

TOP NEWS

FROM A1
JAILED:
'Scheme' to
avoid detection

He declined to give Jones, 50, any credit for the fact he had been under virtual house arrest since police caught him aboard an Air Transat jet in Toronto bound for Gatwick, England, a few days after the March 17, 2005, collision. "The reason for house arrest was because of a complex scheme Mr. Jones embarked on to evade detection," said Sulatycky.

Jones was involved in a second collision with his Dodge Durango the next day in Carstairs to cover up damage from striking the 20-year-old University of Calgary student on Bonaventure Drive near Southcentre mall, then made a protracted itinerary to leave Canada.

Leslie Giacomelli, Lindsay's mother, said it was painful to listen to defence arguments seeking leniency for Jones by arguing for a conditional sentence to be served in the community, because he brought his situation upon himself by not staying at the scene.

"He staged a second accident, he tried to leave the country, then we're supposed to feel sorry for him because he's got big legal bills!" she said. "At least, the judge did feel jail time was warranted. . . . I was happy to see (Jones) taken away."

Defence lawyer Balfour Der, who had sought a conditional sentence of two years less a day reduced to six to 12 months to account for the house arrest, said his client was going through a number of emotions after the sentence was imposed. "He feels quite a bit of remorse. He's quite sad for the victims and her family," said Der. "He's obviously quite concerned with going to prison. He's a 50-year-old man who has never been in trouble his whole life, he's lived a good life, and now he's going to prison for 30 months."

Jones testified at trial he has suffered from clinical depression for many years, and was going through a painful divorce and stress in his job as a construction manager at the time of the collision, of which he says he has no memory. Der said he has spoken to his client about appealing the conviction and sentence, but it is too early to tell what will happen.

Jones earlier told the courtroom packed with dozens of the victim's family and friends that he believed their victim impact statements that no one can understand their grief. But he added, "I pay every single day of my life."

Both parents outright dismissed his apology. "Everything he has done in the meanwhile shows no remorse," said Gerald Giacomelli. "Don't tell me at the end, 'I'm sorry.' It's more like, 'I'm sorry I'm going to jail. I'm sorry I got caught.'"

Crown prosecutor David Torske had sought a three-year sentence for the offence, which not long ago routinely drew a one-year sentence. He said the previous high watermark was two years, tacked on last year to the eight-year sentence of Calgary driver Samrat Dhuna, who was convicted of manslaughter for mowing down a young woman pedestrian on New Year's Eve 2005.

"The judge made it quite clear on the day he handed down this judgment that the actions of the accused, particularly once he knew Lindsay Giacomelli was dead, to have taken off and made the effort to flee the country, was quite aggravating," Torske said outside court. "The Alberta Court of Appeal's comments about it being time to escalate (sentences) was only recently, so there had not been opportunity for many judges to react to take that into account. This judge did take it to heart and gave a more harsh sentence than we've seen in the past. Hopefully, this will establish a new standard and precedent for these types of cases."

Gerald Giacomelli said there will never be closure: "In my view, you don't know what it's like to lose a child. It takes away your purpose. There's no closure. . . . You find a way to distract yourself."

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Page 16 Klipsch Reference Home Theatre System - The financing should state \$52/month for 24 months.

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Anti-terror clauses resurrected

Contentious
provisions to be
presented 'soon'

ANDREW MAYEDA
CANWEST NEWS SERVICE
OTTAWA

Public Safety Minister Stockwell Day said Tuesday the Harper government is moving "aggressively" to resurrect two provisions of the Anti-Terrorism Act that sparked a furor in the House of Commons and exposed deep divisions within the ranks of the Liberal party.

The provisions of the law enabling "preventive arrests" and "investigative

hearings" were allowed to expire this spring after the Liberals unexpectedly withdrew support for extending them.

The Liberals, who brought in the clauses while in power after the Sept. 11, 2001 terrorist attacks, argued the clauses were no longer necessary and could infringe on civil liberties.

But the move unleashed a torrent of condemnation from Prime Minister Stephen Harper, whose party labelled the Liberals "soft on terror."

The switch also drew criticism from former Liberal leadership candidate



Stockwell Day

Bob Rae and tough-on-crime members of the Liberal caucus.

Day told the Commons public-safety committee on Tuesday that he and Justice Minister Rob Nicholson have been developing amendments to the country's security-certificate regime to address shortcomings identified by a recent Supreme Court ruling.

Law-enforcement agencies use the certificates to detain non-citizens suspected of posing a national-security threat. But Canada's top court ruled in February the practice of withholding evidence from detainees violates the Charter of Rights and Freedoms.

"We want to get that done soon," Day said of the amendments. "It's subject to the House leader's agenda, but things are pretty close to ready to present."

He suggested the government could

introduce those amendments as part of a package that reintroduces the Anti-Terrorism Act provisions.

"We're moving as aggressively as we can . . . on the security certificates and the (Anti-Terrorism Act) provisions."

Day's office declined to provide further details. But at the end of a brisk walk with reporters to a Parliament Hill exit, he confirmed the government hopes to revive the provisions.

If so, the move could revive the debate that fed some of the most acrimonious rhetoric this Parliament has seen.

Liberal MP Roy Cullen, who broke caucus ranks to support the extension of the clauses last time, said he still supports the clauses. A debate on the clauses among Liberals would likely be divisive again, he said.

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FROM A1
EATERY: People line up for hepatitis A vaccinations

"I'm in defence mode right now, I'm being told I have to wash my hands obsessively for the next 30 days."

More than 60 staff members will also be vaccinated.

"This is unusual for us. We haven't had this kind of situation for at least as long as I've been in the region — at least in the past seven to 10 years," said Judy MacDonald, deputy medical officer of health. "It's fairly unusual, but it's important to identify people that have potentially been exposed."

Staff and patrons started arriving at the downtown clinic at 4:30 p.m. — 30 minutes before it was scheduled to open — and 100 people had been through within the hour. A lineup had formed in the lobby by 6 p.m. with a half-hour wait to get through the consultation and vaccination process.

Perry's friend was more upset as he left carrying his one-year-old daughter.

"I just had to watch my baby cry her way through an immunization shot because some yahoo went to southeast Asia without getting theirs," said Mike, who didn't want to give his last name.

Both men said they wouldn't return to the Wildwood "anytime soon."

At eight months pregnant, Merry Kuchle, 31, said she called her doctor to make sure the vaccine was safe for her unborn child before arriving at the clinic with friend Christine Walsh.

"We were told the person handled



Ted Jacob, Calgary Herald

Christine Walsh, left, and Merry Kuchle, who is eight months pregnant, waited in line for vaccination for hepatitis A at Centre 15 clinic Tuesday.

salad and fresh food and we all had salad," said Kuchle, who had dinner with a group of about 10 on May 8. "They tell you not to take anything but Tylenol when you're pregnant, but my doctor said it was OK."

Kuchle and Walsh said they would return to the restaurant once it re-opens.

"We are lucky we have a system that can respond to this so quickly," said Walsh. "I would go back because they've (Wildwood) been good about

it. They shut down and they cleaned it all up right away."

Josef Wiewer, a partner and executive chef at the Wildwood, said the restaurant will remain closed until it is cleaned and disinfected. Work will begin today, and Wiewer hopes to open again on Thursday evening following an inspection by health officials.

The restaurant's entire food storage room was cleared out Tuesday, and piles of paperwork the staff member

may have come into contact with were also destroyed.

"We are being more reactive to what's happening so that our customers can feel comfortable when they come back here," said Wiewer. "This employee, unfortunately, was in contact with some of the products. We just said, 'You know what? It could have been here, it could have been there,' so we basically stripped the whole building."

The restaurant — and the health region — became aware of the hepatitis case after the food handler felt ill and went to a local general practitioner. She had returned from a trip to Malaysia and Indonesia two weeks earlier.

Wiewer said the woman is recovering at home, under a doctor's supervision.

"We apologize to our customers," he said.

Hepatitis A is an infection of the liver caused by a virus. It is spread directly from person to person through the fecal-oral route, by direct contact with an infected person or indirectly by ingestion of contaminated food or water.

The disease can be spread by people who prepare food and fail to wash their hands properly after using the washroom. It can be serious, and potentially fatal among older people.

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