

Indictment

CANADA
PROVINCE OF BRITISH COLUMBIA
SUPERIOR COURT OF BRITISH COLUMBIA

IN THE SUPERIOR COURT OF BRITISH COLUMBIA
HER MAJESTY THE QUEEN
AGAINST NICOLE GIRARD

Nicole Girard stand charged:

THAT you, Nicole Girard, on or about the 29th day of October, A.D. 1990 at or near the City of Williams Lake, in the Province of British Columbia, did commit second degree murder on the person of Kevin Steel CONTRARY TO SECTION 235 (1) OF THE CRIMINAL CODE OF CANADA AND AGAINST THE PEACE OF OUR LADY THE QUEEN, HER CROWN AND DIGNITY.

DATED this 29th day of February, A.D., 1991, at the City of Williams Lake, in the Province of British Columbia.

*Agent of the Attorney General for
The Province of British Columbia*

Admissions to be Made

Admissions are necessary to focus the case and to save some time. Admissions are made by counsel in many criminal trials and when they are appropriate, they are encouraged by judges. In a real case the admissions would normally be made by the lawyers involved, but in this mock trial, the judge should advise the jury at the outset that counsel have agreed upon certain admissions and have asked that the judge make those admissions known to members of the jury.

- 1) That Nicole Girard caused the death of Kevin Steel at Williams Lake, British Columbia, on October 29, 1989 about 02:07 hours. She did this by shooting him with a rifle.
- 2) That the various admissions and statements made by Nicole Girard to Cst. Stevens concerning the death of Kevin Steel are all admissible in evidence. It is specifically admitted that such admissions and statements were made voluntarily and that none of the rights accorded to criminal suspects by the Canadian Charter of Rights and Freedoms were infringed or violated.
- 3) That Dr. D. Longsio is qualified to testify as an expert witness upon the subject of spousal assault and the effect it has upon women.

NOTE: The judge should incorporate these admissions into his or her opening statement. For details on how to construct the opening statement, students should refer to the Judge's File, in "Guide to Mock Trials: The Basics."

