

IN THE QUEEN'S BENCH  
WINNIPEG CENTRE

BETWEEN:

HER MAJESTY THE QUEEN,

-and-

VINCE WEIGUANG LI,

**AGREED STATEMENT OF FACTS**

1. Vince Weiguang Li was born in Dandong China on 30 April, 1968. He graduated from the University of Wuhan Institute of Technology with a Bachelor of Science (Computers) in 1992. Mr. Li immigrated to Canada in 2001, and became a citizen in 2005. He graduated from CDI College (Computer Programming) in 2002. He was divorced from his wife Ana in 2006. During his time in Canada, he held a number of menial jobs including caretaking in a church, assistant manager at McDonalds, sales assistant in the parts department at Canadian Tire, and newspaper carrier. He was unable to obtain employment in his field, and had periods of unemployment, although at other times held two jobs at the same time. His final employer, Vincent Augert, described him as a good worker, but somewhat unusual. Mr. Augert's statement is attached as Appendix 1. Mr. Li resided in Winnipeg until 2006, at which time he relocated to Edmonton, Alberta.
2. Mr. Li had few friends, those he had describe him as having had mental problems, but never knew him to be violent. His former wife described bizarre behaviour (including sudden and unexplained absences, bus trips to unusual locations, rambling talk, etc.) but no violence. One episode resulted in the Ontario Provincial Police picking him up in mid summer on a busy highway. He was hospitalized briefly, then released with medication. Both before and after this incident, his friends and wife were unable to convince him to seek medical assistance.
3. At approximately 12:30 AM on Tuesday, 29 July 2008, Mr. Li boarded a greyhound bus in Edmonton, Alberta heading to Thunder Bay, via Winnipeg. He purchased his ticket under the name of Wong Pent. He did not notify his ex-wife that he was leaving, nor what his destination was. He did leave her a note stating: "I'm gone, don't look for me, I wish you were happy".
4. Mr. Li got off the bus in Erickson, Manitoba at 5:55 PM on 29 July 2008, although the bus driver tried to advise him that it was not his stop. There was

insufficient time to re-issue his ticket, as per the statement of bus driver Patrick Delbridge, attached as Appendix 2. He spent 24 hours in Erickson, as there is only one bus per day stopping in that community. During that time he disposed of most of his personal assets by either selling them or burning them. He spent the night sleeping on a park bench, and spent much of the day sitting on that same bench. He also called his ex-wife at 6:05 AM on Wednesday 30 July, talking about the Yellow River in China. It appeared to her that there was something wrong at that time. He did advise her that he would return to Edmonton after he set up. Some of this conversation was in English, some was in Mandarin.

5. At approximately 12:30 AM on Wednesday, 30 July 2008, Tim McLean (born 03 October 1985) boarded greyhound bus 1170 in Edmonton, Alberta, to return home to Winnipeg at the conclusion of summer employment on the carnival circuit. For the duration of the trip from Edmonton, Tim McLean was seated at the rear of the bus, passenger side, in front of the washroom. He was travelling alone, and listening to an IPOD through headphones. Tim McLean got off the bus at scheduled stops, and chatted with other passengers during cigarette breaks. He sent text messages to his friends throughout his journey. There was nothing out of the ordinary in his behaviour, and he did not come into conflict with anyone on the bus. He did not tell his friends of any conflict, issue or concern while he texted them. He did indicate that he was happy to be on his way home to see his friends and family, and made plans for a number of social activities.
6. Mr. Li boarded Greyhound bus 1170 for Winnipeg on 30 July 2008 at 5:55 PM at Erickson, Manitoba. He did not have a ticket to get to Winnipeg, but did have a ticket for Winnipeg through Thunder Bay. The bus driver, Bruce Martin, allowed him on the bus as it is not unusual for persons to get off their bus, but then not get back on before the bus leaves the stop. Mr. Martin's statement is attached as Appendix 3. The bus was relatively full, carrying 36 of a possible 55 passengers.
7. Marlene Gregory also boarded Greyhound bus 1170 at Erickson. She indicates that prior to getting on the bus, Mr. Li appeared agitated and a little distraught, was pacing back and forth, and talking to himself in a language believed to be Chinese. Her statement is attached as Appendix 4. Initially he sat in the 3<sup>rd</sup> or 4<sup>th</sup> row from the front of the bus.
8. Tim McLean and Vince Li were not known to each other. They did not appear to have any interaction with each other on board the bus or at any of the scheduled bus stops.
9. Tim McLean got off the bus for a cigarette break, between Brandon and Portage la Prairie. After he returned to his seat, Mr. Li moved to the back of the bus and sat beside Tim McLean. The two did not appear to converse.
10. Stacey Heath, who was sitting at the back of the bus, driver's side, beside the washroom, noticed a black-handled knife in a sheath on Mr. Li's side, when he got up to use the washroom. Her 6 year old child was sitting in front of her, opposite the aisle from the seat where Mr. Li was sitting. Ms. Heath's statement is attached as Appendix 5.
11. At approximately 8:30 PM on Wednesday, 30 July 2008, when Greyhound bus 1170 was approximately 18 kilometres west of Portage la Prairie on the Transcanada Highway, Mr. Li began to repeatedly stab Tim McLean, for no

apparent reason, per the statement of Stephen Allison, which is attached as Appendix 6.

12. Mr. Allison rushed to the front of the bus to alert the bus driver, who pulled over onto the shoulder of the highway. Other passengers, many of whom were either sleeping or watching a movie were able to exit the bus unharmed and were unaware of what was going on at the back of the bus.
13. Tim McLean struggled and tried to escape, as evidenced by a number of defensive wounds. He was unsuccessful and eventually either fell or was thrown to the floor of the bus. Due to his location at the back of the bus and adjacent to a window, the seats ahead of him were a barrier to escape.
14. Mr. Li was pre-occupied with Tim McLean, and continued to stab him as he lay on the floor. He did not pay any attention to the other passengers as the bus was vacated. He appeared oblivious to demands of bus driver Bruce Martin that he stop what he was doing. Several persons indicate that after everyone had vacated the bus, Mr. Li came to the front of the bus and tried to exit. The bus driver was able to close the door on Mr. Li's arm, with the bloody knife extended outside of the bus. RCMP Forensic Identification Unit members confirmed that there was a red substance, believed to be blood, on both the interior and the exterior of the door to the bus. Mr. Li was able to pull his arm back into the bus, and returned to the rear of the bus, where he defiled the body of Tim McLean. Mr. Martin immediately called 911, once everyone was safely off his bus, and the bus door was closed.
15. As Greyhound bus 1170 pulled onto the shoulder, Bernie Scyrup, driver of a second Greyhound bus that was following Greyhound bus 1170 to carry the passenger overload, realized that there was something unusual in the fashion that Mr. Martin pulled over and stopped his bus. Mr. Scyrup stopped his bus on the shoulder in front of Greyhound bus 1170.
16. Mr. Scyrup attended to Greyhound bus 1170, and observed that Mr. Li was at the back of the bus. Mr. Scyrup entered the bus and called out to Mr. Li, as Mr. Li continued to stab the body of Tim McLean. Mr. Li responded by stating "get emergency". As Mr. Li repeatedly looked at Mr. Scyrup, Mr. Scyrup realized that Mr. Li was severing the head of Tim McLean. Mr. Scyrup got off the bus, as he realized that Tim McLean was dead and could not be helped. Mr. Scyrup's statement is attached as Appendix 7.
17. Mr. Li attended to the front of the bus, holding the severed head of Tim McLean in one hand and a black-handled knife in the other hand. He motioned that he wished to be let off the bus. The door to the bus was not opened, and was barricaded or protected by a truck driver who pulled over to assist, and was armed with a snipe bar. Upon RCMP arrival, a police vehicle was parked against the doors to the bus, to prevent Mr. Li from exiting.
18. At one point Mr. Li looked at the controls, and witnesses believed he was trying to start the bus. Rather, Mr. Li was trying to open the door so that he could exit the bus. Mr. Scyrup cut the power to the bus. Mr. Li threw the head of Tim McLean into the stairwell and then returned to the back of the bus and continued to mutilate the body of Tim McLean.

19. Some RCMP officers from Portage la Prairie attended. Cpl. Harder and Csts. Forest and Hamill arrived at the scene around 9:00 in the evening. The officers observed Mr. Li sitting near the back of the bus, rocking back and forth with his head in his hands, and banging his head against the seat in front of him. Later, Cst. Forest observed Mr. Li bring a variety of Tim McLean's body parts to the front of the bus. Mr. Li then, knife in hand, kicked at the front windshield.
20. Cpl. Harder attempted to communicate with Mr. Li, and asked him to drop the knife out of a small window located in the bathroom at the rear of the bus. Mr. Li's only response was some unintelligible words, plus words to the effect that he had to stay on the bus forever. As the officers watched, Mr. Li continued to mutilate both the body and the head/face of Tim McLean, using both a buck knife and a pair of scissors.
21. Other officers from the province's Emergency Response Team (ERT) were called in. Upon their arrival, starting at around 11:00 PM, the uniformed RCMP members left the area. ERT members set up a perimeter and observed Mr. Li. Various officers noted that he continued to mutilate the body and head of Tim McLean. Cst. Brown and Cpl. G. Smith noted that Mr. Li appeared to smell, and then eat, parts of Tim McLean's flesh. He also appeared to lick blood from his fingers and hands. Mr. Li also continued to carry Tim McLean's internal organs and various body parts throughout the bus, later returning to bag them in white plastic garbage bags. He also carried the head of Tim McLean from time to time. Mr. Li generally had the knife, and sometimes the knife and scissors, in his hands.
22. RCMP officers observed Mr. Li to become increasingly agitated as he stayed on the bus. From time to time he attempted to exit the bus through the passenger door, but was unable to do so. He also may have stated words to the effect of "please let me out". Mr. Li was yelling from time to time, but his words were unintelligible. During the periods of agitation, he continued to return to the body of Tim McLean and continued to mutilate the body. He also dragged the body of Tim McLean part way up the aisle of the bus, and aggressively attempted to sever the right foot from the body.
23. At approximately 1:20 AM on 31 July 2008, Mr. Li broke opened a window on the bus, threw out some personal belongings, a knife (believed to be the knife involved in this incident) and a pair of scissors (also believed to be used in this incident). He then jumped out of the bus, head first, landing on top of the knife. RCMP members immediately tried to apprehend him. He was struggling, screaming, and refused to surrender his hands. Police stunned him with a taser on several occasions before he surrendered his hands and could be hand-cuffed and taken to a police vehicle. Found in Mr. Li's pants pocket was a plastic bag containing Tim McLean's ear, nose, and tongue.
24. Mr. Li was formally, arrested, chartered and warned. His responses were appropriate and polite. He was transported to the RCMP detachment in Portage la Prairie. He declined to contact counsel. He indicated that he had changed his name to Vince Day.
25. Cst. Bedard of the RCMP, while seizing exhibits from Mr. Li, after his apprehension, noted blood smeared across the face of Mr. Li.

26. Mr. Li was taken to the Portage General Hospital for treatment regarding a gash on his right hand and a cut to his head behind his right ear. The treating physician advised that the cuts were caused by a knife, and sutured both cuts. While he was at the hospital, Mr. Li stated "I'm sorry" a number of times, but would not explain what he was sorry for.
27. At 6:15 in the evening of 31 July 2008, after Mr. Li had been fed, medically treated, given clean clothing and given an opportunity to rest, RCMP officers attempted to take a statement from him. He did nod his head from time to time, suggesting that he was able to understand the conversation, and used the words "yes", "no" and "I understand". He again declined the right to counsel. On more than one occasion, Mr. Li stated "I'm guilty, please kill me."
28. A variety of Tim McLean's body parts and organs were found throughout the bus. Most had been placed in white plastic garbage bags. Attached as Appendix 8 is a diagram of the interior of the bus, showing the location of the body plus the various bags of body parts, once police were able to enter the bus. Included is an excerpt of Cpl. Kauk's key to the location of various items noted on the diagram.
29. Cpl. Kauk of the RCMP Forensic Identification Unit described what he saw on entering the bus, in his continuation report. An excerpt is attached as Appendix 9.
30. The bus, and all personal items on the bus, was thoroughly searched by members of the RCMP Forensic Identification Unit, to ensure that all body parts and fluids were recovered, and that no contaminated articles were returned to any person.
31. Recovered outside the bus was a buck knife with a black handle and 4 inch blade (being the knife that Mr. Li threw off the bus before jumping out). The tip of the blade was located in the skull of Tim McLean in the forehead area just above the inner aspect of the right eyebrow. A scale photo of the knife is attached as Appendix 10. Appendix 11 is a scale photo of the scissors, also located outside the bus.
32. The Autopsy reveals that the cause of death of Tim McLean was multiple stab wounds. Numerous stab wounds were noted to the back and chest (including puncture wounds resulting in fractures to ribs and puncture wounds to the lungs), as well as to the arms, hands and legs, including numerous defensive wounds. The body of Tim McLean showed evidence of damage in excess of 100 areas, ranging from abrasions to a large gaping wound of the chest. Documented were:
  - a. in excess of 23 slash wounds to the face;
  - b. the nose, ears, and tongue had been removed, and were recovered from 2 different locations;
  - c. the eyes were missing and not recovered;
  - d. multiple sharp force wounds to the larynx and trachea;
  - e. 4 stab and 4 slash wounds to the chest;
  - f. 11 stab and in excess of 6 slash wounds, plus an area of abrasions apparently caused by a serrated knife, to the back;
  - g. 3 stab, 4 slash and 7 abrasion wounds to the legs;
  - h. a circumferential wound around the right ankle with notching of the underlying bone (apparently an attempt to cut off the foot);
  - i. 9 stab, 32 slash, and 7 abrasion wounds to the arms;

- j. 6 slash wounds to the hands (most of which were deep with severe underlying damage) plus 5 abrasions;
  - k. a large gaping wound to the chest, with the underlying organs removed from the body;
  - l. the internal organs were recovered, in plastic bags, in 4 separate areas of the bus;
  - m. the stab wounds to the back and chest areas resulted in fractured ribs and punctured lungs;
  - n. the portion of the heart that was recovered showed evidence of multiple ragged wounds, parts were missing, and the damage was too severe to determine if there were any stab wounds;
  - o. the head had been severed from the body;
  - p. parts of Tim McLean's body were located at 6 different locations on the bus, plus in the pocket of Mr. Li.
33. Dr. Littman, the pathologist, estimates that one third of the heart of Tim McLean was never recovered and it is presumed that Mr. Li ate it. Further, Tim McLean's eyes were never recovered, and also are presumed to have been eaten. Mr. Li denies eating the flesh of Tim McLean.
34. On 06 August 2008, Mr. Li appeared in Portage la Prairie Provincial Court. At the request of the Crown Attorney, Judge Michel Chartier ordered an assessment of the mental condition of Mr. Li, to address both the issues of fitness to stand trial and criminal responsibility. Mr. Li co-operated with this order of the Court.
35. Upon being found fit to stand trial, Mr. Li waived his right to a preliminary inquiry.