

Provincial Court Record of Proceedings and Endorsement of Information

Court File No. 179965-1
Court File No.
Police Agency and File No. INSE: 09-3931

Name of Accused NAWAYA, Khaleed

Language		COURT APPEARANCES																			
For		Video App. By	Date DD MMM YY	Time	Room	Reason	Interpreter Required	Clerk	ANPV	Counsel	ACCNV	Prosecutor	V	Results	No JIR by Consent	Custody Status	B.W. (Time)	V-Vacated / H-Hold	Seized	Prov. Court Judge	V
			19 April 10	900	100	FA										NIC					
<input type="checkbox"/> Notes and Tape Nos. See Inside																					
			09 April 10	900	100	App				TOP Rankin C Proesse		SBS			NIC					R. Hodge	
<input type="checkbox"/> Notes and Tape Nos. See Inside																					
			APR - 9 2010	1030	311	ELE				HSP Rankin C Proesse		IBD			NIC					E. Butler	
<input type="checkbox"/> Notes and Tape Nos. See Inside																					
			25 Oct 10	930	103	348				DE P Rankin C		—			IBD	N				R. Miller	
<input type="checkbox"/> Notes and Tape Nos. See Inside																					
			23 Nov 10	930	103	ELE				TOP Rankin S P. Proesse		IBD			NIC					H. H. Field	
<input type="checkbox"/> Notes and Tape Nos. See Inside																					
			24 Nov 10	930	103	16P				KK P. Rankin		J. Hayman			IBD	NIC				M. B. Hicks	
<input type="checkbox"/> Notes and Tape Nos. See Inside																					
			03 DEC 10	930	103	16P				MD P. Rankin S J. Hayman		end			N					PM Dohm	
<input type="checkbox"/> Notes and Tape Nos. See Inside																					
			13 DEC 10	130	311	DEC				TW P. Rankin C J. Hayman		end			NIC					PM Dohm	
<input type="checkbox"/> Notes and Tape Nos. See Inside																					

BANS

DD Date MMM YY

APR 09 2010

APR 09 2010

DEC 03 2010

Order for Publication Ban

☐ s. 517(1) - Show Cause - JIR

☐ s. 539(1) - Preliminary Inquiry

☐ s. 65 YCJA - No Adult Sentence being sought

☐ s. 75(3) YCJA - Youth Sentence Imposed

Order for Disclosure Ban

☐ s. 486.4(1) - (Application by Accused) Identity of complainant or witness - sexual offences

☐ s. 486.4(2) - (Application by Crown, Complainant or Witness under 18) Identity of complainant or witness - sexual offences

☐ s. 486.4(3) - Identity of witness under 18 or any victim - child pornography

☐ s. 486.5(1) - Identity of complainant or witness

☐ s. 486.5(2) - Identity of justice system participant

☐ s. 672.51 - Mental Disorder Proceedings (See Insert)

☐ Other

☐ Information Read

☐ Advised Language Choice

☒ Information Amended

☒ Waives Reading

☐ English ☐ French Trial

☐ Bilingual Trial

Information Amended again delete original amendment

JUDICIAL INTERIM RELEASE OF DETENTION (☐ See reverse for subsequent JIR)

Date Ordered DD MMM YY

Release Date DD MMM YY

Change Date DD MMM YY

Ordered by Judge / Justice:

☐ Detention Order

☐ UTA

☐ OR \$ ☐ Deposit \$

☐ Sureties \$

☐ Alternate Bail

☐ Conditions (See attached) ☐ POR

Remarks

☐ Variation of Bail ☐ Original Bail continues

(Details of Variation)

☐ Bail on Info. covers this information

☐ Covers other Info. (Specify)

☐ Named Sureties

☐ CFC ☐ Passport ☐ CMV Record

☐ Variation of Bail by Consent (Dated)

Surrey Provincial Court

Certified a True Copy

Clerk of the Court

SEP 30 2016

Date

PLEAS AND FINDINGS

DD	MMM	YY	Counts
APR 09	2010		All
DEC 03	2010		all
DEC 03	2010		01

Accused: NIRAJA, K.M. DOB: DD MM YY

Charges: ☐ Summary ☐ By Indictment

Crown Proceeded: ☐ Judge ☒ Judge & Jury

Election: ☐ Prov. Court Judge ☐ Judge ☒ Judge & Jury

Re-election: ☒ Prov. Court Judge ☐ Judge ☐ Judge & Jury

Plea: ☒ Guilty ☐ Not guilty as charged but guilty of section

Re-enters/Changes Plea: ☐ Guilty ☐ Not guilty ☐ Not guilty as charged but guilty of section

Other (Describe): _____

Court File No.: 179965-1

Police Agency and File No.: _____

Before [Signature] Signature of Judge

Before _____ Signature of Judge

FINDINGS

☐ Found guilty

☐ Found not guilty

☐ Found not guilty as charged but guilty of section _____

☐ Dangerous Offender ☐ Long-Term Offender

☐ Mental Disorder (See Insert) ☐ Mistrial

ALLEGATIONS

Response: ☐ Admits ☐ Disputes

Findings: ☐ Satisfied ☐ Not Satisfied

FINAL DISPOSITION

DD	MMM	YY	Counts

☐ Proceed on New Information Number _____ ☐ Mental Disorder - (See Insert)

☐ Stay of Proceedings by ☐ Prosecutor ☐ Judge (Name) _____

☐ Withdrawn ☐ Abated ☐ Nullity ☐ Quashed

☐ Charges Dismissed ☐ Accused Acquitted

SENTENCE

DD	MMM	YY	Counts
DEC 13	2010		01
DEC 13	2010		01

☐ In Absentia

☐ Recognizance to Keep Peace \$ _____ Duration _____ ☐ Surety \$ _____ ☐ Conditions (See Insert)

☐ Common Law Peace Bond \$ _____ Duration _____ Name _____ ☐ Conditions (See Insert)

☐ Absolute Discharge

☒ Conditional Discharge ☐ Suspended Sentence

☒ Probation Duration 1 YR ☒ Conditions (See Insert) DARS

☐ Fine \$ _____ ☐ TTP _____ ☐ See Inside ☐ Default - Consecutive

☐ Fine \$ _____ ☐ TTP _____ ☐ See Inside ☐ Default - Consecutive

☐ Surcharge Exempted ☐ Increased Surcharge \$ _____ ☐ Surcharge Default - Consecutive

☐ Restitution (s. 738) \$ _____ Pay To: _____ ☐ See Inside

☐ Driving Prohibition Duration _____ Sec: _____ ☐ Consecutive _____

☐ Firearms Prohibition Duration _____ ☐ Mandatory (s. 109)(c) ☐ Discretionary (s. 110) ☐ _____

☐ Surrender within _____ to _____

☐ Forfeiture ☐ Return ☐ Disposal _____

☐ Child Contact Prohibition Duration _____ ☐ No Go (s. 161(1)(a)) ☐ Employment (s. 161(1)(b)) ☐ Computer (s. 161(1)(c))

☐ Prohibition - Other Duration _____

☐ DNA ☐ Primary (s. 487.051(1)(2)) ☐ Secondary (s. 487.051(3)(a)(b)) ☐ App. Denied

☐ Reporting (487.051 (4)) Date _____ Time _____ Place _____

☐ Conditional Sentence Duration _____ ☐ Conditions (See Insert) ☐ Followed by Probation Duration _____ ☐ Conditions (See Insert)

☐ Jail - Duration _____ ☐ Consecutive to _____ ☐ Recommended by _____ (See Insert)

☐ Jail - Duration _____ ☐ Consecutive to _____

☐ Jail - Time Served ☐ Time Credited _____

☐ Intermittent Jail - Duration _____ with Probation Duration _____ ☐ Conditions (See Insert)

☐ Jail - Indeterminate (Dangerous Offender) ☐ Long-Term Supervision Duration _____

Surrey Provincial Court

Certified a True Copy

Clerk of the Court

SEP 30 2016

Date

MANDATORY VICTIM SURCHARGE

DD	MMM	YY	Counts

Signature of Judge _____ Clerk of the Court on behalf of Judge [Signature]

Federal - CCC or CDBA VFS DOES NOT APPLY Provincial

☐ 15% - of each fine \$ _____ (Total) ☐ 15% - of each fine \$ _____ (Total)

☐ \$50 each summary conviction offence \$ _____ (Total)

☐ \$100 each indictable offence \$ _____ (Total) Total Surcharge \$ _____

Time to pay ☐ Same as Fine Or Due Date _____

2 mos from Sentence Date; or 2 mos. after WOC Expiry Date (jail up to 22 mos.); or 2 yrs from Sentence Date (jail over 22 mos.)

☐ POR ☐ CFC

INFORMATION/DÉNONCIATION

Court Identifier: 3585 - P - R - A
Court File Number: 179965
Type Reference:
Info. Seq. Number: 1
Agency File Number: INSE:2009-3931

CANADA:

PROVINCE OF BRITISH COLUMBIA
PROVINCE DE LA COLOMBIE-BRITANNIQUE

Page 1 of 1

"BY INDICTMENT"

This is the information of / Les présentes constituent la dénonciation de St Suzanne Ryder, a
Peace Officer RCMP (the "informant" / le "dénoncateur") of / de Surrey, BC.

The informant says that the informant has reasonable and probable grounds to believe and does believe that / Le
dénoncateur déclare qu'il a des motifs raisonnables et probables et croit effectivement que

Count 1

Khaled Mohammed NAWAYA, on or about the 6th day of October, 2009, at or near the City of Surrey, in the
Province of British Columbia, did, upon arriving in Canada at the Douglas (Peace Arch) Border Crossing, fail to
report to an officer, in accordance with the regulations, the importation of currency or monetary instruments of a
value greater than \$10,000.00, to wit: Canadian currency in the amount of \$40,000.00 and U.S. currency in the
amount of \$30,110.00, contrary to Section 12(1) of the Proceeds of Crime (Money Laundering) and Terrorist
Financing Act and did thereby commit an offence contrary to Section 74 of the Proceeds of Crime (Money
Laundering) and Terrorist Financing Act.

and 812 Canadian mint 50 dollars gold coins,

AFFIRMED

SWORN BEFORE ME / ASSERMENTÉ DEVANT MOI

ON / CE 11 DAY OF / JOUR DE
MARCH, 2010.

AT / À Surrey,
BRITISH COLUMBIA / COLOMBIE-BRITANNIQUE

A JUSTICE OF THE PEACE IN AND FOR THE
PROVINCE OF BRITISH COLUMBIA
JUGE DE PAIX DANS ET POUR LA PROVINCE DE
LA COLOMBIE-BRITANNIQUE

S. Ryder
(SIGNATURE OF INFORMANT)
(SIGNATURE DU DÉNONCIATEUR)

SUMMONS TO ISSUE
PROCESS CONFIRMED / ACTE DE PROCEDURE
CONFIRMÉ

A JUSTICE OF THE PEACE IN AND FOR THE
PROVINCE OF BRITISH COLUMBIA
JUGE DE PAIX DANS ET POUR LA PROVINCE DE
LA COLOMBIE-BRITANNIQUE

Amended this 9 day of April 2010
By the Honourable Judge E. Gohdan

Amended this 03 day of December 2010
By the Honourable Judge P.M. Doherty

delete original amendment
Surrey Provincial Court
Certified a True Copy

[Signature]
Clerk of the Court
SEP 30 2016

Date

Probation Order

(Conditional Discharge)

Canada: Province of British Columbia

Ban - none

Police File No.
INSE:2009-3931

Court File No.
3585:179965-1

IND

File

Primary Enf. Agency:

D.O.B.: January 22, 1975

Proceeded: By Indictment

☐ Interpreter present

Whereas on December 3, 2010 at Surrey, British Columbia,

Khaled Mohammed Nawaya

(the "offender") was convicted or found guilty, as the case may be, upon the following charge(s) and on December 13, 2010 the Court adjudged that the offender be discharged upon the conditions hereinafter prescribed:

Count 1, on or about October 6, 2009, at or near Surrey, BC, did commit an offence of fail to report importation/exportation of currency, contrary to section 74 Proceeds Of Crime (Money Laundering) And Terrorist Financing Act.

SENTENCE: Probation Order: 1 Year(s); Conditional Discharge;

I have read or have had read to me and understand a total of 1 Charge

Now, therefore, the said offender shall for the period stated above from the date of this order comply with the following conditions, namely, that the said offender shall:

I have read or have had read to me and understand a total of 6 Conditions on 1 Conditions Attachment Page

Dated / Fait le December 13, 2010 at / à Surrey, British Columbia / Colombie-Britannique

I, the undersigned offender, acknowledge that I have received:

- a copy of the Probation Order
- an explanation of the substance of the sections dealing with changes to the Probation Order and failing to comply with the Probation Order (Sec 732.2(3) and (5), and Sec 733.1), and
- an explanation of the procedures for applying for changes to the Probation Order,

and that I understand the terms of this Probation Order and the explanations which I have received.

Other Signer

Mon Dec 13 2010 15:02:06

Khaled Nawaya

Offender / Contrevenant(e)

Address / Adresse :

9651 No. 2 Road
Richmond, BC, Canada

Phone Number / Numéro de téléphone :

PCR 0098C

08/02

Conditional Discharge c14 49-13.12.2010

Je, le (la) contrevenant(e) soussigné(e), reconnais que j'ai reçu :

- une copie de l'Ordonnance de probation
 - une explication du contenu des articles ayant trait aux changements apportés à l'Ordonnance de probation et au défaut de se conformer à l'Ordonnance de probation (Art. 732.2(3) et (5), et Art 733.1), et
 - une explication des procédures à suivre pour faire une demande de changements à l'Ordonnance de probation,
- et que je comprends les conditions de cette Ordonnance de probation et les explications que j'ai reçues.

S. Morgan

2010.12.13 15:02:10

-08'00'

A Judge or a Clerk of the Court on behalf of / Un juge ou greffier du tribunal au nom du Juge / Juge P Dohm

Surrey Provincial Court
Certified a True Copy

Clerk of the Court

Page 1 of 3

SEP 30 2016

Date

File, Offender, Police, Crown

Probation (Conditional Discharge)

**Probation Order/
Ordonnance de probation**

(Conditional Discharge/ libération conditionnelle)
Canada: Province of British Columbia
Province de la Colombie-Britannique

Police File No./
Nu. de dossier de la police
INSE:2009-3931

Court File No./
Nu. de dossier du greffe
3585:179965-1

File

D.O.B./ D.D.N. : January 22, 1975

Ban - none

Re/ Objet : Nawaya

**Conditions Attachment/
Annexe des conditions**

Condition 1: Keep the peace and be of good behaviour.

Condition 2: Appear before the Court when required to do so by the Court.

Condition 3: Notify the Court or the Probation Officer in advance of any change of name or address, and promptly notify the Court or the Probation Officer of any change of employment or occupation.
=====

Condition 4: Report by noon Dec. 14, 2010 to the Probation Officer at #100-13545 64th Avenue, Surrey, BC, and thereafter as and when directed.

Condition 5: Reside where directed by the Probation Officer and do not change that residence without the prior written permission of the Probation Officer.

Condition 6: Complete 100 hours of community work service under the direction and to the satisfaction of the Community Work Service Officer and the Probation Officer by the end of the ninth month of this order.

I have read or have had read to me and understand a total of 6 Conditions on 1 Conditions Attachment Page/ J'ai lu ou j'ai m'a lu et je comprends 6 conditions sur 1 page de l'Annexe des conditions

Probation (libération conditionnelle)/ Probation (Conditional Discharge)

Surrey Provincial Court
Certified a True Copy

Clerk of the Court

SEP 30 2016

Date