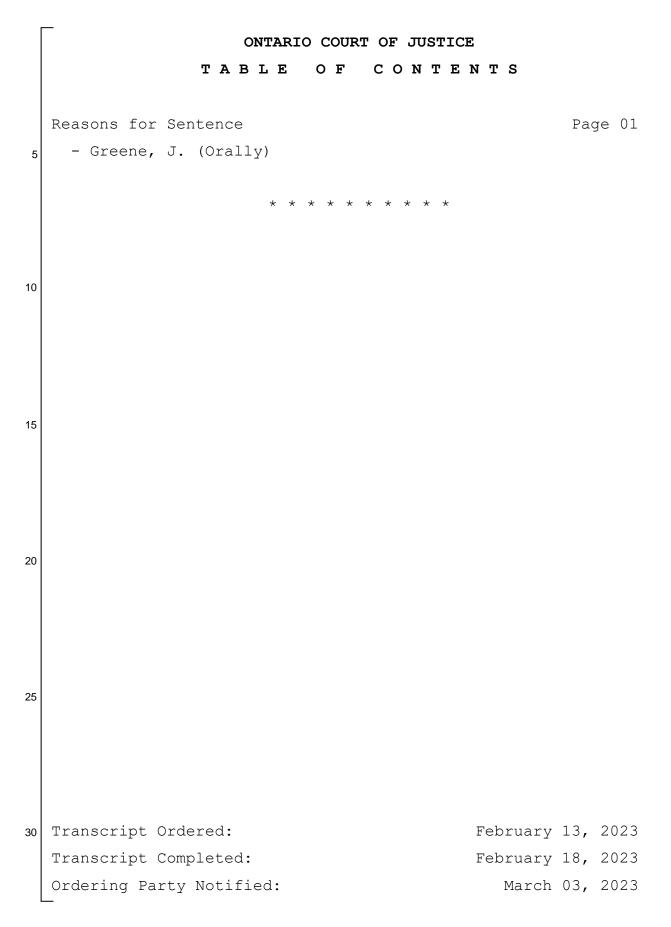


Information No. 4811-998-20-15003661

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R. v. Matthew Schneider Reasons for Sentence - Greene, J.

MONDAY, JULY 18, 2022 . . . REASONS FOR SENTENCE GREENE, J. (ORALLY): 5 So I found Mr. Schneider guilty of assault [1] with a weapon. It was now many, many, many months ago. I am going to first address Mr. Schneider's comments to the court about how this 10 was not a hate crime in his mind, that was not his intention. I appreciate what you are saying and obviously I do not know what was in your mind on that day or what your other relationship are, but this started with you saying something like 15 fucking Asians and then starting a fight with an Asian woman. I accepted her evidence and rejected your evidence, and I continue to accept her evidence on that. Regardless of what you are thinking in your mind, that is the core of a hate 20 crime. And so, in my view, ... MATTHEW SCHNEIDER: Okay. THE COURT: ... calling this a hate crime is the most appropriate descriptor for what this was, given what Ms. Lau experienced, and Ms. Bui[ph] 25 as her friend being next to her. It is a joint recommendation for 60 days, or [2] for 90 days really, a 90 day sentence. There are some aggravating factors in this case, your prior 30 criminal record, but the most aggravating feature is that this was a hate crime. In light of that

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2. Reasons for Sentence - Greene, J.

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	I am satisfied that even though there are some
	significant mental health issues that are
	mitigating, it is my view that a 90-day sentence
	is appropriate. A period of incarceration is
5	absolutely necessary to denounce, that is to
	speak out against hate crimes, to make it very
	clear to the public
	MATTHEW SCHNEIDER: I'm against hate crimes.
	THE COURT:that this court and our society
10	MATTHEW SCHNEIDER: I didn't like
	(indiscernible).
	THE COURT: is not going to accept hate
	crimes, and that there will be a meaningful
	consequence for that. A 90-day sentence in my
15	view will deter others and you, and will
	denounce
	MATTHEW SCHNEIDER: That's a set up.
	THE COURT:the conduct appropriate.
20	[3] As such I am going to agree with the joint
	recommendation. I am going to note 60 days of
	pre-sentence custody at 1.5 to 1 for 90 days.
	Since that time has already been served, I am
	going to suspend the passing of sentence. I am
25	going to place you on probation, sir.
	MATTHEW SCHNEIDER: Okay.
	THE COURT: The probation will be for one year
	with the following terms.
30	[4] You are to report within two working days of
	your release from custody and thereafter as
	directed by probation, and we will give you a

3. Reasons for Sentence - Greene, J.

phone number so you can call in first, and then they will tell you if they want it in person or by phone. You are to have no contact, directly or indirectly, with Ms. Lau or Ms. Bui. You cannot go to where they work, where they live, or anywhere you know them to be, so if you see them on the street you have to turn and walk away. You are not allowed to be on Spadina between Adelaide and College Street, so that is the core area of China Town, you cannot be in that area for that full year. You are not to have any weapons as defined by the Criminal Code. Have I missed any terms, Mr. Brandes? MR. BRANDES: I think you have got them all, Your Honour.

THE COURT: All right.

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7. Certification

Certificate of Transcript Evidence Act, Subsection 5(2)

I, <u>Elaine Paquette</u>, certify that this document is a true and accurate transcript of the recording of <u>July 18, 2022</u>, in the <u>Ontario Court of Justice</u> held at <u>Old City Hall, 60 Queen Street</u> <u>West, Toronto, Ontario</u> taken from Recording <u>4811-102-20220718-</u> <u>092338-6-GREENEMA</u> which has been certified in Form 1 by Vanessa Capovilla.

Claime Paquette

February 18, 2023

Date

Elaine Paquette Authorized Court Transcriptionist

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