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Canada

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*Our file:* AR-43842, 44298,  
*Notre dossier:* 43843

*Your file:*  
*Votre dossier:*

February 2, 1999

Cpl. Dave Roper  
RCMP - IPOC

Cst. Paul Melon  
JFO Drugs

Gentlemen::

**Re: Disposition of Charges  
David Bruce Carvery**

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On December 11, 1998, I conducted a sentencing hearing in Supreme Court at Halifax. There were three Indictments before the court containing the following Charges:

- a) Indictment #1 - trafficking 21-24 July, 1997;
- b) Indictment #2 - two counts of trafficking on April 6, 1997; and
- c) Indictment #3 - possession of proceeds of crime on April 6, 1997.

Prior to the sentencing hearing, lengthy discussions and negotiation occurred between the defence counsel, Federal Crown and Provincial Crown. As a result, Mr. Carvery agreed to be co-operate with and testify for the Provincial Crown in an upcoming murder trial. In order to secure Mr. Carvery's co-operation with the Provincial Crown, the Provincial Crown and Halifax Regional Police Services requested that the Federal Crown show leniency to Mr. Carvery. Accordingly, the charges were dealt with as follows:

- a) Indictment #1 - Stay of proceedings entered by the Crown;  
- This was a very weak charge, in any event;
- b) Indictment #2 - The two charges were rolled into one  
The accused plead guilty and was sentenced to two years incarceration, less time spent remanded in custody, with the balance of the sentence to be served at the Halifax County Correctional Centre. His jail sentence is to be followed by three years of probation with conditions;
- c) Indictment #3 - stay of proceedings entered by the Crown.

I appreciate that the sentence imposed is lenient. While neither the Federal Crown nor the RCMP had any direct interest in resolving these charges this way, Mr. Carvery's co-operation was required by our colleagues at the Provincial Crown, and it is important that we all co-operate with each other to ensure that the ends of justice are met. The accused murderer is a person far more dangerous to society than Mr. Carvery. I am satisfied that the sentence imposed is appropriate in these unusual circumstances.

Yours truly,

Raymond A. Mitchell  
Counsel - Criminal Prosecutions  
Atlantic Regional Office  
RAM/cym