



INQUEST

TOUCHING THE DEATH OF

Holly Harrison, Mari-Lee Towie, Benjamin Twiddy,
Kevin Dunsmuir, Jennifer Dunsmuir, Robert Dunsmuir
and Cameron Dunsmuir

JURY VERDICT AND RECOMMENDATIONS

April 2016

COPY

FOR INFORMATION ONLY
NOT OFFICIAL
VERDICT/RECOMMENDATIONS



Office of the
Chief Coroner
Bureau du
coroner en chef

Verdict of Coroner's Jury Verdict du jury du coroner

The Coroners Act – Province of Ontario
Loi sur les coroners – Province de l'Ontario

We the undersigned / Nous soussignés,

_____ of / de Toronto
 _____ of / de Toronto
 _____ of / de Toronto
 _____ of / de Toronto
 _____ of / de Toronto

the jury serving on the inquest into the death(s) of / membres dûment assermentés du jury à l'enquête sur le décès de :

Surname / Nom de famille: Harrison | Given Names / Prénoms: Holly

aged / à l'âge de 18 held at / tenue à Toronto, Ontario

from the / du 29th March to the / au 29th April 20 16

By / Par Dr. / D^r David Evans Coroner for Ontario / coroner pour l'Ontario

having been duly sworn/affirmed, have inquired into and determined the following:
avons fait enquête dans l'affaire et avons conclu ce qui suit :

Name of Deceased / Nom du défunt: Holly Harrison

Date and Time of Death / Date et heure du décès: April 29th, 2012 @ 0208 hrs

Place of Death / Lieu du décès: Lakeridge Health Centre, 1 Hospital Court, Oshawa Ontario

Cause of Death / Cause du décès: Smoke Inhalation

By what means / Circonstances du décès: Accident

Original signed by: Foreman / Original signé par : Président du jury _____

 Original signed by jurors / Original signé par les jurés _____

The verdict was received on the / Ce verdict a été reçu le 29th day of April 20 16
(Day / Jour) (Month / Mois)

Coroner's Name (Please print) / Nom du coroner (en lettres moulées): David H. Evans | Date Signed (yyyy/mm/dd) / Date de la signature (aaaa/mm/dd): 2016/04/29

Coroner's Signature / Signature du coroner _____

We, the jury, wish to make the following recommendations: (see page 2)
Nous, membres du jury, formulons les recommandations suivantes : (voir page 2)



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the jury serving on the inquest into the death(s) of / membres dûment assermentés du jury à l'enquête sur le décès de :

Surname / Nom de famille: Towie | Given Names / Prénoms: Mari-Lee

aged / à l'âge de: 17 | held at / tenue à: Toronto, Ontario

from the / du: 29th March | to the / au: 20 16

By / Par: Dr. / D^r David Evans | Coroner for Ontario / coroner pour l'Ontario

having been duly sworn/affirmed, have inquired into and determined the following:
avons fait enquête dans l'affaire et avons conclu ce qui suit :

Name of Deceased / Nom du défunt: Marilee Towie

Date and Time of Death / Date et heure du décès: April 29th, 2012 @ 0107 hours

Place of Death / Lieu du décès: 917 Dundas Street West, Whitby Ontario

Cause of Death / Cause du décès: Smoke inhalation

By what means / Circonstances du décès: Accident

Original signed by: Foreman / Original signé par : Président du jury _____

 Original signed by jurors / Original signé par les jurés _____

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 (Day / Jour) (Month / Mois)

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the jury serving on the inquest into the death(s) of / membres dûment assermentés du jury à l'enquête sur le décès de :

Surname / Nom de famille: Twiddy | Given Names / Prénoms: Benjamin

aged / à l'âge de 19 held at / tenue à Toronto, Ontario

from the / du 29th March to the / au 29th April 20 16

By / Par Dr. / D^r David Evans Coroner for Ontario / coroner pour l'Ontario

having been duly sworn/affirmed, have inquired into and determined the following:
avons fait enquête dans l'affaire et avons conclu ce qui suit :

Name of Deceased / Nom du défunt: Benjamin Twiddy

Date and Time of Death / Date et heure du décès: 29th April, 2012 @ 0131 hrs.

Place of Death / Lieu du décès: Rouge Valley Hospital, 580 Harwood Ave South, Ajax, Ontario

Cause of Death / Cause du décès: Smoke inhalation

By what means / Circonstances du décès: Accident

Original signed by: Foreman / Original signé par : Président du jury _____

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 (Day / Jour) (Month / Mois)

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the jury serving on the inquest into the death(s) of / membres dûment assermentés du jury à l'enquête sur le décès de :

Surname / Nom de famille: Dunsmuir | Given Names / Prénoms: Kevin

aged / à l'âge de: 55 held at / tenue à: Toronto, Ontario

from the / du: 29th March to the / au: 29th April 20 16

By / Par: Dr. / D^r David Evans Coroner for Ontario / coroner pour l'Ontario

having been duly sworn/affirmed, have inquired into and determined the following:
avons fait enquête dans l'affaire et avons conclu ce qui suit :

Name of Deceased / Nom du défunt: Kevin Dunsmuir

Date and Time of Death / Date et heure du décès: March 29th, 2013 @ 12:30 hours

Place of Death / Lieu du décès: 72 Howard Ave. Sharon (East Gwillimbury) Ontario

Cause of Death / Cause du décès: Smoke inhalation

By what means / Circonstances du décès: Accident

Original signed by: Foreman / Original signé par : Président du jury _____

 Original signed by jurors / Original signé par les jurés

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the jury serving on the inquest into the death(s) of / membres dûment assermentés du jury à l'enquête sur le décès de :

Surname / Nom de famille: Dunsmuir | Given Names / Prénoms: Jennifer

aged / à l'âge de 51 held at / tenue à Toronto, Ontario

from the / du 29th March to the / au 29th April 20 16

By / Par Dr. / D^r David Evans Coroner for Ontario / coroner pour l'Ontario

having been duly sworn/affirmed, have inquired into and determined the following:
avons fait enquête dans l'affaire et avons conclu ce qui suit :

Name of Deceased / Nom du défunt: Jennifer Dunsmuir

Date and Time of Death / Date et heure du décès: March 29th, 2013 @ 12:30 hours

Place of Death / Lieu du décès: 72 Howard Ave. Sharon (East Gwilimbury) Ontario

Cause of Death / Cause du décès: Smoke inhalation

By what means / Circonstances du décès: Accident

Original signed by: Foreman / Original signé par : Président du jury _____

 Original signed by jurors / Original signé par les jurés

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 (Day / Jour) (Month / Mois)

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the jury serving on the inquest into the death(s) of / membres dûment assermentés du jury à l'enquête sur le décès de :

Surname / Nom de famille Dunsmuir	Given Names / Prénoms Robert
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aged / à l'âge de 19 held at / tenue à Toronto, Ontario

from the / du 29th March to the / au 29th April 20 16

By / Par Dr. / D^r David Evans Coroner for Ontario / coroner pour l'Ontario

having been duly sworn/affirmed, have inquired into and determined the following:
avons fait enquête dans l'affaire et avons conclu ce qui suit :

Name of Deceased / Nom du défunt
Robert Dunsmuir

Date and Time of Death / Date et heure du décès
March 29th, 2013 @ 12:30 hours

Place of Death / Lieu du décès
72 Howard Ave. Sharon (East Gwilimbury) Ontario

Cause of Death / Cause du décès
Smoke inhalation

By what means / Circonstances du décès
Accident

Original signed by: Foreman / Original signé par : Président du jury

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Coroner's Name (Please print) / Nom du coroner (en lettres mouillées) David H. Evans	Date Signed (yyyy/mm/dd) / Date de la signature (aaaa/mm/dd) 2016/04/29
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the jury serving on the inquest into the death(s) of / membres dûment assermentés du jury à l'enquête sur le décès de :

Surname / Nom de famille: Dunsmuir | Given Names / Prénoms: Cameron

aged / à l'âge de 16 held at / tenue à Toronto, Ontario

from the / du 29th March to the / au 29th April 20 16

By / Par Dr. / D^r David Evans Coroner for Ontario / coroner pour l'Ontario

having been duly sworn/affirmed, have inquired into and determined the following:
avons fait enquête dans l'affaire et avons conclu ce qui suit :

Name of Deceased / Nom du défunt: Cameron Dunsmuir

Date and Time of Death / Date et heure du décès: March 29th, 2013 @ 12:30 hours

Place of Death / Lieu du décès: 72 Howard Ave. Sharon (East Gwilimbury) Ontario

Cause of Death / Cause du décès: Smoke inhalation

By what means / Circonstances du décès: Accident

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Inquest into the death of: Enquête sur le décès de :

Holly Harrison, Marilee Towie, Benjamin Twiddy, Kevin, Jennifer, Robert and Cameron Dunsmuir

JURY RECOMMENDATIONS RECOMMANDATIONS DU JURY

To the Office of the Fire Marshal and Emergency Management

1. To consult with stakeholders to define the meaning of "public education" in section 2(1)(a) of the Fire Protection and Prevention Act through a Directive.
2. To develop a public education program related to public fire safety in accessory apartments.
3. To educate the public on its responsibility to maintain and not dismantle/vandalize smoke alarms.
4. To work with the Insurance Bureau of Canada and other stakeholders to increase insurance policy requirements for residential smoke alarms/smoke detectors and carbon monoxide detectors and to develop public service announcements to promote awareness of the importance of working smoke alarms/detectors and carbon monoxide detectors.
5. To continue and expand the accessibility of all training resources to municipalities by providing standard curriculum e-learning, Train the Trainer packages, local training opportunities and teaching materials to municipalities to provide for consistent province wide training and standards.

To the Office of the Fire Marshal and Emergency Management and Municipal Fire Departments

6. To consider incorporating lessons learned from East Gwillimbury and Whitby incidents into future course materials (with personal information and identifiers removed and without using the audio of the 911 calls), such as fire college symposia and training materials, including but not limited to suggestions for self-evacuation and/or self-preservation.
7. Fire Inspectors to notify tenants of Landlord's non-compliance via letter.
8. Inspectors (fire or building) must have visual proof of compliance, e.g. confirming drywall installation for fire separation. (Verbal confirmation by property owner is not sufficient).
9. Develop a provincial "red-flag" system which would trigger a re-inspection of properties with a history of non-compliance/conviction under the Fire Code.
10. Canvass neighbourhood/community post fire to promote awareness of fire safety and prevention.

To the Office of the Fire Marshal and Emergency Management and Municipalities

11. To continue and expand public education on the fact that upon discovery of smoke or fire every person must immediately get out and stay out of the building.
12. As part of public education, promote awareness of different types and appropriate use of fire extinguishers. Included in this education, could be demonstrations and hands-on practice.

To Municipalities

13. Consult with stakeholders to explore the installation of clearly visible house numbers.
14. Work towards a provincially integrated computer software program to assist dispatching of 911 calls.

To the Ontario Association of Fire Chiefs

15. Fire Departments to explore re-allocating their current resources, and/or utilizing resources from the suppression area, for fire prevention, public education and fire safety inspections in their municipalities. This could include a Home Visit Public Education program and literature that will provide occupants home fire safety information, such as the presence of smoke detectors, CO detectors, escape plans, vulnerable occupants (physical and cognitive disabilities), appliance (e.g. dryer) safety, delivered by fire fighters as provided by the municipality. Such programs may include a home inspection as determined by the municipality.

To the Ontario Association of Fire Chiefs and the Ontario Association of Chiefs of Police

16. To encourage collaboration between fire departments and police services in the area of training with a view to ensuring a safe and efficient response to structure fires and the preservation and collection of fire investigation related evidence.

To the Ministry of Education

17. To consult with the Office of the Fire Marshal and Emergency Management and develop fire safety curriculum for high school students and young adults leaving home for the first time and their parents focusing on fire safety and fire prevention skills, including safe cooking, smoke alarms, the need for a means of egress and having and practicing an emergency exit plan in case of fire.

18. To make available to the School Boards the OFMEM burn room videos and "No Time To Spare" video to raise awareness of how fast and deadly the by-products of fire can be (e.g. smoke).

19. Explore opportunities to work with fire prevention and detection officers, as part of the mandatory volunteer hours curriculum for high school students. For example, students could work together to find ways to promote fire safety amongst their peers, e.g. "Cop Lights Bling". A video produced by the RCMP to raise awareness of moving over when cruisers lights are on.

To the Ministry of Community Safety and Correctional Services

20. To make a Regulation, pursuant to clause 78(1)(k) of the Fire Protection and Prevention Act, requiring mandatory certification and training, to recognized industry standards, for all personnel (as defined in the Fire Protection and Prevention Act) whose primary job function is to perform: 1) fire inspections, 2) public education, and/or 3) communications (call-taking / dispatch).

21. To work with the Technical Standards and Safety Association (TSSA) to promote the installation of Carbon Monoxide detectors through HVAC technicians who install gas fired appliances.

22. To amend section 9.8 of the Fire Code to address interior finishes of the means of egress in accessory apartments with only one means of escape and, in particular, require that such finishes have a maximum flame spread rating of 150.

For example:

a. 9.8.3.2 (2). Where a dwelling unit is served by one means of escape conforming to Sentence (1), the flame spread rating of interior wall and ceiling finishes adjacent to stairs within the dwelling unit leading to the means of escape shall not exceed 150.

b. 9.8.3.3. (3). Where a dwelling unit is served by one means of escape conforming to Sentence (1), or (2) the flame spread rating of interior wall and ceiling finishes adjacent to stairs within the dwelling unit leading to the means of escape shall not exceed 150.

23. Legislation and or code be created pursuant to the FPPA that mandates that a municipality clearly and understandably educate the residents of the community on the fire protection services provided by the municipality. This shall be done on fire department/municipal web pages, and printed literature produced by the municipality. This information should indicate whether fire protection is being provided by full time fire fighters, volunteer fire fighters or a combination of the two and their respective hours of operation.

To the Ontario Safety League

24. To liaise with existing fire safety agencies and councils, such as the Office of the Fire Marshal and Emergency Management's Public Fire Safety Council, to address the issues of fire safety campaigns, programs and education

curriculum. Refer to recommendation # 11.

To the Ontario Safety League and the Office of the Ontario Fire Marshal and Emergency Management

25. Explore the idea of using transit services advertising as a method of raising fire safety awareness, e.g. "seconds count" and "get out, stay out".

To the Media:

26. Ask the media to assist in raising awareness around fire safety including the importance of early detection through smoke alarms and the "get out, stay out" message. The public needs to be aware that the fire department may not be able to effect a rescue and therefore needs to be more vigilant with regard to fire prevention and fire detection to ensure their own safety.

To The Ministry of Municipal Affairs and Housing, the Office of the Fire Marshal and Emergency Management and the Ontario Association of Fire Chiefs

27. To consult with stakeholders, research and promote the installation of sprinklers as a component of fire and life safety in all newly constructed residential homes with the appropriate amendment under the Ontario Building Code.

28. To consult with stakeholders to research and promote two forms of egress for accessory apartments with the appropriate amendment under the Ontario Building Code.

29. Consult with the Real Estate Board and other stakeholders to explore the ability to list locations of fire halls and level of service they provide to prospective homeowners, e.g. location of schools.

30. When a building permit has been granted for renovations or retro-fit, a fire inspection must be completed, as well as a building inspection.

31. Regulation be passed pursuant to the Fire Protection and Prevention Act mandating that municipalities provide information on tax assessments indicating the level of fire protection provided to individual property owners. This information should indicate whether fire protection is being provided by full time fire fighters, volunteer fire fighters or a combination of the two and their respective hours of operation.

32. Consider communicating any changes to the fire code regarding dwelling units to property owners through the property tax assessment form.

To The Office of the Chief Coroner

33. The Office of the Chief Coroner shall request that all organizations and institutions receiving these recommendations provide reports updating their responses within a year of receipt. To inform the public of the contents of these reports, the Office of the Chief Coroner shall convene a press conference a year from the date that the recommendations were sent out to the recipient parties. Copies of the reports shall be forwarded to the jurors who will be invited to attend the press conference. All recommendations to be reviewed annually for the next two years with public reports filed providing an update on the status of the jury's final recommendations.

Personal information contained on this form is collected under the authority of the *Coroners Act*, R.S.O. 1990, C. C.37, as amended. Questions about this collection should be directed to the Chief Coroner, 25 Morton Shulman Avenue, Toronto ON M3M 0B1, Tel.: 416 314-4000 or Toll Free: 1 877 991-9959.

Les renseignements personnels contenus dans cette formule sont recueillis en vertu de la *Loi sur les coroners*, L.R.O. 1990, chap. C.37, telle que modifiée. Si vous avez des questions sur la collecte de ces renseignements, veuillez les adresser au coroner en chef, 25, avenue Morton Shulman, Toronto ON M3M 0B1, tél. : 416 314-4000 ou, sans frais : 1 877 991-9959.