



MEDIA STATEMENT

CRIMINAL JUSTICE BRANCH

August 2, 2012

12- 06

R. v. Bacon, Haevischer, Johnston and Le – Separate Trials

Two Direct Indictments were filed today in British Columbia Supreme Court, separately charging Cody Rae Haevischer, Matthew James Johnston and Quang Vinh Thang (Michael) Le on one Indictment and James Kyle Bacon on the second Indictment. All four accused continue to face the same charges, in connection with the deaths of six individuals on October 19, 2007 at the Balmoral Tower building in Surrey. Copies of the new Direct Indictments are attached to this media statement.

Separate trials will enable Mr. Bacon to bring Applications in relation to issues involving only Mr. Bacon, including issues like solicitor client privilege, that were raised before the Honourable Mr. Justice McEwan in Mr. Bacon's civil (habeas corpus) proceeding.

Proceeding in this way will allow the trial of the other three accused to proceed without being affected by issues which only involve Mr. Bacon.

Although pre-trial Applications have commenced, trial dates have not been set in relation to any of the accused. It is not currently anticipated that either jury trial will commence prior to 2013.

As these prosecutions remain active matters before the Court the Criminal Justice Branch will not be commenting further or releasing additional information at this time.

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IN THE SUPREME COURT OF BRITISH COLUMBIA

DANS LA COUR SUPRÊME DE LA COLOMBIE-BRITANNIQUE

CANADA
PROVINCE OF BRITISH COLUMBIA/PROVINCE DE LA COLOMBIE-BRITANNIQUE
CITY OF VANCOUVER/VILLE DE VANCOUVER

HER MAJESTY THE QUEEN / SA MAJESTÉ LA REINE

AGAINST / CONTRE

JAMES KYLE BACON

INDICTMENT / ACTE D'ACCUSATION



JAMES KYLE BACON stands charged that / est inculpé de ce qui suit:

Count 1

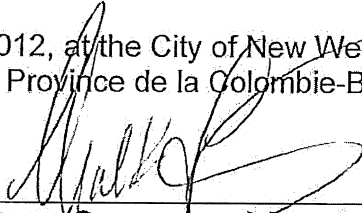
James Kyle BACON on or about the 19th day of October, 2007, at or near Surrey, in the Province of British Columbia, did commit the first degree murder of Corey LAL, contrary to Section 235(1) of the Criminal Code.

Count 2

James Kyle BACON, between the 19th day of September, 2007 and the 20th day of October, 2007, at or near Surrey and elsewhere in the Province of British Columbia, did unlawfully conspire with one or more of Cody Rae HAEVISCHER, Matthew James JOHNSTON, Quang Vinh Thang LE, also known as Michael LE, Dennis KARBOVANEK and Anton HOOITES-MEURSING, to commit the murder of Corey LAL, contrary to Section 465(1)(a) of the Criminal Code.

AND AGAINST THE PEACE OF OUR LADY THE QUEEN HER CROWN AND DIGNITY.
ET CONTRE LA PAIX DE NOTRE DAME LA REINE, SA COURONNE ET SA DIGNITÉ.

DATED THIS / FAIT LE 2ND day of / jour de August, 2012, at the City of New Westminster / dans la ville de New Westminster, Province of British Columbia / Province de la Colombie-Britannique.


Crown Counsel and Agent of the Attorney
General for the Province of British
Columbia / Procureur de la Couronne et
substitut du Procureur général de la province
de la Colombie-Britannique

Court File No: 72945-50
New Westminster Registry



**IN THE SUPREME COURT OF BRITISH COLUMBIA
DANS LA COUR SUPRÊME DE LA COLOMBIE-BRITANNIQUE**

CANADA
PROVINCE OF BRITISH COLUMBIA/PROVINCE de la COLOMBIE-BRITANNIQUE
CITY OF New Westminster /VILLE DE New Westminster

HER MAJESTY THE QUEEN / SA MAJESTÉ LA REINE

AGAINST / CONTRE

CODY RAE HAEVISCHER, MATTHEW JAMES JOHNSTON and / et QUANG VINH THANG LE

INDICTMENT / ACTE D'ACCUSATION

Cody Rae HAEVISCHER, Matthew James JOHNSTON and / et Quang Vinh Thang LE stand charged that / sont inculpés de ce qui suit:

Count 1

Cody Rae HAEVISCHER, Matthew James JOHNSTON and Quang Vinh Thang LE, also known as Michael LE, on or about the 19th day of October, 2007, at or near Surrey, in the Province of British Columbia, did commit the first degree murder of Corey LAL, contrary to Section 235(1) of the Criminal Code.

Count 2

Cody Rae HAEVISCHER and Matthew James JOHNSTON, on or about the 19th day of October, 2007, at or near Surrey, in the Province of British Columbia, did commit the first degree murder of Ryan BARTOLOMEO, contrary to Section 235(1) of the Criminal Code.

Count 3

Cody Rae HAEVISCHER and Matthew James JOHNSTON, on or about the 19th day of October, 2007, at or near Surrey, in the Province of British Columbia, did commit the first degree murder of Michael LAL, contrary to Section 235(1) of the Criminal Code.

Count 4

Cody Rae HAEVISCHER and Matthew James JOHNSTON, on or about the 19th day of October, 2007, at or near Surrey, in the Province of British Columbia, did commit the first degree murder of Christopher MOHAN, contrary to Section 235(1) of the Criminal Code.

Count 5

Cody Rae HAEVISCHER and Matthew James JOHNSTON, on or about the 19th day of October, 2007, at or near Surrey, in the Province of British Columbia, did commit the first degree murder of Edward NARONG, contrary to Section 235(1) of the Criminal Code.

Count 6

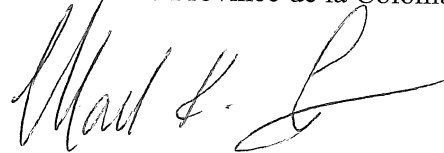
Cody Rae HAEVISCHER and Matthew James JOHNSTON, on or about the 19th day of October, 2007, at or near Surrey, in the Province of British Columbia, did commit the first degree murder of Edward SCHELLENBERG, contrary to Section 235(1) of the Criminal Code.

Count 7

Cody Rae HAEVSCHER, Matthew James JOHNSTON and Quang Vinh Thang LE, also known as Michael LE, between the 19th day of September, 2007 and the 20th day of October, 2007, at or near Surrey, and elsewhere in the Province of British Columbia, did unlawfully conspire one with the other, or others of them, or with one or more of James Kyle BACON, Dennis KARBOVANEK and Anton HOOITES-MEURSING, to commit the murder of Corey LAL, contrary to Section 465(1)(a) of the Criminal Code.

AND AGAINST THE PEACE OF OUR LADY THE QUEEN HER CROWN AND DIGNITY.

DATED THIS / FAIT LE 2nd day of / jour de August / Août, 2012, at the City of New Westminster / dans la Ville de New Westminster, Province of British Columbia / Province de la Colombie-Britannique.



**Crown Counsel and Agent of the Attorney General for
the Province of British Columbia / Avocat de la
Couronne et Substitut du Procureur général pour la
Province de la Colombie-Britannique**