

Citation: *R. v. Eriksen*, 2008 YKTC 84

Date: 20081104
Docket: 07-00685
07-00685A
Registry: Whitehorse

IN THE TERRITORIAL COURT OF YUKON

Before: His Honour Judge Foisy

REGINA

v.

JOHN ABRAHAM ERIKSEN

Appearances:
Jennifer Grandy
Colleen Harrington

Counsel for Crown
Counsel for Defence

REASONS FOR SENTENCING

[1] FOISY T.C.J. (Oral): Mr. Eriksen, I will give you the credits that are sought on the uttering charge. There will be five months, and on each of the other charges, 30 days each consecutive to each other and consecutive to the five. So that is a total increase of seven months, less three months of the credit that you have banked. So you will end up with four months left to serve.

[2] With respect to the restitution order, the amount was \$722.83 and I am going to give the credit of \$200.00 for the door jam, which apparently was not replaced. So that will leave a balance of \$522.83, and that is going to be a stand-alone restitution order. It is not part of a probation order.

[3] Is there anything else?

[4] MS. GRANDY: No. Oh, the other orders that I requested.

[5] THE COURT: Yes. There will be a firearms prohibition for five years, and in coming to that conclusion I see that in 2005 there was possession of a firearm contrary to a prohibition order made, and there was careless storage of a firearm, plus there was another prohibition made in 2007. Based on that history, there will be a five-year order and there will be a DNA order.

[6] THE CLERK: And the victim fine surcharge?

[7] THE COURT: We will waive that. I do not think that Mr. Eriksen is making a lot of income.

FOISY T.C.J.