

Statement – Royal Commission into Management of Police Informants

Statement (2) of ^{Fox-O}

STATES:

1. I am making this statement in response to a request from the Royal Commission into the Management of Police Informants. This statement is submitted to the Royal Commission in response to a 'Notice to Produce' made under the *Inquiries Act 2014*.
2. Where possible, I have referred to pseudonym names in accordance with exhibit 81 and recent Royal Commission directions.
3. I have previously submitted a statement to the Royal Commission dated 31 May 2019. I have now had more access to the source material and my official diaries and submit a second statement to elaborate further.
4. There is still a massive amount of material for me to go through; especially the transcripts and diaries. In order to comply with a direction to submit by end of July, 2019 and compile various annexures (see attached), I provide the following response;

Amendments to statement (1)

5. I wish to amend a spelling error in paragraph 32 of my first statement. The last line should read; 'sought or disseminated'.
6. I wish to add more senior officers to the list supplied in paragraph 33 of my first statement. The following senior command members also had management, oversight or control of the SDU's use of 3838 as a human source;
 - a. Superintendent Rod Wilson – Central Source Registrar;
 - b. Superintendent Mark Porter – Central Source Registrar;
 - c. OIC's and Inspectors in charge of the Informer Management Unit;
 - d. Informer payments committee (IPC);
 - e. Detective Inspector Hill (now Assistant Commissioner);
 - f. Commander Purton;
 - g. Acting Commander Thomas;
 - h. Assistant Commissioner Maloney;
 - i. Assistant Commissioner Overland, and
 - j. Assistant Commissioner Cornelius;

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7. I wish to add the following person to the list supplied in paragraph 34 of my first statement as a senior command member who was also involved in the continued authorisation and use of 3838 as a human source;

a. Assistant Commissioner Cornelius.

Mr Cornelius was on the Operation Briars steering committee.

8. I wish to clarify my comments in paragraph 51 of my first statement. Dissemination of intelligence from 3838 was tight within a restricted handful of authorised liaison officers within the Crime Department. (Refer annexure (2) of statement 1.) This demonstrates our commitment to protecting the identity of the human source and ensuring the continuity and auditability of the intelligence.

9. In relation to disclosure matters to the courts (paragraph 63), the SDU did not have any issue providing documents or disclosure to investigators when it was appropriately sought. In fact, there were occasions when Information Reports generated from 3838's intelligence were released by SDU to investigators as part of the disclosure process to the courts. I have located communications between myself and Purana that demonstrate this;

a. E-mail dated 27-08-08 from DSC Tim Johns at Purana Task Force.

Operation Briars

10. I have located the following notes in relation to discussions I had about management considering to use of 3838 as a witness in the Chartres-Abbott prosecution;
- a. On 20-Sept-07 at 1700hrs Det. Sandy White advises me that Mr Overland has called a meeting tomorrow to discuss 3838 becoming a witness for Operation Briars. Talk about this not being viable. Det. Sandy White will meet with Superintendent Biggin and Mr Overland tomorrow.

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- b. On 21-Sept-07 at 1130hrs Det. Sandy White updates me regarding the above meeting. I record that 3838 is to meet Waters with [REDACTED] if the opportunity arises. I understood this to mean that Briars would look to use traditional investigation techniques to keep 3838 out of the evidentiary chain. I would report up potential opportunities that I identify.
- 11. I am also aware that senior management approval was given for Op Briars investigators to review SDU intelligence holdings, ICR's and audio recordings regarding 3838 contact with persons of interest for Op Briars. On 3-Jul-2009 Inspector Waddell took possession of various SDU ICR's and audio recordings relating to Op Briars. He signed a formal receipt acknowledging possession this material and removal from SDU office.

SDU management of 3838.

- 12. I have reviewed ICR's 076 – 114 (3838) from the Loricated Database spanning some 8 months from February 2007 to December 2007. The handlers during this time were Detective Anderson and myself. I refer to examples that reference the following themes;
 - a. Monitoring 3838's welfare and protecting her life;
 - b. Risk assessment ;
 - c. Motivation;
 - d. LPP Information ;
 - e. Furtherance of crime intelligence (including unprofessional behaviour);
 - f. Container importations (all themes);
 - g. Hodson's / ACC / OPI hearings;
 - h. Origin of information and dissemination details;
 - i. Conflict of interest - Instructions not to act, and
 - j. Attempts to deactivate 3838 as a human source.
- 13. The following tables are succinct summaries of the above themes. Further detail of the intelligence and SDU management of 3838 in these summaries can be found in the relevant ICR's.

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Welfare / protect life

14. From the source material I have reviewed on the Loricated database, I refer to the following ICR's that relate to monitoring 3838's health and protecting her life;

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Welfare / Protect Life			
Date	ICR	Ref:	Details
24-04-07	076	1631hrs	HS tired and emotional. Discussed options and reasons to continue
04-05-07	077	0912hrs	HS is seeing the psychiatrist because SDU want her to.
04-05-07	077	1546hrs	Discussed future direction of HS with Psychiatrist
21-05-07	080	VPL.005.137.331	HS told there is nothing more SDU want her to do. Worry about your health. There is little we can do with your intel.
15-06-07	083	2200hrs	SDU are worried about her health and not coping with stress. HS says it is not the police's fault for where she is now. She gets stressed having to lie every day.
17-06-07	084	1849hrs	Discussed welfare with HS and medication she is on from her Doctor.
17-06-07	084	2341hrs	Further talk about her welfare. Is booked in to see Doctor.
18-06-07	084	1818hrs	Feedback from her visiting the Doctor. Today and tests she is having. Stress related.
19-06-07	084	1804hrs	Discussion re health and Dr appointments.
22-06-07	085	2300hrs	HS talks about the failed attempt of SDU engaging a psych. She gives her reasons as to why it did not work.
30-06-07	086	1934hrs	HS assures handler she does not Dr shop for prescription medication.
02-07-07	087	1925hrs	HS going to see her Dr tomorrow. She has lost 41kg in 7 months Health being monitored by handler
03-07-07	087	1955hrs	HS shows me the prescription she is getting from her Doctor. Assures me she is not Dr shopping.
04-07-07	088	2214hrs	██████ is going around saying HS is a dog. HS put in cover stories
05-07-07	088	2124hrs	██████ threatens HS. Reported to Purana Task Force. HS encouraged to have a break and go to Bali to rest
11-07-07	089	2127hrs	HS encouraged to take a long holiday in Bali and relax
12-07-07	089	1157hrs	HS encouraged to see a Dr if she has constant pain.
12-07-07	089	2004hrs	HS told to have a rest and take a break
14-07-07	089	0056hrs	HS has been receiving threatening txt on her mobile phone. From public phone boxes.
17-07-07	090	1851hrs	HS going to Bali to relax. She is seeing dental specialist for her jaw.
18-07-07	091	1726hrs	Talk about her jaw and possible surgery. She is seeing a dental specialist

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Welfare / Protect Life			
Date	ICR	Ref:	Details
19-07-07	091	1000hrs	HS saw the dentist specialist today. Talked re treatment options
25-07-07	092	0842hrs	HS has been receiving threatening phone calls overnight. Reported to Purana for investigation.
26-07-07	092	1046hrs	The phone that rang HS re threats was connected in the name of Jason Kelly. HS says definitely Mokbel crew behind it.
26-07-07	092	1108hrs	Health issues discussed, medication she is on and Doctors she is seeing.
26-07-07	092	2213hrs	Danielle McGuire tells HS that rumours are everywhere that HS is a dog. She doesn't believe it.
27-07-07	092	1208hrs	SDU have brought her a book voucher to use for Bali trip and relax
12-08-07	094	1726hrs	HS back from Bali trip. Feeling very relaxed and good. Jaw is still painful. She may need surgery.
13-08-07	094	1600hrs	[REDACTED]
13-08-07	094	1600hrs	HS seeing specialist tonight re her medical conditions. HS stressed re threat to her life.
13-08-07	094	1715hrs	HS advised she is not tasked into anything or anyone by SDU
14-08-07	094	1656hrs	HS is at Epworth re medical appointments. She feels like she has high blood pressure.
14-08-07	094	1810hrs	Discuss HS health and Doctor recommendations
15-08-07	095	1744hrs	[REDACTED]
16-08-07	095	0817hrs	HS vomiting again, expressed concern regarding amount of Panadol she is taking. Stress related.
16-08-07	095	1312hrs	[REDACTED]
21-08-07	095	0809hrs	[REDACTED]
25-08-07	096	2134hrs	HS told that if she does not change her ways she will end up sick like stoke back in 2004. HS agrees.
27-08-07	097	0837hrs	HS feeling depressed. Offered professional counselling.
28-08-07	097	1638hrs	HS has seen an oral surgeon re her jaw. Condition is stress related. Discuss options to have a break.
29-08-07	097	1324hrs	Bayeh is threatening HS that she deserves to die [REDACTED] HS fears that [REDACTED] will infect the Mokbel brother's thinking. (Purana notified)
29-08-07	097	1634hrs	HS encouraged to see a doctor about the way she is feeling.
30-08-07	097	0831hrs	HS has seen the Doctor. Discuss diagnosis. Dr has renewed her medication prescriptions.
30-08-07	097	0831hrs	HS seriously thinking about taking a few months off. Encouraged HS to do this re stress relief.
30-08-07	097	1745hrs	HS encouraged to get further medical treatment. If very worried go to hospital. HS will if it gets worse.
04-09-07	098	2045hrs	Discuss cover stories to use when speaking to [REDACTED] to protect her from [REDACTED] allegations.
05-09-07	098	1554hrs	Discuss as above re meeting [REDACTED]
06-09-07	098	0831hrs	[REDACTED] seeing Doctors for tests.

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Welfare / Protect Life			
Date	ICR	Ref:	Details
09-09-07	099	1507hrs	HS suffering from depression. Offered counselling and treatment. Declined.
10-09-07	099	1256hrs	HS says she is not coping. Offered confidential psychiatric counselling. HS dismisses this.
10-09-07	099	1919hrs	HS consoled re [REDACTED] issue
11-09-07	099	1756hrs	HS seeing her heart specialist today. -
12-09-07	100	1659hrs	HS has got all her medical appointments out of the way
12-09-07	100	2140hrs	HS has to see her heart specialist every 3 months
14-09-07	100	1515hrs	Discuss with HS medication she is on. Monitored by Handler. Encouraged her to keep seeing Doctors re her conditions.
15-09-07	100	1140hrs	HS sick and vomiting. Seeing her specialist at [REDACTED] in 2 hours.
15-09-07	100	2020hrs	HS back from [REDACTED] Been told to rest for the week. Encouraged HS to do this.
16-09-07	100	1739hrs	HS feeling better today. Cautioned that she still needs to rest.
24-09-07	101	2028hrs	HS having heart issues. Told to see a doctor.
26-09-07	102	2014hrs	Discuss rumours spreading that she is a dog. Re-enforced SDU commitment to her safety.
28-09-07	102	1932hrs	Encouraged HS to go see doctor for her medical conditions
29-09-07	102	1121hrs	Discuss medical conditions. Advised HS to see a doctor and have her medication reviewed.
30-09-07	102	1936hrs	Discuss HS health and medication she is on. She is seeing Doctor tomorrow. Ensure HS will tell doctor the truth about what she is taking and her symptoms.
1-10-07	102	2128hrs	Risk that HS [REDACTED] has been compromised. [REDACTED]
1-10-07	102	2128hrs	Discuss HS health. She is seeing the relevant doctors and surgeons for advice.
2-10-07	102	2005hrs	HS has seen doctor today and is on new medication. Doctor is happy with her current medication.
2-10-07	102	2156hrs	Doctor has told her she needs to relax more. General talk about lifestyle issues and ways to reduce stress in her life.
03-10-07	103	1633hrs	HS gets a new [REDACTED] re risk of compromise to her [REDACTED] Discuss cover stories for [REDACTED]
03-10-07	103	1812hrs	HS says the new medication is working well. She is feeling better. Warned HS re only taking recommended doses. Discuss lifestyle issues for better health.
08-10-07	103	1930hrs	HS has been to see the doctor. On new medication. Got assurances from HS that she is telling doctors everything so they can properly treat her. HS assures me she is not lying to her doctors.
11-10-07	104	1131hrs	Discuss health. HS booked in for surgery in November.
12-10-07	104	2056hrs	HS not diverting her work phone this weekend to have a weekend off. Hopes to relax. May go into work Saturday though.
15-10-07	105	0724hrs	HS has received threatening mail with bullets in it. Purana investigating. HS home [REDACTED] upgraded. Personal safety strategies implemented.

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Welfare / Protect Life			
Date	ICR	Ref:	Details
17-10-07	105	0803hrs	Personal security strategies implemented re threat to HS life.
26-10-07	106	1702hrs	HS feeling down and stressed. Wants to talk to someone re her feelings. Offered professional services. HS declines.
27-10-07	106	1024hrs	HS seeing a therapist. Encouraged HS to keep going to these clinics as it seems to be good for her.
27-10-07	106	1808hrs	SDU management of HS personal security arrangements owing to her death threats.
29-10-07	107	1216hrs	HS talking about needing stronger medication. Going to see her Doctor. HS warned about the use of morphine.
29-10-07	107	1216hrs	HS has been to the doctor for treatment on her jaw. Doctor has discussed surgery options.
29-10-07	107	2024hrs	HS receives more death threats. Security measures put in place. (Purana notified). All gets back to perception out there that HS did not warn the Mokbels when [REDACTED] was arrested.
30-10-07	107	0837hrs	General talk re threats to HS. HS worried. Reassurance talk that everything is being done for her.
30-10-07	107	1123hrs	Discuss personal security arrangements with HS for protection.
30-10-07	107	1854hrs	HS seeing a massager. Long session. Feels better for it.
31-10-07	107	1051hrs	The new medication HS is on is working fine. Massage yesterday also worked well.
31-10-07	107	1745hrs	HS going to the gym to blow off some steam.
03-11-07	107	1643hrs	HS new medication not working. Advised HS she should consult her doctor on medication. Cautioned HS to be mindful of certain medications and [REDACTED]
03-11-07	107	1643hrs	HS complains she has mental issues over dealing with all these criminals. She needs a psych. Offered to arrange psych services. One that is more suited to HS needs. HS thanks me but says no. HS hated the last psych, she had no idea about the real world.
04-11-07	107	1755hrs	HS have a day off and doing her own thing. Discussed with HS how having me time is very beneficial and encouraged her to continue this.
05-11-07	108	1656hrs	Discuss HS health. She has jaw surgery in late November. HS taking painkillers daily.
05-11-07	108	1656hrs	Personal security arrangements agreed to by HS to protect her life.
05-11-07	108	1656hrs	HS receives a new threatening phone call. Matter reported to Purana Task Force.
06-11-07	109	1823hrs	HS getting more threatening calls. Reported to Purana.
08-11-07	109	1539hrs	Discuss security arrangements at her home for protection.
09-11-07	109	1505hrs	HS feels stressed and headaches. May be PTSD. Offered to arrange medical assistance re proper diagnosis. HS declines.
10-11-07	109	1649hrs	More suspicious call to HS. Discuss safety and reported to Purana.
11-11-07	110	2023hrs	[REDACTED] Discuss safety around this. Controller and Purana notified of possible compromise to HS house.

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Welfare / Protect Life			
Date	ICR	Ref:	Details
14-11-07	110	0738hrs	Met Gatto for dinner last night. [REDACTED] [REDACTED] Purana notified.
14-11-07	110	2142hrs	Discuss HS health. Her medication, pending surgery, her fears re death threats.
15-11-07	110	1232hrs	Discuss health diagnosis from dental visit. No surgery. HS jaw issues are stress related. She needs to remove stress in her life. Reinforce with HS we are aiming towards finishing the relationship. Gradual ending.
15-11-07	110	1335hrs	Implement personal security measures with HS. Purana assisting. This is to protect her re recent death threats. (Op Gosford refers)
18-11-07	111	2224hrs	Discuss HS health. Observations about how she gets run down and needs to rest. HS agrees. Encouraged HS to maintain good health and rest.
20-11-07	111	1311hrs	HS is panicked and scared re threat to her life that the Mokbels present. Scared they will get confirmation she is a dog. HS explains how hard it is to live in fear all the time. Crying and upset.
25-11-07	112	2030hrs	HS seeing her heart specialist this week. Encouraged her to listen to medical advice.
26-11-07	113	1744hrs	Personal security measures put in place for HS regarding her safety and security re death threats.
28-11-07	113	2033hrs	HS thinking of cancelling her medical appointment. Encouraged HS to keep it and see her Doctor. Understood. She will go.
30-11-07	113	2037hrs	Implement personal security protocols and responses with HS for her safety.
02-12-07	113	1538hrs	Discuss HS health. Encouraged her to go to doctor and listen and take his advice. Check with him re suitable medication.
04-12-07	114	0024hrs	HS has been to see her doctor. She is getting tests and scans done. Doctor has refused some medication she wanted.
05-12-07	114	0838	HS stressed about fitting in time to meet SDU handlers today. Very worked up about time pressures. Cancelled meeting for HS welfare.

15. These welfare, health issues and actions to protect 3838's life were reported to the controller as risks. I was satisfied that 3838 was getting appropriate medical treatment for these conditions and illnesses she complained of. My assessment was that all her medical conditions were a direct result of the stresses in her life, including her involvement with SDU. SDU consistently tried to safely end the relationship. Ultimately 3838 chose not to take these options.

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16. It was assessed that the Mokbel cartel had motive, ability and resources to put a contract out on persons to have them killed. On 26-Sept-07, for example, SDU received intelligence from Purana that Horthy Mokbel, from gaol, had put a contract out on a person of interest who he suspected of being an informer.
17. The risk to 3838's life was real and present in her mind and contributed to her mental stress. 3838 talked of being petrified of Tony and Horthy Mokbel and their capability to kill her.

Risk Assessment

18. From the source material I have reviewed on the Loricated database, I refer to the following ICR's in relation to risk assessment;

21803838

Risk Assessment			
Date	ICR	Ref:	Details
21-05-07	080	VPL.005.137.057	Caution re box visits at gaol and risk to HS. She needs to organise her own to reduce suspicion.
21-05-07	080	VPL.005.137.263	Milad brief and how certain things may compromise HS. Best option is to give them the blacked out notes (ie: comply with disclosure process at court). PII due to death threats investigation.
21-05-07	080	VPL.005.137.269	Issue of HS becoming a witness and entering witness protection. This would destroy her standing as a barrister.
21-06-07	084	1723hrs	HS told she will never be told about the progress of any police investigation (repeated in ICR's 85 – 87)
2-07-07	087	1642hrs	It has come out in Milad's trial that HS was there for [REDACTED] [REDACTED] HS says she is fucked now.
02-07-07	087	1751hrs	She does not blame anyone, she puts herself in these situations. She remembers telling handler Peter Smith back in 2006 that this will be a problem for her. HS never expected anyone to perjure themselves HS is now fucked because [REDACTED] would have [REDACTED] him. HS concerned about her legal practice. No-one will want to use her anymore. HS believes her life is now in danger.

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Risk Assessment			
Date	ICR	Ref:	Details
04-07-07	088	0919	<p>██████████ has read the transcript from ██████████ and gone off his tree that HS was at ██████████</p> <p>Risk assess around what transcript actually says and what cover story she can employ</p>
12-07-07	089	1350hrs	<p>██████████ prison have intercepted mail threatening HS as a dog. Purana Task Force investigating.</p>
17-07-07	090	1851hrs	<p>██████████ – ██████████ will kill her – period</p> <p>Preferred option is for her to stay out of the witness box. Discuss witness protection options</p>
17-07-07	090	1851hrs	<p>HS fears when depositions of ██████████ come out and circulated around jail.</p>
23-07-07	092	1640hrs	<p>HS can't believe that Milad has not picked up on ██████████</p> <p>██████████ She has told Milad she is not representing him.</p>
13-08-07	094	0808hrs	<p>Ensuring only reference to HS is as a victim on a Purana affidavit re her death threats. Noted risk of witness box.</p>
17-08-07	095	1139hrs	<p>HS arranged to have silent electoral roll and silent on Titles office. Purana can organise.</p>
18-08-07	095	1722hrs	<p>HS says Purana have organised the silent electoral role. I will get Purana to make her silent on titles register also</p>
22-08-07	096	1324hrs	<p>HS told not to get involved or be seen to be assisting ██████████</p> <p>help the police. Risk of compromise or fuel rumours she is a dog.</p>
23-08-07	096	0918hrs	<p>HS to be careful meeting Karam late at night. He is only using her to legitimise his meetings. Understood</p>
24-08-07	096	1809hrs	<p>Do not go to EL HAGE party at Crown re risks.</p>
27-08-07	097	1824hrs	<p>HS got a letter confirming she is now silent on electoral role</p>
01-11-07	107	1750hrs	<p>Talk that Gatto is being a gentleman and trying to impress her. He offered to pay for HS and her mother to go out for dinner. HS declined. Reminded HS not to accept such gifts so he does not have any control over her. HS agrees.</p>
02-11-07	107	1626hrs	<p>Discuss reason for having to see persons she has no reason to see. Risk to her safety and compromise. HS told under no obligation by SDU to see persons.</p>
02-11-07	107	1711hrs	<p>Reinforce above to HS. No need to go see people.</p>
02-11-07	107	1711hrs	<p>Waters discusses his alibi with HS re Op Briars murder investigation. Not disseminated due to risk of compromise.</p>
07-11-07	109	1356hrs	<p>There is a statement running around that tends to suggest the person is an informer and HS was there when he rolled. This causes ██████████</p> <p>██████████ Discuss risks re this.</p>
07-11-07	109	1817hrs	<p>██████████ is bragging that he has made a ██████████ re ██████████</p> <p>██████████ This has got everyone talking. Puts HS in an awkward position to fuel speculation she is a dog. Discuss how to protect herself.</p>

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Risk Assessment			
Date	ICR	Ref:	Details
14-11-07	110	0738hrs	AFP have executed a search warrant on Karam's house. Searching for documents. Ensured that HS has not documents or computer records about us anywhere. HS assures me she does not keep records.
16-11-07	111	1603hrs	Gatto has brought her diamond earrings for her birthday. Discuss with HS she should not be accepting gifts or dinners from him where she is in a position that she owes him. Gatto seems infatuated with her. Told HS to set boundaries with him. Gatto will refer a lot of new clients to her.
19-11-07	111	1433hrs	██████ claiming HS is a dog. He has instructed ██████ to ██████ about it next ██████. Issue is the same. If ██████ get confirmation that HS knew ██████ rolled but did not tell them then life in danger. General talk re this.
20-11-07	111	0807hrs	Issue re ██████ is not that ██████. Issue is that she did not ring and warn ██████. Deal with her emotions and scared throughout the day. HS has genuine fear her life is in danger.
20-11-07	111	1901hrs	Gatto has given her more gifts. This time a music CD. Instructed HS this must stop. No more leading him on. Make HS aware that he is only trying to manipulate and control HS.
20-11-07	111	2232hrs	Reminded HS again to be mindful of Gatto and gifts and his attempts to control her.
21-11-07	112	1731hrs	Bayah was at Horthy's committal ██████. To confirm if HS a dog.
22-11-07	112	0826hrs	██████ was at ██████ to show solidarity for the crew ██████ off. Also to ██████ and try and confirm if HS ██████ comes out ██████ ██
22-11-07	112	1643hrs	Re above, HS convinced she is a dead person walking. Discuss safety measures in place for her.
23-11-07	112	2024hrs	Associate of Gatto has a gun. HS was shown it today. Not disseminated due to risk of compromise to HS.
24-11-07	112	1051hrs	Gatto has got a dealer from Mercedes Benz to ring HS and offer her a test drive of a car for a week. Gatto is showering her with gifts. Reinforced with HS not to accept gifts from him.
24-11-07	112	1051hrs	██
24-11-07	112	1533hrs	HS spreads word that she is not acting for ██████ if he is making a statement against ██████. This will assist HS and the treats against her.
25-11-07	112	2030hrs	HS drip feeding info that she is angered at ██████ making a statement against ██████. Intended to get back to the ██████ to assist in threats against her.

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Risk Assessment			
Date	ICR	Ref:	Details
27-11-07	113	1527hrs 1534hrs	<p>Material in the Orman brief has passages that obviously refer to her. HS complains about poor redactions of police. HS very worried.</p> <p>These documents were released last year to [REDACTED] case HS complains nothing has been done since then. Discuss HS safety and implications around this. HS fears these transcripts have passed around [REDACTED] by [REDACTED]</p>
27-11-07	113	1702hrs	<p>Stressed importance of maintaining a professional relationship with Gatto. She does not have to see him if don't want to. SDU instruct she should pull out and stop seeing Gatto. Again remind HS to stop receiving gifts from Gatto and tell him. He is not getting the message.</p>
28-11-07	113	0814hrs	<p>HS has told Gatto about professional relationship and nothing more than that. HS says Gatto was happy with that.</p>
28-11-07	113	2033hrs	<p>HS complains she is not getting heads up on pending police arrests. Advised this is standard police and SDU practice and this will never change. HS wants to be the exception to the rule. Told HS she should be under no illusion that she is an exception to the rule.</p> <p>Discuss importance of HS being upfront with SDU handlers. She may get away with things once or twice, but eventually will come unstuck and can blame no-one else but herself. People can come unstuck through police surveillance and we find out about it.</p>
04-12-07	114	2245hrs	<p>Gatto is getting his car swept for bugs. Car is at an auto electricians in North Melbourne.</p>
08-04-08	013	1735hrs	<p>HS says she sometimes thinks at night that if it comes to the crunch she would think about telling her legal counsel her real identity. General talk re this and the pros and cons. Agreed this is not a good idea because the legal fraternity are the worst gossips and it could not be controlled. She will not be telling anyone her identity = good.</p>

19. In January 2009, I assisted in the handover of 3838 to the Petra Task Force and assessment by the Witness Security Unit (Witsec). I refer to the following relevant notes;

- a. Diary entry 04-Jan-09 at 1355hrs. 'Speaking to Petra re handover.'
- b. ICR053. 09-Jan-09. 'Talking to 3838 about her fears and transition to Witness Protection. Witsec are the experts and she needs to listen to them.'
- c. Diary entry 15-Jan-09 at 0855hrs. 'Meeting with Witsec for 3838 handover'
- d. Diary entry 26-Jan-09. 'Meeting with SDU management to facilitate smooth transition of 3838 to Witness Protection Program.'

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- e. Diary entry 27-Jan-07 at 1000hrs. 'Meeting with Witness Security Unit staff and management regarding handover of 3838 to Witness protection program. Discuss risks and threat assessment.'
- f. Diary entry 29-Jan-09 at 1000hrs. 'Spoke to Det. Sandy White re risk assessment of 3838 for Witsec.'
- g. Diary entry 29-Jan-09 at 1210hrs. 'Meeting with Witness Security Unit staff regarding threat assessment compilation for 3838. Handed over SDU Risk Assessment (version 26-Apr-2006). Arranged for point of liaison to share current intelligence for 3838,' and,
- h. Diary 30-Jan-09 at 1350hrs. 'Meeting with Witness Security Unit re discuss and compile Threat Assessment for 3838.'

Motivation

20. From the source material I have reviewed on the Loricated database, I refer to the following ICR's that in my view reflect 3838's motivation for speaking to SDU;

21803838

Motivation			
Date	ICR	Ref:	Details
06-05-07	078	1904hrs	HS worried what Carl Williams might have said in statement to Petra. Talk of attempts to remove TI transcripts for \$100K HS concerned her phone is off re Hodson murder investigation
07-05-07	078		HS concerned that police are following her. HS thinks she is being set up by Vic Pol
09-05-07	078	1609hrs	HS worried what Carl Williams may say in statement. Concerned re impact this will have with other barristers and her reputation. Statement alleges corrupt involvement with Paul Dale

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Motivation			
Date	ICR	Ref:	Details
21-05-07	080	VPL.005.137.195	HS talks about her guilty conscience because she helped these scumbags get away with so much. After my stroke it was like, I have to get away from these people.
		VPL.005.137.200	I used to get all the information about who the informers were. I did it for years for these arseholes. Once upon a time they had a barrister running around for them. Not anymore.
		VPL.005.137.232	HS has been threatened to be killed before.
15-06-07	083	2200hrs	<p>██████████. Rumours and gossip that she was sleeping with Tony. All bullshit and gossip. Advised HS not worth compromise to protect rumours and gossip. HS accepts this.</p> <p>HS says I am in 100%, not half hearted.</p>
18-06-07	084	2206hrs	Tony Mokbel asked HS if she still lived in Port Melbourne. HS too this as a veiled threat.
19-06-07	084	1804hrs	HS says it was never an obligation to tell ██████████ about ██████████ – just an expectation like friends.
19-06-07	084	1804hrs	If it gets out she was at ██████████ then her life is in jeopardy. It is unforgiveable that she did not ██████████ HS understands that police and ██████████ have to tell the truth in the proceedings. HS says it was never an obligation to tell ██████████ just an expectation like with friends.
21-06-07	084	1858hrs	HS can't help her conscience. She hears about all this criminal activity and has to tell someone. This addresses her ethical dilemmas. The stress in her life is caused by her safety fears.
22-06-07	085	2300hrs	<p>Benji Veniamin sat off her house. Was sent there by Carl Williams and Tony Mokbel to kill her. This really scared her. Gatto told her this. It was a threat because she got Lewis Moran out on bail.</p> <p>This was the first thing that led her to being a HS. Phil Swindels and Andy Allen spoke to her about the threat</p>
22-06-07	085	2300hrs	<p>All HS needs is; Wax vouchers / long weekends away every now and then / a pat on the back for her work / reassure her everything is going O.K.</p> <p>HS accepts she is in the middle of all this due to her own doing and she needs our help to get through it all. This is why she still talks to us.</p>
25-06-07	085	1807hrs	<p>Every time she speaks to ██████████ she denies seeing ██████████ They have warned her that she better not be speaking to that dog. HS worried if this gets out.</p>

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Motivation			
Date	ICR	Ref:	Details
25-06-07	085	1807hrs	HS has real fears that if [REDACTED] issue gets out then fear of being killed by the [REDACTED]. She knows their capabilities and this is why she cannot sleep at night.
26-06-07	085	1736hrs	The reason she spoke to Vic Pol in the first place is because she could not cope with the unfairness going on. Her consciousness got the better of her and she had to tell someone.
26-06-07	085	2200hrs	[REDACTED] and Adam Ahmed are people she will be forever indebted to because they all helped her during her stroke in 2004.
30-06-07	086	1934hrs	HS has ambitions to be the best HS Victoria Police has ever had so no-one will ever beat her. Explained the dangers of thinking like this and it is unnecessary to have this ambition.
1-07-07	087	1701hrs	HS feeling guilty about Karam. But she knows she is doing it for the right reasons.
1-07-07	087	2258hrs	HS glad to hear that this container of pills won't be hitting the streets
06-07-07	088	1530hrs	HS would never break SDU trust or go behind our back. She would never forgive herself if the trust with SDU was lost.
14-07-07	089	1321hrs	A few years ago Tony Mokbel tried to blackmail her regarding a fake sex tape. (to control her)
24-07-07	092	2102hrs	HS admits being very scared of Tony Mokbel
24-07-07	092	2121hrs	HS wants to take control of her life again. She does not want to go back to Mokbel days. She lost a lot of 'normal' friends during that period. She wants those friends back.
15-08-07	095	1744hrs	HS worries that if she does not keep giving SDU information we may not see her as valuable anymore. HS told not to inject herself into anything due to safety risks.
17-08-07	095	2154hrs	HS has feelings for losing our trust that she has worked so hard for over that last 2 years to earn and keep
21-08-07	095	2057hrs	HS was brought up on strong moral values by her family
23-08-07	096	1338hrs	HS still talks to Mokbel because of fear she has towards him (to control). HS told that Tony has lost his power base.
27-08-07	097	0837hrs	HS original motivation was to get away from all these criminals. She thought by talking to police she could get them all locked up. But she cannot get away from these people even when in gaol.
28-07-07	097	2138hrs	Whatever Tony Mokbel says when he gets back from Greece about HS will all be untrue.
30-08-07	097	0831hrs	All HS worries about is what the Mokbels can do to her. Even when they are in gaol. Talk about fears about her practice if she goes away.
09-09-07	099	1950hrs	Tony Mokbel will make up heaps of lies when he gets back from Greece.
11-09-07	099	1403hrs	Discuss with HS a staged break away from all these criminals in her life. View to end the relationship. HS says she can't do it as her practice will suffer. She needs to keep her enemies close to know what they are thinking. HS encouraged to think about the options.

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Motivation			
Date	ICR	Ref:	Details
13-09-07	100	1755hrs	<p>HS asks why she is doing free work for other barristers. Basically it comes down to self-preservation for her. She needs to keep the Mokbels close and stamp out the rumours. She needs to keep them on side or else her life is in danger.</p> <p>The [REDACTED] depositions are being released soon and she needs to control what they hear and think.</p>
16-09-07	100	1739hrs	[REDACTED]
24-09-07	101	2028hrs	If her [REDACTED] ever came out re [REDACTED] she would be dead.
09-10-07	103	1807hrs	HS worried that she may not be the most important source for SDU anymore.
23-10-07	105	1836hrs	Tony Mokbel has rung. She is appearing to be helpful without doing much. HS cannot stand him. She has to keep him close for fear what he might say about her when he comes back to Australia.
31-10-07	107	1201hrs	Horty spreading rumours that HS a dog. Only wants Grigor to represent him. HS worried that all this talk will affect her legal practice.
31-10-07	107	1603hrs	<p>Further talk about claims spreading she is a dog from the Mokbels. This is coming from the jails. Threat to make a complaint to the Law institute. This will affect her practice and her livelihood.</p> <p>When Carl Williams did this, it caused her insurance policy to rise.</p>
31-10-07	107	1748hrs	Discuss threats from gaol that HS is a dog. This only makes her more determined. This is how the Mokbels work, by standing over and intimidating people into fear.
03-11-07	107	1643hrs	HS complains she has been with SDU now for 2 years and got no money. This has actually cost her money. HS wants to raise this at next meeting.
21-11-07	112	1731hrs	HS says it hurts to talk about money issues with SDU because it is never really about the money – always the goal of getting criminals locked up.
28-11-07	113	2033hrs	Despite being told numerous times no to see Gatto and SDU preference is she doesn't, HS says it is in her interests to see Gatto as he has potential to refer a lot of clients to her. Good for business. Made it clear this HS choice and not SDU tasking.
28-11-07	113	2033hrs	<p>Reinforced HS does not have to see Gatto at all. Not SDU tasking. HS says she sees Gatto for her own reasons;</p> <ul style="list-style-type: none"> - Getting clients for her practice - If she hears anything we might be interested - To control if anything bad happens out of [REDACTED] transcripts. Foundation laying.

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LPP Information

21. From the source material I have reviewed on the Loricated database, I refer to the following ICR's that relate to the issue of legal professional privilege;

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LPP Information			
Date	ICR	Ref:	Details
11-05-07	078	0801hrs	
21-05-07	080	1738hrs VPL.005.137.025	HS supplied a copy of Karam's chronology for current trial. She compiled it from the police brief. Not taken and left with HS. Not disseminated.
21-05-07	080	VPL.005.137.149	Paul Dale hand written notes. She got them from gaol. I gave them to Tony Hargraves because he was acting for him.
		VPL.005.137.153	I told Dale I can't appear and I can't act for you.
		VPL.005.137.202	Parts of Paul Dale are privileged. In the context of when he gave me those notes.
		VPL.005.137.309	HS could give evidence against Karam because information is clearly outside of a criminal barrister relationship
25-05-07	080	1724hrs	HS still looking for the Paul Dale notes
27-05-07	081	2026hrs	HS has located the Paul Dale notes. She is considering the ethical implications of handing these documents over
29-05-07	081	0738hrs	SDU collect Paul Dale notes from HS. Retained in SDU possession. Not disseminated.
05-06-07	082	0040hrs	HS gets a call from David Tricarico in police custody. She provides legal advice. Nothing documented, nothing disseminated.
15-06-07	083	1925hrs	(Meet) Talk about obligations to a barrister and client privilege. Instructions for a case vs offender admitting to other crimes. HS says there is no obligation on her other than a moral one.
15-06-07	083	2020hrs	Discuss Karam trial and what happened throughout the day. (Not disseminated)
19-07-07	091	1355hrs	Legal defence strategies for Mokbel not being disseminated
22-07-07	091	1404hrs	Talk about BUJARIC opening address in Greece. Not disseminated.
23-07-07	092	1058hrs	HS told that SDU will not pass on any LPP material re Tony's extradition. This is for her protection and legal implications. Furtherance of crime will be.

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LPP Information			
Date	ICR	Ref.	Details
24-07-07	092	2102hrs	HS updated Khoder on Tony Mokbels defence strategy in Greece. Eventually the Australian government will win and he will be extradited back to Australia. HS admits being very scared of Tony Mokbel
29-08-07	097	1748hrs	BAGARIC rang HS looking for background information on Tony Mokbel. (Not disseminated)
22-08-07	096	1813hrs	Discuss Stumencovich case with HS. Not disseminated due to LPP.
28-08-07	097	2138hrs	General discussion about [REDACTED] instructions regarding his brief of evidence. (Not disseminated)
01-09-07	098	1947hrs	HS has spoken to BAGARIC. Discussed Mokbels extradition defence. Not disseminated
01-09-07	098	1947hrs	HS will be representing Stumencovich at a bail hearing next week. Discuss the case. No disseminated.
06-09-07	098	1255hrs	Extradition information and what is in the newspapers Not disseminated
14-09-07	100	1515hrs	HS discusses Phil Priests defence strategy for Roula Mokbel committal. Not disseminated.
20-09-07	101	1229hrs	Discuss Roula Mokbel and Phil Priest defence strategy as general conversation. Not disseminated.
20-09-07	101	2137hrs	Fezzollari has been arrested. HS has given him legal advice. Not disseminated.
24-09-07	101	1340hrs	HS talks about deficiencies in the Orman brief. Told HS this is a matter for the investigators. (Not disseminated)
02-10-07	102	2005hrs	Tony Mokbel extradition information re Federal Court. Not disseminated re defence counsel intel. Ensure HS avoids this case.
03-10-07	103	1812hrs	Mokbel defence strategy conversation. Not disseminated
06-10-07	103	1322hrs	HS has read a copy of the Mokbel extradition appeal. Not disseminated.
20-11-07	111	1901hrs	[REDACTED] discusses with HS what instructions he has received from [REDACTED]. HS fears this will put her life in danger. [REDACTED] has to tell the truth if asked and HS instructed not to coach [REDACTED] in any way. Understood. Disseminated to Purana.
22-11-07	112	0826hrs	[REDACTED] has told [REDACTED] that he will protect HS in [REDACTED] [REDACTED] and HS do not believe [REDACTED]

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Furtherance of crime intelligence

22. From the source material I have reviewed on the Loricated database, I refer to the following ICR's that give examples of when intelligence was received in relation to ongoing criminal activities;

21803838

Furtherance of crime intelligence			
Date	ICR	Ref:	Details
24-04-07	076	2118hrs	[REDACTED]
26-04-07	076	1114hrs	[REDACTED]
30-04-07	077	1931hrs	[REDACTED]
09-05-07	078	1609hrs	[REDACTED] Verbal update to Purana Task Force.
09-05-07	078	1609hrs	HS out to dinner with El HAGE and Adriano tonight. They did a [REDACTED] Carlton crew claim to have a person on the inside at Purana
21-05-07	080	VPL.005.137.118	Tony Mokbel [REDACTED]
		VPL.005.137.292	Khoder [REDACTED]
23-05-07	080	1337hrs	Manella [REDACTED] a [REDACTED] ([REDACTED] hearing.
24-05-07	080	1617hrs	HS is actively trying to discourage Karam and Manella from [REDACTED]
24-05-07	080	1715hrs	Matt Johnson arrested for a carjacking. Manella [REDACTED] [REDACTED] HS has instructed Grigor to represent Johnston. Johnson and Morgan arrested for carjacking and Agg Burg. Link [REDACTED] [REDACTED]

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Furtherance of crime intelligence			
Date	ICR	Ref:	Details
25-05-07	080	1301hrs	Karam and Manella discussing how Johnson got the wrong address. He has been running around for 3 weeks collecting debts. [REDACTED]
25-05-07	080	1600hrs 1725hrs	[REDACTED]
25-05-07	080	2151hrs	[REDACTED]
27-05-07	081	2026hrs	[REDACTED]
28-05-07	081	1807hrs	[REDACTED]
30-05-07	081	1231hrs	[REDACTED]
04-06-07	082	1741hrs	HS believes there is a leak at Purana
17-06-07	084	1349hrs	[REDACTED] [REDACTED]
18-06-07	084	2120hrs	[REDACTED]
21-06-07	084	1858hrs	[REDACTED]
21-06-07	084	2335hrs	[REDACTED] Action – SDU intel holdings moved to [REDACTED] computer.
22-06-07	085	1924hrs	TM has rang. He has been charged with murder. Wants HS to go down and see Carl Williams to get him to change his statement.
26-06-07	085	2130hrs	[REDACTED]
27-06-07	085	2139hrs	[REDACTED]
29-06-07	086	0019hrs	[REDACTED]
04-07-07	088	2214hrs	Had dinner with [REDACTED] tonight. They went outside and did a drug deal together.
11-07-07	089	1043hrs	Lots of discussion about who should be paying for Matt Johnson legal fees. [REDACTED]

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Furtherance of crime intelligence			
Date	ICR	Ref:	Details
17-07-07	090	1851hrs	[REDACTED]
24-07-07	092	1326hrs	HS went out for dinner with EL HAGE and CFENDRON last night. [REDACTED]
24-07-07	092	2102hrs	The common denominator in all of Mokbels properties [REDACTED] (disseminated and already known by Purana)
26-07-07	092	2213hrs	HS remembers that she got stuck with [REDACTED] at Chadstone Shopping Centre in early 2006 while he was at the [REDACTED] HS could not get hold of [REDACTED] and feared she would get [REDACTED]
16-08-07	095	1637hrs	[REDACTED]
25-08-07	096	2134hrs	[REDACTED]
27-08-07	097	1316hrs	[REDACTED]
27-08-07	097	1824hrs	[REDACTED]
28-07-07	097	2138hrs	Solicitor (2) is accepting cash and proceeds of crime from George Williams. She is breaching bail. (disseminated to Purana)
08-09-07	099	1950hrs	[REDACTED] (Purana Updated)
12-09-07	100	2140hrs	[REDACTED] has a new phone number. [REDACTED] [REDACTED] (DTF notified)
14-09-07	100	1028hrs	[REDACTED] Op Briars updated)
18-09-07	100	2202hrs	[REDACTED]
27-10-07	106	1808hrs	[REDACTED] (Purana updated)
1-11-07	107	1449hrs	[REDACTED]
16-11-07	111	1640hrs	[REDACTED]
16-11-07	111	1640hrs	[REDACTED]
24-11-07	112	1533hrs	[REDACTED]

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Furtherance of crime intelligence			
Date	ICR	Ref:	Details
28-11-07	113	0814hrs	[REDACTED] Purana notified.
01-12-07	113	1557hrs	[REDACTED]
03-12-07	114	1902hrs	[REDACTED]
04-12-07	114	2245hrs	[REDACTED] Purana advised.
05-12-07	114	1840hrs	Gatto trying to get permission from Corrections to see Orman. Gatto is worried about Orman and wants to keep him close and tell him to stay away from Carl Williams. Worried Williams may corrupt his mind.

23. On 5-Nov-07, Det. Sandy White and I met with 3838 and had a face to face contact. This was recorded on ICR108 and a transcript has since been compiled. (Meeting 44. VPL.005.0136.0371). I refer to the following passages of this meeting;

- a. Pg. 39. '3838 does not go out anywhere except with criminals;'
- b. Pg.57. '3838 says Gatto is trying to control her in order to control Orman to ensure he doesn't buckle. (The old Tony Mokbel trick);'
- c. Pg.114. 'All this criminal talk stuff just comes to her sitting in coffee shops. It's bizarre,' and
- d. Pg. 136. 'Karam has 250 Kilograms of cocaine coming in from the docks. He told me this last Wednesday night when we were at a Japanese Restaurant. Normally this talk is just when it is her and him (Karam). Same with Gatto.'

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Container Importations

24. From the source material I have reviewed on the Loricated database, I refer to the following ICR's which set out how the SDU received information in relation to illegal container importations. I have added a further column clarifying which themes are addressed in each example;

21803838

Container importations				
Date	ICR	Ref:	Details	Theme
24-04-07	076	2118hrs	HS had dinner with Karam and Manella - [REDACTED] [REDACTED] EL HAGE [REDACTED]	Crime
27-04-07	076	1616hrs	[REDACTED] They have a bill of landing. HS has copied it. HS told not to get involved any further. It will be difficult to act if she is involved in transaction any further	AOR / RA
27-04-07	076	1640hrs	[REDACTED] has given HS a shopping bag full of documents. They are for [REDACTED] Inside HS has seen a bill of landing and a delivery address (tobacco importation). Details provided. SDU instruction not to get involved any further. HS has advised Karam of this.	Crime AOR
27-04-07	076	1831hrs	[REDACTED] [REDACTED]	AOR / RA
29-04-07	077	1140hrs	HS not aware of [REDACTED] in prison	
29-04-07	077	1140hrs	HS told not to be a messenger between [REDACTED] regarding criminal activity.	AOR / RA
30-04-07	077	0825hrs	Meeting Karam tonight. HS suspects purpose of meeting is to [REDACTED] HS told to take opportunity to say she does not want any further part in being a messenger. HS agreed. HS to give [REDACTED] so they can talk directly	Crime AOR
30-04-07	077	1324hrs	Manella asking why the container papers were delivered to Karam and not him. HS told him she did what she was told. Karam thinks there is more than tobacco in the container.	Crime
30-04-07	077	1931hrs	HS told not to get involved with Karam regarding risk of being viewed as a co-conspirator with importations	AOR

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Container importations				
Date	ICR	Ref	Details	Theme
02-05-07	077	1448hrs	[REDACTED]	Crime
04-05-07	077	0912hrs	HS has decided to remove herself from [REDACTED] Doesn't want to get involved	AOR
07-05-07	078	1908hrs	[REDACTED] HS has declined to get involved as per SDU instructions	AOR / RA
		2048hrs	[REDACTED]	AOR
11-05-07	078	1652hrs	[REDACTED]	RA
11-05-07	078	1652hrs	[REDACTED] t's arriving in Melbourne on Wednesday. Discussion re logistics [REDACTED] Asking what affect would there be on the trial if someone went missing?	Crime
14-05-07	079	1651hrs	[REDACTED]	Crime
16-05-07	079		[REDACTED]	Crime
16-05-07	079	2009hrs	[REDACTED]	Crime / RA
18-05-07	079	1257hrs		Crime
18-05-07	079	1732hrs		AOR / RA
21-05-07	080	1632hrs		

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Container importations				
Date	ICR	Ref:	Details	Theme
21-05-07	080	VPL.005.137.304		RA
		VPL.005.137.310		Crime
		VPL.005.137.312		RA
23-05-07	080	1337hrs		Crime
24-05-07	080	1341hrs 1617hrs		Crime
24-05-07	080	1715hrs		Crime AOR
24-05-07	080	1715hrs		Crime
25-05-07	080	0942hrs		Crime AOR
25-05-07	080	1301hrs	HS advised that if she continues to get involved with this importation against SDU instructions it could result in a 'relationship ending event'. HS won't get involved.	AOR / RA
28-05-07	081	1807hrs	Container arrives at the unpacking factory tomorrow	
29-05-07	081	1336hrs	Container has arrived	
31-05-07	081	1654hrs	HS says they know they the container has been moved by police or customs	Crime
31-05-07	081	1936hrs	This is the fourth container that has failed.	Crime
01-06-07	081	1819hrs	Customs have seized documents; the container has been abandoned.	Crime
05-06-07	082	1342hrs		Crime
05-06-07	082	1801hrs		Crime
05-06-07	082	VPL.005.137.398		Crime

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Container importations				
Date	ICR	Ref:	Details	Theme
06-06-07	082	2114hrs	[REDACTED] had a private conversation regarding the container. (Tomatoes)	Crime
10-06-07	082	1955hrs	[REDACTED]	Crime
12-06-07	083	1929hrs	[REDACTED]	Crime
13-06-07	083	1338hrs		Crime
14-06-07	083	1709hrs		Crime RA
15-06-07	083	1925hrs	[REDACTED]	Crime
15-06-07	083	2103hrs		Crime RA AOR
17-06-07	084	1349hrs	[REDACTED] import (tomatoes case). HS has been invited. Talk about methodology to get containers off the wharfs. (disseminated to DTF)	Crime
17-06-07	084	2341hrs	[REDACTED] The container coming in has 15 million pills in it. This import is 3 times bigger than his current trial. Talk re import information. (disseminated to DTF)	Crime
19-06-07	084	1804hrs	Discuss container import. It is 12 days away. Will deliver to Melbourne. (disseminated to DTF)	Crime
21-06-07	084	1723hrs	[REDACTED]	Crime

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Container importations				
Date	ICR	Ref:	Details	Theme
21-06-07	084	2335hrs	[REDACTED]	Crime
27-06-07	085	2139hrs	[REDACTED]	Crime
28-06-07	086	1615hrs		Crime
28-06-07	086	1920hrs	4.4 tonnes of ecstasy pills seized tonight by AFP. Refer Op Agamas. [REDACTED]	Crime
29-06-07	086	0019hrs	[REDACTED]	Crime
29-06-07	086	1417hrs		Crime
29-06-07	086	1706hrs		Crime
03-07-07	087	1955hrs	[REDACTED]	Crime
				Crime
				RA
				RA
				RA

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Container importations				
Date	ICR	Ref:	Details	Theme
04-07-07	088	1716hrs	[REDACTED]	RA
		1945hrs	SDU concerned re compromise for her [REDACTED] We are going to [REDACTED] SDU meet and [REDACTED]	
		2245hrs	SDU ensuring there is nothing at her house that could compromise her as a human source – No.	
			Discuss [REDACTED]	
05-07-07	088	1330hrs	[REDACTED]	Crime
		1414hrs		
		1806hrs		RA
05-07-07	088	2124hrs	[REDACTED]	RA
06-07-07	088	1755hrs		RA
06-07-07	088	2015hrs		Crime
08-07-07	088	1053hrs		RA
09-07-07	088	1719hrs		RA
11-07-07	089	2127hrs		Crime
12-07-07	089	2004hrs		Crime
16-07-07	089	1729hrs		RA
14-08-07	094	0802hrs		Crime
15-08-07	095	0823hrs		Crime

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Container importations				
Date	ICR	Ref:	Details	Theme
16-08-07	095	0817hrs		Crime
16-08-07	095	1312hrs		Crime
22-08-07	096	1122hrs		Crime
23-08-07	096	1338hrs		AOR
27-08-07	097	1824hrs		Crime
29-08-07	097	0820hrs		RA / AOR
06-09-07	098	0004hrs		Crime
06-09-07	098	0831hrs		Crime
21-09-07	101	1850hrs		Crime
29-09-07	102	1303hrs		Crime
				AOR
1-10-07	102	2128hrs		Crime
1-10-07	102	2128hrs		Crime
				AOR
06-10-07	103	1023hrs		Crime
08-10-07	103	1440hrs		AOR
10-10-07	104	1745hrs		Crime
10-10-07	104	2212hrs		Crime
13-10-07	104	1006hrs		RA
13-10-07	104	1914hrs		RA
15-10-07	105	1810hrs		Crime

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Container importations				
Date	ICR	Ref:	Details	Theme
24-10-07	105	2142hrs		Crime RA
01-11-07	107	1449hrs		Crime
05-11-07	108	1656hrs		Crime
09-07-07	109	2253hrs		Crime RA
14-11-07	110	0738hrs		RA
14-11-07	110	2142hrs		RA
16-11-07	111	0851hrs		Crime
24-11-07	112	1051hrs		RA
02-04-08	012	1724hrs		Crime RA
04-04-08	012	1224hrs		RA

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Hodson's / ACC / OPI Hearings

25. From the source material I have reviewed on the Loricated database, I refer to the following ICR's which relate to the Hodsons and compulsory hearings;

21803838

Hodson's / ACC / OPI Hearings			
Date	ICR	Ref:	Details
02-05-07	077	1448hrs	<div>HS thinks she may be subject of an investigation. HS is getting information from the barrister who is representing Carl Williams.</div> <div>Mokbel and Williams offered Ahmed to get hold of the TI material for Op Gallop. Dale was in charge of this operation. This matter has been reported to ESD.</div>
11-05-07	078	1652hrs	The Barrister has spoken to Paul Coghlan who will support HS writing a letter to Purana for the statement never to be released.
16-05-07	079		HS has spoken to barristers and solicitors involved in Carl Williams statement. She wants to tell Gav Ryan that Carl's statement is not true.
16-05-07	079	1554hrs	
16-05-07	079	1554hrs	Gavan Ryan advises that AC Overland has given permission for 3838 to be questioned about the Hodson murders
21-05-07	080	VPL.005.137.093	Talk re Paul Dale. I got used by him for unpaid legal advice. All he was trying to do was find out if Abby Haynes had made a statement.
21-05-07	080	VPL.005.137.149	The leaked IR's (Paul Dale). Bribery and corruption.
		VPL.005.137.161193	Some of the notes had black outs so HS thought they were from a subpoena. It was common knowledge re Hodson informing HS knew before Hodson got killed
		VPL.005.137.200	
23-05-07	080	1319hrs	HS has seen Carl Williams statement. She got a copy from Williams solicitor

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Hodson's / ACC / OPI Hearings			
Date	ICR	Ref:	Details
23-05-07	080	2015hrs	<p>Almost all persons that Dale charged went to HS for representation. Tony Mokbel nominated Hodson as an informer in February 2002. He warned HS about dealing with Hodson.</p> <p>HS has not seen Dale for 18 months. She could see him if we want. Told we would consider but don't do anything yet.</p>
06-06-07	082	0915hrs	<p>[REDACTED] HS concerned re these questions</p>
11-06-07	083	2142hrs	<p>[REDACTED] has spoken to [REDACTED] [REDACTED] is happy to talk to them re the [REDACTED] [REDACTED]</p>
12-06-07	083	0905hrs	<p>[REDACTED]</p>
15-06-07	083	1329hrs	<p>[REDACTED] served [REDACTED] summons. [REDACTED]</p> <p>[REDACTED] Gavan Ryan notified.</p>
15-06-07	083	2200hrs	<p>HS tasked to stay away from Paul Dale. She would be prepared to give evidence against him. She would be prepared to wear a wire. HS prepared to do it as lagging on a copper would not affect her business. Dale is desperate to find out what everyone saying [REDACTED]</p> <p>[REDACTED]</p>
16-06-07	083	1434hrs	<p>HS instructed not to communicate [REDACTED] assistance to [REDACTED] or any other person.</p>
25-06-07	085	2304hrs	<p>HS provided her phone numbers in 2004 that she would have rung Paul Dale on. She will also provide an old e-mail address.</p>
27-06-07	085	2139hrs	<p>[REDACTED] (Purana notified)</p>
08-07-07	088	1053hrs	<p>Tony Mokbel and the 50 IR's. She first saw them about 2 days after Charlie Bezzina interviewed her re the Hodsons. Tony gave them to her.</p>
11-07-07	089	1043hrs	<p>HS has been called by OPI to serve a summons re Paul Dale. HS big fear is being compromised by these hearings. Don't panic</p>
11-07-07	089	1747hrs	<p>HS scared about going to OPI re real risk of compromise. HS worried that if she is forced to be a witness against Tony Mokbel, it will be her death warrant. HS crying and emotional.</p>
11-07-07	089	2127hrs	<p>If it gets out she has gone to an OPI hearing and talked, Mokbel will kill her. HS very scared re risk of compromise. HS told she had to tell the truth.</p>
12-07-07	089	1157hrs	<p>HS scared for her life re OPI summons and consequences coming from it.</p>
12-07-07	089	1402hrs	<p>HS told that the matter has been escalated to DC Overland level regarding OPI issue and compromise to HS</p>
12-07-07	089	2012hrs	<p>[REDACTED]</p>

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Hodson's / ACC / OPI Hearings			
Date	ICR	Ref:	Details
14-07-07	089	1321hrs	<p>Her fear for going to OPI is that her identity as a HS will come out. [REDACTED]</p> <p>[REDACTED] If this happens she will need witness protection.</p> <p>HS thinking about claiming LPP. Advised HS she needs to be very careful as LPP is confined to client instructions not criminal activity. Do not hide behind this if not true</p> <p>A few years ago Tony Mokbel tried to blackmail her regarding a fake sex tape.</p>
16-07-07	089	1350hrs	<p>HS provides details of phones she used to call Dale back in 2004. On the night of the Hodson murder, Andrew Hodson rang her when he found the bodies. He wanted to talk to Peter DeSanto. HS rang DeSanto and told him to ring Andrew Hodson.</p>
17-07-07	090	1851hrs	<p>Discuss risk options for HS going to OPI re Dale. HS has fears for her safety and knows she cannot control where the transcripts end up. Best option is for HS to attend and not be asked who she told.</p>
18-07-07	091	1220	<p>Went over arrangements for OPI hearing. HS will not be asked a question about who she has spoken to re hearings. Rather have you spoken to Paul Dale etc. HS reminded of importance of telling the truth</p>
19-07-07	091	1317hrs	<p>HS is at OPI. Some of the questions regarding what police she knows are open ended. HS told the instructions are the same – tell the truth and if feel will have to reveal as a source then call for a timeout and seek advice rather than perjure herself.</p>
22-07-07	091	1404hrs	<p>HS advised not to talk to SDU specifically about OPI hearing. This is between OPI and her. We only want to know about questions that affect her safety or compromise.</p>
24-07-07	092	1719hrs	<p>OPI have rung and want her to bring a diary to next hearing. Reassured HS. Told her to remain co-operative. Not disseminated</p>
14-08-07	094	1656hrs	<p>HS called back to OPI hearings next week.</p>
17-08-07	095	1139hrs	[REDACTED]
17-08-07	095	1510hrs	<p>HS has been back at OPI. She was asked who she had spoken to about the hearings. HS called a time out and broke down in tears. Gavan Ryan was there to assist.</p> <p>OPI have threatened her with perjury.</p> <p>SDU offer formal representation at future hearings</p> <p>Reiterated to HS to tell the truth to OPI</p>

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Statement - Royal Commission into Management of Police Informants

Hodson's / ACC / OPI Hearings			
Date	ICR	Ref:	Details
17-08-07	095	2154hrs	HS told to tell the truth to OPI re relationships she has had. OPI think she has told lies. Discuss what police relationships she has had over the years. Advised HS it is in her best interests to go back to OPI and finish the hearings or she may get charged. Get reassurances from HS that she is not letting down SDU and telling the truth. Best to tell the truth. HS has feelings for losing our trust that she has worked so hard for over that last 2 years to earn and keep.
23-08-07	096	0918hrs	New phone number for Roula Mokbel. Disseminated to Purana. [REDACTED]
23-08-07	096	1312hrs	[REDACTED] (Note – name removed by Op Loricated). Purana updated
23-08-07	096	1338hrs	Talk re her OPI hearings and truth. Only thing you have to hide is your relationship with us. SDU belief is she will not be asked identifying questions anymore. On night of Dublin street burglary, Dale rang HS. Talk about whether that conversation was privileged. She told Dale she was conflicted because of AHMED. HS assures SDU she had not lied to OPI.
23-08-07	096	2106hrs	Solicitor wants to know what instructions Roula gave HS [REDACTED]. He is nervous. (Name removed by Op Loricated). He is worried about receiving cash from clients.
24-08-07	096	1050hrs	[REDACTED] Discussed how the Mokbel boys are prepared to let their wives go to gaol for all of this.
27-08-07	097	1725hrs	HS engages Ian Hill to represent her at OPI. Hearing date to be set.
28-08-07	097	1400hrs	HS has received legal advice re OPI hearings. Advice is not to return until counsel can review transcripts. OPI have been advised.
31-08-07	098	2207hrs	Waters has invited HS to lunch. She suspects this will be a friendly heads up about OPI summons that have been issued to his group.
04-09-07	098	2045hrs	Re-enforced with HS that when she goes back to OPI she must tell the truth. HS does not trust the OPI
06-09-07	098	0831hrs	[REDACTED] HS was non-committal.
12-09-07	100	1816hrs	Tasking of HS into David WATERS for Op Briars. He has just finished an OPI hearing. Waters told her this.
13-09-07	100	1755hrs	Waters speaks to HS re vampire murder and what happened at OPI hearing. Waters has spoken to Peter Lalor. (Op Briars updated)
18-09-07	100	1719hrs	HS now being represented by Ian Hill. She is going to complain to the Ombudsman about her treatment.
18-09-07	100	2202hrs	Further discuss above. SDU position is she should still go to the OPI and tell the truth.

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Hodson's / ACC / OPI Hearings			
Date	ICR	Ref:	Details
19-09-07	100	0910hrs	Discuss OPI letter she has been sent. Encouraged HS to tell the truth. HS has nothing to hide. Her main fear is protecting her life if it ever gets released.
11-10-07	104	1131hrs	HS has heard there are [REDACTED] (disseminated to Purana)
16-10-07	105	1731hrs	[REDACTED] s bragging to HS that he told lies [REDACTED] and nothing has happened to him. (Purana updated)
25-10-07	106	1926hrs	HS advises that she will not be going back to OPI or submitting any statement on advice of her legal counsel. HS told that SDU position is that she should go back there asap and have the matter over and done with. Best for her. HS will follow her legal counsel advice.
26-10-07	106	1702hrs	HS confirms that she will now do the admin hearing for Orman on Monday. Rolfe and Richter have left her in the lurch. After this she will have no further part in the case.
02-11-07	107	1711hrs	HS reiterates she won't be going back to OPI based on her legal advice.
05-11-07	108	1656hrs	HS not going back to OPI. HS concerned they leak and are not confidential. The fact that she has spoken about Tony Mokbel in a hearing like that is enough for her life to be in danger. HS has not lied to the OPI. HS will be following legal counsel advice.
10-11-07	109	2346hrs	Paul Dale has rung. He is drunk and at the Casino. Wants to catch up with HS. Risk assess and decide she should not see him in these circumstances.
11-11-07	110	1124hrs	Paul Dale rang again at 1.15am. Wanted HS to come to Crown for a drink. He was in town for one night only. Urged her to come down. "Don't be scared" he said. HS can see him today if he rings.
20-11-07	111	1901hrs	[REDACTED]
20-11-07	111	2232hrs	[REDACTED] s
21-11-07	112	1731hrs	[REDACTED]
22-11-07	112	0826hrs	[REDACTED]

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Origin of information

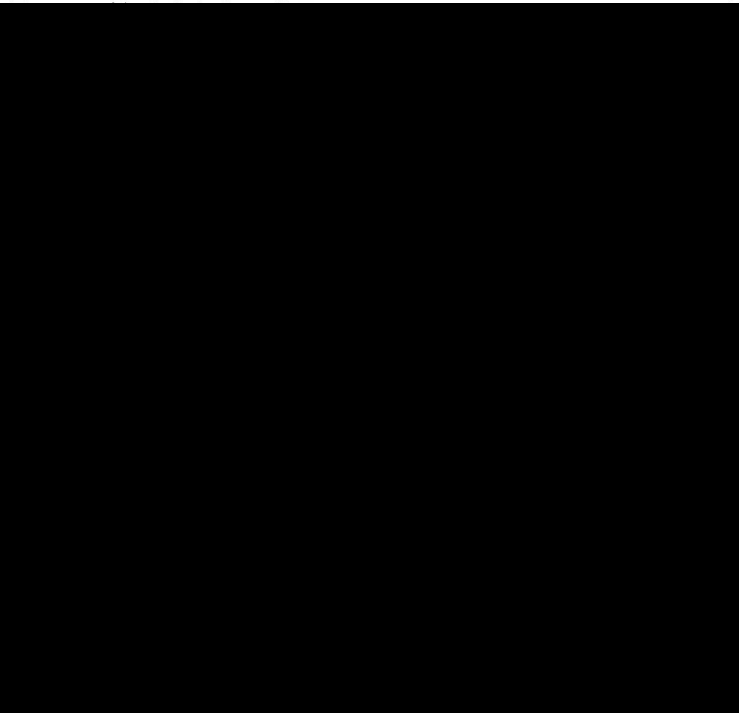

26. From the source material I have reviewed on the Loricated database, I refer to the following ICR's which demonstrate that often the origin of 3838's information did not come from clients themselves but from other sources (such as gossip and group meetings);

21803838

Origin of Information				
Date	ICR	Ref:	Details	Dissem
12-06-07	083	0905hrs		N
14-06-07	083	1300hrs		Y
14-06-07	083	2024hrs		N
22-06-07	085	Pg.2		
27-06-07	085	P.13.		
27-06-07	085	2139hrs		Y
13-07-07	089	1606hrs		N
14-07-07	089	1704hrs		Y
14-07-07	089	Pg.12		
14-07-07	089	1820hrs		Y
15-07-07	089	1805hrs		Y
16-08-07	095	0817hrs		N

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Origin of Information				
Date	ICR	Ref:	Details	Dissem
22-08-07	096	1813hrs		Y
23-08-07	096	2219hrs		Y
29-08-07	097	1748hrs		N
01-09-07	098	1947hrs		N
02-09-07	098	Pg.9		
06-09-07	098	0831hrs		Y
06-09-07	098	1255hrs		N
08-09-07	099	Pg.4		
16-09-07	100	Pg.20		
19-09-07	101	1741hrs		Y
02-10-07	102	2005hrs		N
03-10-07	103	1812hrs		N
06-10-07	103	1322hrs		N
09-11-07	109	1830hrs		Y
09-11-07	109	Pg.10		
04-12-07	114	2357hrs		N

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Conflict of interest – instructions not to act			
Date	ICR	Ref:	Details
23-05-07	080	0736hrs	HS told she should not represent [REDACTED] [REDACTED] Discussed risks and consequences. HS not happy with response.
25-05-07	080	1301hrs	3838 to get a solicitor to negotiate on behalf of Milad. Wants to speak to Flynn.
05-06-07	082	2312hrs	HS advised that Tony Mokbel has been arrested. Currently 23 raids being conducted throughout Melbourne. Instructed that SDU preference is she does not represent any of these people. Relates to concerns of conflict. HS told that SDU will not be tasking her into any of those arrested tonight.
06-06-07	082	0833hrs	HS has told [REDACTED] to contact Jim Velos David Tricarico has been referred to Tony Hargraves
06-06-07	082	1959hrs	Milad has sacked Lethbridge. Solicitor (1) representing him now.
06-06-07	082	2011hrs	Karam wants HS to visit Manella at MAP and get instructions. HS instructed not to see Manella on behalf of Karam.
10-06-07	082	1955hrs	HS told not to get involved with Tony Mokbel in Greece. Discuss complications around same.
11-06-07	083	2142hrs	[REDACTED] is providing statement against [REDACTED] and [REDACTED] re murder. HS expresses concerns about being involved with [REDACTED] HS instructed to leave it to the investigators.
12-06-07	083	0905hrs	Act for Tony Mokbel and end relationship with SDU
		1929hrs	HS advised that we do not want or require her to be involved with Tony Mokbel. Just creates more problems regarding ethics and compromise. HS knew this would be the police position.
		2059hrs	Discussed with HS that Purana and SDU do not require her to get involved with Tony Mokbel. Risk, ethics and potential compromise is too great.
13-06-07	083	1338hrs	Discussed with HS SDU and Purana concerns regarding 3838 involvement with Mokbel.
15-06-07	083	1925hrs	(meeting) Talk re Mokbel in Greece. [REDACTED] SDU advise, tell him don't ring me until you pay me. HS says that even if she does get paid, it will be from dirty money. HS says there is no downside in telling him to fuck off. HS has told him that if he wants to appeal the drug charges, he needs to speak to Sheriffs.
15-06-07	083	1925hrs	Talk about Karam's trial defence and legal issues. (not disseminated)
15-06-07	083	2149hrs	SDU instructions not to act for Gary GIPP. Talk of ethical issues.
15-06-07	083	2200hrs	HS told clearly that getting Tony Mokbel back into her life is wrong. HS appreciates this advice.
17-06-07	084	1349hrs	HS told she is under no obligation to speak with [REDACTED] or [REDACTED] anymore. Handlers have already told her this.

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Statement - Royal Commission into Management of Police Informants

Conflict of interest – instructions not to act			
Date	ICR	Ref	Details
17-06-07	084	1349hrs	Media have rang HS regarding Mokbel in Greece. HS told them she is not acting for Tony. (Jim O'Brien updated)
17-06-07	084	1849hrs	HS again told again she is under no obligation to speak to [REDACTED] and [REDACTED]
18-06-07	084	2206hrs	HS instructed not to act for Tony and to limit any assistance. HS told him to use Sheriffs. Tony asked HS if she still lived in Port Melbourne.
19-06-07	084	1804hrs	HS told she needs to keep distance re Milad's case. Understood.
20-06-07	084	2010hrs	Speaking to [REDACTED] are wearing her down. Advised to wear [REDACTED] off her and let the police handle their issues.
22-06-07	85	0815hrs	Orman has been arrested for murder. Advised her to say I'm too busy and find another solicitor. HS will think about it.
22-06-07	085	2300hrs	Milad wants her to act for him. She has told him she cannot act [REDACTED] Reiterated importance she is not to act for Milad. Understood.
23-06-07	085	1237hrs	HS has sent Grigor to go see Orman
23-06-07	085	1348hrs	Orman wants to see HS and represent him. HS is thinking about it. Told it is her choice.
24-06-07	085	1636hrs	HS discussed representing Orman. Told it is her choice.
25-06-07	085	1807hrs	HS understands cannot represent Milad Mokbel. She has told him no funding no acting
25-06-07	085	1943hrs	She can speak to Milad but cannot act for him. Understood.
25-06-07	085	2304hrs	HS is getting asked by everyone if she is going to Greece. HS telling everyone she is not acting for him.
26-06-07	085	1736hrs	HS intending on representing Orman [REDACTED]
26-06-07	085	2130hrs	Tony Mokbel wants HS to represent him. She has told him no because no funding.
29-06-07	086	0711hrs	HS is not representing Tony Mokbel because of funding issues excuse. Don't believe what the papers are saying.
02-07-07	086	1323hrs	HS knows SDU position on representing Milad. HS accepts she has created this problem of him still ringing her.
03-07-97	087	1955hrs	Talk re how to avoid representing Karam once he gets arrested for the pills container.
04-07-07	088	0820hrs	HS wants to speak to Dale Flynn re Horthy matter. Told no owing to her conflict issues.
05-07-07	088	2124hrs	HS advised to distance herself from Milad's plea. Noted.
07-07-07	088	1629hrs	Tony Mokbel has rung asking for things to be done. HS told him not doing it because no money. HS reminded not to act for him.
12-07-07	089	2004hrs	Horthy and Milad are moving to Grigor for representation.
14-07-07	089	1533hrs	Danielle McGuire has sent the extradition papers to BAGARIC. Also sent it to Sheriffs and Grigor. HS got it from BAGARIC.
17-07-07	090	1851hrs	HS knows cannot represent Horthy, Milad Mokbel and Karl Khoder, feeling pressure about coming up with excuses not to act.
17-07-07	090	1851hrs	HS confirms she is not acting for Tony Mokbel. SDU preference is do not talk to him at all.

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Conflict of interest – instructions not to act			
Date	ICR	Ref:	Details
18-07-07	091	1220	HS has been at Sunshine court representing Orman for assault matters
18-07-07	091	1904hrs	Mokbel wants HS to organise media monitors for him re extradition. HS told him she is not doing it. Mirko BUJARIC will be travelling to Greece for Tony's extradition
19-07-07	091	2122hrs	BUJARIC has asked HS to go to Greece. She has said no. Mokbel is trying to go to Lebanon who do not have an extradition treaty with Australia. (Disseminated to Purana)
19-07-07	091	1355hrs	HS has recommended to Milad to go to Grigor for representation
23-07-07	092	1400hrs	Grigor is representing [REDACTED] HS feels [REDACTED] because he [REDACTED]
23-07-07	092	1640hrs	HS has told Milad she is not representing him.
24-07-07	092	1719hrs	HS told Milad and Horty yesterday, no money no work. Milad wants HS to do his plea. Reminded HS again re conflict.
24-07-07	092	2102hrs	Khoder wanted to talk about his brief. HS said unless you are in my office and paying. I'm not talking to you about it.
26-07-07	092	2213hrs	HS told she is not to go to Greece for Tony Mokbel HS told Milad Mokbel does not want cash from him.
13-08-07	094	1600hrs	Horty and Roula are changing solicitors to Alistair Grigor.
13-08-07	094	1600hrs	HS negotiating with Purana re Khoder brief.
14-08-07	094	1810hrs	Horty, Milad and Roula all shifting to Alistair Grigor. HS has told them no funds no work re her representation. HS knows she cannot represent them.
15-08-07	095	1434hrs	Jim Velos is representing Cvetnovski Don't deal with Purana re [REDACTED] deal directly with OPP.
17-08-07	095	2154hrs	[REDACTED]
18-08-07	095	1722hrs	HS knows not to represent Milad Mokbel. Milad is now officially with Grigor.
21-08-07	095	1650hrs	[REDACTED]
22-08-07	096	1144hrs	Cautioned HS [REDACTED] Understood. HS has told everyone that any case involving [REDACTED] she cannot act for because of conflict. She has been consistent with this.
22-08-07	096	1813hrs	Reiterated to HS that [REDACTED] needs to maintain control of [REDACTED] brief, not her. HS to keep her distance. HS is not to get involved.
23-08-07	096	1338hrs	Re-iterated not to get involved with [REDACTED] plea. Distance herself. HS has referred [REDACTED]
27-08-07	097	1725hrs	Instructed HS not to get involved with [REDACTED] plea. She won't. Instructions are a blanket – do not get involved

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Conflict of interest – instructions not to act			
Date	ICR	Ref:	Details
29-08-07	097	1748hrs	██████ wants HS to act for him re plea. HS told re conflict ██████ ██████ Looks like HS will act for ██████ (Purana updated)
31-08-07	098	1446hrs	██
02-09-07	098	2022hrs	Asked HS what ██████ she had in place for not representing Milad Mokbel.
10-09-07	099	1256hrs	HS confirms she is not acting for Milad Mokbel
11-09-07	099	1403hrs	HS may have to do Horthy's committal. Re-iterated SDU position not to act for Horthy or Roula.
11-09-07	099	1756hrs	HS confirms she won't be acting for ██████ because of SDU instructions.
12-09-07	100	1659hrs	HS complains how hard it is to avoid Milad, Horthy and Roula's cases. Everyone else is busy. She knows she has to avoid them.
13-09-07	100	1311hrs	HS says there is no-one else available to do Roula's committal. HS in a panic. Reiterated SDU position not to represent Roula. Told to ring OPP and get an adjournment until Sheriffs gets back.
13-09-07	100	1352hrs	HS under extreme pressure from Horthy, Milad and Roula to act for them. They cannot understand why not. Had a big fight with Milad. Details of Roula brief passed onto Purana.
13-09-07	100	1755hrs	HS has briefed Phil Priest for Roula's committal on Monday. HS complains this is hurting her financially by not acting for the Mokbels. HS understands our stance re conflict issues.
18-09-07	100	0927hrs	Grigor is representing Milad at committal plea.
21-09-07	101	1850hrs	Milad has signed an authority for Grigor to represent him.
24-09-07	101	2028hrs	Gatto wants to see HS to probably look at the Orman brief. Probably Richter will represent Orman. Reinforced with HS that she cannot do Orman committal. She is conflicted with ██████
2-10-07	102	2005hrs	Tony Mokbel wants her to write an affidavit for the extradition. HS has told him no. HS may proof read it though. (not disseminated)
03-10-07	103	1633hrs	HS has told Brian Rolfe that she cannot act for Orman re conflict ██████. Rolfe doesn't seem to worry. He will check with Gatto (financing Orman trial) Rolfe says she could be excused for ██████ cross examination and then do the rest of the trial. HS complains about being in this position. Subpoena arguments begin in October.
03-10-07	103	1812hrs	Mirko wants HS to travel to Greece for Tony Mokbel. She has said no. Told good. HS has been asked to compile an affidavit. She has said no. She will proof read it though to look like helping. (not disseminated)
08-10-07	103	0917hrs	HS complains that ██████ is ringing her all the time. Issues re Purana treatment. Advised this is not her concern and need not worry about it.
08-10-07	103	1440hrs	Advised HS that she should not be doing Orman's trial or committal as she is conflicted. HS provides court dates. HS sick of getting out of these things and not being compensated.

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Conflict of interest – instructions not to act			
Date	ICR	Ref:	Details
08-10-07	103	1930hrs	HS discusses [redacted] ringing all the time. Advised her to tell [redacted] to ring [redacted]. It is not her problem.
17-10-07	105	2030hrs	[redacted] complaining to HS about court [redacted] orders. HS told him to complain to police [redacted] not her. Told good.
18-10-07	105	1418hrs	[redacted] complaining to HS about police treatment of him and [redacted]. Told this is not her burden to worry about. Let [redacted] deal with it. (Purana updated)
18-10-07	105	1613hrs	Sheriffs has returned the Kabalan Mokbel brief to Zara as he is not funded. Zara has to find a new barrister. Grigor is doing Milad Mokbel extortion case.
19-10-07	105	1823hrs	HS has managed to get out of the Orman subpoena hearing for 29-10-07. Cited conflict with [redacted]. Brian Rolfe has agreed. Advised HS good result. HS complains about losing money but understands not appropriate for her to act for Orman.
25-10-07	106	1155hrs	[redacted]
25-10-07	106	1155hrs	[redacted] Discuss ways to get out of this. HS will tell [redacted]. She can organise this herself as it is normal barrister issues [redacted].
25-10-07	106	1926hrs	Tony Mobel not happy that HS is not assisting with extradition. He wants her to do an affidavit. She said no. He has turned and wants nothing to do with her anymore.
25-10-07	106	1926hrs	HS has successfully got out of the Orman hearing for next Monday and Tuesday. Brian Rolfe had no arguments. It is an administrative hearing only re [redacted].
29-10-07	107	1723hrs	Steve Sheriffs represented Kabalan Mokbel and has been paid. Sheriffs is acting for Milad Mokbel because he has been paid. [redacted]
30-10-07	107	1123hrs	Reminded HS not to get involved in any legal representation or the like with David Waters. Understood. HS confident she will be able to talk her way out of any requests like that.
02-11-07	107	1540hrs	HS frustrated with [redacted]. Vic Pol should be looking after him. I agree and she has been told numerous times that she does not have to contact [redacted]. Leave it to the police. HS ignored this.
05-11-07	108	1120hrs	HS instructed not to copy Waters prepared statement. We do not want it and it will not be passed on.
05-11-07	108	1656hrs	HS is not representing Waters. David O'Doherty and Warren Peacock are. Docket is speaking to HS as a friend only. She is not representing him. Advised HS that SDU do not want his prepared statement as it could ultimately be part of his defence. Statement not looked at or taken from HS. Information not disseminated.

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Conflict of interest – instructions not to act			
Date	ICR	Ref:	Details
05-11-07	108	1656hrs	<p>Gatto ringing HS a lot partly because Brian Rolfe is away and HS is the fall back point for Orman. Gatto also wants to know what evidence relates to him on the Orman brief.</p> <p>HS knows that she cannot represent Orman at any trial because of conflict with [REDACTED] Both Gatto and Brian Rolfe know this.</p> <p>[REDACTED] Gatto has offered her dinner and other gifts. Told not to accept.</p>
05-11-07	108	1656hrs	Mokbel has rung. Mirko has told him that people have rolled against him. Mokbel wants to know from HS who they are.
05-11-07	108	1656hrs	HS going to Barwon next week with Brian Rolfe (15-Nov-07). May see Horthy while she is there.
09-11-07	109	0911hrs	HS has been asked to represent unknown persons at the OPI next week. Discussed not a good idea. HS won't be doing it.
20-11-07	111	1807hrs	[REDACTED] HS will try and get out of it. Reinforced this with her.
20-11-07	111	1901hrs	[REDACTED]
20-11-07	111	2232hrs	Same as above.
21-11-07	112	1731hrs	[REDACTED]
24-11-07	112	1252hrs	Advised not to do get involved in [REDACTED] case. This will cost her money but HS agrees.
26-11-07	113	1744hrs	HS confirms she has given back the [REDACTED] brief to [REDACTED]
26-11-07	113	1744hrs	<p>HS appeared for Orman today again re an admin hearing and handover of subpoena documents to the defence. Had to give an undertaking that the documents are not shared with other persons.</p> <p>Advised HS to meet Gatto in her chambers for work purposes, not at restaurants. Gatto wanted to know what the Orman documents produced today were. She told him can't re court orders.</p>
04-12-07	114	2245hrs	<p>HS advised that she should not be representing [REDACTED]</p> <p>Advised her decision.</p>

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Attempts to deactivate

28. This was an ongoing topic of discussion with 3838 to facilitate a smooth transition from SDU and to deactivation. This was an agreed strategy used by all handlers to reduce her stress and start a new life. Ultimately 3838 chose not to take those options. From the source material I have reviewed on the Loricated database, I refer to the following ICR's where we discussed the transition and options of deactivation and ending the SDU relationship;

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Attempts to deactivate			
Date	ICR	Ref.	Details
24-04-07	076	2118hrs	HS in emotional state – discussed options for the future
26-04-07	076	1114hrs	Discussed emotional state of HS and future directions
02-05-07	077	0813hrs	HS has commenced conversations with criminals that she is unavailable to work.
21-05-07	080	VPL.005.137.314	There is nothing more we want HS to do. Start focussing on your business. We want this to end in happiness not tears.
		VPL.005.137.328	Help us achieve our goal (of ending relationship) because we helped achieve yours (Mokbels)
15-06-07	083	2241hrs	HS given clear option to end relationship tonight and [REDACTED] HS declines and wants to continue. General welfare talk around this.
16-06-07	083	1434hrs	HS considering having a break from SDU and no longer communicating. Advised this is her choice is she wants.
22-06-07	085	2300hrs	HS seriously thinks of giving it away. HS told she can stop anytime. No pressure to continue.
26-06-07	085	1736hrs	HS stressed. HS told her health comes first. She has done enough and can walk away feeling proud.
30-06-07	086	1829hrs	HS told she can end the relationship at any time. Her choice.
30-06-07	086	1934hrs	HS talking about ending relationship on a significant date in her life. HS says she can end it whenever she likes. She cannot go on for ever. HS can walk away feeling proud of her achievements.
04-07-07	088	2245hrs	HS talking about ending relationship with Vic Pol. Told she can do this at any time. HS encouraged to get away and go to Bali for a break.
06-07-07	088	1755hrs	HS told she cannot keep going like this and to remove herself from these stresses and current contacts.
10-07-07	088	1831hrs	Canvassed option for going overseas for 12-18 months to study. HS agrees she needs to remove herself from these people.
15-07-07	089	1805hrs	HS thinking how this will all end. Maybe Witness protection. HS told this is a last resort.

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Attempts to deactivate			
Date	ICR	Ref:	Details
24-07-07	092	1719hrs	General talk re HS future and how she should disconnect from the Mokbels and others. This has to be something drastic and final. HS agrees.
27-07-07	092	1208hrs	Discussed Bali trip and reflection on where she is headed with her life. Reduce stress. She may return [REDACTED] when she gets back or limit contact once per week. She wants to change her life. Encouraged this.
16-08-07	095	1312hrs	HS wants to know what direction to go from here. Asking for tasks. If there is no direction, why continue. HS told she is not tasked to do anything anymore. This is for her safety.
21-08-07	095	2057hrs	HS has to change her ways (lifestyle) or she will not be able to deal with her stresses. HS agrees.
23-08-07	096	1338hrs	HS admits to being depressed and stressed. Wants to withdraw from everything and SDU. HS told she can leave SDU anytime. HS knows this, maybe in 6 months.
23-08-07	096	2236hrs	Discuss HS stress. She needs to remove the stresses from her life. This needs to be a gradual change. HS needs to get an outlet (hobby) and get away. She needs to say no to people and stop working 7 days a week. Attempt to get HS back to see psychiatrist.
30-08-07	097	2138hrshrs	Discussed with HS exit strategies to get away from it all. HS did not dismiss idea and will think about it. HS has realised that the Mokbels can affect her, even locked up. Suggested to move away from Melbourne.
31-08-07	098	1446hrs	Agreed with HS that she needs a break.
01-09-07	098	1947hrs	HS says she needs to drastically change her life. Agreed we will assist whenever she is ready.
05-09-07	098	1554hrs	Discussed with HS the need for an exit strategy. Advised to keep thinking about the options.
10-09-07	099	1256hrs	HS encouraged to end the relationship
10-09-07	099	1919hrs	HS encouraged to end relationship and break away.
11-09-07	099	1403hrs	Discuss with HS a staged break away from all these criminals in her life. View to end the relationship. It can start with a few months off re ill health recovery. HS encouraged to think about the options.
16-09-07	100	1739hrs	Discuss with HS when to end SDU relationship. She cannot go on forever. She needs to start thinking about getting out and getting back to a normal life. Option is a staged exit. HS says Sandy White, Anderson and I have been consistent in ending relationship. She needs to plan for where she wants to be by 40.
17-09-07	100	1353hrs	Discuss future directions. SDU aim is to reduce her involvement with us to be able to resume a normal life. Advised she is not tasked into anyone.
17-09-07	100	1933hrs	Long discussion about above topic. HS says she could cull 50 people off her phone list tomorrow. Encouraged her to do this. HS understands we are doing this for her benefit and well-being after 2 years.
18-09-07	100	2202hrs	Discuss exit strategy again with HS.

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Attempts to deactivate			
Date	ICR	Ref.	Details
24-09-07	101	1340hrs	Encouraged HS she needs to take more time for herself and distance herself from these people.
29-09-07	102	1303hrs	Discuss with HS about distancing herself from criminals. HS says she is trying.
03-10-07	103	0827hrs	Discuss with HS she needs to look at long term ending relationship and moving on with her life.
08-10-07	103	1930hrs	HS needs a sea change to reduce stress in her life. Talked about how we are moving towards this. HS feels she cannot take time off otherwise she won't get paid.
10-10-07	104	1745hrs	Discuss rest and getting away. HS needs to be supported by money, HS just cannot let her practice go. HS hinting at getting a reward.
11-10-07	104	1706hrs	Discuss need to end SDU relationship and get on with a normal life. Criminals around her are just using her.
14-10-07	104	1914hrs	Discuss reclaiming her weekends to recharge her health. HS happy she is not talking to criminals and doing her own thing.
17-10-07	105	1611hrs	General talk about HS current lifestyle and need for her to change and get a normal life. HS accepts this and is trying.
19-10-07	105	1823hrs	<p>HS will not be diverting her office phones again this weekend. All about reclaiming her life. Encouraged HS that this is a good thing and to maintain this. She will try.</p> <p>HS is hoping to scale down her dealings with SDU as planned. HS encouraged on this point.</p>
24-10-07	106	2142hrs	HS wants direction from SDU to what to tell us. HS advised she will not be tasked into anyone as previously discussed.
26-10-07	106	1702hrs	HS not diverting her office phones again this weekend. Encouraged her on this to begin reclaiming her life.
29-10-07	107	1216hrs	SDU management of HS lifestyle and her coping mechanisms. General talk re this. Issue to be explored further at next meeting to reinforce a staged exit strategy in future.
05-11-07	108	1656hrs	HS mentions she has an end date in mind and wants to aim towards this. SDU will encourage this and she can finish any time she chooses.
05-11-07	108	1656hrs	<p>HS told we do not want her fishing for info anymore. It is past that now. Any info received from now on may not be acted on. HS understands this.</p> <p>HS advised there will be no SDU tasking. We want nothing from her. Discuss end date of relationship. Will be until Mokbel matters are completed. HS can terminate relationship at any time and handler will always be available for safety reasons.</p> <p>HS wants to work towards only ringing once a week.</p>
06-11-07	109	1823hrs	Discuss ending relationship with SDU. Discuss winding back contact to 2-3 days per week.
06-11-07	109	2107hrs	HS is by herself at home and bored. Looking for someone to talk to.

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Attempts to deactivate			
Date	ICR	Ref:	Details
18-11-07	111	2224hrs	Discuss with HS spending more time with friends and normal people. For her health and to have a break from her work lifestyle. Encouraged more of this.
20-11-07	111	2232hrs	Discuss with HS her feelings and thinking that she should be finishing this relationship. HS not tasked and not obliged to do anything. HS would like to have it all over with.
26-11-07	113	2124hrs	Reinforced with HS she does not have to see people for SDU. She has done her bit, cannot keep going like this and needs her life back. HS agrees and if not for current death threats she would not be talking to us. Reminded HS of long term goals (safe deactivation)
28-11-07	113	2033hrs	HS tired and had enough. Wants to finish up. Advised she can finish up whenever she wants. We have been working towards this. This is the best way to move on with her life. HS says she feels obligated to meet these people for SDU. Made it very clear there is no obligation. SDU prefer she does not meet these people anymore. She should stop seeing them right now. We have discussed for a long time about winding back and finishing up. HS can do this whenever she chooses.
04-12-07	114	2357hrs	Advised HS that she can finish up with us whenever she likes.

29. Whilst this is only a review of an 8 month period in 2007, I have assessed it as consistent with the issues, risks, intelligence and SDU management of 3838 for when I was her handler.

Other matters:

Loricated database.

30. The Loricated database was created in 2013 from SDU documents at hand. It is a web based solution designed to reference relevant material for human source 3838 into one secure location.

31. In my review of the Loricated database, I have observed that the ICR's are not SDU originals. I base this on the following;

- a. In ICR096, I noticed that references I have made about solicitor (1) in my electronic diary have been edited and removed in ICR096. I cannot explain why, save to say that I did not edit or remove this information. I refer to;
 - i. ICR096 22-Aug-07, page 5, compared to,
Electronic diary 3 for 22-Aug-07, page 19.

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- ii. ICR096 23-Aug-07, page 11, compared to,
Electronic diary 3 for 23-Aug-07, page 26
 - iii. ICR096 23-Aug-07, page 14, compared to,
Electronic diary 3 for 23-Aug-07, page 29.
 - iv. ICR096 23-Aug-07, page 15 – 17, compared to,
Electronic diary 3 for 23-Aug-07, page 30 - 32.
- b. ICR reference numbers in my diary are numbered differently in the Loricated database. These ICR's are purported to be 'originals'. I refer to 3838 ICR's 084 to 114.
- c. Breadcrumb file locations in the footer of electronic diaries attributed to me reference 'C:\users\Jim\Desktop\Diaries.....'
 - i. I have never saved my electronic diaries on any C:\ drive
 - ii. I do not know who Jim is or could be.
 - iii. The relevant diaries are; 9 to 33 spanning 11-Nov-07 to 14-Mar-09
- d. The file properties and metadata for all my ICR's and diaries have 'created' or 'modified dates' referenced from 2013 onwards. They should be 2007-2009.
- e. I have noticed changed fonts and formatting in the Loricated database files for my ICR's and electronic diaries that I know I do not use. This is indicative of altered text. (ICR114)
- f. I have also observed ICR's that have coloured highlights over text that I know where not present on my original ICR's or diary. (ICR067)

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Transcripts.

32. I have reviewed limited transcripts of face to face meetings that I have had with 3838 and other handlers. I have generally found them to be inaccurate in some of the following ways;

- a. Names not attributed to the correct speaker;
- b. Persons of interest referred to incorrectly;
- c. Inaudible passages that can be understood and transcribed which value add to the context of the conversation; and
- d. Transcribed words and sentences that are inaccurate to the audio.

SDU Standalone 'Z' drive.

33. I have been shown a computer hard drive by Victoria Police purportedly identified as a copy of the SDU standalone computer. We referred to this as the 'Z' drive when I was working at the Source Development Unit. We stored audio, ICR's and other sensitive material regarding HS 3838 on this drive. It also served as a backup of files that we had on the secure Victoria Police server.

34. Audio files were taken off the 'Z' drive on a monthly basis and put onto DVD's. This was to free up hard drive space. These DVD's were stored in the SDU safe and securely at Human Source Management Unit (HSMU). A log book was kept logging audio files that had been archived to DVD.

35. I have viewed the contents and backed up material on these recovered copy drives and identified them as consistent to what I remember the 'Z' drive file structure looked like. The 3 hard drives I viewed and recognised as the SDU 'Z' drive were labelled;

- a. Seagate 1TB HDD (2GHNHF60),
- b. Seagate 500GB HDD (9VMY4HK1), and,
- c. Seagate 500GB HDD (Z2A0C47X)

36. I have not yet been given a copy of the hard drive to properly go through the contents for material relevant to HS 3838.

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37. The SDU 'Z' drive was utilised for HS 3838 from June 2007 onwards at SDU. This was based on intelligence received in ICR084 on 21-Jun-07 which is noted follows;

- a. Higgs bragging he has a computer hacker. This person works for a big multi-national company and has installed servers at Fed Pol, Vic Pol and Telstra.
- b. This computer hacker can get into any server including Vic Roads.
- c. Action: Updated controller. All 3838 material moved to standalone computer on 21-Jun-07. (Note: this should read 22-Jun-07)

38. Any documents I have referred to in this statement are the property of Victoria Police. Requests for access to these documents should be made to Victoria Police.



Fox-O

(31-July-2019)