**COMMISSION OF INQUIRY INTO HISTORIC LAND LOSSES IN BERMUDA**

**CHAIRMAN**

**JUSTICE NORMA WADE-MILLER, JP, OBE**

**COUNSEL**

**MR. DIRK HARRISON**

**COMMISSIONERS**

**MR WAYNE PERINCHIEF, JP**

**MS. LYNDA MILLIGAN WHYTE, B.A., B. ED. M.P.A,.J.D.**

**MS. MAXINE BINNS**

**MR. JONATHAN STARLING**

**MR. QUINTON STOVELL**

**MS. FREDERICA FORTH**

**TRANSCRIPT OF PROCEEDINGS**

**LOCATION: WILLOW BANK RESORT & CONFERENCE CENTRE, SOMERSET**

**WEDNESDAY, FEBRUARY 3, 2021**

**TIME: AFTERNOON SESSION (f)**

**Continuation of Afternoon Session (e)**

**Commission Counsel** 00:00: You may continue, madam, what you refer to as page two of Exhibit JJ 9.

**Juanita J.P. Jones** 00:06: Yes.

**Commission Counsel** 00:06: Could you indicate to us the relevance of you presenting this part to us, madam?

**Juanita J.P. Jones** 00:11: This is just a continuation from page two. The mortgagees are Violet Wilson, his wife, that's after that carries from leaving the Nathaniel Ledrew Wilson, Violet Wilson, his wife, William Stanley Gibson, Ernest Albert Smith and Marian Louise Smith. Property Mortgaged: All that certain parcel of land situated in Southampton Parish in the islands of Bermuda. Delineated and outlined in pink on the plan annexed to an indenture made between Josiah Alexander Reuben Wilson of the first part in the mortgagors of the second and third part, respectively, and bounded northerly by other land formerly held with the land now being described and now or recently in the possession of William Frith and there measuring 256 feet easterly by land now or recently of Thomas Smith and there measuring 405 feet southerly for the waters, by the waters of the ocean and westerly by land formerly held by Granville Wilson and now or recently in the possession of the said William Frith and there measuring 447 feet, or however otherwise the said parcel of land may be bounded, may measure or ought to be described together with the cottage thereon erected and appurtenancest to the same belonging and especially together with the rights of way particularly described in the mortgage. Sum secured was 2000 pounds. Interest was 6% per annum, reducible to 5% per annum.

**Commission Counsel** 02:10: Now, madam, what is it particularly are you saying about this document, because I noticed based on what you have just read, it makes reference to, which are the persons here, is it Granville Wilson, I'm sorry, Thomas Smith?

**Juanita J.P. Jones** 02:31: My great grandfather, Thomas Smith, yes.

**Commission Counsel** 02:35: And I'm not putting words in your mouth, but I'm just trying to understand. It says or recently of Thomas Smith. Is it, are you concerned as to how someone else would have been passing land that had been Thomas Smith’s?

**Juanita J.P. Jones** 02:51: Yes, that is correct. How could they, they're just passing land and selling it off. So, if they have sold all of his property, then where is the money? Because he had nothing.

**Commission Counsel** 03:09: Because you indicated that he lived in a…

**Juanita J.P. Jones** 03:13: He lived in the cellar and slept on a mattress and she witnessed it herself, his granddaughter. So where, if all of this property was sold off, then if it's no property, okay, then where’s the money?

**Commission Counsel** 03:31: Other than 100 dollars or $100.

**Juanita J.P. Jones** 03:33: Other than $100 that was given to his daughter, Louise.

**Commission Counsel** 03:36: Simons.

**Juanita J.P. Jones** 03:37: Simmons.

**Commission Counsel** 03:37: Simmons. My apologies. Before we go any further, on the said page that you are reading, what you refer to as page three of Exhibit JJ 9, it makes reference to all that certain parcel of land situated in Southampton Parish in the islands of Bermuda delineated and outlined in pink on the plan annexed. Did you in terms of your research and obtain this document, obtain a plan?

**Juanita J.P. Jones** 04:09: I have, I have not but that is my next step.

**Commission Counsel** 04:12: I'm just going to make a note here because I'll just ask our Secretariat to assist us, Madam Chair. The document which we have which is JJ 9 and which the witness refers to, on the third page of what is JJ 9, at the top righthand corner, it has the number 407. Reference is made to a property that is mortgaged, its purpose to attend upon the offices of the Land Valuation, Land Title Registration, for us to obtain the plan that should be annexed to this document, Madam Chair.

**Madam Chair** 05:22: Can you repeat that, Counsel?

**Commission Counsel** 05:24: JJ 9, there is a third page on JJ 9, the Exhibit. It has top 407. It refers to a plan and annexed to this indenture, the witness has indicated that she, her research leads her to want to obtain this document. I'm trying to see that we could assist ourselves by indicating to the Land Title Registration Office, we could have taken there the Exhibit and wish to obtain the plan which is referred to. Just ask that an Order could be made in that regard.

**Madam Chair** 05:29: So, our Secretariat will assist us to do that, yes?.Thank you. So, we’ have our Secretariat here, headed by P.S, and I'm sure we will send a letter to them and to get assistance, I'm pretty sure. P.S. is very good. She knows, you know, the Registrar.

**Commission Counsel** 06:49: Right.

**Madam Chair** 06:50: We will try to secure it that way. And Mr. Simmons, if you sort of try to collate it for us. Yes? Thank you. Yes, Counsel. Thank you.

**Commission Counsel** 07:04: Now, Madam, in relation to this Exhibit JJ 9, there's a fourth page?

**Juanita J.P. Jones** 07:10: Yes, that is correct.

**Commission Counsel** 07:11: Can you just indicate to us the relevance of that page.

**Juanita J.P. Jones** 07:14: This is a another parcel, a piece of land that I want to refer to as being taken, stolen from my grandfather. On the second of November, 1954, the Mortgagor, Berkeley Merritt Wilson. Mortgagee Bank of Bermuda Limited. Property Mortgaged: All that certain parcel of land situated in Southampton Parish in the islands of Bermuda, delineated and coloured pink on the plan annexed to an indenture date, dated the 1st day of November, 1954, made between Nathaniel Ledrew Wilson of the first part, the mortgager of the second part, and Edmund Gosling Gray of the third part, and bounded northerly by other land formerly held by Ellen Wilson, with the land now being described and recently of David Wilson, and there measuring 128 feet easterly by the land allotted to a partition deed dated the first day of May, 1930 made between Thomas Smith of the first part and Granville Wilson and Lillian Wilson, his wife, of the second part and the said Ellen Wilson of the third part to the said Thomas Smith, and there measuring 405 feet southerly by the waters of the ocean and there measuring, as shown on the said plan, 120 feet westerly by the lot of land, theretofore held with the land now being described and now of the said Nathaniel Ledrew Wilson and there measuring 445 feet or however otherwise the said lot of land may be bounded may, may be bounded, may measure or ought to be described together with the cottage thereon erected and appurtenances thereto belonging and especially together with the rights of way particularly described in the mortgage say and accept and reserve the right of way over the road, over the roadway traversing the lot of land there and before described, described on the west. Okay, sum secured 2,000 pounds, interest 6%.

**Commission Counsel** 09:57: Now it has written across the face of it some words in handwriting.

**Juanita J.P. Jones** 10:02: Satisfied, um,

**Commission Counsel** 10:05: Okay. Now in relation to Exhibit JJ 9, how many pieces of, is it two or three pieces of property you’re referring to, parts of?

**Juanita J.P. Jones** 10:20: This Exhibit, this Exhibit here, I was referring to three, three pieces that were...

**Commission Counsel** 10:24: Three parcels?

**Juanita J.P. Jones** 10:25: Yes.

**Commission Counsel** 10:38: Madam Chair, I just ask that the very same for this document, this will add, I had indicated already the entire Exhibit, JJ 9 but just to indicate that the witness has indicated that it relates to three different parcels of land, JJ9.

**Madam Chair** 11:09: So you'd like the Secretariat to assist with this as well?

**Commission Counsel** 11:14: Thank you. Yes, it is the same thing, but just for completeness I was just indicating. Now, just as part of the story that you're telling, Miss Jones, there's a photograph that you have shared with us. Could you just indicate who are the persons in the photograph, as you tell the story on behalf of the estate. Well, who are the persons displayed there, madam?

**Juanita J.P. Jones** 11:54: In the top, in the top left, that is Thomas Henry Smith. On the top right, that is Cornelia Simmons and on the bottom is Louise Simmons, Thomas Smith's only daughter, my mother's mother.

**Commission Counsel** 12:16: Okay, I'm just going to ask you to repeat it, but I'm just going to ask that, that extract, a document which displays three pictures, that I'd ask that it be tendered and admitted as Exhibit, JJ 10. Could you just remind me of the names? The top left?

**Juanita J.P. Jones** 12:35: The top left is Thomas Henry Smith.

**Commission Counsel** 12:38: Sitting on a chair?

**Juanita J.P. Jones** 12:39: Sitting on a chair.

**Commission Counsel** 12:42: Top right?

**Juanita J.P. Jones** 12:43: Top right is Cornelia Simmons Burchall.

**Commission Counsel** 12:48: Cornelia?

**Juanita J.P. Jones** 12:49: Cornelia. I'm right, Cornelia.

**Commission Counsel** 12:53: Would you spell it for us please?

**Juanita J.P. Jones** 12:55: C-O-R-N-

**Commission Counsel** 12:56: Look at your mother. No, don't, don't be brave.

**Juanita J.P. Jones** 12:59: Sorry?

**Commission Counsel** 12:59: Don't be brave and try and spell it on your own.

**Juanita J.P. Jones** 13:03: C-O-R-N-E-L-I-A, Cornelia.

**Commission Counsel** 13:08: Burc.

**Madam Chair** 13:10: C-o-r-a?

**Juanita J.P. Jones** 13:12: C-O-R-N-E-L-I-A

**Madam Chair** 13:14: Yes.

**Commission Counsel** 13:16: And the other names, no, no the other, Cornelius’s other names?

**Juanita J.P. Jones** 13:21: Simmons. Burchall. She meant Burchall.

**Commission Counsel** 13:23: S-I, Simmons S-I

**Juanita J.P. Jones** 13:28: S-I-M-M-O-N-S

**Madam Chair** 13:34: Burchall, A-R-C-H?

**Juanita J.P. Jones** 13:37: Burchall. B-U-R-C-H-A-L-L, Burchall.

**Madam Chair** 13:40: Burchall.

**Juanita J.P. Jones** 13:41: Yes.

**Wayne Perinchief** 13:43: Burchall.

**Commission Counsel** 13:47: And the third picture?

**Juanita J.P. Jones** 13:49: The bottom picture is their daughter Louise, Thomas Smith’s only daughter Louise Adele Simmons.

**Commission Counsel** 13:57: To who was given 100 dollars.

**Juanita J.P. Jones** 13:59: She was given 100 dollars.

**Commission Counsel** 14:00: Pounds, I'm sorry.

**Juanita J.P. Jones** 14:01: 100 pounds from Vivi Wilson, Vivian Wilson.

**Commission Counsel** 14:08: And I dare say, the family’s of the opinion that Vivian Wilson took whatever else existed.

**Juanita J.P. Jones** 14:18: Everything. He took everything else, money, property everything.

**Commission Counsel** 14:27: Okay. Now you, I want to show you another document upon which you wish to place reliance that you have shared with us.

**Juanita J.P. Jones** 14:42: Yes.

**Commission Counsel** 14:43: Could you kindly just indicate to us what it is?

**Juanita J.P. Jones** 14:49: The document that you're looking at now?

**Commission Counsel** 14:51: That's projected on the screen? Yes.

**Juanita J.P. Jones** 14:53: That's on the screen?

**Commission Counsel** 14:56: Just a minute, please.

**Juanita J.P. Jones** 14:57: Sure.

**Commission Counsel** 15:08: Yes, yes madam. Where is that document? Where do you get that document?

**Juanita J.P. Jones** 15:12: From the Bermuda Slave Registry from 1821 to 1834.

**Commission Counsel** 15:18: I'm just going to ask you to go a little slower for me.

**Juanita J.P. Jones** 15:21: The Bermuda Slave Registers from 1821 and 1834.

**Commission Counsel** 15:30: Could you please just turn the book this way for me?

**Madam Chair** 15:36: Are we entering this as eleven, Counsel?

**Commission Counsel** 15:39: That is my intention but we are just entering a page which is an extract from the book which a witness places reliance on. I crave your indulgence. It is a Bermuda Slave Registers from 1821 and 1834.

**Juanita J.P. Jones** 16:08: That is correct.

**Commission Counsel** 16:10: It is written by the author. Who is the author of that book or who put that together?

**Juanita J.P. Jones** 16:20: The uh, Ombudsman from Bermuda, Arlene Brook, or Brock, however, you want to pronounce it.

**Wayne Perinchief** 16:27: Arlene Brock.

**Juanita J.P. Jones** 16:35: The Ombudsman.

**Commission Counsel** 16:47: Now the extract that appears, which is going to be projected shortly at the top of the page, Madam Chair, it has some columns.

**Madam Chair** 17:09: So Counsel, if I may please. The extract from the book, that’s JJ 11?

**Commission Counsel** 17:17: Here's what I'm trying to do, I'm going to describe it first, Madam. It has some columns at the top, starts with the word Owner.

**Madam Chair** 17:25: And it's gone.

**Commission Counsel** 17:27: Owner, then it has Total.

**Madam Chair** 17:35: Uhmm.

**Commission Counsel** 17:38: And it ends with the word Country in terms of column. I'd ask that that be tendered and admitted as Exhibit JJ 11.

**Madam Chair** 18:06: So entered.

**Commission Counsel** 18:08: Could you take us to the extract, the item, the line item that you wish to draw to our attention to, madam?

**Juanita J.P. Jones** 18:13: Well, if you go down, you'll see the name Robert Bassett as an owner.

**Commission Counsel** 18:21: Just a minute, just a minute. The name appears, there are quite a few Robert Bassetts. Which one would you wish to?

**Juanita J.P. Jones** 18:45: That's the same person, he owns 17 slaves.

**Commission Counsel** 18:51: So you use this to indicate that Robert Bassett owns 17, this is the purpose of this document?

**Juanita J.P. Jones** 19:00: Yes, he owns 17 slaves and you would see there one of the slaves is named Jack Wilson, the same Jack Wilson that is in this document here.

**Commission Counsel** 19:13: What is referenced in the book by…

**Juanita J.P. Jones** 19:18: Nellie.

**Commission Counsel** 19:18: Nellie Eileen, which is Exhibit JJ 5, Exhibit JJ 5. This document which is JJ 11, you're using to support what is in JJ 5?

**Juanita J.P. Jones** 19:53: That is correct. Robert Bassett owned 17 slaves and you'll see that one is named Jack Wilson and it says here in Exhibit 5, if you go back, that Johannah Bassett, descendant of a slave master named Robert Bassett…

**Commission Counsel** 20:11: Just, just a minute. Just a minute, crave your... Yes, is it on the first page of JJ 5? Is that the very first page or the second page?

**Juanita J.P. Jones** 21:02: The second page. Second page.

**Commission Counsel** 21:04: Okay, just scroll over, We're getting to it. Okay.

**Juanita J.P. Jones** 21:25: Yes.

**Commission Counsel** 21:27: So.

**Juanita J.P. Jones** 21:28: I just wanted to show that out of those 17 slaves that Robert Bassett owned, one of them was named Jack Wilson and if we go back to Exhibit 5, it says at the top of the page that Johannah Bassett, descendant of a slave master named Robert Bassett and a relative of Jack Wilson. It's listed in Nellie Wilson's book. The same person.

**Commission Counsel** 21:55: Thank you very much. Thank you. Now also in respect of your research, you examine the Southampton Parish.. Could you just assist me, is it, what parish book is it? Miss Jones, could you assist me there, Southampton Parish, what book is it?

**Juanita J.P. Jones** 23:00: It's in the Bermuda Historical Quarterly.

**Commission Counsel** 23:02: Thank you.

**Juanita J.P. Jones** 23:03: Dated 1946 to 1947.

**Commission Counsel** 23:06: I'm just going to ask you to repeat that slowly for me.

**Juanita J.P. Jones** 23:07: The Bermuda Historical Quarterly 1946 to 1947.

**Commission Counsel** 23:23: Quarterly, Quarterly.

**Madam Chair** 23:24: Quarterly. And the year 1947.

**Commission Counsel** 23:28: It's projected now on the screen, Madam. 1946

**Juanita J.P. Jones** 23:31: 46 to 47.

**Madam Chair** 23:34: Thank you.

**Commission Counsel** 23:38: The extract that you wish to make reference to, it consists of how many pages?

**Juanita J.P. Jones** 23:43: Two.

**Commission Counsel** 23:44: Thank you. We, technology, the makers of the MacBook, have not decided to teach us how to flip a picture yet. We still have to rely on HP computers, but that's for another time and another place, but Madam, the document for consisting of two pages, Madam Chair, the application is that the document is tendered and admitted, that the two pages, an extract from the Bermuda...

**Madam Chair** 24:56: Historical Quarterly.

**Commission Counsel** 24:58: Thank you. Exhibit JJ 12, Bermuda Historical Quarterly. What would you like to bring to our attention, madam?

**Juanita J.P. Jones** 25:12: Well, I just wanted to ascertain that Robert Bassett did in fact own property in Southampton as well as in the Parish of Sandys where he resided. So, I just wanted to check.

**Commission Counsel** 25:24: Where exactly is that?

**Juanita J.P. Jones** 25:25: Sorry?

**Commission Counsel** 25:27: Could you just assist me as challenged as it is with what appears on it. Is it on the left or the right or both?

**Juanita J.P. Jones** 25:35: Well that. Well, if it was upright. Umm..

**Commission Counsel** 25:39: Yes we're trying to flip it. That's what I was saying.

**Juanita J.P. Jones** 25:45: There you go. Okay, that's the Sandys Parish.

**Commission Counsel** 25:48: Just a minute. Just a minute. Yes.

**Juanita J.P. Jones** 25:56: I just wanted to check to make sure that he did in fact own property in Sandys and it is registered as well as the next page is the Southampton Parish.

**Commission Counsel** 26:07: So here it says Robert Bassett Esquire. And what is shown in that highlighted area, it shows, it shows in some columns the areas, acres of land, the value of land, the value of timber and the value of houses and other improvements and finally the value of estate of each Freeholder. Those are the columns that are represented there. That's correct, madam?

**Juanita J.P. Jones** 26:45: Yes, it is.

**Commission Counsel** 26:45: Okay. And on the second page, you make reference to..

**Juanita J.P. Jones** 26:49: Southampton Parish.

**Commission Counsel** 26:55: And on that page, and I'm just assisting you because of the gymnastics with reading, but I thought Mr. Simons or his industry, it has John Bassett, Esquire, persons in possession, Mr. John Evans, 12 and a half acres of land, value of land 150 pounds, value of timber eight pounds, 150 pounds of value of houses and other improvements and 300 pounds of value of the estate of each Freeholder. That's correct?

**Juanita J.P. Jones** 27:30: Yes, it is.

**Commission Counsel** 27:31: And you use that to indicate that you also owned property.

**Juanita J.P. Jones** 27:34: In the Southampton Parish where Sinky Bay, Cross Bay and all of that sit.

**Commission Counsel** 27:44: Thank you. You have been shown another document, we're in the middle of the end, we're almost done, madam. Another search that had been conducted by you, madam. I'm just going to show you the document. You kindly could indicate to us what search was being conducted and what were the results of the search conducted, madam? What do you have there?

**Juanita J.P. Jones** 28:29: This actually, this, this right here actually goes with the, this Exhibit. It's just, it's just, it's just letting, I was just researching the first Slave Register of Bermuda of 1821. And that's this.

**Commission Counsel** 28:44: And that's taken from the Bermuda, the…

**Juanita J.P. Jones** 28:51: I was just researching.

**Commission Counsel** 28:52: Quarterly.

**Juanita J.P. Jones** 28:53: Yeah, no, no, I was just researching the Slave Register, the register for the slave this year.

**Commission Counsel** 29:00: Yes.

**Juanita J.P. Jones** 29:01: And I was just reading up on it.

**Commission Counsel** 29:04: Do you want to place reliance on it?

**Juanita J.P. Jones** 29:07: No, it's not necessary because it just goes with this document. This Exhibit.

**Commission Counsel** 29:11: Thank you. There's another family tree, that illustration by you in respect of the relationship between what, Juanita Jones, that's you, and Joanna Bassett, you did that madam, that illustration?

**Juanita J.P. Jones** 29:26: Yes.

**Commission Counsel** 29:28: It is being shown to you. Confirm this one that you did, kindly. Is that the illustration done by you, start with Joanna Bassett?

**Juanita J.P. Jones** 29:42: Yes.

**Commission Counsel** 29:43: And ended with Louise Simmons?

**Juanita J.P. Jones** 29:45: Yes.

**Commission Counsel** 29:46: I'd ask for that document is tendered and admitted as Exhibit JJ 13?

**Madam Chair** 29:57: Should we describe it, Counsel, as a family tree showing the relationship between Juanita Jones and...Joanne Bassett?

**Commission Counsel** 30:07: To, to Joanna Bassett.

**Madam Chair** 30:08: Joanna Bassett

**Commission Counsel** 30:11: J-O-A, no H in this Joanna.

**Madam Chair** 30:15: Joanna. And we're going to do it as Exhibit 13?

**Commission Counsel** 30:21: JJ 13.

**Madam Chair** 30:21: JJ 13.

**Commission Counsel** 30:25: Madam, you also have a document there which shows the descendant chart for Joanna Bassett. You prepared that document, madam?

**Juanita J.P. Jones** 30:34: Yes, I did.

**Commission Counsel** 30:38: I'd ask that that document is tendered and admitted as JJ 14.

**Madam Chair** 30:48: And you’re calling it what?

**Commission Counsel** 30:52: It's called the Descendant Chart.

**Madam Chair** 31:04: Descendant Chart for Joanna Bassett, entered as JJ 14.

**Commission Counsel** 31:23: Correct. Now, madam, Miss Jones, you had obtained a copy of the will of Robert Bassett. Is that correct, madam?

**Juanita J.P. Jones** 31:35: Yes, it is correct.

**Commission Counsel** 31:37: It is, and I hope no offence is taken, it is in what appears to be hieroglyphics, very hard to read, you nonetheless sought to interpret, translate?

**Juanita J.P. Jones** 31:53: Yes, I did.

**Commission Counsel** 31:54: And you typed out a version.

**Juanita J.P. Jones** 31:56: I sure did.

**Commission Counsel** 31:57: Which I added a..

**Juanita J.P. Jones** 31:58: With a nice magnifying glass. Yes.

**Commission Counsel** 32:00: Yes. Which we would need either way to have, but where did you get that document, the will?

**Juanita J.P. Jones** 32:05: I got this down at the Bermuda Archives.

**Commission Counsel** 32:07: Okay. Subject to us, well first, Madam Chair, the, what proports to be the will of Robert Bassett. What's the date on that document, madam?

**Juanita J.P. Jones** 32:41: The date is, he signed it on the 19th of April, 1819.

**Commission Counsel** 32:50: Dated the 19th of April, 1918?, 1918?

**Juanita J.P. Jones** 32:56: He signed it the 19th of April, 1819.

**Commission Counsel** 32:59: 1819. I thank you.

**Juanita J.P. Jones** 33:01: Yes.

**Madam Chair** 33:02: 1899?

**Juanita J.P. Jones** 33:02: 1819.

**Wayne Perinchief** 33:04: 19th of April, 1819.

**Madam Chair** 33:12: Okay. And we're entering that as JJ 15?

**Commission Counsel** 33:24: That's correct, Madam, 15.

**Madam Chair** 33:27: Entered as JJ 15. And I’m describing it as a copy of what purports to be the will of Robert Bassett?

**Commission Counsel** 33:39: Correct madam. What I'm indicating, there also is a two-page document which the witness has typed out, which the witness eh, by being very helpful to the Commission has sought to translate what appears to be hieroglyphics, just in my mind, I’m going to ask however, that that document of two pages could be marked for identity, JJ 16. We will ask the Secretariat to have the document which the witness has taken from the Archives, along with the document that the witness has typed out for the Archives to certify that it is a true copy or representation of what is there, before we rely on the type, typed out version, Madam.

**Madam Chair** 34:36: So, we're calling the JJ 16 mark for identification, a typescript of the will?

**Commission Counsel** 34:46: Correct.

**Madam Chair** 34:46: Of the will?

**Commission Counsel** 34:47: Yes. Not an Exhibit, but marked for identity.

**Madam Chair** 34:49: For identification.

**Commission Counsel** 34:50: At this time, Madam Chair and Commissioners, those are the questions we have for the witness, subject to the persons who the adverse notices need to be sent, they have not been sent. However, as I indicated at the very start, Madam Chair, every attempt to be made now to make written contact with them by the latest tomorrow morning. Other than that, our rules require us, if the Commissioners are minded to make any adverse finding from the evidence heard, after due consideration and letter, another notice will be sent to the persons indicating that an adverse finding would be made and they will be permitted, if they so desire, to make submissions to the Commissioners in respect of any adverse finding that they are advised that may be made.

**Madam Chair** 36:08: Well, at this point, Counsel, will we be asking the Commissioners to ask questions of the witness or should we wait until we have the respondents to the adverse notice?

**Commission Counsel** 36:23: I think it would be best to wait.

**Madam Chair** 36:25: Respondents, if any,

**Commission Counsel** 36:26: If any. We could wait until then. Yes. So we would wait? Yes, Madam.

**Madam Chair** 36:30: Okay. Commissioners, you heard the position that we won't be asking any questions now. We'll wait.

**Commission Counsel** 36:40: Just make a note if there are any other questions.

**Madam Chair** 36:44: And certainly we’ll be inviting you to return at a later stage. Counsel, if you wish to amplify, you may wish to do so. To the witness.

**Commission Counsel** 36:57: I think, we spoke about it before so she understands and she, in another life, she is quite familiar with these procedures, madam.

**Madam Chair** 37:05: Oh, Okay.

**Commission Counsel** 37:09: Those are the matters for today. We ask that we would adjourn to tomorrow. However, based on the schedule that we have tomorrow, the, it is not required that the proceedings will be televised tomorrow morning because that session will be in camera. The, the session being televised will be the one that starts at 1:30 tomorrow. The proceedings at 10:00 are in camera and the proceedings that follow at, continue from this morning, would be at 1:30 to be televised.

**Madam Chair** 37:49: Very well. So, Mr. Lee, I think, and company, the proceedings will not be televised in the morning.

**Commission Counsel** 37:59: The other side, the other side, Madam Chair.

**Madam Chair** 38:02: Umm

**Commission Counsel** 38:02: The other side. The persons televising are on that side of the camera.

**Madam Chair** 38:06: We won't be televising in the morning, but we would like you to come in the afternoon, please.

**Technician** 38:10: No problem.

**Madam Chair** 38:11: Thank you. All right. And so...

**Commission Counsel** 38:14: That's the matter, matters for today.

**Madam Chair** 38:16: Tomorrow morning?

**Commission Counsel** 38:17: Very well. At what time do you wish to start? 10 o'clock

**Madam Chair** 38:21: 10 o'clock

**Commission Counsel** 38:22: In camera.

**Madam Chair** 38:23: Commissioners, thank you.

**END OF TRANSCRIPTION FERUARY 3 (AFTERNOON SESSION f) at 38:27**