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NOTE AU DOSSIER/MEMO TO FILE

SUJET/SUBJECT: OLIVIER, Alain

DATE: 1992-07-10

COMMENTAIRES/COMMENTS

~~Call from Ian Donaldson, subject's Canadian lawyer. Finally, after three days of telephone tag, we make contact.~~

Client interested in transfer to Canada. However, serving life sentence for conspiracy to traffic in narcotics, which means that under Thai law not eligible for transfer until he has served 8 years; to date subject has served 2 years, and has therefore 6 years to go. The only way subject could become eligible earlier is if he were to obtain pardon (which would reduce sentence to fix term of some sort) or if sentence were commuted to 99 years (or less); then subject would be eligible after 4 years.

Agreed that I would forward copy of Thai legislation and of treaty between Canada and Thailand on the transfer of offenders.

Ian Donaldson
Suite 1920
777 Hornby Street
Vancouver B.C.
V6Z 2L1

Then related the horror story behind subject's conviction. Subject is a heroin addict, from some small village in British Columbia. Two under-cover RCMP officers working out of that village enticing subject and friends. (Got so bad that village population constantly complained to police about behaviour of two under-cover officers, ignoring that they were under-cover officers, which explains why citizens complaints were never given any attention.

Subject unknowingly worked with the RCMP in setting up drug buy in Thailand; they even paid his air fare to Thailand. Then they set him up and left him there, only to be convicted (and end up serving life sentence). Lawyer is outraged.

In one particular instance, friend of subject was taken on boat ride by under-cover officers, but never returned. Seems that under-cover officers dropped him off somewhere on mainland but in interim went fishing, cleaned fish in boat (and disposed of carcasses), and added a few empty shell casings in blood pool left from cleaning fish. Just picture the expression on Olivier's face when he inquired as to whereabouts of his friend upon return of under-cover officers. Certainly explains his eagerness to cooperate.

Seems that Commissioner for Public Complaints (provincial governmental organization) not only denounced but condemned RCMP's behaviour. While the objective of the under-cover operation may have been to put away big traffickers, the officers picked on some addict who may have had

knowledge of the field but whose interest rested solely with his own addiction. Furthermore, under-cover officers certainly realized their inability to catch the "big fish" so why did they leave Olivier behind to catch the full blow while he was not even a trafficker; he just happened to have the contacts, not that his behaviour is justifiable but this hardly justifies the RCMP setting him up the way they did.

Lawyer determined on doing everything in his power to at least repatriate subject if cannot obtain any real justice.

Under circumstances, lawyer feels that every effort should be made to repatriate subject.