

**SUPREME COURT OF NOVA SCOTIA**

**Citation:** R. v. J.T.C., 2015 NSSC 203

**Date:** 2015-07-14

**Docket:** CRP No. 429440

**Registry:** Halifax

**Between:**

Her Majesty the Queen

v.

J.T.C.

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**LIBRARY HEADING**

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**2015-07-14**

**Judge:** The Honourable Justice James L. Chipman

**Heard:** May 25 and 26, 2015, in Pictou, Nova Scotia

**Final Written Submissions:** June 19, 2015

**Oral Decision:** July 14, 2015

**Subject:** Historic sexual assault(s) case.

**Summary:** Historic sexual assault case with allegations dating back to the late 1990s and early 1980s. Forty year old Complainant alleged she was sexually assaulted over a number of years beginning at around age two. The Accused is now in his early seventies and uncle of the Complainant.

In addition to the Complainant's evidence, the Crown led evidence from various of her family members and friends. They also entered the Accused's warned statement as part of their case. The Accused did not call *viva voce* evidence but

relied on the warned statement in his defence.

**Issues:** Did the Crown prove the guilt of the accused beyond a reasonable doubt?

**Result:** After reviewing all of the evidence, inclusive of the warned statement and applying, *inter alia*, *R. v. S. (D.D.)*, 2006 NSCA 24 and the *W. (D.)* test, found a reasonable doubt and acquitted the Accused.

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.  
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