

**Mr. Tom Weston**  
**27 Hillside Ave., Dundas, Ontario L9H 4H7**

October 23, 2003.

The Crown Attorney Office  
John Supinka Courthouse  
45 Main St. E., 4<sup>th</sup> floor  
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Attn: Craig Fraser, Crown Attorney

Dear Mr. Fraser

**Re: My previous fax to have charges withdrawn by the Crown**

In September, I sent your office a fax letter requesting that charges against me be dropped by the Crown. I also provided information on how police had failed in their duty to conduct a competent and thorough investigation into the false allegations made against me by my ex-wife who was trying to use the charges to gain an advantage in family court.

I indicated in my letter that because your office and the police department had failed to gather important information from my son, who was present at the time of the alleged incident, and to collect information that would have shown my innocence, I had my son interviewed by a private agency which provides a videotaped interview service for children. The agency also wrote to your office indicating that I had given them my permission for release of the videotaped interview of my son upon the request of either the Crown Attorney's Office or the Police.

To date I have not had a response to my letter, nor has anyone from your office or from the police contacted me or the agency which conducted the videotaped interview of my son. It seems that still nothing is being done by the authorities to correct this injustice.

As I stated in my previous letter, this whole matter where I have been charged because my former wife came into a store when I was shopping with my son and then spoke to me about the clothes I was purchasing for my son has been a miscarriage of Justice from the very beginning and reeks of bias based on my gender as a male. In my mind, the police have acted on just the word of a vindictive ex-spouse over some frivolous accidental contact in a public mall and have not even bothered to conduct a proper investigation into the matter. Another question that seems so obvious is that why was my former wife not charged as well? She knowingly came into the store where my son and I were shopping and she knew I was in the mall before going in. Why was she not charged as well for communicating with me. It seems, however, that the police are only interested in arresting the male and are not interested in gathering information that might show that the woman did something wrong.

As I also previously pointed out to your office, the Crown Attorney Policy Manual for the Province of Ontario states the following:

*"Public confidence in the administration of criminal justice is bolstered by a system where Crown Counsel are not only strong and effective advocates for the prosecution but also ministers of justice with a duty to ensure that the criminal justice system fairly to victims of crime, the public and the accused."*

*"Crown Counsel acting on behalf of the public in an adversarial criminal justice system have a broad discretion to conduct cases. However, the existence of this discretion highlights the importance of the duty to be fair and impartial."*

*"Crown Counsel have a heavy responsibility to ensure that every prosecution is carried out in a way that is consistent with the public interest"*

I believe that the criminal charges against me have been made, not based on a sound and comprehensive police investigation as they should have been, but a faulty and incomplete police investigation. The process to date has not been fair or impartial to me as an accused and certainly not in the interests of the public. I am not a professional investigator, but even I as a layperson, can see that something is not right when police do not even interview the key witnesses who were present at the time of an alleged incident. Are we not supposed to be innocent until proven guilty? I feel that I have been presumed to be guilty and that I have to prove my innocence. It seems however, that none of the authorities want to speak to witnesses who can prove someone's innocence!

In light of the fact that your office nor the police have not responded to my correspondence and have not made any reasonable attempts to gather collateral information relative to my innocence by speaking to key eye witnesses, I can only assume that the Crown Attorney's Office and the Police are NOT interested in seeing that justice is served, but only interested in making life difficult for a custodial father trying carry on with his job and support his son.

How can I teach my son any respect for the law when the Crown and the Police seem more concerned in throwing his father in jail with drug dealers and hard criminals and persecuting his father and seem not to be interested in the pursuit of Justice? The actions of the Crown and the Police are only helping to further alienate and create distrust in the justice system by our youth. My son sees the injustice going on here. He knows what the truth is. He sees the lies and the manipulation of the system going on. One of the reasons why my son refuses to live with his mother is because of her lies, vindictiveness and her manipulation of the system against his father who has only tried to raise him to be a good citizen in the community. Yet, it seems police take the word of a vindictive woman, obviously with something to be gained in family court by making false allegations, with no questions asked.

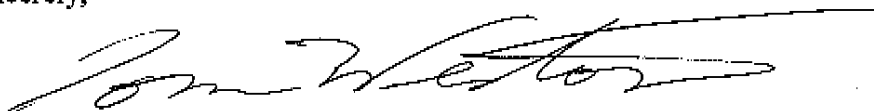
How is it that my 9-year-old son, who has no formal training as an investigator, can see the truth, yet with the many trained professionals who have likely been paid thousands of dollars in this case which reeks of false allegations and manipulation by a vindictive ex-wife, cannot.

Should your office not have the false charges against me dealt with appropriately within the next few days, I shall consider the actions of the police and the Crown Attorney's office as malicious prosecution. I will have to take appropriate action to protect my reputation and to seek restitution for being thrown in jail and the thousands of dollars it has cost me to date to defend myself from the actions of the authorities who have failed in their duty to conduct a proper investigation nor to properly look at the credibility or the motives of my ex-wife before throwing me in jail and charging me for doing nothing harmful to anyone except for engaging in a brief, friendly conversation to my wife's questions about my son's snowsuit in a public mall in the presence of my son.

What is the Justice system in this country coming to? It seems to me, and to many others in the community I have spoken to recently, that in the area of domestic relations between men and women, the Justice system is being driven by an agenda built around an obsession to arrest and convict hard working and honest fathers. The administration of justice seems to follow the principles of conducting witch hunts. It sure does not seem to be built on a foundation of ensuring justice for the citizens of our community as it should be. My son and I have the distinct feeling that we are living in Communist Russia or Communist China, not in Canada.

I would appreciate it if you could deal with this matter quickly rather than waste more taxpayer's money pursuing this case of wrongful prosecution. I shall consider this matter closed should charges be immediately withdrawn. Your response in writing would be appreciated.

Sincerely,



Tom Weston

cc: Family Justice Review Committee  
Various Members of Provincial and Federal Parliament  
Attorney General of Ontario  
Ombudsman of Ontario