

PH 2024-02
OPCC File 2015-11014

IN THE MATTER OF THE POLICE ACT, RSBC 1996, c.367

**AND IN THE MATTER OF A PUBLIC HEARING INTO THE CONDUCT OF
CONSTABLES KORY FOLKESTAD, ERIC BIRZNECK, DEREK CAIN, JOSH WONG,
BEAU SPENCER, HARDEEP SAHOTA and NICK THOMPSON**

Section 150 Order

1. The Public Hearing will be open to the public to attend in person and will be audio streamed.
2. Persons attending the Public Hearing are permitted to make notes without recording.
3. With the exception of the Court Reporter who is authorized to record the proceedings, no person attending the hearing in person shall be permitted to record any portion of the hearing in any fashion, including audio or video recordings or photographs.
4. Notwithstanding provision (3) above, persons who establish to the satisfaction of the Registrar, Ms. Stacey Taylor, or the Adjudicator that they are accredited media as defined in the BC Courts' posted media policy may use electronic devices to audio record the hearing for the sole purpose of verifying their notes and for no other purpose, and subject to the following restrictions:
 - a. electronic recording devices may only be used when a proceeding is in session;
 - b. electronic recording devices must be turned off when a proceeding is adjourned;
 - c. electronic recording devices must not be left unattended in the courtroom at any time;
 - d. any audio recording must be destroyed once verification of notes is complete.
5. All participants or persons present are prohibited from disseminating any reproduction of any portion of the proceedings in any fashion other than

authorized recordings or transcripts produced or reproduced by the Court Reporter and provided to persons authorized to receive them for the purposes of the Hearing or related legal proceedings. This does not apply to notes of the proceeding as referred to in paragraph 2, above.

6. Access to exhibits or materials presented at the Hearing by persons other than authorized participants in the proceedings shall be by application to the Registrar and shall be subject to vetting by the Adjudicator and Counsel for the purpose of excluding information restricted by this Order.

7. This Order shall be posted at the Public Hearing. The terms of this Order may be modified, clarified, amplified, or rescinded by the Adjudicator, on application or otherwise, and this Order shall not detract from the authority of the Adjudicator to make further orders under Section 150. Absent its being rescinded in any such further order, this Order shall remain in effect.

Made the 19th day of January, 2026, at the City of Vancouver, British Columbia

Elizabeth Arnold-Bailey
Hon. Elizabeth Arnold-Bailey
Adjudicator