institution requires that young Marshall first admit to his crime. Copies of his letters are enclosed for your information.

Prior to this, the family tried to obtain an early parole for their son, and this apparently was not successful, although he has, on several occasions, received day passes to attend Brotherhood meetings in Halifax.

Any assistance you may be able to give us for Mr. Marshall's early parole and the possibility of obtaining a three day Christmas pass, would go a long way in assisting this young man and his family.

By copy of this letter, we ask the support of Mr. Vince Mac Lean, M.L.A., who has been helpful with various programs and projects on Native Affairs.

Anticipating an early reply, I remain,

Very truly yours,

Mr. Roy A. Gould
Executive Director
Native Communications Society
of Nova Scotia

RAG/jh
Encl. (2)



OFFICE OF THE OMBUDSMAN

ROYAL BANK BUILDING
HALIFAX, NOVA SCOTIA
B3J 3B7

7

P.O. BOX 2152

FILE: 30-78

PHONE 424-6780

November 18, 1977

Mr. Roy A. Gould
Executive Director
Native Communications Society
of Nova Scotia

P.O. Box 961
Sydney, N.S.
B1P 6J4

Dear Mr. Gould:

The Ombudsman, Dr. H.D. Smith, has asked me to respond to your correspondence of November 10, 1977, which you wrote on behalf of Donald Marshall Jr.

You mentioned in your correspondence that Mr. Marshall is serving a life term at the Springhill Institution for a crime of which he claims to be innocent. As you, undoubtedly are aware, the question of his innocence or guilt is a court matter, one over which we would have no jurisdiction.

Springhill Institution is a federal penal institution and our office has no jurisdiction over federal government departments or agencies. We should point out, however, that the federal government has established the office of Correctional Investigator, the function of which is to investigate grievances or complaints of inmates in federal penal institutions. Although the Correctional Investigator, Miss Inger Hansen, recently resigned from that office to assume new duties as the Privacy Commissioner with the newly appointed federal Human Rights Commissioner, the office of the Correctional Investigator is still carrying on its very important function. As you will note from the enclosed correspondence, we have taken the liberty of referring your correspondence directly to Mr. Russell Turnbull of that office, asking that he have the matters complained of in your correspondence looked into.

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RECEIVED
MAY 22 1977

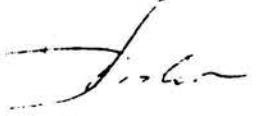
2 . . .

November 18, 1977

Mr. Roy A. Gould
Sydney, N.S.

I thank you for bringing this matter to our attention and we trust that the action taken will be of some assistance.

Yours very truly,



Gordon S. Earle
Assistant to the Ombudsman

/pt
Encl.

cc: The Honourable Vincent J. MacLean
Mr. Russell Turnbull



OFFICE OF THE OMBUDSMAN
ROYAL BANK BUILDING
HALIFAX, NOVA SCOTIA
B3J 3E7

P.O. BOX 2152

PHONE 424-6780

FILE 30-78

November 18, 1977

Mr. Russell Turnbull
Office of the Correctional
Investigator
P.O. Box 950
Station F
Ottawa, Ont.
K1P 5R1

Dear Mr. Turnbull:

Re: Mr. Donald Marshall Jr., Springhill Penal Institution,
Springhill, Nova Scotia

I am enclosing copies of correspondence concerning complaints by the above mentioned person, which have been brought to our attention by Mr. Roy A. Gould, Executive Director of the Native Communications Society of Nova Scotia.

Would you kindly have your office investigate this matter and communicate directly with Mr. Gould concerning the problems he has brought forward on behalf of Mr. Marshall. We thank you for any assistance which you may be able to give concerning this case.

Yours very truly,

Gordon S. Earle
Assistant to the Ombudsman

*Phoned Nov. 24/77
Miss. Nealey
613 996-9771*

cc: Mr. Roy A. Gould
Honourable Vincent J. Maclean

encl.

If you cannot help financially I would appreciate if you can help in any other way you possibly can.

10

November 23, 1977

Chief Alex Christmas

Dear Chief:

I am writing you concerning my son Donald Marshall Jr. who is serving a life sentence in Springhill Institution. He has served seven years this year.

Enclosed you will find two letters we received from him. If you read the letters you will understand why I am turning to the Chiefs for help. He does not have enough money for a re-trial and is asking you for financial assistance.

If you cannot help financially I would appreciate if you can help in any other way you possibly can.

I will forward to hearing from you in the near future.

Yours truly,

Donald Marshall
Mrs. Donald Marshall

Copies: Chiefs
Alex Denny



OFFICE OF THE OMBUDSMAN
ROYAL BANK BUILDING
HALIFAX, NOVA SCOTIA
B3J 3B7

P.O. BOX 2152

FILE: 30-78

PHONE 424-6780

November 25, 1977

Mr. Roy A. Gould
Executive Director
Native Communications Society
of Nova Scotia

P.O. Box 961
Sydney, N.S.
B1P 6J4

Dear Mr. Gould:

Re: Mr. Donald Marshall Junior

This will confirm our conversation of this date regarding the above named person. It is my understanding from that conversation that you have now had direct communication with Ms. Haley of the Correctional Investigator's Office in Ottawa.

Enclosed please find a copy of a letter that you forwarded to our office under date of November 10. I trust this is the item you require.

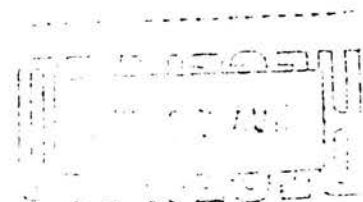
If our office can be of any further assistance, please do not hesitate to call or write.

Yours truly,

Gerald F. DeYoung
Investigator
Office of the Ombudsman

/pt

Encl.





January 30, 1978

Mr. Roy A. Gould
Executive Director
Native Communications Society
of Nova Scotia
P.O. Box 961
Sydney, N.S.
B1P 6J4

Dear Mr. Gould:

Please accept my apologies for not being able to reach you on January 26, 1978. When I finally returned your call I was informed that you were out of the office.

We have been in contact with Mr. Marshall. We explained our mandate to him and asked him to write to us if he wished our continued involvement.

We try to visit the institutions every six to eight weeks. On our next visit to the Maritimes which is planned for the end of February we will make inquiries concerning statements made by the parole officer as described by Mr. Marshall. I must caution you however, that parole decisions are not within our mandate and that our inquiries will be of a general nature.

With respect to Mr. Marshall's desire for a new trial, this is a matter for the courts and does not come within our mandate. Mr. Marshall has been made aware

.../2

2.

of all the points in this letter. We are continuing our investigations and will be in contact with Mr. Marshall, who I hope will keep you informed.

I trust that this information has been of interest to you.

Sincerely yours,

Irene Healy.

Irene Healy

c.c. Chief Alex Christmas
117 Nembertou St
Sydney, N.S.

January 28-29

1/28/79
 7 de Ray

Nice seeing you at the meeting; This time I was sober. Not used to that stuff now.

Ray Ray That name I gave you. Later between you & me. Okay.

See; if the wrong people get it. & if some thing happens. I'm scared I'd get blamed for it. I don't think I could handle another

Well anyways. See if you could fine out where this guy is.

another thing. you don't have to see my lawyer; I think I'll let them go & they could work it out their selves. If I start battering them they might

2.

not want anything to do with the case.

I'm working now & making \$2.75 an hr & I'm having problems trying to get money to pay my lawyer; I'm willing to pay the rest my self but it'll take me a year to collect \$3,000; I thought the Legal aid Pays the lawyer. or is it the Indian affairs. There's so much happening out there now. I don't even know who to ask. But I'll find out.

I'll send the letter out to George & we'll set a hockey game up. The gym staff said it's alright to have teams come in.

It's a good idea; we get to know people out there & it breaks up the time. The brother hood is well off its feet. Jesus. It took us a while; to get things together

3.

you know how Indian guys are
 you ask them to do some thing
 they'll all fuck off on you.
 ok. ya. Suptester's team beat us
 tonight 7-5. Too bad ha. ~~at~~ us guys
~~are~~ were to sure of ourselves.
 I think we'll beat Memberton though.
 well. I better split so take care
 & I'll see you again.
 Kay Ray. I don't even wanna
 let my parents know about this
 guy.

Buddie Jamies.

October 2, 1979

Melinda J. MacLean
P. O. Box 126
188 Queen Street
Truro, Nova Scotia
B2N 5B6

Dear Melinda:

Further to our telephone conversation re: Donald Marshall Jr. I am enclosing a photocopy and original letter written to one Shelly Sarson, girlfriend of Mr. Marshall, on April 24, 1978.

In this letter, Mr. Marshall indicates that he was hoping for his appeal to go through while withholding this information and settle it out on the street.

He claims that this person wanted to kill him when he was in a conversation with him at the County Jail (Sydney). He wanted him for himself and that's why he didn't put the finger on him.

After serving seven years, Mr. Marshall in his letter indicates.... "there going to hear the truth", and further states that he won't release the name until he talks to his lawyers, etc. He admits that "it took a lot of guts to take a life sentence and it's gonna take a lot of guts to tell them about this one person.

His recent break from the weekend parole was one way to focus attention in obtaining legal council and possibility a new appeal or court hearing. Whatever his intentions are, I hope that they're sincere and that he will place his full trust on your judgement.

MacLean 2

October 2, 1979

I fyou feel otherwise, please remain honest with Mr. Marshall, his family and to me. Bringing this matter up eight years later may not be easy and it could run into a lot of money. Financial arrangements are still being looked into, and will advise you as I progress with this case on my end.

Thanking you for your cooperation and consideration, I remain,

Yours respectfully,

Mr. Roy A. Gould, Executive Director
Native Communications Society of Nova Scotia

encl.

ddg

14
April 24-78

car Shelly:

Thought I'd drop a line! I was glad to see you yesterday; you still look pretty good to me!! It's been a long time since I seen you, I wasn't myself; maybe its because of what I went through the last couple of months. I don't even wanna talk about it.

Well hows every thing? I'm doing pretty good. So far. So you do the same for me. Okay.

~~I'm still in the same old same old. I'm staying out of trouble:~~

Ray kid: I wasn't serious about my matter knowing but one being in the hole. I didn't wanna tell her myself anyways. Embel! You'll be 20 in another month. I had a pass for the 24th but I fucked up. I think about you alot. & I wanted to get out on your birthday.

Ray Shelly: There's some thing I wanna tell you; but keep it to yourself; because its important & I'll tell my parents as soon as I show things up. I've been trying to get my appeal ever since I went to jail. But I couldn't get it. Okay. I kept this to myself ever since I got charged; because I thought I could get it off without putting the finger on any one; but I wasn't getting anywhere. My plan was to beat the charge & settle it with some one on the street. He wanted to sell me that nite & I said I'd get him when I get out; But it never worked. I had

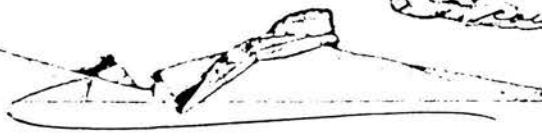
in trying to write some thing & its not coming
 because I feel no one is gonna believe me
 but I'm gonna tell you & I want you to talk to
 my old man; I know who killed that guy that
~~was~~ & everyone put the blame on me. I couldn't
 finger this guy because I was fighting for my own
 life. I hope this isn't too hard for you. I'm
 having a hard writing this down. I'm not a rat and
 I can't take anymore & I did eyes for that
 bastard; I know, Shelly. I talked to this guy when
 they put him in the county jail. He gave me too
 many stories & he know that I know who he
 was & he got into many details just to
 cover himself up. I never asked him once. but I fight
 it all to myself because like I said if I could of
 gotten out on appeal; I was going to get him. If
 anyone was in my shoes; they'd know what I
 thought. This guy did me wrong & I wanted him for
 myself. That's why I didn't finger him.

I lost my appeals & I got no choice; Don't
 go against me; Shelly; But I suffered & I'm tired
 & maybe I won't resist but there going to hear the
 truth. I'm ^{sounds funny} rattling on them now. The whole fucker
 new; I'm not gonna say any names until I
 see my lawyer. The Union of N.E. Indiana, The city
 of Gary Police & my parents. Altogether & the only way
 Johnny McIntyre

I see them is to try & get back to the county jail
 back home, & if they don't believe me its not
 my fault. Its just shit of guts to take a life
 sentence & its gonna take alot of guts to tell

Don't about this person:

... Billy ... My ...
... She kept telling ...
... them, I ...
... I get ...
... killed ...
... never ...
... to see my father ...
... that I ...
... mixed up ...
... tell you about ...
... sure INSURE of it.



how you:

I better if you go ...
... the has to know ...
... to you ...
... I better go ...
... do the same ...

LOVE 2020 you
+
me.

P.S.
... not telling ...
... the name ...
... I see ...
... Lawyer ...

I'm not making this matter.
They know it wasn't me.
That's why I never give up.



22

ROBERT MUIR, M.P.
CAPE BRETON — THE SYDNEYS
OTTAWA K1A 0A6

HOUSE OF COMMONS
CANADA

OTTAWA (813) 992-6781
SYDNEY (902) 539-8718
SYDNEY MINES (902) 736-6594

July 21, 1978

Mr. Roy A. Gould,
Executive Director,
Native Communications
Society of Nova Scotia,
P.O. Box 961,
Sydney, Nova Scotia.
BLP 6J4

Dear Roy:

I wish to thank you very much for sending to me a copy of the project submitted under the Canada Works Program entitled "Community Relations and the Law".

It is my sincere hope that your application will meet the criteria at all levels of the Job Creation Branch and you may be sure of my support.

In the meantime, with warm personal regards,
I remain.

Yours sincerely,

Robert Muir, M.P.,
Cape Breton - The Sydneys.



MINISTER OF LANDS AND FORESTS
PROVINCE OF NOVA SCOTIA

NATIVE
COMMUNICATIONS
JUL 26 1978
SOCIETY
OF NOVA SCOTIA

Provincial Building
Prince Street
Sydney, Nova Scotia
B1P 5L1

July 24, 1978

Ms. Bruno diSano
Project Officer
Canada Works
295 Charlotte Street
Sydney, Nova Scotia
B1P 1C6

Dear Ms. DiSano:

I understand that the Native Communications Society of Nova Scotia has submitted an application to Canada Works for funding on a project entitled, "Community Relations and the Law".

I have read a copy of their proposal and think it is an excellent presentation and feel that this type of program would be of great benefit to the native community.

I would therefore recommend their application most highly and would be very pleased to see their project receive government funding.

Yours sincerely,

Original Signed By
VINCENT J MacLEAN

Vincent J. MacLean

VJML/ih
c.c. Mr. Roy Gould, Executive Director, Box 961, Sydney



"H" Division

YOUR NO.
VOTRE NO

OUR NO. HP 500-14
NOTRE NO

3139 Oxford Street
P.O. Box 2286
Halifax, N.S.
B3J 3E1

78-07-28

NATIVE
COMMUNICATIONS
AUG 1-1978
SOCIETY
OF NOVA SCOTIA

Roy A. Gould
Executive Director
Native Communication Society of Nova Scotia
Box 961
Sydney, N.S.
B1P 6J4


Dear Mr. Gould:

Receipt of your letter to Sgt. Byrne is acknowledged.

We are always interested in identifying means of improving police/community relations and will be interested in learning the results of your study.

At the present time the Attorney General of Nova Scotia has commissioned a Criminal Justice Support Group of Nova Scotia to research methods and means of improving the Criminal Justice System in Nova Scotia.

Yours truly,



G.F. Christen, Supt.
Officer in Charge
Criminal Investigation Branch

JOHN F. MacINTYRE
Chief of Police



OFFICE OF
CHIEF OF POLICE
SYDNEY, NOVA SCOTIA

25
Address All Communications To
Chief Of Police

INDIAN
COMMUNICATIONS
AUG 3 - 1978
SOCIETY
OF NOVA SCOTIA

August 2, 1978.

Mr. Roy Gould
Native Communications
Society of Nova Scotia
P.O.Box 961
Sydney, N.S.
B1P 6J4

Dear Sir:

Re: Your letter of July 18, 1978

After reading your material that you sent to me, in regard to the Canada Works Proposal, I am not in accord with some of the statements that you have made, and therefore, I am not endorsing your Project.

Yours very truly,

A handwritten signature in cursive script, appearing to read "John F. MacIntyre".

John F. MacIntyre
Chief of Police

MCI:K

August 3, 1978
Mr. John F. MacIntyre
Chief of Police
Sydney, Nova Scotia

Dear Sir:

We are surprised and disappointed you expressed a negative endorsement of our Canada Works Proposal.

Is there a specific objection to the statements contained in the Proposal? If so, what?

The R.C.M.P. expressed a strong interest to our Proposal. "We are always interested in identifying means of improving Police/Community Relations and will be interested in learning the results of your study."

Such a report resulting from this Canada Works Proposal would not only benefit the Native People, but also in many ways make the job of the Sydney Police much easier.

Do reconsider your rejection, Chief MacIntyre, We await your reply.

I Remain.

Sincerely yours,

Roy Gould,
Executive Director
RAG/jmp

August 3, 1978
Mayor Earl O. Tubrett
City of Sydney
Sydney, Nova Scotia

Dear Mr. Mayor:

We would appreciate your support to our proposed Project titled, "Community Relations and the Law," which is submitted as a Canada Works Project by our Society.

We have so far received support from the Hon. Vincent J. MacLean, the Hon. Robert Muir, Chief Alex Christmas and indications from the R.C.M.P. of their interest in receiving the results of the story. (copies enclosed)

We are disappointed in the negative response from Chief of Police, John F. MacIntyre who states that "he's not in accord with some of the statements" in the Proposal. I'm sure Chief MacIntyre did not look at the long term objectives of the Program, nor has he given the Project an opportunity to prove itself. (copy enclosed)

In your capacity as Chairman of the Police Commission and without disrespect to the Chief of Police, we ask for your support and the co-operation of the City of Sydney Police.

Looking forward to your earliest reply and thanking you in advance, I remain,

Yours sincerely,

Roy A. Gould,
Executive Director
RAG/jmp

NATIVE
COMMUNICATIONS
AUG - 9 1978
SOCIETY
OF NOVA SCOTIA

"H" DIVISION.

Sydney, N.S.
5 Aug. 78.

Works Canada Program
Project Officer,
295 Charlotte St.,
Sydney, N.S.

Ms. DiSano,


I have received correspondence from
Mr. Roy Gould, Executive Director of Native
Communications Society of N.S., advising of
the project he hopes to initiate.

A project such as described would
be a good help in opening lines of communication.
I will be offering Mr. Gould any help I can
should this project be approved.

(A.A. Matheson) S/Sgt.
I/c Sydney Detachment.

Roy,

I hope this letter to Works Canada helps some.
We'll be glad to help wherever we can.


(A.A. Matheson) S/Sgt.

October 11, 1979

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Melinda J. MacLean
P. O. Box 126
Truro, Nova Scotia
B2N 5B6

Dear Melinda:

Further to our correspondence of October 2, 1979, I am enclosing press clippings carried in the Cape Breton Post on Donald Marshall Jr. Included also are some press clippings of the "National School Committee Conference" which took place the same week of the Supreme Court trial which could have caused some tension and mixed feelings on the case.

So far, I have not heard the results of Mr. Marshall's arrangement for his charge of "Unlawfully at Large".....other than he's in Springhill and looking forward to hearing from you on the matter. I have been unsuccessful in obtaining information from Institution officials on the matter.

After reviewing what I have sent you, I would appreciate your comment on the matter.

Yours sincerely,

Mr. Roy A. Gould
Executive Director

Encl.

ddg

October 23, 1979

Donald Marshall, Jr.
Springhill Institution
Springhill, Nova Scotia

Dear Junior:

Just a short note to give you some progress news for a change and my apology for not taking the time to drop up to see you on the matter as yet. By now, you should have got a hint that jails, bars and detention are out of my league. In other words, I hope I never have to be in any institution although I have already committed myself.....if I have to, then I'll spend time. Anyway, enough of that and on to the good news.

Everyone has told me (except you) that you're interested in re-opening your case and to try for another appeal. Two different areas and it could cost money and time. I hope you're prepared to take this matter as you see fit and that is what you want to do. Whatever, that is.....only you have the final say and only you know the proper story.

To date, I have asked Melinda MacLean (a good lawyer friend of mine) to look at your entire court file, press coverage and the appeal presented already on your behalf.

I have obtained every newspaper article that appeared in the Cape Breton Post from the beginning of the investigation, up to the time of your formal trial and court appearances. Included also were your most recent headlines during your short stay at Pictou from the Institute. By the way, when are you appearing in court for that wild week-end with friends?

In addition, I have obtained court documents your previous lawyer had and the decision made by the Appeals Court. So every bit of information I have.....Melinda MacLean has copies. It will take some time for her to read the works and at the same time, you have to write or arrange to meet with her to discuss your intentions. That is, what you want to do and what new information you have to give her on your behalf.

..... 2

Marshall..... 2

Junior, if at anytime honesty is needed, this is the time. Melinda is one of the best lawyers around and she has a lot of friends in the Government. When, she meets you, be honest, and hide nothing from her.

Well, ole buddy, that's it for now, until I hear from you or the lawyer. Write to me anyway and tell me everything that's on your mind. Like everyone else, I'd like to see you out of the institution. We know parole is a long way off and no one is taking the interest and time to help you other than yourself and I'm trying to help where I can. Without your help, it will be impossible for anyone else to present your case further.

Stay cool, calm and collective, my friend.

Yours sincerely,

Roy Gould

MELINDA J. MACLEAN, LL.B.
BARRISTER & SOLICITOR

P.O. BOX 126
188 QUEEN STREET
TRURO, NOVA SCOTIA
B2N 5B6

October 25th, 1979 (dictated)
October 30th, 1979 (typed)

Roy A. Gould, Esq.,
124 Membertou Street,
SYDNEY, Nova Scotia.

Dear Roy:

RE: DONALD MARSHALL, Jr.

This will acknowledge receipt of your letters of October 2 and 11 and enclosures with respect to the above.

I have taken the time to review some of this material and would be pleased to consider this matter actively if, as we discussed, Donald, Jr., or someone on his behalf, is prepared to provide me with a retainer in the amount of \$200.00.

I will simply hold my file in abeyance until such time as I have specific instructions from Donald, Jr. or someone on his behalf. Since his father's visit to him in early October, I have had no personal contact from Mr. Marshall, Sr. or Donald himself.

I trust you will find the above to be in order.

Yours very truly,



per: Melinda J. MacLean,
Barrister and Solicitor

MJMacL:jaf

33 Spring Hill '71

P.O. Box 214

B.O.M. - 1X

10-26-79

1 Mr. Ray

Just received your letter today and I
want to thank you for the trouble you went
through to give me a hand.

I've taken this plan step by step and
always kept it in my mind. The more I
know about it the more difficult it seems to
get.

I realize what I'm getting myself into as
Ray. You could take my word, I'm honest
about the whole thing & I'll tell Melinda MacLean
the truth.

I've worked on my case since I came
with the people that I dealt with never want
to do any thing, so I hope ~~Mr. Neal~~ Mrs. Lean
understand where I stand. It feels like just
coming out of a war. A person gets shell
shocked. But I'll be honest with her because
I feel that's the only way I could get out.
I'll give her lots of time for her to look over
things. I'll drop her a line.

Thanks Ray

Yours Sincerely
James

Feb 17/80

34

700i Ray

Well I guess I got drafted again! Jesus
nothing goes right for me today.

I got sent back for nothing; This time I
didn't do anything wrong;

But some people are working to get me
back down there because I was doing good
& there was no reason to put me back
~~here~~ here; I don't wanna start again! fuckin hell

I was gonna write to the lawyer & let
her know, But I ~~—~~ might get back down
Well: I know everyone here so no one
is after me: one thing about Prison: you don't
know who's out to kill you;

Some one told me about Wick F. Brown &
son; I must I mean 100% sure about what
I'm doing; Well: one of our assistants were my
& I told him some thing: I got nothing to do
well. The only thing I could do is wait.
I better close for now so take care

MIKE
PLUM

Jr.

April 15th, 1980 (dictated)
April 17th, 1980 (typed)

35

"PERSONAL & CONFIDENTIAL"

Reginald Maloney, Esq.,
Native Communications Resource Worker,
Mic Mac Post Office,
Shubenacadie, Hants Co.,
Nova Scotia. BOM IWO

Dear Mr. Maloney:

RE: DONALD MARSHALL, JR.

This will confirm our recent telephone conference regarding Donald Marshall, Jr., at which time you requested a letter from us regarding the present status of our file. This will confirm, as well, my understanding that your interest in Donald, Jr. is through your work as a Native Communications Resource Worker, in association with the National Parole Service.

Mr. Roy Gould, Executive Director, Native Communications Society of Nova Scotia, first contacted me regarding Mr. Marshall by telephone and his subsequent letter and enclosures to me dated October 2, 1979. At that time, Mr. Gould forwarded to me extensive material relating to the Trial, Appeal, and media coverage of the matter. I replied to him by my letter of October 30 at which time I advised that I was prepared to consider the matter actively if Donald, Jr. or someone on his behalf was prepared to provide us with a retainer in the amount of \$200.00. Donald, Jr. wrote to me by letter dated November 8, 1979, at which time he advised me that he was then making arrangements to provide me with the requested retainer. We have received his retainer by two instalments in the amount of \$100.00 each, that is November 26 and December 18.

We then contacted Donald, Jr. by telephone to make arrangements to interview him. On January 11, 1980, my associate at that time, Lawrence O'Neil, travelled to Springhill and interviewed Donald, Jr. extensively regarding the whole of the matter.

Donald, Jr. has apprised us of certain new evidence which, if it can be substantiated, is material to the issue of his involvement in the death of the victim, Sandy Scale. There are provisions in the Criminal Code, specifically Sections 610 and 617 which deal with the introduction and admissibility of fresh or new evidence. A considerable amount of investigative work and research

..... 2/

will be necessary in an attempt to corroborate the new evidence referred to above.

We cannot at this stage express any opinion as to the likelihood of success in this matter. However, when the necessary preliminary work has been completed, we anticipate that we will be in a position to express our opinion in the matter.

As to legal fees, I can only indicate to you at this stage that Donald, Jr. has requested us to embark upon very substantial criminal legal work which will involve considerable legal fees and disbursements. Before proceeding further, we would require that suitable arrangements be made with us to assure us that this substantial undertaking can be satisfactorily financed.

Should you have any questions regarding the matters generally, I would be pleased to hear from you. I welcome your response at your convenience.

Yours very truly,

Melinda J. MacLean,
Barrister and Solicitor

MJMacL:jaf
c.c. - client



Native Communications Society of Nova Scotia

P. O. BOX 344, SYDNEY, NOVA SCOTIA, B1P 6H2, TELEPHONE: 539-0045
P. O. BOX 1005, TRURO, NOVA SCOTIA, B2N 5G7, TELEPHONE: 895-6217

October 29, 1980

Dear Melinda,

The enclosed letter from Donald Marshall Jr. is self explanatory.

Could you fill me in on the latest developments regarding Mr. Marshall's request and your representation on his behalf.

Thanking you in advance for your continued co-operation and assistance, I remain:

Yours Respectfully,

Mr. Roy A Gould

Dear Chief

Rec'd
Oct 20/50
original sent
to Milenda
Dorchester

Not
Friday

Wanda Ray: Just in line to tell you about the
locker room, to some people its good news.
I've been in the hole for 27 days so far!
I was put in here for the good order of
the institution; would you believe it!

Two guys went to the main office & said
to be put in protection unit because they
said their life's were threaten by me. Its
a pile of crap but its not up to me
to decide that. When they are out to get you
they'll get you.

I was suppose to be yours some today, but
I got all kinds of load. But none of it is
my grade.

RAY

It'll be going up the ramp toward the
coming and then it might matter. I should go
back to Dorchester: the chances are 50-50

I never threaten anyone in here Ray, since I
came back from Dorchester; I spent alot of
time in my cell - for the same thing, all
summer just to keep coming from there
fucking people. It still doesn't work no
matter how goodie goodie a guy is
here. I kept pretty quiet in here. I know
that for a fact; there just word of me
here & that's why I'm in here!

I'm a kind of of the minutes we spend
 I don't know how long it's been since
 I've been in a jail the guards to let me
 up because the money is not right;
 I don't know how I get along with 90%
 of these people; Sumatra + Kaurade.
 I'm been rail roaded ~~over~~: But I can't do fuck
 all about it.

Do checker might not except me because of the
 trouble they get now: They're expecting a riot
 there; The guards in my unit want me to stay
 here. I've got nothing as my only thing
 saying I think to kill the
 man 'Foy. I've been here 6 yrs: + am so
 damn well used - reported around here that
 why I'm in so much shit; I take shit of shit
 and when I tell these people I never killed
 anyone. Lots of shit: They think I'm saying when
 I said that; That's why I'm asking for help
 on the street + that's why I escaped; These
 people didn't even wanna hear about my
 murder case;

I'm hoping the battle should be over soon; Oh
 I'm getting pretty fuckin fed with the super
 desk. That's how I got hunged the last time
 People say any ~~any~~ thing; + then hangin
 me again; I wish I just could drop
 everything + walk away from people because
 they're a pain in the ass;
 Foy, would you do me a favor: I want you

To get in touch with the Indian affairs...
 I don't know how long it will take for some help to
 get the money \$3,000 or something like that. I don't
 think I'm asking for much. My feelings there
 are not too good. They're pulling their pockets up.
 I don't know how long they call it Indian
 affairs. Even for the experience; but it's true.
 I will have to do that for me + try + get
 answer back to me by the end of November.
 as I decided; If I don't get answer by November
 I'll call Melinda + get her to give me my
 papers back. Because I told her I'd have the
 money for her soon. I don't wanna keep
 hell with the woman and myself together;
 I must sound demanding to her. I'm just
 fuckin' fed! Smile
 well anyway; I don't sound so promising
 around here. But I'm fine - keeping real.
 The only thing I'm worried about is my father.
 They don't want me back up D. I don't
 but if they said I have to go; I gotta
 go. So tell them not to worry about me.
 Because their mother's too worry about me.
 were all ~~the~~ living in my house. Drop
 by some time to see me O.K.
 Love
 Dad
 Dad
 Dad

Dad

Gi

MELINDA J. MACLEAN, LL.B.
KIRBY E. GRANT, LL.B. - ASSOCIATE
BARRISTERS, SOLICITORS, NOTARIES, ETC.

TELEPHONE AREA CODE 902
895-2866

P.O. BOX 126
188 QUEEN STREET
TRURO, NOVA SCOTIA
B2N 5B6

November 7th, 1980

Roy A. Gould, Esq.,
Native Communications Society of Nova Scotia,
P. O. Box 344,
SYDNEY, Nova Scotia
B1P 6H2

Dear Mr. Gould:

RE: DONALD MARSHALL, JR.

I acknowledge receipt of your letter of October 29 and related correspondence.

I had written at length to Mr. Reginald Maloney, Native Communications Resource Worker, MicMac Post Office, Shubenacadie, Nova Scotia, regarding this file on April 17, 1980. I enclose a copy of that letter to him for your information.

Since that date, I have had no correspondence from Mr. Maloney and therefore have no indication as to whether or not Donald, Jr. will be assisted financially in this matter.

As I indicated in my letter to Mr. Maloney, we would require that suitable arrangements be made to insure that the file can be satisfactorily financed.

Yours very truly,

Melinda J. MacLean,
Barrister and Solicitor

MJMacL:jaf
c.c. - Donald Marshall, Jr.

NATIVE
COMMUNICATIONS
NOV 10 1980
SCOTIA
OF NOVA SCOTIA

INDIAN
COMMUNICATIONS
NOV 20 1980
SOCIETY
OF NOVA SCOTIA

P. 3.
Will Ober C. To
send me the letter
I sent him so I
could see them when
I got up the road.

November 15-80
Saturday

Dear Chief

I'm writing not to disappoint you chief. I'm
writing to let you know what my plans are.
I'm dropping the appeal for my own sake.
Thanks for the work you have put in to help
me. I'll explain why I changed my mind.
I've been thinking about the both sides of the
coin & I know it won't take over time to
settle this appeal, I could sit here for ever
waiting for it.

I'm going for my parole; at least I know there
is a set date to it.

I'll be putting in for the farm camp after Xmas
& I could get my day parole at the camp;
work my way out of there;

I was advised to drop my appeal a few times
go for my day parole; Now that I thought it
over, I think its the right route.

Please write to Melinda & she could send me my
papers back to me; When I get out, some day
I might just work on it. I can't work on
it now; I come to a point where I can't handle
it; It too hard on the brain Ray; What ever
happens, I got left, I want use it for the Parole
board. Thanks again for trying to help me. Ray.
Take care Buddha & Jr.

November 27-80

Drawer A-2 B

Dorchester N. B.

EOA - 1MO

Hi Chief.

Just a short letter to see how
you're doing.

I'm been thinking about the last
letter I sent you; it didn't sound
too good ha.

Hey Chief: I don't know whether I'm
coming or going half of the time as
far as this appeal goes,
what do you think? Do you think
it's worth it, or should I try & go
for my parole? Give me your opinion
on what I should do. OK.

I hate to be a bother Ray! Sorry.
Well, I'm doing good; I'm back to
work anyway!

Well, I'll let you go, so drop
me a line & help me make a choice
OK. I don't know what to do.

Take Care: Buddie