



**IN THE COURT OF APPEAL  
OF NEWFOUNDLAND AND LABRADOR**

**Citation:** *R. v. Chafe*, 2019 NLCA 48

**Date:** July 31, 2019

**Docket Number:** 201901H0061

**BETWEEN:**

TODD THOMAS CHAFE

APPLICANT

**AND:**

HER MAJESTY THE QUEEN

RESPONDENT

**Coram:** Welsh J.A.

**Court Appealed From:** Provincial Court of Newfoundland and Labrador  
St. John's

**Application Heard:** July 31, 2019

**Decision Rendered:** July 31, 2019 (Orally)

**Memorandum of Disposition Filed:** July 31, 2019

**Counsel for the Applicant:** Bob Buckingham

**Counsel for the Respondent:** Lisa Stead

## MEMORANDUM OF DISPOSITION

**Welsh J.A.:**

[1] On March 15, 2019, Todd Chafe was convicted of one count each of break and enter, assault, and uttering a threat contrary to sections 348, 266 and 264 of the *Criminal Code*. The offences arose from a family dispute regarding a Will. The notations on the indictment indicate that, on June 20, 2019, Mr. Chafe was sentenced to three hundred days imprisonment for the offence of break and enter, ninety days concurrent for the assault, and thirty days concurrent for uttering a threat.

[2] Mr. Chafe filed a notice of appeal against conviction and sentence on July 5, 2019. At the hearing of his application for judicial interim release pending disposition of his appeal, I granted the application on conditions agreed to by Crown counsel and approved by me. I was satisfied that the criteria set out in section 679(3) of the *Criminal Code* were satisfied; that is, the appeal is not frivolous; Mr. Chafe will surrender himself into custody in accordance with the terms of the order; and detention is not necessary in the public interest.

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B. G. Welsh J.A.