**A COMMISSION OF INQUIRY**

**INTO HISTORIC LAND LOSS**

**IN BERMUDA**

**CHAIRMAN**

**JUSTICE NORMA WADE-MILLER**

**COMMISSIONERS**

**MR. WAYNE PERINCHIEF**

**MS. MAXINE BINNS**

**MR. QUINTON STOVELL**

**MS. LYNDA MILLIGAN-WHYTE**

**MS. FREDERICA FORTH**

**MR. JONATHAN STARLING**

**COUNSEL**

**MR. DIRK HARRISON**

**TRANSCRIPT OF PROCEEDINGS**

**LOCATION: UNKNOWN**

**WEDNESDAY, NOVEMBER 30, 2020**

**AFTERNOON SESSION (c) AT 1:41 PM**

(Continued from 11/30/2020 (b)

**MR. CHARLES BROWN** 0:00: Sorry 1969 from Russell Pearman to David E. Wilkinson. A letter dated 20th of June 1969, from John Swan to Wilkinson. An original agreement between myself and John Swan dated 17th of July 1969.

Also a document dated October 1, 1969, an agreement between John Swan and myself. On May 21, 1970, an agreement which me and John Swan had about this property was finished, and he took complete control of the property for payment to me of $60,000. This was handled by Peter Smith offices.

The document dated 15th of April 1969, (copy Conveyance), handed to Sgt. Cassim, I got from D. Wilkinson office on 22nd of October 1976. I would further say, when Mrs. Brown contacted me and I went to Wilkinson's office on 22 of October 76, I saw the girl at the office who was present on the 15th of April 1969. I told her that I remembered her, but she denied this saying, “She was'nt working there at the time.” She said, "I must have made a mistake, because these papers must have been done at Appleby, Spurling & Kempe."

I know she was the lady me and Pearman dealt with on the 15th of April 1969. This same lady brought out the Conveyance on 22nd of October 1976, which she had brought out to me and Pearman on the 15th of April 1969. That concludes the statement.

**COUNSEL DIRK HARRISON** 2:06: And just for completeness, at the end of that statement you have read, what appears at the foot of the document?

**MR. CHARLES BROWN** 2:20: At the foot of the documents says, Signed: John Augustus. Signature Witness by: T. Cassim, Sgt 55.

**COUNSEL DIRK HARRISON** 2:32: Thank you.

Now, in reference to your schedule of evidence as you refer to it CNLB7 Exhibit #7, what was the purpose that you placed reliance on that document that was just read.

**MR. CHARLES BROWN** 3:03**:** The witness statement from Emmanuel Augustus provides us with insight into the role that Emmanuel Augustus played in the claim of ownership by John W. Swan. It also lets us know that Russell Pearman had an appetite to do things in his own way. And it also points us to view that Emmanuel Augustus trusted John Swan to conduct himself appropriately in this matter.

**COUNSEL DIRK HARRISON** 3:44: Thank you. Now take us to Items M and N as referenced in your schedule of evidence.

**MR. CHARLES BROWN** 4:29: Yes.

**COUNSEL DIRK HARRISON** 4:45: Yes. Crave Indulgence, Madam Chair

**JUSTICE NORMA WADE-MILLER** 4:50: Just writing you a note, to say that we should stop at a convenient point certainly no later than 3:45 pm; because um there are number of administrative matters we have to deal with. And if witnesses have to leave, etc, etc. How much longer do you think Mr. Brown is likely to be?

**COUNSEL DIRK HARRISON** 5:12: Certainly cannot finish within the next 15 minutes. He will be required to return another day, because we have some way to go still.

**JUSTICE NORMA WADE-MILLER** 5:23: Got some way to go still, Mr. Brown and how many more witnesses do you wish to call?

**MR. CHARLES BROWN** 5:29: We will. I don't believe we'll be asking for any more than the three of us to possibly speak.

**JUSTICE NORMA WADE-MILLER**  5:39: Another three witnesses?

**COUNSEL DIRK HARRISON** 5:41:No, no including the two of them and probably he had mentioned that maybe his mother, but unlikely. But these are the witnesses Madam Chair, these are they.

**JUSTICE NORMA WADE-MILLER** 5:53: Can we break for a few minutes so that we can just talk about it. Maybe we could go in there with Commissioners and just talk

**COUNSEL DIRK HARRISON** 6:03: Sure.

**JUSTICE NORMA WADE-MILLER** 6:07: About going forward. If you give us a few minutes, Mr. Brown, I do not want to air this publicly.

**END OF TRANSCRIPTION NOVEMBER 30, 2020 AFTERNOON (c) AT 6:14**