This document has been redacted for Public Interest Immunity claims made by Victoria Police. These claims are not yet resolved.

Memorandum

To: Robert Redlich QC

CC: Jim Valos

From: Nicola Gobbo

Date: 28/03/02

Re: Tony Mokbel: Bail Application

At 6.35pm tonight I called De Santo in order to clarify matters discussed earlier today.

He was not reluctant to speak to me. I told him that I was calling because I understood that Jim had left a couple of messages on his phone to which he had not responded. I also told him that ideally we wanted Jim to speak to him with a view to calling Jim to give evidence of that conversation.

I think he indicated that he had a message from the Crown but he is unwell and has not returned any calls today. He is not in his office tomorrow; he has a doctor's appointment at 11am and a specialist's appointment He will come back to Court if he is asked to do so or ordered to by His Honour (got the impression that he would prefer the judge requesting his attendance). Tomorrow afternoon is a possibility for him but he is not available in the morning.

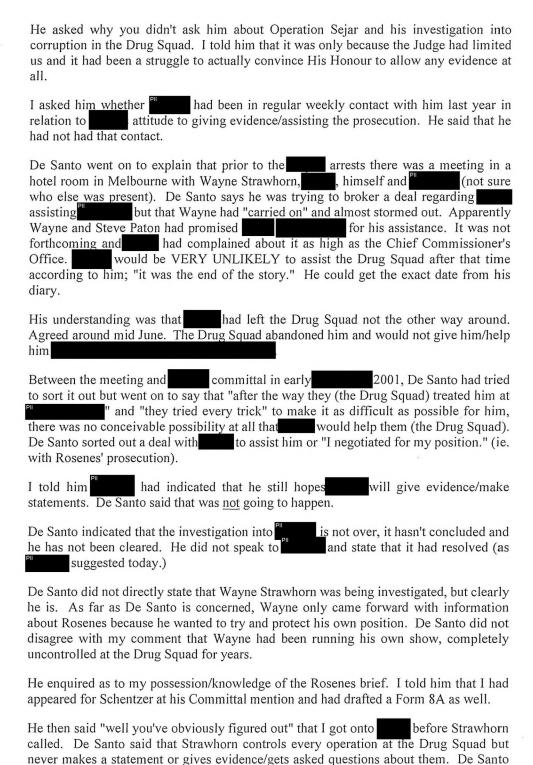
He stated later that if Bill Morgan -Payler called him then he would have to tell him that I had called. I told him that I had no difficulty with that.

I told him why we needed to speak to him and summarised a little of had be sevidence for him. He was very enthusiastic in telling me that had had "the audacity to report him" to more senior police on the basis that De Santo was conducting an investigation into him. De Santo said that was partly why we saw him sitting in at McCulloch's Committal last week. had also complained, requesting De Santo to expedite his investigation.

De Santo told me that I should get a copy of sevidence from the Committal in which he apparently told the Court that the evidence that he had given at an earlier bail application was wrong (about the drug quantity). was cross-examined about the location of money during a search of the property (McCulloch's). The money was that which De Santo received a complaint about ie. the money that McCulloch claims was put there (by Rosenes).

De Santo stated that he (ESD) does not have a great relationship with the Drug Squad and that he is sick and tired of them putting things onto him. He said he has to be careful whenever he goes to a court to give evidence because it is misinterpreted and results in formal complaints being lodged (by non-ESD police).

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said that Strawhorn told him that he had discovered the unauthorised chemical purchases

at Sigma but the reality was that Sigma advised him (ESD).

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Significantly, he said that after	Rosenes and Paton's arrest, (July	29 and mid June) the	
Drug Squad did not want to do	anything to help It was	not in their interests	
because "they (Rosenes and Pato	on) had the capacity to blow the D	rug Squad sky high.	
De Santo told me that	and Strawhorn had been out t	o the prison to offer	
bail if he	I told him that my instruct	ions are that they had	
		vasn't an unacceptable	
risk then.) De Santo suggeste	ed putting that to and c	calling for the	
recording of any conversation.	(I think putting it to like is or	ne thing but God only	_
knows what Tony said to them.)			
He would be happy to talk to us	about what ha is interested in space	king to Tony about in	

He would be happy to talk to us about what he is interested in speaking to Tony about in the future. I told him that we did not have instructions to do so at present.

De Santo said that he would tell Morgan-Payler I had spoken to him if he received a call. I said that I couldn't imagine he would get a call from the Crown seeking for him to be recalled. I told him that Morgan-Payler had indicated that he may withdraw tomorrow due to a potential conflict.

He did not want to say much on this topic. However, he felt that the 2IC in the Rosenes/ transcript is Morgan-Payler and that what Rosenes is saying appears to be accurate in the conversation. De Santo won't be surprised if it gets adjourned tomorrow (on the basis that Morgan-Payler gave advice to the Drug Squad (I think) as to proceeding without

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Response

Grant

Written submissions:

MIPayler: bits of tape \$200KRC fees

3 x tapes

Ex Q, T, U

State Crown & ula with

(ii) reverting course of j.