

# Kleinstueber's appeal date set

By CHERYL JAHN

Free Press staff writer

A man convicted of drunk driving in the death of a local teen in May 1995 will have his day in court. Again.

The B.C. Court of Appeal will hear a bid from John Joseph Kleinstueber's lawyers on January 28, 1997.

At that hearing, his lawyers will attempt to have a February 7, 1996, ruling — in which Mr. Kleinstueber's bid to change his plea was denied and he was sentenced on drunk driving charges — overturned by the Court of Appeal.

Mr. Kleinstueber was convicted of hitting and killing 17-year-old Rory Salter with his van while trying to leave the parking lot of the 7-Eleven store on Queensway while under the influence.

He was charged with impaired driving causing death, driving over the legal limit and dangerous driving causing death.

Following the preliminary inquiry in August, he pleaded

guilty to the charges, but claims he changed his mind shortly afterward. "It didn't sit right, so three days later, I wanted to change my plea," he claims.

His bid to do so began in September, 1995. But in early February, Judge R.B. Macfarlane denied Mr. Kleinstueber that option and, instead, sentenced him to serve two years less a day at the Prince George Regional Correctional Centre, three years on probation once the jail time was served and prohibited him from driving for seven years.

In the Application for Leave to Appeal, filed this past March, lawyer Keith Aartsen stated not only that Judge Macfarlane "erred in refusing to allow [Mr. Kleinstueber] to withdraw his plea of guilty," but also that the sentence imposed in February "is excessive."

Mr. Aartsen is also asking the Appeal Court grant Mr. Kleinstueber leave to change his plea from guilty to not guilty, and if not, reduce the sentence imposed this past February.

# Six months for drug trafficking

## Assault

Stanley Irvin Jack Cassel has been ordered to serve 12 months on probation and pay a \$1,000 fine after pleading guilty to assault.

Dulcy Diane Guay has been ordered to serve a six-month conditional discharge after pleading guilty to assault.

Cory Lee Heer has been ordered to serve 30 days in jail, 18 months on probation and has been given a two-year weapons prohibition after pleading guilty to assault.

Clary Dolphus Poitras has been handed a nine-month suspended sentence after pleading guilty to assault, causing mischief to property under \$5,000 in value and causing a disturbance in a public place.

## COURTREPORT

### Dangerous Driving

Esa Markku Lehti has been ordered to pay a \$1,200 fine and is prohibited from driving for six months after pleading guilty to driving without due care and attention.

### Drugs

Brenda Marie Hillier has been ordered to serve six months in jail after pleading guilty to three counts of trafficking in a narcotic.

### Drunk Driving

Martin Joseph Sims has been ordered to pay a \$1,200 fine and is prohibited from driving for six months after pleading guilty to impaired driving.

### Failure to Comply

Joel Walter Thompson has been ordered to serve 14 days in jail after pleading guilty to two counts of failing to comply with the conditions of his undertaking.

### Theft

Beckard Kleamyck has been ordered to serve 14 days

in jail after pleading guilty to two counts of theft of property over \$5,000 in value.

### Clarification

The October 3 report of impaired driving and possession of stolen property convictions against Kelvin Ivan Quirion were from July 1995 charges. These are not new charges and should not have appeared in the court report and the Free Press apologizes for any inconvenience.

## Announcing...



Donald G. Grantham  
Financial Advisor

John F. Ryan, Vice President and Branch Manager of the Prince George office of Midland Walwyn Capital Inc., is pleased to announce that Donald G. Grantham has recently joined the company as a Financial Advisor and Assistant Branch Manager.

Mr. Grantham brings 30 years of business and management experience to this position. Mr. Grantham has held various management positions in a large B.C. corporation before joining Midland Walwyn. He has his Masters degree in Business Administration and instructs a management course at the College of New Caledonia. Mr. Grantham is also a Councillor for the City of Prince George. He and his family have lived in the Prince George and Vanderhoof area for 30 years.

Midland Walwyn Capital Inc. is Canada's largest independent financial services organization serving the individual investor. The company is a market leader in the field of investment management advice, as well as providing RRSPs, RIFs, GICs, government and corporate bonds, mutual funds and publicly listed stocks.

Midland Walwyn Capital Inc.  
Suite 903 - 299 Victoria Street  
Prince George, B.C. V2L 5B8  
1 800 401-2447 • (604) 563-0401

MIDLAND WALWYN  
BLUE CHIP THINKING™

™BLUE CHIP THINKING is a trademark of Midland Walwyn Capital Inc.  
Midland Walwyn Capital Inc. is a member of the Canadian Investor Protection Fund.

## Police seek hit and run witnesses

Police are looking for any information that may help them solve a hit and run on the weekend.

Around 1:15 Saturday morning, a 19-year-old man was trying to cross Highway 97 at 22nd Street when he was struck down by a northbound car.

The young man has been taken to Prince George Regional Hospital where he remains in critical condition, suffering from multiple fractures and head injuries.

Police continue to investigate the accident, and are asking anyone with information to contact the local detachment office or Crimestoppers.

Two Year **4.9%** Mortgages

# \$644 Per Month

Is all it takes to own a new home at Magnolia!

with as little at \$5745 down and mortgage payments of just \$644 per month, you can own a brand new home at Magnolia Gardens on the Park.\*



**M**AGNOLIA GARDENS ON THE PARK...Prince George's exciting new community on beautiful Fort George Park. One bedroom, two bedroom and two bedroom-with den apartment homes. Unexpected extras, security, incomparable value, unbeatable prices and your own private recreation centre - The Magnolia Club.

\* Some conditions apply.

Presentation Centre  
**Open Daily**  
Noon to 4 pm  
Except Friday



**Magnolia**  
GARDENS

ON THE PARK  
A LEGEND COMMUNITY  
20th Ave on Fort George Park

Information  
Susan Sutcliffe  
563-1206

Go Wireless for \$25<sup>95</sup>/mo. and get a Premium Pager for just \$9<sup>95</sup> a month.

**B** unplugged

- \$25.95 Cellular Plan:**
- One of 5 free phones
  - First month of local calls free
  - Free weekends
  - 100 free minutes of weekday evenings every month
  - Free activation



**BK**  
TWO-WAY RADIO LTD.

**562-4856**

Fax: 562-0200  
3641 - 15th Ave

**BCTEL Mobility Centre**

**B Informed:** Pager offer available on a month to month basis on all BCTEL Mobility 36-month cellular plans. Pager offer includes pager rental, province-wide coverage, GIC damage-loss insurance and is also available to existing cellular customers. One pager per cellular plan. Free phone and \$25.95 a month cellular plan for new customers only, OAC.

Unlimited weekends start Friday at 6:00 pm and end Monday at 7:00 am. Weekday evenings start at 6:00 pm and end at 7:00 am. Non-free time periods are charged \$5.55 a minute. Based on a 36-month transferable contract. Annual radio system licensing fee of \$48, long distance charges and taxes extra. Early cancellation fees apply. Limited time offer.

**B** plugged in

- \$9.95 Pager Option:**
- Numeric pager rental
  - 400 free messages every month
  - Province wide coverage
  - Pager loss protection

**B** Free