

DATE: 20040312
DOCKET: C39524 and C39525

COURT OF APPEAL FOR ONTARIO

RE: **HER MAJESTY THE QUEEN (Applicant/Appellant) – and –
LARRY ALFRED LONGBOAT JR. (Respondent) – and
between – HER MAJESTY THE QUEEN (Applicant/Appellant)
– and – ERIK DONALD VANEVERY (Respondent)**

BEFORE: **CATZMAN, DOHERTY and ARMSTRONG JJ.A.**

COUNSEL: **Jennifer Woolcombe
for the applicant/appellant**

**Irwin Koziembrocki
for the respondent Larry A. Longboat Jr.**

**Erik D. Vanevery
In person**

**HEARD AND
ENDORSED:** **March 11, 2004**

**On appeal from the sentence imposed by Justice Anne Bain of the Superior Court of
Justice dated January 14, 2003.**

APPEAL BOOK ENDORSEMENT

[1] This was a difficult sentencing problem. The trial judge gave careful consideration to the competing interests. We are required to defer to that assessment, absent any error in principle. We see no such error.

[2] Leave to appeal sentence is granted but the appeals against sentence are dismissed.