

**IN THE SUPREME COURT OF CANADA**  
(ON APPEAL FROM THE COURT OF APPEAL FOR ONTARIO)

B E T W E E N:

**POLICE CONSTABLE KRIS WOOD, ACTING SERGEANT MARK PULLBROOK,  
POLICE CONSTABLE GRAHAM SEGUIN**  
Applicants/Cross-Respondents  
(Respondent)

- and -

**RUTH SCHAEFFER, EVELYN MINTY AND DIANE PINDER**  
Respondents/Cross-Respondents  
(Appellants)

-and-

**IAN SCOTT, DIRECTOR OF THE SPECIAL INVESTIGATIONS UNIT**  
Respondent/Cross-Applicant  
(Respondent)

-and-

**JULIAN FANTINO, COMMISSIONER OF THE ONTARIO PROVINCIAL POLICE**  
Respondent/Cross-Respondent  
(Respondent)

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**NOTICE OF APPLICATION FOR LEAVE TO CROSS-APPEAL**  
(Pursuant Section 40 of the *Supreme Court Act* , and Rule 29 of the *Rules of the Supreme Court of Canada*)

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TAKE NOTICE that Ian Scott, Director of the Special Investigations Unit hereby applies for leave to cross-appeal to this Court, pursuant to s. 40 of the *Supreme Court Act*, and Rule 29 of the *Rules of the Supreme Court of Canada*, from the judgement of the Court of Appeal for Ontario, Court file No. C524414, made on November 15, 2011 and for an order granting leave to cross-appeal to this Honourable Court or such further or other order that this Court may deem appropriate;

AND FURTHER TAKE NOTICE that this application for leave to cross-appeal is made on the following grounds:

- 1) The Court of Appeal erred by adopting an interpretation of the *Conduct and Duties of Police Officers Respecting Investigations by the Special Investigations Unit*, O. Reg 267/10, that permits officers involved in an SIU investigation to speak to legal counsel prior to completing their police notes;
- 2) Such further and other grounds as counsel may advise and this Honourable Court may permit.

DATED at the City of Ottawa in the Province of Ontario this 12th day of March, 2012.

*Eugene Meehan Q.C. for  
Marlys Edwardh & Kelly Doctor.*

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Fantino, Commissioner of the Provincial  
Police

**NOTICE TO THE APPLICANT:** An applicant may serve and file a memorandum in response to this application for leave to cross-appeal within 30 days after service of the application for leave to cross-appeal.