

James Forcillo arrested by Toronto police for allegedly breaching bail terms

Suspended Toronto officer convicted of attempted murder violated conditions relating to house arrest, SIU says

By Amara McLaughlin, [CBC News](#) Posted: Nov 15, 2017 10:33 AM ET Last Updated: Nov 15, 2017 1:48 PM ET

Const. James Forcillo, the Toronto police officer convicted in the 2013 shooting death of Sammy Yatim, was arrested by Toronto police on Wednesday for allegedly breaching his bail conditions.

Monica Hudon, spokesperson for the Special Investigations Unit (SIU), said Forcillo had violated conditions relating to his house arrest. She did not provide further details.

According to Toronto police, Forcillo surrendered at 7:30 a.m. Wednesday. He was charged with one count of failing to comply with recognizance.

- [James Forcillo's attempted murder conviction justified in Sammy Yatim shooting death, Crown tells appeal court](#)
- [James Forcillo appeal challenges crucial interpretation of Sammy Yatim streetcar killing](#)

In January 2016, Forcillo was found guilty of attempted murder for continuing to shoot at Yatim while the 18-year-old was lying on the floor of an empty Toronto streetcar in June 2013.

He was sentenced to a six-year prison term, and suspended without pay by the Toronto Police Service. His sentence is one year longer than the mandatory minimum sentence for the crime.

In July, he was released on bail [pending his appeal](#) of his conviction. Lawyers were in court last month and the matter is expected to be heard sometime in 2018.

In November, Forcillo had his [bail extended](#) days before he was set to turn himself in. He was to remain out of prison with strict conditions until April 2, 2018, or until the new evidence his lawyers say they have is introduced as part of the appeal process, whichever comes first.

- [Const. James Forcillo appealing attempted murder conviction in fatal shooting of Sammy Yatim](#)
- [James Forcillo guilty of attempted murder in streetcar shooting of Sammy Yatim](#)

The appeal process is broken into two stages. According to documents filed in court, stage one will see Forcillo's appeal lawyers push for an acquittal, new trial or a suspended sentence.

The second portion of the appeal will examine the fresh evidence that, according to his legal team, shows Forcillo was under so much stress during the interaction that he sincerely perceived a greater threat than video evidence suggests.

Forcillo appeared in the Finch Avenue West courthouse on Wednesday. While the charges won't affect his appeal, Crown lawyer Susan Reid said in an email to CBC Toronto that a review of Forcillo's current bail conditions have been put over until Friday. He will remain in police custody until then.

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