

Peter Smith-O
STATEMENT OF:

This statement has been prepared as a result of a request for a 2nd statement to the Royal Commission into Informants.

Due to the large volume of material, I have not finished reading all the documents, nor listened to all the relevant audio recordings. Thus, this statement is incomplete.

Legal Professional Privilege

Whilst handling this Source, I was mindful of not seeking out and disseminating information which had been obtained from her clients regarding current criminal charges. I never endeavoured to ascertain any information that clearly was LPP. The Source was advised of this on several occasions. Intelligence that was supplied by this Source related to current and future crimes, which as I understand client legal privilege, does not apply in these cases.

In my contacts with the Source, there are many examples of the Source mentioning contact with clients of current cases during her regular daily duties. When this occurred, it was usually my practice to shut that topic of conversation down by asking ask no questions whatsoever regarding the client that had been mentioned, and/or change the subject to that of a more relevant topic. As a Source Handler, this was in fact a highly unusual practice to adopt. In all other cases, it was the role of the Handler to constantly ask questions and obtain as much information as possible on all subjects from Sources. This was not just for intelligence gathering purposes, but was also used as a means of assessing risks, identifying Source motivations and [REDACTED] This practice of deliberately not asking questions of Source did not occur with any other Source that I handled. In my experience, I am not aware of any other case where a Source was deliberately not asked questions.

Some examples of this are listed below:

ICR007

28/10/05 – 1907 Hrs

HS stated there was corruption in that (Drug Squad) brief. Referred to MEICHEL and others. Asked if HS prepared to talk about this corruption, stated no, not at this stage. HS stated that the material is privileged, and is hearsay upon hearsay.

Audio Recording

28/10/05 – 1907 Hrs

Controller "We don't want to know about Tony's defence, we want to know if ^{Solicitor 2} is about to commit an attempt to pervert . . ."

Audio recording

28/10/05 – 1907 Hrs

"We don't want to know anything about privilege

Audio Recording

28/10/05 - 1907 Hrs

"If you've got privilege issues, that's fine."

ICR015

04/01/06 - 1700 Hrs

HS was at Deer Park prison this morning, seeing a F 18 yr old client re assault matter. No questions re this.

ICR016

24/01/06 - 2045 Hrs

Going to Loddon Prison to see TM's co-accused – No questions asked.

1806 –

Again mentions seeing TM's co-accused (name not mentioned) – No questions re this.

27/01/06 – 1855 Hrs

KARAM not going to Sydney until late tonight or tomorrow, he came to talk re case summary – No questions re this

ICR018

17/02/06 – 1620 Hrs

Advise is seeing MOKBEL statements for trial – no details and no Q's from Handlers

ICR017

30/01/06 – 0839 Hrs

Nick IBRAHIM's case starts today – NIL Q's

ICR017

30/01/06 – 1750 Hrs

HS spent all day with Con HELIOTIS and Tony MOKBEL re upcoming case. NO Q's
Sick of Tony MOKBEL wants him out of his life

ICR017

31/1/06 – 0846 Hrs

Phone HS – with a client will phone back – No questions re who this was.

ICR017

07/02/06 - 1815 Hrs

Tony MOKBEL's trial – started legal arguments. No questions re this (nor in the days following)

ICR017

09/02/06 – 1231 Hrs

Nil news, HS is between Courts and clients, will ring back later - No questions re this.

ICR018

17/2/06 - 1620 Hrs

Advise is seeing MOKBEL statements for trial – no details and no questions from Handlers

Audio Recording

05/04/06 – 2008 Hrs

HS "His solicitor rings me, and probably this is all privileged." Handler "We don't want to know."

ICR024

11/04/06 – 1327 Hrs

HS is reading a current brief which mentions a MOPF Mick HUGHES, HS N/K if same one as mentioned by Dave WATERS. HS admits enjoying dissecting briefs and comparing member's notes where different areas are blacked out – HS will cross exam this Mick HUGHES if opportunity arises out of curiosity. No questions re this.

Audio Recording

20/04/06 – 1900 Hrs

HS talking about BAYEH "information from what he told me that I'm not going to tell you" ie: because of LPP.

ICR032

24/05/06 – 1615 Hrs

HS going to secret hearings at County Court – no details given & no questions asked

ICR039

31/07/06 – 1855 Hrs

Tomorrow HS has 2 x Bail Apps for Viet heroin dealers, probably on Wednesday will go to SPU to read summaries for client CRAWFORD (murder) – No questions re this.

ICR048

09/10/06 – 1742 Hrs

3838 stated that she had finished at court (BUGEJA) and has missed a dentist appointment due to the late finish of court – No questions re BUGEJA.

ICR049

18/10/06 -0851 Hrs

Heidelberg Magistrates Court. Bail Application – Nadine OZZAME, co-offender of Charlie ATTALLAH, Organised Crime Squad investigation – No questions re this.

ICR051

25/10/06 – 0742 Hrs

Faruk was discussing with 3838 his defence and actually meet with co-accused on the previous night – Nil details asked or obtained re this.

ICR069

08/03/07 – 1057 Hrs

3838 is going to be involved in a big committal for the next couple of weeks – general conversation regarding same – No details obtained

ICR118

09/01/08 - 1335 Hrs

Had bail app – No questions re who involved etc.

ICR119

16/01/08 – 2036 Hrs

[REDACTED] Won't be
taking phone there. No questions re this.

ICR119

17/01/08 – 1553 Hrs

Didn't stay for FEZOLLARI evidence - No questions re this.

OPI matter tomorrow – No questions re this.

ICR119

17/01/08 – 1643 Hrs

Computer man (ANDRIC) asking for advice b/c Police at his door, Police want to seize computers - he is a friend of HIGGS – No questions re this.

ICR119

22/01/08 – 1627 Hrs

New client of HS is Frank PRIMERANO - conspiracy to traffick – No questions re this.

ICR027 (2958)

08/07/08 – 0833 Hrs

Advising that is seeing a client now then in Court, will ring back later – No questions re this.

ICR027 (2958)

08/07/08 – 1958 Hrs

Going to Broadmeadows Court tomorrow – No questions re this.

ICR043 (2958)

14/10/08 – 1735 Hrs

HS likely to be acting for Theo THEOPHONOUS re current rape allegation in media – No questions re this.

ICR043 (2958)

20/10/08 – 1625 Hrs

Has Moorabbin Court tomorrow – No questions re this.

ICR043 (2958)

20/10/08 – 1625 Hrs

Talking about client [REDACTED] signing a statement for ESD about a MOPF trafficking drugs and [REDACTED] – No questions re this.

ICR046 (2958)

12/11/08 – 0838 Hrs

HS adjourning a PURANA matter today – HS client is Graeme SMITH – No questions re this.

ICR046 (2958)
12/11/08 - 1413 Hrs
Has Ringwood Court tomorrow - No questions re this.

ICR047 (2958)
21/11/08 - 2205 Hrs
HS direct to Geelong Court tomorrow for drug matter - OUEIDA was this bloke's supplier and he (OUEIDA) may be there - No questions re this.

ICR047 (2958)
01/12/08 - 1455 Hrs
HS currently in County Court HS (unnamed) client today admitted offence (murder). Asian gang related, members of gang have been harassing HS in Court - told to get Informant or PSO 's to escort HS to office or away from Court precincts - Advice re HS safety only, no further questions re this.

CURRENT AND FUTURE CRIMINALITY

As I saw it, the role of SDU handlers was to obtain intelligence on current and future crimes and, if appropriate safety concerns were met, then pass this information on in such a way that the information could not be attributed to having originated from the Source. The vast majority of intelligence obtained from this Source fell into this category.

It has been claimed that, in some cases, these people were clients of the Source, and that therefore the information was subject to Legal Professional Privilege (LPP). My understanding of LPP at the time I was handling the Source, was that even if a person was charged with offences, (and most were in fact not clients) planning, preparation and discussion of current and future criminality was not subject to LPP.

Examples of this are:

ICR002
21/09/05 - 1840 Hrs
NAVARROLI is a money (laundering) man for Tony MOKBEL

ICR003
26/0905 - 1840 Hrs
[REDACTED] said that he [REDACTED] [REDACTED] has said that [REDACTED] is MOKBEL's [REDACTED]

ICR007
28/10/05 - 1907 Hrs
Solicitor 2 [REDACTED] is going to make a statement about this (false MOKBEL defence) and create notes to corroborate the conversation. HS believes that she has gone down to Barwon Prison to pervert the course of justice re this. Solicitor 2 asked HS to find out from MOKBEL when he wants her to say that conversation happened. HS told Solicitor 2 [REDACTED] that she was mad and that HS would not do this

ICR015

04/01/06 – 1700 Hrs

[REDACTED] has finished "doing his thing" [REDACTED] and was out collecting money last night, and after meeting with HS yesterday 03/01/06 was going to see [REDACTED] to collect money.

ICR015

12/01/06 – 0920 Hrs

On [REDACTED], [REDACTED] went twice to [REDACTED] to give [REDACTED] money, a total of [REDACTED]

ICR015

12/1/06 – 1920 Hrs

KARAM wants some place to use for a few hours every day. Possibly to have relationships with other women. HS believes there is more to it and that some type of criminal activity will be occurring there. He wants . . . HS to organise it, he spoke to HS about this whilst they were having coffee several days ago.

ICR016

13/01/06 - 1805 Hrs

Last night HS forgot to mention [REDACTED] he is a recipient of [REDACTED] from [REDACTED], and he is doing very well financially, HS has heard this from [REDACTED] and [REDACTED]

ICR016

18/01/06 – 2230 Hrs

KARAM admits having 1000's of kg MDMA, asking HS to be put in touch with people to get rid of it from him, also "don't tell Horthy."

Re KARAM's discussion yesterday about having large amounts MDMA, HS says he has never previously spoken so openly to HS re these types of things. HS opinion is that KARAM was telling the truth, and he is in possession of extremely large amounts of powder

Re last night KARAM stated that "stuff is here, but I can't collect my share of the money". The gear is MDMA powder. He stated that some of the gear was off loaded in Adelaide and Sydney, but KARAM is still waiting for money. Clarification of amounts spoken of, KARAM said he said he had access to 100's of 1,000's of kilos, that it was worth \$100,000 per kilogram, that 7,000 to 11,000 pills can be made from one kilogram of powder.

ICR016

24/01/06 – 1821 Hrs

KARAM again asking HS to get rid of MDMA for him, still has it in his possession
KARAM – "There is a container on the way."

ICR016

25/01/06 – 1816 Hrs

Again, KARAM wanting apartment, and again re getting rid of MDMA

ICR016

27/01/06 – 1855 Hrs

KARAM left at 1630-1645, was going to collect money, N/K where.

ICR017

30/01/06 – 1750 Hrs

[REDACTED] - [REDACTED] is putting a lot of pressure on him [REDACTED]

ICR017

04/02/06 – 1418 Hrs

[REDACTED] looking to get hold of [REDACTED]

ICR023

19/03/06 – 1552 Hrs

[REDACTED] just left. He has seen [REDACTED] [REDACTED] intends to be "hands off" any gear this time, HS believes that this is in relation to [REDACTED]

ICR023

20/03/06 – 0923 Hrs

KARAM advises HS that [REDACTED] is [REDACTED]

ICR023

21/03/06 – 0736 Hrs

HS met with [REDACTED] last night after meeting with DSU. He was going home for a sleep then will be going to do another [REDACTED] He is currently doing a [REDACTED]

ICR023

21/03/06 – 0853 Hrs

[REDACTED] is doing the [REDACTED] version that uses [REDACTED]. When this is put into powder form, [REDACTED] will pass it on to [REDACTED] to [REDACTED] although [REDACTED] will be hands off, the [REDACTED] [REDACTED] is going [REDACTED] and will be out to [REDACTED] tomorrow,

ICR024

28/3/06 – 1740 Hrs

KARAM says [REDACTED] expected to be [REDACTED] by the end of the week.

KARAM asking for number for George LIPP b/c Fred D'AMICO wants LIPP to cook [REDACTED]

ICR024

29/03/06 – 2250 Hrs

[REDACTED] going back [REDACTED]

ICR025

07/04/06 – 1247 Hrs

[REDACTED] - [REDACTED], meeting w [REDACTED] to [REDACTED]

ICR025

08/04/06 – 2105 Hrs

[REDACTED] tomorrow night

ICR025

09/04/06 – 1050 Hrs

[REDACTED] tonight

ICR025

10/04/06 - 0931 Hrs

KARAM asking if HS heard anything re a container intercept/substitute by FedPol

ICR031

07/05/06 - 1413 Hrs

[REDACTED] heard from [REDACTED] that Tony MOKBEL has offered any amount of money to [REDACTED]

ICR031

08/05/06 – 0935 Hrs

[REDACTED] visited [REDACTED] in gaol, said [REDACTED] offered any amount to have [REDACTED]

ICR032

23/05/06 – 1446 Hrs

KARAM just left, was talking about having "stolen" a container on the weekend

ICR036

28/06/06 – 1523 Hrs

Horty MOKBEL and KARAM meeting re import, but without her knowledge ask HS as well as cover

ICR039

28/07/06 - 1920 Hrs

Horty is involved with Rob KARAM re a container of tobacco. KARAM told HS this. KARAM and Horty spoke at HS office. KARAM told HS that Horty was desperate for money. Wants to steer clear of him. Horty would make between \$500,000 and \$700,000 from the container of tobacco for his share. KARAM would make \$500,000 split three ways for his part in it

ICR046

18/09/06 - 0815 Hrs

KARAM spoke about Jake SIMMONS asking him to check up on a container. The container came from South America, to Melbourne, and is now at U/K premises in Seymour, it has 40 to 50 kilograms of cocaine in it.

ICR047

02/10/06 – 1352 Hrs

Info received from [REDACTED] about [REDACTED] – gen info re importing drugs from [REDACTED] & phone number

ICR047

03/10/06 – 0800 Hrs

Horty wants KARAM to arrange some sort of container, details N/K.

ICR048

12/10/06 – 1606 Hrs

3838 had a long conversation with Speedie. 3838 stated that he rang to discuss a number of legal issues. During the phone call Speedie revealed that he threatened to kill an unknown person. Speedie stated to 3838 that this male person contacted Speedie and told him not to deal with 3838 – the male person called 3838 a dog and said that she was a police informer.

ICR049

15/10/06 – 1437 Hrs

John HIGGS is spending time with Joe MANNELLA. HIGGS stated to 3838 that Joe MANNELLA's business recently received an injection of \$500,000. HIGGS said that his boys (sons) were now working for MANNELLA.

ICR052

05/11/06 – 1732 Hrs

Karl KHODER is meeting with KARAM and MANNELLA tonight at the Waterfront Restaurant to discuss fraudulent loans. KARAM wants to help Horty MOKBEL with importations and KHODER would like to get involved. Joe MANNELLA was openly speaking about drug trafficking and importations

ICR052

07/11/06 – 1811 Hrs

Rob KARAM is going to lend KHODER \$100,000 cash. In return KHODER will provide a cheque to KARAM which will in turn be provided to KARAM solicitor (A few days later decides not to do this)

ICR052

08/11/06 – 2236 Hrs

Horty and BAYER are searching for chemicals and cash desperately.

KARAM meet with a person from Italy today. This unidentified male was meeting with KARAM to arrange an importation of 1 tonne of Ecstasy.

KARAM was openly discussing importing drugs and the methods he uses.

ICR052

09/11/06 – 1813 Hrs

KARAM has stated that a friend of his, named Wally, is looking for a male named Mohammed KIA or similar. Wally is going to threaten or bash KIA relating to an assault trial next week, 3838 checked the court list and has been unable to identify who KARAM is talking about

ICR052

10/11/06 – 0813 Hrs

From KARAM - Horty and KARAM are planning to meet. Horty is in need of an importation urgently – desperate for money.

ICR069

06/03/07 – 1523 Hrs

KARAM and DAGHER are doing business together. They have discussed getting supplies of P2P and other chemicals – nothing specific. They also made reference to dealing with the eye – Michael BAYNI.

ICR070

13/03/07 – 1236 Hrs

KARAM believes that KHODER has another \$50,000 cash
KARAM was considering arranging for KHODER to be robbed carrying that large amount of cash. Horthy and KARAM are still discussing the importation of a container

ICR070

13/03/07 – 1659 Hrs

3838 claims KHODER is involved in a possible fraudulent transaction with Esanda to recover his repossessed Ferrari. KHODER was in possession of an ANZ bank cheque for the amount of \$1235.00 KHODER has told 3838 that he must pay Esanda the amount of \$12350 for the release of the Ferrari. KHODER has simply altered the amount on the cheque by adding a zero.

ICR070

14/03/07 – 2249 Hrs

3838 advised that the dinner had concluded, present was Jacques EL HAIGE – Horthy MOKBEL and Adriano CENDRON. Horthy has to deliver a Bill of Lading to KARAM this evening re a container being imported. Horthy is to meet KARAM at 11.30 pm at the GROVE to pass over the Bill of Lading. Jacques was dealing cocaine throughout the evening.

ICR070

15/03/07 – 1500 Hrs

3838 ran into KARAM today near her office, he was openly discussing a restricted chemical named 'Avasol', 3838 believes this product is a binding agent used in the manufacture of Ecstasy tablets. 3838 stated to KARAM that she was not interested in discussing things like this but KARAM continued to discuss.
Mohammed ATIYEH is currently punching out MDMA pills.

ICR070

17/03/07 – 1225 Hrs

KARAM has travelled to Sydney to arrange a container for Horthy. KARAM invited 3838 who has declined to go

ICR070

17/03/07 – 1225 Hrs

KHODER is in possession of \$30,000 cash
The source of this money is Andrew HADDARA.
KHODER solicitor name is Ali ??
The remaining \$7000 for the deposit of KHODERs Albert Road office had been funded by a fraudulent credit card supplied by HADDARA.

ICR071

19/03/07 – 1819 Hrs

KARAM needs to talk to Horthy – Rob reports that the importation is all on plan.

KARAM stated that BAYNI was producing pills at the moment.

ICR071

20/03/07 – 2319 Hrs

KARAM has a person on the inside at Australian Customs - can tell him of containers have been moved or tampered with by authorities – if so abandons them

ICR071

20/03/07 – 2319 Hrs

KARAM and Horthy (MOKBEL) have been meeting or communicating with each other. KARAM is chasing Horthy for the Bill of Lading. 3838 believes that the container must be at least 4 days away . . . has not landed. Horthy has created a problem because he needs to have his bill of lading at least two weeks prior to it landing. Horthy hasn't done this yet.

ICR073

02/04/07 – 1900 Hrs

Rob KARAM - Has seen today – wants Myer DAGHER to arrange for a phone in false details to be connected. This phone is to be used to contact people relating to the container arriving shortly.

ICR073

03/04/07 – 2350 Hrs

3838 has meet with KARAM to have dinner – present at the dinner was Horthy MOKBEL, Meyer DAGHER, Joe MANNELLA and Tony SERGI. Horthy is in the process of organising two importations – one with KARAM and one other.

ICR073

03/04/07 – 2350 Hrs

MANNELLA is desperate for an adjournment and stated that no matter what there will not be trial next week. SHERRIFFS suggested that MANNELLA should have himself admitted to a mental institute. 3838 believes that MANNELLA will try and stage an accident – 3838 has no details of what he proposes to do. MANNELLA again mentioned his \$1.8 million dollars in South America

ICR116

18/12/07 – 2325 Hrs

KARAM talked of the massive pill importation that has never been picked up and not declared seized by FedPol – says he has spoken to the "bloke over there" and that there were 15,300,000 pills in that shipment. This is the first time he has spoken about that shipment. After that KARAM said he will be busy during the day of Christmas Eve with John (HIGGS ?) – this means that an importation is arriving or being unloaded this day.

ICR117

24/12/07 – 1840 Hrs

Clear of Paper Shop Deli. Only KHODER there. KK saying that John HIGGS let them (KARAM) down, KARAM was supposed to get \$400,000 from HIGGS, this has been delayed a couple of days. KK complaining didn't even have \$10,000 to Play with @ Casino. KARAM went out and met various unknown people.

ICR117

25/12/07 – 1720 Hrs

Rom KK - Tony MOKBEL's sister first name Gowie or similar, also gets called Gloria, had a sandwich bar which has recently been sold. She has been writing cheques for Tony and Kabalan MOKBEL, with the ruse that the sale of her business is the source of the money- this is false as she has been given the money for whatever cheques she is writing - she believes that the police are not suspicious because she has never been before the ACC or I/V'd etc.

ICR118

04/01/08 – 0940 Hrs

KARAM did say spent some quality time with bikies in SA, Gypsy Jokers, - doing business with him re the 15,000,000 pills Said is being consulted about an importation for them from Columbians and cocaine, he couldn't understand why people aren't prepared to pay his fees, for org transportation, bodgy paper work whatever is going on, they will have to pay \$5000 US/kilo to Columbians, they want guarantee will be paid even if seized or has to be dumped – A billion dollars – he will make a couple of million – they agreed they will pay, therefore reason returning to SA on Tuesday,

ICR118

07/01/08 – 1828 Hrs

Saw Karl KHODER in Albert Park – happy b/c on Thurs will have money, getting \$100,000 or more from KARAM who is getting it from HIGGS. Karl telling HS that KARAM told him that a container arrived in Adelaide and they – indicated with fingers ecstasy - are going like hot cakes, got the all clear today, been unloaded

ICR118

09/01/08 – 1637 Hrs

HS had a go at KARAM re telling Karl KHODER re money etc, KARAM agreed says he should have known better. Karl found out b/c KARAM was arranging to pick up a suitcase, getting \$4 million, Karl overheard this, then KARAM told him that he could get some money. He confirmed to HS that a container actually got through, wasn't pills as Karl said, it was pseudo and ketone. Actually 2 containers worth.

ICR119

16/01/08 – 2036 Hrs

A lot of conv. about fake ID b/n Karl and KARAM. KARAM asked for a driver's licence for someone, \$1,000 for a fake one but it looks real, with false birth certificate can open bank account \$500 for birth certificate – then can get a passport. Karl wants it for some loan scam but details N/K names N/K

ICR119

20/1/08 – 1918 Hrs

KHODER / KARAM - Tony MOKBEL rang Karl to ask about money – Karl not likely to be forthcoming. Mark LANTERI offered to cook Karl a pound of speed that he could make \$50,000 from – Karl declined. Karl thought that this was a special one off favour

ICR001 (2958)

24/01/08 – 2136 Hrs

KARAM told HS below info b/n these two arriving/leaving.

HIGGS has really let him down re some things – one was re a shipment of cocaine in Sydney and the other was re this money – KARAM says last text message he sent to HIGGS "was let me know or its all off". Whatever KARAM had to do in Sydney HIGGS let him down – why KARAM is now going to Sydney is separate from HIGGS.

KARAM is going to Sydney for "Business – importation related including the bloke was meant to see on Sydney." Some business tomorrow night in Sydney, but KARAM seeing Karl KHODER later tonight to give him \$9,000 which enables Karl to afford to also go to Sydney to play..

Tonight KARAM is driving to Shepparton to meet some people from Griffith, NSW. He has to get back to MRC by 1200 to visit Shane BUGEJA as he has promised him this. . . The reason for Shepparton is its about half way from Griffith. . KARAM has 2 bodgy phones and was making arrangements re Shepparton on these via text whilst with HS.

ICR025 (2958)

20/06/08 – 1928 Hrs

2 containers are off and on the way. He has arranged to meet someone overseas on the 28th because something will happen when he is not here

ICR043 (2958)

17/10/08 – 1243 Hrs

Just seen KARAM. Says that previously spoken of "M.B. from Niddrie" is in danger, because Pat BARBARO currently in gaol is desperately trying to get M.B. murdered. Clarify that M.B's surname is BARBARO. HS previously told handler ^{Anderson-DE} re plot to murder M.B. some time ago.

ICR048 (2958)

09/12/08 – 1705 Hrs

HS saw KARAM at lunch time, he was with Myer DAGHER , and Mario ACCIARITO (prev co-accused of MANELLA re Import) HS says they are being investigated by Purana re drug trafficking. They were talking about a large amount of cocaine that has just been imported to Australia, it's off the wharf, a number of people have an interest in it. They knew HS saw Pat BARBARO yesterday, KARAM said there is a "shit load" of cocaine and BARBARO is not getting his share of it for some reason. He referred to is as "a ton" N/K if literal meaning. There are a lot of negotiations going on re its distribution in Melbourne as well as likely distribution to WA.

THE RELATIONSHIPS THIS SOURCE HAD WITH CRIMINALS WERE NOT
NORMAL CLIENT / LAWYER RELATIONSHIPS

In order to more clearly demonstrate that intelligence supplied by the Source was not privileged, I have listed here examples of a number of contacts that the Source had within her circle of associates. It was blatantly apparent that this Source had relationships with many criminals that went well beyond the normal interaction between a lawyer and client, if indeed they had been a client at all. Regularly, the Source's associates would arrange meetings to occur in public places such as restaurants, where the purpose of the Source being present was an attempt to legitimize the meeting to any observer, particularly Police. In fact their true purpose was to discuss and plan current criminal activity. These discussions would then often be in the presence of the Source.

Numerous individuals would simply discuss their current criminal activity directly with the Source.

It was also clear that some of these individuals were controlling how the Source dealt with other clients. In order to protect or further their own criminal interests, they expected, and in some cases demanded, that the Source did or did not act for certain individuals. There was also an expectation by some individuals that they would be informed when other persons were charged with offences.

Further, they attempted to manipulate the Source to instruct other clients to handle their own case in certain ways that may be against their own self interest, for example, that they should plead guilty, or, that they should not make any statements to Police. Also, there were demands for the Source to have cases adjourned, regarding which the person making the demand had no material relevance to the case. On occasion, this behaviour also included discussions or instructions as to ways in which evidence could be falsified. Further, they would blatantly attempt to influence others as to which legal practitioner they must use. On occasion, this would also involve other persons from the legal fraternity.

Some examples of this behaviour is as follows:

ICR003

26/09/05 – 1840 Hrs

██████████ is OK as far as MOKBEL is concerned, because he has kept his mouth shut. MOKBEL wants him to ██████████ and go with ██████████, because MOKBEL can control him if he is with ██████████. MOKBEL has had a fallout with ██████████ and knows he can't push him around.

ICR004

01/10/05 – 1000 Hrs

Tony MOKBEL wants ██████████ to take the blame so the other two can walk. HS advised Tony MOKBEL that HS can't force someone to plead guilty.

ICR004

01/10/05 – 1000 Hrs

Adam AHMED was arrested in September, 2003 – the reason he sought out HS was because of Tony MOKBEL. HS also acted for co-accused Abbey HAYNES, who HS

believes was controlled by Tony MOKBEL. HS states MOKBEL has taken "a certain course of action" re HAYNES, ie: MOKBEL is paying HAYNES' legal costs, controlling which solicitor she uses.

ICR007

28/10/05 – 1907 Hrs

HS went outside to speak to Milad MOKBEL for about half an hour re Tony. Whilst outside, Milad MOKBEL asked what would happen if that witness, (informer) disappeared off the face of the earth, what would that mean. He was indirectly suggesting killing him. HS believes they would do it

ICR016

24/01/06 – 1821 Hrs

██████ telling HS to get ██████ to a meeting at a Japanese restaurant with and HS.

ICR016

25/1/06 – 1806 Hrs

HS forgot to mention last night KARAM asked if HS had non-attributable phone, he can either get one for HS or give HS his old (current) one and he will get a new one, then they can more easily communicate

ICR017

02/02/06 – 1945 Hrs

In 2002/03 HS acted for Lewis MORAN in a bail application, which was successful. A day or 2 later Andrew VENIAMIN was waiting O/S HS (then) house, threatened to kill HS and told HS not to work for those people, saying "How dare you he's on the other side."

ICR017

04/02/06 – 1418 Hrs

██████ looking to get hold of ██████

ICR017

09/02/06 – 1742 Hrs

Tony MOKBEL saying that if an informer did so against him, would kill his children in front of him and then kill him

ICR018

11/02/06 -1130 Hrs

HS met with Tony MOKBEL this A.M. in a park, Mark LANTERI turned and up and the two of them went for a walk without phones for 20 mins, the phones were minded by Jeffrey JAMOU, when came back MOKBEL was very happy/relaxed, HS believes they are up to something, HS wouldn't put it past them to attempt to do something with the jury.

ICR023

16/3/06 – 0905 Hrs

This Friday night, ██████ will drop off ██████ after about 5 pm (& other ██████). He wants to give HS a phone to pass on

to [REDACTED] as [REDACTED] has access to a [REDACTED] (or maybe [REDACTED])
and [REDACTED]

ICR024

29/03/06 – 1516 Hrs

Visited by KARAM talking how he "stole" a container off the wharf, HS saw no reason for the visit

ICR025

04/04/06 – 0920 Hrs

MANELLA is having his 30th birthday at the Flower Drum next Saturday at 1900 Hours. HS has been invited

ICR025

05/04/06 – 2008 Hrs

[REDACTED] wants [REDACTED] matter adjourned (in order to [REDACTED])

ICR025

10/04/06 – 0931 Hrs

KARAM asking if HS heard anything re a container intercept/substitute by FedPol, meaning, had HS heard anything from the MOKBELs re this

ICR030

02/05/06 – 1645 Hrs

At HS office Horthy MOKBEL grabs HS by the throat and accuses her of being an informer.

ICR031

12/05/06 – 0809 Hrs

On leaving Horthy tried to kiss HS, but HS believes was also trying to pat down HS.

ICR036

19/06/06 – 1915 Hrs

HS forgot to mention re accused ROSITTO, Horthy MOKBEL is very keen for him to get bail i.e.; to keep cooking,

ICR036

28/06/06 - 1523

Horthy MOKBEL and KARAM meeting re import, but again, without her knowledge ask HS as well as cover, and so that they don't have to speak on the phone.

ICR038

11/07/06 – 2109 Hrs

At end of meeting Horthy tried to get physically amorous w. HS, which HS refused and says walked down a lane way and vomited

ICR039

23/07/06 – 1326 Hrs

Matt TOMAS advises HS that ^{Solicitor 2} [REDACTED] and Roberta WILLIAMS are both saying that HS is a dog and should be knocked.

Horthy divulging how to launder money, therefore still trusts HS to some degree

ICR039

24/07/06 – 1755 Hrs

Horty said he bumped in to Mr Bickley at Mosquito Bar (Nth Melb), he offered Horty a pill press,

ICR040

04/08/06 – 1324 Hrs

Dan CAUSOVSKI has a contact at Sunshine Mag Crt Crim Co-Coordination Office re access to Court Docs, presumes affidavits etc.

ICR040

04/08/06 – 1913 Hrs

Seen SAUNDERS/WATERS and Steve CAMPBELL. They want HS to see

██████████ and ██████████, this will then enable them to get funding for their criminal matters refunded by the Police Association. Has to be done by 1st October – N/K why. SAUNDER said "tell him I'll restrain from fucking killing him for the grief he caused me when he gets out."

ICR046

18/09/06 – 0815 Hrs

Horty MOKBEL wants to Meet HS, only as a means of rendezvousing with Rabie KARAM

ICR046

21/09/06 – 2123 Hrs

Probable real reason for Horty meeting HS was he forced HS to text KARAM to attend, HS did so, Horty checked texts and replies, but KARAM was astute enough to realise what was going on and declined

ICR046

26/09/06 – 1408 Hrs

Rabie KARAM - re KARAM associates, the "George" that HS met Fri night is involved in the illegal importation of cigarettes, KARAM said HS could get cigs for \$5 a packet.

ICR047

29/09/06 – 1822 Hrs

At lunch today were ██████████

██████████. No real reason to invite HS to lunch, they were just drinking and talking crap. ██████████ said that HS client ██████████ was lucky he ██████████ didn't give evidence as he was offered the job ██████████ before ██████████.

ICR048

09/10/06 – 1915 Hrs

If GAVANAS arrested Horty likely to demand that he use HS, states will tell him no b/c of no payment

ICR048

13/10/06 – 1602 Hrs

CVETANOVSKI Steve - Steve contacted 3838 and inquired into the arrest of KHODR and GAVANAS. Steve was interested in what chemicals were located who was arrested and location of the lab. Steve was also concerned about what surveillance lead to the arrest of GAVANAS and KHODR

ICR049

17/10/06 – 2221 Hrs

Horty told 3838 that MENNOTTI was involved in the false loan documents and that all blame regarding the false documents will be attributed to Karl KHODER.

ICR049

19/10/06 – 2020 Hrs

Charlie ATTALLAH arrested, HIGGS wanting Charlie to get bail and is funding same

ICR051

23/10/06 – 1806 Hrs

HS travelling to Qld w ORMAN re case there. Faruk has requested that 3838 and he be in adjoining rooms or at least on the same floor

ICR051

25/10/06 – 0742 Hrs

Faruk stated that Lewis KANE was looking for people who needed others killed or bashed

Faruk and ARIES were discussing bribing the police involved in the case to withdraw the charges.

ICR051

25/10/06 – 0742 Hrs

ORMAN has arranged for his hotel room to be beside 3838.

ICR051

31/10/06 – (Time unknown)

DAGHER, Myer Joseph – is considering making false statement to assist in the defence of his upcoming court case

ICR051

31/10/06 – 1801 Hrs

3838 is planning on seeing **Mr Bickley** this evening. He has booked tickets for the Italian Film Festival at the Como Centre for 2100 hours.

ICR052

02/11/06 – 1549 Hrs

During meeting (ie: of some time ago), Tony MOKBEL was standing over [REDACTED] to [REDACTED] from his charges. [REDACTED] Tony was demanding that a statement be made by [REDACTED] to reflect that [REDACTED] was [REDACTED]

ICR052

02/11/06 – 1549 Hrs

MANNELLA - Has invited 3838 to dinner with Rob KARAM on Friday night. KARAM is having a celebration but is refusing to nominate a reason for the celebration

ICR052

03/11/06 – 1659 Hrs

Renate MOKBEL rang 3838 today to ask for an explanation why 3838 did not attend at the Purana Task Force to advise Danny KETTYLE. (Prev day 3838 refuses to see him when arrested)

ICR052

05/11/06 – 1732 Hrs

Dinner with KARAM - The reason for the celebration was that KARAM was the father of a new baby. 3838 states that nobody was aware that KARAM's wife was pregnant.

ICR052

10/11/06 – 1428 Hrs

KHODER - Wants to purchase a property at [REDACTED] Street, Melbourne
Wants to put the property in the name of 3838.
Will be funded by cash laundered by KHODER

ICR052

10/11/06 – 1758 Hrs

KHODER has stated that MENOTTI has said that Horthy is relying upon KHODER to give evidence of support for Zaroula's defence. – 'If he knows what's good for him'.
Horthy via MENOTTI wants KHODER to take responsibility for Zaroula's charges

ICR052

10/11/06 – 1758

LAZAREVIC Steve - Delivered a number of character references for his nephews case. Steve commented on the amount of cocaine that PARISI is using. Steve is the supplier of cocaine to PARISI

ICR069

05/03/07 – 0839 Hrs

3838 stated that she enjoyed having dinner with **Mr Bickley**

ICR069

06/03/07 – 1554 Hrs

Mr Bickley - 3838 is having dinner with **Mr Bickley** on Thursday night

ICR069

06/03/07 – 2250 Hrs

KARAM - 3838 attended at the dinner as planned
Present for the dinner was Horthy, KARAM, MANNELLA, DAYGER and MENOTTI
3838 reports that she is again the flavour of the month and is being treated like nothing has happened.

[REDACTED] – 3838 believes that KARAM and associates may be watching his movements.

ICR069

09/03/07 – 1242 Hrs

3838 claims that ^{Solicitor 1} is perverting the course of justice regarding Milads false resignation document.

^{Solicitor 1} doesn't want 3838 to be involved in getting Milad to sign it

The letter is to be signed – back dated, to assist in forming the defence for Renee. —

^{Solicitor 1} Confirmation of an earlier verbally resignation.

s forwarding a letter to COGHLAN

ICR069

09/03/07 – 1757 Hrs

Discussed ^{Solicitor 1} planned to create false evidence in the defence of Renee MOKBELS situation. Discussed the consequences of 3838 being involved in this false evidence. 3838 offended that SDU would consider that she would be involved in criminal act that might require a later indemnity.

ICR069

09/03/07 – 1757 Hrs

KARAM is asking what would happen to his case if a co-offender would disappear — KARAM wants to know what would be the effect on the trial and their evidence.

3838 stated that KARAM is not actually planning anything at this time, but has spoken about a number of options

ICR069

10/03/07 – 1443 Hrs

CVETANOVSKI Steve - Wants 3838 to purchase a unit from him in Mary Street, Essendon

ICR069

13/03/07 – 1659 Hrs

Re [REDACTED] charging - 3838 believes that it will be difficult to get around as there is an expectation on behalf of the MOKBELS to inform them of these types of issues.

ICR070

13/03/07 – 1236 Hrs

KARAM again questioned 3838 about scenarios relating to his trial — co-offender going missing, what if he pleads guilty, what if somebody absconds

ICR071

24/03/07 – 0012 Hrs

ORMAN, Faruk - 3838 called to advise that she had concluded dinner with ORMAN and Steve KAYA. Mick GATTO and number of unknown associates of GATTO Present for the dinner was John KHOURY, Ramsey MAFFA, an ex police man named Joe from Brunswick (Full name not known), a person referred to as cocaine Charlie. Many other unknown people came and went during the evening talking to various persons at the table. The reason for the dinner was to celebrate that it had been three years since GATTO killed VENJAMIN.

ICR072

27/03/07 – 0850 Hrs

MANNELLA, Giuseppe @ Joe - Is making an application before the court today – 360A. MANNELLA needs his case adj at all costs. MANNELLA needs to import \$1.8 million dollars cash that belongs to him and John HIGGS. The money is in a vault in South America – in a high security facility. If MANNELLA gets the adj. he wants 3838 to travel to South America to get the money

ICR072

28/03/07 – 1320 Hrs

MANNELLA is very keen for an adjournment and is discussing murdering or blowing up the county court. 3838 stated that she has convinced MANNELLA that this is not the most appropriate manner in which to get his adjournment. MANNELLA is considering seriously injuring somebody to get the case adjourned. MANNELLA has importations en route and can not go to jail at this time.

ICR072

29/03/07 – 2018 Hrs

3838 is meeting tonight at 10.00p.m. waiting for a text to advise of location. MANNELLA and KARAM were discussing ways in which to have their trials adjourned. Methods spoken about include a co-offender absconded, shot or injured or somebody has an accident. They were talking about kidnapping somebody etc etc
3838 said that she did not want to be part of this conversation. MANNELLA states that he needs to be around to for his incoming importation. 3838 states that there is no plan to actually kill, kidnap or injure any person at this time.

ICR072

30/03/07 – 1651 Hrs

MANNELLA has to get case adjourned because they will be "stuffed". Has previously arranged a car accident in the past in order to justify an adjournment. MANNELLA says that if he is in hospital from injuries he can't do the things that he needs doing. is going to look at a computer tonight to check \$ in Sth America. MANNELLA thinks his computer is being monitored. \$1.8 million. If convicted MANNELLA will appoint HS as power of attorney therefore business of importation will be ok, KARAM will be ok \$ wise b/c HS can get it

ICR073

03/04/07 – 2350 Hrs

3838 has meet with KARAM to have dinner – present at the dinner was Horty MOKBEL, Meyer DAGHER, Joe MANNELLA and Tony SERGI. 3838 stated that she had a big talk with Horty that ended in a fight. Horty is in the process of organising two importations – one with KARAM and one other.

ICR118

07/01/08 – 1428 Hrs

OUEIDA visits 3838. OUEIDA has been spending time/dealing with Murray TAKLE, they have been importing P2P, OUEIDA telling HS this. The reason for visit to HS was to ask HS general questions re Police technology, L/D's their range, capabilities etc. eg: can Police listen to conv. via mob phone but not L/D. TAKLE gave OUEIDA info that OUEIDA is being investigated. HS put that TAKLE could be making it up. Doesn't suspect TAKLE of a set up because, quote "He and I imported 12 litres of p2p last year just before Christmas, he could have put me in"

ICR119

13/01/08 – 1958 Hrs

KARAM texting, looking to kill time & meet with HS , HS receives text whilst on this call to that effect,

ICR119

14/01/08 – 1720 Hrs

KARAM came to talk about brother's brief, but also KARAM was panicking about HIGGS, hadn't heard from him, he hadn't answered calls/texts. Whilst there a short time ago KARAM received a text "Pizza tonight 2000" which means Romanticas. He then elaborated that he wasn't actually receiving a large amount, maybe \$350,000, but it was to obtain the details of how to pick up some of the amount owed by HIGGS, the total of which is \$350 million

ICR001 (2958)

23/01/08 – 0756 Hrs

GATTO has been told by a member of Purana that he is being targeted as a principal offender or co-conspirator re PIERCE murder, told this by a member of Purana – He had lot of Q's re this

Discussion and General opinion re above info: HS believes that above story is correct. Reason for inviting HS to restaurant was to talk about this.

ICR001 (2958)

26/01/08 – 1450 Hrs

GATTO - In general conversation those in the group quite openly talk bout various things when the subject of informers comes up eg "66 should have a bullet in his head." They are openly proud that they don't have people who give evidence or who are informers in their group

ICR027 (2958)

08/07/08 – 1905 Hrs

Karl KHODER said today has been put under pressure by Danielle McGUIRE to provide funding for Tony MOKBEL 2 specific amounts - \$60,000 (says he gave it to Kabalan MOKBEL – who denies this) and another U/K amount around \$200,000

ICR027 (2958)

08/07/08 – 1958 Hrs

.. in about 2003 or 2004 TM (Tony MOKBEL) claimed that a private investigator had videos compromising HS sexually with clients. TM said could make this go away for \$50,000 therefore HS indebted to him. HS response to him at he at the time was "go right ahead" b/c knew it was bullshit. TM tried the same thing on ^{Barrister} being a friend of Bruno GROLLO & doing something illegal . HS found this out when HS confided in ^{Barrister} reaction was the same to TM "go ahead" b/c it was bullshit.

ICR044 (2958)

23/10/08 – 2235 Hrs

WATERS sees HS, talks a lot re BRIARS – heard about a police briefing, claims spoke to QC who read brief, ASHBY/LINNEL not breaching OPI confidentiality etc

The main reason he came to see HS was to borrow V.R.C passes for the races.

ICR047 (2958)

25/11/08 – 0851 Hrs

Just had verbal argument with Pino ACQUARRO, wants HS to assist re bail app for Pat BARBARO, was going to lie re involvement of another barrister, lie to client, HS told him to literally shove the brief up his arse. ACQUARRO response is Italian community won't be impressed and that he is very influential in Griffith. Offered any amount of money for HS assistance - HS still refused.

ICR047 (2958)

25/11/08 – 1851 Hrs

Had further fight full on with Joe @ Pino ACQUARRO and will likely never speak to him again, he threatened HS with telling Italians of HS not wanting to assist whatever he was trying to do.

ICR047 (2958)

26/11/08 – 1658 Hrs

Solicitor Pino @ Joe ACQUARRO has been sucking up to HS after yesterdays argument, apologising and offering cash which HS refused., HS reckons he has reconsidered or thought about HS contacts with GATTO etc.

ICR047 (2958)

03/12/08 – 1837 Hrs

HS has heard that Dutch Police are in Melbourne to S/T BARBARO and KARAM re a murder as a result of multi million dollar ecstasy pill importation, HS told this by Pino ACQUARRO

ICR048 (2958)

04/12/08 – 2207 Hrs

Sam ZIRILLI has a new phone number [REDACTED]

Joe BARBARO's new number is [REDACTED] Joe wants HS to see his brother Pat BARBARO, if does this will likely want messages passed on therefore will have to do with Sol Pino ACQUARRO. Messages are likely to involve the location of money.

Sam ZIRILLI was asking about various things including Sharon ROPA, still worried she might roll, was also asking if HS hear anything re HIGGS. HS was invited to Griffiths, NSW by ZIRILLI, HS reckons partly it is b/c HS speaks some Italian and this is a big trust issue with them.

ICR048 (2958)

08/12/08 – 1100 Hrs

Today HS saw HIGGS/OUEIDA outside building . . . John HIGGS came in and asked re KARAM. A condition of their bail is that they are not allowed to associate, however OUEIDA is used to regularly pass on messages.

ICR049 (2958)

19/12/08 – 0925 Hrs

HIGGS just rang asking about Pat BARBARO bail. Because of bail conditions, he wants to have a conference with KARAM and others with solicitors present in the near future.

SOURCE MENTAL AND PHYSICAL HEALTH

The Source's welfare was constantly discussed and monitored, with numerous notations by myself and others of doing so. At various times the Source's raised issues relating to her personal health, which were always recorded, and the Source was always told to seek appropriate and relevant medical advice, which by and large she did. When this occurred, I always enquired further regarding the nature of the issue, and continued to monitor that the Source did in fact actively follow up on obtaining and acting upon the relevant medical advice that she received.

In late 2006, arrangements were made for the Source to receive psychological counselling. Although I was not directly involved in arranging this process, I understand that the Source was resistant to interact with the psychologist concerned, at least in part due to a reluctance to discuss her role as a Human Source with a person whom she had just met.

During late 2007 through 2008, the Source experienced a prolonged period of pain in her face, which I was informed by her was eventually diagnosed as a condition known as TMJ (Temporomandibular Joint Dysfunction). It was also said to be related to the Source having previously suffered a stroke. The Source saw several specialist physicians regarding this, and the treatment included taking prescription pain killing medication for a prolonged period of time. At one point, a medication with unsuitable side effects was prescribed to the Source, this was withdrawn by the attending Dr when this situation became obvious.

At times the Source stated, and I believed that, she was under a great degree of personal stress due to dealing with the individuals she was having day-to-day contact with. At all times my clearly stated position was for the Source to prioritise her health over all else. The Source was regularly encouraged to have a break from her work, and to reduce contact with handlers, advice which was sometimes accepted.

The following references are examples of monitoring of the Source's welfare:

ICR00

16/11/05 – 1839 Hrs

Advised HS that Handler did not send birthday present, as believed that it would not be appropriate, however, assured HS that Handlers were probably more concerned with HS welfare than most other persons that HS has contact with through work. HS states believes that this is possible.

ICR016

19/01/06 – 1635 Hrs

HS volunteered that HS regards discussion with Handlers as part of stress relief mechanism.

ICR018

14/02/06 – 1653 Hrs

Talked generally about [REDACTED] stating that he has strong feelings for HS, HS finds this situation difficult and draining, advised that if HS can't maintain façade to let situation go.

ICR023

17/03/06 – 1638 Hrs

HS getting a cold, is exhausted. Advised to have early night and turn phone to silent.

ICR023

20/03/06 – 2020 Hrs

HS feels very stressed because of Tony MOKBEL issues, is overworked and states needs a holiday. Advised to book a holiday, but HS needs to adjourn [REDACTED] case first

ICR023

23/03/06 – 1938 Hrs

Advised not to stay out all night, as HS constantly complaining of exhaustion/overwork. To ring if necessary tonight, otherwise tomorrow.

ICR024

24/03/06 – 1928 Hrs

HS advised not to ring Handler back unless re Tony MOKBEL (just skipped bail) or urgent

ICR024

25/03/06 – 1600 Hrs

HS stressed – advised to rest

ICR025

10/04/06 – 17443 Hrs

Feeling rundown, lump in breast - probably not significant. Advise that HS health is most important not to do anything to adversely affect health. (And later in same ICR - HS Health discussed w Controller & is a priority)

ICR025

11/04/06 – 0800 Hrs

HS having blood tests re breast lump

ICR028

19/04/06 – 1815 Hrs

HS at Dr this morning re lump on breast, has prescribed antibiotics again, if they don't work may require an operation, blood tests showed irregularities and have to be done again.

ICR028

20/04/06 – 0815 Hrs

HS states health is OK, but was not really divulging anything. Does say that stress from acting as HS is currently not too bad.

ICR030

26/4/06 – 1550 Hrs

HS Very tired – adv to get sleep

ICR030

27/04/06 – 1558 Hrs

Looking at dates for a holiday - Bali

ICR030

03/05/06 – 0900 Hrs

HS sounds depressed – prob due to constant stress re [REDACTED] situation

ICR032

17/05/06 – 1230 Hrs

Meeting with [REDACTED] and A/C OVERLAND re 3838 re possible reward and withdrawal strategies.

ICR032

17/05/06 – 1705 Hrs

HS planning a holiday with sister, seeing her tonight

ICR039

26/07/06 -

Suffering stress – people will drop off as arrests occur, but takes a long time. Also sound depressed

ICR039

28/07/06 – 1920 Hrs

Long discussion re personal situation, stress caused by dealing with these people and being a HS, Personal safety paramount

ICR046

19/09/06 – 1205 Hrs

Member of association representing persons who have suffered a stroke phoned HS requesting HS give a talk at annual gala during "Stroke Awareness Week", late October, HS likely to accept. Discuss with Handler & positive step for HS.

ICR046

22/09/06 – 0806 Hrs

HS going on holiday to Bali from 26/12/06 for a week, with sister.

ICR046

26/09/06 – 0954 Hrs

HS woke up this morning, with entire L side of face paralysed, has contacted local Dr, pending contact by neurosurgeon, HS fearful that it is related to prev. stroke, will have to have CAT scan or MRI. To adv. Handler of developments. Controller adv (This situation monitored over the next few days)

ICR047

08/10/06 – 1732 Hrs

HS joined "South Port" Gym at Beacon Cove in order to relax

ICR048

10/10/06 – 2018 Hrs

General discussion regarding health condition of 3838 – 3838 advised that hospital have ruled out a stroke, but have said the discovered lump will require testing to establish the cause of same. 3838 very concerned and is causing additional stress

ICR048

13/10/06 – 0803 Hrs

3838 was very tired and emotional and in tears during conversation. Discussed option of taking a couple of days off and getting away from work and criminals.

ICR048

16/10/06 – 0809 Hrs

3838 has seen specialist regarding a lump in neck. 3838 states is unable to swallow and is concerned with the pain. Specialist has advised 3838 to rest and avoid stress. 3838 stated is attempting to find alternative break for life.

ICR052

01/11/06 – 1806 Hrs

Discuss HS health issues including the options of reducing the commitment to SDU. Vicpol/SDU has no expectation from 3838 and work load would be reduced if 3838 would like to wind back to reduce stress levels

ICR052

07/11/06 – 1811 Hrs

3838 is having trouble sleeping and dealing with her status as a human source – general discussion regarding same

ICR069

08/03/07 – 1057 Hrs

General conversation regarding requirement to undergo surgery for jaw related problems.

ICR069

10/03/07 – 1916 Hrs

3838 has cancelled [REDACTED] (Psych) until next week. General conversation regarding welfare

ICR070

13/03/07 – 1659 Hrs

General discussion regarding 3838 thoughts of being compromised as a HS. Stress re [REDACTED] arrest and subsequent actions, HS not advising MOKBELS, therefore MOKBELS will be unhappy and that 3838 will be killed as a result (according to 3838). 3838 has raised this issue for her entire relationship with SDU

ICR070

15/03/07 – 1500 Hrs

3838 is planning on an operation to fix jaw etc in April sometime.

ICR070

17/03/07 – 1225 Hrs

Psych - 3838 is planning on seeing [REDACTED] (Psych) Thursday at 5pm for one hour.

ICR071

20/03/07 – 2310 Hrs

3838 is having an emotional day – general discussion regarding same. Discussed nerves etc and wanting to escape.

ICR071

21/03/07 – 1922 Hrs

3838 did visit Psych [REDACTED]. 3838 reported that it all went OK

ICR072

25/03/07 – 1759 Hrs

General discussion regarding welfare

Discussed the feeling of 3838 towards [REDACTED] the Psych.

Discussed all the people that 3838 needs to remove from her life to improve her quality.

ICR072

29/03/07 – 0820 Hrs

[REDACTED] (Psych) called to confirm appointment. General conversation regarding

ICR072

29/03/07 – 2018 Hrs

General conversation about welfare. 3838 claims that Psych [REDACTED] is not providing any value to 3838. 3838 is questioning the point to continuing with [REDACTED]

ICR072

30/03/07 – 1651 Hrs

National Stroke Foundation – key note speaker – will give presentation -

HS states that this presentation will be interesting relating to change of life.

HS taking anti-inflammatory tablets and also panadeine for diagnosed jaw condition.

Needs an arthroscopy on both jaw joints. Keyhole surgery but risky b/c of facial nerves. Previous stroke is also an issue.

Philosophical discussion re HS finding the right man, wants someone who will look after HS.

ICR073

04/04/07 – 1334 Hrs

3838 again feels abused by the criminals who are not appreciative of 3838 efforts.

3838 is again in tears – emotional. 3838 is frustrated with current direction and status of SDU relationship.

ICR093

31/07/07 – 1725 Hrs

HS en route to Bali holiday.

ICR115

11/12/07 – 0800 Hrs

Re TMJ, HS has been adv that operation is not an option. May get narcotic patches of pethidine. Gen discussion re HS health, has tried many tablets, is using one Dr and one pharmacist who HS believes give good advice.

ICR115

14/12/07 – 1825 Hrs

Not going to party – pain in jaw too severe. Welfare issues re pain

ICR116

20/12/07 – 1110 Hrs

HS tried new medication last night – one morphine tablet, only allowed 2 per day. Felt drowsy and nauseous but states did not sleep. Pain today is worse than it has ever been. Possible reason for moodiness of HS relates to change of medication

ICR117

27/12/07 – 1040 Hrs

Walking back from Dr - Maybe hospital next week– assessment re pain, liver not working properly but system is not as toxic as Dr thought. Pain medication reduced by Dr.

ICR118

01/01/08 – 1600 Hrs

Tomorrow 2 x Dr appointments – pain & skin problem

ICR118

03/01/08 – 1119 Hrs

Just got back from a 10 klm walk

ICR118

07/01/08 – 0854 Hrs

HS got to Altona North, but is turning around, thinks too dangerous to drive b/c of pills, thinks may fall asleep on the road. To ring back

ICR118

10/01/08 – 2209 Hrs

HS took "thinks" took 140 mg of Morphine tablets today, should only take 80 – Mood changed during phone call from stressed/agitated to relaxed, admitted taking tablet just before call - 45 min call

ICR118

11/01/08 – 1451 Hrs

Dr – told HS needs to see neurologist so not related to spine/neck/brain as contributing factor. MRI req'd – [REDACTED] Pain clinic opens Mon. (Over the next weeks many calls discussing and monitoring HS health regarding pain in jaw/neck area, including medication and treatment for same)

ICR119

14/01/08 – 1546 Hrs

Dr extremely concerned re pain – current medication is highly addictive – must see Pain management clinic – told HS to harass [REDACTED] and [REDACTED]

ICR119

14/01/08 – 1848 Hrs

Re Dr earlier – has to send referral fax to Epworth to Pain Management Clinic – unlikely to be before end of February. Very detailed reports from neurologist. HS retained a copy.

Handler offered having a break for HS reasons of health. Will definitely consider this. Will depend on Epworth and their advice, and neurologist on 8/2/08.

ICR119

17/01/08 – 1553 Hrs

Mentioned thoughts of "suicide" Clarified – Has no enthusiasm for life – has withdrawn from society, has no social life therefore feels isolated, therefore feels lonely which is depressing, but feels can't get out of it because thinks self is not good company to be around. Handler discussed directly use of word "suicide" and seriousness of same - HS states has no drive, energy, enthusiasm for anything – is not going to go and do anything dramatic, is just a bit depressed. Gave eg of exercising - normally would go to the gym but can't be bothered. HS repeated wouldn't do anything dramatic.

(Further call at 1643 Hrs - demeanour totally different).

ICR001 (2958)

27/01/08 – 2136 Hrs

Had 160 mg morphine today. HS thinks may be addicted to same. Dr visit today - Dr said he is very uncomfortable re such high level of narcotics & he says they are very addictive - he says HS is probably building up tolerance – Dr says solution may have to be to take time off work.

ICR001 (2958)

26/01/08 - 1450 Hrs

HS contemplating taking time off work re health. Re having a break from work, will do nothing before 19th Feb re neurologist – will be guided by what Dr says. If he says take time off will do it regardless of financial issues

ICR002 (2958)

30/01/08 – 1525 Hrs

Takes pill/discuss doses/tests/Dr etc. Mum & sister v worried about HS health HS is not a candidate for surgery. Referred to St Vincent's pain management – or The Epworth - specialist pain section, has appointment 19/02/08.

ICR025 (2958)

18/06/08 – 1812 Hrs

Tomorrow has a pain management at Epworth at 0830. HS Depression Drug "for sleep" is Endep @ 40 mg (From Vic Health Website - Endep is used to treat depression.)

ICR025 (2958)

23/06/08 – 1919 Hrs

Just had acupuncture - Arthritis and tension in back – will have ultrasound of back on return from o'seas

25/06/08 – 1018 Hrs
HS departs on Bali holiday

ICR027

08/07/08 – 1905 Hrs

HS sounding very stressed. Not happy. In a lot of pain at end of day. HS mentions in passing that Solicitor Cosmo CHIODO is one of the few who still supports HS. HS contemplating total change of lifestyle.

ICR043 (2958)

17/10/08 – 0927 Hrs

HS has inner ear pain all the time due to jaw issues, this has been going on for 2 years, HS thinks 2 years to the day today (First heard of it)

ICR044 (2958)

22/10/08 – 1720 Hrs

HS has been voluntarily cutting back morphine dose down to 80 mg per day from 160, thinks may be feeling affects of withdrawal as advised by Dr

ICR045 (2958)

10/11/08 – 1435 Hrs

Seeing [REDACTED] from Epworth pain management re amount of medication – has confidence in him. HS says is, and sounds as if "desperate" to control pain issue.

ICR046 (2958)

12/11/08 – 0838 Hrs

HS seen Dr this morning - HS is very happy with him and appears to addressing real issues of damage to HS facial muscles etc after stroke. HS spoke re withdrawal from morphine, Dr reassured everything that is occurring to HS is normal and expected. He states that cause is that right side of HS face was affected during stroke - has to be reversed by manipulation, facial and mouth exercises, heat packs.

ICR046 (2958)

19/11/08 – 1810 Hrs

Is at Epworth Hospital, fainted at work, went to see local GP who sent HS to Epworth for check up b/c of prev stroke. Has been discharged, HS says is all right, feeling hot and cold, thinks may have some infection Dr's don't know but nothing serious.

ICR046 (2958)

21/11/08 – 1044 Hrs

Dr advised HS to stop taking new medication immediately, "Simbolter" or similar, is anti-depressant medication, obviously had extreme side effects on HS. Including hot and cold flushes, can't sleep, feels continuously under pressure. Didn't answer phone yesterday, had 43 missed calls. HS saying things like "What's it all about. I don't want to do this any more (referring to Barrister)."

Handler spent approx half hour on phone trying to give positive outlook on HS life. Told to get out of house b/c HS had planned to sit on couch all day, told this is not a healthy attitude. Discuss medication and obvious effect on HS – HS recognises this but still is very depressed. Suggest go and interact with other people, go for a walk, coffee, is going to see mother with sister. To ring Handler back this afternoon and

have a chat, also advise Handler of Dr's comment re medication, HS to discuss side effects etc with him so as to be clear what is happening to HS

HANDLER COMMENT:

Never heard HS like this before, extremely emotional and depressed, says wants to give up being a barrister but also concerned for future job prospects and financial security.

ICR046 (2958)

21/11/08 – 2000 Hrs

HS feeling better. Discussion re HS health/mental and emotional state – recognises is depressed but looking forward to get over medication effects.

ICR047 (2958)

26/11/08 – 1658 Hrs

Seeing [REDACTED] on Friday, may want HS to again try new medication, HS (and Handler) very wary re this.

ICR047 (2958)

29/11/08 – 1430 Hrs

Dr says 99 % of pain due to stress – specialist is [REDACTED] – pain management. Shed tears with Dr re this. HS crying on phone to Handler also.

ICR048 (2958)

09/12/08 – 1645 Hrs

HS feeling sick again, vomiting most of the day, says "with worry" re PETRA. Is currently outside Drs re stomach ulcer from taking Panadeine forte.

ICR049 (2958)

16/12/08 – 1946 Hrs

In depth discussion with HS and controller re Health