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Report of the Criminal Injuries Compensation Board



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THE EIGHTH REPORT of the ONTARIO CRIMINAL INJURIES COMPENSATION BOARD

ATTORNEY-GENERAL'S
DEPARTMENT
ONTARIO



for the fiscal year APRIL 1, 1976 to MARCH 31, 1977



[REDACTED]

Ontario. Criminal Injuries C
Report of the Criminal
Injuries Compensation Board

DATE	ISSUED TO
[REDACTED]	[REDACTED]

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Ontario. Criminal Injuries C
Report of the Criminal
Injuries Compensation Board

THE
EIGHTH REPORT
of the
ONTARIO
CRIMINAL INJURIES COMPENSATION BOARD
administering
THE COMPENSATION FOR VICTIMS OF CRIME ACT, 1971
for
the fiscal year
April 1, 1976 to March 31, 1977

THE BOARD

ALLAN GROSSMAN
Chairman

SHAUN MacGRATH
Vice-chairman

ANNE AUSTIN,
S. D. CORK,
AUDREY MERRETT,
EDWARD W. TYRRILL, Q.C.,
D. H. LISSAMAN, Q.C.
Members

* * * * *

C. O. HUGGARD

Registrar

J. H. SHEARD

Chief of Investigation

* * * * *

Copies of this report may be obtained from:

Criminal Injuries Compensation Board
17th Floor, 439 University Avenue,
Toronto, Ontario, M5G 1Y8
Telephone: 965-4755



Criminal Injuries
Compensation
Board

416/965-4755

439 University Avenue
17th Floor
Toronto Ontario
M5G 1Y8

June 23, 1977

The Honourable R. Roy McMurtry, Q.C., M.P.P.,
Attorney General for Ontario,
Parliament Buildings,
Queen's Park,
Toronto, Ontario.

Honourable Sir:

I have the honour to submit the eighth report of the Criminal Injuries Compensation Board which covers the period April 1, 1976 to March 31, 1977.

Yours respectfully,

A handwritten signature in cursive script, reading "Allan Grossman".

Allan Grossman,
Chairman.

EIGHTH REPORT TO THE HONOURABLE THE ATTORNEY GENERAL

APRIL 1, 1976 — MARCH 31, 1977

The Legislation

The Legislation under which the Board functions is The Compensation for Victims of Crime Act, 1971, which came into force on September 1, 1971, superseding The Law Enforcement Compensation Act, 1967.

The Board is required by the Act to find the commission of a crime (in the principal class of application coming before it). A basic qualification for the consideration of an award is that there must be adequate and reliable evidence in this regard. In addition, the Board is required to consider all relevant circumstances, including inquiry into the report to the police of the offence and the co-operation afforded by the applicant to the law enforcement agencies.

Subrogation

The Board is subrogated to all the rights of any person to whom payment is made under this Act, to recover damages by civil proceedings in respect to injury or death.

The Board

During the period covered by this report, there was one change in the composition of the Board. Douglas H. Lissaman, Q.C., was appointed a part-time member on August 3, 1976, the vacancy having occurred on May 31, 1976 because of the resignation of R. C. Rutherford, Q.C., as a result of his appointment to the Supreme Court of Ontario.

Hearings

The members of the Board, of whom five are on a part-time basis, usually sit in panels of two.

During the fiscal year, hearings, in addition to those held in Toronto, took place in Thunder Bay, Sudbury, and, on two occasions in each, Windsor and Ottawa. This is done to facilitate applicants, and to generate a better understanding of the work of the Board.

Administration

The administrative staff of the Board is comprised of the Registrar, the Chief of Investigation and two investigators, in addition to a clerical, stenographic and secretarial staff of eight. This small staff has been most dedicated in its efforts to maintain a high standard of service to the Board and to the public.

Colonel Jack Lind, our Registrar since November 7, 1969, passed away on September 18th, 1976 after a lengthy illness. The chairman and members of the Board wish to express their appreciation and gratitude for the very conscientious and able manner in which Colonel Lind served the public for so many years, particularly during his term with the Board. He is sadly missed by all the members of the staff and Board.

Because of the small staff complement there were, understandably,

certain problems created by the late Colonel Lind's lengthy illness, (a period of well over a year) and the hiatus between the resignation of Mr. Justice R. C. Rutherford, and the appointment of Mr. D. H. Lissaman. The Board nevertheless, made substantial progress. This is strikingly apparent from the statistical schedules.

In previous reports of the Board, reference was made to the need for additional staff to handle the ever-increasing number of applications resulting from greater public awareness of the Board. With a proposed major advertising programme in progress, it is anticipated that, at an early date, the situation could become critical. Details regarding the advertising programme will be dealt with further on in this report.

It will be noted from the statistical schedules that the number of applications has risen from 510 in 1973-1974 to 971 in the period covered by this report (1976-1977). This is an increase of 90% over the three year period, and an increase over the previous year alone of some 120 applications. (971 compared to 851.) The Board heard 608 applications as compared to 473 for the previous year, an increase of 135 cases, or 28%. This was made possible through the co-operation of the Board Members and staff who assigned themselves assiduously to the task of dealing with the ever-increasing workload in spite of the staff and Board shortages as mentioned previously.

It will be of interest also that the awards increased from \$902,678 to \$1,423,640.93 or 57%, and the average award increased from \$1,425.00 to \$1,958.69 or 37%.

In those instances where the members of the Board, ordering an award, are of the opinion that some recovery is possible, a recommendation is made to the Ministry of the Attorney General that consideration be given to the advisability of invoking our right of subrogation against the offenders.

During the fiscal year, 17 such cases were referred to the Attorney General. This addition to the 51 cases previously referred to the law officers of the Crown, results in a total of 68 cases having been referred since the inception of the Board. Total recovery has been made in relation to 19 awards, partial recovery with respect to 6 awards, and monthly payments are being received in regard to 18 others which may eventually result in total recovery. The number of cases recommended for subrogation illustrates that the vast majority of offenders in the cases heard by the Board are judgment proof.

The total amount recovered during the fiscal year amounted to \$7,288.57 of a total awarded of \$1,423,640.93.

The Board is also required to periodically review monthly payment awards granted since inception. All of this work must be done by investigative staff, thus the urgent need for additional investigators to keep pace with the ever-increasing workload.

An increasing number of applicants are now represented by counsel, and in a substantial number of these cases, the applicant has been issued a Legal Aid Certificate. Also there is an increasing number of offenders or alleged offenders attending the hearings, with and without counsel, frequently resulting in more lengthy hearings.

Public Awareness

Reference has been made earlier to the ever-increasing number of applications. The larger volume is, no doubt, due to the publicity given to our awards by the media and also because of the expanded programme of public information, such as brochures in various languages and the province-wide advertising campaign in February and March of 1976, which included a substantial number of weekly newspapers and the foreign language press.

Members of the Board have, during the year, addressed various audiences in relation to the legislation and the operation of the Board, at the same time advising them as to how they can assist us in making the Act better known. We have continued the practice of providing a copy of the Board Orders to the media throughout the province.

For the purpose of assuring an ever greater awareness of the Board, the chairman met with key individuals whose duties are related to our responsibilities. Chief Judge W. Hayes of the Provincial Court (Criminal Division), Mr. Stan Martin, Chairman of the Ontario Council of Health, R. Allan Hay, Executive Director of the Ontario Hospital Association, the Crown Attorneys and representatives of the various police forces have been of great assistance. Their consideration, understanding and co-operation are acknowledged with thanks.

As a result of their co-operation, large posters together with a supply of our explanatory brochure will be displayed in hospital emergency wards and staff lounges. Such material will also be distributed to court houses and justices of the peace. Brochures have already been distributed in many public places, such as shopping plazas, etc. We are also planning, with the co-operation of the police, to provide them with small cards which are designed to draw to the attention of the victims of a crime of violence that they may be eligible under our programme and advising how to make application to the Board.

Unfortunately the printing of some of this material has been delayed because shortly after the printed material had been ordered, we were advised that we would have to relocate, and we held up further distribution of our printed material pending confirmation of our new address. By the time this report is in print, we will be in a new location, and our new advertising programme will proceed as planned.

We are constantly examining our procedures in an effort to streamline them wherever possible, but ultimately we must rely on our small staff to keep abreast of our commitments. As the intake of new applications continues to grow, we see an urgent need for additional staff and Board members, if victims of crime are to have their applications handled without undue delay.

Acknowledgment

The Board is grateful to those whose assistance is essential to its efficient functioning. These include members of the legal, medical, and dental professions, the police forces of the province, staffs of various hospitals,

in addition to those already mentioned. We also appreciate the interest shown by the communications media in helping the public become more aware of the availability of this Board. We acknowledge and thank the law officers of the Crown for their guidance and assistance, and are mindful of the conscientious and capable manner in which our own staff carries out its heavy responsibilities.



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**COMPARATIVE SUMMARY OF FISCAL YEARS
APPLICATIONS AND DISPOSITION**

**FISCAL YEAR
APRIL 1, 1976 to MARCH 31, 1977
SUMMARY OF APPLICATIONS AND DISPOSITION
CONSOLIDATED SUMMARY OF AWARDS
SUMMARY OF PERIODIC AWARDS
and
SUMMARY OF DECISIONS**

COMPARATIVE SUMMARY — FISCAL YEARS Applications and Disposition

	April 1, 1973 to March 31, 1974	April 1, 1974 to March 31, 1975	April 1, 1975 to March 31, 1976
Eligible Applications Received	510	639	851
*Applications Heard	386	381	473
Applications Heard and Dismissed	22	40	75
Applications Heard — Further Evidence Required...	5	1	4
Second Hearings	4	8	1
Review of Awards	1	1	1
**Decisions Completed and Awards Ordered	402	349	451
Interim Awards	3	nil	3
Supplementary Awards	27	12	19
Periodic Awards	10	16	12
Lump Sum Payments	\$591944.26	\$561114.03	\$708640.29
Periodic Payments	130963.07	165814.00	194038.00
Total of Awards Ordered	722637.33	726928.03	902678.29
***Average Award	1472.50	1607.77	1425.84
Hearings Pending	426	599	914

NOTE: * Includes Heard and Dismissed and Heard and Further Evidence Required.
 ** Includes Interim, Supplementary and Periodic Awards.
 *** Periodic Payments not included when arriving at Average Award.

SUMMARY OF APPLICATIONS AND DISPOSITION

April 1, 1976 to March 31, 1977

Eligible Applications Received	971
*Applications Heard	611
Applications Heard and Dismissed	63
Second Hearings	4
Applications Heard — Further Evidence Required	5
Review of Awards	6
**Decisions Completed and Awards Ordered	609
Interim Awards	8
Supplementary Awards	25
Periodic Awards	21
Lump Sum Payments	\$1,192,840.37
Periodic Payments	\$ 230,800.56
Total of Awards Ordered	\$1,423,640.93
***Average Award	\$ 1,958.69
Hearings Pending	1188
Files Closed	85

NOTE: * Includes Heard and Dismissed and Heard and Further Evidence Required
but does not include files closed

** Includes Interim, Supplementary and Periodic Awards

*** Periodic Payments not included when arriving at Average Award

Applications by Area:

Toronto	397				
London	40	Deseronto	2	Mactier	1
Hamilton	39	Newmarket	2	Black Creek	1
Windsor	30	Webbwood	2	Sioux Lookout .	1
Ottawa	28	Madoc	2	Millbrook	1
Sudbury	27	Oneida Twp. ...	2	Elmira	1
St. Catharines ..	22	West Hill	2	Alnwich Twp. ..	1
Kingston	17	Acton	2	Desbarats	1
Mississauga	16	Thessalon	2	Tavistock	1
Thunder Bay ...	15	Napanee	2	Clearwater Bay .	1
Niagara Falls ...	14	Wardsville	1	Buckhorn	1
Kitchener	13	Exeter	1	New Dundee ...	1
Sarnia	12	Tecumseh	1	Severn Bridge ..	1
Brampton	11	Renfrew	1	Schumacher	1
Peterborough ...	10	Lucan	1	Corbeil	1
Sault Ste. Marie	10	Forestville	1	Markdale	1
Chatham	9	Tamworth	1	Simcoe	1
Burlington	9	Port Stanley	1	Summertown ...	1
Oshawa	9	Ops Twp.	1	Carleton Place..	1
Waterloo	8	Frontenac Co. ...	1	Matilda Twp. ...	1
Timmins	8	Hard Rock Stn..	1	Delhi	1
Welland	6	Hampton	1	Haldiman Twp..	1
Brantford	5	Lake Scugog ...	1	West Lorne	1
Guelph	5	Penetanguishene	1	Kakabeka	1
Barrie	5	Atikokan	1	Durham	1
Kenora	4	St. Marthe	1	Cummings	1
Owen Sound ...	4	Cobden	1	Dundas	1
Trenton	4	Caistor Centre..	1	Thamesford	1
Weston	4	Orangeville	1	Cooksville	1
Cambridge	3	Agincourt	1	Unionville	1
Cornwall	3	Attawapiskat ...	1	Pointe au Baril .	1
Georgina Twp. .	3	Porcupine	1	Magnetawan ...	1
Red Lake	3	Hanmer	1	Milton	1
Douglas	3	Richmond Hill..	1	Terrace Bay	1
Kirkland Lake ..	3	Halton	1	Manitouwadge..	1
Fort Erie	3	Moosanee	1	Mosport	1
Woodstock	3	Iroquois Falls ..	1	Ignace	1
Niagara-on-		Chapleau	1	Drumbo	1
the-Lake	3	Huntsville	1	Umpire Corners	1
Belleville	3	Blenheim	1	Massey	1
Oakville	3	Strathroy	1	Wallaceburg ...	1
Corunna	2	Sutton	1	Hawkesbury	1
Leamington	2	Orillia	1	Elliott Lake	1
Thorold	2	Amhertsview ...	1	Amerstburg	1
Pickering	2	Val Caron	1	Mattawa	1
Markham	2	Minaki	1	Grimsby	1
Georgetown	2	Stoney Creek ...	1		

Type of Crime:

Assault Bodily Harm	474	Assault with Intent	5
Assault	148	Arson	5
Wounding	86	Indecent Assault	5
Robbery with Violence.....	68	Resist Arrest	4
Attempted Murder	48	Assault / Robbery.....	4
Assault Police	34	Attempted Robbery	4
Murder	31	Bodily Harm by Explosion	2
Rape	13	Mischief	2
Criminal Negligence	8	N / C Murder	1
Manslaughter	8	Abduction	1
Dangerous use of Firearm.....	7	Hit & Run	1
Dangerous use of weapon	6	Bodily Harm with Intent	1
Attempted Rape	5		

CONSOLIDATED SUMMARY OF AWARDS

April 1, 1976 to March 31, 1977

Month	Number of Awards	Medical Expenses	Loss of Earnings	Pecuniary Loss to Dependents of Deceased Victims	Pain and Suffering	Funeral and Burial Expenses	Other Pecuniary Loss	Counsel Fees	Total Awards
APRIL.....	54	5,673.05	8,718.64		70,800.00		4,730.56	5,850.00	95,772.25
MAY	48	4,378.67	3,638.48		56,075.00	1,000.00	2,511.52	3,525.00	71,128.67
JUNE.....	70	7,506.54	20,921.24	2,500.00	82,950.00	500.00	5,917.80	8,500.00	128,795.58
JULY.....	48	4,315.59	4,800.14	4,550.00	63,850.00		6,267.93	6,575.00	90,358.66
AUGUST	52	12,300.82	8,522.93		90,425.00		4,719.44	6,425.00	122,393.19
SEPTEMBER.....	51	2,671.72	13,483.65	5,979.48	59,550.00	674.12	5,340.80	6,300.00	93,999.77
OCTOBER	40	2,716.90	5,777.11		37,050.00	1,000.00	2,298.71	2,900.00	51,742.72
NOVEMBER	37	1,505.03	10,022.33		51,750.00	1,000.00	8,055.60	5,750.00	78,082.96
DECEMBER	60	2,544.12	11,780.48	1,716.00	70,600.00	1,000.00	5,263.21	6,975.00	99,878.81
JANUARY	34	2,876.63	2,364.35	10,000.00	41,800.00	1,000.00	1,470.01	3,725.00	63,235.99
FEBRUARY.....	57	6,739.26	12,365.22	1,200.00	94,650.00	1,000.00	3,854.11	6,925.00	126,733.59
MARCH	58	2,395.76	33,799.87		118,900.00	1,481.54	5,741.01	8,400.00	170,718.18
	609	55,624.09	136,194.44	25,945.48	838,400.00	8,655.66	56,170.70	71,850.00	1,192,840.37
		4.5%	11%	3%	70%	1%	4.5%	6%	100%

NOTE: In addition to the above total of awards ordered, Periodic Payments have amounted to \$230,800.56.

PERIODIC AWARDS IN PAY
April 1, 1976 to March 31, 1977

	<i>Total</i>	<i>Cumulative Total</i>
APRIL.....	16,550.00	
MAY	16,571.00	33,121.00
JUNE.....	16,971.00	50,092.00
JULY.....	17,471.00	67,563.00
AUGUST	17,621.00	85,184.00
SEPTEMBER.....	19,678.08	104,862.08
OCTOBER	19,642.08	124,504.16
NOVEMBER	20,142.08	144,646.24
DECEMBER	21,064.08	165,710.32
JANUARY	21,214.08	186,924.40
FEBRUARY.....	21,589.08	208,513.48
MARCH	22,287.08	230,800.56

SUMMARY OF DECISIONS

April 1, 1976 to March 31, 1977

The number 100 preceding an application number denotes that the Occurrence took place before September 1, 1971 and therefore the application was dealt with under the terms of The Law Enforcement Compensation Act, 1967.

Where the application number is preceded by the number 200, the Occurrence took place after August 31, 1971, and the application was dealt with under the terms of The Compensation for Victims of Crime Act, 1971.

Due to the volume of cases dealt with by the Board, it was not found feasible to summarize all Board Orders, thus, every second Order has been summarized for publication.

SUMMARY WHERE AWARDS ORDERED

100-676 The applicant, a 52 year old correctional officer in Welland, was seized by one inmate and hit with an iron bar by another as he was escorting them to their cells. The applicant sustained a cut to the left side of his head requiring 16 sutures and was also treated for headaches. The offenders were charged and convicted of jailbreak by violence, and were sentenced to 15 months consecutive to any other sentences and 2 years consecutive to any other sentences respectively.

Award: \$1,185.60 (pain and suffering \$1,000.00).

100-989 The applicant, age 22, was approaching a dock in Wild Wood Park in a canoe when a runabout operated by the offender struck the canoe where the applicant was sitting. Both occupants of the canoe were thrown into the water. The applicant sustained a cerebral concussion with some resulting amnesia. He also suffered from a hearing impairment in his right ear, headaches, and dizzy spells. All injuries had cleared up within a two year period. The charge of dangerous operation of a vessel was dismissed because the applicant did not appear.

Award: \$942.89 (pain and suffering \$750.00).

200-376 The applicant, a 45 year old tobacco farm worker went to the Kerby Hotel in Brantford, where he met two men who told him that he could gain employment in the tobacco harvest at Scotland where they were working. The applicant left the hotel with the two men in their car. He was found the next morning in a ditch naked, having been severely beaten and robbed. The victim sustained multiple fractured facial bones, fractures of right side anterior ribs, a cut lip, dental injuries, aspiration pneumonia and impairment of his vision. Authorities were not able to apprehend the offenders.

Award: \$1,951.00 (pain and suffering \$1,000.00).

200-723 The victim, age 32, was struck on the head by an assailant with a short piece of pipe in Toronto. It was a result of mistaken identity. The applicant sustained a long laceration behind the right ear and a laceration of the right eyebrow. He continues to experience frequent headaches and neck pains which affect his employment as a truck driver.

The offender was convicted of possession of a weapon dangerous to the public.

Award: \$4,665.00 (pain and suffering \$4,025.00).

200-870 The applicant, a 36 year old florist salesman, met the offenders in a Toronto tavern at Gould and Yonge Streets. He drank with them and later accompanied them from the tavern. The offenders began breaking aials on parked cars and when the victim told them to stop, they beat and robbed him. The applicant sustained a fractured nose and jaw, a fracture of the floor of the skull, multiple bruises and a severely swollen face. One offender was convicted of assault, causing bodily harm and received a nine month jail sentence. The other, a juvenile was sent to a training school.

Award: \$3,371.50 (pain and suffering \$3,000.00).

200-942 The applicant, age 31, was about to board a taxi in Toronto which he had hailed, when two men claimed that they had called for the taxi and a verbal argument followed. The applicant was pushed by one of the offenders into the path of an eastbound car which struck him and threw him against another car travelling west. The applicant suffered a broken right shoulder, a fracture of the femur socket and a cracked pelvis. The offenders are unknown. The Board invoked Sections 17(1) and 17(1)(a) and reduced the amount of the award.

Award: \$600.00 (pain and suffering \$400.00).

200-983 The applicant, a 33 year old police officer, was called out on duty regarding the apprehension of an armed robbery suspect who had robbed the Imperial Bank of Commerce in Kenora. The armed robber blew himself up by a bomb he was carrying and has never been identified. As a result of the blast, the officer received injuries to the left side of his head resulting in a permanent degree of deafness in the left ear.

Award: \$2,185.00 (pain and suffering \$2,000.00).

200-1041 The applicant, at the time of the occurrence was a 50 year old correctional officer at the Welland jail. He was struck on the head with an iron pipe during an attempted jailbreak. The victim required sutures to a cut over his left eye and also underwent surgery to elevate a skull fracture sustained. The offender was convicted of two charges of wounding with intent for which he was sentenced to two years and three months for the first and two years concurrent for the second. He was also sentenced to six months concurrent for attempting to break gaol.

Award: \$2,725.00 (pain and suffering \$2,500.00).

200-1054 The applicant, age 50, was the victim of a most vicious beating in Toronto. Surgery was required to correct multiple facial bruises, swelling of both eyelids and displacement of the bones of the central part of his face. As a result, his facial appearance is permanently disfigured. The offender was convicted of robbery and sent to penitentiary for ten years.

Award: \$5,838.15 (pain and suffering \$5,000.00).

200-1121 The applicant, a 48 year old Mississauga aluminum siding sub-contractor was severely beaten in his residence by two employees. The offenders had gone home with him to receive wages but after they

had a drink, they were informed that they would have to wait for the applicant's wife to return and sign the cheques. They began to tussle and when told to stop, they struck the victim over the head with a kitchen chair and kicked his head several times. The applicant sustained a fractured nose, damage to the eye and optic nerve, a neck injury and a laceration of the right side of the face and head, requiring approximately 100 sutures. Both offenders were convicted of assault causing bodily harm and sentenced to three months in jail and one year probation.

Award: \$5,408.00 (pain and suffering \$5,000.00).

200-1124 The applicant, a 22 year old welder, was stabbed outside a Toronto tavern while questioning the offender about remarks made to the former's "lady friend" in the tavern. The victim sustained severe lacerations to the chest, back and left arm. He is now permanently disabled for precision work. The offender was convicted of wounding and sentenced to two years less one day and nine months indeterminate. The Board invoked Section 17(1) of the Act to reduce the award.

Award: \$6,893.54 (pain and suffering \$4,500.00).

200-1180 The applicant, age 74, was assaulted with a stick in his Toronto shoe repair store by the offender who demanded shoes left for repair, which he had taken from the store in the applicant's absence. The victim sustained a fracture of the distal shaft of the left ulna. The offender was convicted of assault causing bodily harm, robbery, and possession of a weapon for a purpose dangerous to the public peace. He was sentenced to two years less one day and placed on probation for one year.

Award: \$1,446.00 (pain and suffering \$800.00).

200-1206 The applicant's 45 year old husband was murdered while crossing a Toronto street by a man not known to the victim. The applicant is responsible for the support and care of her daughter and her mother-in-law. The offender was convicted of manslaughter and sentenced to eighteen years imprisonment.

Award: \$6,555.97, plus \$230.00 per month.

200-1221 The applicant, a 31 year old Ontario Provincial Police Department officer was struck in the face with a car jack when he stopped to aid a vehicle in difficulty near Dutton and was again struck with a tire iron while calling for assistance. The victim sustained a fractured nose and facial lacerations. The offender was convicted of assault causing bodily harm and sentenced to 3½ years in a penitentiary.

Award: \$1,814.80 (pain and suffering \$1,750.00).

200-1287 The applicant, a 45 year old police constable was shot in the left shoulder and a fellow officer was killed in a North Bay parking lot. He sustained a compound comminuted fracture of the upper end of the left humerus, and developed a duodenal ulcer due to the physical and psychological trauma. Despite surgery, there is permanent disability in his left shoulder and arm. The offender was found guilty of non-capital murder and sentenced to life imprisonment for the murder of another officer.

Award: \$6,537.76 (pain and suffering \$6,000.00).

200-1309 The applicant, age 47, was injured in a Toronto tavern when a fight broke out between other patrons and he was hit in the eye by a flying object. The victim sustained several detachments of the retina of the left eye and now suffers from permanent diplopia. Charges were laid but no conviction resulted because there was reasonable doubt as to the identity of the offender.

Award: \$8,119.00 (pain and suffering \$7,500.00).

200-1315 The applicant, age 30, was helping a Sudbury Regional police officer subdue a hysterical accident victim, when he was thrown to the ground. He sustained a fracture of the right tibia. One month before this incident he had a cast removed from his right leg. The Board awarded compensation to the victim under clause (b) of Section 5 of the Act.

Award: \$4,507.55 (pain and suffering \$1,250.00).

200-1321 The victim, a 39 year old truck driver, was robbed and assaulted by three men and one female on Dundas Street East, Toronto, while he was walking with a friend. Injuries sustained included bruises to his face and head and a laceration over the left eye. The offenders are unknown.

Award: \$150.58 (pain and suffering \$100.00).

200-1331 The applicant, a 51 year old butcher was attacked and robbed by four youths at the rear of a Toronto store. The victim sustained serious facial lacerations and his five upper teeth were damaged. The offenders were arrested and convicted of assault, robbery and theft under.

Award: \$1,859.85 (pain and suffering \$800.00).

200-1350 The applicant, a 53 year old Justice of the Peace in Thunder Bay, was brutally attacked with a weapon in his own backyard. The applicant had kept company with the offender's estranged wife for some time. The victim has lost 85 percent of his whole potential by way of injuries and will be unable to return to work. The offender was convicted of assault causing bodily harm and sentenced to one year definite and two years less a day indefinite. The applicant had previously been assaulted by the offender but did not press charges. The Board invoked Sections 17(1) and 17(1)(a) and reduced the amount of the award.

Award: \$6,633.70 (pain and suffering \$5,000.00) plus \$96.00 per month.

200-1354 The applicant, a 33 year old farmer in Charlottenburgh Township, was shot in the right arm and sustained a minor abdominal wound when he knocked at the door and window of the offender's house. The Board noted a variance regarding the applicant's alcohol consumption on the date of the occurrence in his testimony before the Court and the Board. The offender was convicted of wounding and given a suspended sentence and two years probation. The Board reduced the amount awarded after citing Section 17(1) of the Act.

Award: \$1,519.52 (pain and suffering \$1,250.00).

200-1362 The victim, a 28 year old student pub manager in Windsor, was assaulted by a patron who had just thrown a chair at a waiter. The applicant sustained a fractured left jaw and a black eye. The offender was convicted of assault causing bodily harm and received a three month

sentence or a \$500.00 fine.

Award: \$1,841.75 (pain and suffering \$1,000.00).

200-1377 The applicant, a 68 year old rooming house supervisor in Ottawa, was attacked by the offender (who had just been evicted) and two other men with baseball bats and chains. The police found the applicant standing at the door with a baseball bat and he refused to lay charges. The applicant sustained a fracture of the shaft of the radius of the left arm. The Board invoked Sections 17(1) and 17(1)(a) and severely reduced the award.

Award: \$330.00 (pain and suffering \$200.00).

200-1381 The victim, a 20 year old deaf mute from Toronto, was stabbed in the neck, face and lips when she refused the sexual advances of her boyfriend. More than 50 stitches were required. The offender was convicted of assault causing bodily harm and received a suspended sentence and was placed on probation for two years.

Award: \$1,398.50 (pain and suffering \$1,100.00).

200-1387 The victim, now age 18, was stabbed in the Milk Bar, an unlicensed Toronto eating place, for no apparent reason. The applicant required 12 stitches in her right forearm and five stitches in her breast. The offender was charged with attempted murder and was found not guilty by reason of insanity and sent to Penetang.

Award: \$765.70 (pain and suffering \$750.00).

200-1402 As the applicant, age 22, and two friends approached a car owned by one of the friends, there was a sudden explosion. More than 35 percent of the victim's body surface was superficially burned. The Woodstock Fire Marshall found that an arsonist had poured over a gallon of gas on the car seats. The offenders are unknown.

Award: \$4,305.77 (pain and suffering \$2,500.00).

200-1429 The victim, age 28, accepted a ride from Preston to Guelph with an acquaintance and another man and was robbed and beaten on the way. He sustained cuts to his face and mouth, his dentures were broken, a sprained thumb and a bruised nose. One of the offenders was convicted of robbery and sentenced to two years in a penitentiary.

Award: \$569.80 (pain and suffering \$250.00).

200-1470 The victim, a 47 year old shipper, was attacked in a lane in Toronto by a youth who kicked his face and body several times and beat him with a kung-fu stick. He suffered severe contusions and lacerations to the face and ribs and lost four of his upper front teeth. The offender has never been apprehended.

Award: \$793.47 (pain and suffering \$750.00).

200-1478 The applicant, age 26, and his brother were attacked at Donlands Subway station in Toronto by two males. The victim recognized them as members of a gang who had previously attacked him and his mother and had cast ethnic slurs. The applicant sustained a serious abdominal stab wound. One of the offenders was acquitted but the other was convicted of wounding, and was sentenced to nine months, as well as six months concurrent for common assault.

Award: \$4,824.94 (pain and suffering \$3,500.00).

200-1487 The applicant, a 55 year old housewife, was attacked from behind while waiting for a taxi with two other people in Toronto. She fell and struck her head on the pavement and sustained a depressed skull fracture. As a result, she still suffers from headaches and is very nervous. The offender was convicted of assault causing bodily harm and was sentenced to 2½ years in jail.

Award: \$1,714.00 (pain and suffering \$1,500.00).

200-1511 The victim, age 32, was beaten and robbed by three men as he left a hotel in Sarnia. He sustained facial lacerations, bruises and cuts, two chipped teeth and an undisplaced fracture of the nose. Two of the offenders were convicted of assault causing bodily harm and one was sentenced to two years less a day, the other to five months.

Award: \$998.73 (pain and suffering \$500.00).

200-1524 The applicant, a 20 year old machinist, picked up a female hitchhiker in Windsor. When he stopped for a red light, the driver of the car beside him ordered the applicant to let the girl out. The girl appeared frightened, so the applicant drove away. He was soon forced off the road and was then assaulted. No convictions resulted. The victim sustained bruises, lacerations and two fractured teeth.

Award: \$288.10 (pain and suffering \$250.00).

200-1537 The applicant, a 30 year old musician, was the victim of an unprovoked shooting while walking from the roof-top parking lot to the entrance of the Generator Club in Toronto. The offender was charged with attempted murder and was found not guilty by reason of insanity. He was committed to Penetanguishene.

Award: \$3,898.00 (pain and suffering \$2,000.00).

200-1568 The applicant, a 24 year old London police constable, was struck in the face when he attempted to arrest an impaired driver. The victim sustained bruises and minor lacerations and therapy was required for subluxation of the cervical and lumbar spine area. The offender was convicted of impaired driving, refusing a breath test, and assaulting a police officer. He received the following sentences: \$300.00 or thirty days; \$50.00 or five days and \$250.00 or thirty days consecutive.

Award: \$1,293.20 (pain and suffering \$1,250.00).

200-1577 The applicant, age 34, was with her husband and relatives in a Brantford hotel when one member of a group tried to take a chair from their table, thus starting an argument. The applicant and her companions soon left and were followed by a motor cycle gang into the parking lot. They surrounded the victim's car and used a motor cycle helmet to smash two windows. The applicant sustained a laceration to the right eye from a piece of glass. The offender was convicted of criminal negligence and sentenced to three months in jail consecutive to a term now being served.

Award: \$1,980.00 (pain and suffering \$1,750.00).

200-1603 The victim, now age 38, suffered serious brain damage as a result of a criminal assault at the Windsor Hotel in Hamilton. He

sustained an intercerebral haematoma of the left temporal lobe and a craniectomy was performed. However, he is severely intellectually impaired and incapable of employment. The offender was convicted of causing bodily harm with intent and was sentenced to 18 months in jail.

Award: \$8,138.48 plus \$300.00 per month (pain and suffering \$7,000.00).

200-1607 The applicant, a 25 year old musician, was the victim of an unprovoked shooting in the parking lot of the Generator Club in Toronto. He sustained serious perforations of the small intestine and the bullet lodged in his left hip. The offender was found not guilty of the charge of attempted murder by reason of insanity.

Award: \$3,400.00 (pain and suffering \$3,000.00). (Same occurrence as 200-1537).

200-1611 The applicant, age 27, was stabbed in the face with a beer bottle in a Mississauga tavern after he refused to vacate a chair previously occupied by the offender. The laceration to his face required 34 stitches. The offender pleaded guilty to assault causing bodily harm and received a two year suspended sentence and was placed on two years probation. The Board was not satisfied with the applicant's testimony concerning his state of intoxication, and under Section 17(1) of the Act substantially reduced the award.

Award: \$697.00 (pain and suffering \$300.00).

200-1615 The applicant, a 58 year old pensioner, had barely been seated in a Niagara Falls hotel when a fight broke out at the next table. The victim ended up under a table and a pile of chairs, with the fighting men on top of her. As a result, she experienced tenderness at the area of the thoracic vertebrae V1 to X. None of the offenders has been apprehended.

Award: \$959.52 (pain and suffering \$750.00).

200-1637 The applicant, a 60 year old resident of Virginia, was attacked first with a rock and later with a baseball bat by the offender as he tried to assist a man who had already been beaten by the offender. As a result, the applicant has suffered from tension and violent headaches and was forced to retire early. The offender was found guilty of common assault and sentenced to 30 days in jail.

Award: \$8,161.97 (pain and suffering \$7,000.00).

200-1649 The applicant, age 30, assisted his neighbours when their Sudbury home was on fire. He dragged the offender out of the house when he could not be awakened. Once outside, the offender ran back into the house to retrieve his money and knocked the applicant unconscious in the house when he tried to stop him. When the applicant gained consciousness he leapt through a plate glass window to escape. The victim was treated for multiple lacerations and burns. A charge of assault causing bodily harm against the offender was dismissed. The Board made a reduced award under Section 17(1) and 17(1a) because the victim did not report the assault promptly.

Award: \$1,374.00 (pain and suffering \$1,000.00).

200-1667 The applicant, age 28, was knocked down and kicked by three youths in Hamilton when he refused to give them money. He sustained facial injuries and underwent a complete septorhinoplasty to repair nasal

damage. The offenders were never apprehended.
Award: \$1,058.62 (pain and suffering \$650.00).

200-1681 The applicant, a 53 year old St. Catharines housewife, was the victim of an unprovoked attack by her father at her home. She sustained severe lacerations requiring one hundred stitches. The offender was charged with wounding but found not guilty by reason of insanity.
Award: \$1,785.49 (pain and suffering \$1,500.00).

200-1695 The applicant, a 43 year old city of Ottawa employee, was severely beaten and robbed by two unknown males. The victim sustained two swollen and bruised eyes, a laceration of the right eyelid and many fractured ribs. Bench warrants are outstanding for two suspects.
Award: \$1,242.28 (pain and suffering \$1,000.00).

200-1702 The applicant, a 32 year old urology technician in Toronto, was struck on the back of the neck with a clenched fist as he was ascending a subway escalator. At the top of the escalator, the offender administered a further beating to the applicant's face, neck and shoulder. The applicant still experiences pain on occasions in his neck. The offender was sentenced to 14 months in jail for assault causing bodily harm.
Award: \$1,301.78 (pain and suffering \$1,000.00).

200-1718 The applicant, age 67, entered a Bathurst streetcar in Toronto on his way home from his synagogue. As he was moving to the rear of the car, the offender told him that he could not proceed any further. The applicant ignored the offender and proceeded, but was subsequently struck in the centre of his forehead with the head of an umbrella. The wound did not require stitches but the victim still experiences headaches. The offender was convicted of assault causing bodily harm and received an absolute discharge from the Court, presumably because of age.
Award: \$365.00 (pain and suffering \$250.00).

200-1728 The applicant, a 36 year old machine operator, was at the Detroit Tavern in Windsor and had the left side of his chest slashed when he tried to prevent an attack on the bartender. The victim's wound required 25 sutures. The offender was charged with assault causing bodily harm and possession of a weapon dangerous to the public peace. He was found not guilty on both charges.
Award: \$1,246.63 (pain and suffering \$850.00).

200-1741 The applicant, a 28 year old Toronto resident, after attempting to break up an argument between his wife and the offender's wife, left the room to summon the security staff. He was confronted by the offender who swung and hit him without warning. When the applicant fell to the floor, the offender kicked him to the extent that he put out the applicant's left eye. The victim is to enter an Ontario vocational rehabilitation program, for his attempts to regain employment have been unsuccessful. The offender was convicted of assault causing bodily harm and placed on six months probation. He was later convicted of a second unrelated assault and was sentenced to nine months in prison.
Award: \$13,079.32 (pain and suffering \$7,500.00).

200-1743 The applicant, age 28, was in the Sun Parlour Inn in Leamington with a lady friend. The victim's face was viciously slashed with a beer glass when he refused to either arm wrestle or fight with the offender. The facial stab wounds required 48 sutures. The offender was sentenced to two months in jail for assault causing bodily harm.

Award: \$2,305.10 (pain and suffering \$1,750.00).

200-1765 The victim, age 19, was assaulted in London without any provocation on his part. He sustained serious dental injuries, as well as facial cuts and abrasions. The offender was convicted of assault causing bodily harm and was fined \$300.00 or 30 days.

Award: \$977.40 (pain and suffering \$250.00).

200-1766 The applicant, age 31, was struck in the face by the offender as he was working on his own property in Hamilton. The offender was drunk and took objection to the applicant's ladder leaning against his own house. The victim sustained a fracture of the anterior wall of the right frontal sinus, and a fracture of the right supra-orbital ridge bone. The offender was convicted of common assault and fined \$100.00 or ten days.

Award: \$1,276.00 (pain and suffering \$650.00).

200-1770 The applicant, age 61, was shot by his assistant as they were cleaning a Canadian Tire Store in Toronto. As a result of the serious injuries to the spleen and the small bowel, the victim is permanently disabled and was forced to sell his cleaning business. The offender was convicted of criminal negligence causing bodily harm and sentenced to twelve months definite and twelve months indefinite.

Award: \$18,965.00 (pain and suffering \$7,500.00).

200-1775 The applicant, age 19, was attending a party in St. Mary's with his girl friend and had the glass he was holding kicked into his left eye by the girl's brother when he refused to fight with him. The victim's left eye had to be removed. The applicant did not report the incident to the police until one month later and he was very unco-operative. The offender was convicted of common assault and was fined \$300.00 or 30 days. The Board invoked Sections 17(1) and 17(1a) to reduce the amount of the award.

Award: \$1,841.08 (pain and suffering \$1,000.00)

200-1789 The applicant, a 44 year old partner in a jewellery store in Vanier, was struck on the right shoulder and neck with a gun during a robbery in his store. The victim sustained strained shoulder and neck muscles. The consequences were unusual for he had undergone surgery on the right shoulder five years earlier. No offenders have been apprehended.

Award: \$3,002.36 (pain and suffering \$800.00).

200-1798 The applicant, a 45 year old disabled pensioner, and his friend, accepted a ride home from the Windsor race track with four persons. After stopping for one drink, the victim was struck on the head as he again entered the car. He was found on the side of Highway 401 just outside Windsor, having been severely beaten and robbed. His injuries included a fractured nasal bone. Two offenders were charged but

the charges were not proceeded with because positive identification could not be made.

Award: \$2,100.67 (pain and suffering \$1,500.00).

200-1804 The applicant, age 18, was attacked without provocation after he had parked his car and trailer in Ottawa. Three stitches were required to close an internal cut to his mouth and one tooth was chipped. The offender was found guilty of assault causing bodily harm, and was fined \$50.00 and two days in default.

Award: \$662.00 (pain and suffering \$400.00).

200-1815 The applicant, a 41 year old accountant supervisor, was at the Coronation House in Windsor when he observed a man being attacked by a group of people. When the applicant protested, he was struck from behind and had his face pushed into the floor. The victim sustained facial lacerations, and required extensive dental work. The offenders were not apprehended as the applicant could not identify them.

Award: \$1,575.10 (pain and suffering \$750.00).

200-1817 The applicant, age 40, was awakened by a sound at the front door of his Toronto home. When he opened his door, the offender pushed his way into the apartment and assaulted him and then stabbed him in the left lung. The offender pleaded guilty to a charge of assault causing bodily harm and was sentenced to four months in jail and one year probation.

Award: \$1,511.69 (pain and suffering \$1,400.00).

200-1826 The applicant, a 22 year old custodian of a community centre in Bridgeport, was attacked when he tried to break up a fight and the combatants turned on him. The victim underwent surgery for the closed reduction of a fracture of the nose. The offenders have never been identified, although the applicant did file charges.

Award: \$435.29 (pain and suffering \$400.00).

200-1828 The applicant, a 27 year old Ontario Provincial Police Constable in St. Thomas, while off duty, and his family were riding bicycles. Four men in a car were forced to stop because of the bicycles and the driver swore at the applicant's wife. The applicant approached the car and saw that one of the occupants had an open bottle of beer. He showed his badge and ordered the men to get out of the vehicle. The applicant was then beaten and sustained facial lacerations and a brief concussion. One offender was convicted of assault but the three other charges were dismissed by reason of lack of identification.

Award: \$807.50 (pain and suffering \$500.00).

200-1833 The victim, a 38 year old Windsor housewife, was assaulted by her estranged husband. She sustained a broken nose and internal bleeding to the right eye. The offender was convicted of assault and placed on twelve months probation.

Award: \$454.00 (pain and suffering \$300.00).

200-1837 The applicant, a 44 year old Rexdale building superintendent went to investigate a report that a man had been seen dragging a girl into the bushes at the rear of the property. He was attacked by two boys and

suffered a broken wrist and lacerations and bruises. One male offender was convicted of assault with intent to resist arrest and was sentenced to nine months in jail. The girl received a suspended sentence and six months probation for theft. The other offender was a juvenile.

Award: \$1,722.73 (pain and suffering \$850.00).

200-1843 The applicant, then aged 77, came downstairs to investigate a noise at night. He saw an unknown male through the back door window of his Islington home and opened the door to investigate. The offender ran into the house and attacked the victim first with a weed extractor and then with a large candlestick. The victim was then tied up with tape and his wife was forced to accompany the offender as he ransacked the house. The victim sustained serious face and skull wounds and will require the reconstruction of his mandibular lower arch. The offender was convicted of robbery and sentenced to eight years in jail.

Award: \$2,125.00 (pain and suffering \$1,000.00).

200-1848 The victim, age 31, was assaulted in the Danforth Hotel in Toronto where he was employed as a bouncer. He sustained a broken nose and ruptured blood vessels in his right eye. The offender pleaded guilty to a charge of common assault and was fined \$350.00 or three days.

Award: \$1,107.00 (pain and suffering \$500.00).

200-1855 The applicant, a 19 year old student, was walking home in Windsor with a friend when a car pulled up and stopped. The two male occupants got out and one attacked the applicant while the other threatened his friend. The victim sustained a fractured nasal bone, two black eyes, and several fractured teeth. The offender was convicted of assault causing bodily harm and sentenced to one year probation and a conditional discharge.

Award: \$868.40 (pain and suffering \$500.00).

200-1865 The applicant, age 48, was quietly drinking a beer in a Toronto hotel when, without warning or provocation, he was struck on the head and then subjected to a severe beating. The victim sustained five separate fractures to the bones of the face, nose and jaw, and spent two months with his jaws wired shut. Two offenders were convicted of assault causing bodily harm and each was sentenced to six months in jail.

Award: \$3,303.58 (pain and suffering \$1,750.00).

200-1877 The victim, a 52 year old waitress, was riding on a Toronto Transit Commission bus when students who were pushing and shoving caused her to strike her head on a pole. She sustained muscle strain and stiffness, and because she was not able to use her arm, she lost a year from her job. The offenders were never found.

Award: \$2,571.90 (pain and suffering \$700.00).

200-1891 The applicant, age 35, and a male friend, escorted a female to her Toronto home from a picnic at her request. The applicant had had a few beers. When they arrived at her home, the offender, who had earlier been ejected from the picnic because of intoxication, inflicted multiple stab wounds on the applicant. The offender was sentenced to three months in a reformatory for assault with intent to wound. The Board

invoked Section 17 (1) of the Act to reduce the award.

Award: \$960.98 (pain and suffering \$500.00).

200-1913 The applicant, age 41, accompanied by his wife and children went to a family type Christmas party at a Toronto residence. The festivities continued until the next morning when one paying guest and some friends arrived and an argument broke out and then a fight. The applicant asked two guests to stop fighting and was attacked and kicked in his head. He sustained a broken nose. The offender was convicted of assault causing bodily harm and was granted a conditional discharge and placed on one year of probation.

Award: \$2,801.78 (pain and suffering \$1,000.00).

200-1916 The applicant, a 24 year old labourer, was attacked with a short piece of board after he left a Toronto hotel. A witness said that he was not involved in a fight. The victim sustained permanent brain damage, and an almost total loss of hearing. As a result, he was dismissed from his job and has had difficulty gaining employment. No charges were laid because there was no way of identification.

Award: \$8,524.00 (pain and suffering \$7,500.00) plus \$400.00 per month.

200-1918 The victim, a 56 year old clerk in Toronto, was on duty when three men entered the store and held her and the owner at gun point. They beat the owner and slapped the applicant in the face, breaking her glasses. The offenders then robbed the applicant and the owner. The offenders were convicted of robbery and assault. One received a sentence of 4 years and 3 years consecutive on the respective charges. The other was sentenced to 7 years concurrent to other charges.

Award: \$700.00 (pain and suffering \$500.00).

200-1928 The applicant, age 30, was shot in the chest by her husband after an argument in their Toronto home. She sustained serious injuries to her left arm and left breast, requiring five operations. The offender was convicted of criminal negligence causing bodily harm and sentenced to two years less one day.

Award: \$3,000.00 for pain and suffering.

200-1936 The applicant, a 21 year old university student, was in a Kitchener beverage room with a friend. The room was crowded and the applicant allowed three other people to sit at his table. One of the men accused the applicant of taking his beer and struck the victim with a beer bottle. Twenty-two sutures were required to close facial lacerations. The offender was convicted of assault causing bodily harm and was sentenced to 30 days in jail or \$250.00.

Award: \$821.70 (pain and suffering \$750.00).

200-1968 The applicant, a 40 year old police constable, was attempting to arrest the offender for bringing an open beer bottle out of a hotel in Trenton. In an effort to get away, the offender struck the applicant in the face with his elbow. The victim sustained a fractured nose, and will live with sinus problems for the rest of his life. The offender was sentenced to 60 days in jail for assaulting a police officer.

Award: \$1,598.28 (pain and suffering \$1,500.00).

200-1972 The applicant, age 21, was struck in the face by three men in London, who had just assaulted his friend, when he questioned them about their conduct. The victim sustained a fracture of the orbit floor of his right eye. The offenders were convicted of assault causing bodily harm. One was sentenced to 30 days in jail and the other received a conditional discharge and 12 months probation. The third offender was a juvenile.

Award: \$862.21 (pain and suffering \$600.00).

200-1976 The applicant, age 33, and a friend were severely beaten by four youths when they left the Dofasco Club in Hamilton. The applicant sustained a concussion and extensive dental injuries. His friend died as a result of the assault. The offenders were charged and convicted of manslaughter. Two were sentenced to 5 years each, another to 2 years, and a fourth to 1 year in jail with two years probation.

Award: \$2,709.02 (pain and suffering \$1,500.00).

200-1979 The applicant, a 37 year old police constable in St. Catharines was attacked from behind as he was arresting an impaired driver. The victim suffered an acute sprain of the ligaments and muscles of the cervical spine. The offender was convicted of obstructing a police officer and fined \$150.00 or 30 days in jail.

Award: \$1,797.96 (pain and suffering \$1,500.00).

200-1985 The applicant, age 25, was walking in Iroquois Falls in Ontario when she was shot in both legs by a sniper. Her right leg received an abrasion and the left leg was punctured. The offender was convicted of attempted murder and sentenced to 18 months definite and a further 18 months probation.

Award: \$1,128.81 (pain and suffering \$1,000.00).

200-1996 The applicant, a 19 year old student, was attacked and beaten after he left a London shopping mall, by the offender who had verbally abused the victim in the mall. The offender struck the victim over the head with a full wine bottle and then proceeded to kick him, when he collapsed. The offenders were never apprehended.

Award: \$2,527.83 (pain and suffering \$2,500.00).

200-2000 The victim, a 63 year old tourist resort proprietor in Colchester Village, was beaten in his residence as he tried to assist his wife who was being attacked by two masked gunmen. The victim was struck with a revolver butt and a chair. He sustained lacerations to his scalp and injured shoulder muscles. The offenders are unknown.

Award: \$1,491.60 (pain and suffering \$1,250.00).

200-2004 The applicant, age 27, was asleep in the bedroom of her Toronto residence, when someone jumped on her back and ripped off her shirt and nightclothes. She was then punched in the head and face, and as a result, sustained a fractured nasal bone. The offender was never apprehended.

Award: \$350.00 (pain and suffering \$300.00).

200-2014 The victim, a 24 year old child care worker in Ottawa was lawfully driving down a one way street when a van came towards his car.

The van stopped and the passenger got out and proceeded to strike the applicant twice in the face. The victim sustained extensive dental injuries. The offender is as yet unknown.

Award: \$529.55 (pain and suffering \$200.00) plus \$344.00 on the completion of further dental work.

200-2018 The victim, age 20, was returning home from a restaurant in Ottawa with a friend, when he was attacked from behind after refusing to fight with two men. The applicant sustained facial and nasal injuries. The offender was convicted of assault causing bodily harm and was fined \$250.00 or 30 days.

Award: \$743.00 (pain and suffering \$375.00).

200-2020 The applicant, age 19, was visiting a friend in Toronto when a fight broke out between his friend and the offender. The applicant went to his friend's aid and was assaulted by an unknown male companion of the offender. The applicant sustained abrasions and a gash on his left hand. The offender was never apprehended. The Board invoked Section 17(1) to reduce the award.

Award: \$200.00 (pain and suffering \$100.00).

200-2026 The victim, age 48, was working in the bar at a beer fest in Agincourt. He was knocked unconscious and kicked in the groin when he objected to the offender's offensive remarks about his costume hat. His left testicle had to be removed and as a result, he developed a loss of sex drive. The offender was given a suspended sentence with two years probation for assault causing bodily harm.

Award: \$2,087.66 (pain and suffering \$1,500.00).

200-2028 The applicant, a 32 year old crane operator, was visiting his girl friend in St. Catharines when his ex-wife's boyfriend broke through the door and hit him in the face and knocked him in the stomach. The victim suffered abdominal pain and required a new set of dentures. The offender was convicted of breaking and entering and committing an indictable offence. He was given a suspended sentence with 12 months probation.

Award: \$568.20 (pain and suffering \$250.00).

200-2036 The applicant, age 45, was employed as a registered nurse at the Addiction Research Foundation in Toronto. She was thrown against a wall two times when she attempted to stop a patient from leaving the building. She sustained a fractured right scaphoid. The charge of assault causing bodily harm was withdrawn after psychiatric assessment.

Award: \$695.42 (pain and suffering \$650.00).

200-2043 The applicant, age 20, became embroiled in an altercation with the offender at the London Labour Hall and subsequently left the premises. The victim once again met the offender in a tavern that night and was knocked unconscious by him. The offender was convicted of assault causing bodily harm and was fined \$200.00 or 15 days. The Board reduced the award because it was not satisfied that all the facts concerning the Labour Hall incident had been given.

Award: \$623.75 (pain and suffering \$400.00).

200-2047 The applicant, age 75, was out for a stroll in Toronto when

he was suddenly grabbed around the neck from the back, and punched several times in the kidneys. He was then robbed. He still complains of minor pain in the kidney area. The assailant was not apprehended.

Award: \$473.00 (pain and suffering \$400.00)

200-2059 The applicant's son, age 11, was the victim of an unprovoked assault by another youth in a Toronto schoolyard. The victim sustained damage to his two front upper permanent teeth. The other youth was found to have committed a delinquency under the Juvenile Delinquents Act.

Award: \$836.00 (pain and suffering \$250.00) plus a sum not to exceed \$600.00 on completion of dental work.

200-2063 The applicant, age 23, was assaulted by two men in a hotel parking lot in Hamilton. He had previously testified against members of a motor cycle club. He was treated for bruises and facial lacerations. The offenders were never apprehended.

Award: \$356.40 (pain and suffering \$250.00).

200-2067 The applicant, age 26, was shot by the offender in Waterford. There were apparently some hard feelings between the two men. The bullet went through the victim's jaw and lodged in his neck. The bullet has not been removed, and the victim suffers irregular pain in his left arm. The offender was sentenced to 60 days in jail and three years probation for wounding.

Award: \$4,649.51 (pain and suffering \$3,500.00).

200-2073 The applicant, age 56, was struck in the eye by the offender during a political argument in Toronto. The applicant sustained a black eye and temporary drooping of the eyelid. Charges were laid against the offender, but he has never been found since.

Award: \$849.82 (pain and suffering \$300.00).

200-2076 The applicant, age 27, attended with a small party at a Toronto hotel. After dancing, they returned to discover that three men were occupying their table. When the applicant requested the return of the table, he was struck on the chin. The police were called, but they did not take the names or addresses of the three men and would not lay charges. In attempting to lay charges, the applicant's request was refused because he did not have the address of his assailant.

Award: \$367.00 (pain and suffering \$350.00).

200-2078 The applicant, age 19, was at work at a pizza restaurant in St. Catharines, when he attempted to prevent an armed hold-up. He was shot three times and sustained serious injuries to his left hip and chest. The gunman fled, and no one has been apprehended.

Award: \$6,050.68 (pain and suffering \$5,000.00).

200-2083 The applicant, age 26, was drinking in St. Charles Place in Toronto when an unknown male came to the table and made allegations about someone taking some money from the table. The offender struck the applicant on the face with a beer glass. The applicant sustained multiple facial lacerations with resultant scarring. No charges were laid because of the improper spelling of the offender's surname. The Board

reduced the award under Section 17(1) because of concern over the sobriety of the applicant at the time of the incident.

Award: \$875.00 (pain and suffering \$650.00).

200-2090 The applicant, age 25, was attending a party in Capreol. The offender shoved and kicked the applicant because he was disturbed that the applicant did not have his own beer. The offender returned later and slashed his stomach and arm with a butcher knife. A loss of mobility and strength in the left hand has resulted. The Board reduced the award under Section 17(1a) of the Act. The offender was sentenced to three years in a penitentiary for wounding.

Award: \$2,990.16 (pain and suffering \$2,500.00).

200-2098 The applicant, age 68, and her husband were in a store in Ottawa when a theft took place. The applicant was knocked over either by the thief or the security guard who was chasing the thief. She sustained injuries to her right shoulder and a broken left wrist. No offender has been apprehended.

Award: \$2,899.23 (pain and suffering \$2,000.00).

200-2110 The applicant, a 47 year old hotel manager in Huntsville, called the police when a street fight broke out near his hotel. While the applicant was holding one of the trouble-makers, at the request of the police, he was struck on the left ear and knocked to the ground. Three stitches were required to close a laceration of the outer part of the left ear. Five men were convicted of causing a disturbance, but the actual offender could not be identified.

Award: \$553.28 (pain and suffering \$500.00).

200-2112 The applicant, age 35, observed the offender threatening a police constable with a large kitchen knife in St. Catharines. The victim, in an effort to take the knife away from her, was stabbed in the right knee. As he was leaving the scene, the offender's brother gouged the victim's left eye. The offender was given a suspended sentence and one year probation for possessing a dangerous weapon.

Award: \$704.67 (pain and suffering \$600.00).

200-2124 The applicant, a 24 year old Militia member, became involved in a verbal altercation with the offender in Windsor, regarding the pros and cons of the regular army and the militia services. The applicant struck the offender who retaliated by swinging his right hand, in which he had a beer glass. Fifty sutures were required to close lacerations on the neck. The offender was found guilty of wounding. The Board invoked Section 17(1) of the Act to reduce the amount of the award.

Award: \$526.00 (pain and suffering \$500.00).

200-2126 The applicant, a 33 year old police officer in Thunder Bay, was shot on the outside of the left knee and thigh as he was attempting to make an arrest. The victim was hospitalized for five weeks and underwent two skin graft operations. The offender was sentenced to two years less one day for wounding.

Award: \$2,785.00 (pain and suffering \$2,500.00).

200-2137 The applicant, age 18, was assaulted by a man in Thunder

Bay, against whom he had testified in court. The victim was punched in the face and sustained a fractured jaw. His jaws were wired shut for six weeks. The offender was sentenced to one month in jail for assault.

Award: \$1,679.85 (pain and suffering \$1,250.00).

200-2141 The applicant, a 29 year old millwright in Oshawa, spent the evening in a hotel with three female friends. He saw the three ladies home and accepted an invitation from one of them to go up to her apartment for a cup of coffee. He fell asleep on the chesterfield and was awakened by the offender who then shot him several times. His spleen had to be removed and there were lacerations of the kidney and diaphragm. The offender was convicted of attempted murder and was sentenced to 18 months in a reformatory and three years probation.

Award: \$2,234.33 (pain and suffering \$1,500.00).

200-2144 The victim aged 6, and her mother had to jump from their third floor Oshawa apartment as a result of a fire set by an arsonist. She sustained second and third degree burns on various parts of the body with noticeable scarring as a result. The offender was convicted of ten charges of arson, and sentenced to six years concurrent on each charge.

Award: \$3,333.45 (pain and suffering \$3,000.00).

200-2147 The applicant, a 34 year old teacher in Brampton, was in his recreation room when a man with a knife entered. In the ensuing fight, the victim was hit with a wooden chair, and received a knife puncture in the throat that required four sutures. The offender was convicted of robbery with violence and received a ten year sentence.

Award: \$500.00 (pain and suffering).

200-2149 The applicant, a 36 year old bush worker, was forced to jump from the third floor of a Peterborough hotel when fire broke out as a result of arson. He sustained a fractured right foot and was not able to return to full employment for six months. The offender has never been apprehended.

Award: \$5,451.48 (pain and suffering \$1,500.00).

200-2152 The applicant, a 24 year old labourer was assaulted as he was playing pool in a Toronto hotel. His nose was stitched and required corrective surgery. The offender is unknown.

Award: \$690.68 (pain and suffering \$350.00).

200-2162 The applicant, a 44 year old police inspector in Peterborough was struck in the eye with a can of dog food as he attempted to arrest a man who was searching parked cars. The applicant sustained a slight loss of vision of the left eye which has been corrected by a change of glasses. The offender was convicted of assault with intent to resist arrest and received a sentence of six months in jail.

Award: \$429.00 (pain and suffering \$400.00).

200-2167 The applicant, a 20 year old tire builder in Kitchener was driving home when a large flower pot was thrown through the open driver's window of the car. When he stopped to investigate, he was grabbed by the hair and pulled out of his car and severely beaten by three youths. He sustained severe head injuries. No offenders have been

apprehended.

Award: \$985.16 (pain and suffering \$750.00).

200-2169 The applicant's mother was slain by her daughter in their Oshawa apartment and this application was for funeral and related expenses only. The offender was charged with non-capital murder, but was found not guilty by reason of insanity.

Award: \$1,200.00.

200-2172 The applicant, a 29 year old police constable, was attacked on St. Clair Avenue West in Toronto. As a result, he had to have a disc removed and was confined to bed for four weeks. The offender was convicted of assaulting a police officer and fined \$200.00 or 20 days, and 3 years probation.

Award: \$1,500.00 (pain and suffering).

200-2177 The applicant's son, age 10, was hit in the eye by a stone fired from a slingshot which was apparently aimed at a third boy. The incident occurred in a Toronto playground. The victim, as a result of the injury, has suffered permanent loss of 95% of the sight in his right eye.

Award: \$10,413.60 (pain and suffering \$10,000.00) to be paid to the Accountant of the Supreme Court of Ontario.

200-2180 The applicant, a 51 year old laboratory technologist was beaten in the elevator at his Toronto residence after he told two men who demanded money that he didn't have any. He sustained a very deep two inch laceration on his forehead. The two offenders were never apprehended.

Award: \$392.30 (pain and suffering \$350.00).

200-2187 The applicant, a 61 year old sales clerk in Brantford was walking to her home when a young man approached her from behind, lost a front tooth and was bitten in the arm. The offender was convicted of assaulting a police officer and was sentenced to one day in jail and two years probation.

Award: \$300.00 (pain and suffering).

200-2187 The applicant, a 61 year old sales clerk of Brantford was walking to her home when a young man approached her from behind, grabbed her purse and knocked her to the ground. She sustained severely comminuted fractures of the pelvis and a fracture of the left shoulder. The victim still experiences pain in the pelvic area and has been forced to take an early retirement. No offender has been apprehended.

Award: \$6,771.72 (pain and suffering \$4,000.00).

200-2188 The applicant, a 61 year old Canadian Customs Inspector in Lansdowne was severely injured when he came to the aid of an Ontario Provincial Police Officer, who was being attacked. The applicant was thrown over the head of the offender and landed on his back. His activities have been substantially curtailed because of recurring back pain. The offender was forcibly deported to the United States.

Award: \$2,322.76 (pain and suffering \$2,000.00).

200-2193 The applicant, a 46 year old truck driver was grabbed by the throat and thrown to the ground at Lyndock after he cautioned a male

about spinning the wheels of his car and causing deep ruts in the road. The victim sustained a dislocated left elbow. The offender was convicted of assault causing bodily harm and sentenced to 10 days in jail or a \$154.00 fine.

Award: \$1,841.77 (pain and suffering \$750.00).

200-2197 The applicant, age 48, was in a restaurant in Niagara Falls. He asked a waiter twice to serve him and was ignored both times. Finally, he was served by another waiter. The applicant was leaving the restaurant when the first waiter made a remark to him. A verbal exchange took place and the waiter then stabbed the applicant about the face. No permanent damage to the eyes was sustained. A warrant for the arrest of the offender for assault causing bodily harm is still outstanding. The Board made a reduced award citing Section 17(1) of the Act.

Award: \$743.80 (pain and suffering \$500.00).

200-2199 The applicant, a 66 year old security officer in Hamilton observed two men trying to break into a parked car on the company's private parking area. When he went to investigate this occurrence, he was attacked. He was struck on the head, neck and shoulders with a blunt instrument and repeatedly kicked. The offenders have not been apprehended.

Award: \$1,209.50 (pain and suffering \$1,000.00).

200-2205 The applicant, a 29 year old security guard with the Toronto Transit Commission was called to a subway station to investigate a disturbance. He was attacked by three young men and sustained a laceration to the left eyelid and bruises. One of the offenders was convicted of common assault and given a suspended sentence and probation for one year. The other two have not been apprehended.

Award: \$285.00 (pain and suffering \$250.00).

200-2206 The applicant, a 30 year old driver and guard for the Toronto Transit Commission observed a man board a train and try to steal a sleeping passenger's wallet. The applicant approached the offender and was struck on the nose. He experienced nose bleeds and discomfort for three weeks. The offender received a sentence of 12 months in jail for assault causing bodily harm.

Award: \$305.01 (pain and suffering \$300.00).

200-2211 The applicant, age 21, was in a Toronto tavern when an argument broke out between himself and a person at a neighbouring table. After being sprayed with a bottle of beer by the offender, the applicant hit him. The offender retaliated by striking the applicant across the side of the face with a beer bottle. This resulted in a cerebral concussion and lacerations. Charges laid by both men against each other were, by consent, dismissed. Due to the circumstances, the Board made a reduced award under Section 17(1) and 17(1a) of the Act.

Award: \$842.00 (pain and suffering \$500.00).

200-2213 The applicant, age 26, arrived at a party in Toronto and was shot in the leg after taking one or two steps down some stairs. The bullet was removed and no complications have occurred. No charges have been laid due to the problem of identification. Apparently, there were approximately five people shooting various guns in celebration rather

than in anger.

Award: \$1,753.05 (pain and suffering \$750.00).

200-2218 The applicant, age 23, was attacked and robbed in a Toronto school yard. She sustained a laceration on the top of her skull requiring 15 stitches, and continues to complain of severe headaches. The assailants have not been located.

Award: \$1,166.35 (pain and suffering \$1,000.00).

200-2224 The applicant, a 24 year old Toronto Police Constable, was attacked by two men who were trying to break into his parked car when he attempted to arrest them. He sustained a bruised right eye and a bite to the upper right arm. The offenders were charged with assault causing bodily harm. One was found not guilty, the other one was convicted and sentenced to five days and \$100.00.

Award: \$100.00 (pain and suffering).

200-2231 The applicant, a 22 year old housewife, was riding in a Hamilton taxi cab when a young man suddenly opened the door and jumped into the passenger seat. He was being chased by another man who attacked the taxi with an axe, breaking the glass in the car windows. The applicant sustained a laceration at the right shoulder from the breaking glass. No offenders have been charged.

Award: \$914.09 (pain and suffering \$700.00).

200-2233 The applicant, age 23, was in a Toronto tavern and began a conversation with two men. After they suggested that he assist them in a robbery, he attempted to leave the tavern alone, but was forced to drive the men to Mississauga. The two men forced him to stop his car and then they severely beat him and left him hanging by the neck with his own belt from a fence. One offender was sentenced to 13 years in jail for robbery and wounding. The other received a sentence of 7 years for robbery with violence.

Award: \$2,229.54 (pain and suffering \$1,500.00).

200-2237 The applicant's daughter, age 11, was baby-sitting in an Ottawa apartment when the children's parents became involved in an altercation. The wife left the apartment, and then the father locked the door and attacked the victim. The victim sustained severe bruising, but she was not sexually assaulted. The offender was sentenced to six months in jail and two years probation for common assault.

Award: \$1,831.00 (pain and suffering \$1,500.00).

200-2239 The applicant, age 52, was in a friend's Toronto apartment when the offender entered and attacked the friend with a hammer. The victim went to his assistance and received three or four minor stab wounds from a paring knife. The offender was given a suspended sentence and three years probation for wounding.

Award: \$75.00 (pain and suffering).

200-2242 The applicant, a 28 year old Peterborough Police Officer was knocked from his motor cycle and assaulted as he was about to issue a traffic summons to the offender. Ten sutures were required to close an eye wound. The offender was sentenced to ninety days in jail for

assaulting a Police Officer.

Award: \$329.88 (pain and suffering \$300.00).

200-2245 The applicant, age 28, was in a bar in St. Catharines with friends. As they left, the offender attacked one of the applicant's friends with whom he had previously had a verbal altercation. The victim was stabbed several times as he tried to wrestle the knife from the offender. The offender was sentenced to four years for attempted murder and one year consecutive for wounding.

Award: \$3,229.77 (pain and suffering \$2,000.00).

200-2252 The applicant, age 20, was visiting his girl friend at her Toronto residence when a former male friend of the girl entered and brutally assaulted him. The victim sustained an undisplaced fracture of the nose, bruising, and lacerations. The offender was sentenced to four months in jail and put on probation for eighteen months for assault causing bodily harm.

Award: \$1,000.00 (pain and suffering).

200-2255 The applicant, a 43 year old Police Constable in Blind River, had three of his teeth knocked out as he was making an investigation. It was one year before the mouth had healed sufficiently to insert a permanent bridge. The offender was charged with assaulting a Peace Officer and a warrant is outstanding.

Award: \$1,326.00 (pain and suffering \$1,200.00).

200-2259 The applicant, age 51, was walking his dogs in Riverdale Park in Toronto when he was accosted by an unknown man who objected to the presence of the dogs in the park. The victim sustained a fractured jaw. The offender was never identified.

Award: \$756.00 (pain and suffering \$750.00).

200-2262 The victim, age 51, was brutally assaulted in Owen Sound and later died from his injuries. One offender pleaded guilty to non-capital murder and was sentenced to two years less one day determinate and two years less one day indeterminate. The Crown Attorney asked for and was granted a No Bill regarding the other offender. The applicant asked for assistance with the burial expenses.

Award: \$208.76.

200-2264 The applicant, a 53 year old Jail Matron in a Metropolitan Toronto Police Department, was kicked in the chest and right wrist as she was placing a prisoner into the cells. She sustained a fracture of that wrist. No charges were laid against the offender.

Award: \$2,100.00 (pain and suffering \$1,800.00).

200-2267 The applicant, age 43, was attacked by four youths, for no apparent reason, as he was waiting in a bus shelter in Toronto. He required surgery to correct a deviated septum. The offenders were never apprehended.

Award: \$778.89 (pain and suffering \$600.00).

200-2275 The applicant, age 45, was followed into the elevator of her Toronto apartment building and beaten and robbed. The victim was treated for facial lacerations and continues to be afraid of travelling after

dark. The attacker has not been apprehended.

Award: \$750.00 (pain and suffering).

200-2277 The applicant, a 51 year old baker's helper, was walking to his Toronto home when he was accosted by two youths who had been drinking. He sustained black eyes, abrasions and lacerations to both knees. The offenders were never found.

Award: \$541.69 (pain and suffering \$200.00).

200-2280 The applicant, age 36, was working with his band in Kitchener. The band had finished and all the equipment was packed up and placed in the lobby. As the applicant returned to the lobby, he noticed a man urinating over where the equipment was and asked him to stop. The offender then hit the victim in the eye and broke his glasses. The applicant sustained a small retinal detachment. The offender was never charged due to some mix-up by the Police or the applicant.

Award: \$1,612.57 (pain and suffering \$1,200.00)

200-2282 The applicant, a 50 year old mechanic in Hamilton, was assaulted without provocation by an unknown person. He sustained a smashed nose, wrist and head injuries. The person responsible for the attack is unknown.

Award: \$3,379.61 (pain and suffering \$1,750.00).

200-2288 The victim, a 78 year old widow, was walking along Northumberland Street in Toronto when she was struck from behind by a male person who grabbed her shopping bag and purse. She was injured in the same shoulder which had been fractured some years before, and needed physiotherapy for two months. The offender was never apprehended.

Award: \$772.00 (pain and suffering \$750.00).

200-2292 The applicant, a 28 year old resident of Hamilton, stopped to pick up a hitch-hiker. The man demanded money in an attempt at robbery and when the applicant refused, he fired a revolver point-blank into the applicant's face and fled. The victim is left with a post traumatic epileptic condition resulting from brain damage. The offender was charged with attempted murder and was convicted on a plea of guilty to wounding. He was sentenced to three years in the penitentiary.

Award: \$5,393.09 (pain and suffering \$5,000.00).

200-2303 The applicant, age 49, was leaving the Niagara Falls bus depot when he thought he saw a friend drive by slowly in a car. The victim tapped the trunk of the car lightly, as a symbol of recognition, and then the driver, an unknown male, got out of the car and struck him. The applicant sustained a fracture of the left cheek-bone and severe bruising. No one has been apprehended for the assault.

Award: \$1,389.52 (pain and suffering \$850.00).

200-2309 The applicant, a 29 year old police constable in Peel Region, was placing an offender in the cells at Peel Headquarters when the man resisted and assaulted the applicant by kicking and shoving him. The applicant sustained a displaced fracture of the neck of the right 5th metacarpal. The offender was convicted of assaulting a police officer and

sentenced to fourteen days in jail, two years probation, and was ordered to pay \$250.00 restitution.

Award: \$409.72 (pain and suffering \$400.00).

200-2315 The applicant, age 44, responded to a knock on his rented room in a Thunder Bay boarding house and was shot with a .28 shotgun from close range by a fellow roomer. There are still some pellets lodged in his scalp. The offender was charged with attempted murder and found not guilty by reason of insanity.

Award: \$1,360.75 (pain and suffering \$750.00).

200-2317 When the applicant, age 44, and her family, entered their Toronto home, they encountered a burglar. As he fled by means of the back door, he pushed the applicant and knocked her to the ground. She sustained a spinal fracture of the right distal fibula. No one has been charged.

Award: \$2,450.90 (pain and suffering \$2,000.00).

200-2320 The applicant, age 55, was attacked by four men at his Sudbury home. Apparently, he had previously had some kind of argument with these men. He was beaten with a wrench, a jack, a screw-jack and a tire iron. The applicant sustained a sprain to his right wrist. The three offenders each pleaded guilty to a charge of assault causing bodily harm and were each given a 30 day jail term.

Award: \$1,010.33 (pain and suffering \$750.00).

200-2330 The applicant's daughter, age 15, was injured during a shooting incident at a Brampton school when a male student went berserk. She was struck in the right thigh by a spent bullet which was later removed. The offender committed suicide after shooting numerous students and a teacher.

Award: \$1,655.55 (pain and suffering \$1,500.00).

200-2332 The applicant, age 20, was stabbed in his Guelph home by his brother-in-law who had been estranged from his wife. The offender broke into the house and his attack was made in a blinding rage, striking whoever was in his way. The victim sustained stab wounds to his left arm. The offender was convicted on three counts of wounding and was sentenced to 18 months in jail and a further probation of 12 months.

Award: \$1,040.00 (pain and suffering \$500.00).

200-2334 The applicant, a 19 year old student, was assaulted by four youths as he disembarked from a bus at Cummer and Yonge Streets in Toronto. He sustained multiple contusions to his knees and elbows, and two broken front teeth. No offenders have been apprehended.

Award: \$840.00 (pain and suffering \$840.00).

200-2337 The applicant, age 53, was on her way home when she was grabbed and assaulted by an unknown male in Belleville. She sustained a fractured nose in what was described as a very vicious assault. The offender was sentenced to nine months in jail and 12 months probation for assault causing bodily harm.

Award: \$1,902.94 (pain and suffering \$1,500.00).

200-2341 The applicant, age 43, was pistol whipped by thieves in his

Toronto store in spite of the fact that he had offered no resistance. He sustained a fractured nose and a head concussion. The two offenders were sentenced to eight and four years in jail.

Award: \$2,380.00 (pain and suffering \$2,000.00). (Same occurrence as 200-1918).

200-2346 The applicant's son, age 17, was working the night shift at a station on Jarvis Street in Toronto, when he was struck on the back of the head with an iron bar and robbed. The laceration to his head required eight sutures. The two offenders were both convicted of robbery with violence. One was sentenced to 18 months definite and one month indefinite; and the other was sentenced to three months in jail.

Award: \$350.00 (pain and suffering \$350.00).

200-2352 The applicant, a 24 year old Toronto policewoman, was kicked in the lower abdomen after she and another policewoman broke up a father and son altercation. She suffered a blunt abdominal trauma with hemorrhagic cystitis setting in as a direct result of the abdominal assault. The son (offender) was convicted of assaulting a peace officer and was fined \$300.00 or 30 days in default.

Award: \$600.00 (pain and suffering \$600.00).

200-2359 The applicant, a 29 year old Ontario Provincial Police constable in London, was attacked by an impaired driver whom he was attempting to arrest. Two operations were required on the officer's right arm. The offender was convicted of impaired driving and received a fine of \$200.00 and a suspended licence. A charge of assaulting a police officer was dismissed as the judge felt that the charge should have been resisting arrest.

Award: \$1,041.00 (pain and suffering \$1,000.00).

200-2365 The victim, age 49, was beaten by drunken youths as he left a subway train at Islington station in Toronto, and then thrown onto the tracks. Both legs were broken and the man still requires a crutch or cane in order to walk. Donations from the public totalled \$5,600.00. Two of the offenders were convicted of assault causing bodily harm and sentenced to two years, and two and a half years less time already served.

Award: \$15,784.45 (pain and suffering \$7,500.00).

200-2371 The applicant, age 54, was attacked outside a Lindsay beverage room by a man who had a record for being drunk and violent in the community. The victim was attempting to avoid the man who wanted to have a fight. He sustained a fractured vertebrae and a spinal fusion was required. The offender was given a suspended sentence and probation for one year for common assault.

Award: \$9,468.51 (pain and suffering \$6,500.00).

200-2387 The applicant, age 67, and his cousin were brutally beaten and robbed on their farm in the Township of Flos by three escapees from the minimum security prison at Camp Hendrie. The offenders hit the victim with a fire extinguisher. The blow to his head bent the metal, and he still suffers from daily headaches. All three offenders were convicted of robbery with violence and robbery with an offensive weapon. They

received sentences of 16, 14 and 7 years for the first, and 16, 14 and 7 years concurrent for the second. All three received six months consecutive for escaping custody.

Award: \$3,549.00 (pain and suffering \$3,000.00).

200-2392 The applicant, a 21 year old security officer, was injured as she was attempting to apprehend a shop-lifter in Rexdale. She sustained a fracture of the fourth finger of her right hand. Despite surgery, there is a 25% restriction of flexation. The offender was convicted of assault causing bodily harm, but received a suspended sentence and six months probation.

Award: \$500.00 (pain and suffering).

200-2396 The applicant, a 36 year old officer with the Niagara Regional Police Department, arrested the offender for breach of the peace because he was intoxicated and was disturbing a children's birthday party. The applicant was knocked to the ground as he tried to place the offender in his cruiser, and sustained a lumber muscle strain. The offender was later released.

Award: \$740.00 (pain and suffering \$500.00).

200-2398 The applicant, a 25 year old conservation officer at Cloyne, was struck in the face and knocked unconscious while stopping a truck in which stolen firewood from the park was being transported. He sustained a fractured cheek bone and facial deformity has resulted. The offender was convicted of common assault and given a fine of \$200.00 or 20 days.

Award: \$2,480.70 (pain and suffering \$200.00).

200-2408 The applicant, age 29, was changing a tire on the parking lot of his apartment in St. Catharines when a vehicle drove up and two men with masks got out and beat him. He sustained abrasions and lacerations about the head, and as a result suffers from headaches and double vision. The offenders have never been identified.

Award: \$1,698.52 (pain and suffering \$1,000.00).

200-2410 The applicant, a 36 year old fireman in Windsor, was having a drink with friends in a restaurant. The offender entered and after he was told that he could not be served, he sat himself down at the applicant's table. The applicant was attempting to calm down the offender when he pulled out a revolver and shot the victim six times at point-blank range. The applicant lost five months from his job. The offender was convicted of attempted murder and sentenced to five years imprisonment and two years probation.

Award: \$5,595.00 (pain and suffering \$5,000.00).

200-2417 The applicant, age 69, was driving near the village of Corunna. After stopping for a red light, he proceeded. Another car passed him, stopped suddenly, and then moved on and stopped again. The driver walked back to the applicant's car and struck him in the face, and then attacked him. He sustained injuries to the right knee and ankle and must wear a leg brace during the day. The offender was convicted of assault causing bodily harm and sentenced to three months or \$500.00.

Award: \$2,664.25 (pain and suffering \$2,000.00).

200-2419 The applicant's son, age 17, was shot at a Brampton School when a student went berserk. Although no major surgery was required, the victim was incapacitated for several weeks and has scars from the wound. The offender committed suicide.

Award: \$4,583.80 (pain and suffering \$3,000.00).

200-2422 The applicant, a 53 year old maintenance worker, was walking to his Toronto home from work when he was assaulted and robbed by two males. He sustained facial bruises and a right temporal linear skull fracture and brain damage. One offender was sentenced to 3½ years imprisonment for robbery, and a warrant is outstanding for the arrest of the second offender.

Award: \$4,808.45 (pain and suffering \$2,750.00).

200-2425 The applicant, age 38, was assaulted outside the Winchester Hotel in Toronto. She sustained very painful bruises to her arms, legs and chest. The offender was convicted of assault causing bodily harm and was sentenced to a \$100.00 fine or 14 days in jail.

Award: \$250.00 (pain and suffering).

200-2444 The applicant, a 25 year old Toronto Transit Commission driver was assaulted as he tried to put three youths off his bus who were swearing and using obscene language. He sustained facial and abdominal bruises, and a severely sprained right hand. Two of the offenders were convicted of assault causing bodily harm and received a suspended sentence and 18 months probation. A third was questioned and released.

Award: \$574.54 (pain and suffering \$250.00).

200-2450 The applicant, age 82, operated a general store in Forestville. She was viciously beaten and then robbed by the offender. She sustained severe and life threatening injuries and can no longer operate her store. The offender was convicted of robbery with violence and sentenced to eight years.

Award: \$6,263.19 (pain and suffering \$3,000.00) plus \$185.00 monthly.

200-2454 The applicant, a 19 year old student, was assaulted without warning or provocation as he left a Downsview library. He sustained a fracture of the left orbit floor, but there has been no loss of vision. The offenders were never apprehended.

Award: \$1,594.12 (pain and suffering \$1,500.00).

200-2475 The applicant, a resident of Peterborough, applied for compensation for the expenses related to her daughter's death. The daughter was killed by her own husband and he was sentenced to 10 years in jail for manslaughter.

Award: \$1,000.00.

200-2502 The applicant, age 47, was visiting a farm property he owned in Hampton in order to clean it up for a new tenant. As he was loading items on a truck he was attacked by a male who had illegally been occupying the premises. The victim was treated for bruising of both eyes and lower eyelids and lacerations. The offender was convicted of wilful damage and fined \$25.00 and common assault for which he received a

suspended sentence and placed on two years probation.

Award: \$823.50 (pain and suffering \$800.00).

200-2505 The applicant, age 29 and unemployed, was assaulted as he was waiting for a bus in St. Catharines after he refused the offender's demands for money. Three teeth were damaged and a severely detached retina required surgery. The offender was convicted of assault causing bodily harm and sentenced to ten days in jail.

Award: \$1,703.75 (pain and suffering \$1,000.00).

200-2508 The applicant, age 27, was in a Sudbury restaurant with friends when without provocation, the offender threw a dinner plate at her head. She sustained cuts to her right hand and forehead. The offender was fined \$200.00 or 30 days in jail for assault causing bodily harm.

Award: \$731.95 (pain and suffering \$450.00).

200-2514 The applicant's son, age 11, was taken to a construction site in Penetanguishene by two teenage boys. As one boy held him, the other set fire to a stick with paper wrapped around it and burned the victim's arms and legs and singed his hair. He sustained extensive first and second degree burns and a skin graft was required. The offenders were never apprehended.

Award: \$2,431.90 (pain and suffering \$2,000.00).

200-2528 The applicant, age 22, was trying to break up an altercation between customers in a hamburger store in Windsor in which he worked, when he was struck on the jaw. His jaw was broken in two places and required six hours of surgery. The offender was sentenced to two months in jail for assault causing bodily harm.

Award: \$1,651.04 (pain and suffering \$1,250.00).

200-2484 The applicant, age 34, was assaulted when he accidentally bumped into the offender as he pushed a door open in downtown Chatham. Trauma and hemorrhaging developed in the right eye. The offender was convicted of assault causing bodily harm and sentenced to six months definite and nine months indeterminate.

Award: \$1,026.00 (pain and suffering \$750.00).

200-2490 The applicant, age 21, was assaulted in Welland after he tried to sell a coupon book to the offender and his wife. He sustained severe lacerations and hematoma over the posterior aspect left side of skull. Both offenders were convicted of assault causing bodily harm and given a suspended sentence in addition to signing a one year bond to keep the peace.

Award: \$906.92 (pain and suffering \$750.00).

200-2496 The applicant, a 28 year old employee of a Mr. Submarine store in Toronto, was assaulted when he tried to break up a fight between a customer and a part-time helper. He sustained facial contusions and lacerations. The offenders were never apprehended.

Award: \$819.36 (pain and suffering \$500.00).

200-2500 The applicant, a 32 year old x-ray technician was assaulted near a Windsor parking lot when he refused to give the offender a ride home. He sustained facial fractures affecting the orbit, left eye and the zygomatic arch. The offender was convicted of two counts of assault and

was sentenced to 12 months definite and 12 months indeterminate in jail.
Award: \$1,391.00 (pain and suffering \$1,250.00).

200-2533 The applicant, age 30, was a spectator at a wrestling match in Sudbury. One of the wrestlers left the ring and swung a chain which struck the applicant across the back. She sustained a contusion to the chest wall on the left side. The offender was convicted of common assault and fined \$500.00.

Award: \$793.00 (pain and suffering \$600.00).

200-2537 The applicant, age 35, was attacked and stabbed while stopped near Cambridge, when he asked a group of teenagers to stop using foul language and making obscene gestures to his three female companions. The victim sustained one stab wound in the left groin and two in the left back. The offender took his own life before his trial for assault causing bodily harm.

Award: \$1,799.65 (pain and suffering \$750.00).

200-2544 The applicant, age 21, was hit over the head with a wine bottle at a party in Etobicoke. Eight sutures were required to close a laceration on his head. The offender, who was fined \$100.00 or 10 days for common assault, attended the Board's hearing and testified that the applicant had made uncomplimentary remarks prior to the assault. The Board reduced the award under Section 17(1) of the Act.

Award: \$100.00.

200-2548 The applicant, a 36 year old Oshawa Transit Operator, was kicked in the leg as he was attempting to eject a drunken passenger from his bus. The blow has caused a latent condition in the knee to reappear. The offender has never been apprehended.

Award: \$883.66 (pain and suffering \$750.00).

200-2551 The applicant, age 71, was returning to her Toronto apartment when she was knocked to the ground and had her purse stolen. She sustained some bruising and still shows evidence of the shock. No offender has been apprehended.

Award: \$250.00 (pain and suffering).

200-2553 The applicant, age 32, was attempting to prevent a fight outside a Welland Hotel when he was stabbed in the left shoulder, the right side of his back, and in his abdomen. Surgery was performed to repair a hole in the ileum. The offender was convicted on a reduced charge of wounding with intent and was sentenced to three years imprisonment. The applicant was intoxicated at the time of the incident and the Board reduced the award under Section 17(1) of the Act.

Award: \$2,213.82 (pain and suffering \$1,000.00).

200-2562 The applicant, age 26, was assaulted in Georgetown by a male who was yelling and swearing at pedestrians. Although the victim ignored the offender, he was struck on the lower jaw by him and sustained damage to three teeth. The offender was convicted of assault causing bodily harm and fined \$500.00 or 50 days.

Award: \$302.80.

200-2569 The applicant, a 30 year old student in Peterborough, was

attacked by three members of a motorcycle gang in his flat for no apparent reason. He attempted to escape and fell backwards down a flight of stairs. His injuries included a cracked jaw, a broken nose, and broken ribs. Two offenders were convicted of assault causing bodily harm and sentenced to 22 months in jail each. The third offender is now deceased.

Award: \$4,566.27 (pain and suffering \$2,800.00).

200-2580 The applicant's son, age 11, was viciously attacked in a Toronto school wash-room. He sustained bruises on his face and back, and an injured thumb. This was a racial attack. One of the offenders was found to be a juvenile delinquent.

Award: \$1,000.00 (pain and suffering).

200-2587 The applicant, age 47, applied for compensation for burial and other expenses incurred when his sister was shot to death by her common-law husband. The offender took his own life after the shooting.

Award: \$1,492.00.

200-2589 This application arose out of the same occurrence as 200-2587. The deceased's two daughters were also shot, but have recovered and are being cared for by their uncle, who applied separately for each child. The victim in this application sustained facial gun-shot wounds.

Award: \$4,000.00 (pain and suffering) plus \$100.00 per month.

200-2601 The applicant, a 25 year old independent trucker, was attacked and stabbed in front of his own home in Hamilton. He was stabbed on the right side of the back and one of his lungs collapsed. The offender was found guilty of assault causing bodily harm and received a prison term of three years.

Award: \$1,710.84 (pain and suffering \$1,000.00).

200-2617 The applicant, age 40, was attacked by two boys near her Toronto home in what was apparently an attempted purse snatch. She suffered a black left eye and a cast on her left hand was broken. One person has been convicted of attacking the applicant.

Award: \$446.64 (pain and suffering \$300.00).

200-2627 The victim, age 45, was riding on a bus in Toronto when the window beside her was shattered by stones which had been thrown at the bus. She jerked her head backwards to avoid them and sustained a sprained neck. The alleged offenders have not been found.

Award: \$515.00 (pain and suffering \$500.00).

200-2630 The applicant, age 34, was assaulted in a hotel in St. Catharines by a man who had been harassing him over an incident involving the applicant's brother. The victim sustained a fractured nose and required blood transfusions after three severe nose bleeds. The offender was convicted of assault causing bodily harm and was fined \$300.00 or 60 days in jail.

Award: \$2,323.19 (pain and suffering \$1,250.00).

200-2631 The applicant, a 34 year old sales clerk, was shot in the left arm after he argued with the offender over a parking spot in a Toronto parking lot. He sustained a fractured arm and was operated on for the

removal of the bullet. The victim will always experience a minimal restriction of wrist motion. The offender pleaded guilty to a charge of wounding and was sentenced to six months in prison.

Award: \$1,790.91 (pain and suffering \$1,600.00).

200-2639 The applicant, age 66, was walking in Iroquois Falls when she was hit on the upper thigh by a sniper's bullet. The victim's leg wound bled profusely and an operation was necessary to combat an infection. The offender was convicted on numerous counts of attempted murder and sentenced to 18 months definite and 18 months probation.

Award: \$1,618.15 (pain and suffering \$1,500.00).

200-2644 The applicant's husband, age 34, was hunting moose near Salt Ste. Marie when he was shot by another hunter who mistook him for a moose. The wound was fatal. The offender was acquitted of charges of criminal negligence causing death and careless hunting.

Award: \$2,453.25 plus \$275.00 per month.

200-2650 The applicant, then age 16, was attacked and raped in a field in Mississauga after accepting a ride from an unknown male. After stabbing the victim twice, the offender piled bricks and rocks on top of her. The offender was convicted of attempted murder and sentenced to life imprisonment.

Award: \$3,000.00 (pain and suffering \$3,000.00).

200-2653 The applicant, a 27 year old university student in Kingston, was working part time at a motor inn when guests began complaining of pounding on their doors. The victim found several men knocking and was attacked by two of them. A beer bottle was broken over his head and 45 sutures were required to close the lacerations. Both offenders were convicted of common assault and sentenced to 30 days in jail.

Award: \$719.25 (pain and suffering \$700.00).

200-2661 The applicant, a 21 year old student, was attending a Beerfest in Orillia when he was struck in the face by a beer bottle which was thrown by an unknown offender. The victim sustained a fractured nose and jaw and eight fractured teeth which required dental treatment for one year. No offender has been apprehended.

Award: \$3,298.19 (pain and suffering \$850.00).

200-2664 The applicant, an 18 year old sales clerk in Brampton, was walking home when the offender grabbed her, stabbed her once, and after knocking her down he fled. She sustained a 4 centimetre laceration in the lower back. No offender has been apprehended.

Award: \$735.00 (pain and suffering \$500.00).

200-2675 The applicant, age 30, offered a ride to two teenagers, who he assumed had missed their T.T.C. bus. The offenders took the ride and later robbed the applicant, stabbed him in the chest twice and then slashed his throat. As a result of his injuries, the applicant still suffers from nervous tension and constant nightmares. The offenders were convicted of robbery with violence and one was sentenced to four years, the other to two years less one day.

Award: \$883.00 (pain and suffering \$800.00).

200-2683 The applicant, a 22 year old University student in Toronto, was the victim of an unprovoked attack by an intoxicated male. He was hit in the mouth with the neck of a beer bottle and sustained damage to his two front teeth. The offender was fined \$50.00 or ten days for common assault.

Award: \$304.00 (pain and suffering \$250.00).

200-2686 The applicant, a 25 year old police constable in Toronto, was viciously attacked when he came to the aid of a fellow officer. The victim sustained a cracked nose, bruised shoulder and neck muscles, a lacerated right knee and three cracked fillings. One offender was convicted of assaulting a peace officer and sentenced to four months in jail. The other offender is now deceased.

Award: \$750.00 (pain and suffering).

200-2697 The applicant's daughter, age 16, went to a hotel in Kitchener to hear a musical group and consumed a quantity of beer. The victim and a friend accepted a ride from an unknown male who stabbed the victim twice on the chin. The offender was charged with two counts of attempted murder. These charges were reduced to assault causing bodily harm and wounding. He received a suspended sentence and probation of two years. The Board reduced the award by invoking Section 17(1) of the Act.

Award: \$377.50 (pain and suffering \$200.00).

200-2704 The applicant's daughter, now age 15, was returning to her sister's home in Toronto when a man who had been following her tried to force himself upon her. When she resisted, he slashed her across the throat with a knife and also across the palm of her right hand. The offender was convicted of wounding and sentenced to 3½ years in the penitentiary.

Award: \$2,765.00 (pain and suffering \$2,000.00).

200-2711 The applicant, age 19, was playing cards with some friends in her Paris apartment when a gun discharged in an adjacent apartment. The discharge went through the dividing wall and the victim was struck in the head by a pellet. She suffered other cuts as a result of flying debris. The offender was convicted of unlawful use of a fire-arm, and was sentenced to six months imprisonment and prohibited from carrying or possessing a fire-arm or ammunition for a period of five years.

Award: \$1,290.80 (pain and suffering \$1,000.00).

200-2721 The applicant, age 30, was on duty as a physician in the Millbrook Correctional Centre when assaulted by an inmate. He sustained a severe cerebral concussion. The offender was convicted of assault causing bodily harm and he was sentenced to two years and six months, to be served consecutively to his existing sentence.

Award: \$3,081.88 (pain and suffering \$2,200.00).

200-2725 The applicant, a 30 year old truck driver, was in his Toronto apartment when two men knocked on his door and called him by name. They pushed their way in and assaulted him. He sustained bruises and a scalp laceration which required six sutures. The offenders have not been

found.

Award: \$510.00 (pain and suffering \$400.00).

200-2727 The applicant's son, age 3½ months, was accidentally shot to death in his home in Sarnia by the baby-sitter's friend. The offender was fixing a gun at the applicant's request when it discharged. The offender was sentenced to 30 days in jail for the dangerous use of a fire-arm.

Award: \$578.14 (funeral expenses).

200-2739 The applicant, age 26, drove his bread truck into a Toronto service station. As he stopped, he was pulled from the truck and robbed and beaten by two men. He sustained bruises and a left bicuspid was completely broken off. One offender was convicted of common assault and sentenced to \$200.00 or 30 days.

Award: \$570.00 (pain and suffering \$300.00).

200-2757 The applicant, a 37 year old subway operator in Toronto, was driving when a man jumped from a subway platform and hit the windshield of his cab. The windshield shattered and the applicant sustained lacerations and suffered from shock and acute anxiety for a considerable time.

Award: \$1,047.60 (pain and suffering \$850.00).

200-2764 The applicant, age 64, was in the offender's home in Kitchener having a few friendly drinks. The offender asked to borrow money, and when the victim refused and asked for the repayment of previous loans, the offender hit him in the face with a whiskey bottle. Facial lacerations required 12 sutures. The offender was given nine months probation for assault causing bodily harm.

Award: \$607.00 (pain and suffering \$450.00).

200-2770 The applicant, a 20 year old unemployed factory worker, was visiting her father's Scarborough home when an argument broke out between her father and brother. The brother threw a beer bottle at the victim when she asked him to calm down. She sustained multiple lacerations and some scarring as a result. The offender was convicted of assault causing bodily harm and sentenced to six months in jail.

Award: \$500.00 (pain and suffering).

200-2773 The applicant, a 41 year old bookkeeper, was assaulted in a park in Hamilton by a group of youths as he attempted to recover his son's stolen bicycle. The applicant sustained severe bruising on his upper left arm, covering an 11 inch by 9 inch area, and its function was partly restricted because of pain. No charges were laid as a juvenile was involved.

Award: \$1,074.40 (pain and suffering \$500.00).

200-2778 The applicant, age 65, was attacked and robbed as he left the Barhead Lodge in Markdale. Besides bruises, the victim sustained a sprained rib cage, and a chip fracture of the right shoulder. The offender was convicted of theft over \$200.00 and received a suspended sentence and two years probation. The Board reduced the award under Section 17(1) of the Act.

Award: \$720.64 (pain and suffering \$400.00).

200-2795 The applicant, a 37 year old student in Sudbury was attacked, without warning or provocation, by several persons as he was waiting for a taxi. He sustained multiple contusions and lacerations of the face with a possible intercranial injury. One offender was charged with assault causing bodily harm and was sentenced to six months in jail.

Award: \$1,660.00 (pain and suffering \$1,250.00).

200-2800 The applicant, age 67, was assaulted by an unknown person as he arrived at his residence in Hamilton. He sustained lacerations of the head and right arm which required sutures, and a severe cervical strain which required therapy. The assailant is unknown.

Award: \$1,005.00 (pain and suffering \$1,000.00).

200-2813 The applicant, age 49, was preparing his supper in the communal kitchen of the Toronto rooming house where he lives, when he was the victim of an unprovoked stabbing. Surgery was required to repair six lacerations in the small bowel. The offender was found not guilty of wounding by reason of insanity.

Award: \$1,759.40 (pain and suffering \$1,750.00).

200-2804 The applicant, a 34 year old Police Constable in Toronto, sustained a fracture of the right fifth metacarpal, in an attempt to arrest the offender. His hand was in a plaster cast for two months. The offender was convicted of assault with intent to resist arrest and sentenced to one year imprisonment.

Award: \$1,181.00 (pain and suffering \$750.00).

200-2826 The applicant, a 64 year old farmer in Haldimand Township, was assaulted on his own property by trespassers. He sustained injuries to his left shoulder and despite surgery, he is left with a permanent disability. One offender pleaded guilty to a charge of common assault and was fined \$500.00. The other trespasser was sentenced (after appeal) to one month in jail for assault causing bodily harm.

Award: \$4,358.70 (pain and suffering \$4,000.00).

200-2832 The applicant, a 45 year old Police Officer in Toronto, was injured as he tried to arrest men who were creating a disturbance in a plaza. He sustained a fracture at the base of his right little finger. One offender was convicted of common assault and given a conditional discharge and six months probation.

Award: \$1,000.00 (pain and suffering).

200-2837 The applicant, age 19 of St. Catharines, was riding on a bus and closed a window at the request of a female passenger. This raised the ire of the offender and some words were exchanged. All three got off at the same stop, and the offender assaulted the applicant, who sustained a fractured nose and serious dental damage. The offender was convicted of assault causing bodily harm and fined \$100.00 or ten days imprisonment.

Award: \$1,854.75 (pain and suffering \$1,750.00).

200-2850 The applicant, a 71 year old widow of St. Catharines, was assaulted and robbed by unknown assailants as she walked on her street. She sustained bruises and cuts and a Colles fracture of the left wrist. The applicant is left-handed. The assailants were never apprehended.

Award: \$2,313.50 (pain and suffering \$2,250.00).

200-2859 The applicant, a 46 year old physician and surgeon in Toronto, was beaten in a subway station in what is alleged to have been a racial attack. He sustained a fracture of the left cheek bone, left orbit floor, and his nose. No one has been charged yet.

Award: \$2,968.50 (pain and suffering \$1,000.00).

200-2867 The applicant, a 44 year old resident of Etobicoke, was assaulted by a fellow worker when he complained to his supervisor that the other fellow was throwing small objects at him. The applicant's lip remained swollen for 10 days and a dental plate was broken. The offender was convicted of assault causing bodily harm and fined, \$100.00 or 14 days in jail.

Award: \$984.80 (pain and suffering \$500.00).

200-2874 The applicant, age 28, was kicked in the groin by the offender while he was performing his duties as a security officer in Toronto. He sustained bruises to his right testicle and on the right side of his scrotum. The offender was convicted of assault and sentenced to ten days in jail.

Award: \$300.00 (pain and suffering).

200-2878 The applicant, a 23 year old Hamilton-Wentworth Regional Police Constable was in hot pursuit of an escapee from a correctional centre when he was injured. He slashed his left little finger, nearly severing it at the upper joint, as he climbed an aluminum fence. The finger is now numb from a severed nerve. The offender received a further six months for being unlawfully at large.

Award: \$1,265.84 (pain and suffering \$1,250.00).

200-2891 The applicant, age 29, was hunting in the Thunder Bay area when he was shot. The bullet damaged the lung area, cut across his left bicep and destroyed some six inches of the sixth rib. The applicant was unable to work for 75 days. The offender was convicted of careless hunting and was fined \$200.00 or 20 days.

Award: \$8,146.78 (pain and suffering \$7,500.00).

200-2898 The applicant, a 30 year old T.T.C. bus operator, was attacked by three young men in his bus, during an argument over a bus fare. He sustained two black eyes and a broken nose. One of the offenders was convicted of assault causing bodily harm and was sentenced to 30 days in jail. It took one month for his nose to heal and he suffered considerable pain during that time.

Award: \$1,061.27 (pain and suffering \$1,000.00).

200-2947 The applicant, a 57 year old resident of Toronto, was injured as she was trying to restrain a young man who had been removing parts from her car. As she fell, her foot was twisted and she has experienced problems standing. The offender was convicted of theft under \$200.00 and sentenced to 17 days in jail.

Award: \$1,364.64 (pain and suffering \$1,000.00).

200-2950 The applicant, age 20, attended an amusement centre in Hawkesbury with friends. They had just finished a game of pool and were sitting around talking when one of the offenders approached the

applicant and asked him if he was laughing at him. When the applicant answered that he was not, he was struck in the mouth and attacked with pool cues. Extensive dental damage was sustained as well as facial lacerations. The offenders were convicted of assault causing bodily harm and sentenced to 4 months in jail and one year probation.

Award: \$4,544.51 (pain and suffering \$1,250.00).

200-2967 The applicant, age 61, was assaulted as he tried to detain a male who had just stolen goods from his Niagara Falls store. The offender was in his car and jammed his foot on the accelerator, as a result of which the car shot forward throwing the applicant to the ground. The applicant was unable to walk for a period of time because of multiple bruises. The offender was convicted of theft over \$200.00 and dangerous driving and was sentenced to one year and three months in prison.

Award: \$1,020.08 (pain and suffering \$750.00).

200-3019 The applicant, a 56 year old employee of the Hamilton Psychiatric Hospital was punched by a patient without warning or provocation. The victim sustained a fractured nose and surgery was necessary. The offender was not charged due to his mental condition.

Award: \$400.00 (pain and suffering \$400.00).

200-3072 The applicant, age 63, was crossing the street in London when, without an apparent reason or warning, he was suddenly beaten by two men. He sustained abrasions and contusions to his nose and face, and a fractured right ankle. The offenders each received a 12 month reformatory sentence plus two years probation for assault causing bodily harm.

Award: \$2,020.50 (pain and suffering \$1,250.00).

200-3106 The applicant, a 30 year old officer with the Ontario Provincial Police was injured as he tried to prevent the escape of the offender who was being transferred from the Toronto Don Jail to the Kingston Penitentiary. He sustained a fractured left hand. The offender was convicted of possessing a weapon dangerous to the public and attempting to escape lawful custody. He was sentenced to a total of 2½ years.

Award: \$1,020.00 (pain and suffering \$750.00).

SUMMARY WHERE PUBLICATION OF EVIDENCE
WAS ORDERED TO BE RESTRICTED

100-158 The victim, 5 years old, received extensive burns to his face, hands and upper torso, caused by a fire in a fishing hut. The offender, then age nine, had just been released by the local juvenile court on probation, having been charged with two counts of delinquency (arson). The offender deliberately set the hut on fire. In summary, the victim sustained burns to 65% of the upper part of his body and has undergone 18 different operations. The offender died in the fire.

Award: \$14,959.50 (pain and suffering \$13,560.37) plus \$500.00 per month.

200-619 The applicant, age 23, was viciously attacked in his residence and then robbed when he denied having made certain statements about the offender. The victim sustained a broken jaw which had to be wired up for a period of time. The offender was convicted of two counts of robbery with violence and sentenced to three years concurrent on each charge, but consecutive to a time then being served.

Award: \$1,559.37 (pain and suffering \$500.00).

200-956 The applicant, age 24, was raped by two men from whom she accepted a ride after she had spent some five hours in a licensed premises. Both offenders were convicted of rape and sentenced to one year in jail. The Board reduced the award by invoking Section 17(1) of the Act.

Award: \$1,138.20 (pain and suffering \$800.00).

200-1012 The applicant's son, then age 4, was indecently assaulted by a 16 year old youth. The victim suffered actual bodily harm and nervous mental shock. The latter condition is still evident to his doctors and the victim is still undergoing regular weekly treatments as a result. The youth was convicted of indecent assault and given a suspended sentence subject to two years probation.

Award: \$3,910.00 (pain and suffering \$3,500.00).

200-1083 The applicant, a 42 year old cab driver, was stabbed in the stomach, right arm, shoulder, and left armpit after an argument with the offenders about the price of the cab fare. He lost approximately six months from his employment. The offenders were convicted of assault causing bodily harm and wounding. They were sentenced to three years for the first, and six months consecutive for the second conviction.

Award: \$4,841.25 (pain and suffering \$2,500.00).

200-1304 The applicant's daughter, then age 13, was the victim of a brutal assault and rape. She sustained extensive bruising and swelling on the left side of her face, two front teeth were broken, and there was a large bruise around her neck where she had been tied with a rope. The victim has become very withdrawn and introverted. The offender was sentenced to eight years for rape and two years concurrent for robbery.

Award: \$5,250.00 (pain and suffering \$5,000.00).

200-1399 The applicant's daughter, then age 8, was abducted and raped by the offender. She was found nude in a ditch with one of her socks

tied around her throat. She sustained massive injuries to the vaginal wall extending to the cervix and through to the rectum. The offender was sentenced after conviction to two life terms for attempted murder and rape, and four years for the kidnapping.

Award: \$11,896.20 (pain and suffering \$11,000.00).

200-1438 The applicant, age 34, was grabbed and forced into her apartment by the offender who subsequently indecently assaulted her. She managed to escape into the bathroom and when the offender went out on the balcony, she locked the door and called the police. The offender was convicted of indecent assault and was sentenced to 18 months in jail and 18 months probation.

Award: \$587.04 (pain and suffering \$500.00).

200-1621 The applicant, age 30, went downstairs to investigate strange noises in her home. She was accosted by a male intruder wearing gloves and a stocking mask. She sustained facial bruises and cuts, the loss of two teeth, and a broken ring finger. No one has ever been apprehended.

Award: \$4,518.50 (pain and suffering \$3,500.00).

200-1754 The applicant's son, then age 16, was working alone on the night shift at a gas station and was knocked unconscious during a robbery. The victim remains in a comatose state with no control over his basic body functions. No one has ever been charged with this crime.

Award: \$534.00 (pain and suffering \$200.00 per month).

200-1824 The applicant, age 37, and her daughter, were attacked by the applicant's husband with an axe. The applicant sustained multiple scalp and facial lacerations, multiple depressed skull fractures, conductive hearing loss and partial left hand palsy. Her daughter did not survive. The offender was sentenced to life imprisonment for non-capital murder with the stipulation that he must serve a minimum of 13 years prior to parole.

Award: \$5,010.75 (pain and suffering \$5,000.00).

200-1891 The applicant, age 28, was left alone with the offender after all other persons left a party. The offender had a gun and forced her to have sexual intercourse with him. He then threatened to kill himself and in trying to prevent him from shooting either of them, the victim's left index finger was blown off. The offender was sentenced to two years less one day definite on a criminal negligence charge and two years less one day indefinite on an indecent assault charge to run concurrently.

Award: \$3,323.00 (pain and suffering \$3,000.00).

200-1940 The applicant, age 22, was attacked and raped by the offender. She received treatment for hysteria and shock at the hospital and is still very tense and afraid of crowds and lonely places. The offender was convicted and sentenced to eight years for rape and other charges were also given consecutive sentences for a further six months.

Award: \$1,792.32 (pain and suffering \$1,750.00).

200-1948 The applicant's son, who is now 15 years old, was struck in the face without warning or provocation. He sustained a fractured nose and two teeth were knocked out. The offender was found guilty of a

delinquency under the Juvenile Delinquent's Act.

Award: \$1,846.40 (pain and suffering \$1,000.00).

200-1961 The applicant, then age 22, was injured during a scuffle as she was attempting to prevent a rape on her girlfriend. She sustained several cuts and lacerations though none required medical attention. She has also suffered from nightmares as a result of this incident. The offender was convicted of rape and sentenced to four years imprisonment.

Award: \$600.00 (pain and suffering \$500.00).

200-1966 The applicant, age 22, was awakened by a naked man who was lying on top of her. She was subsequently raped at knife point. She has suffered chronic psychological and social disabilities. The offender was sentenced to four years imprisonment.

Award: \$7,653.00 (pain and suffering \$7,000.00). (Same occurrence as 200-1961).

200-2012 The applicant, age 31, witnessed an accident. When one car left the scene of the accident, he gave chase on foot and located it. He attempted to hold the driver for the police and was struck in the face several times. Extensive dental work was required to repair a broken upper right cuspid. The offender was convicted of dangerous driving and failing to remain at the scene of an accident. He was fined \$250.00 on each charge.

Award: \$605.00 (pain and suffering \$600.00).

200-2095 The applicant, a 21 year old student, accepted a ride home from three young men with whom he had been playing cards all evening. When they reached his home he was assaulted for no apparent reason, and left unconscious. Head surgery was required to correct a traumatic rupture of the ventricular septum. Two offenders were convicted of assault causing bodily harm. One was fined \$300.00, placed on two years probation, and the other offender was sentenced to three years in jail.

Award: \$5,422.49 (pain and suffering \$2,500.00).

200-2385 The applicant, a 21 year old housewife, answered a knock on the door and the offender pushed his way into the apartment. The offender had a gun and forced the victim to lie on a bed, at which time she was tied and gagged and then indecently assaulted. She was hit about the face and choked and has suffered from psychological problems as a result. The offender was convicted of possession of an imitation weapon for the purpose of committing the offence of attempted rape, and indecently assaulting the applicant. He was sentenced to three years concurrent on each charge.

Award: \$2,033.00 (pain and suffering \$1,750.00).

200-2440 The applicant's daughter, then age 16, was returning home from a party when she was approached by the offender and threatened with a knife. The offender took her to a deserted spot and after gagging her with a scarf and tying her hands with leather thongs, he then proceeded to rape her two or three times. He then started to torment her by throwing lighted matches at various parts of her body after dousing her with alcohol. He then slashed her left breast. The offender was convicted of rape and sentenced to 15 years in jail.

Award: \$6,385.00 (pain and suffering \$6,000.00).

200-2462 The applicant, a 24 year old bus driver, had reason to question four youths about their non-payment of fares. As he questioned them, one of the four youths, who had paid shoved his fist into the applicant's face. During the altercation which followed, the victim was beaten and kicked about the nose, eyes and forehead. No assistance from the passengers was offered. Injuries included facial lacerations, and contusions. Two of the offenders were convicted of common assault and sentenced to 30 days in jail.

Award: \$596.67 (pain and suffering \$500.00).

200-2473 The applicant, a 29 year old police officer arrested the offender, for impaired driving. The offender kicked the other officer in the head and when the applicant came to his assistance, two of his front teeth were knocked out. The offender was convicted of assaulting both police officers and sentenced to a total of 44 days in jail.

Award: \$500.00 (pain and suffering \$500.00).

200-2595 The applicant, age 26 and his companions were in a hotel when they were approached by five men, the leader of whom demanded the repayment of a loan. The applicant had never seen these men before. When the applicant attempted to leave, he was struck on the head and kicked several times. He sustained a broken and bruised rib and a fracture of the upper left arm. None of the offenders have ever been apprehended.

Award: \$1,153.92 (pain and suffering \$750.00).

200-2208 The applicant, a 29 year old house detective, was shot by the offender as he was investigating the use of a false credit card in a hotel. The suspect produced a gun and shot the applicant in the stomach at close range. The applicant recovered from wounds to the upper portion of his liver and his diaphragm, but has a ten inch scar on his chest. The offender is in the State of Colorado, charged with murdering a policeman.

Award: \$3,192.80 (pain and suffering \$3,000.00).

200-2227 The applicant, a 43 year old policeman, was ejecting an unruly patron from a restaurant at the request of the management when he was struck in the nose by the offender without warning. He sustained a broken nose and two operations were required to straighten the breathing passages. Charges against the offender of assaulting a police officer have not been proceeded with, as the offender is in the Penetanguishene Mental Hospital.

Award: \$1,270.00 (pain and suffering \$1,000.00).

200-2268 The applicant's son, age 10, was waiting at the airport with a relative for the arrival of his mother. He had gone to watch a pay T.V. and was suddenly and viciously struck across the face with a razor blade. The victim has been left with a permanent three inch scar and emotional insecurity. The charge of wounding against the offender was withdrawn because she is a mental patient.

Award: \$2,155.00 (pain and suffering \$2,000.00).

200-2295 The applicant's daughter, age 12 was sitting on a sidewalk when a juvenile fired a broken paper clip from a sling-shot device, striking the victim in the left eye. The eye has been permanently damaged and there is a 40% chance of further surgery being necessary. No charges were laid against the offender.

Award: \$4,827.29 (pain and suffering \$4,000.00).

200-2377 The applicant, age 60 was attacked and beaten by three youths. He was punched repeatedly and then thrown to the ground and kicked about the neck, left shoulder and left rib cage. He sustained a broken left shoulder joint and damaged shoulder muscles. The offenders have never been apprehended.

Award: \$2,854.88 (pain and suffering \$2,750.00).

200-2103 The applicant, age 56 was assaulted and raped in her residence. The offender struck her in the face which resulted in a skull fracture behind her left ear. The applicant was not emotionally stable enough to attend in court and support a charge of rape. The offender was convicted of breaking and entering a dwelling house and was sentenced to two years less one day.

Award: \$11,890.00 (pain and suffering \$7,500.00).

200-2107 The applicant, age 26 lost her husband as a result of a shooting at a hotel. The offender was convicted of manslaughter and sentenced to two years less one day, plus three years probation, which sentence he has since appealed.

Award: \$2,854.40 plus \$250.00 per month to August 1, 1977 and \$386.00 per month from September 1, 1977.

200-2121 The applicant, a 31 year old housewife was attacked by her estranged husband and slashed about the face and head, requiring 65 stitches to the face and 15 stitches to the head. The husband had a history of violence to the applicant. The offender has been charged with assault causing bodily harm, but has not been located.

Award: \$1,768.50 (pain and suffering \$1,500.00).

200-2135 The applicant, a 25 year old musician had finished an evening of entertaining and was walking to his car when a man approached him and accused him of making remarks about a motor cycle gang. The offender then proceeded to beat him with a stick. The applicant sustained fractured fingers of the right hand and abrasions of the face and scalp. The offender has not been apprehended.

Award: \$3,217.84 (pain and suffering \$2,000.00).

200-2204 The applicant, age 68 and her hired hand were tied-up, beaten, and tortured with a hot poker, as the culprits attempted to find money. As a result she will have difficulty with lifting and bending for the rest of her life. A number of her teeth were also broken beyond repair. No offenders have ever been apprehended.

Award: \$1,898.60 (pain and suffering \$1,000.00).

SUMMARY OF DISALLOWED APPLICATIONS

200-1019 The applicant, age 27, was assaulted in a Toronto tavern by a friend. The two men argued over an alleged loan and traded insults concerning their respective mothers and sisters. There were also references to each man's sexual prowess. The applicant was stabbed in the neck with nail clippers. He was detained in the hospital for one month because of an unrelated ulcer condition. The offender was convicted of assault causing bodily harm and received a suspended sentence and two years probation. The Board applied Section 17(1) of the Act and dismissed the application.

200-1428 The applicant, age 44, was shot in the leg by his common-law wife in Sultan, Ontario. There was evidence that the applicant had consumed a great deal of alcohol that night and had been abusive to his wife. Also, he knowingly sought to mislead the Police. The wife received a suspended sentence of two years for wounding. The Board dismissed the application by invoking Sections 17(1) and (1a) of the Act. It allowed out-of-pocket expenses incurred under Section 21 of the Act.

Section 21 costs: \$377.06

200-1512 The applicant, age 30, was struck on the mouth after the offender was asked to move his car from the applicant's father's private driveway in Agincourt. His upper lip required four stitches and he laid a private complaint against the offender. The offender was acquitted. Since no criminal offence was committed, the application was dismissed.

200-1558 The applicant, a 38 year old diamond driller, at Confederation Lake, was shot in the stomach by the offender after he ejected him from his party for cheating at cards. The applicant was drunk. A blood sample indicated 100 milligrams of alcohol in 100 millilitres of blood. The offender was sentenced to six months in jail for wounding. The Board applied Section 17(1) of the Act and accordingly dismissed the application.

200-1674 The applicant, age 42, was attacked and beaten on Dundas Street in Toronto. The applicant had been intoxicated but as to where he had been or with whom he had been drinking, this remains unanswered. The Board, in dismissing the application, cited Section 17(1) of the Act. However, pursuant to Section 21 of the Act, the Board directed that legal costs of \$350.00 be paid.

200-1737 The applicant, age 30, admitted an unknown male into the building where he lived. He noticed that the stranger had a rifle. The applicant heard a crash of glass at the front door and went to investigate, armed with a machete. He was shot in the abdomen during the ensuing altercation, and as a result, his spleen and one kidney had to be removed. The offender escaped in a car with two other people. He was returned for trial on a charge of attempted murder but was found to be not guilty. He was, however, convicted of dangerous use of fire-arms and sentenced to three months in reformatory and two months probation. This application was denied under Section 17(1) of the Act. However, under Section 21, the Board reimbursed Counsel for a medical report.

200-1769 The applicant, age 25, was stabbed in a relative's apartment in Toronto. The offender assaulted another guest and then produced a knife. The applicant was stabbed twice as he tried to disarm the offender. The applicant, who denies that he was drunk, told the offender to leave the premises to avoid the Police and also claims that he did not know that he had been stabbed. Neither the applicant nor any witnesses could be located for the offender's trial on the charge of wounding. In dismissing this application, the Board cited Sections 17(1) and 17(1a) of the Act.

200-1778 The applicant, age 33, claimed that he was assaulted at his place of work in St. Catharines, and denied any provocation on his part. The Police were never notified. The applicant and the alleged offender gave two quite different accounts of what happened and their relationship at work. The applicant's physical ailments were found to be unrelated to the alleged occurrence. The Board invoked Section 17(1) and 17(1a) to dismiss the application but allowed costs of \$438.80 to Counsel under Section 21 of the Act.

200-1818 The applicant's son, age 23, was shot and killed and this claim was for funeral expenses. As her son was deeply involved in the underworld drug trade. The Board considered Section 17(1) of the Act and rejected the application.

200-1845 The applicant, age 22, was attacked as she passed licensed premises in Niagara Falls. She claimed that she did not know the assailant or the reason for the attack. According to a Police Officer, the assailant attacked the applicant because of the applicant's associations with her husband. The Board was also informed of the applicant's frequent involvement with the Police involving drink and drug offences. The applicant did sustain injuries but the Board invoked Section 17(1) of the Act and dismissed the claim.

200-1879 The applicant, age 28, was fatally injured in a motor vehicle accident a few weeks before the Board Hearing. It was the Board's view that the claim died with the applicant. The Board awarded costs of \$213.75 under Section 21 of the Act to cover certain disbursements of the applicant's Solicitor.

200-1900 The applicant, age 47, was shot by an unknown male with an air pistol in Toronto. When the hospital confirmed the presence of the bullet near the heart, the applicant discharged himself and returned to his home in Ottawa. The bullet was later removed in Ottawa. The applicant gave at least two different versions of the story to two different Policemen and both he and his son were most unco-operative. The only fact the Board could be sure of, was that the applicant was shot. The application was denied by the Board and Sections 17(1) and 17(1a) of the Act were cited.

200-1981 The applicant, age 50, was leaving a hotel when he heard a woman shout from a lane. He went to the aid of the woman, who was being beaten by two unknown men, and he sustained a broken left little finger. The applicant, who was intoxicated according to the Police, was unco-operative and used very abusive language to the Officer. The Board

invoked Section 17(1a) of the Act and rejected the application.

200-2029 The applicant, age 23, and a friend were denied entrance to a private club in Toronto. Two Policemen on patrol advised them to go home as both were drunk. Within minutes, the officers were called to the club to break up a fight. Charges of assault against two persons were laid and later withdrawn. The applicant denies that he was drunk. Due to the conflicting evidence as to the applicant's state of sobriety, the application was dismissed under Section 17(1) of the Act.

200-2068 The applicant, age 56, claimed that she was struck in the eye and had the crutches kicked out from under her for no apparent reason. The alleged offender presented documented evidence that she was in the hospital on the date the applicant claims she was assaulted. The offender was charged with assault, but this charge was dismissed. Therefore the Board dismissed the claim, as the applicant did not qualify as a victim of a crime of violence.

200-2079 The applicant, age 59, was allegedly assaulted in his rented room in Toronto by his landlord and two other men. The applicant laid a charge of common assault against the landlord and also charged him with a contravention of Section 108 of the Landlord and Tenant Act, R.S.O. 1970. Both charges were dismissed for insufficient evidence. Due to the many contradictions present, the Board dismissed the application under Section 17(1) of the Act.

Section 21 costs: \$50.00

200-2087 The applicant, age 64, was struck by a cyclist as she was mailing a letter in Pembroke. She sustained a fractured left foot. A letter was presented from the local police chief stating that if the cyclist could be identified, he would be charged with criminal negligence because of the accident. The Board denied the application as it was not established that a crime of violence had occurred within the meaning of Clause (a) of Section 5 of the Act.

200-2153 The applicant, age 25, alleged that he was assaulted in Toronto and that he was taken by the police to a hospital where he was treated for abrasions and a human bite. In actual fact, the assault was never reported to the police. However, the police were called to the hospital to investigate the disorderly conduct of the applicant and his friends. The Board denied the applicant and in so doing cited both Section 17(1) and 17(1a) of the Act.

200-2158 The applicant's son, then age 22 was informed that a "friend" with whom he had had an argument was looking for him and carrying a gun. Her son obtained a gun and ammunition and fired into the Hamilton home of the "friend". No one was injured, but the "friend" returned the shot and the applicant's son was shot dead. The "friend" was acquitted by a jury of a murder charge. The Board found that the victim was the author of his own misfortune. The Board quoted Section 17(1) and 17(1a) and dismissed the application.

200-2313 The claimant, age 49, alleged that he was assaulted in a licensed restaurant in Toronto by an unknown male. The applicant claimed that his right ankle was twisted until it broke. The investigating

officer told the Board that the applicant was drunk and was pestering other patrons. He also stated that the applicant had threatened a bouncer with a knife and had slipped on the ice and hurt his leg as he was being ejected. The Board dismissed the claim and cited Section 17(1) of the Act.

200-2344 The applicant, age 48, alleged that both he and his wife were attacked by a group of males outside a Woodstock hotel. He denied being intoxicated but the investigating officer said that he was. The applicant would not co-operate with the police to identify the assailants. In dismissing the application, the Board cited Section 17(1) of the Act.

200-2443 The applicant, a 25 year old manager of a garage in Toronto parked two vehicles around a car illegally parked on his lot, so that the car could not be moved. An altercation took place when the driver of the car returned, and the applicant was struck in the nose and kicked. He was advised by the police to lay charges, but he did not. The Board applied Section 17(1) of the Act and dismissed the claim.

Section 21 costs: \$35.00.

200-2459 The applicant, age 43, was returning from a hunting trip along a bush trail near Tamworth, when his vehicle got stuck in the mud. The occupants of vehicles following, became annoyed and complained to the applicant and his friends about the delay. A general melee broke out among all the men and the applicant sustained a broken nose and six damaged teeth. One offender pleaded guilty to charges of common assault and assault causing bodily harm and was fined \$350.00 or six months in jail. It was difficult for the Board to determine the exact cause and responsibility for the occurrence. The application was dismissed under Section 17(1) of the Act.

200-2469 The applicant, age 23, claimed that he was beaten and kicked into unconsciousness in Allan Gardens in Toronto. There were many inconsistencies in the applicant's statement to the Board and the facts given to the police. The Board cited Section 17(1) of the Act and the application was denied.

200-2572 The applicant, age 67, told the Board that he was assaulted in the washroom of a hotel in Toronto by two unknown males. He sustained a broken leg, but he never reported this occurrence to the police. The Board invoked Section 17(1a) of the Act and rejected the claim.

200-2603 The applicant, age 37, stated that he was assaulted on a company-owned bus in Toronto. He sustained damage to his left eye but was hospitalized for an unrelated diabetic condition. Private charges against his foreman for the assault were dismissed. The foreman stated that the applicant fell down between two seats on the bus while engaged in a heated argument. A letter from the employer of both men stated that the applicant was a constant trouble maker. The Board dismissed the application under Section 17(1) of the Act.

200-2609 The applicant, age 24, and a friend went up to the apartment of two women, after a short acquaintance with them that same evening. The other men were already in the apartment. His friend disappeared

into a bedroom with one of the girls and then the men began beating the applicant. Although the applicant sustained a fractured jaw, he would not lay charges and was most unco-operative. The Board dismissed the application and cited Sections 17(1) and 17(1a) of the Act.

200-2709 The applicant, age 26, alleged that he was punched by a person or persons unknown in a hotel in Toronto. Hospital records stated that the applicant was extremely belligerent and intoxicated when admitted. Police testimony also revealed that the applicant had to be restrained from re-entering the hotel to take care of his assailants in his own way. The Board denied this application and cited Section 17(1) of the Act.

