

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA

REX

v.

LANDON PREIK

**ORAL REASONS FOR JUDGMENT
OF
THE HONOURABLE JUDGE K. MUNDSTOCK**

COPY

Crown Counsel: G. Lindsey (by videoconference)

Counsel for the Accused: D. Chiu, Articled Student (by videoconference)
(Agent for D. Karp)

Place of Hearing: Chilliwack, B.C.

Date of Ruling: August 2, 2022

VERITEXT LEGAL SOLUTIONS

700 - 925 W. Georgia St. Vancouver, B.C. V6C 3L2
(604) 684-4347
www.veritext.ca

[1] THE COURT: So, Mr. Preik, you will be released on a release order. I am going to -- I will come back to you at the end to make sure you have heard everything. You will be released on a promise to pay \$200 with the following terms and conditions.

[2] 1003:

- You must not distribute, publish, post, or make publicly available in any way information, including comments and images --

[3] That does not sound right, Mr. Lindsey.

[4] CNSL G. LINDSEY: It does sound strange, yes. Can I just have a moment here? I'm just looking up his current release order.

[5] THE COURT: Do you have his current release order, Madam Clerk?

[6] CNSL G. LINDSEY: The wording that Judge Ormiston imposed previously was, "You may not post anything on social media, including Facebook, Instagram, or YouTube." [indiscernible - remote audio] -- so, perhaps the word -- in the proposed condition, perhaps the word "information" is misleading. But perhaps it could be replaced with 'anything,' which would be consistent with what Judge Ormiston imposed earlier.

[7] THE COURT: All right. So, this was on the information that you are not proceeding with because you are proceeding on the 2-C, correct?

[8] CNSL G. LINDSEY: Yes, that's --

[9] THE COURT: All right.

[10] CNSL G. LINDSEY: -- correct.

[11] THE COURT: So, the terms are, in essence, the same as the previous bail order. You want -- carry it over to the 2-C? I do not see anything different other than the form of order. It is now a promise to pay 200.

[12] CNSL G. LINDSEY: Yes, that's what I see.

[13] CNSL D. CHIU: [indiscernible - overlapping speakers], Your Honour.

[14] THE COURT: Sorry?

[15] CNSL D. CHIU: My apologies. I was just going to say, yes, that's my understanding as well. It's the same as the previous release order, with the additional promise to pay of \$200.

[16] THE COURT: Right. Okay.

[17] So, Mr. Preik, your previous release order is no longer applicable because the Crown is not proceeding on that information. We are proceeding on a 2-C information. But the same --

[18] THE ACCUSED: [indiscernible - overlapping speakers]

[19] THE COURT: -- terms are going to apply as your previous bail document. I will read those to you now. And again, this is a release order on a promise to pay \$200.

[20] So, the first condition is:

- You must not possess directly or indirectly any weapon as defined by the *Criminal Code*.

Including:

- a. Firearms and ammunition.
- b. Crossbows, prohibited or restricted weapons or devices, or explosive substances.
- c. Anything used, designed to be used, or intended for use in causing death or injury to any person, or to threaten or intimidate any person.
- d. Any imitation firearms or weapons, including any compressed air guns, BB or pellet guns.
- e. Any related authorizations, licences, and registration certificates and you must not apply for any of these.

[21] Condition two:

- You must not be in any residence where any other person keeps or stores any firearm, crossbow, prohibited weapon, restricted weapon, prohibited device, ammunition or explosive substance.

[22] Condition three:

- You main -- you must not post anything to social media, including Facebook, Instagram, or YouTube.

(ORAL REASONS FOR JUDGMENT CONCLUDED)