

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

AFFIDAVIT OF DOE #3

I MAKE OATH AND SAY THAT:

1. 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 am the mother of witnesses DOE #1 and DOE #2. Their father was Wes McKay. I was in a common-law relationship with Wes McKay for approximately seven years. I testified at the criminal trial of 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 bullying and harassment from people that knew of my relationship to 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 at my place of employment is aware of my relationship to Wes McKay. I have serious concerns that if my co-workers and supervisors became 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 am very concerned about the health and safety of my two children, witnesses DOE #1 and DOE #2. My children suffer from time to time from anxiety and depression. A part of that anxiety and depression is, in my view, directly related to their fears and concerns about testifying at the Inquiry.

7. 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.

8. 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)
)
)
)
)

A Notary Public in and for the
Province of Manitoba.

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

AFFIDAVIT OF DOE #3

GANGE GOODMAN & FRENCH

Barristers & Solicitors
760 - 444 St. Mary Avenue
Winnipeg, MB R3C 3T1
William S. Gange
(204) 953-5401
File No. 15737 WSG