

I solicit members of this Committee to obtain a copy of the transcript. I think it is only fair to themselves to have it, so that they will follow with me when I refer to important statements given by witnesses, that they will see that I do not misread or they may read, themselves the context for I would hate to have question marks arise in your minds as to in what context did the witness say this. I want in brief, gentlemen, to make you very familiar with the kernel, the crucial question of facts.

Secondly, you will appreciate that to weigh my oral testimony and that of the witness that I may call, a measure of credibility will have to be used. For the above reason and for the continuity and understanding of my case, you will also appreciate my difficulties in presenting my case in view of the changing attendance of the members of the Committee. I do not say this by way of blame, but only by way of continuity and fairness to me, so you will understand as I go along.

Let me preface very candidly to you. Later you will ask me questions. No one need tell me that my public image has been damaged. I know; I have a scrapbook kept from way back and, therefore, the purpose of the Committee is to find whether I am the cause of this or the victim. If I am the cause, gentlemen, you have the power, nay, the obligation, to strip me of my office and of my career. It is your duty and no Canadian can blame you. But if I am the victim, then it becomes another of your responsibilities to do justice to one of your fellow Canadians. For to me this case is indeed more important than a capital punishment case; so, therefore, my removal from the Supreme Court is sought. I will open my book of life to you. I do not wish to make it dramatic, because I have been accused of that as yet. Excuse me for the moment if I have been expressing myself by gesticulating, but I seem not to be able to speak without doing so.

On page 90, Mr. Rand said, in the last paragraph:

No question is raised of misbehaviour in the discharge of judicial duty; the inquiry goes to conduct outside that function.

Therefore, I do not appear before you saddened with the onus and obligation of satisfying you that in my official function I have failed. But it is all very well to say this in one sentence. The import to me gentlemen, is 11 years of my life. The import to me is that

during those 11 years, I affirm under oath, that while I have never claimed to be the most brilliant judge on the bench, I think I have a right to say that I have had the prime quality of patience to hear counsel and witnesses out. Secondly, to give the best of my devotion to rendering judgment. In 10 or 11 years, I have yet to miss one day of court assignment, due to good health, admittedly. My decisions have been rendered promptly and the court lists on the court of appeal will speak of the number of cases that go to the court of appeal from my decision.

We will later deal with the Law Society and I will give a brief summary, in fairness to the Law Society, but in fairness to myself as well, as to the attitude of the members of the Bar of Ontario.

I am not confronted with accusation in my official capacity; I am confronted not with being derelict as an ex-solicitor practising in the City of Sudbury. The inferences drawn from the report hinge therefore on the two-fold legs that my errors relate to my past function as the Mayor of Sudbury, and my present function as a judge in my personal capacity.

Before proceeding, I might ask the Clerk at his earliest leisure to obtain the exhibits which are filed in the Rand Report—

The Joint Chairman Mr. Laflamme: We have those exhibits on hand.

Mr. Landreville: Thank you.

In giving my evidence, it would be easy to reread all the evidence that I gave before Mr. Rand. I could have reread at Mr. Rand's hearing, all that I said in my testimony at the Farris trial and then there read all the evidence I had given before the Ontario Securities Commission, for, gentlemen, this is my seventh appearance before hearings.

So that you may have a synopsis of the facts, I would like to outline,—and I will give a copy of this to Mr. Fortier—just in brief, these 11 volumes of testimony heard by Mr. Rand. I will spare reading all of these to you of course. I want particularly your counsel following me and I will provide him with a copy.

1. Based on all the documents filed and the testimony given by ALL witnesses, no instrument or paper writing of relevant importance are known to be missing from the files of the Sudbury