

Approved and ordered this

26<sup>th</sup> day of

July

, A.D. 1924

*[Signature]*  
Lieutenant-Governor.

At the Executive Council Chamber, Victoria,

PRESENT:

The Honourable

Mr. Oliver  
Mr. Hart  
Mr. Manson  
Mr. Sloan  
Mr. Pattullo  
Mr. Sutherland  
Mr.  
Mr.

in the Chair.

To His Honour

The Lieutenant-Governor in Council:

The undersigned has the honour to report

THAT WHEREAS JOHN BERNADINO was on the 2nd day of October, 1923, convicted of an infraction of the "Government Liquor Act", to wit, unlawfully selling liquor, and sentenced by J.A. Findlay, Deputy Police Magistrate, to six months imprisonment, with hard labor;

AND WHEREAS an application has been made, and a largely signed petition received, praying that clemency be granted to the said John Bernadino;

AND WHEREAS the Chief of Police of the City of Vancouver reports that the said Bernadino is of previous good character and that whatever decision is arrived at in regard to the application for clemency will meet with his approval;

AND WHEREAS medical certificates have been received certifying to the physical condition of the said Bernadino, which said certificates are as follows:

Doctor W.F. MacKay certifies as follows: "This is to certify that I have this day examined J. Bernadino, and find him to be suffering from Myocarditis, which unfits him for heavy work of any kind".

Doctor D.A. Thompsett certifies as follows: "This is to certify that J. Bernadino is suffering from asthma and myocarditis and is physically unfit to undergo a jail sentence".

Doctor W.T. Hoyes, Gaol Surgeon, certifies as follows: "I have this day examined the above named man (Bernadino) and find he is suffering from Myocarditis, Endocarditis and Asthma. This combination I believe renders one unfit for gaol sentence."

THE UNDERSIGNED HAS THEREFORE THE HONOUR TO RECOMMEND that under the provisions of Section 9 of Chapter 44, Revised Statutes of British Columbia, 1911, "Constitution Act", the sentence of hard labour imposed in addition to imprisonment, be remitted.

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AND THAT a certified copy of this Minute, if approved, be forwarded to the Warden, Oakalla Prison Farm, and to the Chief Constable, Vancouver, British Columbia.

DATED this 25<sup>th</sup> day of July A.D.1924.

*A. M. Manning*

Attorney-General.

*John Oliver*

APPROVED this 25<sup>th</sup> day of July A.D.1924.

Presiding Member of the Executive Council.

Order ~~S~~ in Council No. 833.834/24

26.7.24

**Received** from the Provincial Secretary's Office 4 Certified Copies of  
above Order ~~S~~ in Council.

Department of *Attorney General*

Per *W. Blouin.*

150-224-5322