

IN THE MATTER OF: Commission of Inquiry into the Circumstances Surrounding
the Death of Phoenix Sinclair

AFFIDAVIT OF DOE #1

I MAKE OATH AND SAY THAT:

1. I am a child of Wes McKay. I make this Affidavit based upon personal knowledge, except where same are stated to be based on information and belief, in which case I do verily believe the information and belief to be true.

2. I testified at the criminal trial of Wes McKay and Samantha Kematch. I provided information at the trial with respect to my knowledge of Phoenix Sinclair and her relationship with Wes McKay and Samantha Kematch. I was 12 years old at the time that I observed Phoenix Sinclair with Wes McKay and Samantha Kematch. Testifying at the criminal trial was very stressful to me as I was concerned about possible retribution that might result to me because of my testimony.

3. Following the arrest of Wes McKay for the murder of Phoenix Sinclair, I experienced instances of harassment from people that knew that I was a child of Wes McKay.

4. I am advised by my lawyer, W.S. Gange, and do verily believe that the Commission Office has been advised of the threats of the safety of witnesses testifying at the

Inquiry. I have serious concerns that I may suffer physical harm if my identity is disclosed by virtue of my testimony at the Inquiry.

5. I am currently employed. No one connected with my employment is aware that I am related to Wes McKay. I do not believe that anyone connected with my employment is aware that I testified at the criminal trial of Wes McKay and Samantha Kematch. I have serious concerns that if my co-workers and supervisors were to become aware of my relationship to Wes McKay, that I would suffer serious consequences ranging from verbal harassment to possible physical harassment to the loss of my employment.

6. I have serious concerns that my mental health, my physical health and my safety may be affected if I have to testify at the Inquiry without the protection of a publication ban.

7. I make this Affidavit in good faith.

SWORN BEFORE ME at the)
)
City of Winnipeg in the Province)
)
of Manitoba this day of)
)
February, 2013)
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A Notary Public in and for the
Province of Manitoba.

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GANGE GOODMAN & FRENCH

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