

Chronology of RCMPI dealings with Ms Gobbo and her legal representatives

Summary

This chronology summarises the correspondence between RCMPI and GOBBO's legal representatives (Minter Ellison and Counsel Assisting, Rishi Nathwani) regarding Ms Gobbo's statement, her ability and availability to give evidence, the Notices to Produce and Notices to Attend that RCMPI has served and confirming that the State will fund GOBBO's legal costs relating to this Commission.

Please note that RCMPI refers to Holding Redlich; Solicitors Assisting.

Chronology

Date of correspondence	Correspondence between:	Type of correspondence	Brief summary of content
6 February 2019	RCMPI to Minter Ellison	Letter	Advising: <ul style="list-style-type: none"> RCMPI will serve a Notice to Attend (NTA) on GOBBO Requesting: <ul style="list-style-type: none"> GOBBO to provide Commission with a report from current treating psychologist/psychiatrist that opines on <ul style="list-style-type: none"> GOBBO's current capacity to give evidence; and GOBBO's current capacity to provide meaningful instructions in response to written questions by RCMPI
6 February 2019	Minter Ellison to RCMPI	Email	Requesting: <ul style="list-style-type: none"> Costs regarding Minter Ellison acting on behalf of GOBBO to be funded by the RCMPI
14 February 2019	RCMPI to Minter Ellison	Email	Advising: <ul style="list-style-type: none"> Will provide written confirmation regarding funding for GOBBO's legal representation as soon as it is to hand Requesting: <ul style="list-style-type: none"> Copy of medical reports relating to GOBBO

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			<ul style="list-style-type: none"> • Make enquiries about arrangements necessary to facilitate a meeting between members of RCMPI legal team and GOBBO
19 February 2019	RCMPI to Minter Ellison	Email	Advising: <ul style="list-style-type: none"> • State will meet Minter Ellison's reasonable legal costs and disbursements to be charged at a government rate
26 February 2019	RCMPI to Ms Gobbo (Minter Ellison)	Notice to Attend (NTA-56)	Requesting: <ul style="list-style-type: none"> • Serving NTA-56 to give evidence at the Commission 10:00am on 12 March 2019
27 February 2019	RCMPI to Ms Gobbo (Minter Ellison)	Letter	Requesting: <ul style="list-style-type: none"> • To consider topics in preparation for attendance on 12 March 2019; and • Written response/statement by 4:00pm on 8 March 2019
28 February 2019	RCMPI to Minter Ellison	Letter	Regarding: <ul style="list-style-type: none"> • Arrangements for attending on 12 March 2019 • Preparation of written statement by 8 March 2019
1 March 2019	Minter Ellison to RCMPI	Letter	Regarding: <ul style="list-style-type: none"> • Arrangements for attending on 12 March 2019 • Preparation of written statement by 8 March 2019
7 March 2019	RCMPI to Minter Ellison	Letter	Requesting: <ul style="list-style-type: none"> • Medical reports from GOBBO's medical practitioners, evidencing her current psychological, psychiatric and physical problems making her unfit to give evidence
8 March 2019	RCMPI to Minter Ellison	Email enclosing letter/Notice to Attend and Produce Documents (Notice to	Requesting: <ul style="list-style-type: none"> • Attendance and Production of Documents to RCMPI returnable on 19 March 2019 at 10:00AM; and • Client's written response or statement to 27.02.19 letter by 15 March 2019

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		Produce (NTP)-80)	
15 March 2019	RCMPI to Minter Ellison	Email	Refer to NTP-80 Requesting: <ul style="list-style-type: none"> • Written response today advising what is happening on 19 March 2019
15 March 2019	Minter Ellison to RCMPI	Email enclosing letter	Advising: <ul style="list-style-type: none"> • Client unable to give evidence on Tuesday • GOBBO [REDACTED] is in poor physical and mental health for which she is being medicated • Attaching psychologist reports received through [REDACTED] • GOBBO seeking further psychologist and pain specialist reports • Offer to set up teleconference between GOBBO and RCMPI on 20 March 2019
18 March 2019	N/A	N/A	RCMPI's Director of Investigations attended GOBBO's residence to remove a number of electronic and hard copy items
18 March 2019	Minter Ellison to RCMPI	Email	Following up on 15 March 2019 letter Requesting: <ul style="list-style-type: none"> • If proceeding on Wednesday, requests to start earlier than suggested – at 10am
18 March 2019	RCMPI to Minter Ellison	Email enclosing letter	Advising: <ul style="list-style-type: none"> • At this time, the RCMPI accepts that GOBBO currently has a reasonable excuse for failing to comply with the Notice to Attend on 19 March 2019. • RCMPI remains keen to speak to GOBBO and welcomes opportunity to have teleconference on 20 March 2019 as suggested in 18 March 2019 email

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			<ul style="list-style-type: none"> RCMPI intention to record the conversation between GOBBO and Commission staff on 20 March 2019 Commission hopes that GOBBO will be in position to provide assistance beyond initial telephone conference and to make arrangements for GOBBO to give evidence to the Commission by way of a private telephone hearing in the near future
19 March 2019	RCMPI to Minter Ellison	Email	Advising: <ul style="list-style-type: none"> Confirmation of 20 March 2019 conference with GOBBO and that a transcript will be taken
20 March 2019	Teleconference led by the Commissioner (The Honourable Margaret McMurdo AC) <u>Present:</u> Counsel Assisting: Mr C. Winneke QC, Mr A Woods, Ms M. Tittensor Solicitors Assisting: Mr H. Rapke Ms A. Tighe, Ms K. Hall. Ms. T Lingard Counsel for Nicola Gobbo: Mr R. Nathwani Minter Ellison: Mr R Murphy, Ms. L Scott. Ms Nicola GOBBO	Transcript	Teleconference started at 10:00AM Please refer to Document 47 in Ms Gobbo's materials being utilised by the Commission for full transcript.
25 March 2019	Minter Ellison to RCMPPI	Email	Providing: <ul style="list-style-type: none"> Application for leave to appear
1 April 2019	Minter Ellison to RCMPPI	Email enclosing letter	Requesting: <ul style="list-style-type: none"> Future hearings that legal representative of GOBBO be provided with the following material well in advance of each hearing day: <ul style="list-style-type: none"> Statements of all witnesses who are to be called to give evidence;

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			<ul style="list-style-type: none"> • All documents referred to by the relevant witnesses in their statements; and • All other documents (including ICRs, audio transcript, briefs of evidence, diaries and day books) which could reasonably be considered as relevant to Ms Gobbo's interests in relation to the subject matter of the evidence
2 April 2019	RCMPI to Minter Ellison	Email	Requesting: <ul style="list-style-type: none"> • Update about GOBBO's health and to enquire if there was anything the Commission could do to assist in that regard
3 April 2019	RCMPI to Minter Ellison	Email	Requesting: <ul style="list-style-type: none"> • Update regarding the likely timing of the provision of a statement from GOBBO relating to period 1997-2004
4 April 2019	Minter Ellison to RCMPI	Email	Advising: <ul style="list-style-type: none"> • [REDACTED] • Struggling to maintain physical and mental health • Requesting Commission's assistance with preparing first statement for GOBBO
4 April 2019	RCMPI to Minter Ellison	Email	Advising: <ul style="list-style-type: none"> • What the Commission is prepared to do to assist GOBBO in preparing a statement or in receiving comments on matters arising out of the hearings to date
7 April 2019	RCMPI to Minter Ellison	Email	Requesting: <ul style="list-style-type: none"> • Further teleconference discussion with GOBBO on 10 April 2019 in the morning regarding POPE, STRAWHORN, DE SANTO

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			and dealings with members of the Drug Squad in late 1990's/early 2000's
9 April 2019	Minter Ellison to RCMPI	Email	<p>Advising:</p> <ul style="list-style-type: none"> • Conference can be scheduled for 9am on 10 April 2019
11 April 2019	<p>Teleconference led by the Commissioner (The Honourable Margaret McMurdo AC)</p> <p><u>Present:</u></p> <p>Counsel Assisting: Mr C. Winneke QC, Mr A Woods, Ms M. Tittensor</p> <p>Solicitors Assisting: Mr H. Rapke Ms A. Tighe, Ms. K. Hall</p> <p>Counsel for Nicola Gobbo: Mr P. Collinson QC, Mr R. Nathwani</p> <p>Ms Nicola GOBBO</p>	Transcript	<p>Teleconference started at 9:00AM and ended at 1:00PM</p> <p>Please refer to Document 48 in Ms Gobbo's materials being utilised by the Commission for full transcript.</p>
11 April 2019	RCMPI to Minter Ellison	Email enclosing letter	<p>Referring to NTP-80</p> <p>Requesting:</p> <ul style="list-style-type: none"> • To produce 12 pocket diaries from 2002-2013, small spirax notebook, 1 black notebook, 2 Fee Books, Archive box containing black and red notebooks/other notebooks and archive box of loose documents and newspaper clippings and notebooks
12 April 2019	Minter Ellison to RCMPI	Email	<p>Providing:</p> <ul style="list-style-type: none"> • Update on certain categories of documents referred to in letter and in the NTP <ul style="list-style-type: none"> • Fee books • Court books – Commission to provide further guidance as to production • Documents extracted from laptop – to be provided to Commission by 18 April 2019 with final tranche by 26 April 2019

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			<ul style="list-style-type: none"> • Category 5 of the NTP – not prioritising this
15 April 2019	RCMPI to Minter Ellison	Email	<p>Requests:</p> <ul style="list-style-type: none"> • Commission amenable to discussing a suitable regime by which Commission staff members could attend at GOBBO's property to access material identified by RCMPI's Director of Investigations during his visit that may be responsive to the Commission's NTP
16 April 2019	Minter Ellison to RCMPI	Email	<p>Advising:</p> <ul style="list-style-type: none"> • GOBBO believes we are now in possession of all materials from her premises which are potentially responsive to the NTP
26 April 2019	Minter Ellison to RCMPI	Email	<p>Providing:</p> <ul style="list-style-type: none"> • Scans of certain pages of GOBBO's diaries
26 April 2019	RCMPI to Minter Ellison	Email	<p>Requesting:</p> <ul style="list-style-type: none"> • Summary relating to GOBBO's diary entries that have been prepared
3 May 2019	RCMPI to Minter Ellison	Email	<p>Advising:</p> <ul style="list-style-type: none"> • Commission continues to have concerns that materials responsive to NTP are still stored at GOBBO's premises • Commission may use its search and seizure powers pursuant to Inquiries Act • Whether GOBBO is agreeable to the Commission's RCMPI's Director of Investigations attending her premises with representative of your Firm for the purposes of undertaking further searches • Whether we will receive any further responsive materials on other electronic devices removed from her premises on 19 March 2019

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			<ul style="list-style-type: none"> Intends to serve NTA on her returnable on 26 August 2019 Commission will require sworn statement in advance of the hearing
3 May 2019	Minter Ellison to RCMPI	Email	<p>Advising:</p> <ul style="list-style-type: none"> GOBBO does not believe that there is any further material left at residence Happy to facilitate further visit by a Commission representative if Commission considers the visit necessary In order to extract material from phones, will cost approximately \$6,000 – asking whether Commission would absorb the costs of this
3 May 2019	RCMPI to Minter Ellison	Email	<p>Advising:</p> <ul style="list-style-type: none"> Confirming we wish to visit GOBBO’s premises again and providing rules of engagement Commission confirms it will absorb the cost of \$6,000 Asking for a timeframe for production of additional diary pages and other responsive hard copy documents
4 June 2019	RCMPI to Minter Ellison	Email enclosing letter	<p>Requesting:</p> <ul style="list-style-type: none"> By 4:00PM on 7 June 2019, you provide Commission with: <ul style="list-style-type: none"> Confirmation whether client seeks to cross examine Paul Dale The purpose of the cross examination Issues proposed to be canvassed in cross examination Questions proposed to be put to Dale in cross examination Copies of any documents to be put to Dale

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11 June 2019	RCMPI to Minter Ellison	Email	Requesting: <ul style="list-style-type: none"> Tentatively reserve a phone conference with GOBBO and legal team at 2:30pm tomorrow with any hearing that Nicola will be on Oath when speaking with the Commission
11 June 2019	Minter Ellison to RCMPI	Email	In response to above email – the proposal discussed was the teleconference being transcribed and then us doing a statement based on the transcript which would then be her sworn evidence
11 June 2019	RCMPI to Minter Ellison	Email	Requests: <ul style="list-style-type: none"> Commissioner keen to have confirmation on oath of what has been said in the two previous phone conference Process for teleconference on 12 June 2019 would resemble a deposition -type process
11 June 2019	Minter Ellison to RCMPI	Email	Advising: <ul style="list-style-type: none"> GOBBO cannot do tomorrow but can do later in the week
12 June 2019	RCMPI to Minter Ellison	Email	Providing: <ul style="list-style-type: none"> List of questions for GOBBO for her consideration prior to tomorrow's telephone conference scheduled for 1:30pm.
12 June 2019	Minter Ellison to RCMPI	Email	Requesting: <ul style="list-style-type: none"> To start at 2:00pm on 13 June 2019
12 June 2019	RCMPI to Minter Ellison	Email	Advising: <ul style="list-style-type: none"> Starting time for conference on 13 June 2019 changed to 1:45pm
13 June 2019	Teleconference led by the Commissioner (The Honourable Margaret McMurdo AC) <u>Present:</u> Counsel Assisting: Mr C. Winneke QC, Mr A Woods, Ms M. Tittensor Solicitors Assisting: Mr H. Rapke Ms A. Tighe, Ms. T Lingard	Transcript	Teleconference started at 1:30PM Please refer to Document 49 in Ms Gobbo's materials being utilised by the Commission for full transcript.

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	<p>Counsel for Nicola Gobbo: Mr P. Collinson QC, Mr R. Nathwani Minter Ellison: Mr R Murphy, Ms. L Scott, Ms E Young Ms Nicola GOBBO</p>		
14 June 2019	RCMPI to Minter Ellison	Email	<p>Providing:</p> <ul style="list-style-type: none"> • Transcript of conversation with GOBBO on 13 June 2019 <p>Requesting:</p> <ul style="list-style-type: none"> • Check accuracy of each transcript (20 March, 11 April and 13 June); and • Prepare statement which ideally be provided early next week
17 June 2019	Minter Ellison to RCMPI	Email	<p>Requesting:</p> <ul style="list-style-type: none"> • Word version of 11 April 2019 transcript
17 June 2019	RCMPI to Minter Ellison	Email	<p>Providing</p> <ul style="list-style-type: none"> • Word version of 11 April 2019 transcript as requested
17 June 2019	RCMPI to Minter Ellison	Email	<p>Requesting:</p> <ul style="list-style-type: none"> • Statement be provided by Wednesday or Thursday of this week
21 June 2019	Minter Ellison to RCMPI	Email	<p>Requesting:</p> <ul style="list-style-type: none"> • Tentatively schedule teleconference with GOBBO for 2 July 2019 due to Counsel's availability issues
25 June 2019	RCMPI to Minter Ellison	Email	<p>Requesting:</p> <ul style="list-style-type: none"> • Whether Minter Ellison team has now reviewed and is able to produce any relevant material that was stored on the electronic devices that were identified during most recent visit to GOBBO's home.
28 June 2019	RCMPI to Minter Ellison	Email attaching letter	<p>Providing:</p>

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			<ul style="list-style-type: none"> Response in relation to Minter Ellison's response regarding documents produced by GOBBO
28 June 2019	RCMPI to Minter Ellison	Email	Requesting: <ul style="list-style-type: none"> Update in terms of having prepared GOBBO's statement
28 June 2019	Minter Ellison to RCMPI	Email	Advising: <ul style="list-style-type: none"> Their Counsel will be working on first instalment of GOBBO's statement over the weekend dealing with Dale
1 July 2019	RCMPI to Minter Ellison	Email enclosing letter	Refer to Exhibit 260 – unsigned statement of GOBBO Requesting: <ul style="list-style-type: none"> Confirmation as to whether GOBBO relayed Mr Perry's alleged confession to Mr Iddles and Mr Waddell during the statement taking process in Bali Commission would be assisted if GOBBO provide an explanation of GOBBO's interaction with Mr Iddles and Mr Waddell's in Bali and the statement taking process
2 July 2019	RCMPI to Minter Ellison	Email attaching NTP-279	Providing: <ul style="list-style-type: none"> NTP-279 to produce documents by 10:00am on 9 July 2019
3 July 2019	RCMPI to Minter Ellison	Email	Requesting: <ul style="list-style-type: none"> Talk about getting a statement regarding the interaction of GOBBO with SDU handlers ideally by 22 July 2019; and Calling GOBBO to give evidence in September before Commission
8 July 2019	RCMPI to Minter Ellison	Email	Following up 3 July 2019 email requesting to talk about statement and GOBBO giving evidence
9 July 2019	Minter Ellison to RCMPI	Email enclosing draft statement	Providing: <ul style="list-style-type: none"> "work-in-progress: draft unsigned statement by GOBBO in respect of the DALE matters

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			(Please refer to Document 55 in Ms Gobbo's materials being utilised by the Commission for the statement)
12 July 2019	RCMPI to Minter Ellison	Email	Requesting: <ul style="list-style-type: none"> • Confirmation that GOBBO has access to her court books, diaries and fee books that have been produced to the Commission
12 July 2019	Minter Ellison to RCMPI	Email	Advising: <ul style="list-style-type: none"> • GOBBO has access to electronic copies of documents on USB keys but no physical copies • GOBBO finds task of working through draft statement and clicking in and out of the relevant documents challenging physically/logistically and psychologically
12 July 2019	RCMPI to Minter Ellison	Email	Advising the best way for GOBBO to give evidence would be via teleconference call and that sworn statements be provided to the Commission before this time so that it is clear what evidence she is going to be on oath about
16 July 2019	Minter Ellison to RCMPI	Email	Advising: <ul style="list-style-type: none"> • Confirms that process set out in 12 July 2019 email regarding GOBBO's evidence is acceptable • Process of drafting statements
17 July 2019	RCMPI to Minter Ellison	Email	In response to 16 July 2019 email: <ul style="list-style-type: none"> • Commission does not have the time to attend multiple conference calls with GOBBO, instead RCMPI will send detailed list of topics, events or persons it requires for GOBBO's evidence and a statement can be drafted from that

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			<ul style="list-style-type: none"> Advises that RCMPI will call GOBBO on 18 September 2019 and anticipate her to give evidence until 20 September 2019
20 August 2019	RCMPI to Minter Ellison and GOBBO Counsel (Mr Nathwani)	Email enclosing letter	Requesting: <ul style="list-style-type: none"> Statement to be provided by 4.00pm on 1 September 2019 Acknowledges receipt on 9 July 2019 of “work in progress” unsigned statement” Providing: <ul style="list-style-type: none"> List of questions for GOBBO in preparing statement
26 August 2019	RCMPI to GOBBO Counsel Assisting (Mr Nathwani)	Email	Requesting: <ul style="list-style-type: none"> Update on GOBBO’s statement regarding matters relevant to Dale Update on preparation of a statement answering the list of questions directed to GOBBO as set out in our letter dated 20 August 2019
26 August 2019	RCMPI to GOBBO Counsel Assisting (Mr Nathwani)	Email	Requesting: <ul style="list-style-type: none"> Confirmation as to the time periods GOBBO can be available to give evidence on 18-20 September Details of a phone conference facility to call into – ask that Minter Ellison advise of these details by return email Advising: <ul style="list-style-type: none"> RCMPI understands that GOBBO may be available for a limited period on each of the days she is required to attend
27 August 2019	GOBBO Counsel Assisting (Mr Nathwani) to RCMPI	Email	Advising: <ul style="list-style-type: none"> Currently seeking matters that need clarification from GOBBO prior to replying to RCMPI

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			<ul style="list-style-type: none"> Hoping to reply properly to 26 August 2019 emails by the end of the day
28 August 2019	GOBBO Counsel Assisting (Mr Nathwani) to RCMPI	Email	<p>Advising:</p> <ul style="list-style-type: none"> Process of obtaining details/instructions to be able to compile a statement from GOBBO is complex and lengthy. Major issue is GOBBO's capacity to engage with the process due to her declining physical and mental health GOBBO is currently under the care of a psychiatrist, psychologist and a pain specialist The proposal on 1 September for GOBBO to provide a statement is wholly unrealistic 18-20 September for GOBBO to give live evidence is also very unlikely to be achievable GOBBO will only be able to give evidence (if she is up to it) for a maximum of 2 hours a day <p>Requesting:</p> <ul style="list-style-type: none"> GOBBO's evidence be rescheduled to later in the year, towards the end of the evidence likely to be called
2 September 2019	RCMPI to Minter Ellison	Email attaching letter	<p>Requesting:</p> <ul style="list-style-type: none"> Medical reports indicating when GOBBO is likely to be able to give evidence at a Commission hearing Requests for these reports to be provided by 11 September 2019
3 September 2019	Counsel Assisting (Mr Nathwani) to RCMPI	Email	<p>Requesting:</p> <ul style="list-style-type: none"> Extension from Commissioner by a week for both deadlines 18 September for the medical reports and 20 September for the other deadline
3 September 2019	RCMPI to Counsel Assisting (Mr Nathwani)	Email	<p>Advising:</p>

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			<ul style="list-style-type: none"> • Commissioner has instructed RCMPI that she will allow GOBBO until 18 September to provide medical reports and 19 September for any application to be made • Matter to be mentioned for directions on 20 September 2019 if these documents are not received
11 September 2019	RCMPI to Minter Ellison	Email enclosing letter	Requesting: <ul style="list-style-type: none"> • Provide the Commission a copy of Exhibit 480 Provided: <ul style="list-style-type: none"> • List of questions for GOBBO to answer regarding Purana and a witness.
16 September 2019	Conversation between RCMPI and Minter Ellison	Phone call at 4:09pm	<ul style="list-style-type: none"> • Minter Ellison confirmed that a number of medical reports would be served upon us on 18 September 2019
19 September 2019	Minter Ellison to RCMPI	Email enclosing medical reports	Providing: <ul style="list-style-type: none"> • Six medical reports from GOBBO's medical treatment specialists (two psychologists, a psychiatrist and two specialists)
3 October 2019	Minter Ellison to RCMPI	Email enclosing medical reports	Providing: <ul style="list-style-type: none"> • Two further medical reports from GOBBO's medical treatment specialists (one psychologist and one specialist). • Two letters of instructions from Minter Ellison to GOBBO's medical treatment specialist requesting for them to provide further reports