

Tribunals Ontario Ontario Civilian Police Commission

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ONTARIO CIVILIAN POLICE COMMISSION

NOTICE OF HEARING

Section 25(4) of the Police Services Act, R.S.O 1990, c. P.15 as amended

TO: Deputy Chief Dean Bertrim of the Durham Regional Police Service

The Ontario Civilian Police Commission ("Commission"), on its own motion, has investigated certain alleged conduct of Deputy Chief Dean Bertrim ("Deputy Chief Bertrim") of the Durham Regional Police Service ("DRPS"). The Commission has determined that a hearing into certain allegations against Deputy Chief Bertrim is warranted.

It is alleged that Deputy Chief Bertrim, at a Preliminary Motion in oral evidence given under oath before Hearing Officer Inspector Bruce Townley of the Durham Regional Police Service on April 27, 2018, did knowingly make a false statement in that proceeding by asserting under oath that he gave an investigative report to DRPS Sgt Thomas Dingwall shortly after an August 4, 2017 meeting with Chief Paul Martin, when he, in fact, did not.

Contrary to ss. 2(1)(d)(i) and/or (ii) of the Code of Conduct contained in the Schedule to Ontario Regulation 268/10, Deputy Chief Bertrim did thereby commit misconduct by engaging in deceitful conduct pursuant to s. 30(1) of the Regulation and s. 80(1)(a) of the *Police Services Act*, R.S.O. 1990, c. P.15 as amended ("*Act*").

Deputy Chief Bertrim's oral evidence was part of the Record in the aforementioned Preliminary Motion.

By this Notice, you are commanded to appear before the Commission to answer said allegations at a time and place to be determined.

If you do not attend at the hearing, the Commission may proceed in your absence and you will not be entitled to any further notice in the proceedings.

If the Commission concludes after a hearing that your conduct is proved on clear and convincing evidence to be misconduct, it may direct that any action described in ss. 25(4) or 85 of the *Act* be taken.

Dated at Toronto this 1st day of February, 2023.

Sean Weir Chair, Ontario Civilian Police Commission Executive Chair, Tribunals Ontario