



View private photos



SUBSCRIBE Subscriber Services | ePaper | Newspaper In Education | Email Alerts

Log in | Register | canada.com NETWORK

The StarPhoenix



Saskatoon 9°C
Overcast
Detailed Forecast

QuickLinks: Shopping, Obituaries, Horoscopes

Search starphoenix.com...

- Home
- News
- Opinion
- Business
- Sports
- Entertainment
- Life
- Health
- Technology
- Travel
- Jobs
- Cars
- Homes
- Classifieds

SCAN used bully tactics, lawyer says

BY BETTY ANN ADAM, THE STARPHOENIX OCTOBER 1, 2013

- Recommend 0
- Tweet 0
- +1 2
- Pin It
- Comment 11
- Share This

RELATED TOPICS

- news
- Stacey Moosewaypayo
- SCAN used bully tactics, lawyer says

STORY PHOTOS (1)



Stacey Moosewaypayo, with her disabled uncle Brent Moosewaypayo, and children, from left, Keyonna Moosewaypayo, Dante Maton, Cain Maton and Lenny Moosewaypayo, in front of the house from which they face eviction.

Photograph by: Greg Pender, The StarPhoenix

STORY TOOLS

- E-mail this Article
- Print this Article

Font: A A A A

SPOTLIGHTS

Norton delivers 5 patented layers of powerful protection.
Introducing the all new Norton lineup. Built to keep you safe, no matter what you do online.

FIND THE RIGHT PROTECTION

SP The StarPhoenix

Like

5,738 people like The StarPhoenix.

Facebook social plugin

A mother, a landlord and a lawyer are questioning what they call "bullying" techniques of the Safer Communities and Neighbourhoods (SCAN) enforcement services.

Stacey Moosewaypayo says she was stunned when a man, accompanied by about six uniformed police officers, came to her door on Sept. 26 and issued a demand to vacate by Oct. 3. The man said provincial investigators believe drug trafficking was going on at her house.

Moosewaypayo denies the allegation. She has five children aged seven to 13, and cares for her disabled uncle at the rental house on Avenue K North. She said she was told to leave in seven days or she would be locked out with her possessions still inside.

"I was scared and panicky. I thought they were going to grab me and rough me up in front of my kids," she said.

Moosewaypayo has not been charged with a criminal offence, and says she does not have a criminal record.

The home's owner, Don Hanowski, said he doesn't want to evict

MOST POPULAR NEWS

MOST READ E-MAILED SHARED

THE STARPHOENIX BREAKING NEWS

Sign up to receive breaking news alerts from The StarPhoenix.

you@canada.com

Our Privacy Statement

You need to have the Adobe Flash Player to view this content.
Please click here to continue.

Moosewaypayo, but felt he had no choice but to sign the Ministry of Justice document that investigator Tim Ostaforoff brought to his workplace last Thursday.

"I had to sign a paper ... Tim's pretty persuasive. He's a big boy," Hanowski said Monday.

"They've taken over my property," he said. "They have lots of power. More than I have ... There's no way I'm going to kick out a woman with five children who hasn't secured another place to live," he said.

SCAN's director of operations, Blair Ritchie, scoffed at the suggestion the agency's staff would pressure anyone to sign against their will.

"How could they make somebody sign?" he said.

Hanowski said he was told SCAN would get rid of the "undesirables" and then turn the property back to him.

"I don't know how you can get away with just kicking someone out like that," he said. The lady next door "complained a lot, to the point of harassment," he added.

SCAN officials refused to show Moosewaypayo or Hanowski the video evidence they said they had showing people using drugs on the front deck of the home.

Moosewaypayo and her aunt, Tracy Powder, visited Ritchie at his office on Monday, accompanied by a reporter. Ritchie's temper flared when Powder outlined her concerns about the way her niece was treated.

He shouted at the women to leave when Powder denied his allegation that Moosewaypayo is an admitted drug user.

When Ritchie was asked for his name, he sarcastically replied, "Peter Pan." He later gave a business card to a reporter, but did not provide one to Moosewaypayo. Saskatoon lawyer Nicholas Blenkinsop says the SCAN legislation is "rife for abuse by overzealous neighbours who imagine they see something and jump to conclusions.

"My opinion is SCAN officials do the same," he said. Blenkinsop has represented other people fighting SCAN evictions. He said SCAN officials "speak with authority and use bully techniques."

They trespass, put up signs declaring illegal activity is going on at the house, and tell tenants they're not allowed to be there and are going to be evicted, he said. Often, that's all it takes to make people move away, he said.

If people don't leave, SCAN takes the matter to the Office of the Rentalsman, where the person must attend to defend themselves and SCAN must prove its allegations.

SCAN is a provincial government agency intended to give people some control over crime in their neighbourhoods.

Neighbours can report suspicious activity to SCAN, which can investigate by doing background checks on people who live at or frequent the house and by surveillance, said Lisa Danyluk, a spokesperson for Saskatchewan Justice.

The provincial legislation uses civil law, not the criminal courts. Instead of proving guilt beyond a reasonable doubt before a judge, it uses the Residential Tenancies Act, which allows people to be evicted for using marijuana or other drugs without the high standard of proof required for a conviction on criminal charges.

If SCAN cannot obtain consent from the landlord, it can ask the court for

MORE NEWS HEADLINES »



Cities encouraged by talks with Harper government on dangerous goods

OTTAWA—Canada's cities say they are encouraged by recent discussions with Prime Minister Stephen Harper's government to improve safety..

3 MINUTES AGO
COMMENTS ()

Canada has a long way to go before Asian trading partners take us seriously

13 MINUTES AGO
COMMENTS ()

Supreme Court nominee Marc Nadon fields questions from parliamentarians

2 MINUTES AGO
COMMENTS ()

Harper government says bureaucrats cut organized crime unit at Canada Revenue Agency

COMMENTS ()



a community safety order for the eviction.

Director Ritchie has the power to decide if the activity is consistent with crime such as drug trafficking, prostitution or child abuse.

Since its creation in 2005, SCAN has issued 637 demands to vacate, served 200 warning letters and reached 60 informal resolutions. It has applied 25 times to the Court of Queen's Bench for community safety orders, according to a justice official. Government officials did not immediately have statistics on how many of the applications and demands resulted in actual evictions.

Ostaforoff told Hanowski that two people from Moosewaypayo's family have been murdered this year.

Hanowski and Moosewaypayo said they wonder why the family's victimization is being used to support SCANS claim that the house is being used for crime.

Moosewaypayo's grandfather, James Favel, 77, died in August after he was beaten by an unknown assailant as he walked home from bingo. Her uncle, Jonathen Moosewaypayo, 28, was stabbed to death on Jan. 1.

© Copyright (c) The StarPhoenix

 [E-mail this Article](#)  [Print this Article](#)  [Share this Article](#)

LOCAL FLYER DEALS



[Click For Affordable Entertaining Solutions](#)
Walmart Canada



[Check Out Fall Style 101 at Mark's](#)
Mark's



[Transform Your Home With Stylish Furniture From Sears](#)
Sears



[Dash in for the Save More Event at Sport Chek!](#)
Sport Chek

powered by 

We encourage all readers to share their views on our articles and blog posts. We are committed to maintaining a lively but civil forum for discussion, so we ask you to avoid personal attacks, and please keep your comments relevant and respectful. If you encounter a comment that is abusive, click the "X" in the upper right corner of the comment box to report spam or abuse. We are using Facebook commenting. [Visit our FAQ page for more information.](#)

11 comments ▾




Add a comment...



Sarah Hunter Maunder

If you believe the SCAN policies need to improve and you want to assist this family in being treated in an honourable way, please contact the Justice Department at www.justice.gov.sk.ca/Contact. We can create change by working together.

[Reply](#) ·  3 · [Like](#) · Yesterday at 11:12am



Jeff Maz

Blair Ritchie sounds like a government bully. I thought the governments stance on bullying was to protect people from bullies.

[Reply](#) ·  3 · [Like](#) · Yesterday at 10:09am



Sarah Hunter Maunder

How can a family being punished and found guilty of a crime that has not been proven, or even brought to court? If they are now being further victimized by poor government legislation. These children and their mother are about to be evicted. These children are our city's future, how exactly does this help any of us, by taking away their home?

[Reply](#) ·  2 · [Like](#) · Yesterday at 10:06am



Jay Bird

Holy sh*t, it's Saskatoon's gestapo

[Reply](#) · [Like](#) · Yesterday at 10:12am



JK Newson · MULTIVERSITY

"Since its creation in 2005, SCAN has issued 637 demands to vacate, served 200 warning letters and reached 60 ir of these evictions were against aboriginals. Though it wouldn't matter much. We all know this is fueled by racism.

Reply · Like · Yesterday at 2:09pm



Stacy Thorpe-Disiewich · Porcupine Plain Composite High School

Get your heads out of the sand people! Do u really think this would just happen to someone without evidence of ilk

Reply · Like · 20 hours ago



Dustin Hall · Top Commenter · Owner/Funeral Director at Hall Funeral Services Inc.

I guess we'll never know if the evidence isn't made available! What happened to due process? Well, it's warmer!

Reply · Like · 17 hours ago



Jamie Mason · University of Regina

Why are you exclaiming at people to take your opinion on a very serious issue when you have zero ev on incredibly shaky evidence with a trend of racism?

Reply · Like · 6 hours ago



Stacy Thorpe-Disiewich · Porcupine Plain Composite High School

Just like you have no idea that it didn't happen! Quit using the racism card it's getting old!

Reply · Like · 4 hours ago

View 2 more ▾

Facebook social plugin

ADS BY GOOGLE

Stop Foreclosure In LA

Louisiana Foreclosure Attorneys.
Free Consult. No Upfront Fees.
www.CenturyLegalGroup.com

Will & Testament Forms

Find Free Last Will & Testament
Forms Online! Get Legal Forms Now.
www.legalcorner.com/forms

Horzepa Spiegel & Assoc.

Balancing Legal Issues
and Business Realities
www.HorzepaLaw.com

INSIDE THE STARPHOENIX



Rebel to realist: A five-part feature on Stephen Harper



Keeping Up With The Royals



'Reasons Mommy Drinks': authors share tales of new parenthood, with cocktail recipes



Gallery: Chevrolet barn find time capsule



Ingredient of the week: cauliflower

MORE TO SEE, MORE TO READ

Get The StarPhoenix delivered to your door, desktop, laptop, tablet and smartphone.

[LEARN MORE](#)

Home News Opinion Business Sports Entertainment Life Health Technology Travel Jobs Cars Homes Classifieds

DON'T MISS

Rebel to realist: Stephen Harper
Roughriders

MOST POPULAR

Saskatoon man charged in hotel stabbing
Children's Hospital Foundation receives

FORMATS

Sitemap / RSS
Contests
Blogs

THE STARPHOENIX

About Us
Contact Us
Advertise with Us

TOOLS

Search starphoenix.com... [SEARCH](#)
Search for a Job Place a Classified Ad

Web2PDF

converted by Web2PDFConvert.com

Taste Saskatoon
SP on Facebook
Bridges
SP on Twitter!
Photo galleries
Movie Guide
Tee Off Golf Pool
FlyerCity.ca

Postmedia Network Inc.
\$2.25M donation
SaskTel to blacklist lost
or stolen wireless
devices

Columnists
Photo Galleries
Videos
Mobile
iPad App

Subscribe to the Print
Edition

Buy/Sell a Car
Real Estate Listings

E-mail Alerts
Flyercity.ca
Infomart



About canada.com | [Privacy Statement](#) | [Terms](#) | [Copyright & Permissions](#)

©2010 - 2013 Postmedia Network Inc. All rights reserved.
Unauthorized distribution, transmission or republication strictly prohibited.