



COMMISSION OF INQUIRY INTO THE CIRCUMSTANCES
SURROUNDING THE DEATH OF PHOENIX SINCLAIR

Commission Disclosure 0065

Executive Summary

On March 7, 2006, ^{DOE#3} [REDACTED] contacted investigators of the RCMP Serious Crimes Unit. She advised that her 12 year old son, [REDACTED] disclosed to her that he saw his father, Karl Wesley McKay, kill a 5 year old girl. [REDACTED] was living with his father and his father's girlfriend, Samantha Kematch, in Fisher River, Manitoba in the Summer of 2005. ^{DOE#1} [REDACTED] disclosed that Kematch's 5 year old daughter, later identified as Phoenix Sinclair, was being severely abused by the two adults on a regular basis and that he saw his father kill her during that summer. [REDACTED] stated Karl and Samantha then wrapped up Phoenix's body in plastic and buried her near the dump in Fisher River, Manitoba. ^{DOE#1}

It was learned that ^{DOE#1} [REDACTED] had left Winnipeg to live with his father, Karl Wesley McKay, in Fisher River, Manitoba on April 14, 2005, where he lived until August 2005.

In a statement taken from ^{DOE#1} [REDACTED] by investigators on March 7, 2006, he disclosed that;

- The "little girl" (Phoenix) living with them in Fisher River was being abused. He said that Karl and Phoenix's mom, Samantha Kematch, would play a game with Phoenix called "Choking the Chicken", which [REDACTED] explained "they would grab the little girl by the throat.....they choke her until she blacks out and she convulses an' falls on the ground, her eyes roll back and then they just push her around, kicking her and just locking her in a bedroom, treating her like a dog." ^{DOE#1}
- That they would shoot Phoenix with a pellet gun. He stated Karl bought him a BB gun to shoot at cans and that Karl started shooting Phoenix with it. Karl would shoot/hit Phoenix in the back, stomach and Phoenix's "behind" with the pellets and use the butt of the gun to hit her in the back.
- He provided details of the horrific abuse and neglect that Phoenix Sinclair suffered at the hands of Karl Wesley McKay and Samantha Kematch.
- He stated Phoenix was often referred to by McKay & Kematch as a "dog", and forced to eat her own vomit as punishment for throwing up and making a mess. He stated she was left alone in the basement, usually naked and without a bed or blanket.
- He stated on the day Phoenix was killed, Karl had beaten her and then departed the residence with Samantha, leaving [REDACTED] at home with Phoenix. When he didn't hear Phoenix crying or making any noise, he went downstairs to see what was going on....and discovered her laying on the floor motionless. He stated ^{DOE#1}