

September 29, 1987  
P.O. BOX 22, Kingston  
Ontario, K7L 4V7  
CANADA


Personal and Confidential

The Honourable: Alexander Hickman esq  
Chief Justice of Newfoundland  
Chairman- Royal Commission on D. Marshall Jr. Prosecution  
Suite 1026, Maritime Centre  
1505 Barrington Street  
Halifax, Nova Scotia  
B3J 3K5

Dear Sir:

I have received a letter dated September 18, 1987 from Dr. W. Andrew Mackay Ombudsman of the Province of Nova Scotia informing me that he has forwarded you a copy of all the material I had forward him with regards to my complaint against The Sydney Police Department and crown Counsel of the Nova Scotia's Attorney Generals Department with regards to my own case. I have been advised by Mr. Clayton C. Ruby by letter of August 24, 1987 which you have a copy that the Royal Commission is not only examining the conduct of those who are involved in the miscarriage of justice concerning Mr. Marshall but the administration of justice in Nova Scotia in regards to Former Chief John MacIntyre. I did have dealings with Mr. MacIntyre as I have outlined in my letters. Should you wish to have me appear before your Commission as I have outlined in my letters. I only ask that you be informed in advance that I will be stating were a young girls body will be now found in Sydney, Nova Scotia as the Result of the Sydney Police cover up and there incompetence with regards to my case with the two unreasonable abuse of authority and complete negligence of the Sydney Police department in there charging me with drummed up charges under sections 245 ( I ) and Section 149 of the Criminal code of Canada. Thanking you for you Kind attention on this matter.

Yours Truly,

  
Clifford Robert OLSON

9/24

Name: This is the letter

I was telling you about for

Geo - re Clifera Olson.

Jan



## OFFICE OF THE OMBUDSMAN

P.O. BOX 2152  
5161 GEORGE STREET  
HALIFAX, NOVA SCOTIA  
B3J 3B7

SEP 24 1987

OUR FILE:

PHONE 424-6760

18 September 1987

Mr. George MacDonald, Counsel  
Royal Commission on the Donald Marshall Jr. Prosecution  
Suite 1026, Maritime Centre, 1505 Barrington Street  
HALIFAX, Nova Scotia. B3J 3K5

Dear Mr. MacDonald:

At his request I enclose a copy of a letter dated September 10th 1987 from Clifford Robert Olson, currently a resident of Kingston Penitentiary, together with enclosures received with his letter alleging complaints in relation to the chief and officers of the City of Sydney Police Department and Crown counsel in relation to charges said by Mr. Olson to have been laid against him in 1978 and 1979.

I have not yet considered whether the matters raised by Mr. Olson fall within the jurisdiction of this office to investigate. If those matters are of interest or concern to the Royal Commission perhaps you would be good enough to let me know whether your office may be following up upon them. If anything were to be done by this office I will keep you informed.

At his request by telephone I have also provided the address for the Royal Commission to Mr. Olson.

Yours sincerely,

W. Andrew MacKay  
Ombudsman

Enclosures

September 10, th 1987  
P.O. BOX 22, Kingston  
Ontario, K7L 4V7  
Canada.

Register Mail

Personal and Confidential

Dr. W. Andrew Mackay

Ombudsman

Office of the Ombudsman

Suite 1100, 5161 George Street

Halifax, Nova Scotia

B3J 3B7

Dear Dr. Mackay:

RE: Official complaint against Chief of the Sydney Police

Department now retired Mr. John MacIntyre and other officers of the Sydney police department. and Crown Counsel of the Nova Scotia Attorney Generals Department in 1978 and 1979.

Thank you for the Phone call Yesterday in regards to my explaining the matter of my complaint under your office of the Ombudaman for the Province of Nova Scotia.

Please find enclosed an number of letters with regards to a letter I received from Lawyer Clayton C. Ruby dated August 24, 1987. I read this letter to you over the phone yesterday. while my complaint is not with the Donald Marshall, Jr case but with the unreasonable abuse of authority and complete negligence of the Sydney Police department in August 3 & 4 1978 with regards to my being later charged with drummed up Charges Dated May 11, 1979 under Section 245 ( I ) of the Criminal code of Canada and then later reduced to Section 149 of the Criminal Code of Canada. these information were sworn out by the Police department involving a girl name Myrna Leona Phillips of Sydney, Nova Scotia. I was picked up by the Camrose city Police on August 28, 1978.

Cont 2

- 2 -

At this time the Camrose police informed me that they had information that the Sydney city police department wanted me and to hold me there for them, What I'm saying is that the Sydney Police Department knows that I am in custody, but they do not bring any charges against me till May 11, 1979. My complaint is that the charges were a complete cover up by the Sydney Police department by their very own incompetence to hold me when I was first stopped by the Sydney police on August 3rd 1978 which I just walked away from two police officers. I am saying that the charges were laid to cover up their own mistakes. This matter was also before the Honorable Premier John Buchanan in a couple of letters I wrote him in 1979 and also it was dealt with by Harry HOW, then Attorney General of Nova Scotia, also by Frank Edwards, then the Senior Crown Prosecutor for Cape Breton and Martine Herschorn then the Senior Solicitor in the Attorney General's Office. I have replies from all these people to this matter with regards to the two charges that were finally dropped. I had spoken personally twice to now retired Chief of the Sydney Police Department Mr. John MacIntyre while I was in Sydney the same day with regards to this matter of why the police wanted to see me. As you can see there was a young girl that died that the Sydney police would have had that day of August 3rd 1978 had they not allowed me to escape as I did. There was all the I.D. of her in the room which I left then which was returned to me by the Sydney Police. I would very much appreciate if you would have this whole matter to be looked into under your office as the Ombudsman of Nova Scotia. I shall make available the letters from all the Nova Scotia Government Officials and the Privacy Act file I'm now waiting for from the R.C.M.P. that I have accessed under the Privacy Act with regards to this matter. Thanking you for your kind attention on this matter. Will you please do me a favor and forward a complete copy of all the enclosed material to the Royal Commissioners, on the Marshall case as I might be of some help to them in their examine and conduct of the Nova Scotia Administration of Justice and The Sydney Police department with regards to my case and complaint I have filed with your office.

Cont 3

- 3 -

Will you please confirm by letter that you have forward a copy to the Royal Commission on this matter of the Enclosed materials. Thanking you for your kind attention on this matter on my behalf. I await your reply.

Yours Truly,



Clifford Robert Olson

Enclosed letters

**Ruby & Edwardh**  
barristers

11 Prince Arthur Avenue  
Toronto, Ontario  
M5R 1B2  
Telephone (416) 964-9664

August 24, 1987

Mr. Clifford Olsen  
Kingston Penitentiary  
P.O. Box 22  
Kingston, Ontario  
K7L 4V7

Dear Mr. Olsen:

Re: Donald Marshall, Jr.

I represent Donald Marshall, Jr., with regard to a Royal Commission that is about to commence in Halifax and Sydney, Nova Scotia on September 8. It will last for two or three months. You may remember the case of my client, who was falsely imprisoned for murder for 11 years before it was "discovered" that he did not commit any murder at all. The purpose of the Royal Commission, *inter alia*, is to examine the conduct of those who are involved in the miscarriage of justice concerning Mr. Marshall and to make recommendations concerning the administration of justice in Nova Scotia as may be consequent upon any findings that are made.

One of the central figures in the case is the police officer who was in charge of the investigation in Mr. Marshall's case in 1971, then Sergeant of Detectives John MacIntyre. Mr. MacIntyre recently retired as Chief of the Sydney Police Department. In the course of an examination for discovery in a related civil matter former Chief MacIntyre was asked questions concerning an incident wherein you were not arrested in Sydney, Nova Scotia concerning some sexual assaults. It appeared from his account of it that that amounted to no more than you slipping out of the clutches of the police before there had been any contact with you by the police.

Would you be good enough to give me a full account of this incident from your own perspective? I should like to know what happened exactly and whether or not Chief MacIntyre did or said anything in connection with you.

Clayton Ruby, B.A., LL.B., LL.M.  
Michael Code, B.A., LL.B.

Melvyn Green, B.A., LL.B.

Marlys Edwardh, B.A., LL.B., LL.M.

Marcia Matsui, LL.B.

**Ruby & Edwardh**

I should tell you now that it is possible that if the matter is of interest to the Commissioners, arrangements may have to be made for you to give evidence concerning it.

Yours very truly,



Clayton C. Ruby

/ms



September 1st 1987

P.O. BOX 22, Kingston

Ontario, K7L 4V7

Personal and Confidential

Mr. Clayton C. Ruby ESQ  
Barrister and Solicitor  
Law firm of Ruby & Edwardh  
11 Prince Arthur AVENUE  
Toronto, Ontario  
M5R 1B2

Dear Mr. Ruby:

RE: ROYAL COMMISSION- HALIFAX AND SYDNEY, NOVA SCOTIA.

Thank you for your letter of August 24, 1987 which I received August 31st 1987. With regards to are Telephone conversation yesterday August 31, 1987 concerning the aspects of your letter and to my perspective concerning detective John MacIntyre of Sydney Police Department. Yes, now retired Chief MacIntyre has two telephone calls made to him by me in the summer of August 1978 with regards to August 3 & 4 of 1978. This was after I had excaped from the Two police on two occassions the same day. I had just came over on the Ferry from Cornor brook and I was registered at The ISLE ROYAL HOTEL IN SIDNEY. As for what took place at this time it is very funny and it turned out that the Little Girl Named MYRNA LEONA PHILLIPS OF SYDNEY ABOUT 9 Years old at the Time was stoped by two Sydney police officers on August 3 1978 just a few yards from the Isle Royal Hotel with me. The police car drove up to us both and stoped and asked to see me. Both officers got out of the car and came over to me and the Girl. What is not knowen is I was on parole at the time from the B.C. Penitentiary and was wanted. They asked me who I was and I told them a storey. They asked who the Little girl was and I said my niece. she said I was her uncle because I told her to say that. I never knew the girl before. I just meet her 15 minutes before then. anyways, another Police car drove up and some Sergeant was with them. The first two officers asked me were I was going and I told them back to the Hotel. the one officer put the girl in the car. then I told the other The wife might be drinking in the bar right next to us, so they came with me to the bar which was only 100 yards from were we were stoped. I walked over to the bar and asked the Bar manager if my wife was there. He said he seen Know one. so I told the two officers she is back at the Hotel, so we both walked to the ISLE ROYAL HOTEL and as we went by the little girl was sitting in the other police car. One officer was on the radio. We went to the desk and the girl said she dont know if the wife was up in the room, both officers heard her say this. yet I had no wife this was just a trick so I could get up there myself. anyways, I told the officers to wait there ILL check the restaurant there in the hotel. and like a couple of dummies they let me go. so I took off out the side door, ran back in through the Kitchen ran up the stairs and just had time to grab one important bag from the room. the rest I had to leave there. These other bages had nude photos of two Little girls from Cornor Brook and some of one of the Girls Mother I was having an affair with. I then took a taxi to a small town next to the ferry at glace bay, This happened in the afternoon of August 3, 1978.

Cont 2

Solicitor Client

it was just after 2:30 when I took off from the Police. I now waited some time about an hour then I called the Taxi company that I took the cab from after leaving the Police. I told the Dispatcher driver who I had his name to go to the Royal Isle Hotel and pick up all my bags and bring them to the bar tender at the Hotel I was now at and that the Bar tender will pay the cab fare and leave the bages with him. this was confirmed by the cab Dispatch. It was getting late and over a couple of hours now so I called the Dispatch and they said they were tied up with there cabs, which was a lot of bull shit I knew, So I walled the Sidney Police station a couple of times as was Put in touch with a MacIntyre on this matter. Anyway I knew that they were setting me up so I just watched them come in the Taxi with the police cars behind the taxi to the hotel. the driver of the taxi went to the bar and came out and talked to the police while I watched them from the Hotel Corrodor. I then left. I was picked up On August 28 1978 in Camrose alberta. they the Camrose police new that I was wanted by the Sydney police on some sex charge. what is it I never knew then till, May II 1979 when an informatio was sworn out against me for Section 149. I was then in the Saskatchewan Penitentiary. What I thought this was all about was was the Girl 22 years old I came over on the ferry with from cornor brook that day of August 2, 1978 had laid a charge against me because we went to bed on the ferry. then I stared to write the following persons when I was in the Pen at Saskatchewan on this whole matter as I was getting out. I wrote the Nova Scotia Premier John Buchanan, a couple of letters, I received his replies, also a couple of letters to Harry how, The attorney general of nova scotia , also frank edwards, the senior crown prosector for cape breton, and Martin Herschorn, senior solicitor in the attorney generals department. all replied to my letters. They said they wlld drop the charge to To section 245 ( I ), from the first charge Of Section 149 which was with drawn. I told them Im still not pleading guilty to any charges and Ill pay the escort back there to face the charges. I never new these were the charges of this little girl named Myrna leona Phillips till I got the legal aid lawyer in Sydney to forward me every thing. Then I told then to go to hell. Finally after all my correspondence The Charges were dropped. I was Released. What is funny is had the police in sydney been doing there job and frisked me they would have found the I.D. of a girl that was just dead from Sydney as I told you. also I never had a chance to get ride of her stuff in the room till I got back there. this girls Death was from drugs. her body is not found and still today can be got at in Sydney. I ask myself why the police never charged me when I was picked up in camrose Alberta, why did they wait till May II, 1979 to bring charges. One thing is for sure the only thing I can do if I appear before the Royal commission is take the Canadian evidence Act and anyother act available to me and tell them were to find the girls body. there are other facts here which ILL not get into as I dont want to get involved with cape breton in this girls death. I have all the letters I mentioned and my copies I wrote all the Above persons, I have also my files from the Legal aid lawyer in Sydney on this matter. Should the Royal Commission wish to have all these they can have me give evidence to this matter and have copies of my files. I have also accessed the Privacy files under the privacy act in regards to this matter. I hope I have Been a little help to you and the Royal commission on this matter.

Yours Truly,

*Clifford Robert Olson*  
 Clifford Robert Olson

September 3rd 1987  
P.O. BOX 22, Kingston  
Ontario, K7L 4V7  
Canada.

Register mail

Privileged Correspondence Ministreal

Personal and Confidential

The Honourable: Ronald C. Griffen: M.L.A.  
Minister and attorney General and  
Provincial Secretary of Nova Scotia  
Provincial Government-Legislative Buildings  
Halifax- Nova Scotia  
B3J 2R5

Dear Mr. Griffen:

RE: Royal Commission in Halifax's and Sydney  
Nova Scotia.

I have received a letter from lawyer Clayton Ruby Dated August 24, 1987 requesting certain information with regards to my being in Sydney on August 3 & 4 1978 and in regards to my contact with now retired Police Chief Mr. MacIntyre of Sydney. This matter was pertaining to two charges Section 149 and Section 245 ( I ) of the Criminal Code of Canada and the information sworn May 11, 1979 against me with regards to a Girl name Myrna Leona Phillips, I had a lot of dealings with the Honourable John Buchanan Premier and Harry How, Then Attorney General and Frank Edwards, then Senior crown Prosecutor for Cape Breton and also Martin Herschorn, senior Solicitor in the Attorney Generals department. I have information with regards to the Chief of police of Sydney Mr. MacIntyre then as it pertaining to my case in August 3 & 4, 1978. I request the name of the head Commissioner of this Royal Commission that is being held starting September 8, 1987, also the address to have forwarded to the Royal Commission the R.C.M.P. Privacy Files I have Accessed under the Privacy act with regards to this matter.


Cont 2.

**Privileged Correspondence**

I have wrote a letter dated September 2, 1987 to lawyer Mr. Clayton Ruby in reply to his letter of August 24, 1987 to me. Out of courtesy I am enclosing a copy of the letter I have sent to Mr. Ruby for your attention. This matter pertains to a girl as mentioned in my letter. I do not want to get involved with the Nova Scotia Sydney Police on this matter nor with your department. Should The Commission wish to have me give evidence before them as I will out line in my letter to them with regards to Mr. MacIntyre and my case at the time I will ask the Commission to apply Section 13, of the Canadian Charter of Rights and Freedoms to my testifing before them, this will also give your department the Body of the girl that died of drugs to be found and have a proper Christian Burial. I will also see that you receive a copy of my material I forward to the Royal Commission on this matter out of Courtesy. Thanking you for your kind attention on this matter.

Enclosed Two Letters.

yours Truly,

  
Clifford Robert Olson

September 8, 1987  
P.O. BOX 22, Kingston  
Ontario, K7L 4V7  
Canada

Ministerial Privileged Correspondence

Personal and Confidential

The Honourable: Terence R.B. Donahoe, Q.C. M.L.A.  
Attorney General and Provincial Secretary  
Department of the Attorney General  
5151 George Street, 10, Flr.  
Bank of Montreal Bldg.  
BOX 7, Halifax, Nova Scotia  
B3J 2L6

Dear Mr. Donahoe:

RE: Royal Commission in Halifax's and Sydney  
Nova Scotia:

I had forwarded a letter by Register mail dated September 3rd 1987 which was addressed to the then Honourable: Ronald C. Griffin, then Attorney General of Nova Scotia. I did not know that Mr. Griffin is no longer the Attorney General so this letter should be given to you as your the attorney General of Nova Scotia.

Yours Truly,

*Clifford Robert Olson*  
Clifford Robert Olson

September 8, 1987  
P.O. BOX 22, Kingston  
Ontario, K7L 4V7  
Canada

The Honourable: Alan R. Abraham esq  
Lieutenant-Governor  
Nova Scotia, Government House  
1451 Barrington Street  
Halifax, Nova Scotia  
B3J 1Z2

Dear Sir:

I would appreciate if you would forward to me the complete address and the name of the Commissioner with regards to the Royal Commission that is taking place starting September 8, 1987 in Halifax and Sydney Nova Scotia with regards to the Donald Marshall Jr. case were the Commission is to examine the conduct of those who are involved in the miscarriage of justice concerning Mr. Marshall, and to make recommendations concerning the administration of justice in Nova Scotia as may be consequent upon any findings that are made. While I have information for the Commission I require their address and the Commissioners name. Thanking you for your kind attention on this matter on my behalf.

Yours Truly,



Clifford Robert Olson

September 8, 1987  
P.O. BOX 22, Kingston  
Ontario, K7L 4V7  
Canada

Personal and Confidential

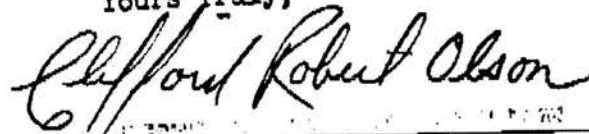
Mr. Arthur Mollon esq  
Barrister and Solicitor  
Nova Scotia Legal Aid  
Regional Office  
Cape Breton Street  
Box 1373-189 Townsend street  
Sydney, Nova Scotia  
B1P 6K3

Dear Mr. Mollon;

RE: Legal aid application & Royal Commission.

In 1978 August 3rd I was stoped by the Sydney Nova Scotia Police with regards to an incident wherein I was not arrested concerning some sexual assaults, because I had slipped out of the clutches of the Sydney Police before they knew who I was. I have now received a letter dated August 24, 1987 from Lawyer Clayton C. Ruby who is representing Donald Marshall, Jr. with regards to a Royal Commission that is about to commence in Halifax and Sydney, September 8, 1987. One of the central figures in the case is the police officer who was in charge of the investigation in the Marshall's case in 1977, then Sergeant of Detectives John MacIntyre. Mr. MacIntyre was recently retired as Chief of the Sydney Police Department. In the course of an examination for discovery in a related civil matter former Chief MacIntyre was asked questions concerning an incident wherein I had slipped out of the clutches of the Sydney police that August 3rd 1978. I have informed Mr. Ruby I have information for the Commission and I must have a legal aid lawyer appointed to handle my case before the Royal Commission and with regards to the information I will be giving the Royal Commission in this matter. The problem is that there was a young girl that died there in August 3rd 1978 in Sydney the day I was stoped by the police. Had the sydney police not let me go as they did twice that day, they would have had the girls body. I will be informing the Royal commission were the girls body may be found in Sydney so they may have a proper Christian burial for her. I require the appoint of legal aid from your office on both these matters. you did handle my case on the issues in 1979 on this matter. I also request a complete Photo Static copy of the Whole legal aid File on my case with regards to the Matter you handled on the two Charges. this is required for the Royal commission. Please have this File forwarded to me right away. I await your reply as to wheather you can take the present matter or have a lawyer appointed from your office to handle this matter. Thanking you for your kind attention on this matter.

Yours Truly,



C.C. Mr. R.G. Murray; Q.C.  
Executive Director,  
Nova Scotia Legal aid  
Halifax, N.S. B3J 1K6

September 9, 1987  
P.O. BOX 22, Kingston  
Ontario, K7L 4V7  
Canada

Personal and Confidential

Solicitor Client Privileged

Mr. R.G. Murray, Q.C.  
Barrister and Solicitor  
Executive Director, Nova Scotia Legal Aid  
301- 5212 Sackville Street  
Halifax, Nova Scotia  
B3J 1K6

Dear Mr. Murray:

RE: Legal aid application for appointment of lawyer in Halifax  
RE: Royal Commission in Halifax and Sydney Nova Scotia.

I have received a letter dated August 24, 1987 from lawyer Clayton C. Ruby who is representing Donald Marshall, Jr., with regards to a Royal Commission that is about to commence in Halifax and Sydney, Nova Scotia on September 8, 1987. One of the central figures in the case is the police officer who was in charge of the investigation in the Marshall's case in 1971, then Sergeant of Detectives John MacIntyre. Mr. MacIntyre recently retired as Chief of the Sydney Police Department. In the course of an examination for discovery in a related civil matter former Chief MacIntyre was asked questions concerning an incident wherein I were not arrested in Sydney, Nova Scotia on August 3rd and 4 1978 concerning an incident wherein I were not arrested concerning some sexual assaults, because I had slipped out of the clutches of the Sydney police before they knew I was. Mr. Ruby informs me that it is possible that if matters of interest I have for the Commissioners, arrangements may have to be made for me to give evidence concerning it. I have informed Mr. Rudy I have information for the Commissioners and that I must have a Legal aid lawyer appointed to handle my case as it involves a young girl that Died of drugs in Sydney and her Body can be found for a proper Christian burial. This happened August 3rd 1978 when the Sydney Police stoped me that day.



- 2 -

I have informed the Honourable: Terence R.B. Donahoe; Q.C. M.L.A. Attorney General of Nova Scotia by letter of September 3rd and 8 1987 on this matter. I requier the appointment of a lawyer to handle this whole matter from your office. you may appoint a lawyer on mybehalf to act for me there. should there be any legal aid applications to be filed out please have them forwarded to me here and ILL have legal aid duty Counsel here fill them out and have him forwarded them to your office. Thanking you for your kind attention on this matter.

Yours Truly,



Clifford Robert Olson