

Victim Impact Statement for Allison Gentry re: Incident of 6 November 2009.

The Sixty-One Ranch Ltd., established in 1961, consists of seven contiguous quarters, including confluence of Graham and Big Prairie creeks. The fencing facilitates flow of animals (domestic or wild) along the creek valleys toward the Little Red Deer River.

The Sixty-One Ranch has undertaken Best Management Practices for range management, and riparian regeneration, per Alberta Agriculture guidelines for decades, and has experimented with riparian exclusion fencing and muskeg conservation. Seasonal grazing and forage crops have been the production regime since 1981, the result is a perception that the land is vacant for autumn and winter.

Since 1991, poaching has escalated sufficiently to merit separate hunting season records. No permission for hunting of any sort has been given since 1980. Copious signage has reinforced the well established local knowledge that there is no hunting on our land. We have recorded a reportable incident every year since 1997 (in 1996 the hayfield was fallow), most of these have not resulted in charges.

Hunting season completely alters what we do, as well as when and how we operate our business. We do not go away for extended periods. When weather or road conditions are conducive to hunting, we often will not leave the premises for more than a couple of hours a week. We arrange all schedules (meetings, equipment repairs, banking, doctors, and domestic errands) around dawn/dusk patrols. We remain constantly alert for shots heard or vehicles cruising, inducing a chronic suspicion of every vehicle. We plan all work (drove trail clearing, fencing), livestock placement, and (horse) riding activities to mitigate risk and maximise visibility for the eight weeks of the autumn hunt.

Either or both myself and my 78 year old mother patrol the perimeter roads daily from well before dawn to well after dark. By road the perimeter of the ranch is 10 km, in 2009 we drove 2074 km for patrols around our own land. In 2008, we drove 2070 km, in 2007, 1724 km. We have recorded the usual incidents of taunts, bullying, and verbal abuse, plus endless recidivist activity (weekly and annually), and occasional vandalism (e.g. the offal or hide has been 'returned' to the ditches near where the poaching occurred). We have noted a marked increase in abandoned kills. Since Sunday hunting was legislated in 2008: 6 shot, 4 left (deer); in 2009, 7 shot, 6 left (deer). In short, we do little else for eight weeks of the year but protect our land and our business from an invasion of people unable to respect the basic idea of private property.

On 6 November, I was on one of these routine perusals of the property when I met the men in question. They were parked less than 100m from a 'No Hunting' sign. By the shortest possible route to their location they had passed at least three others on our roadside fences. There were five of them, and I had the Border Collie with me. They were armed, I was not. With odds like those I did not feel safe getting out of my vehicle, but decided at least that I could observe to their activities and try to take some photographs that might assist an investigation. I understand that they were not happy to see me (or what I represent), and that the very act of poaching presupposes an elevated level of entitlement. Still, I had no recourse to defend my own property or livelihood, and they knew it. Leaving aside the considerable misogynist aspect of their behaviour, they had 'might' on their side and acted accordingly, as bullies do.

So, there I sat, in my vehicle with the dog, watching a demonstration of sneering indifference for the rule of law feeling threatened but helpless. The only constructive thing I could do was to stay and watch. Even when the driver stormed up to the car and reached in my window to swat my phone out of my hand, the only thing I could do was be a witness. During 10 years on Cremona & District Emergency Services I have been trained to render aid in emergencies, to analyse hazards, and to act. It goes against my experience and training to sit idly by. Nevertheless, since this incident, and for the subsequent fatalities throughout the rest of the season (five more deer were shot and left after 6 November), I have felt constrained ^{from acting} ~~to act~~ for fear of retaliation. Until now this is something that has never been a personal problem for me during hundreds of 911 calls (medical, fire, and rescue), ^{had} that this incident has such ^{the} consequences clearly illustrates ~~that the actions of the men in question are beneath contempt.~~

its ~~the~~ impact

Statement of Allison Gentry [REDACTED] 6 Nov. 2009

At 1645 this afternoon, I drove westbound on Big Prairie Road and met a white GMC, Alberta license [REDACTED] parked westbound on the south side of the road. Three men were standing in the hayfield to the south; all three were carrying long guns. One had shouldered his firearm and was looking through the scope. Two people were in the truck. I pulled over to the north side of the road, rolled the window down, took off my seatbelt, and put on my hazard lights.

I spoke across the road, without leaving my vehicle:

"Gentlemen, you know there's no hunting on this land"

The three men in the hayfield turned to one another, then started to walk toward the fence.

I then noticed a deer carcass in the field and said:

"Are you going to leave it there?"

The three men had crawled the fence, they now stacked their firearms against a fence post, and started to walk back to the deer.

I phoned the house, let Elizabeth Gentry, my mother, know what was going on, gave her the license plate number to report, and the details I had. I asked her to phone Donna Maynes, who I had passed at the corner of Big Prairie Road and R.R. 5.2, in hopes she would drive up with a better camera to take photos.

I took two snapshots with my cell phone, but into the afternoon sun, the results were poor. When the driver of the truck saw me taking pictures he jumped out of the truck, and walked up to my vehicle, saying:

"Did I give you permission to take my picture? I didn't say you could take my picture!"

He walked up to my car door, reached through the open window, and tried to grab the phone in my right hand. I drew my arm to the right, downward toward the e-brake, as he tried to catch my arm to flip the phone away. Our collie was in the passenger seat. He straightened up, withdrew his arm.

When I suggested he was poaching.

He said: "We are not poaching, we have tags. All you can get us on is trespassing." and walked toward to his vehicle.

Donna Maynes approached westbound, with her window down and her camera propped on the door sill. He turned east to see her car and camera, and said:

"Now you're going to take my fucking picture too"

As she drove slowly between the two vehicles, he made a grab for her window, she accelerated and drove past. As she did so, he said:

"Hey, -----(someone's name) d'you wanna shoot that bitch?!" laughing.

The two men in field, one dressed entirely in camo, the other with a beard in a blaze-orange tuque, grabbed the legs of the deer and dragged it toward and through the fence. They dragged the carcass through the ditch, and collected their firearms.

Donna Maynes had turned around and was eastbound, behind the truck, taking pictures, while they loaded the deer. Once they realised she was photographing them, they hurried to get the carcass loaded and into the truck.

Another pickup, [REDACTED] pulled up behind both the white GMC and Ms. Maynes crossover, and witnessed the end of the encounter.

CHRGDET
BROTHERS CALP

JOIN - CHARGE DETAIL INQUIRY
CALR PRODUCTN

JNJD014I
2017-12-13 09:40:42

FILE/TK NO.: 110196847P1 INFORMATION FILE FILED AT COURT: CALP

ACC: 1 OF 1 SEX: M DOB: [REDACTED] ----- EVENTS -----

NIXON, JASON, JOHN 2017NOV10 RTF REFER TO FILE-COMMENTS

ADDR: [REDACTED] 2011FEB17 CAE CHANGE OF ADDRESS

SUNDRE AB [REDACTED] 2011FEB17 SEN SENTENCE
DLN : PEACE BOND

MVID: PROHB: 0.0 2011FEB17 ALA ALLEGATIONS ADMITTED

AALS: PKNG: Y PLEAD: 2011FEB17 FA FIRST APPEARANCE

FPS ID: C000618815 TKN: N

OPENED: 2011FEB17 CROWN ELECTION: S

AGENCY: ROL AGENCY#: 09-1283751

ADJ JUDGE: JUDGE P.J. MASON

SENTENCED: Y APPEALED: N AT MVD: N PROSECUTOR: DEFENCE:

CHARGE DATE TYPE

1 OF 1 CC 810(1) THREAT OF INJURY/DAMAGE 2011FEB17 S

DATE TIME ROOM DS NEXT APPEARANCE MORE LOCATION

2011FEB17 09:30 001 FIRST APPEARANCE DIDSBURY PROV. COURT CRIMINAL

BAN: N PARDON: N COLL TYPE: P XREF: N N ADDTN INFORMATION: N

PF11 GO TO --> FIND

PF1=HELP PF3=PREV SCREEN PF4=FILEDET PF7=PREV EVNT PF8=NEXT EVNT PF12=MAIN

PF13=DISP PF14=BAIL PF15=FINE PF16=REST PF19=PREV APP PF20=NEX APP PF21=WIT



Recognizance
Engagement

Form 32

CANADA
PROVINCE OF ALBERTA/Province D'Alberta

PEACE BOND ID : 001
FILE-TK NO/No de dossier: 110196847P1-01-001

ENFORCEMENT AGENCY/Organisme chargé de l'application de la loi: ROL
POLICE FILE NO/No du dossier de police: 09-1283751

BE IT REMEMBERED that on this day the persons named in the following schedule personally came before me and severally acknowledged themselves to owe to Her Majesty the Queen the several amounts set opposite their respective names, namely,

Sachez que, ce jour, les personnes nommées dans la liste qui suit ont personnellement comparu devant moi et ont chacune reconnu devoir à Sa Majesté la Reine les diverses sommes indiquées en regard de leurs noms respectifs, à savoir,

Name/Nom	DATE OF BIRTH/Date de naissance	Address/Adresse	Amount/Montant
NIXON JASON, JOHN	1980MAY26	[REDACTED]	2,000.00 OWN RECOG.

SURETIES:

to be made and levied of their several goods and chattels, lands and tenements, respectively, to the use of Her Majesty the Queen, if the said

lesdites sommes devant être prélevées sur leurs biens et effets, terres et ténements, respectivement, pour l'usage de Sa Majesté la Reine, si ledit

NIXON JASON, JOHN

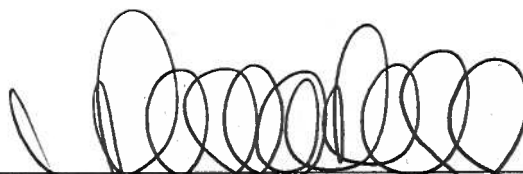
fails in any of the conditions hereunder written.

ne remplit pas la condition ci-après énoncée.

Taken and acknowledge before me on the 17TH DAY OF FEBRUARY, 2011
Fait et reconnu devant moi le

at/à DIDSBURY, ALBERTA

Respondent Signature
Signature de l'intimé


Nagia Hage
JUDGE, CLERK OF THE COURT OR JUSTICE OF THE PEACE
Juge, greffier du tribunal ou juge de paix #8207

Surety Signature
Signature de la caution

Surety Signature
Signature de la caution

WHEREAS the said

ATTENDU QUE le tribunal a ordonné audit

NIXON JASON, JOHN

hereinafter called the Respondent, has been ordered to enter into a Peace Bond pursuant to the provisions of Section 810(1) CC in that the Respondent did

ci-après appelé l'intimé, de s'engager à ne pas troubler l'ordre public conformément aux dispositions de l'article 810(1) du Code criminel en ce sens que l'intimé a

ON OR ABOUT THE 17TH DAY OF FEBRUARY, A.D. 2011, AT OR NEAR DIDSBURY IN THE PROVINCE OF ALBERTA, HAS CAUSED ALLISON GENTRY TO FEAR THAT JASON JOHN NIXON WILL CAUSE PERSONAL INJURY TO HER, IN THAT JASON JOHN NIXON DID ON THE 6TH DAY OF NOVEMBER, 2009 AT OR NEAR CREMONA, IN THE PROVINCE OF ALBERTA, HARM ALLISON GENTRY WHICH CAUSES ALLISON GENTRY TO HAVE THE SAID FEAR CONTRARY TO SECTION 810(1) OF THE CRIMINAL CODE OF CANADA.

CROWN PROCEEDS SUMMARILY

The condition of the above written recognizance is that if

L'engagement écrit ci-dessus est subordonné à la condition que si

NIXON JASON, JOHN

keeps the peace and is of good behaviour for the term of

garde la paix et a une bonne conduite pendant la période de

1.00 YEAR(S)

commencing on

commençant le

17TH DAY OF FEBRUARY, 2011

the said recognizance is void, otherwise it stands in full force and effect(810).

ledit engagement est nul mais qu'au cas contraire il a pleine force et plein effet(810).

CONDITIONS:

1. KEEP THE PEACE AND BE OF GOOD BEHAVIOR
2. HAVE NO CONTACT OR COMMUNICATION WHATSOEVER EITHER DIRECTLY OR INDIRECTLY WITH ALLISON GENTRY
3. YOU ARE BANNED FROM GOING WITHIN A 500 METRE RADIUS OF: NW10-30-5-W5 ALBERTA.

DATED THIS/Fait le 17TH DAY OF FEBRUARY, 2011 AT/à DIDSBURY, ALBERTA