

- 1 At Toronto, Ontario and elsewhere prior to July 11, 1949, having acquired the ownership or possession of foreign currency, at the said City of Toronto and elsewhere, did fail to declare the said foreign currency to an Authorized Dealer of the Boards, s. 22 (1) (a).
- 2 Did, during the month of October 1948, on two separate occasions at the City of Toronto and elsewhere, unlawfully export foreign currency from Canada without a permit, contrary to s. 25 (1) (a).

On both counts the Toronto man pleaded guilty through his lawyer W. S.

Martin, K.C., on Sept. 12, 1949, before Magistrate J. B. Hopkins, at Niagara Falls. On the first charge he was fined \$2,000 and costs, or in default of payment ordered to serve six months in jail, and on the second charge he was fined an additional \$2,000 and costs, or six months in jail. The magistrate also assessed the accused Crown Counsel fees. A third charge under s. 19 (c) of the F.E.C. Act was withdrawn. The fines were paid.

F. W. Griffiths, K.C., appeared for the Crown in both prosecutions.

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R. v. Robichaud

Theft of Money

FORTUNATELY all criminals are not afforded opportunities similar to the one given the principal in this case, Phillip Robichaud. Usually the apprehension of a thief involves painstaking police work, but in this instance Robichaud accomplished his own downfall—he talked.

On Aug. 23, 1949, Henry McMurtrie reported that he had been robbed of \$5,000. A fairly prosperous dairy farmer of Springhill, N.B., he apparently had little faith in banks, for he told of keeping thousands of dollars in a trunk in his bedroom. He was extremely vague about how much money he really had, at one time saying he knew he had \$14,000 early in the summer, and didn't miss the \$5,000 until August 19. Yet he also said that he was robbed some time between Aug. 31, 1947 and Dec. 31, 1948.

At any rate McMurtrie finally expressed suspicion of Phillip Robichaud whom he had employed in September 1948. Robichaud had quit the farm in December that year, and in February 1949, according to gossip, was in Toronto. In May it was reported that Robichaud was staying at tourist cabins in the Springhill district. When he worked for the farmer, he had slept in a bedroom

next to his employer's. Because of this and the fact that Robichaud was familiar with the household routine, McMurtrie was of the opinion that his ex-employee had returned to the farm and stolen the money while he, McMurtrie, was absent.

After taking a statement from the complainant, RCMP investigators from Fredericton drove through the surrounding districts in hopes of finding Robichaud at one of the many tourist settlements which dot the countryside. Finally they located a man who said that Robichaud and a companion were staying in one of his cabins. The two tenants were absent at the time, but as they had not checked out, and their cabin contained much of their luggage, the police decided to wait their return. Two constables from Fredericton were detailed to keep watch on Robichaud's cabin.

At 2.30 next morning a phone call to the detachment disclosed that Robichaud and his partner were being held at the tourist camp. Upon being questioned, Robichaud not only admitted the theft, but gave a detailed statement covering the crime and his movements thereafter. According to his story, he had taken \$11,000 from the farmer's trunk shortly