

ROYAL COMMISSION ON THE DONALD MARSHALL, JR., PROSECUTION

MARITIME CENTRE, SUITE 1026, 1505 BARRINGTON STREET, HALIFAX
NOVA SCOTIA, B3J 3K5 902-424-4800

CHIEF JUSTICE T. ALEXANDER HICKMAN
CHAIRMAN

ASSOCIATE CHIEF JUSTICE LAWRENCE A. POITRAS
COMMISSIONER

THE HONOURABLE
MR. JUSTICE GREGORY THOMAS EVANS
COMMISSIONER

March 18, 1988

Ms. Therese Robinson
Red Bank Road
Center Burlington
Hants County, Nova Scotia B0N 1E0

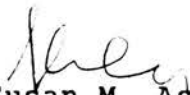
Dear Mrs. Robinson:

I am responding to your letter of March 14, 1988 on behalf of the Royal Commission on the Donald Marshall, Jr. Prosecution. I want to thank you for taking the time to write to us, but I must advise you that the subject of your concern is not one that falls within the mandate of this Royal Commission.

This Royal Commission has been established by the Province of Nova Scotia to look into the administration of justice in the Province as it relates to the prosecution, conviction and acquittal of Donald Marshall, Jr. In doing that, we will be looking at various aspects of the criminal justice system and the roles and responsibilities of certain key players in that system. We will also be investigating whether racism exists in the justice system of Nova Scotia and whether it had any impact on the treatment of Mr. Marshall. While we have interpreted our mandate fairly broadly, it is not so broad as to encompass such matters as divorce and property settlements flowing from divorce.

Thank you very much for writing and for your interest in the work of the Royal Commission. I am returning with this letter your documents and pictures.

Yours truly,


Susan M. Ashley,
Commission Executive
Secretary

SMA/ljb

Enclosures

MAR 16 1988

Red Bank Road.
Center Burlington
Hants County
Nova Scotia B0N 1E0
March 14, 1988
Phone 757-3679

Royal Commission of the Marshall Inquiry.
Maritime Center
Barrington Street
Halifax B3J 3K5

Dear Sirs,

I am enclosing Trial Documents, concerning a case in which there has been a GROSS Miscarriage of Justice. If you would take the time to study the enclosed documents this fact would be apparant.

- (a) I brought property to the Marriage
My husband brought nothing
- (b) I funded the marriage throughout
Educated the Children
Carried the brunt of home expences
Clothed and provided for the children & husband in many ways.
- (c) There were further injections of substantial amounts of cash into our business by my father, specially in 1971 & 1972, resulting in the freeing of our properties for future sale, and thereby making it possible to :-
 - (I) Purchase Home on 35 Acres of land in Canada
 - (?) Put money into business Assets in Canada
Mainly Arrivain FarmsDocuments available in support of these facts.

In spite of the fact of my large financial contribution to Purchase of Home and business Assets :-

The Appeal Division of the Nova Scotia Supreme Court
Have not delt with, Matrimonially funded Business Assets, therefore leaving me and my children with no share in the Business, and in fact leaving us in an impovished state and without a home.

Appeal court corrected some errors of the first judgment, othersise dealing only with :-

Home and one (I) Acre
When in fact the home was purchased with 35 plus 5 Acres.
in 1979 for the sum of \$44,000.00 Cash.

While not dealing with the Matrimonially funded Business Assets, thereby leaving my husband and his partner, Mr. Ewen Orr in full ownership.

The Appeal Court failed to order a new trial
or to deal with the Business Assets

Recourse to the Appeal devision of the Supreme Court of Canada
has been denied me (the closing date for entering this Appeal
is 18 March) Legal Aid will not take it any further.

Therefore the only other recourse I know of to Justice is the Royal Commissio

I leave it to the Commission to decide in what way :-

- (a) Justice can best be served
- (b) And restitution can be made to me and my children.

A Suggestion

A minimum be given to me of
The 35 Acres that was purchased with our home
(Free and unencumbered)
And total cash value of home.

This would still leave the 50 / 50 % of Arrivain Farms untouched.

Arrivain Farms Consists of :-

- (1) 97 Acres of Land (there is also an additional 10 acres held in the name of Peter Robinson & Ewen Orr)
 - (2) A Large New Barn
With cattle and Pig section, and large loft for storing hay.
 - (3) New Pole shed or garage for Tractors and other equipment.
 - (4) Old Barn to some extent renovated
 - (5) Small cottage renovated
 - (6) Fields prepared for the following:-
 - Hillside planted in grapes
 - Fields prepared for corn
 - Hay fields
 - Grazing pastures already fenced
- Cream Quota
Chilled holding bins for cream
Milking Equipment etc. etc.
Other equipment for making sausages
Wood Lathe (and much more)

Does this sound like a Bankrupt operation, as per the finding of the Judge.

- (7) On this property is Mr Ewen Orrs Home.
A very large farm house, totally renovated and re-sided, with a large new extension which has doubled the size of the house.

For the Farm to be put back into full operation, all that is needed is the purchase of dairy cattle and piglets which they raise to butchering age on the by-products of the cream.

The fact that the Orrs home has more than doubled in value, the barns completed since the time of the loan, expansion into other lines, for example Pie making and packaging, using as ingredients the pork by-products and other farm produce. Also bearing in mind that the debt has been substantially reduced to the Farm Loan Board. The debt on the 35 Acres can be removed and transferred to the Orrs property and Arrivain Farms. It must be remembered that my family have in no way benefited by the loan, which in fact all went into Arrivain Farms and Mr Orrs property. If further security is needed by the Farm Loan Board, Mr Orr can give one of his other properties or companies.

Much , much more could be said, but I leave the Documents to speak for themselves. On a thorough examination of this case, many things will immerge, and many questions raised, which should be taken seriously and delt with.

From I98I when the first action was initiated against me, I have been trying to show that I am the innocent injured party.

Trying to show that the divorce courts were just being used to strip me financially of everything, while filling the pockets of others.

If this case is seriously studied it will become quite clear what has in fact been going on for many years. -- Are the courts going to continue to be used in this manner to infact foster further injustice and impoverishment of the innocent.

This case also brings to light the criminal treatment that immigrants, women and children can be exposed to, and the unwillingness of the courts to deal with the issues raised.

Are we, as a nation going to accept this type of behaviour as normal?, or are we going to make this case an example for the protection of others, especially the weak and underprivileged.

Something is desperately wrong in this whole case. I believe you have the authority to deal adaquately with such matters, and to get to the bottom of the problem, in order to bring about some justice in this case and to ensure that justice be better served in the future.

Yours Truely

A handwritten signature in cursive script that reads "Therese Robinson". The signature is written in dark ink and is positioned below the typed name.

Therese Robinson