



**Report to the Minister of Justice  
and Solicitor General  
Public Fatality Inquiry**

*Fatality Inquiries Act*

WHEREAS a Public Inquiry was held at the \_\_\_\_\_ Provincial Court  
in the \_\_\_\_\_ City \_\_\_\_\_ of \_\_\_\_\_ Medicine Hat \_\_\_\_\_, in the Province of Alberta,  
(City, Town or Village) (Name of City, Town, Village)  
on the \_\_\_\_\_ 13 \_\_\_\_\_ day of \_\_\_\_\_ September \_\_\_\_\_, \_\_\_\_\_ 2021 \_\_\_\_\_, (and by adjournment  
year  
on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_),  
year  
before \_\_\_\_\_ Gregory S. Maxwell \_\_\_\_\_, a Provincial Court Judge,  
into the death of \_\_\_\_\_ Joshua Im Kim \_\_\_\_\_  
(Name in Full) (Age)  
of \_\_\_\_\_ 666 – 5<sup>th</sup> Street S.W. Medicine Hat, Alberta \_\_\_\_\_ and the following findings were made:  
(Residence)

**Date and Time of Death:** \_\_\_\_\_ February 17, 2017 @ 5:15 am \_\_\_\_\_

**Place:** \_\_\_\_\_ 666 – 5<sup>th</sup> Street S.W. Medicine Hat, Alberta \_\_\_\_\_

**Medical Cause of Death:**

("cause of death" means the medical cause of death according to the International Statistical Classification of Diseases, Injuries and Causes of Death as last revised by the International Conference assembled for that purpose and published by the World Health Organization – *Fatality Inquiries Act*, Section 1(d)).

Accidental traumatic asphyxiation due to neck compression associated with wedging.

**Manner of Death:**

("manner of death" means the mode or method of death whether natural, homicidal, suicidal, accidental, unclassifiable or undeterminable – *Fatality Inquiries Act*, Section 1(h)).

Accidental

**Circumstances under which Death occurred:**

Joshua suffered from Lesch-Nyhan Syndrome which is a neurological disorder that resulted in him suffering with quadriplegia, intellectual disability, severe communication impairment, involuntary spasticity and self-injurious behaviors. In the early morning hours (approximately 4:30 am) when his mother checked on him, Joshua was wedged between the wall and his bed and was unresponsive. Although equipped with a specialized bed with rails, he had wedged himself between the wall and his bed near the head of the bed, where there were no rails. He did not have the ability to extricate himself or to call for help.

**Recommendations for the prevention of similar deaths:**

There were no issues raised in this very unique inquiry and there are no recommendations made to prevent similar deaths.

DATED September 20, 2021,

*Original Signed*

at Lethbridge, Alberta.

  
A Judge of the Provincial Court of Alberta