

ORDER TO MARK EXHIBITS OUTSIDE PUBLIC PROCEEDINGS

WHEREAS by Order in Council 2020-822 and Order in Council 2020-293, the Government of Canada and the Government of Nova Scotia established an independent public inquiry to examine the April 18-19, 2020 mass casualty in Nova Scotia and to provide meaningful recommendations to help protect Canadians in the future (the "Mass Casualty Commission").

AND WHEREAS subject to the Orders in Council, the federal *Inquiries Act*, RSC 1985 c I-11 and the Nova Scotia *Public Inquiries Act*, RSNS 1989 c 372, the Commission has the power to control its own processes and make rules governing its practice and procedure.

AND WHEREAS Rule 7 of the Mass Casualty Commission Rules of Practice and Procedure states: "The Commissioners may amend, supplement, vary, or depart from any rule as they deem necessary to ensure the Commission is thorough, fair, and timely."

AND WHEREAS Rule 25 of the Mass Casualty Commission Rules of Practice and Procedure states: "The Commissioners can receive any evidence they consider to be relevant and helpful in fulfilling the mandate of the Inquiry."

AND WHEREAS Rule 56 of the Mass Casualty Commission Rules of Practice and Procedure states: "All evidence shall be categorized and marked P for public proceedings and, if necessary, C for in camera proceedings. Unless the Commission otherwise orders, a copy of the P transcript of evidence, a list of P exhibits of the public proceedings and a summary of the C proceedings will be available on the Commission website."

AND WHEREAS on June 15, 2022 the Mass Casualty Commission interviewed Sgt. Robert Lewis and subsequently transcribed Sgt. Robert Lewis's interview ("Transcript of Sgt. Robert Lewis's Interview").

AND WHEREAS on June 15, 2022 Sgt. Robert Lewis made a drawing during his interview with the Mass Casualty Commission ("Drawing by Sgt. Robert Lewis").

AND WHEREAS the Mass Casualty Commission did not mark the Transcript of Sgt. Robert Lewis's Interview and the Drawing by Sgt. Robert Lewis as exhibits during proceedings and there are no more proceeding dates scheduled.

AND WHEREAS the Mass Casualty Commission shared the Transcript of Sgt. Robert Lewis and the Drawing by Sgt. Robert Lewis with Participants and has received no objections to the Transcript of Sgt. Robert Lewis's Interview and the Drawing by Sgt. Robert Lewis being marked as exhibits.

AND WHEREAS the Commissioners have deemed it appropriate to have these documents form part of the public record and exhibited accordingly.

IT IS ORDERED THAT:

1. all evidence entered pursuant to this order shall be categorized and marked O for order and a list of O exhibits will be available on the Commission website;
2. the Transcript of Sgt. Robert Lewis's Interview be marked as exhibit O - 7639; and
3. the Drawing of Sgt. Robert Lewis be marked as exhibit O - 7640.

Dated this 26th day of November, 2022.

Chief Commissioner J. Michael MacDonald