

VICTORIAN GOVERNMENT SOLICITOR'S OFFICE
RECORD OF ATTENDANCE / FILE NOTE

FILE 1119460 Date 21/9/2011

TT	TF
AT	AO

Author GJE

Conference 21/9/11 per agenda Time 1430

GM Item 2 - Mo

KB F issue - Informer & liar

- all issues to credit

GM. Subpoenas

Responses

Affidavits

Smith evidence

Date
 under chgs.

MF - Discussion of Vic Pol. areas with relevant docs.

EM - First contact with it - what / who / when

FM - Cir process - chronology

MF - Fin - "potential" issues

GM - Discussion to be had sans pros.

Sandy White-O

- Great pain to ensure VP never obtains info on people it represented.

FM - F agrees with that.

Driver / Petra - Under bonus subpoena.

Disclosure - all assessed

- not harmful.

CPD / Hargreaves negotiations are relevant.

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(2)

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GM - BB views on undertaking
 - approve.

KB - Discussion on letter to release
 Honeyeater from undertaking
 ⇒ KB has precedent
 document.

SID Ex CPT

FM - Risk assessment

- ① F personal safety
- ② Info provided

GM ③ Info on people who was
 acting for.

MF - + Financial risk (civil lit)

Re ① - Self harm

- Current status

- Potential ID as source.

BB - Isolate F as witness - public
 interest to proceed

- XX on potential source

⇒ shouldn't proceed.

ACC Prosecution & Subpoena Issues
Wednesday 21 September 2011 at 2:30pm
 Gerard Maguire's Chambers - Henry Winneke Chambers, Level 22,
 535 Bourke Street, Melbourne

AGENDA

1. Attendees:
 - Detective Inspector Mick Frewen, Taskforce Driver
 - Detective Senior Sergeant Boris Buick, Taskforce Driver
 - Inspector Steve Waddell, Taskforce Briars
 - Sandy White-O
 - Greg Elms, VGSO
 - Louise Jarrett, VGSO
 - Finlay McRae, Director Legal Services
 - A/Inspector Andy Bona, Legal Services
 - Krista Breckweg, CDPP
 - Gerard Maguire of counsel

2. Status of subpoena - Has it been issued? If so, what is its scope? If not, likely scope. *N/O*

3. Location of material falling within the anticipated or actual scope of the subpoena - Have all Victoria Police work units been approached and all locations of documents identified? (Andy Bona and Mick Frewen). Sources identified to date include -
 - ▲ Civil litigation;
 - ▲ Dirver Taskforce;
 - ▲ Petra Taskforce;
 - ▲ Briars Taskforce;
 - ▲ HSU;
 - ▲ Covert Support. *CCP*

Mediation agreement
Terms of settlement

4. Proposed procedure for counsel's review of documents.

5. Proposed release of Tony Hargreaves from undertaking not to use previously obtained subpoena material. Options: refuse release in relation to irrelevant material, or agree to release in relation to all of the documents. (Krista Breckweg and Boris Buick).
 - ▲ Details of subpoenas giving rise to the earlier production of documents.
 - ▲ Details of documents previously produced.

6. Identification of public interest immunity arguments / relevance arguments.

7. Witness management issues re: Witness F (Mick Frewen and Krista Breckweg).

Shaun
LeGrand/Users/VGSO
22/09/2011 11:05 AM

To Louise Jarrett/Users/VGSO
cc Greg Elms/Users/VGSO, Raymond Loh/Users/VGSO
bcc
Subject Driver suppression order

Printed not sent

Hi Louise

HIGHLY PROTECTED

When you have a chance, please obtain from Boris Buick a copy of the suppression order in the Dale proceeding. I gave some telephone advice this morning to Inspector Richard Read of the Media Unit this morning based which was based on the text of the order being read over the phone. The terms of the order read to me were to the effect that it is prohibited to make a report of the whole or any part of the proceeding and it is prohibited to report any information derived from the proceeding.

FYI: Boris had heard that The Australian's Cameron Stewart, Associate Editor is planning to run a story on the weekend to the effect that Gobbo will be a witness in an upcoming criminal proceeding against Dale and then informed Richard Read from the Media Unit to voice his concern about this having regard to security issues.

I advised Richard that from the breadth of the terms of the suppression order he had read to me, it is arguable that the proposed report by Stewart is a breach of the suppression order. As a consequence, Richard Read plans to call Stewart, tell him that Vic Pol considers such a report would breach the order and to not proceed with it and otherwise give notice to Vic Pol of any future plan to publish about the case.

My thinking is we should have the suppression order on hand as we may need to take any concerns to the presiding judge at short notice - if anything to perhaps tighten suppression and other security-oriented measures available to the court.

Out of interest, Stewart is the journalist who received the tip-off (allegedly from a Vic Pol member currently awaiting trial over the matter) in relation to the Holsworthy Army Base terror plot which The Australian published a couple of hours before arrest warrants were executed.

Regards

Shaun

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Shaun Le Grand
Assistant Victorian Government Solicitor
Victoria Police Branch

Victorian Government Solicitor's Office
637 Flinders Street, Docklands Vic 3008

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www.vgso.vic.gov.au

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Meeting w DPP & Vicpol _____ Author lej
 Time 2:30 - 3:00

- Subpoena has not been issued that we know.
- Wide scope - incl. such as settlement terms, anything to do with her contact with Vicpol.

- Relevance:-

Scope of her evidence - wasn't his lawyer
 intro tape.

Krista - does relevant to her engagement w Dale as lawyer

- Not any of this. (Gm)

Gm -

Krista - Serial liar, dobber

dobbed on clients

this will be there tactic

Arguing relevance & PII

Someone needs to swear affidavit re: holdings of Vicpol

GXE - Got Smith in box X-EXAM in Dale murder charge
 We will try to not let this happen but likely

* Copy of subpoenas
 Copy of responses
 Affidavits filed
 & evidence of Smith from
 Dale committal.

- Copies of all subpoenas in
 this matter

- All responses in this
 matter

Critical info - first contact with police - Drug Squad?

First contact with Sandy White-O

HCU has chronology - log. Gerard wants this.

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Contact w/ Sandy White-O extensive. Every day - 4/5 yrs up to 12
 Convers a day.

GM - Will log give major highlights? Sandy White-O - Yes.
 First doc GM needs to look at.

Will log say who ppl were being investigated &
 whether they were represented by F? KB - at least
 one.

⊗ Sandy White-O will get log for GM 60-70 pages. Detailed.
 GM seeing WitSec tomo 12pm.

VP went to great lengths to avoid knowing who she was
 acting for / to avoid her being deployed against
 anyone she was acting for.

Need HSU to provide:-
 classes -

Contact Report - critical. creates.

IR - passed on to investigators (sanitized).
 Log

Andy to provide classes of Civil Litⁿ documents

Steve Waddell:- Briars docs with Civil Litigation
 except LPP docs

Tech Support / Covert S / Chief's → Mick to make
 enquiries

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* Need formal mediation agreement.
 * Need terms of settlement.

Author _____

Time _____

Classes:-

Litigation docs (writ docs)

Driver/Petra- docs provided to TH in Lorus subpoena
 (murder charge - Dale).

22 volumes provided.

* Lim needs copy of subpoena

Not a lot relates to F

KB has looked at all docs - he should have all
 docs & then issue is relevance - ~~except for docs~~

He already has it & it is redacted of PII

Stuff at NH is by-the-by.

BB & FM - happy to release him from undertaking

FM concerned Docs have been distributed in past

release subject to him entering into new undertaking

* KB to provide tem

VHSO letter to Hargreaves