

*G. J. Maguire Memorandum of
Barrister Attendance*

To: **Mr Phillip Dodgson**
 Solicitor,
 Victoria Police Legal Advisers
 Victorian Government Solicitors Office

By E-mail

Cc:

Date: **3rd June 2012**

Subject: **DPP v ORMAN**

Dear Phillip,

I refer to my brief in this matter and note that the issues in relation to the subpoena issued on behalf of the defence have now gone over to the 3rd of September 2012. This is to allow the Office of the Chief Examiner to notify various persons that it is proposed that their evidence to the Chief Examiner be made available to counsel for the defence and to the prosecution.

Given the delay in the further hearing I have noted my fees to date in this matter as follows -

1. Tuesday, 6th March 2012 – Conference with ^{Hotham-O} Shaun Le Grand and Phillip Dodgson re subpoena response. Drawing and settling draft outline of response – 4 hours;
2. Wednesday, 7th March 2012 – Conference with Tony Hupfeld, ^{Hotham-O} Shaun Le Grand and Phillip Dodgson re subpoena response. Drawing and settling revised summary outline of response. – 5 hours;
3. Thursday, 8th March 2012 – Telephone conference with ^{Hotham-O} and Shaun Le Grand. Consideration of documents provided to Magistrate in response to

- committal subpoena re Orman. Drawing and settling revised summary outline of response in relation to 3 subpoenas – 6 hours;
4. Friday, 9th March 2012 – Reading and preparation. Email communications with ^{Hotham-O} Boris Buick and Tony Hupfeld and telephone discussions with Boris Buick and Tony Hupfeld. Preparation of draft affidavits in support of public interest immunity claims – 3 hours;
 5. Sunday, 11th March 2012 - Reading and preparation. Email communications with Tony Hupfeld. Drawing and settling draft affidavits in support of public interest immunity claims – 5 hours;
 6. Monday, 12th March 2012 - Reading and preparation. Conference re draft affidavits and disclosure issues – 2 hours;
 7. Tuesday, 13th March 2012 - Reading and preparation. Drawing and settling revised open and confidential affidavits in support of public interest immunity claims. Telephone conferences with Tony Hupfeld. Drawing and settling outline of submission – 2 hours;
 8. Wednesday, 14th March 2012 - Reading and preparation. Drawing and settling revised open and confidential affidavits in support of public interest immunity claims. Telephone conferences with Tony Hupfeld. Drawing and settling outline of submission. Conference with Stephen Shirrefs to narrow privilege issues. Telephone conferences with Phillip Dodgson re conference and follow-up – 6 hours;
 9. Thursday, 15th March 2012 – Supreme Court – Appearance Coghlan J. - \$2,500.00;
 10. Friday, 16th March 2012 – Reading and preparation. Conference with Stephen Shirrefs re subpoena response and privilege claims. Telephone conferences with Phillip Dodgson in relation to the same and Office of Chief Examiner issues – 2 hours;
 11. Tuesday, 20th March 2012 – Reading and preparation. Drawing and settling draft affidavit for Jenny Pavlou of the Office of Chief Examiner re production of transcripts of witness examinations – 2 hours;

12. Thursday, 22nd March 2012 – Supreme Court – Appearance Coghlan J. - \$2,500.00;
13. Wednesday, 4th April 2012 – Supreme Court – Appearance Coghlan J. - \$2,500.00;
14. Monday, 16th April 2012 – Supreme Court – Appearance Curtain J. - \$2,500.00;
15. Tuesday, 17th and Wednesday 18th April 2012 - Reading and preparation. Conference with Stephen Shirrefs to narrow privilege issues. Telephone conferences with Phillip Dodgson re conference and follow-up. Telephone conference with Tony Hupfeld re subpoena response and the provision of documents and other materials. Follow up emails and responses – 3 hours;
16. Wednesday, 25th April 2012 – Reading and preparation. Analysis of Information Reports subject of Public Interest Immunity and relevance claims. Conference at Crime Department with Tony Hupfeld and subsequent email communications – 5 hours;
17. Thursday, 26th April 2012 – Reading and preparation. Analysis of Information Reports subject of Public Interest Immunity and relevance claims. Telephone conference with Tony Hupfeld and subsequent email communications – 10 hours;
18. Friday, 27th April 2012 – Reading and preparation. Analysis of Information Reports subject of Public Interest Immunity and relevance claims. Telephone conferences with Tony Hupfeld and Stephen Sheriffs and subsequent email communications – 5 hours;
19. Tuesday, 8th May 2012 – Supreme Court – Appearance Curtain J. - \$2,500.00;
20. Monday, 14th and Tuesday 15th May 2012 – Reading and preparation. Conference at Crime Department with Tony Hupfeld re information reports proposed to be released by Justice Curtain. Telephone conferences with ^{Graham Ev} Graham Evans and Jenny Pavlou. Email communications with Jenny Pavlou and Tony Hupfeld – 5 hours;

21. Wednesday, 16th May 2012 - Reading and preparation. Telephone conferences with Tony Hupfeld. Email communications with Jenny Pavlou, Tony Hupfeld and Phillip Dodgson. Drawing and settling draft letter for the Court on release of Office of Chief Examiner transcripts. Collection of revised Information Reports folder for production to the Court – 5 hours;
22. Thursday, 17th May 2012 - Reading and preparation. Telephone conferences with ^{Graham Evans-O} Email communications with Jenny Pavlou and ^{Graham Evans-O} Drawing and settling draft affidavit in relation to IR 100. Drawing and settling draft letter for the Court on release of Office of Chief Examiner transcripts – 5 hours;
23. Friday, 18th May 2012 – Supreme Court – Appearance Curtain J. - \$2,500.00;
24. Wednesday, 23rd and Thursday, 24th May 2012 - Reading and preparation. Analysis of edited transcripts of witnesses before the Office of Chief Examiner which were proposed to be released. Telephone conference with Tony Hupfeld – 3 hours;
25. Monday, 28th May 2012 - Reading and preparation. Analysis of edited transcripts in relation to Office of Chief Examiner examinations. Revision of table of witness and their availability. Telephone conference with Boris Buick. Electronic communications with Boris Buick with revised documents – 5 hours;
26. Tuesday, 29th May 2012 – Supreme Court – Appearance Curtain J. - \$2,500.00;
27. Friday, 1st to Tuesday, 5th June 2012 - Reading and preparation. Telephone conferences with Jenny Pavlou and Damien Maguire. Revision of draft letter from the Office of Chief Examiner. Emails to the Court and parties re same – 1 hour;
28. Wednesday 13th and Thursday, 14th June 2012 - Reading and preparation. Telephone conferences with Stephen Shirrefs, Lee Rasticojovic, Jenny Pavlou and Phillip Dodgson. Email communications with Jenny Pavlou, Boris Buick and Phillip Dodgson – 2 hours;
29. Friday, 15th June 2012 – Supreme Court – Appearance Curtain J. - \$2,500.00;

I note a total of 86 hours document preparation, conferences and other work in relation to this matter as set out above. This has been charged at the rate of \$250.00 per hour and totals \$21,500.00. I also note 7 appearances in the matter at \$2,500.00 per appearance being a total of \$17,500.00. The total of fees incurred is thus \$38,00.00. These fees have been calculated in accordance with my brief and are inclusive of GST. A copy of this memo will accompany my Clerk's fee slip.

Please contact me if there are any issues which arise.

Yours faithfully.


Gerard J. Maguire.