

# Girl killed in accident, drunk driver gets nine months

A 22-year-old Mississauga man, charged with impaired driving and excess alcohol in connection with an accident in which a Port McNicoll girl was killed, has received a 90 day jail term.

William Stinson appeared in provincial court in Penetanguishene last Thursday. He was charged on February 25, after a car he was driving slammed into a tractor trailer. The truck was stuck, and was partly blocking part of County Road 37 in Tay Township. Penelope Lynn Nickel, 19, who was a passenger in Stinson's vehicle, was killed in the accident.

The court was told the accident occurred at 1:45 a.m. The tractor trailer had been travelling east on County Road 37, when its driver attempted to make a left turn into a private driveway. It failed to make the turn, and became stuck,

partially blocking the roadway. Local CBERS learned of the accident, and set up cars on both sides of the scene to warn oncoming traffic of the mishap. According to police, the Stinson vehicle, travelling west, either failed to see, or disregarded the warning, and struck the right rear section of the truck. All the lights on the truck were on when the accident occurred.

The truck, a Shell Canada truck, sustained only \$200 damage in the accident, but damage to the car amounted to \$4,500.

Investigating officers discovered Stinson had been driving the car, and arrested him for impaired driving. A breathalyzer test resulted in a reading of .150.

Stinson had no previous convictions for impaired driving or excess alcohol, although he had been

convicted twice of careless driving. Judge Len Montgomery ordered the 90 day jail sentence, and ordered Stinson's licence suspended for two years on top of the mandatory suspension. He allowed Stinson to serve the jail sentence on weekends.

**Excess alcohol**  
A 25-year-old Toronto man received a jail term after he pleaded guilty in provincial court last Thursday, to a charge of excess alcohol.

Ronald Whitehead was charged on August 16, in Port McNicoll.

The court was told police had noticed squealing tires in the vicinity of the plaza in Port McNicoll, and had followed a vehicle east on County Road 30. The vehicle had been driving without lights, and the police finally pulled it over. The driver got out, and stumbled as he

walked. He was arrested for impaired driving, and a breathalyzer test resulted in a .130 reading.

His lawyer told the court Whitehead's youngest child had been born the day before the incident, and Whitehead was celebrating on the night of his arrest.

Judge Montgomery told him, "There's nothing wrong with having a drink, Mr. Whitehead, and there's nothing wrong with driving a car, as long as you don't do them at the same time."

The judge then noted that Whitehead had been convicted of impaired driving in April of 1975, and sentenced him to 30 days in jail, to be served on an intermittent basis on weekends.

**Shoplifting**  
A Midland couple were convicted in provincial court last Thursday on a charge of theft under \$200, laid in connection

with a shoplifting incident.

John Stephenson, 51, and his wife Donna Stephenson, 41, were jointly charged, after they were caught stealing a small quantity of goods from the Dominion Store on Highway 27 outside Midland.

The court was told the couple had been shopping with a cart in the store. Mrs. Stephenson's purse had been in the cart, and at one point, she was seen to place some goods into the purse. When they went through the checkout counter, they paid for the goods in the cart, but failed to pay for the goods in the purse.

They were stopped outside the store, and one container of floor finish, a package of OXO cubes, and a pound of bacon were found in the purse. The total value of the goods was \$5.75.

Although both Mr. and Mrs. Stephenson said Mrs. Stephenson placed the goods in the purse, Mr. Stephenson admitted he knew what she was doing.

Their attorney told the court they had taken the goods because they had gone over their budget that week.

The judge was told Mr. Stephenson had a record. In August of 1972 he was convicted in provincial

court in Penetanguishene on two counts of theft over \$200, but the judge said he was not putting much weight on the record. "Somewhere along the line, a person is entitled to a fresh start," he said.

He awarded Mrs. Stephenson an absolute discharge, but ordered Mr. Stephenson to pay a fine of \$150, or spend 30 days in jail.

**Failing to appear**  
Failure to appear in provincial court in Penetanguishene last December resulted in a fine for a 19-year-old Mississauga man when he finally appeared in court 10 months later, last Thursday.

The court was told that Joseph Clairmont had been charged with an offence last October. He appeared in court on November 18, but his case was remanded to December 2. He missed that appearance, and a bench warrant was issued. It was executed in Toronto on June 16 of this year.

His attorney told the court Clairmont had been going through a personal crisis at the time, and felt it was more important to attend to a family matter than to come to court. He said Clairmont had called police in the area after the court date to ask what had happened, and he was

not told a bench warrant had been issued, so he felt the charges had been dropped. He was stopped on two subsequent occasions by police, and they did not inform him there was an outstanding warrant for his arrest.

The lawyer also pointed out to the judge that the charges on which Clairmont had originally been brought to court had since been dismissed.

The judge told Clairmont that a failing to appear charge usually led to a jail term, but he admitted that the circumstances of the case were somewhat unusual. He ordered Clairmont to pay a fine of \$200, or spend 40 days in jail.

**Theft under \$200**  
A 16-year-old Victoria Harbour man who broke into his father's home and took a stereo was given a conditional discharge in provincial court Thursday.

Kenneth Binns was charged as a result of an incident which occurred on July 20 of this year. He was originally charged with break, enter and theft, but he pleaded guilty to the lesser and included charge of theft under \$200. His plea was accepted by the judge after he heard the facts of the case.

He was told that Binns had entered the home of

his father at about 5:00 p.m. on the day in question, through a door which was closed, but not locked. He took a stereo component set valued at \$150, and left a note telling his father that if he wanted it back he could telephone a certain store in town before 7:00 p.m.

His attorney told the court Binns had believed the stereo to be half his. He said Binns' father had not seen the note before he called police, and the father later said he might not have even called the police if he had seen the note.

The judge considered the case, and said he saw three reasons for awarding Binns a discharge. He said the mitigating factors were that Binns had no previous convictions, that Binns was only 16, and that the incident had been a father and son incident, rather than an incident involving strangers.

He ordered the conditional discharge, and put Binns on probation for a period of 12 months.



It's nice and dry inside though

Jonah and the Whale experienced some difficulty during the Saturday Elmvale Fall Fair Parade. Rain forced officials to cancel the event, but several of the floats and cars decided to go ahead despite the

weather. The whale sponsored by St. John's United Church Elmvale, needed gasoline not water when it came to an abrupt halt half way through the parade route. Staff photo

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## THE QUEEN'S SILVER JUBILEE 1977

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### SCENIC TOUR of the Township

## Sunday, October 16

All buses leave at 1:00 p.m. from

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Community Centre	Waverley -
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## Car repairs can be expensive.

This is what Ontario is doing to help you get the most for your car repair dollar.

- Ask for an estimate before proceeding with major repairs. Make sure all work is authorized by you and never sign a blank work order.
- Get full details on repair work warranties (parts and labour).

If you feel that you have been misled or deceived, you may appeal under The Business Practices Act. Your Provincial Government wants you to know what your rights are under The Business Practices Act.

For complete information, write for the free booklet: "Consumer Guide to The Ontario Business Practices Act," Consumer and Commercial Relations/Car Repair, Queen's Park, Toronto, Ontario M7A 2H6

Repair complaints are the second-highest of all automobile-related complaints in Ontario.

To help motorists deal with car repair problems, your Ontario Ministry of Consumer and Commercial Relations has prepared special stickers giving tips on "How to get the most from your car repair dollar." Car manufacturers and dealers have been asked to distribute them to purchasers of new cars and the stickers are available from the Ministry.

Here are the car repair tips:

- If your car warranty still applies, review it carefully and determine exactly who pays for what.
- Check your Owner's Manual; you may find the solution to your problem right there.
- Be specific when describing the problem to your serviceman and don't be afraid to ask questions.

Larry Grossman, Minister of Consumer and Commercial Relations  
William Davis, Premier  
Province of Ontario

# Can FBDB help you?

Mr. G.J. Kuzyk,  
one of our representatives will be at  
The Midland Chamber of Commerce,  
578 King Street, Midland,  
Tel. 526-7884 on  
Thursday, October 13, 1977

If you require financing to start, modernize or expand your business and are unable to obtain it elsewhere on reasonable terms and conditions or if you are interested in the FBDB management services of counselling and training or wish information on government programs available for your business, talk to our representative.



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